



South Pender Island Local Trust Committee Regular Meeting Agenda

Date: April 5, 2019
Time: 10:30 am
Location: South Pender Fire Hall
8961 Gowlland Point Road, South Pender Island, BC

			Pages
1.	CALL TO ORDER	10:30 AM - 10:30 AM	
2.	APPROVAL OF AGENDA		
3.	TOWN HALL AND QUESTIONS	10:30 AM - 10:45 AM	
4.	COMMUNITY INFORMATION MEETING none		
5.	PUBLIC HEARING none		
6.	MINUTES	10:45 AM - 10:50 AM	
6.1	Adopted Local Trust Committee Minutes Dated February 1, 2019 (for Information)		4 - 8
6.2	Section 26 Resolutions-without-meeting Dated March 2019 (attached)		9 - 9
6.3	Advisory Planning Commission Minutes none		
7.	BUSINESS ARISING FROM THE MINUTES	10:50 AM - 10:55 AM	
7.1	Follow-up Action List Dated March 2019		10 - 10
8.	DELEGATIONS none		
9.	CORRESPONDENCE <i>Correspondence received concerning current applications or projects is posted on the LTC webpage</i> none		

10.	APPLICATIONS AND REFERRALS	
11.	LOCAL TRUST COMMITTEE PROJECTS	10:55 AM - 11:10 AM
11.1	Pedestrian & Bicycle Paths - OCP Amendment Bylaw 115 - Staff Report	11 - 17
	for further consideration	
12.	REPORTS	11:10 AM - 11:30 AM
12.1	Work Program Reports (attached)	
12.1.1	<u>Top Priorities Report Dated March 2019</u>	18 - 18
12.1.2	<u>Projects List Report Dated March 2019</u>	19 - 19
12.2	Applications Report	
	none	
12.3	Trustee and Local Expense Report Dated February 2019 (attached)	20 - 20
12.4	Adopted Policies and Standing Resolutions (attached)	21 - 22
12.5	Local Trust Committee Webpage	
12.6	Trustee Report	
12.7	Chair's Report	
12.8	Islands Trust Conservation Report	
	none	
13.	NEW BUSINESS	11:30 AM - 11:45 AM
13.1	Bylaw Enforcement Notice (BEN) Bylaw - Staff Report (attached)	23 - 24
14.	UPCOMING MEETINGS	
14.1	Next Regular Meeting Scheduled for September 6, 2019 at the South Pender Fire Hall, Pender Island	
15.	TOWN HALL	11:45 AM - 12:00 PM

16. CLOSED MEETING (Distributed Under Separate Cover)

12:00 PM - 12:15 PM

16.1 Motion to Close the Meeting

That the meeting be closed to the public in accordance with the Community Charter, Part 4, Division 3, s. 90(1) (a,d) for the purpose of considering:

- *Adoption of In-Camera Meeting Minutes Dated September 4, 2018*
- *Appointment of BOV Members*

AND that the recorder and staff attend the meeting.

16.2 Recall to Order

16.3 Rise and Report

17. ADJOURNMENT

12:15 PM - 12:15 PM

ADOPTED



South Pender Island Local Trust Committee

Minutes of Regular Meeting

Date: February 1, 2019
Location: South Pender Fire Hall
8961 Gowlland Point Road, South Pender Island, BC

Members Present: Laura Patrick, Chair
Cameron Thorn, Local Trustee
Steve Wright, Local Trustee

Staff Present: Robert Kojima, Regional Planning Manager
Shannon Brayford, Recorder

Public: There were approximately (3) members of the public.

1. CALL TO ORDER

Chair Patrick called the meeting to order at 10:32 a.m. She acknowledged that the meeting was being held in traditional territory of the Coast Salish First Nations. Chair Patrick introduced the Local Trust Committee (LTC) and staff.

2. APPROVAL OF AGENDA

By general consent the agenda was approved as presented.

3. TOWN HALL AND QUESTIONS

Elizabeth Montague and Audrey Green each thanked the Trustees for taking the position of trustee

4. COMMUNITY INFORMATION MEETING

none

5. PUBLIC HEARING

none

6. MINUTES

6.1 Adopted Local Trust Committee Minutes & Public Hearing Record Dated September 4, 2018

For information.

