

THE CORPORATION OF THE CITY OF GRAND FORKS
AGENDA – PUBLIC HEARING MEETING

Monday, May 30th, 2016, at 6:00 pm
7217 - 4th Street, Council Chambers City Hall

	<u>ITEM</u>	<u>SUBJECT MATTER</u>	<u>RECOMMENDATION</u>
1.	<u>PRESENTATIONS</u>		
2.	<u>CALL TO ORDER</u>		
3.	<u>ADOPTION OF AGENDA</u>		
4.	<u>MINUTES</u>		
5.	<u>REGISTERED PETITIONS AND DELEGATIONS</u>		
6.	<u>UNFINISHED BUSINESS</u>		
7.	<u>REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY</u>		
8.	<u>RECOMMENDATIONS FROM STAFF FOR DECISIONS</u>		
	a) Manager of Development & Engineering Services RFD - Mgr. of Dev. & Eng. - Amend Sustainable Community Plan Bylaw - Temp. Use Permits	To amend the current Sustainable Community Plan Bylaw by adding a policy statement for Temporary Use Permits	THAT Council hold the Public Hearing as advertised, allowing any person present who believes that his or her intents are affected by the proposed bylaw be given the opportunity to be heard on matters contained in the bylaw, and ensuring that, as a Council, hearing from the public is required to take all submissions and to base a decision on the facts relevant to the Sustainable Community Plan amendment.
9.	<u>REQUESTS ARISING FROM CORRESPONDENCE</u>		
10.	<u>INFORMATION ITEMS</u>		
11.	<u>BYLAWS</u>		
12.	<u>LATE ITEMS</u>		
13.	<u>QUESTIONS FROM THE PUBLIC AND THE MEDIA</u>		
14.	<u>ADJOURNMENT</u>		

REQUEST FOR DECISION

— PUBLIC HEARING —



To: Mayor and Council
From: Manager of Development & Engineering Services
Date: May 30, 2016
Subject: To amend the current Sustainable Community Plan Bylaw by adding a policy statement for Temporary Use Permits.

Recommendation: **RESOLVED THAT COUNCIL HOLD THE PUBLIC HEARING AS ADVERTISED, ALLOWING ANY PERSON PRESENT WHO BELIEVES THAT HIS OR HER INTENTS ARE AFFECTED BY THE PROPOSED BYLAW BE GIVEN THE OPPORTUNITY TO BE HEARD ON MATTERS CONTAINED IN THE BYLAW, AND ENSURING THAT, AS A COUNCIL, HEARING FROM THE PUBLIC IS REQUIRED TO TAKE ALL SUBMISSIONS AND TO BASE A DECISION ON THE FACTS RELEVANT TO THE SUSTAINABLE COMMUNITY PLAN AMENDMENT.**

BACKGROUND: City staff deemed it desirable to amend the current Sustainable Community Plan to include a "Temporary Use Permit" policy statement as part of a housekeeping necessity.

At the April 11, 2016 Committee of the Whole Meeting, the Committee recommended that Council direct staff to draft the appropriate amendment bylaw by adding a policy statement for Temporary Use Permits.

At the April 11, 2016 Regular meeting, Council directed staff to draft the appropriate amendment bylaw to amend the current Sustainable Community Plan Bylaw by adding a policy statement for Temporary Use Permits and to proceed with the statutory requirements for amending bylaws in accordance with the Local Government Act.

The statement to read "Temporary Use Permit applications will be considered by Council on a case-by-case basis within all land use designated areas on the City of Grand Forks Official Zoning Map.

At the May 9, 2016 Regular Meeting, Council gave first and second readings to Bylaw 1919-A1 and directed staff to proceed with statutory requirements to amend the bylaw.

On May 10, 2016 staff sent referral requests to various agencies and City departments for comment on the proposed amendment.

REQUEST FOR DECISION

— PUBLIC HEARING —



City Staff scheduled a public hearing for May 30, 2016 @ 6:00p.m. in Council Chambers at City Hall and published notice of the hearing in the May 18 and May 25, 2016 editions of the Grand Forks Gazette.

Benefits or Impacts of the Recommendation:

- General:** Council has the authority to amend the Sustainable Community Plan in accordance with the Local Government Act.
- Strategic Impact:** N/A
- Financial:** N/A
- Policy/Legislation:** The Local Government Act outlines the requirements for the holding of public hearings.
- Attachments:**
- Draft Bylaw 1919-A1;
 - Notice of Public Hearing Advertisement.

