



## Trust Programs Committee Agenda

**Date:** Monday, August 24, 2015  
**Time:** 10:45 am - 3:30 pm  
**Location:** Ladysmith City Hall, 410 Esplanade (Hwy 1)

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|                                                                               | <b>Pages</b> |
|-------------------------------------------------------------------------------|--------------|
| 1. CALL TO ORDER                                                              |              |
| 2. APPROVAL OF AGENDA                                                         |              |
| 3. ADOPTION OF MINUTES/COORDINATION                                           |              |
| 3.1 Minutes of Meeting                                                        |              |
| 3.1.1 June 1, 2015 TPC minutes (5 min)                                        | 2 - 7        |
| 3.2 Follow Up Action List (5 min)                                             | 8 - 9        |
| 4. CLOSED MEETING                                                             |              |
| 4.1 June 1, 2015 In Camera minutes (5 min)                                    |              |
| 5. RISE AND REPORT                                                            |              |
| 6. TRUST COUNCIL BUSINESS                                                     |              |
| 6.1 Briefing - Amendments to Policy Statement Topic Review Inventory (10 min) | 10 - 46      |
| 6.2 Briefing - Right to a Healthy Environment - Blue Dot (20 min)             | 47 - 51      |
| 6.3 RFD - Private Docks (10 min)                                              | 52 - 60      |
| 6.4 Proposed Strategic Plan Activities for TPC (30 min)                       | 61 - 62      |
| 6.5 Briefing - 2014-2018 Strategic Plan Input (60 min)                        | 63 - 254     |
| 6.6 Briefing - Legislative Monitoring Report (30 min)                         | 255 - 278    |
| 7. NEW BUSINESS                                                               |              |
| 7.1 Draft Trust Programs Committee Toolkit (20 min)                           | 279 - 295    |
| 8. WORK PROGRAM                                                               |              |
| 8.1 Trust Programs Committee Work Program Report (10 min)                     | 296 - 296    |
| 9. NEXT MEETING (Proposed)                                                    |              |
| 9.1 Monday, November 16 - location TBD - maybe Victoria                       |              |
| 10. ADJOURNMENT                                                               |              |

\*Approximate time is provided for the convenience of the public only and is subject to change without notice.



# Draft Trust Programs Committee Minutes of Regular Meeting

**Date of Meeting:** Monday, June 1, 2015  
**Location:** Ladysmith City Hall, 410 Esplanade

**Members Present:** David Critchley, Denman Island Local Trustee  
Brian Crumblehulme, Mayne Island Local Trustee (Vice Chair)  
Tony Law, Hornby Island Local Trustee  
Peter Luckham, Islands Trust Chair (ex officio)  
Derek Masselink, North Pender Island Local Trustee (Chair)  
Bruce McConchie, South Pender Island Local Trustee  
Heather Nicholas, Gabriola Island Local Trustee  
Dan Rogers, Gambier Island Local Trustee  
Sue Ellen Fast, Bowen Island Local Trustee  
George Grams, Salt Spring Island Local Trustee (EC Rep)

**Regrets:** None.

**Staff Present:** Linda Adams, Chief Administrative Officer  
Lisa Gordon, Director, Trust Area Services  
Clare Frater, Policy Advisor – Recorder

**Media and Others Present:** None

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## 1. CALL TO ORDER

The meeting was called to order at 10:20 am.

## 2. APPROVAL OF AGENDA

The Committee added the topics of shoreline construction and derelict vessels to new business if time allows.

By General Consent, the agenda was approved as amended.

## 3. ADOPTION OF MINUTES

### 3.1 Minutes of Meeting

#### 3.1.1 February 17, 2015 TPC minutes

The committee discussed that the minutes should be amended by changing Peter Luckham's title to Islands Trust Chair in the list of members present at the meeting, and to reflect that Trustee McConchie left the meeting early.

By General Consent, the minutes of February 17, 2015 be adopted as amended.

### **3.2 Follow Up Action List**

The Follow-Up Action List was provided for information and review. There was no discussion.

## **4. CLOSED MEETING**

### **TPC-2015-007**

**It was MOVED and SECONDED,**

That the meeting be closed to the public subject to Section 90(1)(b), of the Community Charter in order to consider matters related to: personal information about an identifiable individual who is being considered for an award or honour and that staff attend the meeting.

**CARRIED**

The meeting was closed at 10:35 am and reconvened in open meeting at 11:40 am without report.

## **5. TRUST COUNCIL BUSINESS**

### **5.1 Briefing – Community Stewardship Awards**

Staff provided overview of the seventeen Community Stewardship Awards Program to the Committee. Staff provided an overview of the Community Stewardship Award program. Trustees discussed whether there should be a climate change column on the score sheet. Trustees also discussed the high quality of the nominations and their hope that any nominees who were not selected as award recipients in 2015 would seek a nomination in the future.

### **TPC-2014-008**

**It was MOVED and SECONDED,**

That the Trust Programs Committee forward the Community Stewardship Award briefing to Trust Council.

**CARRIED**

### **5.2 Terms of Reference/Council Policy**

Staff advised that TPC may wish to add a review of the Trust Program Committee's Terms of Reference to the committee's work program this term or through 2014-2018 Strategic Plan.

Discussion ensued about how the Trust Programs Committee selects its work priorities and the nature of its advisory role to Trust Council. Trustees discussed that the committee could propose a review of its terms of reference at any point in the term through the work program report to Trust Council.

### **5.3 RFD – Draft Annual Report Section**

#### **TPC-2014-009**

**It was MOVED and SECONDED,**

That the Trust Programs Committee approve the Trust Programs Committee section of the annual report, as amended, for inclusion in the 2014-2015 Annual Report for approval by Trust Council and submission to the Minister of Community, Sport and Cultural Development.

**CARRIED**

### **5.4 Preliminary TPC input into Development of Islands Trust Strategic Plan for 2014-2018**

Staff described the 2014-2018 Strategic Plan development process and the opportunity for the Trust Programs Committee to provide input to Trust Council. Committee members shared many ideas for future strategic initiatives.

#### **TPC-2014-010**

**It was MOVED and SECONDED,**

That the Trust Programs Committee recommends to Trust Council that the Strategic Plan for 2014-2018 include:

1. Reduce ecological footprint
2. Preservation and protection of the marine environment, including advocacy
3. Appropriate and supplementary transportation
4. Targeted review and update of the Policy Statement
5. Explore United Nations Biosphere Reserve
6. Enhanced governance through engagement and collaboration
7. Input to external legislation and policies

#### **TPC-2014-011**

**It was MOVED and SECONDED,**

That the motion be split so that each Strategic Plan recommendation is voted on separately.

**CARRIED**



The question on item 1 reduce ecological footprint was put,

**CARRIED**

The question on item 2 preservation and protection of the marine environment, including advocacy was put,

**CARRIED**

The question on item 3 appropriate and supplementary transportation was put,

**CARRIED**

The question on item 4 targeted review and update of the Policy Statement was put,

**CARRIED**

The question on item 5 explore United Nations Biosphere Reserve was put,

**CARRIED**

(Trustees Law and McConchie opposed)

The question on item 6 enhanced governance through engagement and collaboration was put,

**CARRIED**

The question on item 7 input to external legislation and policies was put,

**CARRIED**

(Trustee McConchie opposed)

## **5.5 Briefing - BC Ferries Advocacy Key Messages**

Trustees discussed the proposed key messages and discussed that equity would be a better word to use in the campaign, rather than the word fairness, and stressed the need to emphasize that reducing ferry fares on the minor routes would be an investment in the provincial economy.

### **TPC-2015-012**

**It was MOVED and SECONDED,**

That the Trust Programs Committee conveys to the Executive Committee its endorsement of the advocacy messages and methods supporting the Islands Trust Council's request that the provincial government provide sufficient funding to BC Ferries in 2016-2020 to reduce the fares on the minor routes by 25%.

**CARRIED**

## **5.6 RFD – Crown Land Protocol Project Charter**

Staff described the process that led to the development of a Crown Land protocol project charter. Trustees discussed the project and questioned the connection with the Crown land profile project.

### **TPC-2015-013**

**It was MOVED and SECONDED,**

That the Trust Programs Committee approve the Crown Land Protocol Agreement Project Charter, dated March 17, 2015 and seek Trust Council's support to keep this project on the committee's top three work program items until the project is complete.

**CARRIED**

## **5.7 Briefing – Updates on Policy Statement and Topic Review Inventory**

The item was deferred for consideration at the Trust Programs Committee's August 2015 meeting.

## **5.8 Briefing - Blue Dot**

The item was deferred for consideration at the Trust Programs Committee's August 2015 meeting.

## **5.9 Giant Docks in the Islands Trust Area**

The item was deferred for consideration at the Trust Programs Committee's August 2015 meeting.

## **5.10 Report back re Marine jurisdiction session planned for Council - verbal**

Staff reported that the Trust Programs Committee's request for a session at a future Trust Council meeting about marine jurisdiction in the Islands Trust Area was added to Trust Council's continuous learning plan. Since then, the session was deleted to make more time for strategic planning. A session could still occur if Trust Programs Committee renews its request.

## **5.11 Draft – Trust Programs Committee Toolkit**

The item was deferred for consideration at the Trust Programs Committee's August 2015 meeting. Trustees noted that Appendix 1 was missing from the report and requested that staff ensure it is added to the August meeting package.

## **6. NEW BUSINESS**

## **6.1 Trustee Briefing - Integrated island transportation**

Received for information

## **7. WORK PROGRAM**

### **7.1 Trust Programs Committee Work Program Report**

#### **TPC-2015-014**

**It was MOVED and SECONDED,**

That the Trust Programs Committee forward its work program to the Islands Trust Council with the top three items as amended:

1. Amending Crown Land Cooperation Agreement
2. Community Stewardship Awards
3. Policy Statement Targeted Review - scoping

with three continuing items as follows: BC Ferries, Vacant Crown Land Profiles (Discovery Phase) and Indicator Program.

**CARRIED**

## **8. RISE AND REPORT**

No decisions to report.

## **9. NEXT MEETING**

#### **TPC-2015-015**

**It was MOVED and SECONDED,**

That next meeting be held 10:30 a.m. Monday, August 24, 2015 in Ladysmith

**CARRIED**

## **ADJOURNMENT**

The Trust Programs Committee meeting was adjourned at 2:55 p.m.

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**Derek Masselink, Chair**

**CERTIFIED CORRECT:**

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**Clare Frater, Recorder**

## Trust Programs Committee Follow Up Action List

### June 1, 2015 meeting

| No.          | Activity                                                                                                                                                                                                                                                                                                                                                                                                                                                | Responsi-<br>bility | Target<br>Date | Status |
|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|----------------|--------|
| TPC-2015-008 | Forward the Community Stewardship Award briefing to Trust Council                                                                                                                                                                                                                                                                                                                                                                                       | LG                  | Done           | Done   |
| TPC-2015-010 | Forward TPC's section of annual report to Trust Council                                                                                                                                                                                                                                                                                                                                                                                                 | LG                  | Done           | Done   |
| TPC-2015-011 | Convey TPC's ecommendation to Trust Council that the Strategic Plan for 2014-2018 include: Reduce ecological footprint; Preservation and protection of the marine environment, including advocacy; Appropriate and supplementary transportation; Targeted review and update of the Policy Statement; Explore United Nations Biosphere Reserve; Enhanced governance through engagement and collaboration; and Input to external legislation and policies | LA                  | Done           | Done   |
| TPC-2015-012 | Convey to Executive Committee TPC's endorsement of the advocacy messages and methods supporting TC's request that the provincial government provide sufficient funding to BC Ferries in 2016-2020 to reduce the fares on the minor routes by 25%.                                                                                                                                                                                                       | LG                  | Done           | Done   |
| TPC-2015-013 | Seek Trust Council's support to keep Crown Land Protocol Agreement Project on TPC's top three work program items until the project is complete.                                                                                                                                                                                                                                                                                                         | TPC                 | Done           | Done   |
| By Consent   | Add briefings on Policy Statement and Topic Review Inventory; Blue Dot; Giant Docks in the Islands Trust Area; and the draft Trust Programs Committee Toolkit to TPC's August 2015 meeting agenda                                                                                                                                                                                                                                                       | LG                  | Done           | Done   |
| TPC-2015-15  | Forward the TPC Work Program to Trust Council                                                                                                                                                                                                                                                                                                                                                                                                           | LG                  | Done           | Done   |

### Feb 17, 2015 meeting

| No.        | Activity                                                                                                                                                                                     | Responsi-<br>bility | Target<br>Date | Status                                       |
|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|----------------|----------------------------------------------|
| By Consent | Regular review and amendment of the Trust Programs Committee toolkit.                                                                                                                        | LG                  | Ongoing        | deferred to August                           |
| By Consent | Staff to provide the Follow-Up Action List to members of the committee as soon as possible after each meeting and look into ways to make it available on the website within 10 working days. | JC/CF               | February       | Done. Staff to propose web options in August |

|             |                                                                                                                                                                                                                                     |       |        |                                                       |
|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|--------|-------------------------------------------------------|
| TPC-2015-02 | Staff to distribute the Policy Statement Assessment Task Force report to the committee members for their review and to add the topic to the next meeting agenda with information about updates since production of the 2011 report. | LG    | May    | Delivered in June 2015 and deferred until August 2015 |
| By Consent  | Staff to return to TPC with a review of the administration of the Community Stewardship Awards Program this year.                                                                                                                   | LG    | August | August                                                |
| TPC-2015-04 | Implement the project described in Crown Land Profiles – Discovery Phase Project Charter, dated February 5, 2015.                                                                                                                   | LG/CF |        | On hold pending strategic plan                        |

## November 5, 2012 meeting

| No. | Activity                                                              | Responsi-<br>bility | Target<br>Date | Status                         |
|-----|-----------------------------------------------------------------------|---------------------|----------------|--------------------------------|
| 3.5 | Research further high-priority indicators, such as census and housing | CF                  |                | On-hold pending strategic plan |

**To:** Trust Programs Committee

**For the Meeting of:** Aug 24, 2015 deferred  
from June 1, 2015

**From:** Clare Frater, Policy Advisor

**Date prepared:** August 14, 2015

**SUBJECT: UPDATES ON POLICY STATEMENT AND TOPIC REVIEW INVENTORY**

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### DESCRIPTION OF ISSUE:

In February 2015, the Trust Programs Committee (TPC) requested staff to distribute the Policy Statement Assessment Task Force report to committee members for their review and to add the topic to the May 2015 meeting agenda with information about updates since production of the 2011 report. Staff e-mailed the 2011 report to TPC members on February 26, 2015.

### BACKGROUND:

In June 2011, the Islands Trust Council received the “Review and Amendment of the Islands Trust Policy Statement: A Preliminary Assessment Final Report” of the Islands Trust Policy Statement Assessment Task Force, dated May 9, 2011. The summary of recommendations in the report is as follows:

**Recommendation 1:** That the next Trust Council review the Policy Statement and its accompanying policies.

**Recommendation 2:** That the next Trust Council consider the full Topic Review Inventory in Appendix B and the priority topics identified by the Policy Statement Assessment Task Force (pages 5 and 6) when determining the scope and approach of a future Policy Statement review process.

**Recommendation 3:** That the next Trust Council closely review the language of the Policy Statement to ensure that terms used are unambiguous and easily understood, adding definitions if necessary to achieve this purpose.

**Recommendation 4:** That the next Trust Council ensure that comprehensive public consultation is an integral part of the entire review process.

**Recommendation 5:** That the next Trust Council consider inclusion of a rationale for any directive policies, either in the body of the Policy Statement or as an appendix, and remove the use of the word “address” from the Policy Statement in cases where Trust Council wants the policy to be more directive.

**Recommendation 6:** That the next Trust Council request a review of the historical records related to topics that have posed interpretation challenges, in order to clarify the purpose and intention of the original wording and assist in the review of the relevant sections of the Policy Statement.

**Recommendation 7:** That the next Trust Council review the three policies related to the Policy Statement and consider, in particular, whether the timing of the schedule of regular reviews and

reporting of monitoring activities set out in those policies needs to be modified to reflect the reality.

**Recommendation 8:** That the next Trust Council consider any changes to the three policies in conjunction with the Policy Statement review.

**Recommendation 9:** That the next Trust Council consider the comments and suggestions of staff and the task force members as set out in Appendix C when reviewing the three policies related to the Policy Statement.

Upon receipt of the report, Trust Council directed staff to report on Policy Statement review options and implications in time for Trust Council's next strategic planning session and to distribute this report to the new (2011-2014) Trust Council in December 2011.

In December 2011, the Islands Trust Council received a briefing on the status of the Island Trust's Gas Tax Fund application to support a Policy Statement Review.

In March 2012, the Islands Trust Council received a Request for Decision document (123 pages including attachments) from the Executive Committee recommending:

1. That the Islands Trust Council undertake a review of the Islands Trust Policy Statement in the 2011-2014 term, substantially in accordance with Option 1 outlined in the document entitled "Policy Statement Review - Staff and Resource Options," dated February 21, 2012 (attachment #5), subject to future Trust Council decisions regarding each annual Trust Council budget.
2. That the Islands Trust Council accept the offer of funding from Canada's Gas Tax Fund for a Policy Statement review and request the Executive Committee to oversee negotiation of the funding agreement to balance revenues with the public engagement activities and processes that Trust Council endorses.
3. That the Islands Trust Council withdraw up to \$34,000 from its Surplus in fiscal year 2012/13 to fund the first phase of the Policy Statement review process.
4. That the Islands Trust Council request the Executive Committee to recommend terms of reference for a Policy Statement Review Steering Committee, substantially similar to those dated February 21, 2012 and to seek expressions of interest from trustees wishing to serve on the committee, for Trust Council's consideration in June 2012.
5. That the Islands Trust Council request its three standing committees to recognize the work load associated with a Policy Statement Review when establishing work programs.

In the RFD, the Chief Administrative Officer (CAO) commented that: *The Islands Trust Policy Statement is fundamental to the operations of the Islands Trust, guiding the development of land use planning and regulatory bylaws of local trust committees and Bowen Island Municipality as well as Trust Council's strategic plan and advocacy program. The Policy Statement articulates Trust Council's understanding of its provincial mandate to preserve and protect the environment and unique amenities of the Islands Trust Area. While Trust Council's policies indicate it should review its Policy Statement every five years, the last substantive review took place in 1998. Trust Council has not since undertaken more recent reviews due to lack of funds, staff capacity, and competing priorities.*

*While the current Policy Statement has provided an innovative roadmap for island sustainability, trustees, staff and islanders have identified concerns with both its content and its function. Ambiguities have occasionally led to alternative interpretations and time-consuming debates during the bylaw development and approval process. Since the Policy Statement was adopted, communities have changed, and new issues and challenges have*

*emerged which are not addressed in the document. Some islanders have questioned the balance between environmental, social and economic values that the Policy Statement suggests.*

In the RFD, the CAO also offered additional comments about the Gas Tax funding and Policy Statement review options.

In March 2012, the Islands Trust Council decided:

- to not proceed with a comprehensive review of the Policy Statement in the 2011-14 term,
- to not accept the offer of \$250,000 in funding from Canada's Gas Tax Fund, and
- to request that the Executive Committee and Trust Programs Committee prepare options for consideration at Trust Council's June 2012 meeting for implementing existing Council policies 1.2.i, 1.3.i and 1.3.ii relating to the Policy Statement within the Strategic Plan for the current term.

In June 2012, the Islands Trust Council endorsed adding the strategy "increase transparency about how the Islands Trust Policy Statement is used" under Objective 4.2 "Enhance community engagement and participation" in the public consultation draft of the 2011-2014 Strategic Plan.

In June 2012, the Islands Trust Council also directed the Trust Programs Committee to review Trust Council policies 1.2.i (amendment), 1.3.i (implementation) and 1.3.ii (topic review) and recommend amendments to Trust Council (per recommendation #7 in the 2011 Policy Statement Assessment Task Force final report) and to consider addressing Council Policy 1.3.i as a priority.

At the August 2012 Trust Programs Committee meeting, staff provided an overview of the briefing and explained that if the Trust Programs Committee decided that 'revision of policies that support the Policy Statement' would be one of its top three work program items, and Trust Council supported this decision, senior staff would make room for this work in their work programs in the fall of 2012. Staff explained that reviewing the Policy Statement Implementation policy could require significant senior staff time and that it would be best to adopt new Policy Statement amendment and implement policies and repeal the existing policies 1.2i, 1.3i, 1.3.ii at the same Trust Council meeting as the current policies contain overlapping information. The committee members also discussed whether to direct staff to proceed immediately or whether the decision should wait until the Trust Council adoption of the 2011-2014 Strategic Plan. The Trust Programs Committee decided to not add revision of the Policy Statement policies to its August 2012 work program.

In September 2012, the Islands Trust Council adopted the 2011-2014 Strategic Plan without any activities associated with review or amendment of the Policy Statement or policies 1.2i, 1.3i, 1.3.ii, and without the strategy "increase transparency about how the Islands Trust Policy Statement is used."

In September 2012, the Islands Trust Council added 'the preservation and protection of the seabed' and 'policies to address potential impacts on the Trust Area from projects sited outside the Trust boundaries' to the Policy Statement Review Topic List.

### **Policy Statement Topic Review Framework history**

The Islands Trust Council's Policy Statement Topic Review Framework Policy's (1.3.ii) purpose is to provide a framework to maintain an inventory of Policy Statement topic areas for review and to determine the priority topic areas for attention through Trust Council.

The policy sets out that the Trust Programs Committee will:

1. complete an Annual Policy Statement Report that includes a Policy Statement Topic Review Inventory, and



2. maintain a Policy Statement Topic Review Inventory that will include the review topics, brief descriptions, and the source of the suggested topics.

Trust Council [Policy Statement Implementation \(1.3.i\) Policy](#) assigns Trust Programs Committee the role of compiling all suggestions for amendment to the Policy Statement from all sources for review to recommend areas for amendments to Council via the Executive Committee.

The Trust Programs Committee has not been compliant with this policy since at least 2005. In September 2007, the Islands Trust Council passed the following motion:

*That the Islands Trust Council request staff not to initiate a Policy Statement topic review for 2007; and to review Trust Council's policies 1.3.i (Policy Statement Implementation) and 1.3.ii (Policy Statement Review Framework) make recommendations regarding the process for Policy Statement Review.*

The September 2007 Islands Trust Council minutes noted that: *An annual review and consideration of Policy Statement topics for review may not be appropriate, given the resource requirements and the other priorities of Council. Council could consider a regular review on a different schedule, such as every six years to coincide with Council's mid-term. At this time, amendments to the Islands Trust Policy Statement are not on the Islands Trust Council Strategic Agenda"*

Due to a lack of staff resources, the review of policies did not happen in 2008-2010. The Task Force final report includes suggested changes to the policies, and staff began drafting changes but again, did not have political direction or capacity to complete drafts for Trust Council's review.

The Policy Statement Assessment Task Force reviewed the Topic Review Inventory from July to October 2010 while seeking input from Islands Trust and Bowen Island Municipality staff and trustees about new Policy Statement topics that could be added and about whether existing topics needed expansion or clarification. The task force also considered previously suggested topics; current and previous Strategic Plans of Trust Council; and past advocacy positions taken by Executive Committee and Trust Council. A considerable amount of trustee and staff time was invested in compiling this information. Staff and trustees did not have time to compile past Local Trust committee resolutions on advocacy topics.

The May 2011 Policy Statement Topic Review Inventory, contained in the "Review and Amendment of the Islands Trust Policy Statement: A Preliminary Assessment Final Report" of the Islands Trust Policy Statement Assessment Task Force, dated May 9, 2011, provided staff and trustee suggestions on:

- topics needing clarification or expansion;
- new topics;
- background / rationale for those topics;
- general comments on the Policy Statement and its implementation (App 3); and
- additional appendices that may prove useful to a future review.

The 2010-2011 Policy Statement Assessment Task Force recommended that that the next Trust Council consider the full Topic Review Inventory in Appendix B and the priority topics identified by the Policy Statement Assessment Task Force (pages 5 and 6) when determining the scope and approach of a future Policy Statement review process.

### **New addition to Topic Review Inventory: Public Trust Doctrine**

In March 2015, David Steen, on behalf of the Gulf Islands Alliance, asked the Islands Trust Council that the Public Trust Doctrine, described in his presentation, be enshrined in the Islands Trust Policy Statement to provide the framework and motivation to apply the best solutions to climate

change. He explained that the Gulf Islands Alliance shares the Blue Dot goal of acknowledging people's right to a healthy environment. In response to this request, the Islands Trust Council passed the following motion:

*That the Islands Trust Council request the Trust Programs Committee to include the topic of "The Public Trust Doctrine" (as described in a presentation provided by the Gulf Island Alliance at the March 2015 Trust Council Meeting) in the Policy Statement Topic Review Inventory.*

At Council's direction, staff have now added this to the attached Islands Trust Topic Review Inventory (see track changes on pages 1 and 12). Also noted on those same pages in track changes are two topics added by the Islands Trust Council since the 2011 version created by the 2010-2011 Policy Statement Assessment Task Force.

**ATTACHMENT(S):**

1. Draft Islands Trust Topic Review Inventory, Updated May 2015
2. Islands Trust Council's Policy Statement Topic Review Framework Policy (1.3.ii)
3. Policy Statement Amendment Policy (1.2.i)
4. Gulf Island Alliance's March 2015 submission to the Islands Trust Council on the Public Trust Doctrine.

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**AVAILABLE OPTIONS:** When developing Strategic Plan recommendations to the Islands Trust Council, the Trust Programs Committee could consider adding review or amendment of the Policy Statement or policies 1.2i, 1.3i, 1.3.ii as a priority of the 2014-2018 term, before performing a targeted review.

**FOLLOW-UP:** Staff will continue to maintain the Topic Review Inventory as directed by Executive Committee and Trust Council. Executive Committee will convey Trust Programs Committee's recommendations about the strategic plan to Trust Council along with other council committee input.

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**Prepared By:** Clare Frater, Policy Advisor

**Reviewed By/Date:** Lisa Gordon, Director, Trust Area Services, Aug 14, 2015

**1.3.ii. Procedure****POLICY STATEMENT  
TOPIC REVIEW FRAMEWORK**

Trust Council: June 11, 1994

Amended: September 15, 1995; March 10, 2005

**A: PURPOSE:**

1. To provide a framework to maintain an inventory of Policy Statement topic areas for review and to determine the priority topic areas for attention through Trust Council.

**B: REFERENCES:**

1. *Islands Trust Act*: Section 15
2. Policy Statement Bylaw (No. 17) 1993
3. Policy Manual:
  - 3.1. Policy Statement Implementation (1.3.i.)
  - 3.2. Policy Statement Bylaw (1.2.)

**C: BACKGROUND:**

1. The Trust Programs Committee (TPC) will complete an Annual Policy Statement Report that includes a Policy Statement Topic Review Inventory.
2. The Trust Programs Committee will maintain a Policy Statement Topic Review Inventory that will include the review topics, brief descriptions, and the source of the suggested topics.

**D: PROCEDURE:****1. MAINTAINING THE INVENTORY**

- 1.1. The Trust Programs Committee will maintain an inventory of suggested policy statement topics for review as identified through the following:
  - i. requests from external agencies or the public,
  - ii. other policy or legislative initiatives of the Islands Trust, the province or other government agencies, and
  - iii. requests from staff, trust bodies, or trustees of the Islands Trust.

**2. TRUST PROGRAMS COMMITTEE RECOMMENDATIONS**

- 2.1. The Trust Programs Committee will prepare a Policy Statement Topic Review Inventory by September of each year.
- 2.2. The Trust Programs Committee will make suggestions for policy statement topics review to Trust Council, the Trust Fund Board, local trust committees, and staff by October of each year.
- 2.3. The Trust Programs Committee will make priority topic recommendations to Trust Council from the Topic Review Inventory in November of each year.

### **3. TRUST COUNCIL CONSIDERATION**

- 3.1. Trust Council will establish the annual priority of the specific topics for review by resolution in December of each year.
- 3.2. The priority Policy Statement review topics will be those items approved by Trust Council as part of Trust Council's work program or the work program of a trust body.

### **4. REVIEW TOPIC IMPLEMENTATION**

- 4.1. The Trust Programs Committee will forward resource requirements requests, as required, for all priority Policy Statement review topics to Trust Council within the annual budget process.
- 4.2. The Trust Programs Committee will recommend adjustments to the priority Policy Statement review topics as required based on resource allocations from the annual budget, emerging issues and topic review completions.
- 4.3. The Trust Programs Committee will provide guidelines for priority Policy Statement topic reviews relative to agency referral, internal processing, and Policy Statement Bylaw amendment requirements.

### **5. ANNUAL POLICY STATEMENT REPORT**

- 5.1. The Trust Programs Committee will forward an Annual Policy Statement Report that includes the recommended priority review topics from the Topic Review Inventory to Trust Council in December of each year.

**1.2.i. Policy****POLICY STATEMENT AMENDMENT POLICY**

Trust Council: December, 1995

(Amended: March 6, 1998)

**A: PURPOSE:**

1. To outline the required steps for Trust Council to amend the Policy Statement Bylaw.

**B: REFERENCES:**

1. *Islands Trust Act*: Sections 15, 16, 22 and 27
2. Policy Statement Bylaw (No. 17)
3. Policy Manual: Policy Statement Implementation (1.3.i.)

**C: POLICY:****1. REQUIREMENTS**

- 1.1. The Policy Statement Bylaw may be amended by the Islands Trust Council with the approval of the Minister of Municipal Affairs.
- 1.2. Policy Statement Amendments will generally be processed over 2 regular Trust Council meetings unless a waiver of this requirement is approved by at least 2/3 of Trust Council members present at a meeting at which the vote and adoption takes place.
- 1.3. The Executive Committee is responsible for maintaining the Policy Statement Implementation Work Program.
- 1.4. The Executive Committee is responsible for preparing Policy Statement amendments at the direction of Trust Council.

**2. PROPOSED AMENDMENTS**

- 2.1. Trust Council through its quarterly review of the Policy Statement Implementation work program, will establish priority areas for Policy Statement topic reviews.
- 2.2. Trust Council upon reviewing the outcomes of a Policy Statement topic review may, by resolution, request that proposed policies be prepared for consideration as amendments to the Policy Statement Bylaw.

### **3. AMENDMENT PROCESS**

- 3.1. Trust Council may establish a Trust Council meeting date to consolidate proposed policies to amend the Policy Statement Bylaw.
- 3.2. Trust Council, unless otherwise determined in accordance with clause 1.2., will give first reading to an Amendment Bylaw at one meeting; second and third reading at a subsequent meeting; and 4th reading at further regular meeting of Trust Council or by way of a resolution without meeting following approval by the Minister of Municipal Affairs.
- 3.3. Trust Council after first reading of the amendment bylaw will, by resolution, request that the amendments be referred to municipalities, regional districts, Provincial Government agencies or departments and Government of Canada agencies or departments having jurisdiction in the Trust Area.
- 3.4. Trust Council after first reading of the amendment bylaw will, by resolution, request that a public brief be prepared to enhance public awareness of the amendments through the media and local trust committees.
- 3.5. Trust Council, prior to 2nd and 3rd reading, will provide trustees with an opportunity to review input received from the corporate entities, trustees or staff of the Islands Trust, referral agencies and the public. The minimum referral period to other agencies will be 30 days unless otherwise waived by Trust Council (as per Clause 1.2.).
- 3.6. The Executive Committee or Trust Council may provide for persons or agencies, having input to the amendments to address Trust Council directly in accordance with the Meeting Procedures Bylaw of Trust Council.

## Policy Statement Topic Review Inventory, May 2015

Trust Council is asked to review the Policy Statement every five years. This topic review inventory is intended to be regularly updated as new topics get suggested, by trustees, staff and stakeholders. Policy 1.3.ii, *Policy Statement Topic Review Framework*, sets out that Trust Council will consider Trust Programs Committee's recommended priority review topics each year.

If the Policy Statement is to be reviewed, Trust Council will consult with particular government agencies having jurisdiction over or interests in the Trust Area, and with members of the public throughout the Trust Area.