6.2 Section 26 Resolutions-without-meeting Dated January 2019

For information.

6.3 Advisory Planning Commission Minutes

none

7. BUSINESS ARISING FROM THE MINUTES

7.1 Follow-up Action List Dated January 2019

Regional Planning Manager (RPM) Kojima provided an overview of the document.

Trustee Thorn requested and received an update on the letter to the Anglican Diocese regarding the Church of the Good Shepherd and the Heritage Registry.

8. DELEGATIONS

none

9. CORRESPONDENCE

9.1 Pender Islands Trust Protection Society Letter Dated November 5, 2018 re Request for Assistance & Event Poster

RPM Kojima provided an overview of the letter and the associated event.

Trustee Thorn mentions it's valuable if the event could be video-taped and made available online.

10. APPLICATIONS AND REFERRALS

10.1 North Pender Island Local Trust Committee Bylaw No. 220 Referral

By general consent the South Pender Island Local Trust Committee agreed to respond to the North Pender Island Local Trust Committee Bylaw No. 220 referral with "interests are unaffected".

10.2 Mayne Island Local Trust Committee Bylaw No. 174 & 175 Referral

By general consent the South Pender Island Local Trust Committee agreed to respond to the Mayne Island Local Trust Committee Bylaw No. 174 & 175 referral with "interests unaffected".

11. LOCAL TRUST COMMITTEE PROJECTS

none

12. REPORTS

12.1 Work Program Reports

12.1.1 Top Priorities Report Dated January 2019

RPM Kojima provided an overview of the document outlining the purpose of the LTC's Top Priorities and the work of the past LTC.

Trustee Wright spoke in favour of continuing to gather community input prior to setting this LTC's top priorities.

Trustee Thorn requested and received information regarding the project "Pedestrian and Cycle Routes".

12.1.2 Projects List Report Dated January 2019

Trustee Thorn requested information on the rationale for the projects added to the list by the past LTC.

RPM Kojima provided a brief history of each project listed.

Trustee Wright reported that some members of the community have expressed concern with erosion and whether riparian area rights would prevent installing solutions like sea walls or natural boundaries.

RPM Kojima provided an overview of the issue, current relevant legal cases, the Green Shores Approach, and solutions used in other Trust Areas.

12.2 Applications Report

none

12.3 Trustee and Local Expense Report Dated November 2018

RPM Kojima provided an overview of the report and each line item.

12.4 Adopted Policies and Standing Resolutions

Received for information.

12.5 Local Trust Committee Webpage

No comments were made.

12.6 Chair's Report

Chair Patrick reported that she has been invited to sit on the Salt Spring Water Protection Alliance and provided an overview of the benefit of this organization's work to other islands.

Chair Patrick also reported that the Trust Council budget is currently open for public consultation and opinions can be shared online through the Islands Trust website.

Trustee Wright requested information on whether it is fiscally efficient when multiple trust committees work on similar projects.

RPM Kojima confirmed that if several LTCs set the same Top Priority then collaboration could result. He noted that the Local Planning Committee is a structure already in place for such collaboration.

12.7 Trustee Report

Trustee Thorn noted that his activities were summarized in the Pender Post Trustee Corner and remarked that he appreciates the close sense of community on South Pender Island and ability to talk directly with community members.

Trustee Wright provided a report on tourism including the following points:

- A 2006-7 Trust area public forum on tourism produced staff recommendations on regulation bylaws and OCP changes, but the project was abandoned.
- There is concern that tourism is overwhelming the ferries, natural resources, water, infrastructure, and the housing market.
- At a recent public meeting the general consensus was that the island needs to plan before it invites.
- He recommends that a letter be sent by the Trust or some other organization to request that the ministry delay further promotion of this area until management plans are in place.

Trustee Thorn echoed the importance of Tourism planning and the impact that this has on housing issues.

12.8 Islands Trust Conservation Report Dated September & November 2018

Received for information.

13. NEW BUSINESS

13.1 Protection of Coastal Douglas Fir - Staff Report & Tool Kit

RPM Kojima provided an overview of the Staff Report and options for the LTC.

Trustee Wright noted that Private Managed Forest status limits the LTC's ability to enact regulations. He requested staff opinion on sending a letter to the Province to request that local governments be provided with the means to enact protection.

