



# TOWN OF LADYSMITH

A REGULAR MEETING OF THE  
COUNCIL OF THE TOWN OF LADYSMITH  
WILL BE HELD IN COUNCIL CHAMBERS AT CITY HALL ON

MONDAY, FEBRUARY 20, 2012  
7:00 p.m.

## A G E N D A

Page

### CALL TO ORDER

1. AGENDA APPROVAL

2. MINUTES

2.1. Minutes of the Regular Meeting of Council held February 6, 2012 **1 - 5**

3. PUBLIC HEARING

None

4. DELEGATIONS

4.1. Len Manuel, Boys and Girls Clubs of Central Vancouver Island  
Pink Shirt Day, February 29, 2012

4.2. Kayley McKinley, Cassandra Plourde and Elaine Wilkinson, Project Reel Life  
Vision for a Movie Theatre in Ladysmith

4.3. Karen Fediuk, Parent, Ecole Davis Road  
Parking at Ecole Davis Road

5. PROCLAMATIONS

5.1. Mayor Hutchins has proclaimed the month of March 2012 as Community Social  
Service Awareness month in the Town of Ladysmith

6. DEVELOPMENT PERMITS / DEVELOPMENT VARIANCE PERMITS

6.1. Development Permit Application – R.W. Wall Ltd. **6 - 14**  
Lot 1, District Lot 24, Oyster District, Plan VIP72824 (1030 Oyster Bay Road)

7. STAFF / ADVISORY COMMITTEE REPORTS

7.1. Tree Canada / BC Hydro Grant **15 - 16**

7.2. Proposed Funding Application for Canada Summer Jobs Program **17 - 18**

7.3.	Proposed Distillery in South Ladysmith – Pizzitelli (Lot 2, District Lot 72, Oyster District, Plan VIP63624, Except part in Plan VIP80408 – Westdowne Road)	19 - 21
7.4.	Stage Two Completion – Waste Water Treatment Plant	22 - 24
7.5.	Preliminary Report on 2012 to 2016 Financial Plan – General Discussion	
7.6.	Proposed Amendment to Streets and Traffic Bylaw No. 1309	25 - 26
<b>8.</b>	<b>CORRESPONDENCE</b>	
8.1.	Jerry Pink, Board Chair, Nanaimo Airport Commission Town of Ladysmith Nominee to the Nanaimo Airport Commission	27 - 29
	<u>Staff Recommendation:</u> That Council consider whether it wishes to direct staff to advertise for candidates to represent the Town of Ladysmith on the Nanaimo Airport Commission Board of Directors.	
8.2.	John Rowlandson, Velo Village Saltspring Island Request for Endorsement of Resolution Supporting Provincial Investment in Cycling Infrastructure	30
	<u>Staff Recommendation</u> That Council consider whether it wishes to endorse the proposed resolution calling for investment by the Province of B.C. in cycling infrastructure, as outlined in the correspondence from John Rowlandson dated February 15, 2012.	
<b>9.</b>	<b>BYLAWS</b>	
9.1.	Town of Ladysmith Development Cost Charges Parks Appropriation Bylaw 2012, No. 1793 May be adopted.	31
	<i>The purpose of Bylaw 1793 is to authorize the transfer of funds from the Development Cost Charges (Open Space and Parklands) Restricted Reserve for costs associated with the development of Forrest Field at Lot 108.</i>	
9.2.	Town of Ladysmith Streets and Traffic Bylaw No. 1309, Amendment Bylaw 2012, No. 1794 May be read a first, second and third time.	32
	<i>The purpose of Bylaw 1794 is to amend the Streets and Traffic Bylaw to permit the Town to regulate 'extraordinary use' of the Town's road system and to enable the Town to obtain security and compensation in the event of damage incurred during such use.</i>	

**10. NEW BUSINESS**

- 10.1. Proposed Resolution Regarding Abandoned and Derelict Vessels for Consideration at the Association of Vancouver Island Municipalities Annual Convention (Councillor Arnett)

**33****11. UNFINISHED BUSINESS****12. QUESTION PERIOD**

- A maximum of 15 minutes are allotted for questions.
- The Question Period will be comprised of two parts. The first part is reserved for questions directly related to items which appear on the agenda. If there is time remaining, questions during the second part can be on a matter of public interest under the jurisdiction of the Town.
- Each questioner will be allowed to ask one question plus a follow-up question related to the answer. If after all questioners have been heard and there is still time remaining, a questioner who has already spoken can ask one additional question plus a follow-up question related to the answer.
- Questions must be truly questions and not statements of opinions. Questioners are not permitted to make a speech.
- Questioners must avoid personal references; insinuations; violent, offensive or disrespectful remarks about another person; and unparliamentary language.
- Questions shall be addressed to the Chair.
- No commitments shall be made by the Chair in replying to a question. Matters which may require action of the Council shall be referred to a future meeting of the Council.

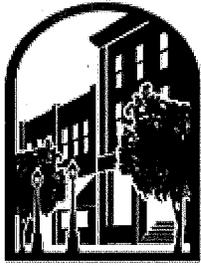
**13. EXECUTIVE SESSION**

In accordance with Section 90(1) of the *Community Charter*, this section of the meeting will be held *In Camera* to consider the following items:

- the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality

**14. ADJOURNMENT**





LADYSMITH

MINUTES OF A MEETING OF COUNCIL OF THE  
TOWN OF LADYSMITH  
HELD IN COUNCIL CHAMBERS AT CITY HALL ON  
MONDAY, FEBRUARY 6, 2012

COUNCIL MEMBERS PRESENT:

Mayor Rob Hutchins  
Councillor Jillian Dashwood  
Councillor Gord Horth  
Councillor Glenda Patterson

Councillor Steve Arnett  
Councillor Bill Drysdale  
Councillor Duck Paterson

STAFF PRESENT:

Ruth Malli  
Erin Anderson

Sandy Bowden  
Felicity Adams

CALL TO ORDER

Mayor Hutchins called the meeting to order at 7:00 p.m.

AGENDA APPROVAL

Mayor Hutchins requested Council's consideration of removing Item 9.2 (Staff report re: leases for Town-owned properties on Oyster Bay Drive) from the agenda.

CS 2012-023

It was moved, seconded and carried that the agenda for the Regular Council Meeting of February 6, 2012 be adopted as amended.

MINUTES

CS 2012-024

It was moved, seconded and carried that the minutes of the Regular Meeting of Council held January 16, 2012 be approved as circulated.

PROCLAMATIONS

Mayor Hutchins proclaimed the week of February 20<sup>th</sup> to 26<sup>th</sup>, 2012 as Heritage Week in the Town of Ladysmith.

Mayor Hutchins proclaimed February 29<sup>th</sup>, 2012 as Pink Shirt Day in the Town of Ladysmith.

DEVELOPMENT PERMITS /  
DEVELOPMENT VARIANCE  
PERMITS

Rezoning Application - LANDECA Services  
Lot A, District Lot 126, Oyster District, Plan VIP73132 -  
Malone Road

CS 2012-025

It was moved, seconded and carried that staff be directed to prepare bylaws to amend the Official Community Plan and Zoning Bylaw No. 1160 to permit a mixed residential

neighbourhood on the property legally described as Lot A, DL 126, Oyster District, Plan VIP73132 (3360-11-01 LandEca).

CS 2012-026

It was moved, seconded and carried that staff be directed to work with the applicant on land-use agreements for the proposed development at the end of Malone Road (3360-11-01), as follows:

- a) Protection of the identified riparian areas (SPEA) through public ownership.
- b) Management of environmental features on the land and the provision of open space for the development through the development permit process.
- c) Dedication of the Malone Road extension.
- d) Covenant registration with the following commitments:
  - No clearing of trees and vegetation of the multi-family site until the overall development permit is approved;
  - Provision of one serviced residential lot to 'Habitat for Humanity';
  - Contribution of the pedestrian pathway and park staging area (entry) to the Lot B park site;
  - Provision of a continuous fence at the back of the single-family / two-family area bounding Lot B;
  - A commitment to Energuide 80 energy efficient buildings; and
  - A commitment to the construction of a minimum of 10% of the multi-family units as adaptable units.

**Rezoning Application – 320 Fourth Avenue Extension  
Lot 5, District Lot 56, Oyster District, Plan 965, except part in  
Plan 31211**

CS 2012-027

It was moved, seconded and carried that rezoning application 3360-11-02 (320 4<sup>th</sup> Avenue Extension) be referred to the Advisory Planning Commission and the Advisory Design Panel for review and comment prior to Council providing direction on the development of an amendment bylaw or land use agreement (covenant) requirements.

**STAFF / ADVISORY  
COMMITTEE REPORTS**

**Guidelines for the Siting of Telecommunications Facilities  
(Cell Towers)**

CS 2012-028

It was moved, seconded and carried that the "Guidelines for the Siting of Telecommunications Facilities within the Town of Ladysmith, BC" be endorsed as presented.