This Topic Review Inventory summarizes input on existing and potential new Policy Statement topics received by the Policy Statement Task Force. It compiles information from the 2007 Policy Statement Topic Review Inventory; trustee and staff suggestions (made in 2010 unless otherwise noted); Trust Council resolutions; and strategic plans. An overview of suggestions is provided below with additional details available in the body of this report.

| Policy Statement Topics Needing Additional Clarification or Expansion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Suggested New Policy Statement Topics (Gaps):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <ul style="list-style-type: none"> <li>• Protection of natural coastal processes (3.4.5)</li> <li>• Marine Sewage (3.4.8)</li> <li>• Agricultural land (4.1)</li> <li>• Forests (stewardship) (4.2)</li> <li>• Protection of forest stands (4.2.6)</li> <li>• Designation of forest ecosystem reserves (4.2.8)</li> <li>• Freshwater resources (4.4)</li> <li>• Water quality and quantity (4.4.2)</li> <li>• Coastal and marine areas (4.5)</li> <li>• Aquaculture (4.5.1 and 4.5.2)</li> <li>• Soils and deposits (4.6)</li> <li>• Sustainable communities (Part V)</li> <li>• Growth and development (5.2)</li> <li>• Density limits (5.2.5)</li> <li>• Road classification system (5.3.4)</li> <li>• Impacts of road location, etc. (5.3.5)</li> <li>• Gaming/casinos prohibition (5.5.2)</li> <li>• Recreational facilities (5.5.6)</li> <li>• Heritage (5.6.3)</li> <li>• Economic opportunities (5.7)</li> <li>• Health and wellbeing (5.8)</li> <li>• Healthy communities (5.8.5)</li> <li>• Renewable energy production (5.8.8)</li> </ul> | <ul style="list-style-type: none"> <li>• Affordable housing/diversity of housing</li> <li>• Agriculture</li> <li>• Archaeological resources</li> <li>• BC Ferries</li> <li>• Climate change</li> <li>• Connectivity in environmental protection</li> <li>• Crown land protection</li> <li>• First Nations</li> <li>• Food security</li> <li>• Invasive species</li> <li>• Landowner stewardship</li> <li>• Marine protection (stewardship / shipping / lighthouses)</li> <li>• Performance measurement / indicators</li> <li>• <a href="#"><u>Public trust doctrine (as described in a Gulf Island Alliance delegation to the March 2015 Trust Council meeting)</u></a></li> <li>• <a href="#"><u>Policies to address potential impacts on the Trust Area from projects sited outside the Trust boundaries</u></a></li> <li>• <a href="#"><u>Preservation and protection of the seabed</u></a></li> <li>• Rainwater harvesting and catchment systems</li> <li>• Riparian area protection</li> <li>• Social diversity</li> <li>• Sustainable environment</li> <li>• Tourism</li> <li>• Tree removal</li> <li>• Trust Fund Board (NAPTEP, RCP, funding, protected area stewardship, conservation of biodiversity priorities,)</li> <li>• Unzoned areas</li> </ul> |

|  |                                                                                                                                                 |
|--|-------------------------------------------------------------------------------------------------------------------------------------------------|
|  | <ul style="list-style-type: none"> <li>• Update to reflect ongoing legislative changes</li> <li>• Use of pesticides and other toxins</li> </ul> |
|--|-------------------------------------------------------------------------------------------------------------------------------------------------|

The document is organized as follows:

- Existing topics needing clarification or expansion
- Suggested new topics
- Suggested new definitions
- Appendix 1: Summary of past Chair correspondence on advocacy topics
- Appendix 2: Islands Trust resolutions submitted to Union of British Columbia Municipalities
- Appendix 3: General comments received on the Policy Statement
- Appendix 4: Excerpt from November 23, 2000 legal opinion for the Islands Trust re: Policy Statement Directive Policies from Bill Buholzer (formerly Lidstone, Young, Anderson), made public by the Executive Committee on October 19, 2010.



## Existing Policy Statement Topics needing clarification or expansion

SP=Strategic Plan / Agenda, P=Part, G=Goal

| Existing Topic                                         | Issue to be clarified / expanded                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Source               |
|--------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
| <b>Protection of natural coastal processes (3.4.5)</b> | Expand on foreshore erosion, and seawalls<br>Include outcomes of the Green Shores Program                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <b>Trustee</b>       |
| <b>Marine Sewage (3.4.8)</b>                           | <p><i>That Trust Council request the Director of Trust Area Services to research the topic of marine sewage pollution from vessels and municipal sewage facilities in the Strait of Georgia and provide recommendations in September regarding options for supporting existing processes that address these topics. (TC 179/02 June)</i></p> <p><i>That the Islands Trust Council request staff to continue to monitor the topic of marine sewage pollution in the Trust Area and that Council request the Executive Committee to develop correspondence supporting existing processes that address marine sewage pollution in the Trust Area, as appropriate opportunities arise. (TC 206/02 Sept)</i></p> <p><i>That Islands Trust Council request the Chair to write a letter to appropriate federal and provincial ministers with respect to facilitating the designation of marine sites under non-sewage discharge regulations. (TC 235/02 Dec)</i></p> <p><i>That Islands Trust Council:</i></p> <ul style="list-style-type: none"> <li>○ <i>Recommend that Local Trust Committees consider adding a policy to their Official Community Plans requiring all marinas applying for rezoning or a development permit to provide pump out facilities;</i></li> <li>○ <i>• Recommend that Local Trust Committees consider adding an advocacy policy to their Official Community Plans encouraging neighbouring local governments to require that marinas servicing vessels traveling within the Trust Area install pump-out facilities when applying for rezoning on a development permit; and</i></li> <li>○ <i>• Request the Executive Committee write to Transport Canada requesting amendments to the current legislation to prohibit boats traveling in narrow channels from discharging raw sewage less than three nautical miles from shore and developing a plan for enough pump-out stations in the Trust Area that sewage discharge would be prohibited or alternatively establish the Trust Area as a no discharge zone. (TC152/09 Sept )</i></li> </ul> | <b>Trust Council</b> |
| <b>Agricultural land (4.1)</b>                         | <p>2006: Want to encourage open farm land to be maintained and not allowed to reforest. Mayne Island has lost a large amount of open meadow to trees. There is environmental value in these spaces as well as economic in the case of farming and grazing.</p> <p>2009: urge policies that recognize that re-treeing of cleared lands is not always</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <b>Trustee</b>       |

| Existing Topic                                          | Issue to be clarified / expanded                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Source               |
|---------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
|                                                         | the best use of the land                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                      |
| <b>Forests (4.2)</b>                                    | <i>That the Islands Trust Council request the Executive Committee to forward to the Ministry of Sustainable Resource Management a response to the Working Forest Initiative discussion paper that requests that the Crown land of the Trust Area be removed from the definition of Working Forest; provides additional background and comment on the Initiative based on the attached outline; and that the Islands Trust Council request the Executive Committee to monitor the Working Forest Initiative and take additional actions as necessary that are consistent with the positions expressed in the joint response. (TC 114/03 – March)</i>                                                                                                                                                                                                                                        | <b>Trust Council</b> |
|                                                         | Clarification of forestry's role on islands, including use in mitigating effects of GHG emissions<br><br>PMFL lands                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>Trustee</b>       |
| <b>Protection of forest stands (4.2.6)</b>              | Unclear what is meant by "on the scale of forest stands and landscapes".<br><br>The phrase "of forest ecosystems" belongs after the phrase "ecological integrity" in the fourth line.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <b>Staff</b>         |
| <b>Designation of forest ecosystem reserves (4.2.8)</b> | LTCs do not have the power to designate reserves on private land.<br><br>This policy should require the local trust committees and municipalities to "designate forest ecosystem reserves where no extraction will take place, to ensure the preservation of native biological diversity", rather than requiring them to "include policies and regulations requiring" such designations. Since it is the local trust committees and municipalities that do the designating, it seems incorrect to refer to their policies and regulations merely "requiring" those designations.<br><br>Consider including direction/clarification about PMFL.                                                                                                                                                                                                                                             | <b>Staff</b>         |
| <b>Freshwater Resources (4.4)</b>                       | <i>That staff be requested to prepare a briefing that identifies issues with respect to the authority of the Islands Trust to address groundwater protection and groundwater use for consideration at the December 2002 Trust Council meeting. (TC 215/02 Sept)</i><br><br><i>That Islands Trust Council endorse the following declaration and commit the Islands Trust to upholding its principles:</i> <ul style="list-style-type: none"> <li>• <i>Water is a sacred gift that connects all life.</i></li> <li>• <i>Access to clean water is a basic human right.</i></li> <li>• <i>The value of the earth's fresh water to the common good takes priority over any possible commercial value.</i></li> <li>• <i>Fresh water is a shared legacy, a public trust and a collective responsibility.</i></li> </ul> <i>And encourage all citizens of the Trust Area to endorse the above</i> | <b>Trust Council</b> |

| Existing Topic                            | Issue to be clarified / expanded                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Source                |
|-------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
|                                           | <p><i>declaration and commit to upholding its principles. (TC 129/06 March)</i></p> <p><i>That the Islands Trust Council request the Chair to write a letter to the Minister of the Environment on behalf of the Islands Trust Council which includes the following:</i></p> <ul style="list-style-type: none"> <li><i>• a statement of Trust Council's support for the B.C. Ground Water Protection Regulation,</i></li> <li><i>• a request for an update on Phases 2 and 3 of the Regulation, and</i></li> <li><i>• a suggestion that the Islands Trust be considered as a pilot project for the development of a water management plan(s), or other planning processes to address localized water quality and quantity issues, under Phase 3 of the Regulation, due to the limited supply of water in the Trust Area. (TC 182/06 December)</i></li> </ul> <p><i>That the Islands Trust Council request the Chair to write to the Minister of Environment in support of the provincial commitment to regulate groundwater withdrawals in the Gulf Islands, as expressed in the recent Living Water Smart Plan. (TC 163/08 June)</i></p> |                       |
|                                           | <p>2006: In general, the new Drinking Water legislation needs to be integrated into the Policy Statement - as a standard to be met.( e.g. water quality must meet the legislated water quality standards.)</p> <p>Consider past advocacy positions re hydro-fracturing</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <b>Trustee</b>        |
|                                           | Goal: Increase the sustainability and quality of freshwater resources                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <b>SP 2008-11, G2</b> |
|                                           | Reflect/support new Development Permit Area powers regarding water conservation                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>Staff</b>          |
| <b>Water Quality and Quantity (4.4.2)</b> | <p><i>That the Trust Programs Committee be requested to review Section 4 of the Policy Statement to more clearly address the use of viable alternate water supply sources as the top priority of the Policy Statement Topic Review Inventory. (TC/179/05 June)</i></p> <p><i>That the Islands Trust Council not amend the Islands Trust Policy Statement in regards to freshwater resources (policy 4.4.2) and not proceed with draft Bylaw 109 and request the Trust Programs Committee to add rainwater catchment and storage to the Policy Statement Topic Review Inventory. (TC/167/05)</i></p> <p>(As written, Policy 4.4.2 may restrict a local trust committee (LTC) or an island municipality (IM) from considering land use changes in areas where there are water quality or quantity problems, even if there are other approaches available to ensure that the problem would not be exacerbated. For example: an LTC or IM may wish to rezone land in an area with a water problem provided the proposed development is legally required to provide a water catchment system</p>                                               | <b>Trust Council</b>  |

| Existing Topic                                    | Issue to be clarified / expanded                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Source                |
|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
|                                                   | <p>to supply a portion of its water needs.</p> <p>An LTC or IM may wish to rezone land in an area with a water problem provided the proposed development is required to take special measures to address potential water quality and/or sewage treatment issues.)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                       |
|                                                   | <p>The phrase "known to have a problem" is not clear.</p> <p>The proposed addition of a "viable alternate" source needs to be made</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <b>Trustee</b>        |
|                                                   | <p>Anticipate the use of alternative technologies to address water quantity concerns</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <b>Staff</b>          |
| <b>Coastal areas and marine shore lands (4.5)</b> | <p>Coastal areas and marine shore lands management/stewardship</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <b>SP 2008-11, G2</b> |
|                                                   | <p>Address impacts of shoreline development on eelgrass beds and spawning sites</p> <p>Address shoreline protection in support of the ocean that surrounds us and supports us with oxygen and food.</p> <p>Specifically address the gravel, sand and shell beaches that are the irreplaceable location of forage fish spawning.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>Trustee</b>        |
| <b>Aquaculture (4.5.1, 4.5.2)</b>                 | <p><i>That Islands Trust Council request staff to research and prepare a background paper to inform Council regarding the goals and consultation process of the Ministry of Sustainable Resource Management and of Land and Water B.C. Inc. regarding the expansion of the shellfish industry in the Trust Area. (TC 180/02 June)</i></p> <p><i>That the Islands Trust Council request the Trust Programs Committee to consider community concerns regarding on-land aquaculture, including the proposed resolutions from Woodward and Company in their letter of March 6, 2003 and develop recommendations for Trust Council in June pending consideration of already scheduled work programs items; and request the Executive Committee to take other actions to address this issue before June 2003 if it feels this is necessary. (TC 146/03 March)</i></p> <p><i>That the Islands Trust Council request the Chair to communicate the Trust Policy Statement policies, precautionary principle and island community concerns regarding on land aquaculture to the appropriate provincial and federal ministries and responsible agencies. (TC 147/03 March)</i></p> <p><i>That Islands Trust Council request the Chair to seek a suspension of on-land aquaculture application processing pending the development of siting criteria and the establishment of an Aquaculture Protocol with the Province concerning due diligence, community consultation and environmental assessment. (TC</i></p> | <b>Trust Council</b>  |

| Existing Topic                          | Issue to be clarified / expanded                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Source                               |
|-----------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
|                                         | 148/03 March)<br><br><i>That the Islands Trust Council request staff to submit the attached document entitled "Islands Trust - Response to the Special Committee on Sustainable Aquaculture, September 15, 2006" to the Special Committee on Sustainable Aquaculture; and to assess the feasibility and work program implications of requesting staff in the Ministry of Agriculture and Lands to work with Islands Trust to update and review the protocol agreements and letters of understanding between the agencies. (TC 158/06 Sept)</i> |                                      |
|                                         | <b>Finfish farms (4.5.2)</b> Consider whether current policy excludes finfish (like tilapia) that can be raised in closed containment and add to food security.<br><br>Consider past advocacy positions re on-land fish farms.<br><br>Ensure consistency with Marine Protected Area policy.                                                                                                                                                                                                                                                    | Trustee                              |
| <b>Soils and deposits (4.6)</b>         | Adoption, administration, enforcement of bylaws and education                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | SP 2005-08, P1                       |
| <b>Sustainable Communities (Part V)</b> | Healthy, complete and liveable island communities.<br><br>We recognize that the health of our communities is improved if our islands are safe and secure, if there is strong public involvement in decision-making, and if we accommodate people of differing age groups and income levels.<br><br>We will work to support and restore socio-economic diversity with strategies for affordable, accessible and appropriate community housing.<br><br>Support socio-economic diversity of island communities                                    | SP 2005-08, P2<br><br>SP 2008-11, G2 |
|                                         | Re-title: healthy, vibrant, social-economic communities<br><br>Create a separate policy section for "character"<br><br>Reorganize headings - healthy community, resilience, food security, agricultural community                                                                                                                                                                                                                                                                                                                              | Staff                                |
|                                         | Advocacy with external agencies that have socio-economic impacts on islands                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | SP 2005-08, P2                       |
|                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                      |
| <b>Growth and Development (5.2)</b>     | <b>Density limits (5.2.5)</b> Has occasionally been confusing in regards to Bowen Island OCP amendments. Check previous staff reports for details.                                                                                                                                                                                                                                                                                                                                                                                             | Staff                                |
|                                         | Growth in the Trust Area – Manage in a manner that respects our provincial mandate and the wishes of island communities                                                                                                                                                                                                                                                                                                                                                                                                                        | SP 2005-08, P2                       |
|                                         | Build-out potential –identify as a basis for further planning and communication                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                      |
|                                         | Rate and scale of growth - managing                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 2004-05                              |

| <b>Existing Topic</b>                       | <b>Issue to be clarified / expanded</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>Source</b>  |
|---------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
|                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>SP, P3</b>  |
|                                             | Managing conflict between need for cluster type developments and maintenance of rural atmosphere                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>Trustee</b> |
| <b>Road Classification System (5.3.4)</b>   | Need to clarify what classification system of island roadways is supposed to be recognized in the local policies and regulations. If it is a classification system that has been worked out between the Islands Trust and the Ministry of Transportation and Highways, it should be specifically referred to.                                                                                                                                                                                                                              | <b>Staff</b>   |
| <b>Impacts of Road Location (5.3.5)</b>     | While planners have traditionally interpreted this to mean that bylaws must address the impacts of roads on ecosystems, forest landscapes, etc., Executive Committee recently interpreted it to mean that an Official Community Plan should not be adopted because it did not contain a road network plan. Perhaps the meaning of the policy requires clarification.<br><br>Consider replacing the word "systems" at the end of this policy with the phrase "impacts of road networks, including their location, design and construction." | <b>Staff</b>   |
| <b>Gaming / Casinos prohibition (5.5.2)</b> | Consider whether inconsistent with allowance of destination resorts                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>Staff</b>   |
| <b>Recreational facilities (5.5.6)</b>      | Concerns have been raised because of a lack of definition of low and high impact.                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Staff</b>   |
| <b>Heritage (5.6.3)</b>                     | Unclear if this is intended to include archaeological sites.                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <b>Staff</b>   |
| <b>Economic Opportunities (5.7)</b>         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Staff</b>   |
| <b>Health and Well Being (5.8)</b>          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Trustee</b> |
| <b>Healthy Communities (5.8.5)</b>          | While this is not a directive policy, there seems to be no directive policy that addresses the broad topic of healthy communities. The program referred to is dated and easily confused with BC's 'Healthy Communities' initiatives.                                                                                                                                                                                                                                                                                                       | <b>Staff</b>   |
| <b>Renewable Energy (5.88)</b>              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Staff</b>   |

## **Suggested New Policy Statement Topics**

**SP=Strategic Plan / Agenda, P=Part, G=Goal**

| New Topic                 | Rationale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Source                                                                                                                |
|---------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------|
| <b>Affordable Housing</b> | <p>The starting point for effectively encouraging the development of affordable housing is a Trust-wide policy that provides leadership and guidance in its commitment to affordable housing, and emphasizes the importance it plays in a sustainable community.</p> <p>Recommendation:<br/>THAT Trust Council review the Islands Trust Policy statement to ensure that it:</p> <ul style="list-style-type: none"> <li>• includes clear and well-thought out definition of affordability</li> <li>• includes clearly articulated vision, goal and objectives for affordable housing</li> <li>• gives affordable housing a greater profile for its role in sustainable communities</li> <li>• includes a reference to affordable housing in its policy direction to LTCs and municipalities</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Islands Trust Community Housing Tool Kit" page 15-16, section 4.1 - Amend the Trust Council's Policy Statement</b> |
|                           | Encouragement of policies and advocacy that will encourage diversity and affordability in housing.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <b>Trustee</b>                                                                                                        |
|                           | Support/restore socio-economic diversity through land use planning strategies about affordable/accessible/appropriate housing                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>SP 2008-2011, G3</b>                                                                                               |
| <b>Agriculture</b>        | <p><i>That the Islands Trust Council declare its support for avoiding the use of crops, in the Trust Area, that have been genetically engineered. (TC 211/04 Sept)</i></p> <p><i>That the Islands Trust Council request the Chair to write a letter on behalf of Council to the Capital Regional District Roundtable on the Environment that states Council's support of the program for short-term reduction and long-term elimination of non-essential pesticide use, including the part of the CRD that is within the Islands Trust Area. (TC 251/04 Dec)</i></p> <p><i>That the Islands Trust Council request the Director of Trust Area Services to seek agreements with the Ministry of Agriculture, Fisheries and Foods and the Agricultural Land Commission regarding guidelines for the development of farm regulations to address the scale and intensity of agriculture (including on-land aquaculture), in a manner consistent with the provincial object of the Islands Trust and with the scale and character of small islands. (TC 172/173/03 June)</i></p> <p><i>That the Islands Trust Council request the Chair to write to the BC Minister of Agriculture expressing the Trust's concern that inadequate slaughter facilities exist to service farmers within the Islands Trust Area,</i></p> | <b>Trust Council</b>                                                                                                  |

| New Topic                | Rationale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Source           |
|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
|                          | <p><i>and that the Trust encourages the Ministry to maintain its support of community initiatives to establish appropriate local facilities to service the Trust Area. (TC 163/07 Sept)</i></p> <p><i>That the Islands Trust Council request the Chair to write to the BC Minister of Agriculture and the Farm Industry Review Board requesting that they consider organic farming to be a normal farm practice in the Islands Trust Area. (TC 127/08 Mar )</i></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                  |
|                          | <p>Include farmers markets</p> <p>Include reference to the Agricultural Land Commission</p> <p>Consider past advocacy positions regarding genetically modified organisms (GMOs), pesticides, and slaughtering regulations</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Trustee          |
| Archaeological Resources |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | SP 2005-2008, P2 |
| BC Ferries               | <p>Recognize the important role of ferry transportation within Islands Trust area</p> <p>Recognize need for transportation security</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Staff            |
| Climate Change           | <p><i>That Trust Council strongly supports sustainable energy projects that do not add CO2 gases and other pollutants to the atmosphere; and that energy ownership and management must be controlled by Canadians; and that Trust Council opposes both the proposed GSX pipeline and gas-fired generation projects on Vancouver Island. (TC 149/02 March)</i></p> <p><i>That the Islands Trust Council request the Executive Committee to take opportunities that arise to indicate concerns regarding climate change and support for the reduction of energy use and greenhouse gas emissions, and requests that the Trust Programs Committee recommend related amendments to the Policy Statement for consideration during the next Policy Statement review period. (Policies 5.1.4, 5.4.3, 5.8.8) (TC/110/05 March)</i></p> <p><i>That the Islands Trust Council request the Executive Committee, Local Trust Committees and the Bowen Island Municipality to take opportunities to encourage island residents and visitors to be aware of the significant impact of climate change on our communities and the natural environment and to take steps to reduce their emissions of greenhouse gases. ( TC 171/06 Sept)</i></p> | Trust Council    |
|                          | Climate change could be addressed in a separate section in Part III, as well as be the subject of a new guiding principle at the end of Part II.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                  |
|                          | Reflect new development permit area powers regarding energy                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Staff            |



| New Topic                                       | Rationale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Source                                 |
|-------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|
|                                                 | efficiency                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                        |
|                                                 | <p>Climate change adaptation: We will work to understand and minimize the negative effects that climate change could have on island communities.</p> <p>Climate change mitigation: We will work to reduce greenhouse gas emissions, both by managing our internal operations and by fostering energy-efficient communities in our land use decisions.</p> <p>Carbon neutral operations by 2012</p> <p>Community GHG emissions – measurement/inventories</p> <p>Community GHG emission reduction – targets, policies and actions</p> <p>Energy-efficient communities through land use planning decisions and public education</p> | SP 2005-08, P1 and SP 2008-11, G1      |
| <b>Connectivity in environmental protection</b> | Consider protected area networks                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Staff                                  |
| <b>Crown land protection</b>                    | Crown land profiles, acquisition and protection.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | SP 2005-2008, P1, and SP 2008-2011, G1 |
| <b>First Nations</b>                            | <p>Refer to Protocol Agreements for additional topic information</p> <p>Include objectives and policies regarding the protection of registered and potential First Nations archaeological and heritage sites.<sup>1</sup></p> <p>Importance of culture/heritage</p> <p>Consultation, agreements, culture, heritage names</p> <p>Add a policy encouraging the establishment of a framework for effective communication between local trust committees and First Nations and emphasizing the need to act cooperatively on issues of common interest.</p>                                                                           | Trustee                                |
|                                                 | Include more policies regarding First Nations                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Staff                                  |
| <b>Food Security</b>                            | Consider recommendations from food security report to Trust Council in December 2010                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Staff                                  |
|                                                 | Support local food security                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | SP 2008-2011, G3                       |
| <b>Invasive Species</b>                         | <p>Include marine invasive species</p> <p>Include non-controlled indigenous species (i.e. Black-tailed deer)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Staff                                  |

<sup>1</sup> Note” From section 14.k of Islands Trust’s Protocol Agreement with Snuneymuxw First Nation.

| New Topic                                                                                                       | Rationale                                                                                                                                                                                                                                                                                                                      | Source                             |
|-----------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|
| Landowner stewardship                                                                                           |                                                                                                                                                                                                                                                                                                                                | SP 2008-2011, G2                   |
| Marine Protection / Lighthouses                                                                                 | <i>That the Islands Trust Council request the Executive Committee and the Trust Programs Committee develop, implement and report on an advocacy program to address shipping safety issues in the Trust Area. (TC 107/10 June)</i>                                                                                              | Trust Council                      |
|                                                                                                                 | Lighthouses: Consider past advocacy positions                                                                                                                                                                                                                                                                                  | Trustee                            |
|                                                                                                                 | Shipping safety                                                                                                                                                                                                                                                                                                                | Trustee                            |
| Performance measurement / indicators                                                                            |                                                                                                                                                                                                                                                                                                                                | SP 2005-2008, P1                   |
| <u>Public trust doctrine</u>                                                                                    | <u>Trust Council received in a presentation by the Gulf Island Alliance at the March 2015 Trust Council meeting</u>                                                                                                                                                                                                            | <u>Trust Council (TC-2015-024)</u> |
| <u>Policies to address potential impacts on the Trust Area from projects sited outside the Trust boundaries</u> | <u>Concern about jurisdiction to advocate about industrial projects such as the proposed Raven Coal Mine that are on the outer boundaries of the Islands Trust Area.</u>                                                                                                                                                       | <u>Trust Council (182/12)</u>      |
| <u>Preservation and protection of the seabed</u>                                                                | <u>Concern about jurisdiction to advocate about industrial projects such as the proposed Raven Coal Mine that might impact the seabed of the Islands Trust Area.</u>                                                                                                                                                           | <u>Trust Council (182/12)</u>      |
| Rainwater Catchment                                                                                             | <i>That the Islands Trust Council not amend the Islands Trust Policy Statement in regards to freshwater resources (policy 4.4.2) and not proceed with draft Bylaw 109 and request the Trust Programs Committee to add rainwater catchment and storage to the Policy Statement Topic Review Inventory. (TC 167/168/05 June)</i> | Trust Council                      |
| Riparian area protection                                                                                        | Incorporate Riparian Area Regulations                                                                                                                                                                                                                                                                                          | Staff                              |
|                                                                                                                 | Protection of riparian areas – implement Riparian Area Regulations                                                                                                                                                                                                                                                             | SP 2005-08, P1                     |
| Social Diversity                                                                                                | The concept of maintaining social diversity could be added to the section on The Challenge in the Introduction.                                                                                                                                                                                                                | Trustee                            |
| Sustainable Environment                                                                                         | Precautionary principles<br>Environmental sustainability - education and incentives                                                                                                                                                                                                                                            | SP 2005-08, P1                     |

| New Topic                                            | Rationale                                                                                                                                                                                                                                                                                                                        | Source                          |
|------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|
|                                                      | Address protection versus “use” of natural resources                                                                                                                                                                                                                                                                             |                                 |
| <b>Tourism</b>                                       | May 2006: In response to the March 2006 Islands Forum on tourism, Islands Trust Council received the attached letters from Tony Law dated April 2, 2006 and from David Steen dated April 12, 2006. Both letters request that Islands Trust Council address the topic of tourism through Policy Statement amendments.<br>(Part V) | <b>Trust Programs Committee</b> |
|                                                      | Sustainable tourism (consider including tourism policies in Islands Trust Policy Statement)                                                                                                                                                                                                                                      | <b>SP 2005-08, P2</b>           |
| <b>Tree removal</b>                                  | Tree removal - adoption, administration, and enforcement of bylaws                                                                                                                                                                                                                                                               | <b>SP 2005-2008, P1</b>         |
| <b>Trust Fund Board</b>                              | Protected areas - increase size of and ensure safety and integrity                                                                                                                                                                                                                                                               | <b>SP 2005-2008, P1</b>         |
|                                                      | Protect and enhance the natural environment. Identify areas in greatest need of protection and protect these areas through covenants, acquisitions and other tools.                                                                                                                                                              | <b>SP 2008-2011, G1</b>         |
|                                                      | Reliable, adequate and sustainable long-term funding for TFB - to meet RCP goals and stewardship requirements for protected lands<br>Safety and ecological integrity of protected areas                                                                                                                                          | <b>SP 2008-2011, G2</b>         |
|                                                      | NAPTEP and Regional Conservation Plan                                                                                                                                                                                                                                                                                            | <b>SP 2008-11, G1</b>           |
| <b>Unzoned areas</b>                                 | The Policy Statement provides direction about what should be in bylaws but does not address unzoned areas.                                                                                                                                                                                                                       | <b>Staff</b>                    |
| <b>Update to reflect ongoing legislative changes</b> | Consider incorporating information from recent changes to relevant legislation (e.g. section 877 of the <i>Local Government Act</i> , the <i>Local Government (Green Communities) Statutes Amendment Act (Bill 27, 2008)</i> ).                                                                                                  |                                 |
|                                                      | Consider incorporating information from relevant legislation as noted in Trust Council's legislative monitoring chart (e.g. <i>Water Act</i> changes expected in 2011).                                                                                                                                                          |                                 |
| <b>Use of pesticides and other toxins</b>            | On February 17, 2005 the Chair wrote a letter conveying Trust Council's unanimous support for the Capital Regional District's Roundtable on the Environment program for the short-term reduction and long-term elimination of non-essential pesticide use.                                                                       | <b>Trustee</b>                  |

**Suggested New Definitions for the Policy Statement:**

| Terms needing better definition | Source |
|---------------------------------|--------|
|---------------------------------|--------|

|                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| <ul style="list-style-type: none"> <li>• Sustainability (find and identify the appropriate balance on the islands between priority on environment versus priority for human developments)</li> <li>• Habitat</li> <li>• Impacts (5.3.5)</li> <li>• Amenities (See Tony Law's 2010 Unique Amenities discussion paper)</li> <li>• Intensity (4.4.2)</li> <li>• Freshwater (3.3, 4.4) (Consider using the phrase "drinking water")</li> </ul> | <b>Trustees</b> |
| <ul style="list-style-type: none"> <li>• Unique amenities (define what to preserve and protect)</li> <li>• Habitat</li> <li>• Wildlife</li> </ul>                                                                                                                                                                                                                                                                                          | <b>Staff</b>    |

**Appendix 1:**  
**Advocacy related correspondence from the Chair, Islands Trust Council**  
**(2002 to September 14, 2010)**

| General Topic                   | Subject of Letter from Chair                                                   | Date of Letter     |
|---------------------------------|--------------------------------------------------------------------------------|--------------------|
| Agriculture/Food Security       | Sustainable approach to farm tax assessment in Islands Trust Area              | April 30, 2008     |
|                                 | Designating organic farming as a normal farming practice in Islands Trust Area | April 30, 2008     |
|                                 | Right to Farm legislation                                                      | February 23, 2007  |
|                                 | Meat Inspection Regulation                                                     | May 10, 2006       |
|                                 | Meat Inspection Regulation                                                     | May 3, 2006        |
|                                 | Meat Inspection Regulation                                                     | January 16, 2006   |
|                                 | Genetically engineered seeds                                                   | January 26, 2005   |
|                                 | Meat Inspection                                                                | January 30, 2004   |
|                                 | Right to Farm Legislation                                                      | June 17, 2003      |
| Climate Change/Greenhouse gases | ecoENERGY Retrofit – Homes Program closure                                     | April 28, 2010     |
|                                 | LiveSmart BC Efficiency Incentive Program                                      | August 26, 2009    |
|                                 | United Nations Climate Change Conference in Copenhagen                         | November 24, 2010  |
| Economic Opportunities          | Trade, Investment and Labour Mobility Agreement (TILMA) concerns               | July 20, 2007      |
|                                 | Local employment opportunities in BC Parks and other topics                    | Nov 25, 2002       |
| Energy Project Impacts          | Proposed Raven underground coal mine                                           | July 19, 2010      |
|                                 | LNG Plant on Texada                                                            | June 24, 2008      |
|                                 | Vancouver Island Transmission Reinforcement Project (EMF exposure)             | April 5, 2005      |
|                                 | Deny Vancouver Island Generation Project                                       | July 22, 2003      |
|                                 | GSX Canada Pipeline Project                                                    | June 17, 2003 (x2) |
| Forest                          | Status of Coastal Douglas-fir in the proposed Commercial Forest Reserve        | November 24, 2009  |
|                                 | Private Managed Forest Land Act                                                | March 31, 2009     |
|                                 | Working Forest Initiative Discussion Paper response                            | April 25, 2003     |
| Health and Well-being           | Policing in the Islands Trust Area                                             | January 26, 2010   |
| Marine                          | Vessel Testing in Plumper Sound                                                | May 31, 2010       |
|                                 | Freighter Safety in Plumper Sound                                              | January 5, 2010    |
|                                 | Destaffing of lightstations                                                    | October 6, 2009    |
|                                 | Opposition to industrial freight offloading in Plumper Sound                   | January 11, 2008   |
|                                 | Prevention of pollution from Ships                                             | January 18, 2007   |
|                                 | Federal moratorium on off-shore oil and gas                                    | November 7, 2006   |
|                                 | Islands Trust response re Sustainable                                          | September 25, 2006 |

| General Topic  | Subject of Letter from Chair                            | Date of Letter    |
|----------------|---------------------------------------------------------|-------------------|
|                | Aquaculture                                             |                   |
|                | Denman Island aquaculture activity                      | July 21, 2006     |
|                | No discharge designation for marine vessels             | February 27, 2003 |
|                | Rockfish closure consultation/collaboration             | April 30, 2002    |
| Noise          | Noise and Aircraft operations                           | January 30, 2003  |
|                | Notations on Aeronautical charts –re: sensitive habitat | October 30, 2002  |
|                |                                                         |                   |
| Pesticides     | Elimination of non-essential pesticide use              | February 17, 2005 |
| Space          | Ratification of Space Preservation Treaty               | October 21, 2003  |
| Transportation | BC Ferries governance review                            | February 9, 2010  |
|                | Provincial Contribution to BC Ferries                   | November 5, 2008  |
|                | Letter to the Editor: Islands and Bridges               | July 2008         |
|                | BC Ferries Service Fee                                  | May 24, 2007      |
|                | Service fees in the Coastal Ferry Contract              | May 18, 2006      |
|                | Continued increase in fuel surcharge by BC Ferries      | May 18, 2006      |
|                | Sea to Sky Highway improvements                         | May 30, 2006      |
|                | Proposed fuel Surcharge by BC Ferries                   | December 20, 2005 |
| Water          | Hydrofracturing                                         | June 28, 2007     |
|                | Living Water Smart support                              | June 24, 2008     |
|                | Drinking water and groundwater regulations              | October 21, 2003  |

**Appendix 2:**  
**Past Islands Trust resolutions submitted for debate at conventions  
of the Union of British Columbia Municipalities (2002-2010)**

**Environmental Protection and Community Planning Initiatives (2002, C49) (Referred to  
Community Charter Policy Paper)**

WHEREAS that the Islands Trust through legislative measures in the Local Government Act has tried to effect land use planning solutions to safeguard environmentally and ecologically significant landscapes;

AND WHEREAS the tools available to local government in the Local Government Act and the application of these tools by local government in a land use planning context have not produced the results envisioned by the provisions of the Act;

AND WHEREAS particular land use planning initiatives based on interpretation of the Act including Official Community Plan and Development Permit requirements imposed by local governments have not been successful to achieve desired results:

THEREFORE BE IT RESOLVED that the Islands Trust request the assistance of the Union of BC Municipalities to pursue new/revised tools through legislative amendments coincident with the Community Charter legislation review to ensure local government has the ability to effect through community planning initiatives, an enhanced degree of environmental and ecological protection for significant properties on the landscape.