RPM Kojima provided an overview of the matter.

A discussion of Private Managed Forest , protection of Coastal Douglas Fir, and options available to local governments was held.

13.2 Cannabis Retail Application License Application Fees - Staff Report

RPM Kojima provided an overview of the Staff Report and associated recommendations.

A discussion of the application fees was held.

SP-2019-001

It was Moved and Seconded,

that the South Pender Island Local Trust Committee modify the standing resolution outlined in the Staff Report 6500-20 to include First Nations and to adopt the standing resolution as amended.

CARRIED

13.3 Trust Area Services Briefing re - Updated Islands Trust Climate Change Web-pages

For information.

14. UPCOMING MEETINGS

14.1 Next Regular Meeting Scheduled for April 5, 2019 at the South Fire Hall, Pender Island

15. TOWN HALL

No comments were made.

16. CLOSED MEETING

none

17. ADJOURNMENT

By general consent the meeting was adjourned at 11:29 a.m.

Laura Patrick, Chair

Certified Correct:

Shannon Brayford, Recorder



Islands Trust

Print Date: March 27, 2019

Resolutions Without Meeting

South Pender Island

Resolution #	Action	Resolution Description	Resolution Date
2019-01	In Favour	That the South Pender Island Local Trust Committee minutes of February 1, 2019, be Adopted, as amended.	04-Mar-2019

Follow Up Action Report

South Pender Island

01-Feb-2019

Activity	Responsibility	Target Date	Status
10.1 NP Bylaw 220 - interests unaffected	Sharon Lloyd-deRosario	08-Feb-2019	Done
10.2 MA Bylaws 174, 175 - interests unaffected			
13.1 CDF Toolkit - add link from SP LTC webpage	Robert Kojima	08-Feb-2019	Done
13.2 - Policy amended with addition of First Nations to the consultation process and adopted as standing policy	Robert Kojima	08-Feb-2019	Done

File No.: Pedestrian and Cycle
Routes

DATE OF MEETING: April 5, 2019
TO: South Pender Island Local Trust Committee
FROM: Robert Kojima, Regional Planning Manager
Southern Team
SUBJECT: Pedestrian and Bicycle Route Mapping Project

RECOMMENDATION

1. That the South Pender Island Local Trust Committee proposed Bylaw No. 115, cited as “South Pender Island Official Community Plan Bylaw No. 107, 2011, Amendment No. 1, 2018” be adopted.

REPORT SUMMARY

Bylaw 115 contains map amendments to OCP Schedules “D” and “H” to include the preferred route for a multi-modal roadside path on South Pender Island. Bylaw 115 also contains OCP policy amendments to support the map amendments. The amendments were developed in consultation with Moving Around Pender (MAP) and are consistent with the CRD [Gulf Islands Regional Trail Plan](#). The bylaw is on the agenda for consideration of adoption.

BACKGROUND

A public hearing was held on the bylaw on September 4, 2018, and the bylaw also received third reading at the September 2018 regular meeting. It was approved by the Executive Committee of Islands Trust on October 10th, and bylaw was forwarded to the Minister and approved on February 20, 2019. The last step is final consideration and adoption.

The map amendments would add the potential route to two OCP Schedules (Parks, Trails and Oceanfront Accesses; and Road Network). The policy amendments would amend the Land Transportation section of the OCP to add references to “pedestrian and bicycle paths” where appropriate. New policies would also be added to address First Nations consultation, recognition of Scenic/Heritage road designations, using rezoning applications to acquire routes, and support for implementation of the CRD trails plan. The bylaw would also amend the Land Transportation advocacy policies to support separated routes within the existing right-of-way where feasible, and protection of environmental resources, First Nations values, and scenic or heritage road features.

Following the close of the hearing, the LTC may not hear further submissions without holding a new hearing. The principle is that if new information is considered by the LTC, all other interested parties also need to have the opportunity to consider any new relevant material and to make further representations to the LTC. The courts have clarified that this does not open the door to endless public hearings: a local government body can legitimately decide that after a hearing it wishes to hear further from staff on issues raised at the hearing.

A bylaw may be altered after the hearing, based on information received or heard by the LTC at any point prior to the close of the hearing, provided that the amendments do not alter use or increase density, or decrease density without a landowner's consent.