**Preliminary Report on 2012 to 2016 Financial Plan – General Operating and Capital Funds**

City Manager Ruth Malli presented the proposed budget for the 2012 General Operating and Capital Funds and a discussion ensued. Staff responded to questions from members of the public regarding various aspects of the proposed budget including:

- Interest rate for fire rescue vehicle purchase
- Funding for the Ladysmith and District Historical Society
- Increase in trails budget as a result of safety considerations
- Benefit costs for Union and exempt staff
- Trolley revenues and expenses

**Ladysmith Chamber of Commerce  
2012 Home, Garden and Business Show**

CS 2012-029

It was moved, seconded and carried that the Town of Ladysmith set up a booth in the Ladysmith Home, Garden and Business Show from March 30 to April 1, 2012.

**Iris Churcher  
Parking Spaces for People with Disabilities**

CS 2012-030

It was moved, seconded and carried that the request from Iris Churcher for improvements to parking spaces for people with disabilities as outlined in her correspondence dated January 22, 2012 be referred to staff for review.

**Kathy Holmes, Arts Council of Ladysmith and District  
Request for Letter of Support for Grant Funding Application**

CS 2012-031

It was moved, seconded and carried that the request from the Arts Council of Ladysmith and District dated January 25, 2012 for a letter of support of the Council's application for funding to install an elevator in the premises leased from the Town at 610 Oyster Bay Drive be referred to the next Council meeting at which the issue of leases for the Town-owned properties on Oyster Bay Drive is considered.

**BYLAWS**

**Town of Ladysmith Development Cost Charges Parks Appropriation Bylaw 2012, No. 1793**

CS 2012-032

It was moved, seconded and carried that Town of Ladysmith Development Cost Charges Parks Appropriation Bylaw 2012, No. 1793 be read a first, second and third time.

**NEW BUSINESS**

**Town of Ladysmith Delegation to Association of Vancouver Island & Coastal Communities (AVICC) 2012 Conference**

CS 2012-033

It was moved, seconded and carried that the Mayor and five Councillors be authorized to attend the upcoming 2012

conference of the Association of Vancouver Island Municipalities in Uclulet.

## UNFINISHED BUSINESS

CS 2012-034

### Green Municipal Fund Grant Application Resolution – Waste Water Treatment Plant Upgrade

It was moved, seconded and carried that the following Resolution No. CS 2011-518 be rescinded:

That Council's intent to pursue Phase 3 of the Waste Water Treatment Plant upgrade be confirmed, and that staff be directed to apply for grant funding through the Green Municipal Fund with the town's share of the costs to be funded through reserves, operations and other grants and that the financial Plan be amended accordingly.

CS 2012-035

It was moved, seconded and carried that Council's intent to pursue Phase 3 of the Waste Water Treatment Plant upgrade be confirmed, and that staff be directed to apply for a loan and grant funding through the Green Municipal Fund with the Town's share of the costs to be funded through reserves, operations and other grants, and that the Financial Plan be amended accordingly.

## QUESTION PERIOD

R. Johnson commented on the following:

- Removal of curbs for parking for those with limited mobility
- Provision of free Wi-Fi in the downtown core
- Traffic issues associated with the rezoning application for Malone Road

## EXECUTIVE SESSION

CS-2012-036

It was moved, seconded and carried at 8:30 p.m. that Council retire into Executive Session after a five-minute recess, to consider the following items:

- The receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose
- Litigation or potential litigation affecting the municipality
- Discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*]

## ARISE AND REPORT

Council arose from Executive Session at 10:00 p.m. with report on the following item:

- Proposed Harmonized Sales Tax Incentive Program for Marketing Town-owned Properties

ADJOURNMENT

CS 2012-037

It was moved, seconded and carried that this meeting of Council be adjourned at 10:00 p.m.

CERTIFIED CORRECT

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Mayor (R. Hutchins)

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Corporate Officer (S. Bowden)

Subject to Adoption



Town of Ladysmith  
**STAFF REPORT**

To: Ruth Malli, City Manager  
From: Felicity Adams, Director of Development Services  
Date: February 15, 2011  
File No: 3060-11-20

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Re: Development Permit Application – R.W. Wall Ltd.  
Lot 1, District Lot 24, Oyster District, Plan VIP72824 (1030 Oyster Bay Drive)

RECOMMENDATION(S):

1. That Council issue Development Permit 3060-11-20 to permit a light industrial building and site improvements at 1030 Oyster Bay Drive (Lot 1, District Lot 24, Oyster District, VIP72824);  
AND THAT the Mayor and Corporate Officer be authorized to sign the Development Permit.
2. That Council confirm its acceptance of the ongoing maintenance of a developer built pedestrian plaza located at Ludlow Drive, and that the Parks Maintenance Budget be increased by \$1000 to reflect maintenance of the pedestrian plaza, commencing in 2013.

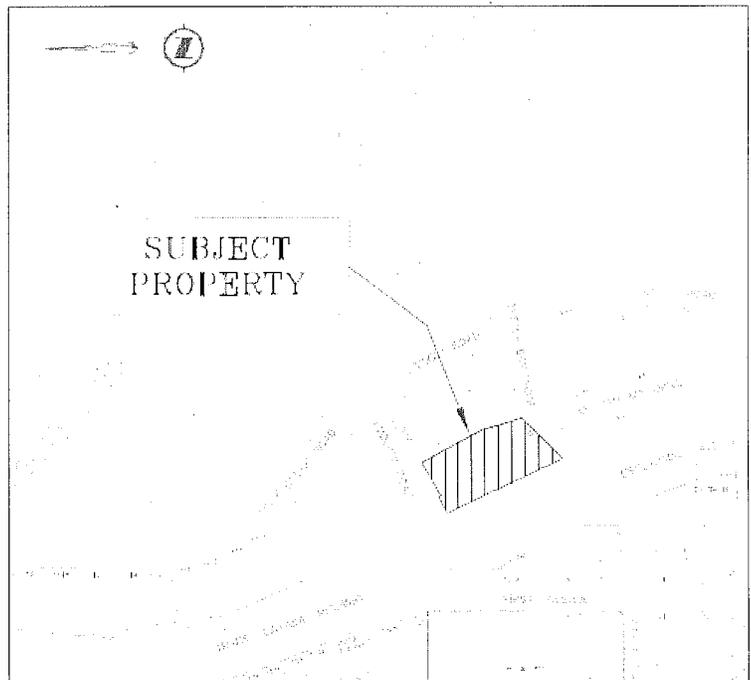
PURPOSE:

The purpose of this report is to present a Development Permit application for a proposed light industrial building at 1030 Oyster Bay Drive.

INTRODUCTION/BACKGROUND:

A two storey light industrial building is being proposed for 1030 Oyster Bay Drive. The total building area is proposed to be 2,958 m<sup>2</sup> (31,840 ft<sup>2</sup>) in size and will consist of multi-tenanted industrial units with related office and retail components.

The applicant is proposing to construct the building in two phases. The existing buildings onsite will be removed and the two existing businesses will be moved into the first phase of the new structure. The second phase will be constructed once tenants are secured.



The subject property is bordered by 'Island Corridor Foundation' land to the west, Home Hardware to the east, Ludlow Drive to the north, and 'Black Press' to the south. The property falls within the 'Waterfront Area Plan'; is zoned "Light Industrial Zone (I-1)"; and also falls within Development Permit Area 5 – Industrial (DPA 5).

#### SCOPE OF WORK:

The current stage of this development permit application is the consideration by Council of a development permit for a new light industrial building. The proposal meets the Zoning Bylaw regulations that apply to the site.

The grade of the site will be altered such that the building will have a one-storey façade when viewed from the Trans Canada Highway and a two storey façade will face the Home Hardware site. The site will be enhanced with landscaping, public paths, and 72 parking stalls.

The proposed design meets the *Waterfront Area Plan and DPA 5 Guidelines* as follows:

*Pedestrian scale, visibility of building function, neighbourliness to other buildings/spaces, coherent image and distinctive roofscape:*

- ✓ Roofline height will vary by the introduction of heavy timber and steel deck sloping overhangs – which will also screen rooftop mechanical devices.
- ✓ The concrete tilt-up panels will be accented by stone veneer, metal corrugated siding, as well as steel and heavy timber canopies accenting the entries and corners.
- ✓ The colour scheme will be in the natural hues consistent with natural stone and wood elements.
- ✓ Commercial aluminum glazing will be used throughout with matching overhead door sections (where required).
- ✓ The building will be of non-combustible construction and will contain a sprinkler system.

