

A SPECIAL MEETING OF THE COUNCIL OF THE TOWN OF LADYSMITH WILL BE HELD IN COUNCIL CHAMBERS AT CITY HALL ON TUESDAY, JUNE 27, 2017 5:15 P.M.

AGENDA

CALL TO ORDER (5:15 P.M.)

1. AGENDA APPROVAL

2. MINUTES

- 2.1. Minutes of the Regular Meeting of Council held June 12, 2017 1
2.2. Minutes of the Regular Meeting of Council held June 19, 2017 2 - 8

3. PROCLAMATIONS

- 3.1. Diversity and Inclusion Week 9

Mayor Stone has proclaimed June 26 to July 1, 2017 as "Diversity and Inclusion Week" in the Town of Ladysmith and encourages all citizens to appreciate, respect and value the variety of differences that exist in our shared community.

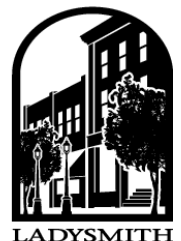
4. BYLAWS

- 4.1. Bylaw 1912 - Amend Zoning Bylaw to Permit Residential Development (Holland Creek)..... 10 - 14

The purpose of Bylaw 1912 is to amend the Zoning Bylaw to permit a residential development of approximately 610 units (single unit and multi-unit), with community care facility/assisted living use and limited commercial, park and open space.

Staff Recommendation:

That Council adopt Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 5) 2016, No. 1912.



4.2. Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 7) 2017, No. 1917 15 - 16

The purpose of Bylaw 1917 is to rezone the subject property legally described as Lot 2, District Lot 41, Oyster District, Plan VIP79202 (630 Farrell Road) to Single Dwelling Residential Zone (R-1) to permit a residential subdivision.

Staff Recommendation:

That Council adopt Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 7) 2017, No. 1917.

4.3. Town of Ladysmith Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2017, No. 1930 17 - 18

The purpose of Bylaw 1930 is to amend the Waterworks Regulations Bylaw 1999, No. 1298 to authorize the Director of Financial Services to make billing adjustments when appropriate to do so, and to set a rate for bulk water hauling.

Staff Recommendation:

That Council adopt Town of Ladysmith Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2017, No. 1930.

5. CORRESPONDENCE - None

6. NEW BUSINESS

6.1. Grant Funding Opportunities (verbal update from staff)

7. CLOSED SESSION

Staff Recommendation:

That Council retire into closed session following this special meeting in order to consider the following:

- Acquisition and disposition of property - s. 90(1)(e)

8. RISE AND REPORT

ADJOURNMENT

MINUTES OF A SPECIAL MEETING OF COUNCIL
MONDAY, JUNE 12, 2017
CALL TO ORDER 5:01 P.M.
COUNCIL CHAMBERS, CITY HALL

COUNCIL MEMBERS PRESENT:

Mayor Aaron Stone Councillor Steve Arnett Councillor Cal Fradin
Councillor Joe Friesenhan Councillor Carol Henderson Councillor Rob Hutchins
Councillor Duck Paterson

STAFF PRESENT:

Guillermo Ferrero Felicity Adams Erin Anderson
Geoff Goodall Clayton Postings Joanna Winter
Sue Bouma

CALL TO ORDER Mayor Stone called this Meeting of Council to order at 5:01 p.m.

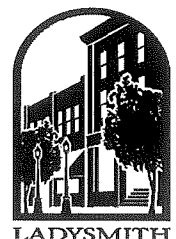
CLOSED SESSION *Moved and seconded:*
That, in accordance with section 90(1) of the *Community Charter*,
CS 2017-191 Council retire into closed session at 5:31 p.m. in order to consider items
related to the following
• Strategic Planning -- discussions with municipal officers and
employees respecting municipal objectives, measures and progress
reports for the purposes of preparing an annual report under section
98 [annual municipal report] - Section 90(1)(l)
• Human Resources Matter
Motion carried.

RISE AND REPORT Council rose from Closed Session at 8:01 p.m. without report.

ADJOURNMENT *Moved and seconded:*
CS 2017-192 That this Special Meeting of Council adjourn at 8:01 p.m.
Motion carried.