Rationale for Recommendation:

Since the project was initiated in late 2017, the bylaw has been through an extensive referral process with First Nations, community groups and affected agencies. The LTC held a community information meeting and public hearing. The bylaw has been approved by the Executive Committee and the Minister.

ALTERNATIVES

1. Make amendments to the bylaw(s)

The LTC may amend the bylaw) provided the amendments would not alter use or increase density. This would require rescinding Third Reading.

2. Proceed no further

The LTC may proceed no further with readings of the bylaw, effectively ending the project.

3. Hold the project in abeyance

The LTC may choose to hold the bylaw in abeyance.

Submitted By:	Robert Kojima, Regional Planning Manager	March 27, 2019
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ATTACHMENTS

1. Bylaw 115

PROPOSED

SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE BYLAW NO. 115

A BYLAW TO AMEND SOUTH PENDER ISLAND OFFICIAL COMMUNITY PLAN BYLAW NO. 107, 2011

The South Pender Island Local Trust Committee enacts in open meeting assembled as follows:

1. CITATION

This Bylaw may be cited for all purposes as “South Pender Island Official Community Plan Bylaw No. 107, 2011, Amendment No. 1, 2018”.

2. SCHEDULES

2.1 South Pender Island Official Community Plan No. 107, 2011, Schedule “A” is amended as shown on Schedule 1, attached to and forming part of this bylaw.

2.2 South Pender Island Official Community Plan No. 2017, 2011, Schedule “D” is amended as shown on Schedule 2, attached to and forming part of this bylaw.

2.3 South Pender Island Official Community Plan No. 2017, 2011, Schedule “H” is amended as shown on Schedule 3, attached to and forming part of this bylaw.

3. SEVERABILITY

If any provision of this Bylaw is for any reason held to be invalid by a decision of any Court of competent jurisdiction, the invalid provision must be severed from the Bylaw and the decision that such provision is invalid must not affect the validity of the remaining provisions of the Bylaw.

READ A FIRST TIME THIS 3RD DAY OF APRIL 2018

READ A SECOND TIME THIS 12TH DAY OF JUNE 2018

PUBLIC HEARING HELD THIS 4TH DAY OF SEPTEMBER 2018

READ A THIRD TIME THIS 4TH DAY OF SEPTEMBER 2018

APPROVED BY THE EXECUTIVE COMMITTEE OF THE ISLANDS TRUST THIS
10TH DAY OF OCTOBER 2018

APPROVED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING THIS
20TH DAY OF FEBRUARY 2019

ADOPTED THIS _____ DAY OF _____ 20____

Chair

Secretary

**SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 115**

SCHEDULE 1

The South Pender Island Official Community Plan No. 107, 2011, Schedule “A” is amended as follows:

1. Subsection 6.1.2 Article (a) – “Transportation General Policies” - is deleted in its entirety and replaced with the following:
 - a) Except for pedestrian and bicycle paths, construction of transportation infrastructure is to be in response to, rather than in anticipation of, increased demand.
2. The paragraph under Subsection 6.1.3 – “Land Transportation” - is deleted in its entirety and replaced with the following:

“The location and classification of the island’s roads, plus any intended or additional phased roads, heritage roads, car stops and pedestrian and bicycle paths are shown on Schedule “H”. The functional characteristics of these classifications are:”
3. Subsection 6.1.3 Article (b) – “Land Transportation Policies” - is amended by adding new clauses after clause i) as follows:
 - ii) The Local Trust Committee will only support the development of automobile, pedestrian and bicycle infrastructure where it believes there has been adequate consultation with First Nations regarding heritage, cultural, or other features of significance.
 - iii) The Local Trust Committee will only support the development of automobile, pedestrian and bicycle infrastructure where it believes it will not unduly compromise the unique or heritage features of the Scenic/Heritage roads identified in Schedule “H”.
 - iv) The Local Trust Committee will support agency and community group efforts to develop the network of bicycle routes, pathways, walkways and trails shown on OCP Schedules “D” and “H”.
 - v) Subject to 6.1.3(b)(ii) above, the Local Trust Committee will use rezoning applications as an opportunity to work toward development of the network of bicycle routes, pathways, walkways and trails shown on OCP Schedules “D” and “H”.
 - vi) The Local Trust Committee will support implementation of the Capital Regional District Gulf Islands Regional Trails Plan on South Pender Island.