*Access and egress for large delivery vehicles and efficient and safe vehicle and pedestrian circulation:*

- ✓ Parking and vehicle circulation will be around the building to serve the light industrial units.
- ✓ Pedestrian oriented sidewalks will surround the building; two pedestrian paths will lead to the Ludlow Rd. sidewalk; and a defined path may be available for ease of customer access to the adjacent Home Hardware store.

*Buildings shall be attractively landscaped with appropriate screening and buffering for parking areas, garbage collection, and delivery areas:*

- ✓ The landscape plan design (attached) recognizes the importance of the subject property as the gateway to Ladysmith from the north. The landscape plan includes a paved pedestrian plaza on the south west corner which includes plants and materials to reflect the park across the highway.
- ✓ The drought tolerant native plantings along the western edge are largely on Town boulevard and have been designed to provide an attractive woodland edge ecosystem to naturalize over time.

- ✓ The plantings along the southern edge (along the the Island Hwy) consist of columnar maple trees with shrub roses and mugo pine.
- ✓ The garbage and recycling area at the Oyster Bay Drive entrance is proposed to be screened with a painted wood enclosure as well as plantings.

The pedestrian plaza located at Ludlow Drive will provide improved pedestrian access to the site as well as an enhanced public space at this prominent intersection. The plaza is located on public land and the ongoing maintenance by the Town is recommended by staff.

Signage is not a subject of this Development Permit. A separate sign permit will be required for new signage on the subject property.

ALTERNATIVES:

To not issue Development Permit 3060-11-20 for reasons related to the Development Permit Area guidelines.

FINANCIAL IMPLICATIONS:

The pedestrian plaza located on the corner of Ludlow Drive and the Trans Canada Highway is located on Town Land and Island Corridor Foundation Land. Staff are in discussions with the Island Corridor Foundation regarding the proposal. If the amenity is constructed, it would likely only be successful for the long-term if it is maintained by the Town. The maintenance costs would be a maximum of \$1000 per year.

LEGAL IMPLICATIONS:

A development permit is required prior to constructing a building on this property.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

This application was presented to the Advisory Design Panel (ADP) on February 13, 2012. The ADP recommends that Council accept the application subject to suggestions for further confirmation:

- That the landscape plan be constructed as shown;
- That the canopy on the south elevation (visible from the Hwy) be extended;
- That signage be given special consideration with staff; and
- That the garage doors on the south elevation be primarily glass.

*In response to the ADP suggestions, the following terms have been included in the Development Permit:*

- *The applicant will submit a landscape bond of \$61,950.00 and staff recommend that the landscape architect conduct the final landscape inspection.*
- *The canopy on the south elevation has been extended along the full south elevation.*
- *A separate sign permit will be required and will be reviewed thoroughly by staff.*
- *The applicant has committed to glass style garage doors on the south elevation.*

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

The application has been referred to the Director of Infrastructure Services and his comments have been integrated into the project.

RESOURCE IMPLICATIONS:

Processing Development Permit applications is within available staff resources.

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

The Visioning Report supports maintaining a strong local industrial and commercial land base.

ALIGNMENT WITH STRATEGIC PRIORITIES:

Effective land use planning and community design are strategic Council directions.

SUMMARY:

It is recommended that Council support Development Permit 3060-11-20, as proposed.

I concur with the recommendation.

A handwritten signature in cursive script, appearing to read "R. Malli", is written over a horizontal line.

Ruth Malli, City Manager

ATTACHMENTS:

Development Permit 3060-11-20

TOWN OF LADYSMITH  
DEVELOPMENT PERMIT 3060-11-20  
(Section 920 Local Government Act)

DATE: February 20, 2012

TO:           Owner:       Terra-North Inc., Inc. No. A0078580  
              Applicant:   R.W. Wall Ltd.

Address:     11720 Fairtide Road  
              Ladysmith, BC  
              V9G 1K5

1. This Development Permit is subject to compliance with all of the bylaws of the Town of Ladysmith applicable thereto, except as specifically varied by this Permit.
2. This Permit applies to and only to those lands within the Town of Ladysmith described below, and any and all buildings, structures and other development thereon:  
  
Lot 1  
District Lot 24  
Oyster District  
Plan VIP72824, Except Part in Plan VIP81529  
PID# 025-143-476  
CIVIC ADDRESS 1030 Oyster Bay Drive  
(referred to as the "Land")
3. This Permit has the effect of authorizing the issuance of a building permit for the construction of a building or structure on the Land in accordance with the plans and specifications attached to this Permit, and subject to all applicable laws, except as varied by this Permit; subject to the conditions, requirements and standards imposed and agreed to in section 5 and 6 of this Permit.
4. This Permit does not have the effect of varying the use or density of the Land specified in Zoning Bylaw No. 1160.
5. The Permittee, as a condition of the issuance of this Permit, agrees to develop the lands as shown in:  
  
Schedule A:     Site Plan – O.C.A. Architects Inc. (12/5/11)  
Schedule B:     Elevations - O.C.A. Architects Inc.  
Schedule C:     Landscape Plan – Victoria Drakeford (Jan 7, 2012)
6. The Permittee, as a condition of the issuance of this Permit agrees that:
  - a) The landscaping shall be irrigated with three in-ground hose bibs.
  - b) The landscaping shall be inspected by the landscape architect, with an inspection report completed by the landscape architect, prior to consideration of return of the landscape bond referred to section 7.
  - c) Signage is not a subject of this Development Permit.
7. This Permit is issued on the condition that the Permittee has provided to the Town of Ladysmith security in the form of an irrevocable Letter of Credit to guarantee the performance of the conditions in section 5 and 6 of this Permit respecting

landscaping. The Letter of Credit shall be for a period of 2 years, shall be automatically extended, and shall be in the amount of \$ 61,950.00.

8. Should the Permittee fail to satisfy the conditions referred to in section 5 and 6 of this Permit, the Town of Ladysmith may undertake and complete the works required to satisfy the landscaping conditions at the cost of the Permittee, and may apply the security in payment of the cost of the work, with any excess to be returned to the Permittee.
9. Should there be no default as herein provided, or where a Permit lapses, the Town of Ladysmith shall return any security provided to the Permittee.
10. Notice of this Permit shall be filed in the Land Title Office at Victoria under s.927 of the *Local Government Act*, and upon such filing, the terms of this Permit 3060-11-20 or any amendment hereto shall be binding upon all persons who acquire an interest in the land affected by this Permit.
11. If the Permittee does not substantially start any construction permitted by this Permit within two years of the date of this Permit as established by the authorizing resolution date, this Permit shall lapse.
12. The plans and specifications attached to this Permit are an integral part of this Permit.
13. This Permit prevails over the provisions of the Bylaw in the event of conflict.
14. Despite issuance of this permit, construction may not start without a Building Permit, Sign Permit or other necessary permits.

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL OF THE TOWN OF  
LADYSMITH ON THE \_\_\_\_ DAY OF \_\_\_\_\_ 201\_\_.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CORPORATE OFFICER

\_\_\_\_\_  
OWNER

\_\_\_\_\_  
PLEASE PRINT NAME

\_\_\_\_\_  
OWNER

\_\_\_\_\_  
PLEASE PRINT NAME

**NOTES:**  
 1. General: For more information, refer to the drawings, specifications and conditions of contract.  
 2. Site: The site is shown as a shaded area on the site plan.  
 3. Survey: The site is shown as a shaded area on the site plan.  
 4. Utilities: The site is shown as a shaded area on the site plan.  
 5. Easements: The site is shown as a shaded area on the site plan.  
 6. Other: The site is shown as a shaded area on the site plan.