CERTIFIED CORRECT: _____
Mayor (A. Stone)

Corporate Officer (J. Winter)



**MINUTES OF A REGULAR MEETING OF COUNCIL
MONDAY, JUNE 19, 2017
CALL TO ORDER 6:30 P.M.
CITY HALL**

COUNCIL MEMBERS PRESENT:

Mayor Aaron Stone Councillor Steve Arnett Councillor Joe Friesenhan
Councillor Duck Paterson

COUNCIL MEMBERS ABSENT:

Councillor Cal Fradin Councillor Carol Henderson Councillor Rob Hutchins

STAFF PRESENT:

Guillermo Ferrero Felicity Adams Erin Anderson
Joanna Winter Sue Bouma

CALL TO ORDER Mayor Stone called this Meeting of Council to order at 6:30 p.m.

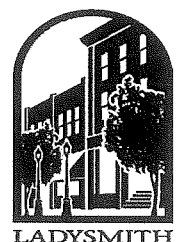
CLOSED SESSION *Moved and seconded:*
That, in accordance with section 90(1) of the *Community Charter*, Council retire into closed session at 5:05 p.m. in order to consider items related to the following:

- Strategic Planning -- 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] – Section 90(1)(l)

Motion carried.

REGULAR OPEN MEETING Mayor Stone called this Regular Meeting to order at 7:00 p.m., recognizing the traditional territory of the Stz'uminus First Nation, acknowledging 5,500 years of history and stewardship and expressing gratitude to be here.

AGENDA APPROVAL
CS 2017-194 *Moved and seconded:*
That Council approve the agenda for this Regular Meeting of June 19, 2017 as amended by the addition of the June 19th Supplemental Agenda.
Motion carried.



CS 2017-195

Moved and seconded:

That Council approve the agenda for this Regular Meeting of June 19, 2017 as amended by the following changes of order:

- Move item 13.1., "Rotary Shelter Project" to follow item 5.1.
- Move supplemental agenda item "Development Permit Application - Carol and Garry Wagenaar, 1030 Oyster Bay Drive" to follow item 7.2. on the regular agenda

Motion carried.

RISE AND REPORT

Council rose from Closed Session at 6:33 p.m. with report on the following item:

- Resolution CE 2017 - 112
That Council add the Ladysmith Golf Course culvert bridge to the 2018 budget deliberations.

MINUTES

Minutes of the Regular Meeting of Council held June 5, 2017

Moved and seconded:

CS 2017-196

That Council approve the minutes of the Regular Meeting of Council held June 5, 2017.

Motion carried.

DELEGATIONS

Shirley Blackstaff

Heritage BC Distinguished Service Award

Mayor Stone introduced Shirley Blackstaff, recipient of the Heritage BC Distinguished Service Award, and spoke warmly of her longstanding contributions to the community and to celebrating and preserving our heritage. He presented Ms. Blackstaff with a Michael Dean print in appreciation for her hard work.

Ms. Blackstaff thanked Council and all the people who have helped her with projects over the years, highlighting the recent publication of Mom was an Oyster Farmer, the latest book in a series that chronicled the industries of the Ladysmith Harbour.

Council thanked Ms. Blackstaff for creating a lasting legacy for the Town.

UNFINISHED BUSINESS

Ken Bosma from the Ladysmith Rotary Club provided background information regarding the Rotary Shelter project.

Rotary Shelter Project

Moved and seconded:

CS 2017-197

That Council:

DEVELOPMENT APPLICATIONS

CS 2017-198

1. Approve the design concept of the proposed Rotary Shelter which is to be added to the new picnic area at Transfer Beach, and direct that the selected roof colour be the same as the existing Sportsmen Shelter roof.
2. Direct staff to develop a partnership with Rotary Club and other community groups as appropriate to complete the Rotary Picnic Shelter at Transfer Beach with a maximum contribution from the Town of \$10,000, and to amend the 2017 to 2021 Financial Plan accordingly.

Motion carried.

Development Variance Permit Application 3090-17-03 (905 Hannington Road)

Moved and seconded:

That Council direct staff to proceed with the statutory notice for Development Variance Permit application (3090-17-03) for Lot 34, Block 1399, Oyster District, Plan VIP84600 (905 Hannington Road).

Motion carried.