And by renumbering the subsequent clauses of the subsection to effect these changes.

4. The introductory paragraph and first bullet point of Advocacy Policy 6.1.3 Clause ii) are deleted in their entirety and replaced with the following:

“The creation of the network of bicycle and pedestrian paths, walkways and trails along routes shown on Schedules “D” and “H” is to be pursued by:

- requesting the Ministry of Transportation and Infrastructure to assist by developing pathways, walkways, and trails within road rights-of-way where their locations coincide with network routes and to provide bicycle paths along Minor Road rights-of-way shown in Schedules “D” and “H”.

5. Subsection 6.1.3 - “Advocacy Policies” - is amended by adding new clauses after clause ii) as follows:

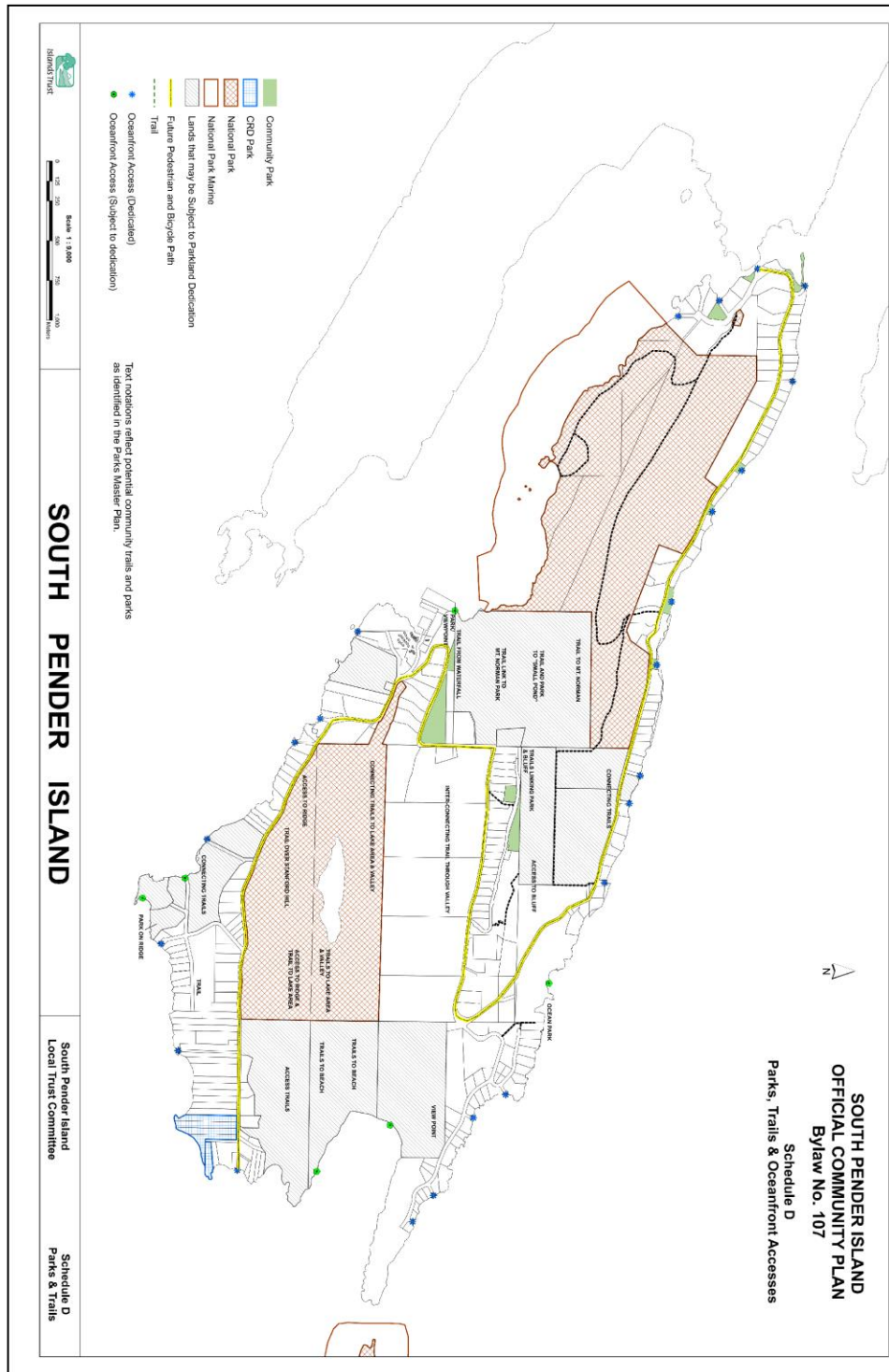
- iii) Agencies and community groups are requested to prioritize separated bicycle and pedestrian paths over on-road bicycle lanes where feasible and where they will not have adverse effects on the natural environment.
- iv) The pedestrian and bicycle path shown in Schedules “D” and “H” should, where feasible, be constructed within the Ministry of Transportation and Infrastructure right-of-way.
- v) Agencies and community groups, in consultation with area First Nations and the British Columbia Archaeology Branch, should ensure that installation of pedestrian and bicycle infrastructure does not compromise heritage, cultural or other features of value to First Nations.
- vi) Agencies and community groups, in consultation with the Local Trust Committee, should ensure that installation of pedestrian and bicycle infrastructure does not compromise the unique scenic or heritage features of the Scenic/Heritage roads identified in Schedule “H”.