**Withdrawal of Bill 48 (2003, A6) (Endorsed)**

WHEREAS the provincial government has given First Reading to legislation (Bill 48) that would amend the Local Government Act and the Farm Practices Protection (Right to Farm) Act in a manner that could lead to a significant reduction in local government land use planning authority in farming areas and coastal waters;

AND WHEREAS the provincial government has a stated policy of strengthening local decision making and eliminating regulations imposed by the province;

AND WHEREAS communities expect local governments to be accountable for land use planning decisions that reflect local values:

THEREFORE BE IT RESOLVED that the Union of BC Municipalities request that the provincial government withdraw Bill 48 and implement measures to achieve provincial goals for agriculture and aquaculture through collaboration and consultation with local government.

**Coastal Ferry Act (2007, C15) (not admitted for debate)**

WHEREAS the provincial government will shortly enter negotiations with BC Ferries to establish service levels and the government contribution (service fees) that will determine service and fares for BC Ferries' Performance Term 2 that commences April 1, 2008;

AND WHEREAS coastal ferries are an essential part of the provincial transportation network, crucial to the economic and social health of the coastal region and to the province-wide tourism industry:

THEREFORE BE IT RESOLVED that the Union of BC Municipalities request that the provincial government undertake a comprehensive and consultative review of the effects of ferry fares and service levels on coastal communities, prior to signing the contract for Performance Term 2, and before the commencement of Performance Term 2, to incorporate any amendments to the Coastal Ferry Act that are necessary to sustain the economic and social vitality of coastal communities and to preserve this vital element of British Columbia's image as a world-class tourism destination.

**A Minor Routes Strategy for Coastal Ferry Service (2009, B156) (Endorsed by UBCM Executive)**

WHEREAS the transportation services provided by BC Ferries on minor routes along the south coast are as essential for ferry dependent communities as the provincial road network is for other communities, and are an integral element of provincial tourism goals, yet have been subject to fare increases of as much as 120% over the last five years;

AND WHEREAS the British Columbia Ferry Advisory Committee Chairs have, through extensive research and analysis, proposed a minor routes strategy that supports the sustainability of island economies and the coastal ferry service:

THEREFORE BE IT RESOLVED that the Union of BC Municipalities request that the British Columbia Ministry of Transportation and Infrastructure work with coastal communities and BC Ferries to develop a strategy for the minor southern coastal ferry routes, as proposed by the Ferry Advisory Committee Chairs.

**Southern Strait of Georgia National Marine Conservation Area Reserve (2010, B79, Endorsed)**

WHEREAS the Southern Strait of Georgia in British Columbia is an ecologically, economically, and culturally rich area that contains the critical habitat of the endangered southern resident orca and is being harmed by a variety of human activities;

AND WHEREAS the government of British Columbia and Parks Canada agreed in 1995 under the Pacific Marine Heritage Legacy to undertake a study to assess the feasibility of protecting and managing this area as a National Marine Conservation Area Reserve (NMCAR) under the Canada National Marine Conservation Areas Act, and have been engaged in the feasibility study since 2004:

THEREFORE BE IT RESOLVED that the UBCM supports the establishment of a large, ecologically zoned NMCAR in the southern Strait of Georgia from the proposed southern end of Haro Strait, up to and including, Gabriola Passage, and urge immediate action from the provincial and federal governments to proceed on this initiative while respecting First Nations interests in the area.

**Derelict and Abandoned Vessels, Barges and Docks (2010, B30, Endorsed)**



*At the 2010 AVICC Convention, four resolutions on derelict vessels, including one from Islands Trust, were endorsed with a further resolution to AVICC to draft, in consultation with the respective sponsors, a single resolution incorporating all of the salient points of the four original resolutions for submission to UBCM by the June 30, 2010 deadline. Mayor Darren Inkster, Sechelt, chaired a sub-committee comprised of Chair Sheila Malcolmson, Islands Trust; Councillor John Rogers, View Royal; and Councillor Adam Olsen, Central Saanich to draft the resolution and prepare a proposal on the issue for a clinic at the upcoming 2010 UBCM Convention. The resolution, which was largely based on the Islands Trust resolution, was then sent out to the original sponsors of the four resolutions for approval. The revised resolution was endorsed by AVICC Executive at their regular meeting June 11, 2010 and forwarded to the UBCM Resolutions Coordinator on June 15, 2010.*

WHEREAS UBCM has previously endorsed a resolution on the topic of derelict vessels in 2005 and the issue of derelict and abandoned vessels, barges, and docks continues to be of significant concern and cost for local governments and harbour authorities in British Columbia;

AND WHEREAS there are many derelict and abandoned vessels, barges and docks that pose safety hazards, risks of environmental contamination and visual pollution:

THEREFORE BE IT RESOLVED that the UBCM petition the provincial and federal governments to develop a coordinated approach to the timely and adequate removal of all types of derelict and abandoned vessels, barges and docks in all situations and consider the following strategies:

- Funding mechanism(s) such as a fee on vessel registrations or a surcharge on marine fuel to fund the removal of derelict and abandoned vessels, barges and docks;
- Designated disposal areas where owners can take their unwanted boats and structures to provide an alternative to abandonment on public property; and
- Education and vessel product stewardship programs, for example fiberglass boat recycling centres.

### **Appendix 3:** **General Comments Received on the Policy Statement** **by the Policy Statement Assessment Task Force**

From July to October 2010, the Policy Statement Assessment Task Force sought input from Island Trust and Bowen Island Municipality staff and trustees on new Policy Statement topics that could be added and on existing topics needing expansion or clarification. In addition to making topic-related suggestions, staff and trustees also provided general comments on the Policy Statement and the way it is used in practice.

The comments fall into four main categories: Procedural Issues, Directive Policies, General, and Structure/Format.

#### **Procedural Issues: Executive Committee review of Land Use Bylaws**

The Policy Statement Assessment Task Force heard concerns about the role of the Policy Statement in Executive Committee's review of Local Trust Committee (LTC) bylaws. Under current policy (described below), Executive Committee/Trust Council can turn back a local bylaw even though it is consistent with the Policy Statement.

Under the *Islands Trust Act* the Executive Committee (EC) must approve a Bowen Island Municipality (BIM) bylaw that is consistent with the Policy Statement but the Act does not say that EC must approve an LTC bylaw that is consistent with the Policy Statement. This situation creates uncertainty for LTCs and planning staff. The principles of administrative fairness and natural justice require the reasons for turning back a bylaw to be clearly defined, transparent and justifiable.

This current policy direction is given in: Trust Council Operational Policy 2.4.iv - Executive Committee Legislative Role, section 2.4:

*The Executive Committee may refuse a Local Trust Committee bylaw (or return the bylaw giving directions as to changes that would be required for approval) under section 22(1)(b) of the Islands Trust Act. The Islands Trust Act does not address grounds for refusal or return of the bylaw with directions, apart from requiring the Executive Committee to refuse a bylaw that is contrary to or at variance with the trust policy statement. The Trust Council considers, without limiting the jurisdiction of the Executive Committee, that the Executive Committee may also take into consideration whether the adoption of the bylaw would be contrary to the object of the trust; would expose the Islands Trust to unreasonable expense in the administration or enforcement of the bylaw, or would, on the basis of advice from legal counsel, be enacted without legal authority including inconsistency with the relevant Official Community Plan.*

Planning staff question the purpose of reviewing Land Use Bylaws (LUBs) through the Policy Statement. If LUBs must be consistent with the Official Community Plan (OCP) and the OCP must be consistent with Policy Statement (and has been accepted by EC as such), then it seems to some staff to be redundant to review the policy checklist for an LUB. Under current legislation, the EC must consider all bylaws against the Policy Statement, not just OCPs. Planning staff suggest one solution could be to put safeguards into the Policy Statement Implementation Policy, such as requiring EC to review LUBs only when the OCP is older than a defined number of years.

Planning staff do not value the Directives Only Checklist procedure for LUBs for a number of reasons:

- The effort duplicates the process used in the original creation of the OCP.
- Most of the checklist is not applicable to most projects.
- When the checklist is applicable, staff are forced to make policy judgments that can easily be re-interpreted by trustees. For example, a planner may judge that a directive has been addressed, whereas the EC may disagree and establish a higher threshold - one that is not clear in advance to planners or the LTC. Another example arises when an LTC proposes a new policy for an OCP that is weaker than the previous one. Technically, the new policy could still "address" the issue and be considered by the planner and LTC to be consistent with the Policy statement. No matter how clear the directive language is, the EC may still reject the amendment on the basis that the new policy offers less protection than the policy it is replacing.

## Directive Policies

The Policy Statement Assessment Task Force heard that:

- the language in many directive policies is not clear and creates too much room for interpretation (e.g. "Must address");
- it should be easier to tell if a proposal is supportive or contrary to a policy statement goal;
- that the Policy Statement could provide more direction to LTCs and provide more specifics on how the policies are to be addressed; and
- that they should consider recommending condensing directive policies (i.e. "LTCs / island municipalities shall: X action").

The task force also considered past legal advice regarding the Policy Statement. A November 23, 2000 legal opinion considered the use of more mandatory language in directive policies. The opinion argued that changing directive policies to require that local trust committees and island municipalities include certain matters in their official community plans and regulatory bylaws, rather than "address" certain matters in their plans and regulatory bylaws would make them more consistent with the *Islands Trust Act* than the current, more neutral language. On October 19, 2010, the Executive Committee, at the request of the task force, decided to make public the three relevant paragraphs (attached).

The task force has concluded that that it is important for Trust Council to assess the directive policies from time to time while also considering the political context (i.e. whether strengthening the Policy Statement is acceptable to the provincial government of the day), and what changes to Policy Statement language (clear versus vague language) might mean for Policy Statement implementation.

The task force passed the following resolution on November 1, 2010:

***It was Moved and Seconded that the Policy Statement Task Force recommend that that the use of the word "address" in the Islands Trust Policy Statement be removed in cases where the Islands Trust Council wants the policy to be more directive, (for example, prohibit casinos versus address the prohibition of casinos) and that this issue be identified within the general comments section of the Topic Review Inventory.***

The task force also suggests that any future revision to the Policy Statement include the rationale for directive policies (i.e. the purpose for creating the policy) either in the body of the Policy Statement or in an appendix so LTCs know why the directive exists.

During the feedback period, trustees and staff also provided general comments about the Policy Statement's content, structure and format to the task force. All comments received are summarized below with only minor edits, resulting in some comments contradicting others, and some duplication.:

## General:

- Vision:
  - The first sentence of the first paragraph of Part I says that the purpose of the Policy Statement is to establish a vision but subsequent sentences articulate other purposes (e.g. first sentence of second paragraph says Policy Statement provides “guidance” but some policies provide “direction”).
  - The Policy Statement should be a leadership document that stands the test of time.
  - The Policy Statement should provide a future-oriented vision statement in addition to “preserve and protect” (This vision could be supported through a restructuring using goals and objectives).
- Greater emphasis:
  - Tie the Policy Statement more closely to the wording of the Object.
  - Biodiversity and importance of environmental language
  - “Living lightly” on the islands so as to minimize human threat to ecosystem health and promote stewardship
  - First Nations culture/heritage
  - Holistic approach to issues to find sustainable solutions (e.g. avoid looking at climate change and affordable housing as separate issues which leads to situations such as vinyl sided inefficient affordable housing.)
  - Partnership development and maintenance (e.g. San Juan County Commission, Agricultural Land Commission, Transport Canada agreement to protect habitat and island character, First Nations protocols, Regional Districts, parks departments, etc)
- Updates:
  - References to government agencies (consider wording in a generic way that will accommodate cabinet shuffles)
  - Legislative changes (e.g. NAPTEP)
  - History section (consider using The Islands Trust Story by Peter Lamb)
  - Part IV: Stewardship of Resources: This section provides an outdated perception of resources.
- Additions (not topic-specific):
  - Add the word “partners” after the word stakeholders throughout the document
  - Reference to the Salish Sea
  - Reference administration of Local Trust Committee covenants re monitoring and enforcement.
  - Consider bylaw enforcement
  - Deal with standing policies of Local Trust Committees that are not in OCPs (e.g. enforcement, procedures, funding)
  - Consider requiring development variance permits and temporary use permits to be consistent with the Policy Statement.
- Removals
  - Consider the elimination of Trust Council Policies from the Policy Statement and transfer them to protocol agreements, Memorandum of Understandings or Trust Council’s strategic plan, which would be periodically reviewed by Trust Council.
- Clarifications
  - Provide more clarity about the intended audience
  - Clarify language to prevent / resolve conflict.

- Where language remains ambiguous or contradictory (e.g. forest land vs agricultural land) openly recognize this and provide guidance for reconciling unavoidable tensions / conflicts.
- Changes to Part V: Sustainable Communities:
  - Consider using an Integrated Community Sustainability Plan framework
  - Consider re-ordering so that 'Aesthetic Qualities' is not the first section
  - Emphasize sustainable communities, economic opportunities, health, education, services, diverse demographic profile, affordable housing
  - Add goals that encourage integration of all of the different values
- Implementation:
  - Review current Policy Statement implementation process to ensure it incorporates the principles of administrative fairness, natural justice, and certainty. (E.g. Do Local Trust Committees know in advance what it takes to make a bylaw approvable by EC / TC?)
  - Provide a greater emphasis on implementation if the Policy Statement is to act as an Integrated Community Sustainability Plan.
  - Add new section on implementation, incorporating statements currently under "Role of Islands Trust Council" and "Guiding Principles"
  - Provide more direction in the Policy Statement about timeframes, measurable targets and methods for accomplishing intentions for particular directives / policies.
- Orientation:
  - Consider one-hour sessions at each of the first two Trust Council meetings of a new term to do a section-by-section review of the Policy Statement.
  - Improve new staff orientation with regard to the Policy Statement.
- Review Process:
  - Remember that the Snuneymuxw FN protocol requires Islands Trust to include them in the review process, and this would suggest a role for other first nations as well..

### **Structure/format:**

- Make the Policy Statement more concise and provide more focus on goals and objectives, rather than prescribing specific solutions. Its policies should primarily assist LTCs in determining how their OCPs meet given goals and objectives. It currently provides both general principles and prescriptions (e.g. no gaming).
- Change the structure to make it more user-friendly (e.g. change the format so that it follows Section 877 of the *Local Government Act* or an OCP template to cluster the directive policies.
- Modernize the structure to be more systems-based, (e.g. rather than separating agriculture from ecosystems from economic vitality).
- Change the Policy Statement into a principle-based document (i.e. start with principles and follow with guidelines for implementing those principles).
- Place definitions at the front of the document and eliminate footnotes.
- Include the Directives Only Checklist in an appendix.
- Consider integrating Parts III and IV.

**Appendix 4:**  
**Excerpt from November 23, 2000 legal opinion for the Islands Trust**  
**Re: Policy Statement Directive Policies**  
**from Bill Buholzer (formerly Lidstone, Young, Anderson)**

**(3 paragraphs released to public by EC Oct 19, 2010)**

**Directive Policies**

The thrust of the changes that are proposed to the "directive policies" is to change requirements that local trust committees and island municipalities "address" certain matters in their plans and regulatory bylaws, to a requirement that they include those matters in their regulatory bylaws. Presumably the intent here is to provide more definite policy direction to the local trust committees.

In principle, we see no reason that the more mandatory language cannot be adopted in the Islands Trust Policy Statement. Indeed, it could be argued that the proposed language of the directive policies is more consistent with the Islands Trust Act than the current, more neutral language. The scheme of the Islands Trust Act is that the Islands Trust Policy Statement forms a substantive policy context for local bylaws. The Islands Trust Act certainly supports a requirement that local trust committees not only address certain subjects in their plans and bylaws, but that they address those matters in a specific way or to a specific effect. Inherent in the choice of wording for policies of this nature, is a choice as to how much leeway the Trust Council wishes to leave to local trust committees in implementing the Islands Trust Policy Statement and, indirectly, the object of the Islands Trust. That is a matter on which we think that a court would defer to the judgment of the Trust Council, should any party, including any local trust committee, challenge the authority of the Trust Council to constrain the bylaw making powers of local trust committees in this manner.

As for the authority of the Trust Council to enforce the adherence of local trust committees to directive policies, the Islands Trust Act provides a very simple bylaw approval procedure permitting the executive council or the Trust Council, as the case may be, to determine whether a particular bylaw is contrary to or at variance with the trust policy statement. There is no question that the Trust Council and the executive committee have the authority to refuse to approve a bylaw if, in its reasonable opinion, the bylaw does not comply with a "directive policy" in the trust policy statement.

**The Public Trust Doctrine  
a submission by the Gulf Islands Alliance  
to Islands Trust Council,  
March 11, 2015  
Gabriola Island**

The Gulf Islands Alliance supports the goal of the Suzuki Blue Dot campaign to recognize the right of Canadians to a healthy environment.

We have worked with Blue Dot to head off possible confusion between its program and GIA's request to have Islands Trust include an acknowledgement of the Public Trust Doctrine in its Policy Statement.

GIA joins Islands Trust in asserting that, long term, the greatest threat to our islands and achieving the Trust mandate is climate change. It is an unfolding tragedy unprecedented in human and natural history. The Public Trust Doctrine provides the framework and motivation to seek and apply the best solutions to climate change.

GIA's submission responds to an Islands Trust invitation: "The public and interested parties are encouraged to submit suggestions for development, refinement and implementation of the Policy Statement."

Interest in The Public Trust Doctrine has been sparked by climate change. Formulated in ancient times, the Doctrine is a legal basic. As it applies to climate change, it insists that the human right to a healthy environment already exists and that people entrusted with community government are trustees with a legal obligation to their clients/citizens to maintain common property, including the atmosphere, in a healthy state sufficient to sustain life now and for future generations.

This right exists whether it's recognized by government or not. It certainly makes it easier for citizens to enjoy this right if it is recognized by government. It's on this point, particularly, that GIA and Blue Dot completely agree.

GIA believes that the Islands Trust Act and the record of the Islands Trust itself offer a refreshing and enlightened, leading-edge model of a local government working to provide and preserve a special healthy environment. Because it can't directly protect certain rights, such as to clean air, its most important role is to advocate to governments that have that responsibility. Recognizing the Public Trust Doctrine will strengthen its advocacy program.

GIA's simple request is to amend Part 1: Purpose and Implementation of the Trust Policy Statement to read ...

*The purpose of the Policy Statement is to establish a vision for the future of the Islands Trust Area that reflects the values of residents of the Trust Area and of the Province generally. Achieving this vision depends on the actions of many stakeholders. The Policy Statement provides a general strategy for land use planning which translates the broad goals of the Province and the Islands Trust into specific actions to preserve and protect the Trust Area in accordance with the Public Trust Doctrine.*

(The term 'Public Trust Doctrine' would be added to the definition section: "*Means that every person has a right to a liveable planet which includes clean air and water, as necessary to sustain life now and in the future. Governments and their agencies, as trustees, have a moral and legal duty to safeguard these common natural gifts.*")

### **Background notes**

The road to amending the Canadian Charter of Rights and Freedoms will be a rocky one in today's political climate and the possible return to power of Stephen Harper. Even if an amendment succeeds, there remains a question of whether it places a positive obligation on government to take action where a right is threatened. Harper might argue again that the Charter already provides sufficient protections for Canadians, including this one:

*7. **Everyone has the right to life**, liberty and security of the person and the right not to be deprived thereof except in accordance with the principles of fundamental justice.*



The federal New Democratic Party is introducing a similar private member's bill as the Blue Dot (NDP's Bill C-634) to

a. safeguard the right of present and future generations of Canadians to a healthy and ecologically balanced environment, and

b. confirm the Government of Canada's public trust duty to protect the environment under its jurisdiction. The application of the Bill would see the "Government of Canada (as) the trustee of Canada's environment ... (and it) has an obligation to preserve it in accordance with the public trust for the benefit of present and future generations."

Under its 'public participation' section, the Bill says, "Every resident of Canada has an interest in environmental protection and the Government of Canada may not deny, oppose or otherwise contest any resident standing to participate in environmental decision making matters solely because they lack a private or special legal interest in the matter." That would put an end to the notion that some are and some are not 'stakeholders' in environmental matters. If approved in Parliament -- unlikely with the present government -- the Bill would invoke a 'consequential amendment' to the Canadian Bill of Rights, adding the "right to a healthy and ecologically balanced environment" to the existing "right of the individual to life, liberty and security of person".

### **Islands Trust and the Public Trust Doctrine**

The Trust's unique governance system, defined by the Islands Trust Act, is consistent with the Public Trust Doctrine. It employs trust language. Its leaders are trustees. (Common law dictates the "standard of care and diligence required of a trustee in administering a trust is that of a man of ordinary prudence in managing his own affairs.") Its jurisdiction is a 'trust area'. The Trust claims to be entrusted as "the only government in Canada and, perhaps, the world, with a legislated mandate to preserve and protect a special area".

We asked the University of Victoria's Environmental Law Clinic how trust law principles may apply to Islands Trust duties and powers and bolster environmental protection of the trust area? The Clinic reported to us that, although it's unclear whether Islands Trust simply appropriates trust language or it actually adopts trust law into new areas, the Trust Act clearly imposes a duty on trustees to act in accordance with its mandate. And this may give the Trust substantive powers beyond those of other local governments. While trusts generally are for the benefit of a person, they can serve public interest purposes. The Clinic noted that "Courts are increasingly imposing liability on trustees for environmental degradation of trust property... The general public may also be considered the beneficiary, where the government is deemed to occupy the role of trustee."

GIA accepts as fact that Islands Trust, indeed all governments, must heed the Public Trust Doctrine. Testing it in court is not an objective. Nor is it to add a legal restriction on Islands Trust actions. Embracing the Doctrine in the Trust Policy Statement would be a limited symbolic and moral gesture.

### **Some common applicable legal definitions ...**

-- In common law legal systems, a trust is a relationship whereby property is held by one party for the benefit of another. The trustee holds that property for the trust's beneficiaries. Trusts have existed since Roman times and have become one of the most important innovations in property law. (The atmosphere is a public property.)

-- The trustee may be either an individual, a company, or a public body. There may be a single trustee or multiple co-trustees.

-- The trust is widely considered to be the most innovative contribution of the English legal system. Today, trusts play a significant role in most common law systems, and their success has led some civil law jurisdictions to incorporate trusts into their civil codes

### **More about the Public Trust Doctrine**

*A concise look at the public trust doctrine is in following edited highlights from an interview with Mary Christina Wood, author of Nature's Trust. Just as the climate threat pays no respect for country borders, the public trust doctrine has the same universal reach. Although a U.S. environmental lawyer, Wood's views apply equally to Canada.*

"Poisoning the atmosphere violates our natural rights ... rights that are not contingent upon the laws, customs, or beliefs of any particular culture or government, and therefore universal and inalienable (i.e., rights that cannot be repealed or restrained by human laws).

"The remedy ... is for the courts to order a plan, by legislatures and their agencies to do their job in figuring out how to lower carbon emissions. So the courts would not actually figure out how to do that. That's the other branch's job. It's just that they're not doing it. And they probably won't without pressure before we pass crucial tipping points.

"People are so accustomed to our statutory system, they always say, where can we find it written down in a statute? Well, this is actually the foundation of all laws. Professor Gerald Torres has a wonderful quote in his writings, saying this is the slate upon which all constitutions and laws are written. And that is the approach most courts take in describing the public trust.

"Most important thing is for citizens to understand that they are needed to promote environmental democracy at this crucial moment in time, that environmental law held a lot of promise but that it's not working, and that agencies have basically used it to allow almost unfettered destruction of our natural resources... They are supposed to represent the public interest and not corporations or moneyed interests in making those decisions. And we the public assume that the agencies are doing the right thing when they're implementing environmental laws. Whereas in fact, nothing could be further from the truth. Agencies have become politicized creatures that largely serve industry... Industry would like no regulation at all. It would like a free-for-all across all resource systems. So we are at a very dangerous situation where the very life systems that support us are now imperilled and in jeopardy...

"One thing we have to keep in mind is we're nearing the end of our resources. And there are laws of nature that we have to comply with. And those laws are supreme. And they determine whether we will survive on this planet. And they will determine the future conditions for our children. And so right now, our environmental laws are out of whack with the laws of nature. They are allowing destruction, whereas they should be structuring society to create a balance with the natural systems that support our lives.

"The heart of the approach is the public trust doctrine. And it says that government is a trustee of the resources that support our public welfare and survival. And so a trust means that one entity or person manages a certain wealth, an endowment, so to speak, for the benefit of others. And in the case of the public trust, the beneficiaries are the present and future generations of citizens. So it is a statement of, in essence, public property rights that have been known since Roman times.

"These (rights) are ensconced in the social contract that citizens make with government. They cannot be alienated. They are inherent and reserved. So they are of a constitutional nature. And the point of the public trust is that the citizens hold these constitutional rights in an enduring natural endowment that is supposed to support all future generations of citizens in this country. It is so basic to democracy; in fact, the late Joseph Sax said the trust distinguishes a society of citizens from serfs.

"It's certainly not socialism. It is the heart of popular sovereignty to expect that the citizens have enduring rights to the resources that support their very survival... Courts seem to realize that the public trust is an area of law that the legislatures and agencies must abide by. The message for judges is that climate is mind-blowing. It can't be categorized any longer as an environmental issue. This is a civilizational issue.

"Youth have no voting rights. But they have got something that no one else has, moral authority. The obligations we naturally feel towards children we love come to the surface when we actually speak to them about the future they face. If we love our children and nieces and nephews and grandchildren, we cannot be pessimistic."

**The Gulf Islands Alliance, a non-profit group of islanders, was formed in 2006 to support the environmental goal of the Islands Trust Act to preserve and protect our beautiful islands.**

## BRIEFING

**To:** Trust Programs Committee

**For the Meeting of:** Aug 24, 2015 deferred  
from June 1, 2015

**From:** Clare Frater

**Date prepared:** August 14, 2015

**SUBJECT: BLUE DOT CAMPAIGN ON THE RIGHT TO A HEALTHY ENVIRONMENT**

### DESCRIPTION OF ISSUE:

At its March 2015 meeting, the Islands Trust Council requested the Local Planning Committee and the Trust Programs Committee to review suggested actions proposed in the presentation on the Right to a Healthy Environment provided by delegates at the March 2015 Trust Council meeting and to provide any resulting recommendations to the Islands Trust Council.

Public input into Trust Council's draft 2014-2018 Strategic Plan received as of August 10th, 2015 does not mention Blue Dot, but does support many of the components of the campaign.

### BACKGROUND:

At its March 2015 meeting the Islands Trust Council passed four resolutions in response to a presentation by Peter Lamb and Jean Gelwicks regarding the right to a healthy environment. The resolutions are provided below with associated actions:

| #           | Resolution                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Action                                                                                           |
|-------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| TC-2015-020 | <p><b>It was MOVED by Trustee Law and SECONDED by Trustee Crumblehulme, that the Islands Trust Council:</b></p> <ul style="list-style-type: none"> <li>a) declares that all residents in the Trust Area have a right to live in a healthy environment, and</li> <li>b) supports this declaration through the Islands Trust Policy Statement which guides decisions of the Islands Trust and which includes principles and policies with respect to: <ul style="list-style-type: none"> <li>• upholding the principle of sustainability;</li> <li>• planning proactively to protect ecosystems;</li> <li>• protecting natural processes, habitats and species;</li> <li>• preventing the pollution of air, land and water;</li> <li>• establishing a network of protected areas;</li> <li>• encouraging sustainable farming;</li> <li>• protecting productive soils;</li> <li>• protecting the sustainability and quality of water resources;</li> <li>• addressing the acceptable disposal of waste;</li> <li>• supporting safe alternatives for sewage effluent;</li> <li>• encouraging renewable sources of energy;</li> <li>• ensuring growth, land use and economic activities are compatible with conservation;</li> </ul> </li> </ul> | Islands Trust Council Declaration provided to the David Suzuki Foundation by Delegate Peter Lamb |

|                    |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                           |
|--------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
|                    | <ul style="list-style-type: none"> <li>• considering non-monetary costs in decision-making;</li> <li>• enabling public participation in decision-making.</li> </ul>                                                                                                                                                                                                                                                                       |                                                                                           |
| <b>TC-2015-021</b> | <b>It was MOVED by Trustee Law and SECONDED by Trustee Morrison,</b> that the Islands Trust Council request the Executive Committee to vote at the Association of Vancouver Island and Coastal Communities and Union of British Columbia conventions in support of resolutions that advance the Right to a Healthy Environment, including through actions by the Government of British Columbia.                                          | AVICC – done<br><br>UBCM – Sept 2015                                                      |
| <b>TC-2015-022</b> | <b>It was MOVED by Trustee Law and SECONDED by Trustee Stamford,</b> that the Islands Trust Council request Executive Committee to include in its briefing to council committees, local trust committees and Trust Fund Board a request to consider the advancement of Policy Statement policies that support a healthy environment when developing recommendations for objectives, goals and activities in the 2015-2018 Strategic Plan. | Done                                                                                      |
| <b>TC-2015-023</b> | <b>It was MOVED by Trustee Law and SECONDED by Trustee Rogers,</b> that the Islands Trust Council request the Local Planning Committee and the Trust Programs Committee to review suggested actions proposed in the presentation on the Right to a Healthy Environment provided by delegates at the March 2015 Trust Council meeting and to provide any resulting recommendations to the Islands Trust Council.                           | LPC placed topic on the ongoing items of its work program<br><br>TPC –Aug 24, 2015 agenda |

On May 11, 2015 Bowen Island Municipality passed the following resolution (*RES#15- 142*):

The Council of the Municipality of Bowen Island declares that:

1. Every resident has the right to live in a healthy environment, including the right to:
  - a. breathe clean air,
  - b. drink clean water,
  - c. consume safe food,
  - d. access nature,
  - e. know about pollutants and contaminants released into the local environment, and
  - f. participate in decision making that will affect the environment;
2. Bowen Island Municipality has the authority, within its jurisdiction, to respect, protect, fulfill and promote these rights;
3. Bowen Island Municipality will consider the precautionary principle when making decisions: where threats of serious or irreversible damage to human health or the environment exist, Bowen Island Municipality will consider cost effective measures to prevent the degradation of the environment and protect the health of its citizens, and the absence of full scientific certainty will not be viewed as sufficient reason for Bowen Island Municipality to postpone such measures;
4. That this declaration be forwarded to the Lower Mainland Local Government Association, the Union of BC Municipalities, and the Federation of Canadian Municipalities, requesting favourable consideration by delegates at annual general meetings of these associations.