CS 2017-199

Boundary Extension Request - 11070 Trans Canada Highway (one lot)

Moved and seconded:

That Council direct staff to include one additional property, as requested by the owners, in the boundary extension proposal to the Province, such property being legally described as Lot 1, District Lot 41, Oyster District, Plan 8804 except part in Plans 43985 and VIP55838 and that part of Lot 17, District Lot 41, Oyster District, Plan 2519 lying to the west of westerly boundary of Plan 1057RW (11070 Trans Canada Highway).

Motion carried.

CS 2017-200

Development Permit Application - Carol and Gary Wagenaar 1030 Oyster Bay Drive

Moved and seconded:

That Council:

1. Issue Development Permit 3060-17-09 to permit site improvements and the issuance of a building permit for a temporary building for an equipment rental business to operate for one year at 1030 Oyster Bay Drive (Lot 1, District Lot 24, Oyster District, Plan VIP72824, except part in Plan VIP81529); and that a security of \$10,000 be submitted to guarantee the removal of the portable building and temporary fencing by June 30, 2018; and

2. Authorize the Mayor and Corporate Officer to sign the Development Permit.

Motion carried.

REPORTS

CS 2017-201

Frank Jameson Community Centre (FJCC) – Capital Project Updates (Ultra-Violet System, Sauna Heater and Youth Zone Heat Pump)

Moved and seconded:

That Council direct staff to:

1. Increase the budget for the Ultra-Violet Water Treatment project at Frank Jameson Community Centre by \$22,000 with the funding to come from the Dressing Room improvement project.
2. Increase the budget for the Youth Zone Heat Pump by \$2,400 with the funding to come from the Sauna Heater project.
3. Amend the 2017 to 2021 Financial Plan accordingly.

Motion carried.

CS 2017-202

BC Summer Games – Volleyball Facilities at Transfer Beach

Moved and seconded:

That Council support in principle the proposal to add beach volleyball courts at Transfer Beach Park for the 2018 BC Summer Games.

Motion carried.

CS 2017-203

Purchase of a New Fire/Rescue Apparatus (Contract Award)

Moved and seconded:

That Council:

1. Confirm its intent to seek elector approval of the proposed Fire/Rescue Apparatus Borrowing Bylaw through an Alternative Approval Process.
2. Upon the adoption of Town of Ladysmith Fire/Rescue Apparatus Borrowing Bylaw 2017, No. 1934, direct staff to award the contract for the purchase of a new Ladysmith Fire/Rescue Apparatus to Fort Garry Fire Trucks in the amount of \$637,581.00 plus applicable taxes.
3. Direct staff to amend the 2017 to 2021 Financial Plan to update the purchase price of the new Fire/Rescue Apparatus.

Motion carried.

CS 2017-204

Bio-solids Composting Facility Configuration

Moved and seconded:

That Council authorize an additional \$200,000 in funding to complete the construction of the Compositing Facility at Thicke

Road with the additional funding to come from Sewer Operating Reserves, and amend the Financial Plan accordingly.

Motion carried.

BYLAWS

Town of Ladysmith Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2017, No. 1930

Moved and seconded:

CS 2017-205

That Council give first three readings to Town of Ladysmith Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2017, No. 1930.

Motion carried.

Town of Ladysmith Fire Rescue Apparatus Loan Authorization Bylaw 2017, No. 1934

Moved and seconded:

CS 2017-206

That Council give first three readings to Town of Ladysmith Fire Rescue Apparatus Loan Authorization Bylaw 2017, No. 1934.

Motion carried.

CORRESPONDENCE

Festival of Lights Society

Request to Build a Permanent Structure Promoting Light Up, Including a Digital Sign to Advertise Local Event

Councillor Paterson declared a conflict of interest with this agenda item due to his role as President of the Festival of Lights Society, and the item was struck from the agenda as the quorum requirements could not be met.

Ladysmith Arts Council

Request for Letter of Support

Moved and seconded:

CS 2017-207

That Council provide a letter of support for the Ladysmith and District Arts Council to accompany their application for B.C. Arts Council funding for a community workshop which would help determine the vision for the Machine Shop, outbuildings and train station in the larger context of the Waterfront vision.

Motion carried.

NEW BUSINESS

Union of British Columbia Municipalities Annual Convention

Moved and seconded:

CS 2017-208

That Council appoint the following Town of Ladysmith delegates to the 2017 annual convention of the Union of British Columbia Municipalities in accordance with Town policy, which states that four Councillors and the Mayor may attend the Union of British Columbia Municipalities:

- Councillor Henderson

- Councillor Arnett
- Councillor Friesenhan
- Mayor Stone
- One additional councillor to be determined

Motion carried.

