



Lasqueti Island Local Trust Committee

Minutes of Regular Meeting

- Date:** October 23, 2023
Location: Judith Fisher Centre
#1 China Cloud Bay Road
Lasqueti Island, BC
- Members Present:** Tobi Elliott, Chair
Timothy Peterson, Local Trustee
Mikaila Lironi, Local Trustee
- Staff Present:** Renée Jamurat, Regional Planning Manager by Zoom
Marlis McCargar, Island Planner by Zoom
Ian Cox, Island Planner by Zoom
Warren Dingman, Bylaw Compliance & Enforcement Manager by Zoom
Katherine Vogt, Recorder by Zoom
- Others Present:** Andrew Fall, Regional Director by Zoom
There were approximately five (5) members of the public and no members of the media in attendance.

1. CALL TO ORDER

Chair Elliott called the meeting to order at 11:00 a.m. She acknowledged that the meeting was being held on the territory of the Coast Salish First Nations. She introduced herself, Trustees, Staff, and Recorder; and welcomed members of the public.

2. APPROVAL OF AGENDA

The following additions to the agenda were presented for consideration:

- add item 11.1 “Bylaw Enforcement on Lasqueti Island”
 - Discuss item 11.1 after Item 3.2.

By general consent the agenda was adopted as amended.

3. REPORTS

3.1 Trustee Reports

Trustee Peterson reported on the following:

- As a member of the Programs Committee, working on the updated Policy Statement; and working on the Stewardship Education Speaker Series for the topics of groundwater and fire mitigation.
- As a member of the Financial Planning Committee, working on the business cases for the 2024/2025 fiscal year.
- As a member of the Governance Committee, working on interpretations of the Islands Trust mandate as well as discussions on the new strategic corporate planning process.
- Attendance at the September Trust Council meeting at which it was agreed that all elements of the Trust mandate be given consideration; also at this meeting, the Office of the Ombudsman's report on bylaw enforcement was endorsed and referred to the Regional Planning Committee.
- Attendance at the Union of BC Municipalities (UBCM) conference in September as a member of the Executive Committee which included sessions on Reconciliation and implementation of the United Nations Declaration on the Rights of Indigenous Peoples; and sessions on transportation; and positive meetings with the Minister of Municipal Affairs and the Minister of Transportation and Infrastructure (MOTI) regarding future cooperation for Trust specific needs.
- A recent follow-up email from Trustee Peterson to MOTI Minister Rob Fleming expresses concerns about the automatic renewal in the spring of the Western Pacific Marine ferry contract in the absence of public consultation; and requests that the Minister review the situation.

Trustee Lironi reported on the following:

- Working as an Islands Trust representative for the Shellfish Aquaculture Management Advisory Committee to encourage smaller farms to get involved with the process.
- Attendance at the September Trust Council meeting on North Pender Island.
- Attendance at a meeting of the Regional Planning Committee at which housing issues were the focus.
- Expressed concerns regarding ongoing Lasqueti ferry issues.

3.2 Chair's Report

Chair Elliott reported on the following:

- As a member of the Financial Planning Committee, working on business cases and draft budgets.
- Attended as a member of the newly formed Reconciliation Learning Group, the group's first meeting, led by the new Islands Trust Senior Indigenous Relations Advisor Robyn Kefi, on October 2, 2023, which was the Canadian statutory holiday for the annual National Day for Truth and Reconciliation

- The September Trust Council meeting visioning process did not yet achieve a vision statement and is awaiting further input from First Nations.
- The Islands Trust will be offering funding for the first time for unstructured groups within the Trust area to provide their visions for the future of their communities.

3.3 Electoral Area Director's Report

Director Fall reported on the following:

- The qathet Regional District will be updating its community wildfire resilience plan. A status update of this project could be provided for the next Protocol Meeting

4. TOWN HALL

Members of the public asked or spoke on the following:

- The minutes of the last meeting record that there were no members of the media in attendance; however, there was one local member of the media in attendance.
 - Trustee Peterson offered to seek greater clarity on what the Islands Trust policy was regarding media presence and criteria for being considered a media representative.
 - A member of the public noted that other citizens of Lasqueti may also consider themselves members of the media, so if one local is considered a member of the media, others may need to be included.
- Regarding the fifth bullet point under Town Hall in the last July 26, 2023 minutes which states: "Regarding an email received from Trustee Lironi about lost stuff;" the word "received from" should be restated as "sent by."
 - Trustee Lironi clarified that the statement was correct as she had both received and sent an email.
- Why are some topics that come up in social media not permitted to be talked about by the LTC?
 - Manager Dingman responded that local Trustees cannot comment on any cases that are before the court because that may jeopardise the proceedings, and it is against Trust policy for Trustees to comment. Questions should be directed to staff. Manager Dingman can be contacted directly for information.
- Why was the last Rise and Report silent about the LTC in-camera decision to go to court? Whatever the case, this is an important budgetary decision.
 - Manager Dingman clarified that there was no policy prohibition on reporting that a court action had been decided on, it is at the discretion of the LTC. The LTC could have offered a press release; but there was no request for a press release from the LTC for their latest court action decision. Many cases on the larger islands are not announced by press releases. Other cases have greater public interest. Press releases are prepared by communications staff and reviewed by legal counsel.
- Local LTC budgets for meeting expenses seem to have shrunk and are incongruent with what is needed. Is this an aim to reduce the overall Trust-wide budget?

- The Chair noted that LTC budgets are considered on a Trust-wide basis.
- Trustee Peterson offered to review LTC budgets across the Trust area for clarification.
- Is there an Islands Trust process by which a member of the public could file a complaint regarding Trust bodies or trustees?
 - The Chair noted that the Chair of Islands Trust deals with complaints regarding trustee and Trust bodies and could be contacted.
 - The Chair read out the process by which a complaint could be made to the Chair of Islands Trust which can be found at: <https://islandstrust.bc.ca/about-us/accountability/administrative-fairness/>
- What happens if the LTC uses up their meeting expense budget?
 - A Trustee noted that there was a reserve fund to maintain critical business expenses.

LA-LTC-2023-039

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee request staff to report back on policy or requirements for identifying members of the media in regular meeting minutes.

CARRIED

5. MINUTES

5.1 Local Trust Committee Minutes dated July 26, 2023 - for adoption

By general consent the minutes of the Lasqueti Local Trust Committee Meeting of July 26, 2023 were adopted.

5.2 Section 26 Resolutions-Without-Meeting Report - none

5.3 Advisory Planning Commission Minutes dated April 20, 2023 - for receipt

The Advisory Planning Commission (APC) meeting on April 20, 2023 did not follow open meeting and/or notification policy, resulting in it not being considered a meeting.

Trustees received the APC minutes for information.

6. BUSINESS ARISING FROM MINUTES

6.1 Follow-up Action List dated October 13, 2023

Received for information.

7. APPLICATIONS AND REFERRALS - none

8. LOCAL TRUST COMMITTEE PROJECTS

8.1 Minor Project: Correction to Lasqueti Island Local Trust Committee Meeting Procedure Bylaw - Staff Report

Planner McCargar presented the staff report prepared by Planner Baugh that explains that the updated Meeting Procedures Bylaw passed at the last meeting was afterwards found to contain staff formatting errors that have since been corrected to follow best practices for bylaw drafting. These corrections do not change the intent of the bylaw.

LA-LTC-2023-040

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee Bylaw No.102, cited as “Lasqueti Island Local Trust Committee Meeting Procedure Bylaw, 2022, Amendment No. 1, 2023,” be read a first time.

CARRIED

LA-LTC-2023-041

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee Bylaw No.102, cited as “Lasqueti Island Local Trust Committee Meeting Procedure Bylaw, 2022, Amendment No. 1, 2023,” be read a second time.

CARRIED

LA-LTC-2023-042

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee Bylaw No.102, cited as “Lasqueti Island Local Trust Committee Meeting Procedure Bylaw, 2022, Amendment No. 1, 2023,” be read a third time.

CARRIED

LA-LTC-2023-043

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee Bylaw No.102, cited as “Lasqueti Island Local Trust Committee Meeting Procedure Bylaw, 2022, Amendment No. 1, 2023,” be forwarded to the Executive Committee for approval.

CARRIED

9. DELEGATIONS - none

10. CORRESPONDENCE

10.1 Email dated August 23, 2023 regarding United Way Better at Home Program from C. Baldwin

Trustee Peterson, as a board member of the Lasqueti Island Last Resort Society, updated that since this email from C. Baldwin, the Last Resort Society has been notified that Lasqueti Island has been selected to be part of the United Way Better at Home Program, which provides non personal care assistance for seniors, such as firewood and yard maintenance; and is welcome news for local seniors hoping to age in place.