**ATTACHMENT(S):**

Blue Dot Delegation document distributed at March 2015 Trust Council re: Right to Healthy Environment Declaration

**AVAILABLE OPTIONS:**

Trust Programs Committee may consider recommending to Executive Committee that the Blue Dot campaign be added to the Policy Statement Topic Review Inventory for future consideration.

When developing Strategic Plan recommendations to the Islands Trust Council, the Trust Programs Committee could consider suggested actions proposed in the presentation on the Right to a Healthy Environment provided by delegates at the March 2015 Trust Council meeting (attached).

**FOLLOW-UP:**

Executive Committee will convey Trust Programs Committee recommendations about the draft 2014-2018 Strategic Plan to Trust Council at its September 2015 meeting, along with other Council committee input.

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**Prepared By:** Clare Frater

**Reviewed By/Date:** Lisa Gordon, August 14, 2015

## Proposed Islands Trust Council Declaration

### “The Right to a Healthy Environment “

**RESOLUTION:** That the Islands Trust Council:

1. Declare that every resident in the Trust Area has the right to live in a healthy environment, including the right to:
  - a. breathe clean air,
  - b. drink clean water,
  - c. consume safe food,
  - d. participate in sustainable waste management programs,
  - e. access nature and protect biodiversity,
  - f. know about pollutants and contaminants released into the local environment, and
  - g. participate in decision making that will affect the environment;
2. Call on the Province of British Columbia to enact a provincial environmental bill of rights to fulfill the right of every resident to live in a healthy environment by supporting favourable consideration of this matter at the Union of BC Municipalities 2015 Convention.
3. Direct staff to review the implications of, and report back to the Islands Trust Council on, integrating the right to a healthy environment into the 2015-2018 Strategic Plan, including the following elements;
  - a. the Islands Trust Council, within its jurisdiction, will respect, protect and promote the foregoing rights;
  - b. the diverse species and ecosystems that inhabit the Trust Area have rights to life, habitat, and the natural processes enabling them to function, thrive, and evolve;
  - c. the Islands Trust Council shall apply the precautionary principle: where threats of serious or irreversible damage to human health or the environment exist, the Council shall take cost-effective measures to prevent the degradation of the environment and protect the health of its citizens. Lack of full scientific certainty shall not be viewed as sufficient reason for the Council to postpone such measures;
  - d. the Islands Trust Council shall apply full-cost accounting: when evaluating reasonably foreseeable costs of proposed actions and alternatives, the Council will consider costs to human health and the environment;
  - e. the Islands Trust Council will request that the Government of British Columbia enact a provincial Environmental Bill of Rights to fulfill the right of every resident to live in a healthy environment by ensuring access to information, public participation in decision-making and access to effective remedies; and
  - f. the Islands Trust Council will consult with residents as part of this process.



## BACKGROUND

The inextricable link between environmental health and human health is now widely recognized and most Canadians understand that the environment is a key factor in sustaining healthy communities. Environmental rights support many issues Canadians care about – healthy food, sustainable land use and development, water and air quality, climate change, habitat and biodiversity protection, parks creation, children’s access to nature, social justice and more.

The David Suzuki Foundation has completed its Blue Dot Tour of Canada to promote the Right to a Healthy Environment. Its goal is to enshrine this right in the Canadian Constitution through a staged strategy:

**Neighbours come together to change a community.** A growing movement of Canadians calls upon their local governments to pass declarations respecting people’s right to live in a healthy environment.

**Local governments come together to change a province.** Community by community, this movement will inspire decision-makers across our provinces and territories to take notice. With so many communities calling for action from all levels of government, the next step is to have our provinces follow suit and pass environmental bills of rights.

**Provinces come together to change a nation.** When 7 out of 10 provinces and 2 out of 3 territories, representing more than 50 per cent of the Canadian population have recognized our right to a healthy environment we turn toward the ultimate goal: amending the Canadian Charter of Rights and Freedoms.

**Canada recognizes your right to a healthy environment.** Recognition in the Charter is the final step in protecting the right to clean air, fresh water and healthy food for all Canadians.

More than 110 nations around the world and several provinces, territories and communities in Canada, have already recognized their citizens’ right to live in a healthy environment through bylaws, declarations, legislation, charters and constitutional provisions. Yet Canada still lacks important legal protection for environmental rights. The World Health Organization estimates environmental contamination, including polluted air and water, causes as many as 36,000 premature deaths annually in Canada. Preventable environmental hazards contribute up to 1.5 million days in hospital annually due to cardiovascular disease, respiratory illness, cancer, and birth defects alone. The environment has a tremendous influence on our health and well-being.

Through local trust committees and island municipalities, the Islands Trust makes land-use planning decisions that affect housing density, land development, water and waste resources, transportation and other issues related to the quality of the environment. To some extent these decisions are guided by policies set by the Islands Trust Council.

A declaration by the Islands Trust Council recognizing the right to a healthy environment would show support for residents’ rights to clean air, clean water and safe food, signal leadership in building a healthy, sustainable community and draw attention to the Canadian Constitution’s silence on environmental issues.

To learn more about this grassroots campaign, visit [www.bluedot.ca](http://www.bluedot.ca) and watch the videos:

David Suzuki Foundation - Today is the Day We Decide: <http://www.youtube.com/watch?v=D43PJOBLCJI>

Shane Koyczan - Shoulders: <https://www.youtube.com/watch?v=An4a-NjilY&feature=youtu.be>

*Former Federal Minister of Justice Irwin Cotler described Canada’s great Charter of Rights and Freedoms as “Moving from a Parliamentary democracy to a constitutional democracy, from the sovereignty of Parliament to the sovereignty of the Constitution, from judges being arbiters of legal federalism to the guarantors of human rights. And then the key thing, that individuals and groups were no longer passive objects of a constitutional process. They became rights holders, rights claimants that had standing to initiate justiciable claims.”*  
(Globe and Mail interview, February 11, 2015)

## REQUEST FOR DECISION

**To:** Trust Programs Committee

**For the Meeting of:** Aug. 24, 2015, deferred  
from June 1, 2015

**From:** Lisa Gordon, Director, Trust Area  
Services

**Date Prepared:** August 14, 2015

**SUBJECT:** GIANT DOCKS IN THE ISLANDS TRUST AREA

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### RECOMMENDATION:

That the Trust Programs Committee:

- inform Trust Council that it will address the issue of dock referrals within its existing Crown Land Protocol project,
- recommend Trust Council add the protection of aesthetic and recreational enjoyment of beaches to the Policy Statement Topic Review Inventory, and
- recommend Trust Council refer the question of land-use planning tools, and trustee education about giant docks to the Local Planning Committee as part of its proposed shoreline planning project for this term.

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### IMPLICATIONS OF RECOMMENDATION

**ORGANIZATIONAL:** Trust Council has assigned staff to work with the Ministry of Forests Lands and Natural Resource Operations to consolidate Trust Council's letters of understanding and protocol agreements about data sharing, referrals and decisions regarding Crown Land. The existing scope of the project already includes referrals about docks within provincial jurisdiction.

**FINANCIAL:** none

**POLICY:** none

**IMPLEMENTATION/COMMUNICATIONS:** Staff will prepare a report to Trust Council relaying today's decisions. Staff will refer to the documents provided by Melissa Harrison when working with MFLNRO staff. Staff will inform Bowen Island Municipal Council and Melissa Harrison of today's decisions.

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### BACKGROUND

At Trust Council's March 2015 meeting, Council resolved to request that the recommendations of Stop the Docks as presented by Melissa Harrison be referred to Trust Programs Committee for consideration. Delegate Melissa Harrison had spoken to the Islands Trust Council about her concerns with giant docks being built in the Trust Area and recommended four actions to be taken by the Islands Trust:

1. Trustees should be informed about the risks posed to treasured beaches and shorelines by the growing trend for giant docks, as well as the Province's new policies that are making it difficult for local jurisdictions to satisfactorily influence the outcome of dock applications.



2. Trustees should consider updating local bylaws, zoning and OCPs, posthaste.
3. The Trust as a whole should consider updating the Policy Statement to explicitly include the protection of aesthetic and recreational enjoyment of beaches, in the sections suggested above.
4. That the Trust should inform the Province that:
  - The 140 day Turnaround Project is impossible for local authorities to administer.
  - That the Province needs to consult with those who have jurisdiction over land use before adopting such policies.
  - Beaches and coast aesthetics are important public amenities for the social, cultural and economic wellbeing and character of islands, and dock applications are complex to assess. Therefore BC should exercise their option to decline applications where they cannot be wholeheartedly supported by the local jurisdiction.
  - Public process needs to have an impact to be valid, and the Province should either consider handing the responsibility for managing that to the local jurisdiction, or change their criteria for assessment to include the public interest.
  - The Province should consider dealing with private and community docks in a completely separate process to that with which they manage mining, forestry, aquaculture, because these procedures and policies, geared towards industry, are proving to be too blunt an instrument to manage the subtleties of the disposition of local, residential shorelines.

**REPORT/DOCUMENT:**

- 1) Melissa Harrison's Delegation to March 2015 Trust Council
- 2) Feb 18, 2015 Letter from FLNRO to Bowen Island Municipality

**KEY ISSUE(S)/CONCEPT(S):** Crown tenures; Policy Statement;

**RELEVANT POLICY:**

- 1) [Islands Trust Policy Statement](#)
- 2) [Advocacy Policy \(6.10.iii\)](#)

**DESIRED OUTCOME:** Provincial decisions on shorelines in the Islands Trust Area will be guided by cooperative agreements with the Islands Trust Council and its member communities.

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**RESPONSE OPTIONS**

**Recommended:** That the Trust Programs Committee:

- inform Trust Council that it will address the issue of dock referrals within its existing Crown Land Protocol project,
- recommend Trust Council add "the protection of aesthetic and recreational enjoyment of beaches" to the Policy Statement Topic Review Inventory, and
- recommend Trust Council refer the question of land-use planning tools, and trustee education about giant docks to the Local Planning Committee as part of its proposed shoreline planning project for this term.

**Alternative:** Trust Programs Committee could consider some or all aspects of this issue within its recommendations to Trust Council on the strategic plan.

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**Prepared By:** Lisa Gordon, Director, Trust Area Services, updated Aug 14<sup>th</sup>, 2015

## **Giant Docks – Coming to a Beach Near You?**

I think we will all agree that beaches and shorelines are of prime importance to our enjoyment of our island homes. Many of us, especially those with young children, spend many hours on public beaches each year. Beaches are not only important for our well-being and enjoyment, but they are also vitally important for the economies of the islands; for attracting visitors and new residents, access to beautiful coastline is key.

### **1. The Situation on Bowen**

The shoreline of Cape Roger Curtis has long been treasured by Bowen Islanders, because of its pristine, rugged, windswept beauty, with rock pools and many pocket beaches and swimming beaches as well as great nature watching. Located in the mouth of Howe Sound, with pockets of forage fish habitat amongst the cobbles and rocks, the Cape is a stop off for migratory fish, birds and marine mammals.

When the developers of the Cape applied for four large docks, the applications attracted significant opposition. Fifty six letters were written to the Province opposing the proposed docks. The municipality wrote with a number of concerns, including the specific mention in the OCP of protecting that stretch of coastline, and asked that some further studies be done, refusing to support the applications as they stood. Additionally, the applications seemed to conflict with the Province's own dock policy, which says that docks should not negatively impact the environment, community values or public interest. Despite all this, the Province approved the licences, citing a lack of specific prohibitions in the municipal bylaws. The approval prompted a petition in opposition which gained 1345 signatures.

For context, private docks on Bowen tend to be below or up to 65 feet long, including the length of the float. The longest dock at the Cape is 431 feet long, and stands 27 feet above the beach. Please see the second photograph below. These industrial scale structures stand beside empty lots, essentially as a developer amenity. They have been used less than a handful of times, and as they are so exposed, they will likely never be used. And yet there they will stand, monuments to bad policy and process. And there are four more dock applications with the Province for this development alone.

### **2. The Issue for the Islands Trust**

We are seeing increasing numbers of large docks being approved by the Province in the face of public and neighbourhood opposition. I have heard directly about one on Galiano, and we have all read about the 2500 sqft, Chip Wilson application in Sechelt. Islands Trustees need to recognize that megadocks seem to have become fashionable. I suppose that large docks are needed where you plan to own a large boat and you have chosen a home because it fronts a beach but would like to reach deep water. Whereas in the past, waterfront owners would have simply accepted that their property is not suitable for a dock, now people see that as a surmountable difficulty and are willing to spend the \$100k plus to do it.

## **2.1 Concerns with the Dock Application Process**

### ***Short Timelines Imposed***

What brings me here today is a letter that Bowen municipality received two weeks ago. In that letter, the FLNRO manager of authorizations, Keith Anderson, stated that FLNRO has 'recently developed a 140 Day Turnaround Project' where their 'Performance Measures' state that '80% of new Land and Water Act Tenure applications must have a decision made within 140 days from the acceptance of the application.' Bear in mind that this includes: BC notifying local authorities, proponents publishing the required public notice, public responses to the proposal, assessment of those responses, instructions to staff, assessment of the site, consideration of the application as part of a public process, responses to FLNRO. It seems to me that this timeline is an impossible imposition for small authorities to meet, given that while some applications may be very straight forward, many are complex and time consuming for local jurisdictions to assess. And yet that complex work is vital to ensure public and private interests are appropriately balanced. To give one example, folk I know in Galiano spend the winter in warmer climes. The entire application process for their neighbour's dock took place while they were away without their even hearing about it, and they came back to find a large dock had been approved and construction was underway, crossing in front of their property. They were devastated.

### ***Default Approvals Encroach on Jurisdictional Right to Determine Land Uses***

The 140 day processing time limitation becomes exceptionally problematic, given that FLNRO's default seems to be to *approve* projects, as an implicit consequence of their 'public commitment to cut red tape,' rather than to take a precautionary approach, i.e. declining applications where a local jurisdiction cannot support them. In the case of the Cape Roger Curtis dock applications, the municipality refused to send a letter of support because they had asked for further studies and accommodations that were not fulfilled. Despite this, the Province chose to approve. In my view the Province is overstepping the mark with respect to land use, by developing their 'Turnaround Project' and 'cutting red tape' policy, without any consultation with, or even giving notice to, local jurisdictions, especially since the Crown is under no obligation to approve any land disposition. Unfortunately, by limiting the ability of local jurisdictions to adequately respond, the Province severely curtails its ability to fulfill its own duty to 'maximize and sustain the flow of economic, social and environmental benefits to British Columbians, now and in the future,' (from the Crown Land Use Operational Policy: Private Moorage, Appendix 3) given the significant negative impact on public recreational amenities that giant private docks on public beaches impose.

### ***Undermining Environmental Protection***

The Bowen Land Use Bylaw clearly states that docks should not 'negatively impact eelgrass meadows, kelp beds, clam beds or mussel beds.' This statement is both clear and absolute. The Cape biological dive surveys undertaken by the proponents showed two of the docks to be located in important kelp and eelgrass beds. However the Province decided that 'effective mitigation measures, best management practices and monitoring can be used to address impacts to aquatic values resulting in no net loss to the areas' productive capacities' (from their 'Reasons for Decision, Oct 29, 2012). In this statement, the Province is accepting mitigation measures where they have neither the capacity nor interest in assuring a) that the proposed mitigation is accepted practice, b) that the proposed mitigation is carried out, or c)

that the municipality has the capacity to monitor mitigation. The reality is that many of the mitigations suggested, eg transplanting eelgrass, are neither proven nor were they carried out. So in this case, even a clear and absolute prohibition of negative environmental impact in the municipal Land Use Bylaw proved to be no protection at all, because the Province took it upon itself to interpret the bylaws and to err on the side of approval rather than precaution.

### ***Public Consultation Failure***

In the case of Cape Roger Curtis, the Province received significant negative feedback from the public, totaling fifty six letters. And yet this feedback had no impact on the outcome. As the Province described their 'referral process' to me, they refer the applications to a small number of agencies (principally Transport Canada, Department of Fisheries and Oceans, relevant First Nations and the local authority). But the Province's interest in public comments extends only as far as riparian access and the legal right to apply for a moorage in that location. So every single one of those families and organizations which responded to the invitation to comment were wasting their time, but more importantly, they were misled into believing that they were contributing to a consultation process that would be an opportunity to influence the outcome. It was not.

Given that the Province also ignored the municipality's interpretation of their OCP, this means that in effect, the only opportunity for public input to influence the outcome of dock applications is through explicit prohibitions, nailed down in local bylaws, and even those, it seems, are subject to interpretation.

### **2.2 No Protection of Enjoyment of Beaches in the Islands Trust Policy**

Moving on from the Provincial dock application process, in exploring the issues surrounding the Cape docks, I looked to the Islands Trust Policy Statement. In Part V: Sustainable Communities, the policy speaks to protection of 'scenic values, views, distinctive features,' the preservation of 'natural amenities' and 'natural heritage'. All of these could apply to beaches and coastal viewsapes; yet in the directive policies and recommendations section, there is mention of preserving tree cover, but it says nothing about the aesthetic and recreational enjoyment of beaches, for just hanging out at the beach. Further, in Part IV: Stewardship of Resources, 4.5 Coastal Areas and Marine Shorelands, the policy says that development should not 'restrict public access to, from or along the marine shoreline' and should 'minimize impacts on sensitive coastal environments.' However, again it omits to refer to aesthetic and recreational enjoyment of beaches. Given the significance of beaches as a natural amenity to islanders' social, cultural and economic wellbeing, this seems to me a significant omission which could be easily and uncontroversially addressed, and would provide better guidance and safeguards to the local trusts.

### **2.3 Recommendations for Trustees**

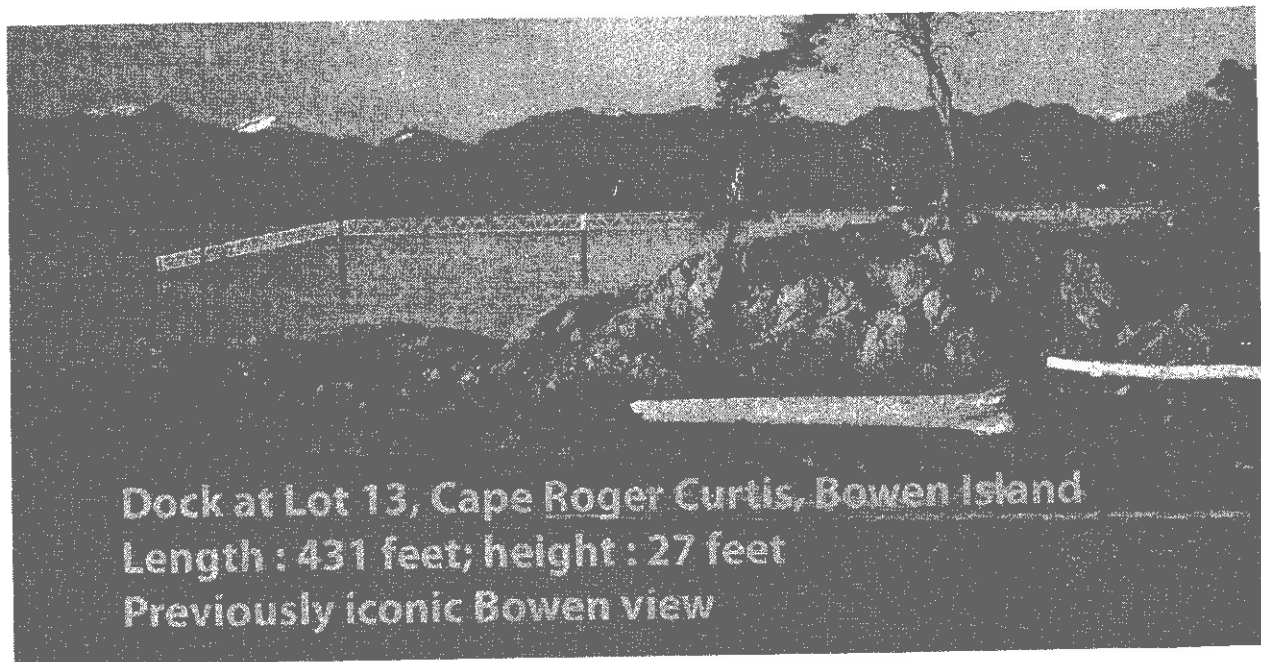
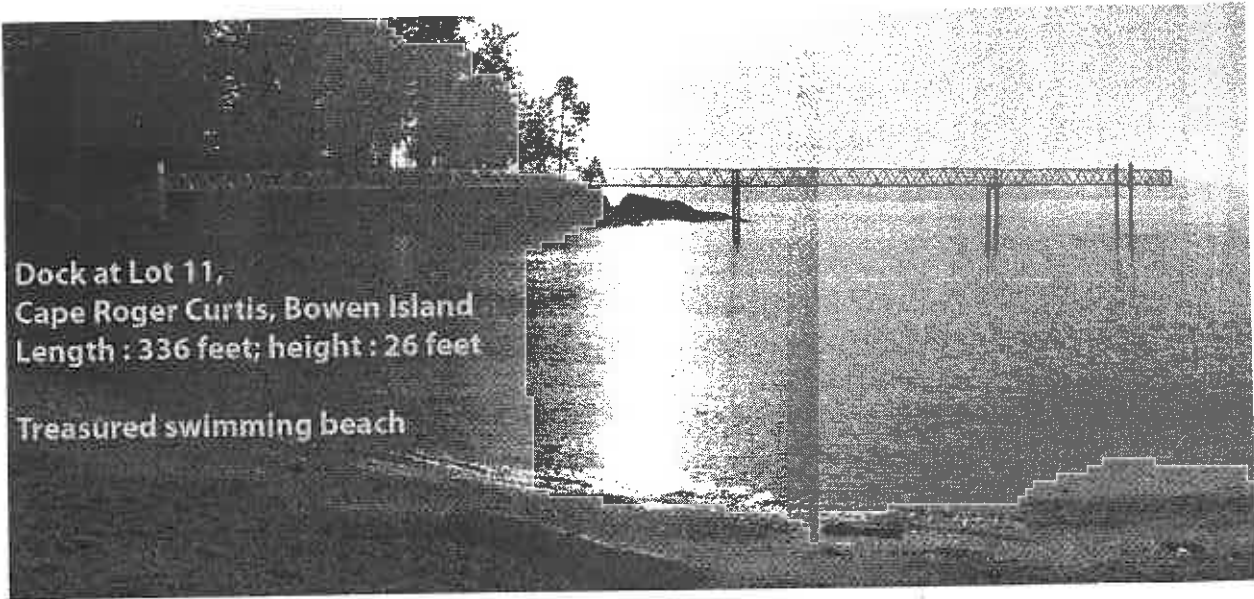
In summary, I have a number of recommendations that I urge you to consider:

- All trustees should be informed about the risks posed to treasured beaches and shorelines by the growing trend for giant docks, as well as the Province's new policies that are making it difficult for local jurisdictions to satisfactorily influence the outcome of dock applications.
- Trustees should consider updating local bylaws, zoning and OCPs, posthaste.

*Melissa Harrison  
1100 Lenora Road, Bowen Island, V0N 1G1*

- The Trust as a whole should consider updating the Policy Statement to explicitly include the protection of aesthetic and recreational enjoyment of beaches, in the sections suggested above.
- That the Trust should inform the Province that:
  - The 140 day 'Turnaround Project' is impossible for local authorities to administer.
  - That the Province needs to consult with those who have jurisdiction over land use before adopting such policies.
  - Beaches and coast aesthetics are important public amenities for the social, cultural and economic wellbeing and character of islands, and dock applications are complex to assess. Therefore BC should exercise their option to decline applications where they cannot be wholeheartedly supported by the local jurisdiction.
  - Public process needs to have an impact to be valid, and the Province should either consider handing the responsibility for managing that to the local jurisdiction, or change their criteria for assessment to include the public interest.
  - The Province should consider dealing with private and community docks in a completely separate process to that with which they manage mining, forestry, aquaculture, because these procedures and policies, geared towards industry, are proving to be too blunt an instrument to manage the subtleties of the disposition of local, residential shorelines.

*Melissa Harrison*  
*1100 Lenora Road, Bowen Island, V0N 1G1*





February 18, 2015

File: 11140-20/B014

Cari St. Pierre, Senior Planner  
Bowen Island Municipality  
981 Artisan Lane  
Bowen Island, BC V0N 1G2

Dear Cari St. Pierre:

**Re: Deadline Extension for Provincial *Land Act* Referrals re: Private Moorage Applications**

Thank you for your emails of January 23 and February 10, 2015 with respect to the Bowen Island Municipality (BIM) Council's request allowing them time to review and add comments to new *Land Act* Private Moorage applications.

I understand that Council is proposing to give BIM staff direction to review the current Land Use Bylaw (LUB) in light of the number of docks that are present along the foreshore of Bowen Island. In conjunction with this work, Council would also like to revise the process of reviewing all dock applications, most notably the submission of a marine assessment and bio-physical report up front, in addition to comments based on the Official Community Plan (OCP) and LUB. Thus, the final referral response from BIM would contain the aforementioned information, as well as Council comments, and provide the applicant certainty in terms of next steps.

The Ministry of Forests, Lands and Natural Resource Operations recently developed a 140 Day Turnaround Project document that speaks to creating a *Hold* procedure for Land & Water applications. This is based on one of our Performance Measures that 80% of new Land and Water Act tenure applications must have a decision made s within 140 days from acceptance of the application. The document provides staff within FCBC and Authorizations direction under what circumstances an application can be put on *hold* for up to 30 days.

Council's request would fall under "Missing Required Technical data at review stage by authorizations staff". This allows for the application to be put on *hold* until technical data is received; however, it is based on a 30 day maximum extension for the client to provide that information. Extensions can only be provided with defensible reasoning.

If FLNR agrees to put a private moorage application on *hold* for up to an additional 30 days, will this be enough time for the information to be gathered and BIM Council to formally respond to FLNR? The *hold* procedure is intended to apply only in exceptional circumstances, not as a blanket means to extend the timeline for the review process.



With the government's public commitment to cut red tape, which drives the requirement that FLNR make a decision with 140 days, FLNR must consider what is reasonable in terms of expectations on the client and the time allotment to complete the review process. As we have advised BIM previously, all *Land Act* tenures contain a clause that make the physical use of the land subject to local zoning bylaws. BIM's notice to the applicant that a marine assessment etc., is required provides the applicant with notice that even if the tenure is issued they cannot begin construction or occupy the land until they have met all the zoning requirements.

In the meantime, given that Council will be meeting on February 23<sup>rd</sup>, and are looking for a response to their inquiry, please inform them that they should, as quickly as possible, provide us with initial comments that they are asking the client to provide more information and give us a time frame in which they are expecting to review the information and provide FLNR with a formal response to our referral. We can then initiate the *hold* process on the grounds that the applicant has been asked to provide additional information, but because we can only implement the *hold* request for up to 30 days, this may prove to be inadequate in terms of receiving information from Council.

We are willing to consider implementing the *hold* procedure on the private moorage applications we have already received but we cannot use it as a way to extend our review process as a general practice. We are willing to discuss with BIM alternative ways to make sure that waterfront property owners are aware of the information required in the Bylaws before they submit an application for a *Land Act* private moorage tenure. We will review with FrontCounter BC to see if this information can be part of their checklist for documentation required before applications for private moorage for Bowen Island are accepted.

There are several applications which have already been accepted, met the current LUB and OCP, and for which the required assessments have been completed with recommended mitigation measures. We are ready to make a decision on these files, but are still prepared to accept final comments from Council or staff if they are submitted within the next two weeks. Regardless of our decision, all applicants must still abide by municipal bylaws prior to the commencement of any construction.

Thank you once again for your correspondence. If you have any further questions, please contact Kevin Walker, Crown Land Authorizations, South Coast Natural Resource Region at (604) 586-4409, or [Kevin.Walker@gov.bc.ca](mailto:Kevin.Walker@gov.bc.ca).

Sincerely,



Keith Anderson  
Manager Authorizations

Cc     Jacquien Cavill, A/Section Head Authorizatons  
        Donna Myketa Manager Front Counter BC



| 2014-2018 Proposed Strategic Plan Activities for Trust Programs Committee                                |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
|----------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|---------------------------------------------------------|
| Policy Statement Goal A: Ecosystem Preservation and Protection                                           |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
| OBJECTIVE                                                                                                | PROPOSED STRATEGIES                                                                          | WHEN       | EXAMPLES OF ACTIVITIES AND PHASES                                                                                                                                                                                     | WHO | FUNDING                                                 |
| 1. PROTECT the natural environment of islands                                                            |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
| 2. PRESERVE and PROTECT coastal shorelines and marine areas of the Salish Sea and Howe Sound             |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
| Policy Statement Goal B: Stewardship of Island Resources                                                 |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
| 3. REDUCE community ecological footprints                                                                | 3.2 Support efficient and sustainable transportation systems                                 | FY 2016/17 | 3.2.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for infrastructure that supports cycling and electric vehicles                            | TPC | Funded by 2016/17 base budget                           |
|                                                                                                          |                                                                                              | FY 2017/18 | 3.2.2 Develop project charter for infrastructure advocacy                                                                                                                                                             | TPC | subject to approval of 17-18 budget request (see 3.2.1) |
|                                                                                                          |                                                                                              | FY 2017/18 | 3.2.3 Implement project charter for infrastructure advocacy                                                                                                                                                           | EC  | subject to approval of 17-18 budget request (see 3.2.1) |
| 4. PROTECT quality and quantity of water resources                                                       | 4.3 Advocate for water conservation measures (e.g. rainwater catchment, greywater recycling) | FY 2016/17 | 4.3.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for water conservation tools, such as through rainwater catchment and greywater recycling | TPC | subject to funding in 2016/17                           |
|                                                                                                          |                                                                                              | FY 2017/18 | 4.3.2 Develop project charter for water conservation advocacy                                                                                                                                                         | TPC | subject to approval of budget request (see 4.3.1)       |
|                                                                                                          |                                                                                              | FY 2017/18 | 4.3.3 Implement project charter for water conservation advocacy                                                                                                                                                       | EC  | subject to approval of budget request (see 4.3.1)       |
| Policy Statement Goal C: Sustain Island Character and Healthy Communities                                |                                                                                              |            |                                                                                                                                                                                                                       |     |                                                         |
| 5. ENHANCE (protect / restore) community character, socio-economic diversity and economic sustainability | 5.5 Work with other agencies to promote economic sustainability                              | FY 2016/17 | 5.5.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for sustainable and appropriate agricultural policies                                     | TPC | subject to funding in 2016/17                           |
|                                                                                                          |                                                                                              | FY 2017/17 | 5.5.2 Develop project charter for sustainable and appropriate agricultural advocacy                                                                                                                                   | TPC | subject to approval of budget request (see 5.6.1)       |
|                                                                                                          |                                                                                              | FY 2017/18 | 5.5.3 Implement project charter for sustainable and appropriate agricultural advocacy                                                                                                                                 | EC  | subject to approval of budget request (see 5.6.1)       |
|                                                                                                          | 5.7 Facilitate exploration of intra and inter-island transportation routes                   | FY 2016/17 | 5.7.1 Develop a project charter and budget request for intra and inter-island transportation                                                                                                                          | TPC | Funded by base budget                                   |
|                                                                                                          |                                                                                              | FY 2017/18 | 5.7.2 Carry out project charter work for intra and inter-island transportation                                                                                                                                        | TPC | subject to future funding (see 5.8.1)                   |

| OBJECTIVE                                                                      | PROPOSED STRATEGIES                                                                                                                                    | WHEN       | EXAMPLES OF ACTIVITIES AND PHASES                                                                                                                              | WHO      | FUNDING                                                                               |
|--------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|---------------------------------------------------------------------------------------|
| Policy Statement Goal D: Effective, efficient and collaborative governance     |                                                                                                                                                        |            |                                                                                                                                                                |          |                                                                                       |
| 6. STRENGTHEN relations with First Nations                                     | 6.2 Improve protection of archaeological and First Nations cultural resources                                                                          | FY 2016/17 | 6.2.3 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for archaeological site protection | TPC      | subject to budget from \$50K in 2015/16 or new funding in 16/17                       |
|                                                                                |                                                                                                                                                        | FY 2017/18 | 6.2.4 Develop project charter for advocacy related to archaeological site protection                                                                           | TPC      | subject to approval of budget request (see 6.2.5 )                                    |
|                                                                                |                                                                                                                                                        | FY 2017/18 | 6.2.5 Implement project charter for advocacy related to archaeological site protection                                                                         | EC       | subject to approval of budget request (see 6.2.5 )                                    |
| 8.IMPROVE cooperation and integration with other levels of government          | 8.1 Negotiate new protocol agreement and letter of understanding with the MFLNRO re Crown land tenures                                                 | FY 2015/16 | 8.1.1 Revise and consolidate six agreements with the Province relating to Crown Land in the Islands Trust Area (IN CURRENT TPC WORK PROGRAM)                   | EC / TPC | Funded by base budget. BIM agreed to partner on project. Project charter is complete. |
|                                                                                | 8.2 Explore opportunities and benefits of working with UNESCO and the TFB and others in seeking nomination of the Trust Area as a UN Biosphere Reserve | FY 2017/18 | 8.2.1 Develop project charter and budget request for UNESCO biosphere reserve                                                                                  | TPC      | Funded by base budget                                                                 |
|                                                                                |                                                                                                                                                        | FY 2018/19 | 8.2.2 Implement project charter for UNESCO biosphere reserve                                                                                                   | TPC      | subject to funding in future program budget (See 8.3.1)                               |
| 9. IMPROVE community and agency understanding and support of the Islands Trust | 9.1 Review the Islands Trust Policy Statement                                                                                                          | FY 2015/16 | 9.1.1 Amend policies administering the Islands Trust Policy Statement (NEW per Policy Statement Task Force recommendations - described in TPC agenda item 5.1) | TPC      | Funded by base budget                                                                 |
|                                                                                |                                                                                                                                                        | FY 2016/17 | 9.1.2 Develop a project charter and budget request for a targeted review of the Islands Trust Policy Statement (IN CURRENT TPC WORK PROGRAM)                   | TPC      | Funded by base budget                                                                 |
|                                                                                |                                                                                                                                                        | FY 2017/18 | 9.1.3 Implement project charter for a targeted review of the Islands Trust Policy Statement                                                                    | EC       | subject to funding in 2017/18                                                         |
| 10. IMPROVE community engagement and participation in Islands Trust work       |                                                                                                                                                        |            |                                                                                                                                                                |          |                                                                                       |
| 11. CREATE a vision statement for the Islands Trust Area                       | 11.1. Create a vision statement for the Islands Trust Area                                                                                             | FY 2016/17 | 11.1.1 Develop a project charter and budget requests for creation of a vision statement for the Islands Trust Area through community engagement                | TPC      | Funded by base budget                                                                 |
|                                                                                |                                                                                                                                                        | FY 2017/18 | 11.1.2 Implement project charter for development of a vision statement for the Islands Trust Area, through community engagement                                | TPC      | Subject to funding in 2017/18 program budget                                          |
|                                                                                |                                                                                                                                                        | FY 2017/18 | 11.1.3 Adopt a vision statement for the Islands Trust Area                                                                                                     | TPC      | Funded by base budget                                                                 |



## ISLANDS TRUST BRIEFING

**FROM:** Executive Committee

**Date:** August 11, 2015

**SUBJECT: COUNCIL COMMITTEE INPUT TO STRATEGIC PLANNING PROCESS**

**DIRECTED TO:** Local Planning Committee, Financial Planning Committee, Trust Programs Committee

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### **DESCRIPTION OF ISSUE:**

To solicit input from Council Committees to the Executive Committee regarding a draft Strategic Plan to be considered by Trust Council in September 2015.