Sportsmen Club and Volunteers Watershed Cleanup

Moved and seconded:

CS 2017-209

That Council direct staff to send letters to the Ladysmith Sportsmen Club and associated volunteer groups and individuals, thanking them for their involvement in the watershed cleanup, and inviting them to the July 17th Council meeting to receive recognition from Council.

Motion carried.

Acquisition of Art

Moved and seconded:

CS 2017-210

That Council direct staff to purchase numbered print #1 of the John Marston design for the Canada 150 banner "Eagle's Flight" for \$225.00, and the original Michael Dean painting titled Roberts Street for \$625.00 (framed), with the funds to come from the Public Relations budget.

Motion carried.

Vancouver Island Economic Alliance

Request for Letter of Support

Moved and seconded:

CS 2017-211

That Council submit a letter to the federal Foreign Trade Zone Task Force expressing the Town of Ladysmith's support of the Vancouver Island Economic Alliance application to be designated as a Foreign Trade Zone (FTZ).

Motion carried.

QUESTION PERIOD

Members of the public enquired about the future location of the John Marston and Michael Dean prints, the definition of bulk water, the future plans for the concession stand at Transfer Beach, loan limits with the Municipal Finance Authority, future plans to bring resolutions to the Union of British Columbia Municipalities annual convention, and the possibility of moving municipal elections to May instead of November.

ADJOURNMENT

CS 2017-212

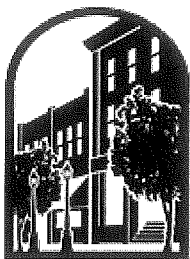
Moved and seconded:
That this regular meeting of Council adjourn at 8:01 p.m.
Motion carried.

CERTIFIED CORRECT:

Mayor (A. Stone)

Corporate Officer (J. Winter)

Subject to Adoption



LADYSMITH

TOWN OF LADYSMITH

PROCLAMATION

WHEREAS: *The success of any community is contingent upon leadership which serves, appreciates, respects and values the variety of differences that exist in a shared community; and*

WHEREAS: *The Town of Ladysmith Council believes in working collaboratively to promote inclusion in our culture, elevating our core values and serving as champions of diversity in our community; and*

WHEREAS: *The Council seeks to promote diversity and inclusion as strengths to be encouraged and celebrated; and to discourage discrimination based on race, ethnicity, age, gender, sexual orientation, socioeconomic status, and other factors which deny the essential humanity of all people;*

THEREFORE, *I, Aaron Stone, Mayor of the Town of Ladysmith, do hereby proclaim that June 26 to July 1, 2017 shall be known as "Diversity and Inclusion Week" in the Town of Ladysmith.*

Mayor A. Stone

June 26, 2017

TOWN OF LADYSMITH

BYLAW NO. 1912

A bylaw to amend "Town of Ladysmith Zoning Bylaw 2014, No. 1860"

WHEREAS pursuant to the *Local Government Act*, the Municipal Council is empowered to amend the Zoning Bylaw;

AND WHEREAS after the close of the Public Hearing and with due regard to the reports received, the Municipal Council considers it advisable to amend "Town of Ladysmith Zoning Bylaw 2014, No. 1860";

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

- (1) Schedule A - Zoning Bylaw Text of "Town of Ladysmith Zoning Bylaw 2014, No. 1860" is hereby amended as follows:

PART 4 – DEFINITIONS

- (a) By adding the following definition to Section 4.1 Interpretation following PARK, NATURE:

"PARKING, UNDERBUILDING: means any enclosed space used or intended to be used for off-street parking that is:

- Accessed by a drive aisle located on the front, side or rear elevation of the *Building*; and
- Contained entirely within the *Building*; and
- Has a finished floor elevation at its entrance not greater than the average of the adjacent *Finished Grade* measured at the two most outermost exterior corners of the *Building* where the drive aisle is located.