No.	Description
1	Site
2	Survey
3	Utilities
4	Easements
5	Other

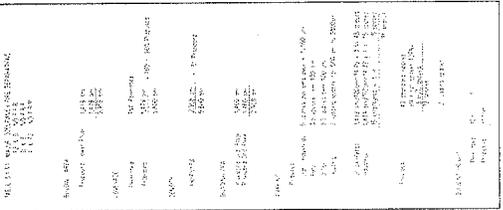
No.	Description
1	Site
2	Survey
3	Utilities
4	Easements
5	Other

**SITE PLAN**  
 O.C.A. Architects (B.C.) Inc.  
 200-1000 BAYVIEW STREET  
 VANCOUVER, B.C. V6L 2Y1  
 TEL: (604) 681-8771  
 FAX: (604) 681-8772  
 www.o.ca-architects.com

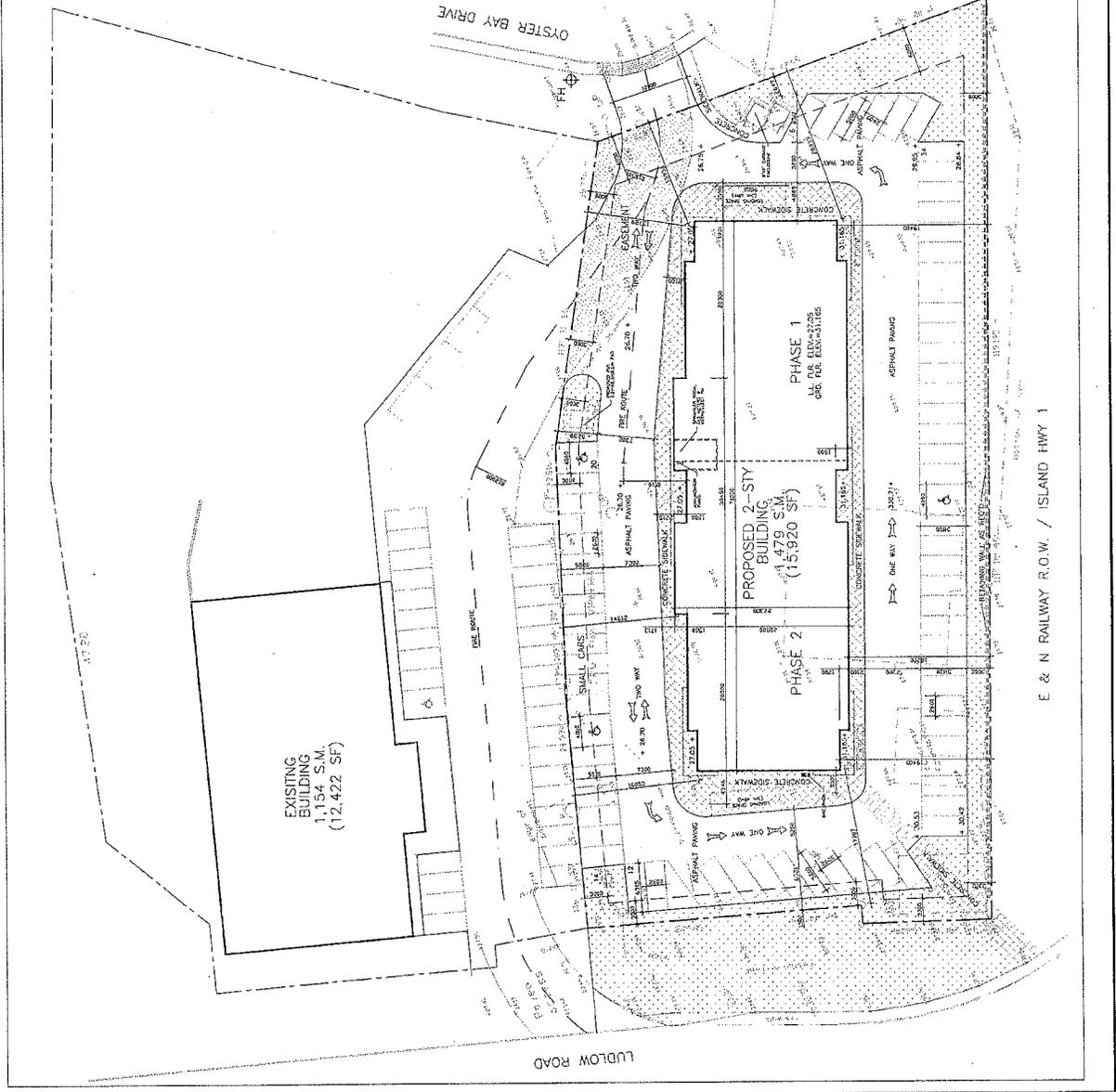
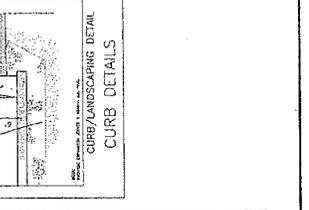
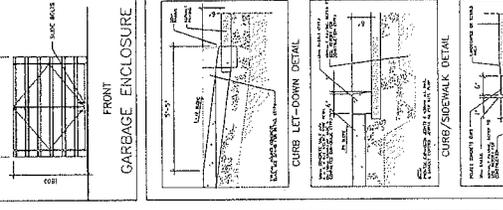
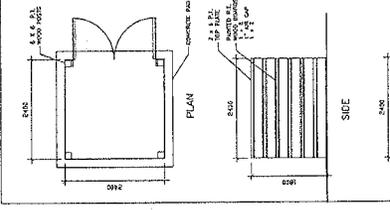
**O.C.A. Architects (B.C.) Inc.**  
 200-1000 BAYVIEW STREET  
 VANCOUVER, B.C. V6L 2Y1  
 TEL: (604) 681-8771  
 FAX: (604) 681-8772  
 www.o.ca-architects.com

**PROJECT:** O.C.A. Architects (B.C.) Inc.  
**DATE:** 12/5/11  
**SCALE:** 1/8" = 1'-0"

**SITE DATA:**  
 1. SITE: 12,000 S.F.  
 2. SURVEY: 12,000 S.F.  
 3. UTILITIES: 12,000 S.F.  
 4. EASEMENTS: 12,000 S.F.  
 5. OTHER: 12,000 S.F.



**LEGEND:**  
 1. Site  
 2. Survey  
 3. Utilities  
 4. Easements  
 5. Other



E & N RAILWAY R.O.W. / ISLAND HWY 1

Notes:

1. All work to be done in accordance with the City of Vancouver Building Code and the applicable provisions of the Building Act.
2. All work to be done in accordance with the City of Vancouver Building Code and the applicable provisions of the Building Act.
3. All work to be done in accordance with the City of Vancouver Building Code and the applicable provisions of the Building Act.
4. All work to be done in accordance with the City of Vancouver Building Code and the applicable provisions of the Building Act.
5. All work to be done in accordance with the City of Vancouver Building Code and the applicable provisions of the Building Act.

Architect's Representative:

Contractor:

Client:

Project:

Sheet No.:

Scale:

Drawn by:

Checked by:

Date:

ELEVATIONS

Sheet No.:

Scale:

Drawn by:

Checked by:

Date:

O.C.A. Architects (B.C.) Inc.

1100 West Broadway

Vancouver, B.C. V6H 1G5

Phone: (604) 681-1111

Fax: (604) 681-1112

Material Legend:

Steel - S

Aluminum - AL

Concrete - C

Stone - ST

Wood - W

Glass - GL

Other - O

Project Name:

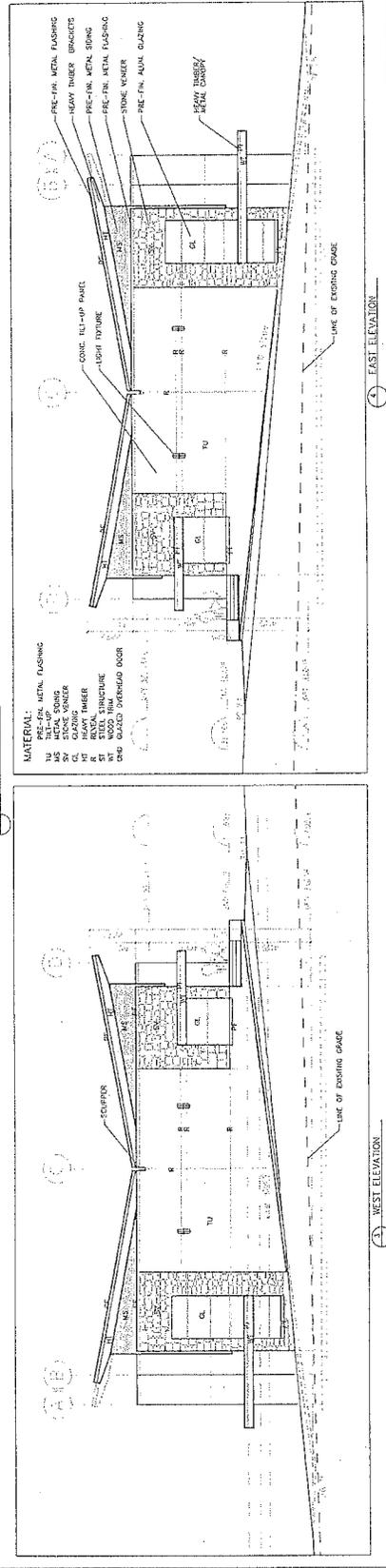
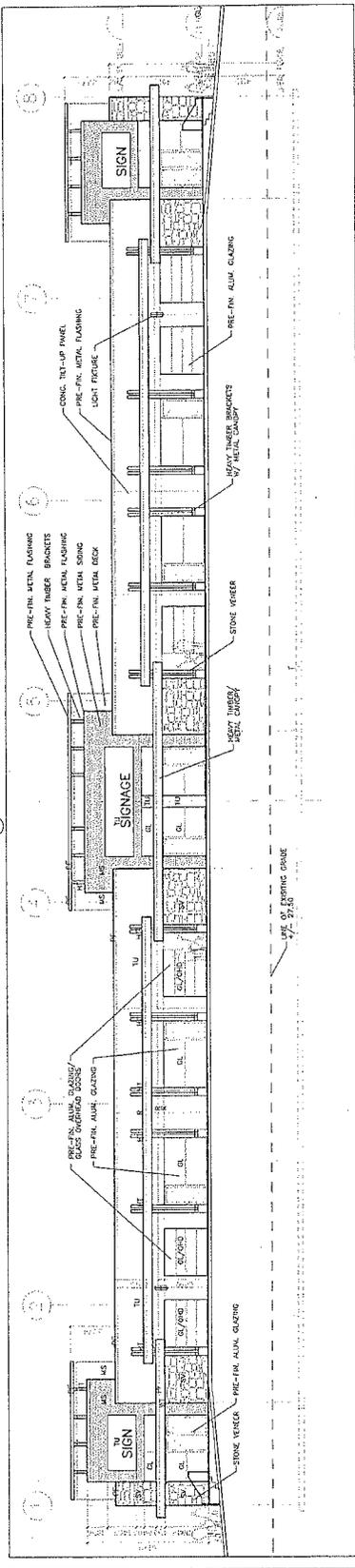
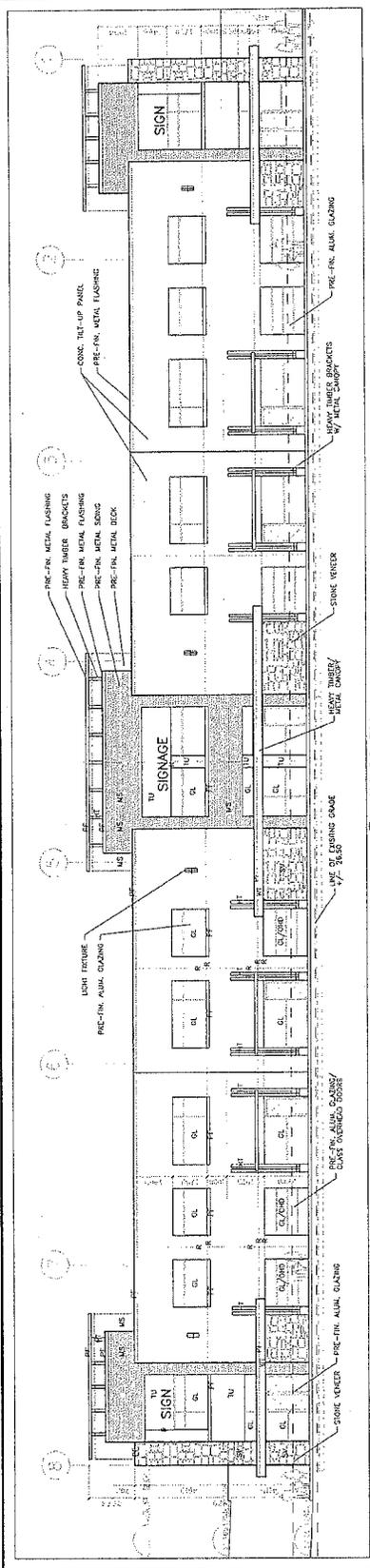
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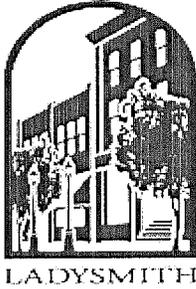
Drawn by:

Checked by:

Date:







## Town of Ladysmith

### STAFF REPORT

To: Ruth Malli, City Manager  
From: Felicity Adams, Director of Development Services  
Date: February 15, 2012  
File No: 1855-20 Tree Canada 2012

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Re: TREE CANADA / BC HYDRO GRANT

#### RECOMMENDATION(S):

1. That Council direct staff to apply for up to \$15,000 from the Tree Canada "Community Tree Planting Program" for urban open space enhancement associated with the Bayview Connector bike path.

#### PURPOSE:

The purpose of this report is to seek Council support for the submission of a grant application to the Tree Canada Foundation for open space enhancements as part of the Bayview Connector bike path project.

#### INTRODUCTION/BACKGROUND:

Tree Canada and BC Hydro are seeking tree planting partners from local government. The purpose of the program is to support small-scale community projects that will enhance urban space. \$15,000 is available to Ladysmith for the purchase of shrubs, plants and trees. Funds are only to be used for the purchase of trees and other plant material. The work must be completed within 24 months. BC Hydro will receive any carbon credits resulting from the planting program.

The Town of Ladysmith received a similar grant from Tree Canada in October 2010. The trees and plants purchased with these funds was used for landscaping at the High Street project.

The intent of the Bike Plan is to create a network of attractive facilities that are safe and separated from traffic wherever possible. In August 2011 Council accepted a grant of \$39,780 from the Bike BC – Cycling Infrastructure Partnerships Program for improvements to the Bayview Avenue Connector project. The Bayview Avenue Connector project funds are strictly for infrastructure improvements and may not be used for trees and plants. The infrastructure improvements will be completed by June 2012. The intention is that the Tree Canada Foundation grant will provide funds for trees and shrub plantings at the Bayview Avenue Connector project.

#### SCOPE OF WORK:

The scope of the project would include open space enhancements to the Bayview Connector bike path, and could include enhancing the entry to the new facility, as well as the boulevard along the existing paved path. Staff is working with the Ministry of Transportation and Infrastructure as some of the open space enhancements are proposed for highway property; a permit from MOT will be required.

ALTERNATIVES: That Council not apply at this time, or amend the proposal.

FINANCIAL IMPLICATIONS:

\$15,000 may be made available to Ladysmith for the purchase of shrubs, plants and trees. Funds are only to be used for the purchase of trees and other plant material, installation is not included. Installation will be provided by Town staff through the Parks Department budget. On-going maintenance of the facility will be required which will impact future years of the Financial Plan.

LEGAL IMPLICATIONS:

Approval from affected property owners would be required.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

The Bike Plan identifies the Bayview Connector bike path as a priority. Public consultation took place in November 2009.

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

Development Services and Public Works are working jointly on this project. Financial Services will manage the financial reporting.

RESOURCE IMPLICATIONS:

Staff from Development Services and Public Works would be the key staff working on this project. Consultation has taken place with the Director of Parks, Recreation, and Culture and the Director of Infrastructure Services.

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

The Community Energy and Emissions Inventory (2007) reports that 76.2% of Ladysmith's community GHG emissions come from on-road transportation. Providing transportation alternatives is a means to reduce this number.

Promoting cycling and providing the facilities and circulation design that are needed are identified the Visioning Report as an implementation action to support sustainability. Providing a high-quality network will encourage more people to cycle as a transportation option for access to employment, services and school.

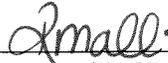
ALIGNMENT WITH STRATEGIC PRIORITIES:

A strategic direction is to continue to enhance the Town's infrastructure.

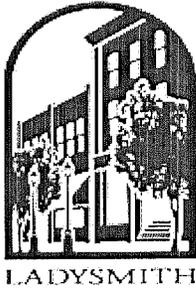
SUMMARY:

The Town has an opportunity to apply for Tree Canada funding for urban space enhancements for the Bayview Connector Bike Path project. Staff recommends that Council support the application.

I concur with the recommendation.

  
\_\_\_\_\_  
Ruth Malli, City Manager

ATTACHMENTS: None



Town of Ladysmith  
**STAFF REPORT**

To: Ruth Malli, City Manager  
From: Patrick Durban, Director of Parks, Recreation & Culture  
Date: February 16, 2012  
File No:

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Re: SERVICE CANADA GRANT – CANADA SUMMER JOBS PROGRAM

RECOMMENDATION(S):

That staff be authorized to make application for a Service Canada grant for an amount not to exceed \$5,000.

PURPOSE:

The purpose of this grant would be to provide additional funding to supplement the budget.

INTRODUCTION/BACKGROUND:

The Parks, Recreation & Culture Department has applied in the past and has been successful in receiving this grant.

SCOPE OF WORK:

This will require staff time to administer grant.

ALTERNATIVES:

The alternative would be not apply for grants.

FINANCIAL IMPLICATIONS:

If we do not receive the grant, there may be an impact on the scale of the program offered.

LEGAL IMPLICATIONS:

N/A

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

If we offer less programs, there may be an issue.

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

N/A

RESOURCE IMPLICATIONS:

Less resources will be required if this request is not approved.

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

N/A

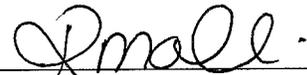
ALIGNMENT WITH STRATEGIC PRIORITIES:

N/A

SUMMARY:

These grants provide some assistance with budget requirements.

I concur with the recommendation.