And by renumbering the subsequent clauses of the subsection to effect these changes.

SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE BYLAW NO. 115

SCHEDULE 2

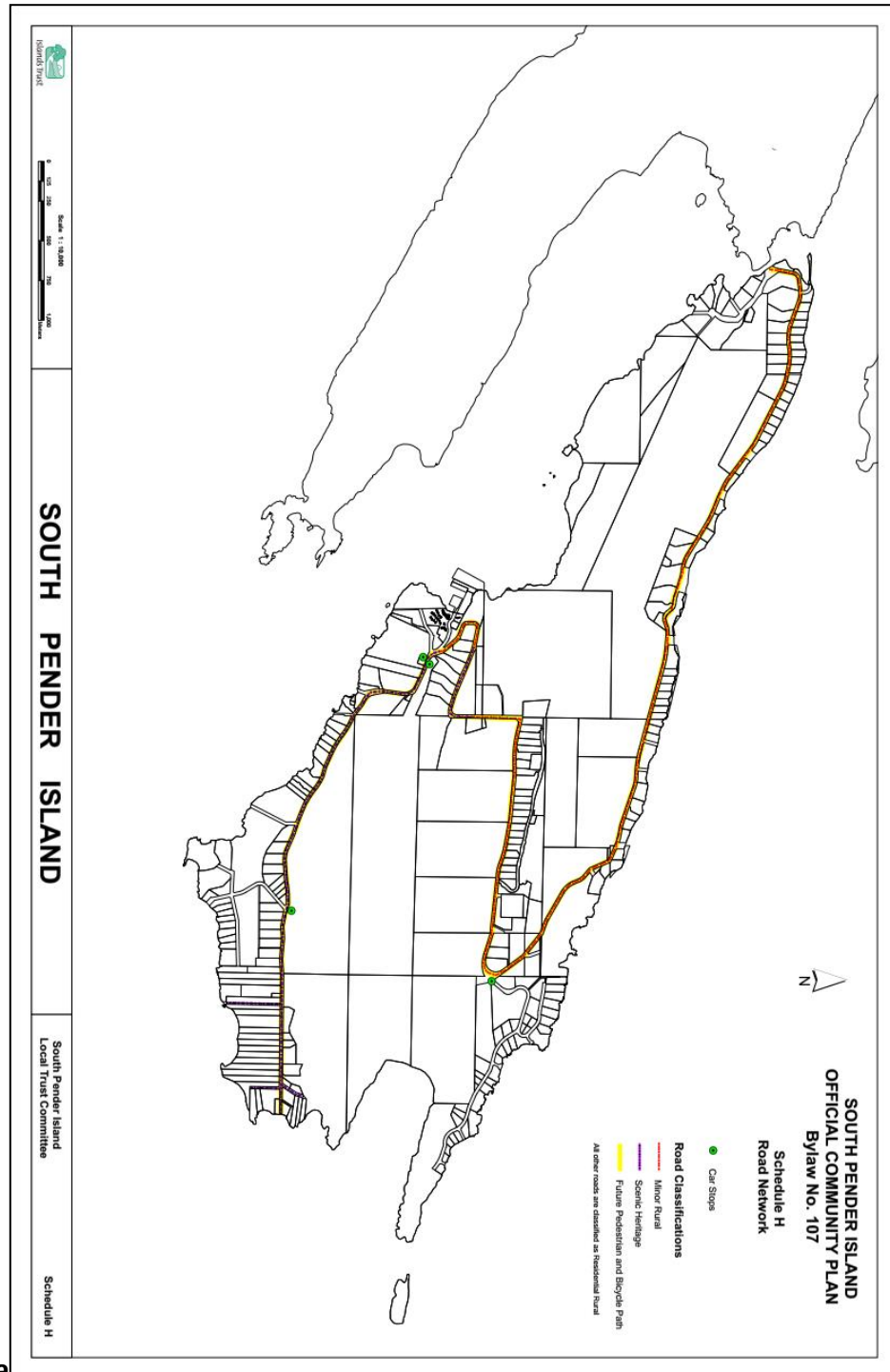
The South Pender Island Official Community Plan No. 107, 2011, Schedule “D” - “Parks, Trails and Oceanfront Accesses” is amended as follows:



**SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 115**

SCHEDULE 3

The South Pender Island Official Community Plan No. 107, 2011, Schedule “H” - “Road Network” is amended as follows



Top Priorities

South Pender Island

No.	Description	Activity	R/Initiated	Responsibility	Target Date
1	First Nations Reconciliation	To work with South Pender community to explore reconciliation initiatives on South Pender Island	16-Jan-2017		01-Nov-2018
2	Pedestrian and Cycle Routes	Consider amending OCP map schedule and policies to designate future cycle / pedestrian routes	14-Nov-2017	Robert Kojima	01-Nov-2018



Projects

South Pender Island

Description	Activity	R/Initiated
Agricultural Land Review		06-Sep-2016
Development Permit Areas	review existing DPAs for sensitive ecosystems to determine current status	28-Apr-2015
Sea level Rise and Shoreline Erosion		28-Apr-2015

Islands Trust
 LTC EXP SUMMARY REPORT F2019
 Invoices posted to Month ending February 2019

665 South Pender	Invoices posted to Month ending February 2019	<u>Budget</u>	<u>Spent</u>	<u>Balance</u>
65000-665	LTC "Trustee Expenses"	750.00	176.36	573.64
LTC Local				
65200-665	LTC - Local Exp - LTC Meeting Expenses	2,000.00	516.63	1,483.37
65210-665	LTC - Local Exp - APC Meeting Expenses	500.00	0.00	500.00
65220-665	LTC - Local Exp - Communications	250.00	0.00	250.00
65230-665	LTC - Local Exp - Special Projects	500.00	250.20	249.80
TOTAL LTC Local Expense		<u>3,250.00</u>	<u>766.83</u>	<u>2,483.17</u>
Projects				
73001-665-4092	south Pender Cycle and Pedestrian Route Map	2,000.00	1,050.40	949.60
73001-665-4093	south Pender first nations relations	1,500.00	0.00	1,500.00
TOTAL Project Expenses		<u>3,500.00</u>	<u>1,050.40</u>	<u>2,449.60</u>

South Pender Island Local Trust Committee

POLICIES AND STANDING RESOLUTIONS

Revised: February 1, 2019

No	Meeting Date	Resolution No.	Issue	Policy
1.	May 23, 2006	SP-LTC-12-06	Adoption of Minutes	That staff prepare draft of meeting minutes for Local Trust Committee reading, correction and amendment as soon as possible following meetings. The South Pender Island Local Trust Committee will adopt these minutes by Resolution without Meeting within fourteen business days, if possible, of each meeting. [The adopted minutes will be posted to the website as soon as possible and a copy will also be included in the next meeting's agenda package].
2.	October 5, 2010		Follow up action list	Send FUAL to trustees once drafted following the meeting.
3.	April 28, 2015	SP-2015-015	Printed Agenda Pkgs	That whereas full agendas are available for public perusal on the website, and whereas the SPILTC endeavours to lower its ecological footprint be it moved that full paper printed agenda packages no longer be provided for future SPILTC meetings. [Copies of the agenda cover will be brought to the meetings]
4.				- Proposed or amended licenses for non-medical cannabis retail establishments require an application to the local trust committee. - The application process shall comprise a public consultation component, which includes at least one notification to neighbours, one public meeting, posting of public notices and one advertisement in a local periodical. - The public consultation process shall be determined by the local trust committee after initial review of the proposal. - The proposed license should also be referred to First Nations for comment. - However, as a minimum, the local trust committee will mail or otherwise deliver a