PART 10 – RESIDENTIAL ZONES

- (b) Adding the following to the end of Section 10.11 - Low Density Residential (R-3-A) Zone under the heading 8. Site Specific Regulations:

8. Site Specific Regulations

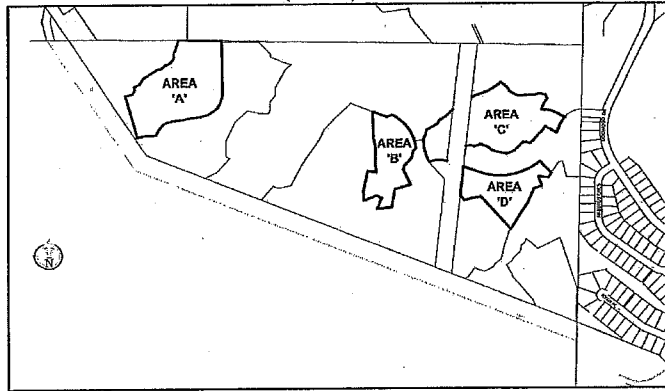
- "c) For the parcel legally described as Lot 1, Block 192, District Lot 103, Oyster District, Plan EPP44156:

- i) Despite Section 10.11.5(a), the *Height* of a *Multi-Unit Dwelling*, located in Area A located as shown on Figure 10.11.1, shall not exceed 10.0 metres, excluding *Underbuilding Parking*.
- ii) *Single Unit Dwelling* is a permitted *Principal Use* in Area A located as shown on Figure 10.11.1, subject to Part 10, Section 10.13 Single Dwelling Residential – Holland Creek Area (R-1-HCA) and where the majority of the *Parcel* is located below the 130 geodetic elevation in metres.
- iii) *Community Care Facility* and Assisted Living Residence licensed under the *Community Care and Assisted Living Act* are permitted *Principal Uses* in Areas B, C and D located as shown on Figure 10.11.1, subject to:
 - A) Sub-section 4 (Density of the Use of Land, Buildings and Structures) and sub-section 5 (Siting, Size and Dimension of Uses, Building and Structures) of Section 13.1 Institutional (P-1) Zone.
 - B) The maximum number of residential care bedrooms in a *Community Care Facility* or Assisted Living Residence is

60 residential care bedrooms per hectare of land.

- iv) *Coffee Shop, Office and Personal Service Establishment* are permitted *Accessory Uses* to *Community Care Facility* and *Assisted Living Residence* in Areas B, C and D located as shown on Figure 10.11.1, subject to a maximum *Gross Floor Area* of 100 square metres for each *Accessory Use*.

FIGURE 10.11.1: PLAN OF AREAS A, B, C AND D OF THE LOW DENSITY RESIDENTIAL (R-3-A) ZONE



- (c) Adding a new zone as Section 10.13. Single Dwelling Residential – Holland Creek Area (R-1-HCA) as shown on **Schedule 1** which is attached to and forms part of this Bylaw.
- (2) Schedule B - Zoning Bylaw Map of "Town of Ladysmith Zoning Bylaw 2014, No. 1860" is hereby amended by placing the R-3-A Zone, R-1-HCA Zone, P-2 Zone and the P-3 Zone on the *Parcel* legally described as Lot 1, Block 192, District Lot 103, Oyster District, Plan EPP44156, as shown on **Schedule 2** which is attached to and forms part of this Bylaw.

CITATION

- (3) This bylaw may be cited for all purposes as "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 5) 2016, No. 1912".

READ A FIRST TIME on the 16th day of May, 2016

READ A SECOND TIME on the 16th day of May, 2016

PUBLIC HEARING held pursuant to the provisions of the *Local Government Act*

on the 20th day of June, 2016

READ A THIRD TIME on the 9th day of February, 2017

APPROVED by the Minister pursuant to the provisions of the *Transportation Act*

on the _____ day of _____ Approved under the Transportation Act
this 21st day of February 20, 17

ADOPTED

on the _____ day of _____ *[Signature]*
District Development Technician
Ministry of Transportation and Infrastructure

Mayor (A. Stone)

Corporate Officer (G. Ferrero)

Bylaw No. 1912 – Schedule 1

10.13 SINGLE DWELLING RESIDENTIAL – HOLLAND CREEK AREA (R-1-HCA)

The purpose of the Single Dwelling Residential – Holland Creek Area Zone is to accommodate residential development on a range of parcel sizes while respecting riparian ecosystems and park and open space amenities.