### **BACKGROUND:**

The Islands Trust Council adopts a Strategic Plan each term. It has assigned the Executive Committee the responsibility for facilitating development of the Strategic Plan. Further background regarding the process of Strategic Plan development was presented to Trust Council in March and June of 2015 and is included in the attached documents.

### **The Strategic Planning Process – June 2015 – March 2016**

- The Executive Committee has adopted a schedule that would see Trust Council adopt a preliminary Strategic Plan for the remainder of the 2015/16 fiscal year in September 2015.
- In June 2015, Trust Council approved a list of examples of potential objectives and strategies for the purposes of public consultation. The list also included some examples of activities that could implement potential strategies and a preliminary identification of which part of the Islands Trust that would work on such activities. Trust Council also requested the Executive Committee to facilitate public and LTC consultation regarding the draft list and to forward all input for the consideration of Council committees in August 2015 and Trust Council in September 2015.
- In September, Trust Council will be asked to endorse a set of strategies and activities for the remainder of Fiscal Year 2015/16. More details about next steps in the Strategic Planning process are provided on Page 4 of this briefing.

### **Input from the Public, LTCs, Trust Fund Board and Bowen Island Municipality**

In July 2015, the Executive Committee launched a campaign to invite public input into Trust Council's strategic planning process. The campaign included a news release, email notifications, paid advertisements in online and traditional media. It also included online discussions and a survey through Survey Monkey. Members of the public were asked to submit comments by August 10, if they wished to have their comments considered by Council's advisory committees.

As of August 10, 197 members of the public completed the online survey about the Strategic Plan and over 30 had sent emails. All survey input received to the end of August 10 is included in **Attachment A**, while all emails received by this date are included in **Attachment B**.

Additional public input that is received by August 19 will be included in Trust Council's agenda package. Any late items received to September 9 will be provided in a 'late additions' package.

Input received from Islands Trust bodies (Local Trust Committees and the Trust Fund Board) by August 10 is included in **Attachment C**. This document will be completed with additional input and forwarded to Trust Council. It includes copies of a form referred to as Attachment 3, completed on behalf of some LTCs.

Bowen Island Municipality has also been invited to provide input into Trust Council's Strategic Planning process. Staff have reviewed the municipality's own Strategic Plan and identified area of alignment.

### **The Current Discussion Draft**

The Executive Committee has now prepared a draft of a Strategic Plan for the 2014-2018 term (**Attachment D**), based upon the list of potential objectives, strategies and activities that Trust Council saw in June.

Priority objectives have been identified on the basis of Trust Council rankings at its June meeting (circulated to trustees by email on July 21, 2015). LTC input and work programs were considered, as was Trust Council's previous decisions about committee work programs and priorities.

Because of timing, the draft Strategic Plan does not yet incorporate public input or all LTC input.

The draft Strategic Plan identifies potential strategies, activities, potential time-frames and success measures as well as which part of the Islands Trust would work on various activities. It also identifies whether activities would be funded through Trust Council's base budget, or whether specific funding would be required in Trust Council's program budget. In those cases where work is already underway, the status column has been updated.

Prior to circulating this draft Strategic Plan, the Executive Committee recommended removal of the following items:

- All items already completed in the current fiscal year
- 2.2 Participate in planning for National Marine Conservation Area Reserve – a federal initiative, not currently active in regards to local government liaison
- 3.3 Reduce greenhouse gas emissions (through land use planning) – no LTCs have identified this as a priority. Trust Council has not assigned it to LPC as a priority item.
- 6.2.2 Develop an inventory of land use planning tools that address archaeologic site protection – Trust Council has not assigned this to LPC as a priority item.
- 7.1.6 Investigate the possibility of forming a Gulf Islands Regional District – Very unlikely to receive provincial funding or collaboration.
- 7.2 Improve cost effectiveness and quality of local planning services – Trust Council has not assigned this to LPC as a priority item.
- 9.4 Investigate the use of Alternate Dispute Resolution in Bylaw Enforcement ('mediation' left as a strategy)

### **An Important Note about Setting Priorities**

It is important to recognize that, while some potential actions have been identified for the purposes of illustration in the draft Strategic Plan, ***only a few of these actions can be***

*undertaken without the addition of significant new staff or other resources. For each Council advisory committee, staff estimate that a maximum of three of the potential activities could be undertaken each fiscal year, given the current level of staff resources and other commitments to day-to-day work. If a committee undertakes a particularly time-consuming or complex activity, the number of other activities that could be accomplished would be reduced accordingly.*

*The Executive Committee is recommending a more limited number of objectives, to ensure the Strategic Plan is achievable.*

*In particular, Trust Council has identified a number of large potential projects that, if undertaken, would be the responsibility of staff in the Trust Area Services Unit, which provide support for the Trust Programs Committee and some functions of the Executive Committee. This is one of the smallest staff units, with about 25-50% of 2 staff positions available for strategic work. In some cases, the work envisioned would require staff in that unit to become familiar with new topics, particularly related to advocacy. Trust Council will need to make some clear decisions about priorities in this area – to either significantly reduce the types of work it wishes the Trust Area Services Unit to undertake, to add new resources (staff positions or contract funds), or potentially shift staff positions from the Local Planning Services Unit.*

For information, a glossary of strategic planning terms is provided on Page 5 of this briefing.

**ATTACHMENT(S): YES**

- A. Compilation of Public Survey results regarding the Islands Trust Council's Strategic Plan to August 10, 2015.
- B. Compilation of emails received regarding the Islands Trust Council's Strategic Plan to August 10, 2015.
- C. Draft compilation of input from Islands Trust bodies, to be forwarded to Trust Council. As of August 10, this includes input received from the Trust Fund Board and most LTCs. Input from Council Advisory Committees will be included after those committees have met in August.
- D. Draft Strategic Plan for Council Committee review (August 11, 2015)

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**AVAILABLE OPTIONS:**

Each Council advisory committee is asked to consider the input received and to review the attached draft Strategic Plan. **The Executive Committee is specifically seeking the following input from Council committees:**

- What are the most important objectives for Trust Council to work on this term?
- What are the most important objectives for your committee to work on this term?
- Of the potential activities described for your committee, which 3 activities would be most important for your committee to complete in fiscal years 2016/17 and 2017/18?
- Are there other activities that should be added or substituted for the ones suggested?
- Several of the potential activities would require additional resources, either to fund contractors with special knowledge, to augment existing staff resources, or to consult with the public. Would your committee recommend that the Islands Trust budget accommodate any of these activities through the addition of new resources (staff or additional funds)?

- Would your committee recommend that the Islands Trust budget be increased so that more than 3-5 of the potential activities identified for your committee could be accomplished in any fiscal year?
- Would your committee recommend that the Islands Trust budget be increased so that any of the potential activities identified for your committee could be accomplished on a shorter timeline?
- Would your committee recommend a reduction in the Islands Trust budget, with fewer Strategic Plan activities included?

#### **FOLLOW-UP:**

After receiving input from Council committees, the Executive Committee will prepare a further draft of the Strategic Plan for Trust Council's consideration in September.

**In September**, Trust Council will be asked to endorse those objectives, strategies, activities and measures that are identified in the plan for Fiscal Year 2015/16 (the current fiscal year – shown in **bolded black text** in the table in Attachment A).

Also in **September**, Trust Council will be asked to endorse a draft list of objectives, strategies, activities and measures for Fiscal Year 2016/17 (the next fiscal year) for the purposes of budget development. This will give the Financial Planning Committee and staff a focus for further preparation of the 2016/17 budget in the coming months.

From **September through December**, more detailed plans (e.g. project charters, business cases) and costs will be identified, particularly for significant potential projects. The Financial Planning Committee and staff will not devote time to the development of detailed costs for potential activities that Trust Council has not supported in September, 2015.

**In December 2015**, Trust Council will receive further information about the anticipated costs of carrying out proposed activities for Fiscal Year 2016/17, as part of its review of a draft budget for that fiscal year. Trust Council will determine what aspects of the Strategic Plan it is willing to include in a draft budget that will be circulated for public comment.

**In March 2016**, Trust Council will again consider the costs of carrying out Strategic Plan activities before it adopts its budget for Fiscal Year 2016/17. Where Trust Council does not fund strategic plan activities in that budget, it can either drop them from the plan or delay them for reconsideration in Fiscal Year 2017/18.

**PREPARED BY:** Linda Adams  
Chief Administrative Officer

**SUBMITTED BY:** Executive Committee

**REVIEWED BY:** N/A  
(Chief Administrative Officer)

**REVIEWED BY EXECUTIVE COMMITTEE:**

August 5, 2015

**OTHER REVIEW:**

# Strategic Planning -- Explanation of Terms

## Strategic Plan

- A high level plan that outlines an organization's mission and key objectives for the medium to long term, and sets out strategies for achieving the goals and objectives.
- Typically, a strategic plan covers a three to ten-year timeframe. In the case of the Islands Trust, we have undertaken strategic planning exercises that correspond to a term of office (three years), with some on-going strategies and actions.

## Mission (Object)

- A broad statement of what an organization does, why it does it and who it does it for. In the case of the Islands Trust, our 'mission' is our provincial object:  
*"To preserve and protect the Trust Area and its unique amenities and environment for the benefit of the residents of the Trust Area and of British Columbia generally, in cooperation with municipalities, regional districts, improvement districts, other persons and organizations and the Government of British Columbia."*

## Goal

- A general statement of desired results to be achieved over an unspecified period of time.
- For the purposes of our current strategic planning exercise, we have taken the three goals from the Islands Trust Policy Statement and added a fourth that responds to the statement in the object about working in cooperation with others.

## Objective

- A more precise statement of specific results to be achieved over a specified time.
- For the purposes of our current strategic planning exercise, we have identified some potential objectives that have been grouped according to four goals and are related to objectives identified in the Islands Trust Policy Statement
- Typically, a local government should have between **seven** and **twelve** objectives at any one time.
- While an organization's mission and goals may remain relatively constant, objectives may change more frequently as some objectives are achieved, new ones emerge and priorities change.
- For the purposes of our current strategic planning exercise, some potential objectives have been identified without particular time frames. As discussions continue, the number of objectives may be reduced and each objective should be made more specific both in terms of what is to be achieved and when.

## Strategy

- The overall approach that describe how objectives are to be achieved. Strategies are made up of a set or group of more specific activities.

## Activities

- The actions, steps, projects or initiatives undertaken by an organization to carry out a strategy.

## Measurement

- A process of assessing progress in achieving objectives.

## Appendix A



# 2014-2018 Draft Strategic Plan Survey Results summary

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On July 21, 2015 Trust Council launched public consultation on the 2014-2018 Draft Strategic Plan.

Consultation methods included an anonymous survey (197 completed) and a dedicated e-mail address.

This document provides the summary of the survey results. Appendix B contains all other input.



### Question 1

**Which island or local trust area do you feel most connected with?**

210 respondents completed this question, while three skipped.

| Answer Options                | Response Percent | Response Count |
|-------------------------------|------------------|----------------|
| Bowen                         | 14.3%            | 30             |
| Denman                        | 8.6%             | 18             |
| Gabriola                      | 24.3%            | 51             |
| Galiano                       | 5.7%             | 12             |
| Gambier                       | 2.4%             | 5              |
| Hornby                        | 10.0%            | 21             |
| Lasqueti                      | 0.0%             | 0              |
| Mayne                         | 1.9%             | 4              |
| North Pender                  | 10.0%            | 21             |
| Salt Spring                   | 13.8%            | 29             |
| Saturna                       | 0.5%             | 1              |
| South Pender                  | 1.0%             | 2              |
| Thetis                        | 2.4%             | 5              |
| The entire Islands Trust Area | 5.2%             | 11             |
| Other (see comments below)    |                  | 5              |

| Number | Other (please specify)                                                                                                                                |
|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1      | All other islands affected by Industrial Shellfish Aquaculture Businesses                                                                             |
| 2      | Wise Island - Salt Spring - Galiano                                                                                                                   |
| 3      | The question is obscure; I do live on Denman Island, but Salt Spring was once my home: I was "connected" with it before the Islands Trust came along. |
| 4      | More than one. Your form doesn't allow for that                                                                                                       |
| 5      | Also Valdes                                                                                                                                           |

## Question 2

Trust Council has identified 11 potential objectives for the current term of office (November 2014 to November 2018). Before developing our strategic plan further, Council wants to know if islanders agree that these potential objectives are indeed priorities. Or, are there other priorities that should be included? Do you believe the following broad objectives should be priorities for Trust Council this term?

Based on a weighting of 197 responses, the top three priorities were:

1. Protect quality and quantity of water resources
2. Protect the natural environment of islands
3. Preserve and protect coastal shorelines and marine areas

| 11 objectives - weighted score on August 10                                                | weighted | yes, definitely (4 points) | yes, probably (3 points) | don't know | probably not (2 points) | definitely not (1 point) |
|--------------------------------------------------------------------------------------------|----------|----------------------------|--------------------------|------------|-------------------------|--------------------------|
| Protect quality and quantity of water resources                                            | 711      | 148                        | 35                       | 2          | 5                       | 4                        |
| Protect the natural environment of islands                                                 | 682      | 144                        | 30                       | 7          | 5                       | 6                        |
| Preserve and protect coastal shorelines and marine areas                                   | 678      | 143                        | 27                       | 6          | 7                       | 11                       |
| Reduce our ecological footprint                                                            | 571      | 90                         | 56                       | 17         | 17                      | 9                        |
| Enhance / protect / restore community socio-economic diversity and economic sustainability | 537      | 91                         | 44                       | 32         | 17                      | 7                        |
| Improve community engagement and participation in Islands Trust work                       | 532      | 53                         | 99                       | 19         | 8                       | 7                        |
| Improve cooperation and integration with other levels of government                        | 530      | 76                         | 69                       | 33         | 7                       | 5                        |
| Strengthen relations with First Nations                                                    | 491      | 67                         | 57                       | 30         | 19                      | 14                       |
| Improve organizational cost effectiveness and resilience                                   | 491      | 71                         | 62                       | 44         | 9                       | 3                        |
| Improve community and agency understanding and support of the Islands Trust                | 491      | 53                         | 79                       | 31         | 17                      | 8                        |
| Create a vision for the Islands Trust Area                                                 | 466      | 69                         | 49                       | 39         | 16                      | 11                       |

| Number | Response                                                                                                                    |
|--------|-----------------------------------------------------------------------------------------------------------------------------|
| 1      | Ensure that no freighters are parked off Gabriola's shores                                                                  |
| 2      | Address impacts of climate change and appropriate actions to be taken(Given recent weather events, this is a high priority) |

- 3 This looks like a fairly ambitious agenda as it is. It will be very important -- in the context of improving relations with First Nations and preserving and protecting coastal and marine areas - to develop a stronger functional relationship with the shellfish aquaculture industry. I'm less convinced about the need for a IT vision for the whole area. It is important to recognize the unique nature of each island, its community and its neighbours. Maybe this way we could expand it to include other important islands like Quadra, Cortes, Texada, etc.
- 4 Islands Trust should support agriculture and aquaculture. Where there are community differences of opinion recognize that business and tax dollars are important.
- Preserving the islands is not just about the environment. It is also about preserving a way of life.
- 5 Clarity about their specific role.... are they just an advisory body or do they have any authority in any way over municipalities, provincial and federal governments in any way.
- They do appear to be powerless and just act as advisors and not actually strongly supporting or opposing any issue.
- 6 My priority is to protect the natural environment of the Gulf Islands for future generations. I am very concerned about people who move here and then insist on having urban services and amenities. Many of them don't stay very long, but their impacts can be destructive and costly, even continuing after they have gone. Economic sustainability could be low impact, a model of environmental protection and encourage zero population growth. I speak as a 22 year full time resident of the Gulf Islands.
- 7 Removal of the proposed large ship anchorages on the Gabriola coast.
- 8 I am concerned that with distrust and disenchantment with the Trust which seems to arise from fairly specific issues (Quesnel land use situation for e.g. on SSI) over the years that this overshadows the very consistent and valuable work the Trust does. Often the general public misses the entire Islands Trust picture and the value of making decisions within this delicate and vulnerable set of islands. If there is one restructuring which may make a difference it would be forming our own regional regulations as a Gulf Islands Regional District separate from the CRD. We would, of course, still interface with the Capital and Van. Isl. Regional districts but it would free us to be more innovative and less bound to the regulations set for more urban centric regions. This is a unique geographical region and especially with our surrounding waters and shores being threatened by increasing tanker traffic it would perhaps allow more latitude in establishing regional regulations.
- 9 I'm blown if I know what's important to the Islands Trust any more. Further on in this survey you tell me the Trust is not responsible for Land use and zoning, yet there are industrial land use discussions going on as we speak, at least according to signs scattered around the island and from speaking with your Zoning intern. Then you say you're not responsible for economic development yet socio-economic diversity and economic sustainability is one of the broad options above.
- Call me dense but this questionnaire appears to be even denser!
- 10 Protect our shores and environment from International use of our shoreline for anchorages - especially cape size vessels.
- 11 The new issues of the planned anchorage off the east coast of Gabriola Island need immediate attention.
- The negative impact on the diverse marine life in general and the herring spawn in particular would be huge. The economic, social, environmental general well-being of inhabitants as well as

visitors to the island will be affected.

We need more research and information and need to be kept informed regularly through a structured process.

Since the planned anchorage has been kept secret for at least 4 years it has to become the number one focus of the island's trust starting immediately.

12 No tankers, no anchorages. I understand there are already 40 tanker anchorages currently near Gulf Islands and 5 more proposed ones for Gabriola area. Time to oppose any new anchorages and to work to reduce the number of present ones.

13 Assist in the fight with Transport Canada to make sure the proposal for five new anchorages for bulk freighter off of the shores of Gabriola is defeated. This issue touches many of the strategic areas Islands Trust has responsibility for, such as preserving and protecting our environment and shorelines, keeping our island as a livable community, protecting water quality etc.

14 Advocating against coal anchorages off Gabriola

Advocating against oil tankers along our coast -- help bring back the moratorium.

15 The Gabriola Island Clean Air Society (GICAS) would like to raise the following issue with the Island Trust. The overall goal of this newly formed society is to improve air quality on Gabriola and it is currently developing strategies to achieve this goal.

One of our directors has conducted air quality measurements with a nephelometer on Gabriola in January 2014 and found alarmingly high concentrations of fine particulate matter (PM) 2.5.

These particles are well known to cause a variety of health problems like lung disease, asthma and heart problems. They are especially dangerous to pregnant women, children, older people and people with respiratory problems.

The Provincial air quality objective for concentrations of PM 2.5 is 25 micrograms/cubic meters. The concentrations found on Gabriola exceeded this guideline in several areas by a factor 3 to 4.

The main causes of air quality problems on Gabriola are:

- improper burning of wood stoves (using older wood stoves and/or burning not seasoned firewood)

- unrestricted open burning (except in drought conditions)

We know that other Gulf islands have the same problems.

GICAS intends to repeat air quality measurements in Winter 2015 /2016.

So far the Island Trust has been inactive and has pointed at other levels of government to address this problem but the Island Trust has the protection of the environment in it's mandate and air quality is an important part of that. We urge the Island Trust to act on this problem, to allocate funding and if necessary to put pressure on other levels of government to solve this problem.

16 ....a community-based water collection system

17 I do not know if this is the correct place to state this, but... I think Ganges village should have a more aesthetic plan for buildings, stores, creative businesses while encouraging small businesses to be in the core of the village without being blocked by huge rents, big box-ish stores, etc.

- 18 The sudden proposal of ship anchorages on Gabriola caught everyone by surprise. IT support in opposing the anchorages is important. Why was IT left out of the loop during the four years this was being planned?
- Advocate for no more ship anchorages anywhere in IT area--this issue potentially affects every island, even if the Gabriola anchorages are dropped..
- IT's ongoing work on challenging new projects (Kinder Morgan; increased coal, oil, and LNG transport through the Salish Sea) is very important.
- Liaison on environmental issues--with Washington state, especially the San Juan Islands, and liaison with northern BC marine areas, so that IT's concerns go beyond our local area.
- 19 Perhaps most urgently at the moment is the need to protect Gabriola's shoreline from the threat of tanker anchorages.
- 20 Please stop the proposal to anchor huge freighters along the Gabriola coastline in Georgia Strait in an unsheltered area with regular gale force winds, as well as in other places within the Gulf Islands. We are not a harbour or industrial area nor should we become one.
- Protect our natural habitat, wildlife, residents and visitors from the air pollution, noise, lights and visual impacts these ships will bring.
- This requires a pro active approach instead of "wait and see" and allocation of sufficient resources.
- Gabriola AnchorRAGE is already hard at work to defeat the above proposal, including First Nations.
- If we lose this battle the Gulf Islands will become a freighter parking lot and the Island Trust will be a laughing matter and lose all credibility.
- 21 These are laudable objectives. Hard not to agree with them all. I love the idea of the Trust and what it stands for and I am an outspoken fan. I am most disappointed in how the Trust Staff and council has not: 1. Communicated and educated the residents of the Islands Trust area and its visitors to the Islands Trust, it's mandate, history, potential and successes. Not spending resources on this aspect (education) has led to some of the problems that SSI now faces (ignorance). 2. Leadership in the area of Climate Change.
- 22 Highest and most urgent priority at this time is protection of our shoreline from the proposed anchorages on the east shore. This will seriously affect:
1. Fisheries with affects on herring spawning and other fishing
  2. Health of east island residents with sleep disturbance from light and noise pollution
  3. Serious risk of pollution
  4. Exposure to storm winds either SE or NW, both of which can threaten ships at anchor
  5. Property values decreasing (and tax base declining)
  6. Diesel exhaust drifting to homes ashore day and night
- 23 No Anchorages off Gabriola or any other Island. The Ship overflow problem is the problem for the shipping Industry and MPV not ours. We have to protect the environment, the ecosystem in front of our Island.

- 24 Please also work with the provincial government to reduce ferry costs.
- 25 Maintaining Georgia strait and all Gulf Islands as environmentally unique and precious by vehemently defending its waters from encroachment by PPA and Transport Canada's determination to use the Islands as freighter parking lots.
- 26 All types of pollution, including noise and light. We must have industry function on a zero affect on others. Please review communities and industry and question the past decisions on where industry is placed and how it can be altered to not have an effect on community.
- 27 In keeping with preserve and protect coastal shoreline and marine areas - take a strong, united and powerful stand against the proposed anchorages of capsized vessels off of Gabriola's northeast coastline - this is critical and essential as these anchorages will harm Gabriola irreparably - we will have industry smack dab in the middle of the unique amenities Islands Trust has been established to preserve and protect
- 28 Ensure human rights to water and sunlight. Reasonable rights to these basic human needs should be protected.
- 29 Preserve and protect coastal shorelines and marine areas. Degradation of our shores is increasing. The problem is long standing and the IT has been slow to recognize its importance and the IT's responsibility in this area. Because the problem is complicated by the overlapping jurisdiction of the IT's role and provincial agencies role -- and with some federal responsibilities -- the IT has backed away from taking positive action. Such a stance flies in the face of the object of the IT, especially now that we understand more about the importance of the intertidal for the breeding of forage fish. Driving on the beach by shellfish farmers may be a long-standing practice, but that does not make it acceptable.
- So, I'd like to see this objective as #1.
- The two others I'd choose are 1) achieving improved relations with first nations (also a difficult one to move ahead on); and enhancing community economic sustainability.
- 30 That the Trust develop policies (as they did banning fish farms) that encompass the entire Trust Islands and that universally serve to protect the marine environment, as well as the rights of residents and visitors to walk and play on our island's beaches.
- Such policies could address concerns such as the restriction of driving on our beaches except for emergency vehicles, reduction of harmful shellfish industry practices and ensuring designated public beach areas that cannot be tenured.
- As well, we would ask Trust Council to do more than just advocate for a healthy environment by lobbying all levels of government and asserting the powers given them under the Local Government Act. We would ask TC to also actively support its Local Trust Committee's zoning bylaws and ensure that all referrals are sent to the elected members of LTC's for comment.
- 31 Update bylaws to include the "right to (sun)light." This fits within "reducing ecological footprint" b/c would facilitate the use and development of solar energy in neighbourhoods with smaller lots.
- 32 The economic wellness of our community has been forsaken for TOO long. The abandonment of the 3-legged stool of sustainability for a pyramid model where the environment trumps all has backfired - this has led to a wariness of the Trust and the CRD's problematic record as well.
- 33 Recycling and Garbage
- 34 Respect the original mandate that created the Trust to begin with. Too much land development is

being allowed, and too fast! Slow land development (especially additional housing) way, way down.

35 I think that these questions are biased towards dealing just with the physical environment. 4 out of 11 questions, BUT no questions on housing, economic sustainability, aging in place, ferries, schools, issues of mental health and isolation of vulnerable populations

36 Develop plans to become more resilient in the face of climate change.

37 Farming, creating food security

Cost of transportation

38 What hasn't already been done regards "socio-economic" diversity and sustainability? IT land-use policy is generally prohibitive, particularly of commercial activity, which seems to be what Islanders want. Yet most LTCs have long wrestled with repeated calls to "enhance" diversity and sustainability by allowing secondary dwellings in residential zones---and most remain intransigently restrictive. If the IT doesn't consider secondary dwellings, a relatively light and easily regulated commercial use, as a viable solution to a number of socio-economic problems peculiar to island communities, some of them urgent, then how could it consider this objective a priority?

It's preposterous for the bottom rung on the hierarchy of governance to prioritize a relationship policy with First Nations when the top rung has officially scuttled the treaty-making process, when almost all BC FNs still have treaty claims outstanding, most now compelled to pursue them in court, and when ramifications of recent SCoC decisions are as yet not fully understood. Good relations with FNs should be observed as a matter of course, but, in the present circumstance, it's impossible for a subordinate to promulgate policy when its superiors have conflicting, competing, incomplete, or, in the province's case, malicious, positions regards treaty settlements and interim Aboriginal title. FNs sit at high negotiating tables where the IT will never be invited, so it's pointlessly presumptuous for the IT to prioritize a game it isn't dealt into. It could perhaps respectfully ask its master what it may do regards FN relations, and prepare for the current chaos to continue until at least a change of both sovereign governments.

Over the last 40 years we've practically "visioned" ourselves blind. This has to be the dog-bone lowest priority imaginable, leading one to wonder why on earth it's suggested here at all. Bureaucratic rote perhaps, a mistake maybe---or whatever it might be called, it does nothing to dispel popular misconceptions that the IT gets its mandate from the electorate, and that it's therefore a form of responsible government (where the executive's policy for raising money from citizens is responsible to a popularly elected assembly.) In fact, its mandate comes entirely from the legislated IT Act; voters elect Trustees to carry out this fixed "mandate"; Trustee-candidates do not present competing policy planks to try to "win a mandate" from voters, rather, candidates compete democratically for who voters think will be best fulfill the provisions of the IT Act. Put another way, Trustees do not represent voters to the IT, but, rather, Trustees represent the IT to voters. Many Islanders misunderstand the nature of this trusteeship, and some Trustees may have unwittingly (to put it charitably) exacerbated the confusion. And it's no small matter.

Popular misconception of the IT's purpose and authority is needlessly costly in a number of ways; for example, when the Denman Island LTC tried to pass a "municipal-style ticketing bylaw"---the proposal itself perpetuating the notion that the IT had any authority to enforce it---the ensuing debate initiated a cascade of anxiety, anger, and un-neighbourliness while adding to administrative costs as controversy boiled over into extra meetings. Since the IT is responsible only to the IT Act, and not to a mandate a popularly elected assembly gets from voters, it is doubtful it has legal authority to exact money fines, just as it has none to levy taxes (the Comox Valley Regional District, which is a responsible government, is the authority that levies property tax earmarked for the Denman Island LTC.) The whole exercise was therefore a waste of time and money, and provoked some hard feelings---which contradicts many of the priorities listed above.

Many Islanders have criticized the IT for jurisdictional overreach, and gaming the system to that end. It's easy to substantiate charges that the IT has attempted to enforce non-existent "regulations"; certainly bylaws have been passed which the IT has no authority to enforce (some have already been struck down in court.) Once such arbitrariness becomes perceived as unfair, all bylaws and authority get disrespected, whether legit or not---which is catastrophic for any institution that makes and enforces rules. Denman Island's housing situation is a perfectly sad example: because secondary dwelling-regulations are so restrictive, because nearly every attempt to change them has been thwarted, and because zoning is perceived as arbitrary, unfair and prone to favouritism, about one-fifth of the population lives in "illegal" dwellings, an unsatisfactory, often unsafe system of detente (because nearly everybody knows, at least, somebody who lives in an illegal dwelling, people are reluctant to file official complaints for fear of retaliatory tattling that might affect them personally.)

Every time the IT is perceived illegitimate, it loses respect, and a kind of collusive subconscious takes licence to ignore many good bylaws coincidentally with the bad, and to dismiss legitimate authority coincidentally with illegitimate jurisdictional overreach. It would seem, therefore, one of the highest priorities for the IT should be a complete, crystal clarification of the distinction between trusteeship and responsible government, targeting both IT officialdom and its electorate.

39 Am supportive of most of the above priorities, though there are lots! My only general comment is that in the longer picture the overall IT budget has increased quite a bit in the last years, and remains focused on planning, whereas enforcement and soft outreach to the communities budgets remain low in my opinion: <http://www.islandstrust.bc.ca/.../for-website-final.pdf>. As time goes on this could be re-balanced with more towards the latter, to avoid gaps between reality and intent of the Bylaws and OCPs, and to ensure community knowledge and buy-in. Good luck with it all - sounds like an engaged group of reps around the islands.