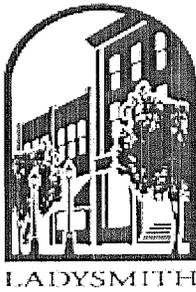


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Ruth Malli, City Manager

ATTACHMENTS:

None



Town of Ladysmith  
**STAFF REPORT**

To: Ruth Malli, City Manager  
From: John Manson, Director of Infrastructure Services  
Date: February 15, 2012  
File No: 3360-12

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Re: Proposed Distillery in South Ladysmith - Pizzitelli  
Subject Property: Lot 2, District Lot 72, Oyster District, Plan VIP63624, Except  
part in Plan VIP80408 (Westdowne Road)

RECOMMENDATION(S):

THAT Council give preliminary support for an amendment to the "Waterworks Regulation Bylaw 1995, No. 1298" such that a proposed light industrial building on Westdowne Road may utilize an alternative water source (until a water connection is available) if all other requirements for the development are satisfied.

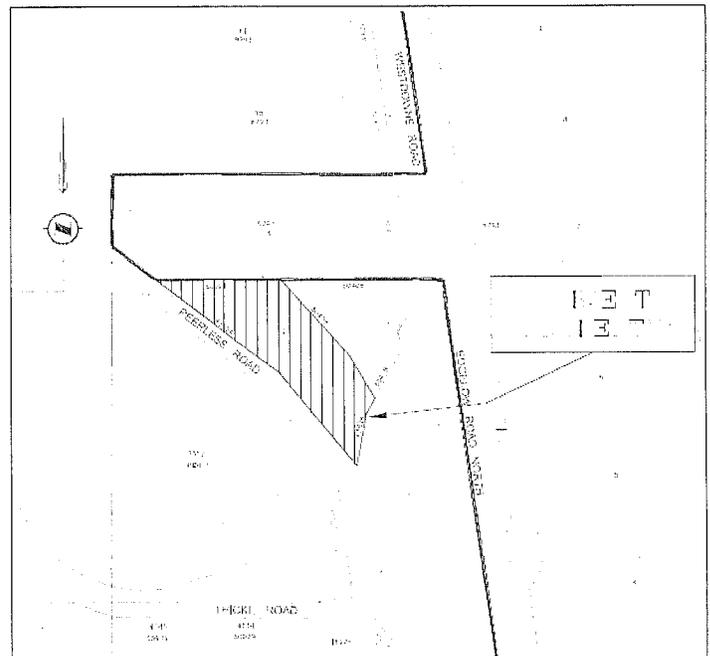
THAT Council give preliminary support for an amendment to "Town of Ladysmith Sewer Connection Bylaw, 1966, No. 411" such that a proposed light industrial building on Westdowne Road may utilize a septic system (until a sewer connection is available) if all other requirements for the development are satisfied.

PURPOSE:

The purpose of this staff report is to present the rationale for a possible amendment to the "Waterworks Regulation Bylaw 1995, No. 1298" and the "Town of Ladysmith Sewer Connection Bylaw, 1966, No. 411" to permit a proposed light industrial building on Westdowne Road to utilize an alternative water source (not the Town of Ladysmith public waterworks system) and septic system.

INTRODUCTION/BACKGROUND:

Food and beverage processing is an economic development target sector for the Town of Ladysmith (TOL). Thus, staff have been supporting Mr. Pizzitelli to assist him with achieving his goal of building a scotch distillery in Ladysmith. Mr. Pizzitelli has identified a potential light industrial property for the distillery in South Ladysmith on Westdowne Road. Prior to purchasing the property Mr. Pizzitelli would like to determine the potential for servicing the proposed light industrial building.



SCOPE OF WORK:

Bylaw No. 1298 (Waterworks Regulation Bylaw) states that each parcel of land on which a building or structure is situated in the TOL shall have a separate metered connection to the TOL public waterworks system. Mr. Pizzitelli wishes to construct a new distillery building, however a TOL public waterworks system is not available at the subject property. Mr. Pizzitelli is seeking alternative water sources, such as connecting to the Saltair Waterworks system.

Bylaw No. 411 (Town of Ladysmith Sewer Connection Bylaw) states that a new building in the Town of Ladysmith shall be connected to the Town's sewer system. However, a connection to the Town's sewer system is not available in this location thus the applicant wishes to install a septic system for the proposed distillery building.

Staff is recommending that, if all other requirements for the proposed distillery development were met, that Council give preliminary support for an amendment to Bylaw No. 1298 and Bylaw 411 such that Mr. Pizzitelli may utilize another water source and a septic system. As a condition of this variance to the Sewer and Water Bylaws, the applicant would be required to connect at their cost to the community sewer and water system at such time as these services were available to the property, and in addition, the developer would be asked to either construct, or provide for the cost of providing full frontage improvements along Westdowne Rd, estimated to be approximately \$36,000, less any DCC Credits that would be applicable for the cost of the water and sewer components of the estimate, as these are contained within the current DCC program (the credit is estimated to be in the order of \$5,000, but will be calculated based on the actual size of the building)..

ALTERNATIVES:

To not support an amendment to Bylaw 1298 being the 'Waterworks Regulation Bylaw' and/or to not support an amendment to Bylaw No. 411 being the 'Town of Ladysmith Sewer Connection Bylaw'.

FINANCIAL IMPLICATIONS:

The Development Cost Charge (DCC) Bylaw (No. 1762) anticipates the need for service extensions to Ladysmith's southern industrial area. The DCC program includes water main and sewer extensions from Farrell Road to South Watts road. DCC's for a light industrial (distillery) building would be collected at the time of building permit.

LEGAL IMPLICATIONS:

Legal counsel would be sought in drafting an amendment to Bylaw 1298 and Bylaw 411.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

The subject property is currently zoned "Light Industrial (I-1)" according to Zoning Bylaw 1180. Thus, Mr. Pizzitelli has been advised that a rezoning application would be required to permit a 'distillery' use on the subject property. A public meeting and public hearing would be required as part of the rezoning application process.

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

Development Services staff and Infrastructure Services staff have worked cooperatively to assist Mr. Pizzitelli in finding a location for the proposed distillery development.

RESOURCE IMPLICATIONS:

Supporting inquiries for economic development and investment initiatives is within staff resources.

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

The 'Vision Report' states that Ladysmith will:

- ✓ continue to develop a diverse and highly efficient local economy; and
- ✓ support and maintain a strong local industrial land base.

ALIGNMENT WITH STRATEGIC PRIORITIES:

A Council strategic direction is "to attract new business and to expand the Town's tax and employment base".

SUMMARY:

Mr. Pizzitelli has identified a potential light industrial property for a distillery in South Ladysmith on Westdowne Road. Prior to purchasing the property Mr. Pizzitelli would like to determine the potential for servicing the property.

I concur with the recommendation.

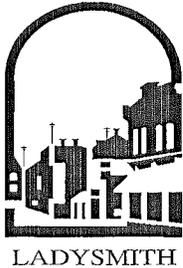


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Ruth Malli, City Manager

ATTACHMENTS:

None



## Town of Ladysmith

### **STAFF REPORT**

To: Ruth Malli, City Manager  
From: John Manson, PEng, Director of Infrastructure Services  
Date: February 16, 2012  
File No:

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Re: **STAGE TWO - SEWAGE TREATMENT PLANT CONTRACT COMPLETION**

#### **RECOMMENDATION(S):**

It is recommended that:

1. Council give 2012 Budget pre-approval for the expenditure of up to \$550,000 to complete the Stage Two Sewage Treatment Plant upgrade project, to facilitate the trucking of 'dry' Biosolids to Comox Valley Regional District starting this summer, and further that
2. Council give direction to staff to negotiate with the current contractor, Knappett and Sons, to obtain prices to undertake this work in a timely manner.

#### **PURPOSE:**

To seek Council approval in advance of the 2012 budget approval process to complete the Stage Two STP Upgrades.

#### **INTRODUCTION/BACKGROUND:**

Council awarded the contract for the construction of Phase II – Sewage Treatment Facility – Solids Handling to Knappett Projects Inc. in July of 2011. The total cost of this project was budgeted at \$2.339 million, of which two-thirds of the funding was to come from grant funding, and \$779,790 would be funded by the Sewer Reserve. The grant funding agreement stipulates that all work that is eligible for grant funding must be complete by the end of March, 2012. To fully utilize the grant, as envisioned in the 2011 budget, we must ensure that the full budget amount of \$2.339 Million is spent by the end of March, 2012.

As part of this grant maximization strategy, staff brought forward a number of subsequent reports which approved additional expenditures consistent with the Stage Two Project, including, for example, the purchase of a Salsnes filters, and a Centrifuge, both which are used to produce "relatively" dry biosolids.