1. Principal Uses

- a) *Single Unit Dwelling.*

2. Accessory Uses

- a) *Secondary Suite*, subject to 10.13(3)(c) and Part 6, Section 6.4.
- b) *Home Based Business*, subject to Part 6, Section 6.8.
- c) *Urban Agriculture.*

3. Sizing and Dimension of Parcels

- a) No *Parcel* shall be created which has a *Parcel Area* less than 460 square metres and a *Frontage* less than 13.5 metres.
- b) Despite Section 10.13 (3)(a) when any *Parcel Line* abuts a *Streamside Protection and Enhancement Area (SPEA)* or *Land* that is zoned Nature Park (P-3), no *Parcel* shall be created which has a *Parcel Area* less than 560 square metres and a *Frontage* less than 15.0 metres.
- c) Despite Sections 10.13 (3)(a) and (b), the minimum *Parcel Area* shall not include a *Streamside Protection and Enhancement Area*.
- d) Despite Section 10.13 (3)(a), no *Parcel* created or used for *Secondary Suite Use* shall have a *Parcel Area* less than 668 square metres and a *Frontage* less than 18.28 metres.

4. Size and Density of the Use of Land, Buildings and Structures

- a) No *Single Unit Dwelling* shall have a *Finished Floor Area* that is less than 83.0 square metres.
- b) No *Single Unit Dwelling* shall have a *Finished Floor Area* that is greater than 175.0 square metres.
- c) No *Principal Buildings* or *Structures* shall exceed a *Parcel Coverage* of 33.0 percent.

5. Siting, Sizing and Dimension of Uses, Buildings and Structures

- a) On a *Parcel* 560 square metres or less in size, no *Principal Building* or *Structure* shall exceed a *Height* of 8.0 metres; except where a *Principal Building* roof pitch is less than 4:12, in which case the maximum *Height* shall be 6.5 metres.
- b) On a *Parcel* greater than 560 square metres in size, no *Principal Building* or *Structure* shall exceed a *Height* of 9.0 metres; except where a *Principal Building* roof pitch is less than 4:12, in which case the maximum *Height* shall be 7.5 metres.
- c) No *Accessory Building* or *Structure* shall exceed a *Height* of 5.0 metres; except where the roof pitch is less than 4:12, in which case the maximum *Height* shall be 3.5 metres.
- d) No *Principal Building* or *Structure* located on *Parcels* where the *Principal Use* is *Single Unit Dwelling* shall be located closer to the *Parcel Line* than the minimum *Setback* shown in the Table below:

PARCEL LINE	MINIMUM SETBACK
<i>Front Parcel Line</i>	4.0 metres
<i>Exterior Side Parcel Line</i> <i>Interior Side Parcel Line</i>	2.0 metres

<i>Other Interior Side Parcel Line</i>	1.5 metres
<i>Rear Parcel Line</i>	3.0 metres
<i>Boundary of a Streamside Protection and Enhancement Area</i>	3.0 metres

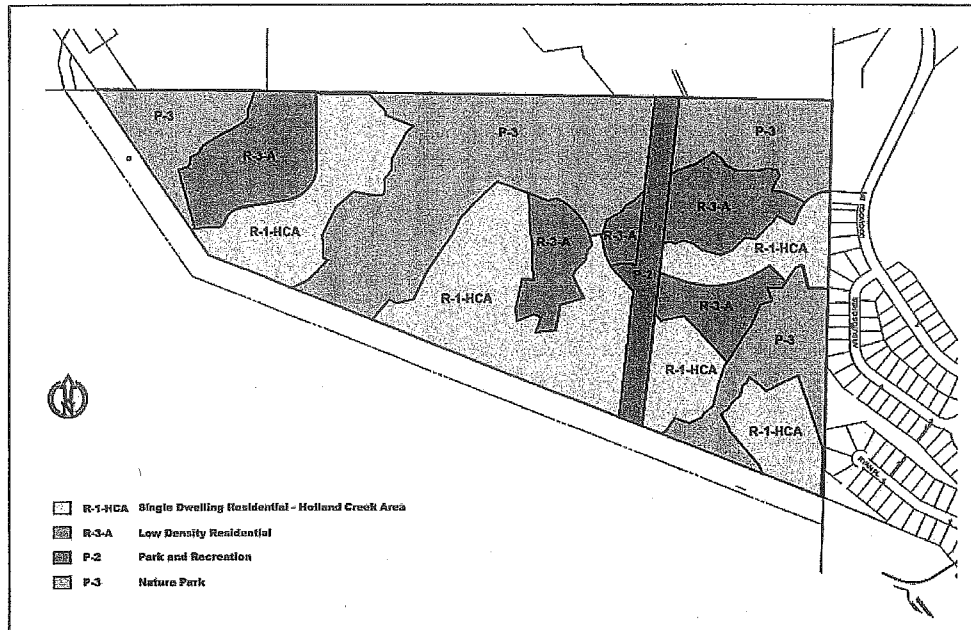
- e) No *Accessory Building or Structure*, with a *Finished Floor Area (m²)* as shown in the Table below, shall be located closer to the *Parcel Line* than the minimum *Setback* shown in the Table below:

PARCEL LINE	MINIMUM SETBACK ≤ 10.0 M ²	MINIMUM SETBACK >10.0 M ²
<i>Front Parcel Line</i>	6.0 metres	6.0 metres
<i>Interior or Exterior Side Parcel Line</i>	1.0 metres	1.5 metres
<i>Rear Parcel Line</i>	1.0 metres	1.5 metres
<i>Boundary of a Streamside Protection and Enhancement Area</i>	1.0 metres	1.5 metres

6. Parking and Loading

- a) Off-street parking and off-street loading shall be provided in accordance with Part 8: Parking and Loading Regulations.

Bylaw No. 1912 – Schedule 2



TOWN OF LADYSMITH

BYLAW NO. 1917

A bylaw to amend "Town of Ladysmith Zoning Bylaw 2014, No. 1860"

WHEREAS pursuant to the *Local Government Act*, the Municipal Council is empowered to amend the Zoning Bylaw;

AND WHEREAS after the close of the Public Hearing and with due regard to the reports received, the Municipal Council considers it advisable to amend "Town of Ladysmith Zoning Bylaw 2014, No. 1860";

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

- (1) Schedule B - Zoning Bylaw Map of "Town of Ladysmith Zoning Bylaw 2014, No.1860" is hereby amended as follows:
 - (a) By placing "Single Dwelling Residential (R-1)" on the subject property legally described as Lot 2, District Lot 41, Oyster District, Plan VIP79202 (630 Farrell Road), as shown in 'Schedule 1' attached to and forming part of this Bylaw.

CITATION

- (2) This Bylaw may be cited for all purposes as "Town of Ladysmith Zoning Bylaw 2014, No. 1860 Amendment Bylaw (No.7) 2017, No.1917".