40 Islands Trust should be included in early discussions of any issue that would reasonably affect the Gulf Islands.

Islands Trust is not being brought in early enough. We need Island Trust to be a proactive, collective voice for the totality of the Gulf Islands so we can be part of any planning process that will affect us. Currently, Islands Trust is often operating from a defensive position against various federal and provincial entities.

Perhaps because the number of voters on each individual Gulf Island is small compared to the mainland/Vancouver Island, our voices are not being heard. Islands Trust should be that voice and should demand a place at the table. Please help us protect our Islands from being used as a "resource" for government and industry.

For example, the proposal to provide anchorage for 5 large Cape size ships off the shore of Gabriola and to build an incinerator at Duke Point to burn Vancouver's garbage. Also, the proposed mining on Valdez Island. It seems we learn about many of these things from the media rather than from our Islands Trust Council.

41 Look at how to protect the rural community feel and restrictions on land use while making it possible for several seniors to live together with some common space and some private space or all in small private spaces on one lot.

42 Protection of water quality and quantity is #1 priority - without water protection none of the other is possible

without water there is no life!

43 Preserve and protect the rural character of the islands. Salt Spring is turning into a suburb.



Concentrate on things that you actually have jurisdiction on.

- 44 An effective way to manage the achievable goals would be to spend less energy focusing on areas that overlap with other governing bodies. For example, if the busybodies of the island had wanted to create a bylaw banning secondary suites, the RDN could just as easily have been the vehicle to institute such restrictions. And if they couldn't have done it, we wouldn't be stuck with such a ridiculously illogical piece of reasoning.

Let's reign in the enforcement of things like people's living arrangements as well. This situation on Berg road with Jason Van whatshisname is just tarnishing the spirit of everyone involved.

- 45 I would like to see objectives explicitly framed, or referenced to, the challenge of climate change. How can the IT be an advocate for renewable energy sources, etc?

- 46 Islands trust is supposed to speak for the community as a whole. It sickens me to see members of the trust publicly rally for or against any individual issue, such as the bridge,....we all have an opinion, but the trust as a whole should keep their personal feeling out of the public eye.

If it isn't their own personal opinion that they stand behind, surely they must know that they are only supporting a small, yet LOUD, minority.

I vote every chance I get, and this time I am very disappointed in who I helped elect into these positions.

Gabriola is much better served as a municipality in my opinion.

- 47 Make stand and office more accessible to taxpayers

- 48 Improving transportation to islands.

- 49 Within the "Preserve and Protect Mandate" Land Use Planning must occur in the context of availability of local natural resources such as Water, Waste Disposal capacity and the strength of the local infrastructure. Economic Sustainability and Development are always in conflict with your Preserve and Protect Mandate! Therefore we the people expect nothing less but that the Islands Trust Council use the "Precautionary Principle" when any plans are made to move towards Economic Sustainability!

- 50 Create a place where people can age. That means beach and trail accessibility for walkers and wheelchairs.

Eliminate dock approvals

Eliminate private beach access

- 51 These objectives could be streamlined and further clarified. There appears to be a lot of overlap and the economy seems to be getting shortchanged overall.

- 52 Reduce duplication of services, get the office moved closer (or onto) the islands, Office - staff are way too removed from the communities they are supposed to serve.

- 53 Maintaining the culture of the islands as different from urban life styles. All the amenities that exist in the urban realm need not be duplicated on the islands. The choice to live on the islands should be a life style choice that recognizes that community is the important consideration, not whether we have the latest technologies.

- 54 work to improve long term housing options not short term vacation rentals, improve regulations on agricultural land uses so as not to degrade soil and water components
- 55 Srenthen economic base. We need to encourage more tourism and small businesses. Hotels and rstaaurants here are closing and there are few jobs for young people.
- Beach access for locals and tourists are poor. The beach at Walker's Hook should be annexed so everyone can use it. There should be more financial support for hiling trails. Parc is doing a great job, but needs more financial support.
- It is extremely dangerous for people to walk or bike on the roadways. A high number of people do walk. Bike paths and walking trails by the roads should be more of a priority.
- There should be stiffer penalties for people cutting down trees and causing erosion and collapsed roadways. They should have to pay for the roadway to be fixed if they caused it to collapse (ie.walker hook)
- Tourists and locals would enjoy and appreciate the environment here more with safer access.
- Take a closer look at propery use. There are a lot of properties with poor septsics or no septic systems. (squatters)
- 56 I think the checked topics is more than enough to keep you busy!
- Many thanks for your good work.
- And please keep the bridge and the freighters and the pipeline away! I expect this comes under preserve and protect coastal shorelines and marine areas.
- Maybe I would add something like, "Work with islanders who wish to protect the Islands' way of life". I realize this is a broad topic yet I feel this is the time we must address this question:
- Do we want to be rural communities or bedroom communities that are merely an extension of the closest large city or town?
- Thanks again.
- 57 Stick to the knitting Islands Trust has little it can do on economic issues, it's just a distraction to undermine the real work!
- 58 Please always keep preserve and protect first and foremost amongst your objectives. I am concerned with what appears to be an increasing emphasis on economic development which all too often comes at the expense of caring for the natural environment, the other species who live here, and the rural nature of our communities. Let's not create the kind of environment so many of us came to the Trust Area to get away from. That can easily happen if we give too much emphasis to economic development. It is, of course, a matter of balance, but it feels as if the pendulum is swinging uncomfortably far toward development.
- 59 To sustain "island character and healthy communities" perhaps the Trust should address problems related to traffic on the main roads of the island. When the ferries empty, traffic is sometimes so severe the notion of a community connected to both sides of the road
- seems as remote as the safety of deer on the roads.
- Some of these objectives cannot be distinguished the one from the other. Eg. how do a distinguish reducing the ecological footprint from improving the natural environment?

- 60 Enforcement of bylaws.
- 61 I think the Trust is moving away from its mandate. To preserve and protect the Islands is the mandate and some of the newer initiatives move away from that and in fact create a conflict. There are other levels of Government and the Private Sector who have other mandates like economic development and relations with First Nations. It's not that these are not important, but the Islands Trust was created as a buffer to hold things like Economic Development in check in order to Preserve and Protect the Environment.
- And why does the Trust need a Vision? They have a well defined mandate.... Preserve and Protect IS the vision.
- Broad objective is to Preserve and Protect the environment, period!
- 62 It is crucial that the Islands Trust start governing rather than advocating. Both the federal and provincial governments as well as first nations and municipalities in Trust jurisdictions, do not respect or even acknowledge the Islands Trust. Zoning is being done by other municipalities in Trust jurisdiction and LTC staff is responding to referrals instead of Trustees...this is wrong.
- For far too long, marine issues have been neglected and what sets the Trust area apart from others in the province is that the Trust area is comprised of islands. If you don't protect the marine component, you are not living up to your mandate. Land based issues have always been the focus and the Trust has been reluctant to govern its shores and surrounding waters. The Trust needs to lobby the feds. and stand up to the province.
- For example, on Denman Island we do not have one public beach, every square inch of our shoreline can be tenured by FLNRO. FLNRO and Fisheries and Oceans Canada has changed the shellfish licensing and tenuring process which now allows an applicant to bypass zoning approval and receive a license to operate.
- First Nations Treaty Negotiations is another area where the Trust has been excluded from and we now see that some FN's have gone on record as saying they do not recognize the Islands Trust. This means that the zoning and LTC bylaws mean nothing in FN eyes and others are lined up to partner with them to bypass zoning regulations. This is frightening!
- Advocacy is what NGO's do- local governments need to govern and if they can't- they are a waste of tax payers \$\$\$\$\$!
- 63 Limit or do not allow Short Term Vacation Rentals (STVRs), or implement strict rules on water use, and noise. Especially restrict or eliminate STVRs in residential areas.
- Encourage more covenants.
- 64 We should not be attracting more people to the islands. There, while politically correct, quit lobbying for lower ferry fares and economic development.
- 65 The Trust costs about 10% of my tax money, I'd like to see a drastic reduction.
- 66 deal with invasive species.
- no to mining and other resource extraction on the islands
- 67 Education and support for water collection, indigenous species stewardship enforcement of by-laws - less map making and planners.
- 68

Forget the PR, less studies and more action! However, action that is for people....a change to asking what the Trust can do for people not what rules we can apply or what powers can we engender to do things to people!

Long range look ahead to the new advances in desalinization, use of ground water such as Parksville, helping to

Institute or generate Govt. grant incentives for using rainwater. Helping to prevent erosion and wasting away of

our Island due to erosion. Help with professional advice. Encourage waterfront land owners to ensure.

there are protection of properties through the expertise of local excavator firms building sea walls to

Retain the wasting land.

Encourage protection against fires and earthquakes.

Compare The cost of planning in other communities outside Trust and compare per capita costs.

Institute OCP recommendations such as 980 sq. ft. Cabins. Why retain the same 600 sq. ft. Cabins thought adequate to contain slave families in the southern U.S.! How long does it take to get things done?

Set up realistic schedules for zoning changes.

- .....a complete change of attitude.

**69** The focus of the islands trust solely on the environment is killing the islands, Making them lose all economic stability, and ability to be truly sustaining communities.

Sustainable communities need families, young people, people who actually work. Not communities that are just solely functioning on money earned elsewhere.

The aging population, the lack of full time residents, and the realistic challenges of keeping needed services on the island should start being a focus of the islands trust, but look above all you focus on is the environment?

The islands trust is also not responding to local islanders actual needs but getting more and more controlled by small group of folks, isolated from what is really being talked about by many islanders, who are fearful of actually speaking their minds on the priorities of the trust.

You can talk about your interpretation of the island trust mandate , like it is a cult, but you need to really look at what the islands need to have true sustainable communities and not just parkland.

**70** Realize that Tourism is probably the #1 Economic Generator for any/all of the Islands in the Trust. There was lip service made about 10 years ago with a conference in Duncan where there was supposed to be a commitment to enhance tourism as it is the greenest of industries in the province.

What has happened to that commitment? What is the overall attitude towards tourism. why is there not more emphasis placed on tourism as not only an economic generator but a huge source of employment on the islands.

- 71 Finding ways to reduce the carbon footprint of islanders
- 72 island sufficiency
- engagement between the fellow islands
- use best forestry practices.....thinning the forest to strengthen environment
- promote alternate energy practices
- encourage government-funded agencies to relocate on the islands..living and car facilities
- promote walking tourist opportunities
- promote the islands as IT centres
- 73 Create a plan to sunset the Trust. Now irrelevant on Bowen Island
- 74 Public Transportation on our island.....
- Water quality and use at public places....
- 75 All good but, One meeting a month. There are concrete issues. What you are asking for is theory.....give us a concrete foundation. There are huge issues on Pender.
- 76 Transportation policy (specifically BC Ferries) is a common problem for all island communities. The Trust must take a more active and proactive role in ensuring frequent and affordable ferry services. This includes water transport services such as water taxis as well as BCFerries. This must be an integral part of the priority on socio-economic diversity and economic sustainability.
- Maintain the Trust's policy on protecting island-owned and operated businesses against multinational chains.
- 77 Inter-island transportation and travel - ferry travel and passenger boats
- On-island transportation - some public transportation for each island
- Educational development - the islands as an educational site, resource, and focus
- 78 Where there is opportunity to do so, promote sustainable choices for life on the islands--maximize recycling, reduce waste of materials and resources (not only water), and protect air quality and climate.
- 79 NO BRIDGE TO GABRIOLA!! (or other islands)
- RETURN BC FERRIES TO MINISTRY OF TRANSPORTATIONS TO STOP THE EXHORBITANT FARES.
- 80 Don't waste money on empty philosophical positions. Use our money wisely to strengthen us as a region.
- 81 - Make sure that bylaws are enforceable and see that chronic violators, who are causing problems for neighbours and/or their community, are not allowed to continue
- One way to improve community engagement is to have staff, when presenting issues to the community for discussion, present a variety of options and the costs & benefits associated with

those options.

- 82 Work closer with SCR D to enforce current laws and bylaws so that violators are brought into compliance in a timely manner.
- 83 For the point 'Improve cooperation and integration with other levels of government', I would include BC Ferries or have a separate one for it.
- 84 The main objective of The Islands Trust should be to disband itself. It is an inefficient, outdated institution and a huge waste of taxpayer funds. Get rid of The Islands Trust!
- 85 Trust Council should study community demographics - aging population, exodus of young families, declining school populations, threatened status of island schools, poverty, drug and alcohol abuse, paucity of jobs - and develop priorities to address some of these problems. In my opinion, many of them were caused by overly restrictive policies of the Trust.
- 86 Bylaw enforcement, without it there is no point in having them.
- 87 Maintaining rural character of islands - One major problem with improving quality of islands experience is the net reduction in local work economy, particularly farming, forestry and related industries. The islands can't be all about retirement and tourism. This will actually require sustained work to ensure that local business is supported and encouraged, far more than the Islands Trust is doing right now.
- 88 Too much motherhood. Very little people representation. Per capita we have way enough dedicated park land/ spaces. Cannot keep them up now.
- 89 What about deer? Out of control and no one is doing anything.
- 90 The trust has to become more than a simple structure to enable bylaws to restrict rights of individuals, the process often simply increases cost and delays effectiveness without any benefit. The process of dealing with the trust should be much more simple and not quite as black and white in its interpretation. There is a growing distrust about what the trust says vs what the truth and real reason for the direction or action that is taken.
- I believe the cost so far outweighs the benefit at this time, it is time for an overhaul and change of direction if the trust is to remain in place with the same mandate. It will never be abolished but the islands one by one can opt out saying they do not wish further intervention in their life. That will only increase the costs to the remaining residents.
- 91 In addition to environmental protections and enhancements, as the only local government I would like to see the Islands Trust start to address social economic issues providing leadership.
- 92 Continue to present the Islands concerns to BCFerries. Fares are one issue but throughfares in particular. During trips, I have experienced a throughfare, with a guaranteed connection, that worked beautifully. Sadly, this is not a permanent arrangement and missed connections are the norm; this doesn't have to be the case as evidenced previously.
- On another note: One thing that we have noticed on Tsawassen-Swartz, or reverse, sailings--we have never been told which islands we were passing as we sailed through Active Pass. This is a cost free marketing tool for the Islands, just have the Captain point out which is which, for the information of tourists.
- 93 Clarify Land Use By-Laws. They are vague and contradictory.
- 94 Lobby provincial and especially federal governments to strengthen marine protection laws and add

many more coastal marine protected areas.

- 95 We feel working with other levels of Government in a more cohesive manner is of tantamount importance, not just making policies in an "Island Centric" bubble. We believe the Island trust needs to take into account the reality of growing populations on the Islands and on Vancouver Island equally. The Islands are an integral part of Vancouver Island life and are not as isolated as they once were and this reality needs to be accounted for. The Islands in the Trust should be as accessible to Vancouver Island residents as they are to Island residents as the parks, roads, shores and other publicly cared for resources are publicly supported by all residents in BC.

We also believe the Trust needs to be realistic and responsible in it's lobbying roles where BC Ferries is concerned and consider very carefully which battles to wage in respect for ferry funding. For example, supporting a proposed bridge to Gabriola may make economic, cultural and political sense for the Nanaimo and Cedar area while a bridge to Saltspring or Pender Island may actually have negative impact on those factors.

- 96 Educate the communities on how to preserve and protect

### Question 3

If Trust Council could work on only three broad objectives for the current term (in addition to its essential operations), which three would you choose?

Based on 196 responses, the top three objectives identified were:

1. Preserve and protect coastal shorelines and marine areas
2. Protect quality and quantity of water resources
3. Protect the natural environment of islands

| Answer Options                                                                             | weighted | 1 <sup>st</sup> choice<br>(3 points) | 2 <sup>nd</sup> choice<br>(2 points) | 3 <sup>rd</sup><br>choice<br>(1 point) | not<br>weighted |
|--------------------------------------------------------------------------------------------|----------|--------------------------------------|--------------------------------------|----------------------------------------|-----------------|
| Preserve and protect coastal shorelines and marine areas                                   | 225      | 42                                   | 37                                   | 25                                     | 104             |
| Protect quality and quantity of water resources                                            | 220      | 38                                   | 40                                   | 26                                     | 104             |
| Protect the natural environment of islands                                                 | 209      | 33                                   | 40                                   | 30                                     | 103             |
| Enhance / protect / restore community socio-economic diversity and economic sustainability | 153      | 37                                   | 13                                   | 16                                     | 66              |
| Improve organizational cost effectiveness and resilience                                   | 73       | 12                                   | 11                                   | 15                                     | 38              |
| Improve cooperation and integration with other levels of government                        | 60       | 6                                    | 12                                   | 18                                     | 36              |
| Reduce our ecological footprint                                                            | 50       | 8                                    | 7                                    | 12                                     | 27              |
| Improve community engagement and participation in Islands Trust work                       | 43       | 5                                    | 9                                    | 10                                     | 24              |
| Create a vision for the Islands Trust Area                                                 | 42       | 7                                    | 6                                    | 9                                      | 22              |
| Strengthen relations with First Nations                                                    | 34       | 2                                    | 8                                    | 12                                     | 22              |
| Improve community and agency understanding and support of the Islands Trust                | 31       | 5                                    | 2                                    | 12                                     | 19              |



#### Question 4

Within the 11 proposed objectives, or those you suggested in question #1, are there any specific strategies or activities you would like Trust Council to undertake this term? (Please note Trust Council's role does not include economic development, local zoning or land use regulation.) Please write your answer here.

We received 119 responses to this open-ended question.

| Number | Response                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|--------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1      | Ensure that the existing anchorages for large vessels, and any proposed new anchorages (eg. those proposed off Gabriola Island), do not adversely affect the coastal marine ecosystem of any of the Gulf Islands. Also ensure that these anchorages don't negatively impact the quality of life for the residents of the Gulf Islands.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 2      | <p>If your role does not include economic development then why are you promoting it? for example, STRV's as what some are calling "mortgage payers".</p> <p>After re-reading the Trust Act it is clear that PRESERVE AND PROTECT is paramount and this should be your #1 strategic goal. Within that Preserve and Protect mandate the priority has to be water resources. Next would be environmental integrity of this island which includes fauna and flora preservation.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 3      | <p>Gather information that helps TC make good environmental decisions because our ever expanding footprint hurts everyone and those who put money-making before environmental sustainability hurts our communities-at-large.</p> <p>Hydrological studies, geological surveys and biological assessments are important tools and should be created or updated to assist in thoughtful decision making.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 4      | <p>Section 3 of the Islands Trust Act states that the object of the trust is to preserve and protect the trust area and its unique amenities and environment for the benefit of the residents of the trust area and of British Columbia generally....</p> <p>I can think of no greater immediate threat to that object than the ever-increasing designation of freighter anchorages throughout the protected waters of the Gulf Islands and now, along Gabriola Island's Salish Sea coastline. There are currently about 30 anchorages among the Gulf Islands, and the CEO of the Pacific Pilotage Authority said last week that they "desperately" need 10 more (including the five proposed for Gabriola Island).</p> <p>This is no longer just a Gabriola issue; it affects all Gulf Islands. The marine shipping industry will need more and more anchorages as trade grows, and they will resort to increasingly dangerous anchorages as the need increases. The "anchorages model" is at a breaking point.</p> <p>Freighter anchorages introduce an unacceptable industrial activity into the only area of British Columbia whose uniquely pristine qualities and environment are legislatively protected. Their presence violates the intent, spirit and specific language of the Act. These anchorages help the marine trade industry, but I can think of no way in which they benefit the Gulf Islands or its residents. I would hope that the Islands Trust would</p> |

champion the cause of fighting new anchorages along the Gabriola coast, and removing all freighter anchorages from the Trust area.

- 5 More education and public awareness of the climate crisis we are facing.
- Provide directional policies in the trust policy statement to LTCs for climate actions at the planning level.
- Actively promote the important role of the Islands Trust and its successes to date in protecting and preserving the islands.
- Provide more financial support to local organisations for projects that support the Trust object.
- 6 Determine the health of our fresh water supply. Place a moratorium on all development until it has been determined that we have the fresh water to support it.
- 7 I would like to see a focus on preventing the Pacific Pilotage Authority from anchoring cargo vessels off the shore of Gabriola Island.
- 8 Recognise that the majority of the IT area, to be 'preserved and protected' for all the people of the province, is marine space! Develop policies necessary to ensure the islands' public beaches remain available primarily as recreation resources for the people of the province, as originally intended. Also address harmful effects of shore and marine activities such as frequent industrial driving on beaches and industrial geoduck production, with its tremendous damage to intertidal and sub-tidal substrates. Promote more responsible attention to emerging issues such as 1) the ecological effects of the micro-plastics now ubiquitous in marine environments, their causes and possible solutions; 2) PCBs and other complex organic compounds generated from past industrial activities that are currently stabilised in marine sediments and the potential for intensive shellfish aquaculture to mobilise these extremely toxic substances in the marine environment; 3) the role of forage fish such as herring, sand lance and others in the IT marine environment and the need to control / eliminate activities harmful to their wellbeing.
- 9 Protect forage fish habitat- ban driving on beach to protect spawning habitat.
- Monitor shellfish aquaculture carefully.
- Get lease holders to remove anti predator nets.
- Push for a recycling,/refund program for found stray plastic aquaculture materials washed ashore to reduce leaching of plastics into fish habitat.
- Post signage and educate public and industry and govts as to the special status of Baynes Sound; many bird, fish and mammal species depend on the good health of the unique habitat it provides.
- Use this designation in tourist brochures.
- 10 Consult with local business before undertaking and spending tax dollars on schemes that are technically outside of of Island trust mandate.  
Examples are aquaculture and agriculture.
- 11 I think it is up to the Island Trust to formulate their own strategies to undertake their objectives and the objectives suggested in this questionnaire

- 12 No density increase outside the existing villages. No subdivisions, no developers' schemes.
- Keep explaining to the public what the Trust is responsible for and what it does not cover.
- Keep to the precautionary principle, particularly to do with water.
- Don't let bullies take over meetings.
- Listen to people with an open mind.
- 13 Work together with all parties concerned, to remove the proposed ship anchorages off Gabriolas shoreline.
- 14 Clarifying, by the Islands Trust Council, of its role and engagement of the general public in any way possible. Having put this forward, I realize capturing attention is one of the hardest issues especially with a limited media budget. As the incorporation study unfolds its findings, I am concerned that the impact on the function of the Islands Trust will not be understood because of a lack of insight into the function of the Trust Council.
- 15 Seems to me the priority of the Trust Council should be to protect the unique natural environment of the Gulf Islands including its shorelines and marine areas. The recent proposal by the Pacific Pilotage Authority to anchor five cape size ships off the shore of Gabriola runs counter to everything the residents of the Gulf Islands and the Trust Council stand for. I believe the Trust Council must use every tool at its disposal to stop this particular proposal and to also ensure none of these vessels is permitted to anchor anywhere in the Gulf Islands.
- 16 So what is your role? I obviously have a completely erroneous idea of what the Trust Council is all about, and I'm guessing a whole lot of other people do too. If the Trust council does not have a role in zoning or land use, shouldn't trustees keep their opinions on the Bullock Lake development, John Quesnel's activities etc. to themselves?
- I thought that creating a vision for the Trust was most important but on second thoughts, perhaps understanding the Trust's role in the community should be first priority.
- 17 I think Islands Trust should work on preventing anchorages off our shores of large ships.
- 18 Strong voice opposing any tanker anchorages and specifically this year and for as many years as necessary to oppose any new tanker anchorages.
- 19 Protect our shoreline
- 20 preserve and protect our shoreline and marine life - put a stop to the proposed large ship anchorages for all the gulf islands
- 21 Defeating the Department of Transport's anchorage proposal.
- 22 Be truly commitment to Supporting grassroots groups that share your objectives particularly ...the following: preserving and protecting our shoreline and marine life and protecting the natural environment of the islands.

- 23 See above comments
- 24 1. stopping the proposed anchorages along Gabriola's east shore is of vital importance.
2. A serious look at implications of climate change on the islands ; how to manage negative impacts and and long term plans to create collected community water supplies.
3. Support, promotion and encouragement of community initiatives such as "Gertie" on Gabriola to reduce pollution. I have heard that there are a # of people who are against continuing this program because it will affect taxes.
- 25 1. Require cisterns for all new houses sufficient to provide water for gardens, toilets, and washing. It is totally irresponsible not to do so. Yes, it will cost money. And yes, you can take this on.
2. Declare broom a noxious weed and give owners 5 years to pull it out. Yes, it will cost money.
3. Permit trustees, such as Gabriola, to have independent positions on some issues--- such as anchorages-- some anchorages are necessary so a campaign to ban all anchorages is ridiculous and guaranteed to fail. - but Gabriola is about the worst place to plan anchorages for large freighters- if our trustee adopts an overall Islands trust position, it will be detrimental to Gabriola as we need to promote the location of anchorages elsewhere.
- 26 the anchorages proposed off the coast of Gabriola are scary...an ecological disaster waiting to happen.
- Preserve and protect our coast should be highest on your list of strategies.
- 27 previously stated.
- 28 Continue work on oil spill prevention and protection
- 29 I would like to see what the Trust can do to challenge decisions about the coast and the tankers made by the Port Authority and to suggest or ask about the reasons for the big backups for the tankers that require their holding spots in our area - what about re-scheduling or having a system that does not mean such numerous ships in port waiting around -
- 30 Please make sure that we do not get those anchorages for tankers off Gabriola's NE coast.
- 31 See above
- 32 Make a film on the Islands Trust! Show it on the ferries to the islands. Show it before every local trust council meeting. Show it everywhere. Sell, sell, sell the idea of the Trust and our wonderful islands (all of them), and why we need to preserve them forever. The Trust is a wonderful idea. One of a kind. A model. SELL this idea.
- 33 All levels of government with any authority must be engaged in the shoreline protection. Anchorages of these huge cape vessels (too big for the Panama and Suez Canals). Other options must be chosen than the Pilotage proposal for the Gabriola shoreline. This is not a NIMBY issue, but concerns all Gabriolans.

- 34 Proactively support the grassroots groups rejecting the Anchorage Proposal(s). Make the position of the Trust
- Council known to different levels of Federal and Provincial governments. Ask for face-to-face meetings with highest levels, support petitions, write letters.
- 35 Take an active role in opposing anchorage increases for all Gulf Islands by working with provincial partners and regional organisations currently working to keep industrial freighter traffic out of the Georgia Strait.
- 36 Please review the use of walkers hook for an industrial agriculture use. It impacts the environment and the community. It produces fish that is shipped to Japan, and should not be consider agriculture. The noise was never a factor in the original application and the group who approved this should be held legally accountable.
- 37 Discourage the development of LNG plant (or any further development of that type) in Howe Sound.
- 38 As mentioned earlier - desperately want Islands Trust to fight for us in stopping the proposed anchorages off of Gabriola Island's northeast shore. Establishment of these anchorages goes against everything Islands Trust stands for and what we, as residents of this island, need the forcefulness of Islands Trust to help in this fight. Not just for Gabriola but for the gulf islands generally. Our experience here on Gabriola has highlighted the extreme pressure for huge corporate interests in shipping to use gulf island waters as parking lots for huge freighters - this pressure will only escalate with time so Islands Trust needs to help put a stop to establishing this sort of industrial activity directly off gulf island shores - its nuts!!
- 39 Encourage, promote, and defend policies that support the rights of all citizens to have safe and unfettered access to basic recreational use of marine beaches, ie walking and swimming, through 1)strengthening and enforcing restrictions on driving vehicles on beaches; 2) protecting public access by securing untenured beach areas; and 3) upholding Federal, Provincial, and Local laws and regulations which prohibit practices in the Shellfish Farming Industry which are unsafe and/or environmentally threatening.
- 40 right to light regulation
- 41 Strategies to enable us to work effectively with provincial agencies, the feds, and First Nations to come to agreements on the steps needed to protect our beaches and on the implementation of these steps. We must approach this work cooperatively. And we must not back away if our invitation is shunned.
- 42 lobby for reasonable ferry service at reasonable cost
- encourage farming and local food production
- 43 It is slightly dismissive to describe what the role of the Trust is not, when the Official Community Plan very much incubated by the Trust is a foundational document which fundamentally colours all of the above...
- 44 Proactively seek out connection with local First Nations Tribes and invite them to participate in community information sharing, education, environmental stewardship and Trust-wide visioning.

- 45 Include many islanders in the visioning process.
- 46 Interesting: Why not state what you roll is instead of stating what your roll is not! I am confused.
- What is the jurisdiction of Island Trust and what is CRD?
- My experience most staffer do not know either.
- How can you protect if land use is not of your mandate.
- On Wise Island we have now two monster houses north and south end. North end monster is 4 floors from the ocean!! Some one granted them a height relaxation. Build for a couple. Preserve environment?? I don't think so.
- I pay property tax. I have not an issue contributing to the common coffer but I expect a place to drop of the garbage (included in my tax bill).
- 47 Strictly enforce the original Trust mandate, do not let local zoning laws run rampant (or even violate at all) the Trust mandate to preserve the natural environment. The natural environment is not a factor to be balanced or weighed against, it is an absolute.
- 48 Enforcement of policies.
- 49 You are actually saying that your role is so limited as to be irrelevant, if you can not work with communities to create livable communities you are actually part of the problem We spent several years developing local official plans which do have economic and land use related policy statements in them. Now we need strategic partnerships which will move all of the islands forward on issues of community sustainability.
- 50 Lobby the Federal and Provincial Governments to create protected marine areas.
- Fight against any aquaculture proposals for the islands.
- Defend the GINPR against further fragmentation by cycling routes and trails.
- Protect shorelines from hardening, docks, riprap, seawalls
- 51 - Public education about human / nature interactions on a long-term basis in the Trust. Vision on how Islanders live in a way that protects these ecosystems. (beyond zoning and what is allowed in the bylaws.) Eg. do we manage the animals in the ecosystems? what endangered ecosystems need special attention? What should we do on the beaches to make sure forage fish make their way up the food chain?
- We pay taxes but are effectively left to fend for ourselves because we are "inaccessible" islands. This isn't fair and something needs to be done about it. Either service our islands or stop taking our money and let us use that money to organize ourselves.
- 52 Put into effect an educational program to clarify the distinction between a trusteeship and responsible government. Too many people, including both Trustees and electors, incorrectly conceive the IT as a kind of representative government with authority to tax and fine, often initiating inappropriate expenditure of IT resources, and occasionally costing applicants money they shouldn't have to pay in order to comply with regulations that either don't exist, or for which the IT has no authority to enact or enforce.

I've heard (and it's on public record) Trustees who actually believed the IT has taxing authority---how can this be? I've also noted (and it's on public record) Trustees playing fast and loose with the facts (we we told, for example, that we had a choice between accepting a ticketing bylaw, or letting the LTC increase taxes to pay for bylaw enforcement---when, in fact, the LTC has absolutely no authority to levy taxes at all, let alone raise them, and has no authority to exact fines for bylaw infractions). Again, how can this be?

The IT puts itself in the unenviable position where it must excuse this kind of behaviour either by admitting malicious duplicity, or incompetence. Granting the benefit of the doubt, I'll recommend the IT educate its Trustees from the moment of their nominations, as to the actual status and authority of their office, in order to make it crystal clear to their electors that TRUSTEES DO NOT REPRESENT ELECTORS, and that the TRUST "MANDATE" IS IMMUTABLE AND CONTAINED IN THE ISLANDS TRUST ACT, and that TRUSTEES DO NOT GET ANY MANDATE FROM THEIR ELECTORS, and ARE NOT OBLIGED TO REPRESENT EVEN A UNANIMITY OF VOTER OPINION, LET ALONE A MAJORITY.

This is important because, as it is, many Islanders do not believe or respect the IT for the reasons noted.

- 53 Take a serious look at sustainability. Age diversity, housing solutions by zoning, and allowing more business zoning.
- 54 I'd like the islands trust to get the message out to the wealthy that they need to pay for affordable housing.
- 55 Limit commercial extraction of water. Limit development of larger mono-agricultural businesses such as vineyards. Allow secondary rental buildings on large land parcels. Work to see septic systems and proper septic initiatives are enforced with bylaws.
- 56 Need to have more enforcement and outreach with communities, as there are too many gaps between bylaws and reality on the ground. I know most of the IT staff are planners, so there is a risk that the IT continues to do mostly planning and not enough education and enforcement, and feedback into the system. Viewed from Hornby the ITC feels quite far and remote.
- 57 Closer communication with various cities and Harbour Authorities. Since the economic interests of these entities are not aligned with those of the Gulf Islands, Islands Trust should be included in planning and discussion that could affect the Islands.
- 58 Oh my issue might have to do with land use: seniors co-housing (see question#1).
- 59 Prepare to influence and work within Prov Gov't Water Sustainability Act. Use all currently available resources including Gulf Islands Groundwater Protection Regulatory Toolkit.
- Provide financial and staff support to islands citizen groups (Water Stewardship groups) to develop Water Sustainability Plans. This needs to include research to inform plans and substantial community development/involvement to ensure buy-in.
- Within Islands Trust Role.....deal with water extraction and sales on the islands.
- 60 water, water, water!!!