Another part of the biosolids processing process, the "ATAD" system, has been in use at the plant for a number of years. This system further processes the biosolids to kill the pathogens to the point where they can be safely processed into compost. This system is essential if the Town is to continue to make compost at our works yard, in order to meet Provincial standards for compost.

However, in assessing the Town's long term needs, it was recognised some time ago as part of our Liquid Waste Management Planning (LWMP) process that the best long term solution for composting would likely be a regional solution, partly due to size and proximity issues with our current works yard location. Our approach was to continue to operate the ATAD system for a few more years until such time as the regional processing facility was constructed, upon which time the ATAD system could be abandoned (the Regional Facility would include the necessary pathogen removal process as part of their operation).

Unfortunately, around the end of 2011, there was a minor leak in one of the three ATAD tanks. Subsequent technical analysis done confirmed that 2 of our 3 ATAD steel tanks had corroded to the point where they had to be condemned. This has left us with a single tank that is not ideal in terms of capacity or redundancy.

The WMP anticipated that biosolids might need to be processed in a location other than the Public Works yard during the period in between the existing setup and the CVRD regional facility setup. Staff had already initiated preliminary discussions with the managers of the Comox Valley Regional Composting facility to process the 'raw' sludge into compost for a period of about 2 years - with the failure of the two ATAD tanks, this has become a high priority as an interim measure to handle the raw biosolids. A formal request has been made to Comox to accept our biosolids until the end of 2013, and we are awaiting a response from them.

However, one of the conditions that Comox has placed on accepting our raw biosolids is that the material be delivered relatively dry. The current process does not achieve the necessary dryness. The installation of the centrifuge equipment, and its related equipment (conveyors, chemical addition equipment, SCADA) is now a high priority for installation this summer, in order to meet the new "Comox" requirements. For this reason, staff are wishing to proceed immediately with the installation of the centrifuge and its related work, rather than delay the installation until stage three (the full secondary plant upgrade).

This extra work will exceed our original budget amount of \$2.339 Million for the work intended to be done under this stage. It is estimated that this extra work will be in the order of \$450,000. In addition, we have experienced a larger number of extras than was originally anticipated in our contract with Knappett, currently estimated in the range of \$50,000-100,000 (depending on contract negotiations currently underway). Staff are currently estimating that the total budget for the Stage Two project at \$2.90 Million, allowing for these additions.

Due to the urgent nature of our biosolids situation, staff are seeking Council approval to fund the installation of the above noted equipment, preferably by direct negotiation with our current contractor onsite to have the equipment installed and brought into operation by the end of spring 2012. If we cannot negotiate a reasonable price for the installation of this equipment, we would tender the work, recognising that this would likely delay the time which we could start hauling to Comox. In the mean time, staff are seeking pre-approval from Council to bring forward \$550,000 in capital funding from the 2012 budget to fund this work over the next 3 months.

SCOPE OF WORK:

This scope of work covers the installation of the centrifuge already purchased by the Town, together with ancillary equipment that is necessary to get the biosolids processing fully functional to a 'dry' cake required for acceptance by the Comox Regional District.

ALTERNATIVES:

Delay the installation of these works until the Stage Three Project (1-2 years). The Town would need to develop an alternate strategy for processing 'wet' biosolids in the meantime. The costs of this alternative strategy would likely be greater than the potential savings from a competitive tender.

FINANCIAL IMPLICATIONS:

The additional funds will come from the Sewer Utility Reserve, though this will reduce the funding available for Phase 3. The extra work may need to be 'sole sourced', through a negotiated price. However, staff will not proceed with work that in our opinion is not reasonably competitively priced, recognising that the tending of this work may delay the time with which we can deliver dry biosolids to the Comox facility.

LEGAL IMPLICATIONS:

There are no legal implications if tender is awarded to low bidder.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

N/A

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

The Finance Department and the Public Works Department have collaborated with this report.

RESOURCE IMPLICATIONS:

Private sector and present employees

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

Completing the sewer treatment facility aligns with Sustainability Visioning Strategy #5, Innovative Infrastructure.

ALIGNMENT WITH STRATEGIC PRIORITIES:

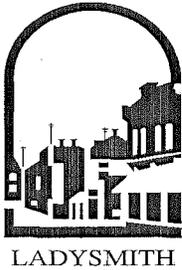
Providing adequate sewer treatment aligns with Strategic Priority #4, Enhanced Standard of Infrastructure.

I concur with the recommendation.



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Ruth Malli, City Manager



Town of Ladysmith

**STAFF REPORT**

To: Ruth Malli, City Manager  
From: John Manson, PEng, Director of Infrastructure Services  
Date: February 16, 2012  
File No:

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Re: PROPOSED AMENDMENT TO STREETS AND TRAFFIC BYLAW –  
EXTRAORDINARY TRAFFIC

RECOMMENDATION(S):

That Council give consideration to amending Streets and Traffic Bylaw 1309 to provide for the appropriate management of extraordinary use.

PURPOSE:

To provide a mechanism for possible compensation to the Town for the impact of extraordinary use on the road system.

INTRODUCTION/BACKGROUND:

The Streets and Traffic Bylaw provides for the regulation of vehicle traffic along our road system. Among other things, this Bylaw sets up a schedule of ‘prohibitions’, i.e. activities that are not allowed within our road system unless the person obtains a “Highways Use Permit”. This permitting system allows the Town to regulate unusual activities, such as parades, road closures, construction activity, and oversized truck traffic within the road allowance, including the collection of fees and posting of bonds or security related to the activity.

One of the items that is not specifically mentioned in the Town’s Streets and Traffic Bylaw is the regulation of “Extraordinary Use”. This clause is commonly found in Traffic Bylaws, and states generally that any type of vehicle use that falls outside the range of what would be considered ‘normal’ traffic can be declared to be extraordinary use, and also be covered by a similar permitting process. Examples of extraordinary use would include a significant construction project with large quantities of soil movement on the Town’s roadways, logging activity which uses the Town’s road system, and other similar types of activities. The main purpose of having this provision in the bylaw is to potentially

- 1) regulate the use (i.e. possibly restrict the use to certain hours, duration, or prohibit the activity completely);
- 2) obtain security for the potential damage that the use may cause on the road system;
- 3) obtain compensation if damage occurs to the highway.

It is recommended that Streets and Traffic Bylaw 1309 be amended to include this provision.

SCOPE OF WORK:

This proposed bylaw amendment would apply to any activity that the Director of Infrastructure Services deems an extraordinary use.

ALTERNATIVES:

In the absence of this provision, there are no legal means to regulate this type of use, and no means to obtain compensation for road damage occurring as a result of extraordinary use on our highways.

FINANCIAL IMPLICATIONS:

None, other than the cost of the permitting system, which should be covered through a permit fee in any event.

LEGAL IMPLICATIONS:

The proposed Bylaw amendment provides the legal means for the Town to initiate appropriate action, including possible compensation, when extraordinary use occurs.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

N/A

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

N/A

RESOURCE IMPLICATIONS:

Staff time will be required to process applications for extraordinary use. Related costs can be covered through a fee-based application.

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT:

The proposed bylaw amendment assists with the Town's goal to manage our assets in a sustainable manner.

ALIGNMENT WITH STRATEGIC PRIORITIES:

The proposed amendment to the Streets and Traffic Bylaw is aligned with Strategic Direction 1 (Wise Financial Management).

I concur with the recommendation.



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Ruth Malli, City Manager



Nanaimo Airport  
P.O. Box 149 3350 Spitfire Rd  
Cassidy, BC Canada V0R 1H0  
Ph (250) 245-2157 Fax (250) 245-4308

January 25, 2012

Town of Ladysmith  
Box 220  
Ladysmith, BC.  
V9G 1A2

Attention: Mayor Rob Hutchins

**Re: Town of Ladysmith Nominee to the Nanaimo Airport Commission**

Dear Mayor Hutchins:

The Town of Ladysmith has the privilege to nominate a Director to the Nanaimo Airport Commission, normally for a three year term. This letter is notice to you that the term of the Town of Ladysmith's current nominee, namely Ken Bosma, expires at this year's Annual General Meeting, to be held in April, 2012.

Director Bosma has indicated his intention to withdraw as the Town of Ladysmith nominee. Director Bosma has contributed significantly as a Director of the NAC Board and we appreciate his dedicated and skilled contribution to the Board, particularly in the fields of large project construction and financial oversight.

As per the articles of the Nanaimo Airport Commission Bylaws, please submit a shortlist of nominees for the Board's consideration, prior to March 15, 2012, if possible.

The Board believes it would benefit with nominees that have experience in construction project management, strategic political partnerships and marketing and regional economic development. Please see the attached Information to Nominating Entities.

If you have any questions or comments, please contact the Chairman of the Board, Jerry Pink or the Airport CEO, Mike Hooper at 245-4191.