Trustees received the letter for information.

11. NEW BUSINESS

11.1 Bylaw Enforcement on Lasqueti Island

Trustee Peterson read out a one-page document on bylaw enforcement of the Official Community Plan and Land Use Bylaw on Lasqueti Island, noting that Lasqueti does not have a bylaw enforcement notification bylaw.

Chair Elliott explained to members of the public that the Local Trust Committee (LTC) was not able to comment on individual cases involving bylaw enforcement litigation and could not hear any comments from the public on matters before the court.

Bylaw Enforcement Manager Dingman noted the following:

- There are currently six open files on Lasqueti, with 5 of them on hold or in abeyance with no new evidence or complaints to move forward with them.
- There are approximately ten docks around Lasqueti that are all permitted in the Land Use Bylaw (LUB) with specific location references and land use file numbers given.
- The file regarding a new dock in Scotty Bay installed in 2019 without the proper (LUB) rezoning was opened in 2019 following a complaint; in early 2020 a demand letter was sent to the property owner from Islands Trust legal counsel after attempts to gain compliance were unsuccessful; a rezoning application was submitted by the property owner to the previous LTC but was declined for being inconsistent with the Official Community Plan (OCP). The owner then indicated that they wished to submit a new rezoning application to a newly elected 2022 LTC. There is currently a new rezoning application from the property owner before the Islands Trust and the property owner has retained legal counsel, who are in communication with Islands Trust legal counsel, and the matter is before the courts.
- The current LTC will have an opportunity to review the new rezoning application that the property owner submitted to the Islands Trust sometime after November of 2021; Bylaw 35 required that the property owner wait a year before submitting a new application.
- The Notice of Claim against the property owner is a public document that can be obtained from the online Court Registry for a \$12.00 fee. Go to justice.gov.bc.ca to search for civil cases by area or by the property owner's name; or Manager Dingman can be contacted by email for the information.

12. REPORTS

12.1 Trust Conservancy Report dated - none

12.2 Applications Report dated October 13, 2023

12.3 Trustee and Local Expense Report dated August 2023

Trustee Peterson offered to review the expense report for clarification.

12.4 Adopted Policies and Standing Resolutions

12.5 First Nations Report

Chair Elliott reported that letters to all the First Nations in the Trust Area went out in August of this year for the purpose of introducing Trustees and current LTC projects. The Senior Intergovernmental Policy Advisor will follow up with requests for person-to-person meetings.

Chair Elliott will explore the possibility of having a First Nations Elder open a Lasqueti LTC meeting in January 2024.

12.6 Local Trust Committee Webpage

LA-LTC-2023-044

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee request staff to post the Bylaw Enforcement on Lasqueti document to the Local Trust Committee webpage.

CARRIED

Trustee Peterson clarified that the Bylaw Enforcement on Lasqueti document referred to the document he read out at the beginning of the meeting, of which copies could be provided to staff.

12.7 Model Strategy for Antenna Systems - Amendment to include Standing Resolution language on First Nations engagement - Staff Report

Planner Cox presented the staff report that recommends that Trustees request that staff prepare a revised version of the Model Strategy for Antenna Systems to include First Nation consultation requirements.

LA-LTC-2023-045

It was MOVED and SECONDED,

that the Lasqueti Island Local Trust Committee request staff to prepare revisions to the Model Strategy for Antenna Systems in consideration of adoption by including the language used in standing resolution LA-LTC-2023-027.

CARRIED

Planner Jamurat clarified that staff could focus on the Model Strategy for Antenna Systems Minor Project when the OCP/LUB Minor Project was stalled.

13. WORK PROGRAM

13.1 Active Projects Report dated October 13, 2023

The Chair noted that the Model Strategy for Antenna Systems Minor Project had been added to the Active Projects list.

13.2 Future Projects Report dated October 13, 2023

Received for information.

Director Fall joined the meeting at 12:24 pm.

14. UPCOMING MEETINGS

14.1 Next Regular Meeting Scheduled for Monday, December 11, 2023 at 11:00 am and will be held electronically

15. ADJOURNMENT

By general consent the meeting was adjourned at 12:36 pm.

Tobi Elliott, Chair

Certified Correct:

Katherine Vogt, Recorder