- 61 The proposed objectives are already quite a load to realize.....
- 62 Deer are destroying our islands.
- 63 With open minds examine the possibilities that a Gabriola bridge could bring to the community. A bridge could be the best way of providing transportation to this community.
- 64 Preventing coal tankers.
- 65 Be prepared to act to preserve and protect in the eventuality that the BC government's feasibility study on a bridge linking Gabriola - Mudge - Cedar leads to a proposal to build a bridge
- 66 Please do not address Economic Development, we feel that is not in your mandate and is in conflict with the Preserve and Protect Mandate
- 67 Well you had better start making land use your business. Fresh water preservation is critical. Salt water intrusion a reality and 100 home developments in the works. Cisterns and water collection should be a mandate for all new development.
- 68 drinking water is the most critical issue. A long term plan must be developed and implemented as soon as possible.
- 69 Regulations / bylaws need to be more in sync with reality and needs of the islands. Why is it someone can move a trailer onto a property, live full time there with no requirement for a building permit - yet when someone wants to install a rainwater catchment tank to water their garden the requirements of permits, engineering, etc make it totally cost prohibitive. Regulations need to be relaxed to encourage such activities. Call off the CRD pitbulls!!!!
- 70 Support local zoning by encouraging trustees to abide by the by laws as presently exist. If changes are necessary, encourage trustees to go to the community to ask for change.
- Encourage the articulation of policy statements regarding protection of the environment, both human and other, which will guide and strengthen decisions made at the local island level. e.g. could there be an overarching statement regarding the placement or existence of cell towers on the islands as the municipalities of BC have encouraged.
- When considering new economic development, make sure that the island economies and natural habitat are being served and not those of any proposing corporation or consortium.
- 71 There needs to be a better connection of islands trust to economic development, zoning and land use as they are all interrelated with taking care of our islands.
- Revitalize the tourism integrate tourism with shoreline access. People need to come here for a reason, not just the market.
- Tourism will be critical for the sustainability of the island economy whether it is restaurants, hotels, shops or activity based businesses. We need to broaden the economic base and if small industry such as Salt Spring Coffee Company is discouraged, then we need to focus on economic sectors that are acceptable to the



island population.

- 72 Bridge to Nanaimo. No!
- 73 Stop navel-gazing and playing political games with "visioning" and austerity objectives. Focus on environmental protection and make a real difference with the mandate you have been given.
- 74 Water and alternate ways of collecting water.
- 75
- Create a Vision that implies the unique lifestyle and eco-friendly tendencies of the Islands, created as if the islands were a newly independent nation
  - Bring forward an 'island separatist' movement to gain international attention on major issues (tanker traffic, etc.)
  - Modify all official documentation (especially what is visible from local residents and tourists) to illustrate that the land is "Unceded (\_\_\_First Nation Name\_\_\_) Land". Thousands of historically educated people, artists, businesses, events, etc. use this format.
  - Obtain Organic Certification for the whole area, helping the few farmers who won't or can't switch to fully Organic accelerate their intergration.
- 76 It is bewildering to read the claim that the Trust Council's role "does not include economic development" or is it that only the local committee of the Trust stood in the way of the SS Roasting Company?
- In view of the increased power and number of the automobiles perhaps the Trust should try to encourage greater road safety on the Gulf Islands by lobbying the Transportation ministry for greater attention to island roads as for example, painting lines, keeping up the shoulders, identifying hazards and so on--all of which might come under the heading "healthy communities",
- A strategic plan which does not include maintenance of the road system as a key to healthy communities and "preserving and protecting" the residents of the island both human and non-human, I do not see as being very helpful.
- 77 Aggressive enforcement of Trust bylaws.
- 78 Protect the Environment, Preserve the unique Island environment from encroaching development.
- 79 Stop advocating and start governing! Create blanket marine protection policies for the whole Trust area as was done with fish farms.
- 80 It is essential that the Island Trust informs in a very clear and objective manner the role it has between the various levels of government, all and every stakeholder, with all the means at it's disposition, to achieve the goals mentioned in the previous question.
- It would be also beneficial to all stakeholders to provide a greater understanding of all those means at your disposition: the practical tools, level of influence in the political arena.

More specifically with regard to question number one, regarding the protection of the

environment, it would be essential that we are provided with an overview of what it represent for you (suggestion of an overall plan and objectives)

- 81 Deal with the issue of unauthorized, private use of the foreshore.

There are many unauthorized encroachments on the foreshore including docks, patios, land infill behind retaining walls and rip rap that occupy sensitive ecosystems that should be protected for use by the public and for preservation of habitat such as surf smolts spawning grounds.

This is an ongoing issue that does not see a lot of enforcement because the land area below the foreshore is owned by the Province but administered by either a municipality (in the case of Bowen) or a regional District.

The Islands Trust could play a pivotal role by advocating for preservation of the foreshore.

It is the mandate of the Island Trust to "Preserve and Protect the natural environment. I ask you - what better area to protect than the foreshore?

- 82 More publicity regarding the Islands Trust and it's objectives

- 83 The community does not fully appreciate or understand the value of the Trust and its broader role. More information (e.g. Tides insert) could be published to increase awareness. People don't support what they don't understand, as I was once told.

- 84 More education on water and protection of echo systems in publications, community bulletin boards and support to encourage water collection and land stewardship

- 85 Have confidence in local excavator firms by encouraging them to protect our shoreline from erosion.

Change attitude of Trust to doing things for people not to people. Improved attitude towards Trust must be earned.

Test all well drinking water through grants to cover part of cost

Encouragement to cut broom and noxious weeds.

Look at groundwater and new advancements in desalinization, if poor countries can afford then

Why cannot Salt Spring

Trim costs and plow one third of savings into grant incentive programs.

- 86 I think that even if you are convinced your role is not economic development ( which i would argue against) , I cannot see how you cannot view maintaining the community needs in the island trust mandate. Why not work on things such as attracting doctors, nurses etc to the area, so residents can get their needs met on island.

Why do you say that economic development is not in your mandate but relationships with first nations is? I believe that this survey shows how much bias there is in the mandate of the trust?

To quote the act: The object of the trust is to preserve and protect the trust area and its

unique amenities and environment for the benefit of the residents of the trust area and of British Columbia generally, in cooperation with municipalities, regional districts, improvement districts, other persons and organizations and the government of British Columbia.

Why are you only interested in ecological priorities, and nothing about the community, the unique amenities (from being able to maintain marinas and their economic stability, Ability to use boats to access your homes, ability for families and older folks to live and work in these unique communities, and to care about the community and not just stopping development and change? How can I even expect my voice to be heard when this survey is clearly asking the same questions over and over so you can state you consulted us?

87 See note written above.

88 reducing carbon footprint of islanders

89 1) Advocacy against the industrialization & commercialization of the Salish Sea. What is the carrying capacity of the Salish sea for marine wildlife & shipping traffic?

2) The terrestrial concerns for the islands is potable water supplies & freshwater for firefighting so within these area the protection of watersheds & wetlands is paramount. Close at hand in the time frame of less then five years, fresh water supplies will be the most valuable commodity in the Southern Gulf Island if not the province of BC.

90 answered in prior quesion

assist the ferry corporation to understand - if the islands win, they win....we're together in this

promote more visitors to the islands

support the local folk who seem to have a very longterm interest in their island....show you are listening

All islands are hurting economically....that must be solved.

91 I thought Islands Trust only deals with local zoning and land use regulation, so I'm confused!

What is the community plan all about if not planning thru zoning????

How do we preserve and protect if not thru zoning?

So I guess a higher profile for yourselves and your mandate.... What do our taxes pay for here?

On Gabriola we are "village visioning". Planning help with that would be great. And some financial support for the Gabriola Commons....island green space, gardening and community activities.... would also be great. Does it fit within the Islands Trust Fund? Why does that name....not better describe what is going on....ie land ownership by IT. Or am I confused again?!!

92 - Enter into discussions with the Bowen Island Municipality to exclude Bowen from the Islands Trust.

- Conduct a survey similar to this one for Bowen residents to gauge public opinion as to the value or lack thereof of remaining in the Trust.

- hold an open house on Bowen to explain the value proposition

- Respect the broader community wishes if deemed islanders feel there is no value in remaining in the Trust.

93

You need an island long term business and environment plan: it doesn't matter how and why they did what. We have to start doing it right.

What do you want Pender to look like?..... and how are you going to fund it?

We need strong environmental protection and a healthy community. We need a strategic goal.

I do not believe a garbage industry is appropriate for the Gulf Islands. The Gulf Islands are the wrong location for industry. Place animal proof dumpsters strategically placed and completely removed when at capacity. We already are overrun by rats and farrol cats that are fed. They are decimating our native ground birds and birds in general. Our natural environment is a disaster. Get rid of the cats and rats. We have Owls to look after rodents.

Our drinking water lakes are surrounded by houses. We must stop allowing properties from using fertilizer. An example is all the lily pads at Magic Lake. Notice they grow right in front of the greenest lawns. It will eventually fill in completely. Run off from vehicles also occurs. Fish should be introduced for a healthy ecosystem.

Industry should never be allowed on ocean front. The damage is great and constant and is unsightly environmentally and esthetically. No oceanfront industrial parks should ever be allowed. Wrong location.

All invasive species (that spread) should not be allowed on ones property or elsewhere.

When one mows down swaths of trees and it is left, broom and gorse grows. There should be a time limit for abandoned land. Disturbed soil gives Broom and Gorse a foothold. This should never be allowed.

We should have pride in our properties. Yards should be tidy and waste removed from Pender. No collection of garbage allowed. It harbours rodents and industrial leaks and it unsightly. CRD needs to be involved.

Do you want a half empty, cottage industry? How are you going to keep the community healthy?

Do you want young people to live here? How are they going to earn a living?

Do you want Pender to become an industrial island? What will that look like? Industry is unclean and damages our ecosystem.

Do you want to take care of seniors? How is it going to fund their needs?

Do we want tourism? Do we want a beautiful island that we can show to BC.....and supports healthy economics.

We need healthy shorelines and ecological health.

We need Pender to be healthy and beautiful.

We need healthy economy with beauty with BC tourism in mind.

Farming.....employs few.....but is good.....

- 94 the priority on socio-economic diversity and economic sustainability.
- 95 We HAVE to move towards creating more Marine Protected Areas. If we don't protect our oceans we will have no food, no air to breath, no water . . . it HAS to be done and SOON!
- 96 An overall strategy for the development of education on the islands. Each island to play a part; education not just for islanders, but for visitors and short term residents too. Instructional resources drawn not only from the islands and islanders, but attracted from all over the world.
- The Gulf Islands, as we all know, is first and foremost an attractive place to be. We should take advantage of that by making an effort to attract the most interesting people in the world and putting them together here so we can all learn from them. Our attitude would be a mixture of tolerance and curiosity.
- 97 Enhance the movement of people and things in a more Enviornmental way. More bike and waking paths. More electric cars or only electric cars on Islands.
- 98 how about organizing a simultaneous shoreline cleanup on all the island?
- 99 Prohibit construction of a bridge to Gabriola.
- Convince province to return BC Ferries to the Ministry of Transportation and reduce exhorbitant fares.
- Protect water and land environments from development, shipping and commercial activities.
- 100 If the Trust's role does not include "economic development," why have you included that as an item in your list?
- 101 Perhaps the Trust could have at least some staff who are well versed in legal issues and able to help the Trust draft bylaws that meet the needs of citizens and are enforceable. This person could hopefully also advise the Trust on how to proceed in order to obtain compliance from bylaw violators who refuse to comply.
- Having a "planner in the park" day as happened here on Salt Spring is a good way to inform people about the Trust and its work.
- It would be good for the Trust to make use of the film footage it has to produce a good, short film about its role and work.
- Limitations on development, such as respect for zoning requirements, moratoriums to protect water resources and house size limits can help reduce our ecological footprint.
- 102 The Trust Council should provide clear direction to SCRD to facilitate bylaw enforcement where violations occur.

- 103 None at this time!
- 104 WASTE OF MONEY. TIRED OF ISLANDS TRUST! ENOUGH ALREADY. END THE ISLANDS TRUST.
- 105 The governing body is too large given the population served. The system of governance needs paring down.
- Your position that the Trust has no role in economic development is naive. Control of land use which is clearly a veto role of the Council if nothing else impacts possible economic drivers which might utilize land in the trust area in a more socio-economic viable way.
- 106 Encourage each LTC to circulate, through local news publications, a survey to get a true consensus of the community's priorities. So few people participate in LTC meetings that I think our trustees get a false impression of what the community really wants.
- Prepare a list of economic activities thought to be relatively sustainable and "low footprint," and discuss ways to promote these on the islands.
- 107 shoreline protection. reduction of new construction over and at the shore regardless of "grandfathered" rights
- 108 Enhance / protect / restore community socio-economic diversity and economic sustainability - However, sustainability needs to be as much about ensuring they're sustained as it is about their being sustainable within resource availability and recovery.
- 109 Reduce spending, be more efficient. Why does the Trust and CRD have duplicate GIS programs? Why do staff, ratepayers and Trustees travel back and forth to Oak Bay when the office could be in Sidney or even have planners actually based on islands - why do a majority of our island tax dollars have to be spent outside of our communities? If you want to stimulate the island economies, perhaps having staff living in those communities would be a good start. As it stands, staff are so disconnected with the communities that they serve and push their personal agendas on the community, rather than listening to and respecting the wishes of the islands.
- 110 If the Trust is going to oppose municipal government on SSI, then it must take on the municipal government function. All three trustees should reside on SSI. The number should be expanded to five. It should expand its role to include economic development, health service delivery, road maintenance oversight and public security.
- 111 Protecting precious water supplies by charging for water usage by meter. Not flat rate but actual metered rates, based upon usage.
- 112 Communication of priorities and what they mean and how they will be achieved...an action plan.
- 113 Lower Costs of BC Ferries
- 114 Strengthen relationships with other levels of government and First Nations.
- 115 Unite the island instead of constant bickering it would be nice to see more happen on island.
- 16 support/educate about residence rain water collection

support /educate re: septic systems and waste water /residential and commercial

- 117 Encourage the islands to deal effectively their kitchen and green waste by composting on island.
- 118 to work with the other levels of government on a transportation plan as BC Ferries' apparent lack of concern for all Vancouver Islander's needs and economic limitations is causing hardship and inefficiency in all our lives equaling more stress, lost opportunities, etc, which is affecting us all negatively....including the environment.
- 119 Trust to take more of an educational approach to land use planning along with it's more traditional role

## Question 5

Assuming Trust Council's operational expenses are already covered, how would you allocate any additional Trust Council funding to each of the proposed objectives? Please allocate the percentage you would like to spend on each topic, and be sure it adds up to 100. Do not use the "%" sign in your answer.

Based on 176 responses, the top three areas of funding allocated were:

1. Enhance / protect / restore community socio-economic diversity and economic sustainability
2. Preserve and protect coastal shorelines and marine areas
3. Protect quality and quantity of water resources

| <b>Budget allocation (176 people allocated \$100 each)</b>                                 | <b>%</b>    |
|--------------------------------------------------------------------------------------------|-------------|
| Enhance / protect / restore community socio-economic diversity and economic sustainability | 20%         |
| Preserve and protect coastal shorelines and marine areas                                   | 19%         |
| Protect quality and quantity of water resources                                            | 14%         |
| Improve organizational cost effectiveness and resilience                                   | 12%         |
| Strengthen relations with First Nations                                                    | 6%          |
| Protect the natural environment of islands                                                 | 5%          |
| Reduce our ecological footprint                                                            | 5%          |
| Improve cooperation and integration with other levels of government                        | 5%          |
| Create a vision for the Islands Trust Area                                                 | 4%          |
| Improve community engagement and participation in Islands Trust work                       | 3%          |
| None of the above (14 people chose to allocate some funding to this option)                | 3%          |
| Improve community and agency understanding and support of the Islands Trust                | 3%          |
| <b>TOTAL</b>                                                                               | <b>100%</b> |



## Question 6

### How did you hear about this survey?

Based on 186 responses, the top three ways respondents heard about the survey were:

1. From an Islands Trust subscriber email
2. From a community blog or website (non Islands Trust)
3. From an article in a newspaper

| Answer Options                                       | Response Percent |
|------------------------------------------------------|------------------|
| From an Islands Trust subscriber email               | 25.6             |
| From a community blog or website (non Islands Trust) | 15.9             |
| Other (details below)                                | 15               |
| From an article in a newspaper                       | 14.2             |
| From a trustee                                       | 6.1              |
| From an Islands Trust newspaper advertisement        | 4.9              |
| From an online advertisement                         | 5.3              |
| By visiting the Islands Trust website                | 4.5              |
| In a coffee shop                                     | 4.1              |
| From an Islands Trust poster                         | 2.4              |
| From an Islands Trust staff member                   | 2.0              |
|                                                      | 100%             |

| Number | "Other" detailed response                                                                    |
|--------|----------------------------------------------------------------------------------------------|
| 1      | email received from Gabriolan                                                                |
| 2      | from my role on the APC and other committees                                                 |
| 3      | does not work                                                                                |
| 4      | From the Anchor Rage information stand at the Folk Life Village on Gabriola Island.          |
| 5      | From an email forwarded by a friend with links to both the survey and information around it. |
| 6      | From the group Gabriola Anchor-RAGES                                                         |
| 7      | Twitter                                                                                      |
| 8      | From a member of Save Our Shores                                                             |
| 9      | email from anchor-rage group                                                                 |
| 10     | From Gabriola Anchor RAGE society                                                            |
| 11     | forwarded by a friend on Salt spring                                                         |
| 12     | from GAR--Gabriola Anchor Rage email                                                         |

- 13 Twitter
- 14 (Trustee FaceBook posting and newspaper insert)
- 15 From the Bowen Island municipality in an email
- 16 it is "other." your survey does not even work!!!! Stand on Salt Spring Island Aug 05, (comments about staff removed)
- 17 News release in the Pender Post
- 18 Telepathetically
- 19 Bowen Island Forum
- 20 From an insert in the Grapevine
- 21 flyer in a local newspaper
- 22 accident
- 23 Island Trust Council member posted to Facebook
- 24 Bowen island council newsletter
- 25 SS Exchange
- 26 Bowen Island E-mail
- 27 From the Bowen Island Municipal subscriber email.
- 28 Bowen Municipality
- 29 Email from BI Municipality
- 30 Hornby-Denman Island Grapevine
- 31 Bowen Island Municipality email
- 32 Islands trust fund E-news
- 33 Twitter
- 34 Bowen Forum
- 35 From the Bowen Island Municipality on the 'Bowen Forum'
- 36 Email from our Municipality
- 37 Island Tides

## Question 7

Is there anything else you would like to tell Trust Council about its priorities for this term or about your experience with this public consultation?

Below are the comments received from 91 respondents:

| Number | Response Text                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|--------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1      | I have weighted the protection of our shores because of the recent decision to allow five freighters to park on Gabriola's shores                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 2      | Stop worrying about job creation - capitalism is supposed to do that! Preserve the eco-systems of our islands.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 3      | Follow the outlined Trust Act of Preserve and Protect and do not focus on economic development of any kind, this is not your mandate. Preserve the ecosystems from over development and over population.                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 4      | The Trust needs to refocus on its mandate to protect and preserve and not get distracted by socio-economic issues.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 5      | Take the climate crisis seriously and don't rely on others to take the necessary actions.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 6      | I think the NPITC goal of Short term vacation rentals is totally misguided. This is just an issue for a small group of owners this is not an island issue. Most of us are worried about water and know that when you have unsupervised large groups of visitors in one house you will use more water than you would if you were the home owner.                                                                                                                                                                                                                                                                                                               |
| 7      | no                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 8      | To the extent possible, within the straightjacket of the current provincial government, raise the public profile on IT issues, for the good of all people in the province, as originally intended                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 9      | Survey is slanted towards environment. Employment, agriculture a certain amount of tourism and cottage based business is also important.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 10     | This is a good idea if it has reached a large enough sector of the population. If it is possible to provide feedback on the results it would be appreciated.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 11     | Thanks for reaching out for community involvement.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 12     | I really wanted to be positive about this but your questions just confuse me, as noted in earlier comments. I have absolutely no idea how best the money should be spent because I obviously have no idea what the trust is trying to do. After reading the examples of activities in your proposed Strategic Plan I am shocked to see so many 'develop an inventory of' items. I'm sure that in the time it took to write that plan and this survey many of these items could have been well in hand. But instead they're all potential plans. My question is how much time and money will be diverted from real issues this way? How many man-hours and tax |

dollars will each item take? How will you know when each 'inventory' is complete?

- 13 less government not more
- 14 No
- 15 Some priorities can wait others like the anchorages problem can't.
- 16 Stop Making land deals with ROBERT ROOKS!!!!!!
- 17 No
- 18 Be more transparent and involved with issues that pertain to you mandate.
- 19 difficult priorities to be made but I hope you will consider the present potential negative impact to our coast and climate change -i e drought /water issues as pressing. Thank you for your work
- 20 Water is basic to our life here on the island, we need to organize community cisterns.
- 21 Learn to take on the unpopular stuff
- 22 Please give more time to give public comments as well as perhaps the middle of the summer is not a good time to get people to respond.
- 23 a comment on this survey--I filled in the "Other" box for question #6, but got a red "this question requires an answer" warning so I couldn't go on to the next page. So I checked coffee shop just to give an answer. ( I did not hear about it in a coffee shop, but in an email.
- 24 Spend resources on education. Then folks will naturally support everything else.
- 25 I'm glad our voices can be heard
- 26 The Anchorage Proposal, if implemented will transform the Gabriola Island to a shipyard with heavy industrial activity along its shorelines. It must stop!
- 27 Make the anchorage issue the foundation of your vision.
- 28 No
- 29 Please, please, please help us stop these anchorages off Gabriola Island - we have to draw a line in the sand against these anchorages here and throughout the gulf islands. Residents need your help in this fight - in fact you should be leading the way!!
- 30 Thank you for your continuing commitment and hard work!
- 31 the wording of issues distorts certain responses
- 32 Let's not redo the visions that we've spent years developing. Instead, let's use our resources to keep taking action to move closer to achieving those visionary goals
- 33 Please remember this is not a vote. A survey is very different and its results cannot be interpreted as much more than ideas from the few people who take the time to

share their views.

- 34 Thanks for the easy on-line survey format!
- 35 Look forward to some positive action
- 36 Question 5 is absolutely ridiculous. How should the money not the cost of each program.  
I always had high esteem for Islands Trust but the more I know the lower it gets.
- 37 Thank you!
- 38 I think this survey illustrates how out of step the Trust is
- 39 I am rather concerned that one of our local trustees leaves so many meetings without voting on important issues due to what he considers a 'conflict of interest'. For example, his wife boards her horse on part of a property proposed for a waste transfer station, so he leaves the meeting. This behaviour is becoming a worrying pattern.
- 40 It is very unclear to new people arriving on the islands, what exactly is the islands trust and what is it that they do. Some articles in local papers, beyond legal jargon bylaw stuff would be helpful...
- 41 Stop referring to the IT as "local government"---it's easily confused with "responsible government" which of course the IT is not.
- Refer to the IT as a "trusteeship" with a fixed "mandate" that does not come from voters (voters merely vote for whomever they think is the best at fulfilling the fixed "mandate" of the Islands Trust Act---Trustees do not represent the wishes of voters, they uphold the fixed "mandate" in the IT Act.)
- Stop saying the IT "represents" such-and-such numbers of people, stop calling the IT a "federation of local governments" ---the IT is a planning department of a provincial ministry. Trustees are elected to record citizens' concerns, not to represent or enact them.
- As to this survey: Like most IT surveys, this one appears to have answers already that need affirmation through vague categorization. Sorry to be so cynical, but I've been to enough IT meetings and hearings to know what's what. It's plain to everybody that the IT's modus operandi is to affect a pseudo-democratic pose, and pretend it is a government with authority to do what governments are mandated to do. I'm always surprised by how many are fooled by this ruse. But it shouldn't happen: the IT should be completely up front about what it's for and how it does it.
- Nevertheless, I appreciate this opportunity to comment. I hope you'll take my advice this time (every other time we've had to duke it out---and I always have truth and the law on my side.) Good luck.
- 42 Every question had the same items and asked for different assessments. Don't understand how this will be understood. Oh well.
- 43 Housing needs to be a priority. The wealthy need to pay. Islands Trust needs to help facilitate this.
- 44 Please do something concrete on Hornby other than simply planning.

- 45 Hard to understand why the IT budget has doubled over ten years, now standing at 7 million. As OCPs and bylaws mature, we should actually see a reduction in planning costs and an increase in outreach and enforcement. Otherwise in a few years we might end up with quite disgruntled population who feel like they have been over-planned and under-supported day to day. Maybe time to decentralize staff and activities?
- 46 The question about allocating funds is tedious and time consuming. Let us tell Island Trust our priorities and you do the budgeting.
- 47 I totally disagree with the notion that the Vision is the most important thing....the vision will EMERGE as you DO!!!! have to have action, not visioning
- 48 This type of online survey helps with ease of community input.
- 49 I am a big supporter of the IT. I lived here before the IT and appreciate its work.
- 50 build a real and up to date understanding of what ALL islanders think of a fixed link, not just the handfull of whiners.
- 51 Focus on local issues, tired of the Trust chasing pipeline issues - focus on our communities, not outside issues.
- 52 Thank You for promoting public participation!
- 53 You are extremely important, use your power.
- 54 Get closer to the communities that you serve. Staff are way too removed from the islands, how the office ever ended up where it did is beyond me. The fact it has never been moved is frankly insulting to all taxpayers.
- 55 Do not sell out to the idea that development of communities that mirror urban centers is the way to save the islands. Consider that prospective community members are looking for human community experience on a model that is scaled down in technology.  
Some of the objectives might have been better articulated so that I would know what  
I was voting for; I feared that some objectives could be a Trojan Horse for allowing erosion of the Islands Trust mandate as it presently exists.
- 56 this survey is rudimentary at best, superficial at worst
- 57 I feel inadequately informed and/or financially experienced to make appropriate judgements about allocations of funding.
- 58 I have found bylaw enforcement woefully inadequate (particularly in regard to multiple-occupancy dwellings on single-occupancy lots, and trailers and motorhomes being used as permanent dwellings).
- 59 The Trust has been expanding it's mandate over the years. As a result the Preserve and Protect goal is being compromised / overwhelmed. Looking at the development and commercialization that is occurring it is pretty obvious that the Trust is falling short, yet tries to be involved in everything. A sure recipe for failure. Reminds me of the Federal and Provincial Governments who are rapidly developing tourist facilities in our National/Provincial Parks.... they will be lost forever,..... as goes our Island way of life and environment. ... Get focussed!

- 60 Last term, marine issues were a top priority and not much was accomplished, please give them the same consideration, time and energy as you have done for land based issues.
- 61 the previous question of financement can not be answered in a proper manner in the context of this survey, but only within the presentation of a budget.
- 62 The IT should also use it's resources that are allocated to foreshore preservation to ensure that there is no unauthorized live aboard residents on boats at moorage buoys in bays.
- 63 We despair when our residents elect a realtor and the other trustee considers the Island Trust Act to be a "temporary measure"
- 64 The "young people" argument for socioeconomic development on the islands needs a facelift. The people promoting this vision arguably came to the islands 20+ years ago because it was not just like all the urbanized towns and cities everywhere else. Why assume that young people today do not feel the same? Reduced land and housing costs would go far, and internet to facilitate self employment from home or remote work.
- 65 good work and thank you.
- 66 Quit growing and start focusing.
- 67 My experience is well stated, This survey basically asks for answers you all want to hear. The island trust has massively increased its power and mandate from what was intended and as always power is currupts. Be reasonable, think about what many of the original families on the islands think, that the islands used to be where families could live, make a living, be allowed to do things, build things, A more free and open place ? rather than a place people rat out their neighbors for renting a room?
- 68 The ecological values and fresh water resources are critical for the Islands Trust Area and are the most valuable commodities we have and density increase should not be a consideration.
- 69 perhaps there is something in my mailbox
- 70 Glad you asked us. Thank you.
- 71 The Trust is a non-entity on Bowen island and consequently the majority see no value in its services. The Trust's values , vision and objectives no longer align with the Communities.  
These web based polls are a very poor way to engage communities at large to explain the Trust's value. You should look towards open houses and Q&A sessions to explain what the Trust does and how this aligns with Bowens OCP.
- 72 previous Good work appreciated
- 73 These Islands are small and has a lot of history. if the historical decisions would have been better ones we wouldn't be in such a mess. I do not believe Island Trust has lived up to their mandate to this point. It's not too late but Island Trust MUST start doing their job.....it is important. Stop industrial park expansion. Keep the one at Recycling area only. No new sites.

- 74 There needs to be public information sessions and consultation in each of the island communities. Trustees could lead these consultations with Trust staff in attendance
- 75 Need an attitude of educational and cultural entrepreneurship; a garden of ideas; and give them raindrops and sunlight!
- 76 The survey feels tilted towards some answers, some questions are the Trusts mandate already, like preserve the natural environment.
- 77       1. this is not public consultation, this is a survey!  
          2. how will my comments influence your decisions?  
      2.
- 78 NO BRIDGES!!
- 79 If the Trust works on articulating more of a vision statement, it would be useful to make that part of a process of improving the way community discussions happen regarding major, often political, decisions Salt Spring Restorative Justice has already shown some leadership in this area.
- 80 I support the activities of the Trust Council, but there seems to be a lack of enforcement (by SCRD) of the bylaws it supports.
- 81 You suck!
- 82 I suggest that ALL activities be reviewed, documents prepared and decisions made in a timely manner where time manner means in less than 6 months. The history of decision making is unacceptable due to years passing before a decision is made on certain issues.
- 83 I was especially pleased to see that one of the areas you are potentially looking at is the possibility of allowing short-term rentals. I have always thought it was incredibly short-sighted and harmful, in many ways, not to allow such short-term holiday rentals. I believe very strongly that allowing this usage will have many and important spin-off positives. My Mom owns a cottage on Shuswap Lake, that I do the property management for. She would not be able to own the cottage if it weren't for short-term summer rentals. Most of our tenants are from Alberta, and would not necessarily choose the area if there wasn't a cottage for them to rent (as many people do not choose to tent and there are hardly ANY campgrounds left-- waterfront property is just too expensive to use that way in the interior).
- I know, or a fact, that the community of Scotch Creek simply would not survive without this influx of tourists. They rent boats, SUPs, buy groceries, pharmacy items, meals, entertainment, etc, that basically helps the local businesses manage through the winter months. We own on Thetis but have not yet developed our property. When we do visit, we often only go over for the day as their is a bed and breakfast only rule (meaning that the room must be in the main home) and that does not suit us. We want privacy, the ability to prepare our own meals, etc. We would LOVE to stay on the island but always head back to the mainland. If we could do short-term rentals, as we do in the Shuswap, we would develop our property and rent it for several weeks in the summer--that would make this financially viable for us.
- Also, the increased traffic at the very few local businesses may encourage them to stay there, expand, offer more tourist-related activities, etc. In other words, become more viable as a long-term community. Short-term rental would also have the added benefit of increasing ferry traffic to the island, which is an on-going problem.



I truly believe that, if a group were staying on the island for a week, they would make at least one additional trip to the mainland to buy groceries, do some sight-seeing/tourist activities, etc., that would help to make the ferry system more viable. If there is a concern about the "partying" of such tenants, I can only relate our experiences in our cottage at the Shuswap.

In 12 years of rental, we have only every had 2 complaints about noise--and this is in an area of 50' lots! In fact, we get over 50% of our tenants as returnees that come year after year, to the same week (our longest standing one has been coming consecutively for 7 years). Our neighbours are friends with several of the groups and look forward to their arrival each year.

One neighbour's grand-daughter is now very good friends with a tenant's grand-daughter and they make sure that their vacations coincide each year. We have a very strong lease and good relationships with our neighbours and not one of our neighbours has any complaints at all about our rental--and, as I said, this is with 50' lots. I think that anything like this that will make communities, families and businesses stronger needs to be seriously considered.

Please keep up the great work with the darn ferry system. It really does need to recognize the burden they are placing on the locals and the effect it is having on attracting tourists to the area. I do agree with protecting the area, water, nature, ocean, etc., very strongly but I also very strongly believe that balance must be achieved. Please don't over-regulate to the point that people get resentful of the Islands Trust. People like us purchased our property as a retirement dream.