				notice to all owners and residents of properties within a 500 metre radius of the subject property where the establishment is proposed at least 10 days before adoption of a resolution providing comment on the application. The required notice shall include the following information: ○ Name of the applicant and a description of the proposal in general terms ○ The location of the proposed establishment and the subject site ○ The place where, and date and time when, both a public meeting will be held and a resolution of the local trust committee considered. ○ The name and contact information of the Islands Trust planning staff member who can provide copies of the proposed or amended license application ○ How public comments may be submitted to the local trust committee.
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DATE OF MEETING: April 5, 2019
TO: South Pender Island Local Trust Committee
FROM: Miles Drew, Bylaw Compliance and Enforcement Manager
Local Planning Services
SUBJECT: Bylaw Enforcement Notification (BEN) Bylaw

RECOMMENDATIONS

1. That South Pender Island Local Trust Committee request staff to prepare a draft Bylaw Enforcement Notification Bylaw for consideration by South Pender Island Local Trust Committee.

REPORT SUMMARY

In this report Staff reviews the benefits of a Bylaw Enforcement Notification (BEN) Bylaw and recommends that South Pender Island Local Trust Committee request staff to prepare a draft BEN Bylaw for its consideration.

BACKGROUND

BEN bylaws have been in use in the Islands Trust Area since 2011. Currently, eight local trust committees have adopted BEN bylaws.

In 2011, South Pender Island Local Trust Committee considered adopting a BEN Bylaw but eventually decided against adoption due to public concerns about the impact a ticketing bylaw might have on the community. Since the adoption of the first BEN bylaw in the Islands Trust Area, no serious concerns have emerged.

ANALYSIS

As noted in the linked document "[Local Government Toolkit: Bylaw Dispute Adjudication System](#)", the local government bylaw dispute adjudication system's goal is to create a simple, fair, and cost-effective process for dealing with uncomplicated bylaw contraventions.

The model:

- promotes the timely resolution of bylaw enforcement disputes;
- establishes a dedicated forum for resolving local bylaw enforcement disputes;
- uses a dispute resolution-based approach to obtaining independently adjudicated decisions;
- permits negotiation of compliance agreements resulting in reduction of fine amounts to zero;
- eliminates the requirement for tickets to be handed directly to the accused (personal service);
- avoids the unnecessary attendance of witnesses; and

- avoids the need to hire legal counsel.

The Toolkit explains the local government bylaw dispute adjudication system comprehensively. This report will not duplicate that.

The bylaw dispute adjudication system is a very effective and low cost way of helping to ensure respect for the community's bylaws and the community's goals they represent. Gaining compliance with bylaws can be very difficult and sometimes not possible without a ticketing enforcement tool except by using very expensive Court processes.

A Bylaw Enforcement Notification Bylaw for the South Pender Local Trust Area would be required in order to participate in the Islands Trust bylaw dispute adjudication system.

The very high cost to taxpayers and individuals of Court action sometimes means that bylaws are not enforced and therefore do not meet the goals they were designed to achieve. This can be frustrating for persons who expect there to be compliance with bylaws. It also contributes to a lowering of the legitimacy of bylaws and general non-compliance.

Rationale for Recommendation

Staff recommends that South Pender Island LTC consider adopting a BEN bylaw because of its inherent advantages in supporting the goals expressed in its bylaws.

Alternatives

1. Not adopt a Bylaw Enforcement Notification (BEN) Bylaw

The LTC may decide not to adopt a BEN bylaw.

Submitted By:	Miles Drew, Bylaw Compliance & Enforcement Manager	March 26, 2019
Concurrence:	David Marlor, Local Planning Services Director	March 26, 2019