Recommendation: **RESOLVED THAT COUNCIL HOLD THE PUBLIC HEARING AS ADVERTISED, ALLOWING ANY PERSON PRESENT WHO BELIEVES THAT HIS OR HER INTENTS ARE AFFECTED BY THE PROPOSED BYLAW BE GIVEN THE OPPORTUNITY TO BE HEARD ON MATTERS CONTAINED IN THE BYLAW, AND ENSURING THAT, AS A COUNCIL, HEARING FROM THE PUBLIC IS REQUIRED TO TAKE ALL SUBMISSIONS AND TO BASE A DECISION ON THE FACTS RELEVANT TO THE SUSTAINABLE COMMUNITY PLAN AMENDMENT.**

OPTIONS: 1. **COUNCIL PROVIDES THE OPPORTUNITY FOR THE PUBLIC TO MAKE THEIR VIEWS KNOWN ON THE MATTERS CONTAINED IN THE BYLAW AT THE PUBLIC HEARING.** This option will allow the public the opportunity to be heard as outlined in the Local Government Act. It is the duty of Council to receive submissions and relevant questions and keep an open mind before making the final decision. Council can seek advice from Staff and receive additional reports from Staff based on the public's submissions.

REQUEST FOR DECISION

— PUBLIC HEARING —



2. **COUNCIL MAY DECLINE TO HOLD THE PUBLIC HEARING AND DENY REZONING AND FURTHER PUBLIC PROCESS.** There is no option not to hold the public hearing, inasmuch as it has been duly advertised.
3. **COUNCIL REFERS BACK TO STAFF FOR FURTHER INFORMATION.**

	
Department Head or CAO	Chief Administrative Officer

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1919-A1

A BYLAW TO AMEND THE CITY OF GRAND FORKS
SUSTAINABLE COMMUNITY PLAN BYLAW NO. 1919, 2011

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WHEREAS Council may, by bylaw, amend the provisions of a Sustainable Community Plan, pursuant to the provisions of the Local Government Act;

AND WHEREAS Council of the Corporation of the City of Grand Forks believes it is in the public interest to amend the provisions of the Sustainable Community Plan;

NOW THEREFORE, Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

1. That Section 10.0 "Support a Diversified Economy" under Policies 10.3 be amended by adding the following policy statement:

Policy 10.3.9 Temporary use permit applications will be considered by Council on a case-by-case basis within all zone areas on the City of Grand Forks Official Zoning Map.

2. That this bylaw may be cited as the "**Amendment to the City of Grand Forks Sustainable Community Plan Bylaw No. 1919-A1, 2016**".

Read a **FIRST** time this 9th day of May, 2016.

Read a **SECOND** time this 9th day of May, 2016.

PUBLIC HEARING NOTICE ADVERTISED this 18th day of May, 2016 **AND** this 25th day of May, 2016.

PUBLIC HEARING HELD this ____ day of ____, 2016.

**Amendment to the City of Grand Forks Sustainable Community Plan
Bylaw No. 1919-A1, 2016**

Read a **THIRD** time this ____ day of _____, 2016.

APPROVED by the Ministry of Transportation and Infrastructure, in accordance with the Highways Act this ____ day of _____, 20__.

Approving Officer

FINALLY ADOPTED this ____ day of _____, 2016.

Mayor Frank Konrad

Corporate Officer Diane Heinrich

CERTIFIED

I hereby certify that the foregoing to be a true copy of Bylaw No. 1919-A1 as passed by the Municipal Council of the City of Grand Forks on the ____ day of _____, 2016.

Corporate Officer of the Municipal Council
of the City of Grand Forks



Settle down.

**THE CORPORATION OF THE
CITY OF GRAND FORKS**

NOTICE OF PUBLIC HEARING

WHEREAS the Local Government Act requires that a PUBLIC HEARING be held prior to amending a Zoning or Sustainable Community Plan;

TAKE NOTICE THAT a Public Hearing with respect to the proposed Sustainable Community Plan amendment bylaw, cited as the "Amendment to the City of Grand Forks Sustainable Community Plan Bylaw No. 1919-A1, 2016" will be held on:

**Monday, May 30, 2016 at 6:00 p.m.
in Council Chambers at City Hall, 7217-4th Street,
Grand Forks, B.C.**

Bylaw No. 1919-A1 is intended to amend the "City of Grand Forks Sustainable Community Plan Bylaw No. 1919, 2011", by adding a new policy statement that Temporary Use Permit applications will be considered by Council on a case-by-case basis within all zone areas depicted on the Official Zoning Map.

The proposed bylaw may be inspected between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday (excluding holidays) until May 27, 2016 at City Hall, 7217-4th Street, Grand Forks, B.C.

Dated this 12th day of May, 2016.

Dolores Sheets
Manager of Development & Engineering Services