READ A FIRST TIME on the 20th day of February, 2017

READ A SECOND TIME on the 20th day of February, 2017

PUBLIC HEARING held pursuant to the provisions of the *Local Government Act*

on the 3rd day of April, 2017

READ A THIRD TIME on the 3rd day of April, 2017

APPROVED by the Minister pursuant to the provisions of the Transportation Act

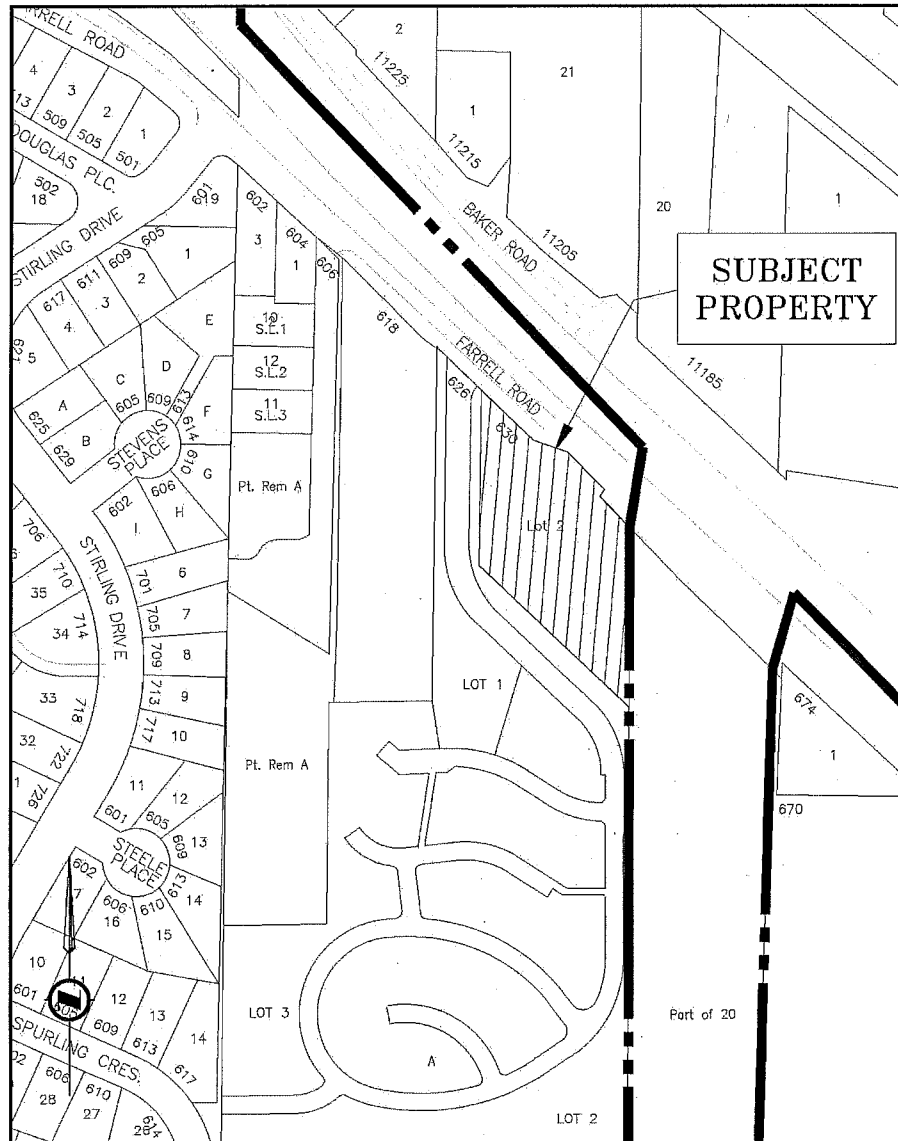
on the 26th day of April, 2017

ADOPTED on the day of

Mayor (A. Stone)

Corporate Officer (G. Ferrero)

Bylaw 1917 - Schedule 1



TOWN OF LADYSMITH

BYLAW NO. 1930

A bylaw to amend the Waterworks Regulations Bylaw 1999, No. 1298 of the Town of Ladysmith.

WHEREAS pursuant to the *Community Charter*, The Municipal Council may, by bylaw, regulate, prohibit and impose requirements in relation to municipal services:

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

Amendment

1. Amend Section 35 with the following:
Replace "Commercial Rate" with "Bulk Water Rate".
2. Amend Schedule "A" with the following:
Bulk Water Rate \$1.60 per cubic meter per haul.
3. Add a new Section 39 as follows:
 - 39.1 Property owners are responsible for repairing any private property breakages or leaks within 45 days of being advised of a potential breakage. Property owners are responsible for submitting to City Hall a request for an adjustment along with proof of repair in a form acceptable by the Director of Finance.
 - 39.2 Where any meter fails to register or to properly indicate the quantity of water used or consumed, or where breakages occur on private property, the Director of Finance shall estimate the consumption of water and shall render an account to the customer.
 - 39.3 Where any account is rendered pursuant to this section, the Director of Finance, in estimating the account, shall consider previous billing periods when such meter was registering correctly, seasonal variations, changes in occupancy, and any other factors which, in the opinion of the Director, may affect the consumption of water. The maximum adjustment amount is \$3,000 per account.
 - 39.4 When an adjustment is made to an account as a result of a leakage or other unusual occurrence on the owner's property, the Director may charge an administration fee. This fee shall be 10% (ten percent) of the amount of any credit to the account, except that the fee may not be less than \$5.00 or more than \$25.00.
 - 39.5 The Director of Finance shall make only one adjustment for water breakages or leaks per property, per owners, within a 10-year period.
3. Renumber all affected sections accordingly.

Effective Date

1. This bylaw is effective upon adoption.

Citation

1. This bylaw may be cited as "Town of Ladysmith Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2017, No. 1930".

READ A FIRST TIME on the 19th day of June, 2017

READ A SECOND TIME on the 19th day of June, 2017
READ A THIRD TIME on the 19th day of June, 2017
ADOPTED on the day of ,

Mayor (A. Stone)

Corporate Officer (J. Winter)