Regards,



Jerry Pink, Board Chair  
Nanaimo Airport Commission  
Tel: (250) 245-2157



Nanaimo Airport  
P.O. Box 149 3350 Spitfire Rd  
Cassidy, BC Canada V0R 1H0  
Ph (250) 245-2157 Fax (250) 245-4308

January 25, 2012

**Information to Nominating Entities re: Nanaimo Airport Commission Director Nominees**

Directorships normally expire on the 3 year anniversary at the AGM which is usually held annually in the spring of each year.

NAC will conduct the usual interview process before a nominee is presented to the Board for appointment.

A Director must meet the following bylaw requirements:

- The nominee is not a political leader or a similar person who is excluded by Bylaw 2.2 (c) which states that s/he is NOT a person holding Federal, Provincial or Municipally elected office;
- The nominee is not excluded by Bylaw 2.2(d) which states that s/he shall not be employed by or providing full time services to any Federal, Provincial or Municipal department, agency or any corporation owned by the same governments;
- The nominee is not excluded by the remaining sections of 2.2. (e), (f) or (g) (currently bankrupt, criminal conviction related to employment, etc.);
- The nominee must be a resident within a 50 mile radius of the Nanaimo Airport;
- The nominee must be a Canadian citizen.

The ideal nominee will have the following qualifications:

- Extensive professional experience with executive leadership accomplishments in business, community organizations and/or government;
- Understanding our community and the role of the Nanaimo Airport;
- Personal qualities of integrity, credibility, ability to build consensus among diverse individuals, someone who listens well and is thoughtful in considering issues;
- Willingness to commit time for Board meetings, committee meetings, planning sessions, special events.



Nanaimo Airport  
P.O. Box 149 3350 Spitfire Rd  
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January 25, 2012

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- Willingness to commit time for Board meetings, committee meetings, planning sessions, special events.

**From:** John Rowlandson [mailto:velovillage2012@gmail.com]  
**Sent:** February 15, 2012 3:00  
**To:** Town of Ladysmith; Rob Hutchins  
**Subject:** Provincial Investment in rural cycling infrastructure

Dear Robert.

As you may know, Island Pathways is pulling out all the stops to make Salt Spring *bicycle-heaven-on-earth* between June 21st and 23rd.

Velo Village shines a light on rural cycling: its benefits, challenges and requirements. Specifically, we're setting aside a day to focus on cycling as a ***Rural Mobility Solution***.

The conference will bring together about 200 delegates from all over BC to build stronger links between rural and urban cycling networks. Registration opens February 29th.

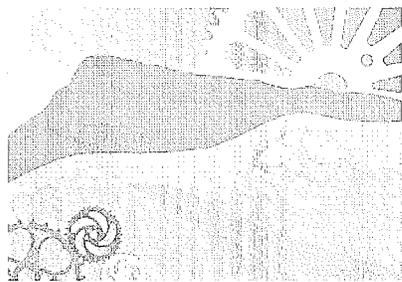
In advance of the event we're asking all British Columbia municipalities and regional districts to support rural cycling by passing the attached resolution call for investment in rural cycling infrastructure. We're asking that Ladysmith support this motion.

I'm happy to chat, should you have comments or questions. Please forward a scanned signed copy of the resolution to: [velovillage2012@gmail.com](mailto:velovillage2012@gmail.com)

Very best,

John Rowlandson, Velo Village Team Lead  
Island Pathways, Salt Spring Island, British Columbia, Canada  
Phone: 250 653 4049, Web: <http://www.velovillage.ca>

VELO VILLAGE  
SALT SPRING ISLAND  
BICYCLE-HEAVEN-ON-EARTH



JUNE 21-23 • 2012

[www.velovillage.ca](http://www.velovillage.ca)

TOWN OF LADYSMITH

**BYLAW NO. 1793**

A bylaw to appropriate monies from the Development Cost Charges (Open Space & Parkland) restricted Reserve.

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**WHEREAS** the Town of Ladysmith has collected monies under the authority of the provisions of the Development Cost Charges Bylaw, 2000, No. 1374, of the Town of Ladysmith, which monies have been deposited in the Development Cost Charges Restricted Reserve; and

**WHEREAS** there is an unappropriated balance in the Development Cost Charges (Open Space & Parklands) Restricted Reserve of \$248,826.32 as at December 31, 2011; and

**WHEREAS** it is deemed appropriate to use a portion of the monies set aside under said Bylaw No. 1374 for the purpose of development of Parkland and Open Space;

**NOW THEREFORE** the Council of the Town of Ladysmith in open meeting assembled enacts as follows:

1. The sum of Ninety one thousand, two hundred seven dollars and fifty seven cents (\$91,207.57) is hereby appropriated from the Development Cost Charges (Open Space & Parklands) Restricted Reserve, to be expended for the purpose of development of Lot 108 into Forrest Field.
2. Should any of the above amounts remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Restricted Reserve.

**Citation**

3. This bylaw may be cited as the "Development Cost Charges Parks Appropriation Bylaw 2012, No. 1793".

**READ A FIRST TIME** on the 6<sup>th</sup> day of February, 2012

**READ A SECOND TIME** on the 6<sup>th</sup> day of February, 2012

**READ A THIRD TIME** on the 6<sup>th</sup> day of February, 2012

**ADOPTED** on the \_\_\_\_\_ day of \_\_\_\_\_, 2012

\_\_\_\_\_  
Mayor (R. Hutchins)

\_\_\_\_\_  
Corporate Officer (S. Bowden)

TOWN OF LADYSMITH

**BYLAW NO. 1794**

A bylaw to amend "Town of Ladysmith Streets and Traffic Bylaw 1998, No. 1309"

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**WHEREAS** pursuant to the *Local Government Act*, the Municipal Council is empowered to amend the Streets and Traffic bylaw;

**NOW THEREFORE** the Council of the Town of Ladysmith in open meeting assembled enacts as follows:

**Amendment**

1. "Town of Ladysmith Streets and Traffic Bylaw 1998, No. 1309" as amended is hereby further amended by adding the following after Section 50:

**Extraordinary Traffic**

- 50.1 (1) In this part: "Extraordinary Traffic" includes any carriage of goods or persons over a highway, at either one or more times, that taken in conjunction with the nature or existing condition of the highway is so extraordinary or improper in the quality or quantity of the goods or the number of persons carried, or in the mode or time of use of the highway, or in the speed at which the vehicles are driven or operated, as, in the opinion of the Director of Infrastructure Services, substantially to alter or increase the burden imposed on the highway through its proper use by ordinary traffic, and to cause, or potential cause damage and expense in respect of the highway beyond what is reasonable or ordinary.
- (2) Where in the opinion of the Director of Infrastructure Services, any highway is liable to damage through extraordinary traffic thereon, the Director of Infrastructure Services may regulate, limit or prohibit the use of the highway by any person operating or in charge of the extraordinary traffic, or owning the goods carried thereby or the vehicles used therein.
- (3) Any person to whom this Section might otherwise apply may, with the approval of the Director of Infrastructure Services, enter into an agreement for the payment to the Municipality of compensation in respect of the damage or expense which may, in the opinion of the Director of Infrastructure Services, be caused by the extraordinary traffic and there upon that person shall not in respect of the traffic be subject to any prohibition or penalty prescribed in this Section.

**Citation**

2. This Bylaw may be cited for all purposes as "Town of Ladysmith Streets and Traffic Bylaw 1998, No. 1309, Amendment Bylaw 2012, No. 1794".

<b>READ A FIRST TIME</b> on the	day of	,	2012
<b>READ A SECOND TIME</b> on the	day of	,	2012
<b>READ A THIRD TIME</b> on the	day of	,	2012
<b>ADOPTED</b> on the	day of	,	2012

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Mayor (R. Hutchins)

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Corporate Officer (S. Bowden)

**RESOLUTION FOR SUBMISSION TO  
ASSOCIATION OF VANCOUVER ISLAND MUNICIPALITIES ANNUAL  
MEETING  
April 2012**

**REMOVAL OF DERELICT AND ABANDONED VESSELS FROM COASTAL  
WATERS**

**Sponsor: Town of Ladysmith**

WHEREAS derelict and abandoned vessels in the waters of coastal British Columbia can pose a threat to the aesthetics, environment, health and safety of coastal communities;

AND WHEREAS the current regulatory regime for the removal of derelict and abandoned vessels from the waters of coastal British Columbia is not serving our communities with effective and timely removal of such vessels;

THEREFORE BE IT RESOLVED THAT the Association of Vancouver Island and Coastal Communities call upon the federal and provincial governments to implement a Derelict Vessel Removal Program modelled after the Washington State program, and to designate the Canadian Coast Guard as the receiver of wreck in the case of every abandoned or derelict vessel in the waters of coastal British Columbia.