We have a vision of sitting on an ocean-front deck, boating from our property, sharing it with family friends and, if allowed, out of province visitors that would savour the opportunity. I can't tell you how often our tenants have told us that their Shuswap vacation was "the best family vacation we've ever had". We would love to share the beauty and unique environment of the islands this way as well. Meanwhile, keep up the good work.

- 84 Our LTC needs to make itself more user friendly, or its public consultation initiatives won't be meaningful.
- 85 Please step up By-law Enforcement, there doesn't seem to be any on Galiano, even with complaints.
- 86 Good work! Thanks !!!!!
- 87 Please fix the deer problems.
- 88 Improving the economic viability of the islands.
- 89 Reduce taxes
- 90 The Islands Trust should be scrapped and a municipality installed.
- 91 I trust that the Trust Council will handle the finances in the best way possible, to make the most of limited resources, to maximize the desired objectives.



## **Submissions to Strategic Plan Consultation**

Received by email and letter  
as of August 10, 2015

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**Note, staff forwarded the following three e-mails about STVRs to North Pender LTC with the writers' consent**

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**1. July 21, 2015**

**Fran Rose, Pender Island**

I am very distressed that the recently elected trustees on Pender Island have allowed (or will be allowing) short term rentals (STVRs) on our island. Perhaps this issue is beyond the Islands Trust to control, but maybe new trustees could be briefed on the reasons why many long term residents of our fragile islands are very uncomfortable with STVRs. Renters tend to be younger folks who are not aware of how fragile the ecology on our islands is. And owners of STVRs by their very nature, often live off island in the big cities and they too do not appreciate the fragility of the islands and the distress that can occur for nearby property owners when STVR renters are noisy, untidy, smokers etc.

**2. July 21, 2015**

**Barry Mathias, North Pender Island**

I am concerned that the Islands Trust Council is considering the subject of short term vacation rentals (STVR's) on Pender, and particularly Magic Lake, with the assumption that the Council will be persuaded by our two Trustees that most people want to make STVR's legal.

I am firmly opposed to STVR's in Magic Lake for the following reasons:

1. We have just experienced, in 2014, the hottest June, world-wide, on record. This year we are suffering the worst drought in recent memory, and we are getting low on water. There is no indication that rain is on the way, and what state will we be in if we reach October before it rains? Why would any sensible body of people consider encouraging more use of a rapidly depleting, and vital, resource? It is well known that people who have paid for the privilege of staying for a short time on a 'get-away' will use more water...after all they've paid for it!
2. Sadly, the majority of those pushing (in a very vocal way) for STVR's are off-Islanders, who are only concerned with personal profit, and contribute nothing to the local Community. The more STVR's (which were supposed to be illegal?) that are created, the fewer the houses that are available for those who want to live full-time here, and who contribute to the enormous volunteer effort that makes Pender the wonderful place it is.
3. Magic Lake has the greatest density in the Southern Gulf Islands. When short term renters arrive they disturb the nearby residents with loud parties, and often exhibit behaviour that is unsuited to the residents who came to Pender to enjoy the Island's tranquility.
4. There is every indication that our weather could soon be modelled on Southern California. Water is going to be a critical factor. Please do not encourage more people to use our dwindling resource.
5. Weather conditions are changing at a rapid rate. Please show leadership, and plan for the future...this should not include greater density and an ever-greater pressure on our fragile water supply. We could be at a cross-roads...put aside old ideas, and plan for the future of Island communities.

**3. July 26, 2015**  
**Eleanor Brownlee**

Thank you for the opportunity to comment on the draft Strategic Plan for 2014-2018.

Under Section 5.3, Land Use planning to promote economic sustainability, I note the reference to developing an inventory of approaches to STVR's on each island.

The issue of short term vacation rentals is a hot topic on our island and the source of considerable concern. It is very important that any land use planning take into careful consideration water resources and availability. We are presently in the midst of another drought season and with climate change predictions can only anticipate further increases in drought conditions and decreasing groundwater supplies. Planning that allows further strains on water resources would be most unwise, and approving use of STVRs is highly likely to add to the strain on water resources within our community. Protection of our groundwater resources needs to have high priority with emphasis on conservation of resources and discouragement of any increased pressures on water resources.

This issue also falls under concerns around housing. If houses or suites are used as short term vacation rentals they are removed from the pool of available rental housing for residents of the island. This can make it difficult for families and individuals who would work in the community, provide services and/or contribute as volunteers to organizations that provide so many services in the community, and who shop and contribute to the economy on an ongoing basis, to find accommodation. As the supply of long term rental accommodations is decreased that tends to increase rental rates and make affordable housing for contributing community members even less accessible.

Very careful thought and consideration needs to be given to any land use planning that might promote the presence of STVRs without significant guidelines and restrictions, perhaps such as usage of TUPs. There are a shocking number of residences in our community used for this purpose. All you need to do is to check into Air B and B to see how frequently this is happening. I would strongly encourage further restrictions on such usage.

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**4. July 21, 2015**  
**W. Reuben Kaufman, Alberta**

You have asked for some input to the draft strategic plan. May I offer the following?

The danger of wildfire impinging on residential areas at the so-called "urban-forest interface" is an annual concern, and is particularly on the radar on Salt Spring and other Gulf Islands this year because of the early onset of drought.

The FireSmart program, promoted by our fire authorities, comprises a series of measures that can significantly mitigate the consequences of a wildfire impinging on the "urban" landscape.

The mitigation measures advocated by the FireSmart Handbook include creating a buffer zone where there is some clearance of low vegetation and limbing of trees. Such measures are nominally forbidden by most covenants designed to preserve and protect. But I would like to believe that it was not the intention of the Islands Trust nor the other covenant holders on the Gulf Islands to inhibit sensible measures designed to minimize the risk of fire. But I am aware of at least one landowner refusing permission of a neighbour to

invoke FireSmart because it is "against the covenant on their land". Such instances could not be foreseen by the Islands Trust nor other covenant holders.

Here's my suggestion:

Consider adding a policy that allows for FireSmart issues to lead to a variance to a normal covenant that severely restricts clearing of vegetation. The policy would provide for inviting individual applications for a variance based on FireSmart. Each application might require a FireSmart official who has inspected the property interface to endorse the variance. If this resonates with the Islands Trust, perhaps you would also encourage the various land conservancies that also hold covenants to adopt a similar policy?

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## **5. July 22, 2015**

### **Sara Steil, North Pender Island**

Over the past several years the Salish Sea has been assaulted with overall industrialization & commercialization due to the inherent, unrealistic need for economic growth with no thought or consideration given to sustainable economics & the carrying capacity of the Salish Sea (or the Earth for that matter). The Islands Trust Council has done an admirable job with advocacy in our fight to preserve & protect the Salish Sea, island shorelines & water quality of inside bays & inlets while we have waited two plus decades for the National Marine Conservation Area to assist with this horrendous burden the Islands Trust has carried for the people of the province of British Columbia.

When studying the Trust Council Survey on identification of priority objective for the 2014-2018 Strategic Plan it becomes apparent the over 50% of the objectives put forward are associated with preserving & protecting the marine waters, even including 'improving relations with First Nations' for the Salish Sea is the life & their culture.

- *Identify and protect sensitive environmental areas; - which includes shorelines & coastal bluffs*
- *Reduce GHG emissions in communities; - against the GHG emissions from increasing freighters & tanker traffic but also the transport of fossil fuels which ultimately also return to us in GHG from the end users via the jet stream.*
- *Protect water quality and quantity – critical in nature especially in the Southern Gulf Islands and no increase in density or land use should be even considered especially in Short Term Vacation Rentals (STVR's).*
- *Protect coastal areas and marine shore lands; - degradation from discharge of bilge water plus black & grey water from coastal industrial & commercial shipping vessels due to the far from adequate International Shipping Regulations, plus the added discharge of bilge water plus black & grey water from pleasure craft.*
- *Protect / restore community socio-economic diversity; / Enhance community economic sustainability; - degradation to our marine waters & therefore our beaches will devastate the socio-economic diversity & economic sustainability in its entirety covering all aspects of the community.*
- *Improve understanding and support for IT object; / Confirm the Islands Trust Vision and Policy: - Protection for our marine ecology is a critical area for the Islands Trust Object, Vision & Policy and is actually the mainstay of the lifestyle we enjoy living in the Islands Trust community. The Object also supports the urgent need to continue advocating for preservation & protection of our marine waters & shorelines, and, yes, the ecology integrity of the terrestrial lands for all of these are the reasons we landed upon these shores and call the islands home. Greater Vancouver boasts that their population*

will increase by over a million in the next decade, this will ultimately increase the pressures within the Islands Trust as well through increased marine traffic, increase in discharge of effluent (from land & sea sources) into the Salish Sea.

Priority Objectives: -

- *Improve community engagement & participation; / Improve Islands Trust cost effectiveness and resilience; /*

*Improve communications; / Improve development application procedures; / Open and transparent government;* - It never ceases to amaze myself & many others that if islanders would step back and look at the entire picture when considering these aspects of the operation of the Islands Trust including why the Islands Trust came into being and why Parks Canada brought forth the GINPR. In comparison to other governments whether they be federal, provincial or civic (regional / local) and, by personal experience over several decades, it is found that the Islands Trust (Trust Council to Local Trust Committees) has been the most open government in the province of British Columbia, if not Canada & the most cost effective.

It is hard to fathom just where the criticism lies, for with Trustees & staff all you have to do is ask the question and all information is available on any given subject. We also chose to live in a Trust Area where any & all development must be strongly scrutinized to assure that it is acceptable & sustainable for the 'common good of all species'.

- *Confirm the Islands Trust Vision and Policy.*

It seems to be the dream of mankind 'to change what they came here for, to what they ran away from'. And one of the downfalls of the earth is the changing 'bench mark' of what is the true meaning of 'preservation & protection'. Actually if one studies the meaning of the term to preserve & protect we should hold onto the 'bench mark' which existed when the provincial government of the day decided that the Gulf Islands needed preservation from the pressures of development by placing into law the Islands Trust Act. Over the millenniums' so many species have been lost or degraded in the province of British Columbia with a good example being 'salmon' as mankind keeps changing the 'bench mark' – once 100+ million salmon travelled up the Fraser River to spawn in any given year, now the bench mark for a good run is 10 million or far less.

"Should not the 'bench mark' for the Islands Trust Area remain at least with the inception of the Islands Trust Act?" be the question that Trust Council members ask themselves when decision is made to adopt the Strategic Plan to truly support the mandate we all live by?

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## **6. July 26, 2015**

### **Edina Johnston, Denman Island**

Greetings from Denman Island: What makes islands unique is that they are surrounded by water. What makes the Islands Trust unique is that they are mandated to preserve and protect their area. So, why have marine issues been largely ignored with most of the Trust's time, energy and \$\$ gone to land based issues? Even though marine issues were one of the Trust's top priorities, not much was achieved.

All levels of governments (including First Nations and municipal) tend to ignore the Trust and when referrals are sent to LTC's, staff respond, not the elected representatives- this needs fixing!

The Trust prefers to advocate whenever possible but needs instead, to lobby and assert its authority whenever possible. Federal, provincial and municipal policy changes are being made which severely affect the Trust area yet the Trust appears to stand idly by and watch. Shellfish licenses are a perfect example, in the past it was necessary for an applicant to prove to FLRO that he had zoning approval before Fisheries

and Oceans Canada would issue a license to operate. That was changed and a license to operate is now given without proof of zoning approval.

Another example would be here on Denman (and I'm sure elsewhere) where we have no public beach, every square inch can be tenured. Currently we are battling with DFO who want to make it possible for shellfish growers to drive along our foreshore (W1 Marine Conservation area-which is proven forage fish spawning grounds) to access their tenures. If this happens here, it can happen anywhere.

Our LTC needs support from the TC but advocacy won't be enough and marine issue have never gotten the consideration that land based issues have because other agencies are involved. I fully support the Islands Trust but if a local government can not effectively govern....what good is it?

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## 7. July 27, 2015

### Bruce McConchie, South Pender Island

#### *Priorities list*

I agree that it is imperative that we begin to address the issue of lowering our ecological footprint. However, I would like to point out that there is a more pressing and time sensitive issue that we need to focus on. I suggest the only change is to move item #7 to #1 and leave the rest of the list as presented. I also have comments on the objective as indicated below.

#### **IMPROVE ORGANIZATIONAL COST EFFECTIVENESS AND RESILIENCE**

Trust Council has already started work in two areas:

##### **7.3 Prepare Island Trust organization to adapt to the potential incorporation of Salt Spring Island**

##### **5.7 Reduce or eliminate tax revenue exported out of the Islands Trust Area**

***Note: I feel that this item was included in the wrong category and is not titled correctly. It gives the wrong impression of the work that the committee Trust Council constituted will be accomplishing. It should be titled "Review the Victoria Office Location to investigate whether relocation of some or all of the Islands Trust Victoria office might better serve the interests of Trust area constituents. "***

#### *General comments regarding the draft strategic plan and strategies:*

We need to separate out the advocacy strategies from land use planning strategies. In advocacy areas there are things that we might make some headway on in achieving our objectives and areas that we need to take a long-term view on. In land use planning areas we have an ability to make some definite and substantive changes. The role of trust council should be to identify the issues and develop the tools to provide trustees with the education and support to address needed changes to achieve the objectives. Separating the two will help the public become aware of the actual jurisdictions of the Islands Trust organization.

Also, when presenting the Strategic plan, I feel it is imperative that our communities have a full understanding of what an objective phrase means. The format of our strategic objectives needs to include another column that is titled "What does this mean to our islands trust area/community"  
The heading "Who would work on it" should not be included at this point as Trust Council needs to determine this and in conjunction with its priorities as well as budget.

Below are two examples of what I mean. I have not addressed formatting but encourage Trust Council to make sure the plan is laid out to be understandable by all.

## **REDUCE OUR ECOLOGICAL FOOTPRINT**

### **What does this mean to our islands trust area/community?**

The simplest way to define ecological footprint would be to call it the impact of human activities measured in terms of the area of biologically productive land and water required to produce the goods consumed and to assimilate the wastes generated. More simply, it is the amount of the environment necessary to produce the goods and services necessary to support a particular lifestyle. (quote from WWF for example)

### **Potential advocacy strategies**

Promote efficient, ecologically sound and economically sustainable transportation systems

### **Implementation strategies**

Work with CRD representatives, local community groups, BC ferries representatives, and other organizations to identify transportation needs of our communities and develop an island and inter-island system that helps achieve our objective

### **Potential land use planning strategies**

Use land use planning tools to maximize resource efficiency

### **Implementation strategies**

Develop model OCP and LUB amendments that address resource efficiencies

Develop and provide education opportunities for our communities to understand how they can help achieve the objective.

## **PROTECT THE *QUALITY OF THE* NATURAL ENVIRONMENT OF OUR ISLANDS**

### **What does this mean to our islands trust area/community?**

The Islands Trust recognizes the need for conservation areas to maintain special values related to wildlife and wildlife habitat, unique or representative ecosystems, prime forests, productive agricultural soils, and heritage, recreational, tourism, scientific, and aesthetic resources. The Islands Trust shall support human activities in such areas where they are compatible with the values being protected.

Natural resources should be managed so that opportunities for future resource uses are maximized and maintenance of ecosystems is ensured. (Examples taken from the Government of the Northwest Territories' sustainable development policy 2010)

### **Potential advocacy strategies**

Encourage voluntary stewardship of natural environment

- Encourage renewable sustainable and environmentally friendly energy systems
- Advocacy re: protection of ecosystems

Promote the establishment of reliable, adequate and sustainable funding for the Islands Trust Fund

### **Implementation strategies**

- Encourage and work with applicable government bodies to develop a fallow deer management plan.
- Develop a Renewable Energy Tool Kit.
- Promote community participation in conservation through information sharing and education about private land stewardship options.
- Support island-based land trusts with partnerships, funding and capacity building opportunities.
  - Seek legislative change regarding TFB name.
  - Review and launch long-term funding strategy.

### **Potential land use planning strategies**



- Expand Natural Areas Protection Tax Exemption Program ([NAPTEP](#)) program to entire Islands Trust Area
- Protect fish habitat by implementing [Riparian Areas Regulation](#)
- Establish core conservation areas to protect biodiversity priorities identified in the Regional Conservation Plan
- Reduce [greenhouse gas emissions](#)
- Use land use planning tools and decisions to protect coastal Douglas fir and associated ecosystems

#### **Implementation strategies**

- Present NAPTEP program to BIM Council for consideration
  - Finalize Letter of Understanding with BIM.
  - Launch NAPTEP on Bowen Island (subject to BIM approval).
  - Identify RAR watersheds. Improve mapping of riparian areas. Adopt new bylaws to implement RAR.
  - Map and prioritize high biodiversity areas and develop a strategy for protection. Protect land with high biodiversity, through acquisition, donation, or conservation covenant.
  - Use new planning tools to reduce greenhouse gas emissions (e.g. as illustrated in Council toolkit *Reducing Greenhouse Gases in the Islands Trust Area*).
  - Develop a Renewable Energy Tool Kit.
  - Develop a planning toolkit to illustrate how to protect coastal Douglas fir and associated ecosystems.
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#### **8. July 29, 2015**

##### **Susan Yates, Gabriola Island**

I can see many advantages (and no serious disadvantages) to having a Trust-wide Regional District to provide the services currently provided by the many regional districts in the Trust area. It is likely that such a Regional District would be (more) complementary to the land use planning done by the Islands Trust, and could even save taxpayers' dollars if overhead costs were shared with the Trust.

I do not see any advantages in having any of the Trust Islands being part of a municipality; in fact from what I understand of Bowen's situation, it is just another level of local government that does not focus or enhance the necessity of preserving and protecting the amenities unique to the islands in the Salish Sea.

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#### **9. August 4, 2015**

##### **Stephen O'Neill, Gabriola Island**

In # 7 of the Islands Trust Draft Strategic Plan for the 2014-2018 term, the concept of a Gulf Islands Regional District is presented as one activity that could implement potential strategies for Improving Organizational Cost Effectiveness and Resilience.

As a longtime resident of Gabriola, I am completely in support of the Trust Council seriously considering this concept. Although each island in the trust regions is unique, they share many of the same qualities and the residents share many similar concerns, lifestyles and approaches to supporting our environment. The islands tend to be home to people who value independence and self-reliance, and search for creative and sustainable solutions to challenges from water resources to housing options, from food sufficiency to alternative and environmentally sensitive, renewable energy sources.

The current practice of bundling the islands into the various Regional Districts does not seem to be supporting these unique island characteristics and strategies. They often offer a "one size fits all" approach to various services (eg: recycling and garbage and kitchen waste) and impose this approach on the islands,



often without much consultation or flexibility. As well, the current regional structures offer a regional bureaucracy that is focused on the entire region with islanders' concerns often relegated to one voice at the regional level.

The idea of a Regional District type of approach for the Gulf Islands would likely be far better suited to reflecting the needs and concerns of islanders. The islands offer a unique opportunity to explore new and creative housing solutions; to design and develop innovative alternate energy strategies; to explore ways of creating communities far less dependent on external resources. There could be support for opportunities to become more food secure and self-reliant. A Regional District for the Gulf Islands could offer a kind of laboratory where new and perhaps non-traditional problem-solving could be encouraged rather than stifled by bureaucracy and the need to conform to codes "just because."

I would encourage you to seriously consider this as a real opportunity to begin to pave a new way towards self-reliance and self-sufficiency. The islands are unique. The people who call them home are unique. It may very well be time to encourage, promote and support these qualities, beginning with community discussion and consultation that encourages thoughtful, creative and respectful reflection on these matters.

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**10. August 5, 2015**

**Stephanie Buffum, Friday Harbour, WA**

It is my understanding that the Trustees will be meeting in September and I would like to request 15-20 min on your agenda to discuss efforts underway to compete a trans-boundary nomination of the Salish Sea as Particularly Sensitive Sea Area (PSSA) to the International Marine Organization (see attached fact sheet and feasibility report). I would like to provide you with an overview at the meeting and opportunity to endorse next summer. I would also like you to consider the PSSA in the Islands Trust Strategic plan as a potential action item for 2016.

During this meeting in September, I would be happy to distinguish the PSSA process from the UNESCO Biosphere Reserve process. Both are very different processes. PSSA would be a very good first step as you begin to explore the UNESCO Biosphere Reserve process.

***\*Letter attached***

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**11. August 5, 2015**

**Judith Graham**

In response to the Island Trust Council ad I would like to bring forward the issue of a comprehensive FCM Antenna Protocol Template to cover all the Gulf Islands. For your background information, the attachment contains correspondence presented at a Council Meeting in 2014 – letters from all over, Salt Spring, Denman, Mayne etc.

I proposed it again for a Trust Council Meeting in 2015 but was informed by David Marlor as follows:

"There is no report going to March Trust Council. The Local Planning Committee (a council committee made up of interested trustees) is in the process of determining its work program and has asked planning staff to provide a report on emerging issues to them at their May meeting. Cell towers will be one of the issues in the staff report. The Local Planning Committee will then decide and prioritise those items it believes it should work on. Trust Council would then have to approve the Local Planning Committee work program.

How we proceed from there will depend on what the Local Planning Committee decides to do about this issue. Trust Council will be advised of the Local Planning Committee priorities at that time and we will then know the best way to address the cell tower issue.”

In my view, this is an islands-wide threat, and an Island wide template would send a clearer message from the Trust Council to future proponents with respect to any kind of transmission towers of any kind. To me it is not an overly complicated thing to do.

***\*Document attached.***

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**12. August 7, 2015**

**John Hutchinson, Saturna Island**

I think there are too many priorities. We must be realistic and focus on a few done well -not a lot with no conclusion.

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**13. August 8, 2015**

**Edina Johnston, Denman island**

Dear Trust Council: The Association for Denman Island Marine Stewards (ADIMS) is a dedicated group that has been working tirelessly for the last 15 yrs. to protect the marine environment and thanks you for the opportunity to have input into your strategic planning process.

I'm sure the TC is well aware of the importance of the marine environment which knows no borders and is the very essence of what defines our islands. We appreciate and are aware of the marine environment based considerations that the Islands Trust initiated last term and are hoping that the TC will continue to ensure our islands are surrounded by a healthy, vibrant and diverse marine environment. Unfortunately, land based issues have taken precedence in the past and because our beaches and waters involve other levels of government, it is understandable why the Trust hesitates to become involved. This does not mean that the Trust should settle into a role of advocacy only and ADIMS would encourage the Trust become more proactive and fully engage the other levels of government. The Local Government Act should serve as a template as to the Trust's role and we have seen in the past not only an ignorance but outright disrespect and non-compliance from other agencies towards the Trust.

Marine issues are a perfect example where in the past, local zoning bylaw approval was necessary to receive a tenure and a license to operate in Trust jurisdiction. This was changed by both the provincial and federal governments and is now not necessary thereby putting the onus on the Trust to ensure compliance. The Trust appears to be considered insignificant for game-changing negotiations such as the Treaty Process which will have huge ramifications in Trust jurisdiction. Local governments such as regional districts do not give the Trust the respect and consideration it is due, often times with only a polite referral to the LTC when zoning in Trust jurisdiction. This needs to change and in the case of referrals, it is crucial that they go directly to the elected Trustees for comment instead of staff.

ADIMS would like to see the TC strategic plan focus on the marine environment and initiate some Trust-wide policies as was done for prohibiting fish farms in Trust jurisdiction. These might include:

- ensuring each island has at least one designated public beach (from the high water mark to the low water mark) that cannot be tenured,
- prohibiting vehicles (emergency vehicles exempt) from driving on our beaches,
- eradication of harmful practices on beaches and waters which destroy habitat

ADIMS would also like to see the TC consider environmentally significant areas such as Baynes Sound receive the protection that it deserves.

Again, ADIMS thanks you for your time and consideration. Please focus on the marine environment which not only bodes well for the Trust area, but also for the health of the planet.

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#### **14. August 8, 2015**

##### **Regine Eder, Gabriola Island**

I think a very important and time sensitive issue is the one of the 5 proposed anchorages off Gabriola's Northeast coast. After we have learned through a letter to the editor in the Sounder's July 7<sup>th</sup> edition that the Pacific Pilotage Authority (PPA) is proposing to install 5 anchorages for capsized vessels (300meter in length) in front of our pristine and ecological coast line many of the residents of Gabriola are extremely concerned.

The great and disastrous impact that such huge ships would bring to our coast line has to be a big topic for the Island Trust Council.

Here are just a few concerns we all have:

- Environmental impacts - the proposed anchorages could have serious negative effects on the ocean floor (has there been any survey work or mapping done?). They also pose a serious threat to marine life in the area. Whales and other species would be particularly vulnerable due to the engine noise. Additionally, the area is a breeding and nursery ground for several protected marine species, including rock cod, seals, sea lions and river otters. Orcas and other whales frequently hunt and pass along the very shore line where this proposal intends to anchor these massive ships.
- Threat of spills - fuel, engine fluids, cargo (just because the ships are waiting to load does not mean they're empty). Also concern about sewage washing up on our shores.
- Visual impacts. The proposed anchorages range from Whalebone to Dragon's Lodge - a significant portion of Gabriola's NE shoreline. Hundreds of homes would be affected. By destroying one of the beautiful vistas visible from our island, there is reason to believe that tourism would be affected as well.
- Noise & light pollution. Ships that are over a quarter of a km in length are going to generate significant amounts of noise and light. This is not an appropriate location for this type of activity. Sound in particular carries over water, and many quiet residential neighborhoods would be affected.
- Sport fishing and recreational boating. From a local sport fisher: "This line is in one of the prime sport fishing zones near Gabriola. Charter boats and others all the way from Vancouver and Nanaimo, Gabriola use this area year round for fishing. The sport fishing industry is larger than the commercial fishing industry"
- The commercial fishery would also be affected – the area proposed is right where a major herring run takes place every year. And very close in proximity to Geoduck harvesting grounds as well (beds located off Whalebone)
- Danger of dragging/breaking anchor. The proposed anchorage is not sheltered. The impact of an accident would be serious. Onshore gale winds are common on the proposed site. Any dragging of anchors would cause the ships to collide with the steep 60 to 80 feet rock cliffs along the coast line. The cliffs are thickly covered by trees and underbrush which are extremely dry and combustible in the

summer months, should they be ignited by a spark, onboard fire or some other accidental event. On an Island where drought in the summer requires extreme preventative measures against fire, such an accident would endanger the safety of the entire island and thousands of human lives.

- There is also the very real concern that when such large carriers are underway, there is a huge amount of inertia involved and maneuverability is a real challenge. How can it be safe to propose to anchor such enormous boats so close together on open, unpredictable water?
- Property Values – The value of properties along most of the NE side of Gabriola would be negatively impacted as a result of noise disturbance, obstructed view, light pollution, etc.
- Island Character – the proposal would physically, socially and economically change the character of the whole community.
- Jurisdiction - Undoubtedly, many of the cargo ships are registered in different countries (frequently from third world countries with lower technical, environmental and procedural standards). Therefore the Canadian authorities may not have much influence on the technical integrity of their equipment, noise level controls, environmental (such as waste disposal, oil seepage, etc.), personnel and social practices. The absence of jurisdiction over the integrity of the ships and their safety procedures creates a substantial risk to the environment and to the health of nearby residents.
- Public Safety, including health impacts related to noise and other emissions from ships which constantly run their generators and other equipment. Government agencies are obligated to protect the health and well-being of its residents as their first and foremost top priority, and never secondary to the pursuit of industrial development, especially that which may threaten public safety.
- A further concern has been raised that these ships may be serviced and/or crew loaded and unloaded by helicopter – if that is the case, increased helicopter traffic would dramatically increase the noise impacts.

Kind regards from a terribly concerned resident of Gabriola

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#### **15. August 8, 2015**

##### **Jan Slakov, Salt Spring Island**

The Islands Trust is at something of a crossroads. Since its creation in 1974, when it was fully funded by the provincial government, until now, when 97% of its funding comes from citizens in the Trust area, it has been tasked with preserving and protecting this unique and wondrously beautiful area. It has succeeded with this task in many ways, but the health and beauty of our islands are under threat. A major, perhaps the major threat comes from human-induced climate change.

Often steps that help communities reduce their GHG emissions also increase quality of life. For instance, measures that reduce reliance on motor vehicles and get people using self-propelled methods of transportation generally also make communities safer from traffic dangers and crime while increasing feelings of community connectedness. Another example: Island economies are, to a large degree, dependent on revenues from visitors and tourism.

Tourism, in turn, depends to a large degree on ecological health and is enhanced when islands showcase ways to live with respect for the earth's limits, such as the Galiano Conservancy Association's 188 acre Learning Centre or the Salt Spring Eco-Homes tour.

Meanwhile, the viability of the Trust itself is under threat from the possibility of islands opting for municipal incorporation. It is possible that this stress has tended to make the Trust overly cautious in exercising its mandate, lest it incur the ill will of residents whose complaints about the Trust are used to increase pressure for incorporation or inaction, instead of being used to encourage the Trust to find more effective ways to fulfill its mandate.

Will the Trust become less relevant or viable in the next few years or will it be seen as an institution which citizens in the Trust area and elsewhere can look to for guidance in dealing with the pressing issues of our time?

Here are my suggestions to trustees for improving the relevance and effectiveness of the Trust:

- Educate ourselves and others about the need to change our relationship with the non-human environment, so that we all act as trustees, entrusted to preserve and protect the ecosystem or home we rely on for life. Work with citizens to-
  - connect with groups and individuals working to **prevent the Salish Sea from becoming a "carbon corridor"**. These groups might want to spearhead legal action on behalf of the Trust and all citizens to show that shipping massive quantities of coal, bitumen, LNG and other fossil fuels is not compatible with the Trust's mandate or with the Public Trust Doctrine, on which all our laws are based.
- Act to increase the Trust's effectiveness in cases of egregious violations of laws and sustainability.
  - develop a comprehensive and coordinated approach to marine protection, including bringing marine zoning under the authority of Trust Council (or possibly LTCs). If the federal government wants to turn a blind eye to habitat destruction, the Trust must step in! (There is industrial shellfish aquaculture happening on Denman Island and parts of other island shore areas, including Salt Spring, are slated for such development.)
  - in hiring new staff, seek to **hire people who can provide sound advice on how to make bylaws enforceable and on how to use the legal system to bring an end to chronic bylaw violations by those few citizens who show little or no interest in compliance**
- Since no government can act effectively without the support of its citizens, the Trust should continue to work to improve its relations with citizens
  - use the footage which the Trust already owns to produce a **short film** about the Trust and its preserve and protect mandate (and make the film widely available, once it is ready)
  - improve its public engagement practices so that citizens have real opportunities to learn and to provide input when decisions are being made. Citizens and staff should communicate freely so that all interested parties can learn about various options and their costs and benefits and can make informed decisions. (Maxine Leichter made a presentation to Trust Council in Dec. , 2011, on this topic. It was widely appreciated by Trust Council members and includes specific recommendations and cites sources for further information. I would be happy to send a copy of that submission to you, if you like.)

I notice the draft Strategic Plan suggests creating a vision for the Trust Area. I really wonder if that would be a wise use of Trust resources, when we already have OCPs and the Trust mandate and policy statement...

I did once meet with trustees on Salt Spring to suggest we have a community mediation/consultation/visioning process here to help create useful dialogue across ideological divides in the community but that has not happened. If there is any kind of work on the Trust's vision, I very much hope it will be done in a way that will build bridges and help people learn to communicate with each other in supportive, less divisive ways.

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**16. August 8, 2015**

**John Gambrill, Gabriola Island**

My request for inclusion as a separate objective is:

A ban on any temporary or long-term bulk-carrier vessel moorage sites along the coastal shorelines of the Gulf Islands.

The objective is to save not only the marine and related wildlife environment, but also avoid noise pollution, light pollution and visual pollution for island residents.

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**17. August 8, 2015**

**Pam Gambrill, Gabriola Island**

My suggestion specifically is for the "preserve and protect" mandate to be expanded to prevent ANY Cape size ship anchorages off the coast of ANY Gulf Island..especially Gabriola.

It's a no-brainer...damage to the ocean floor, the fisheries and species at risk will be massive, not to mention the loss of peace and tranquility in this special place.

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**18. August 8, 2015**

**Hank Reid, Gabriola Island**

For at least half the island, allowing the proposed anchorages to proceed would ruin any ecological progress you have made in the last 30 years. This is an issue which is island specific and if the Gabriola trustee tries to follow a position common to all islands, that trustee will be working against the best interests of Gabriola .

Avoid the temptation of trying to fight the anchorages entirely as it has a low chance of success, however choosing another location for these anchorages has a very good chance of success.

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**19. August 9, 2015**

**Jane Petch, Salt Spring Island**

One of the issues I want to address is Trust support for the removal of invasive species, particularly broom and gorse. As one of the Salt Spring volunteers behind the community campaign to remove broom and gorse, I am struck and discouraged by the lack of any Trust support for the disposal of broom and gorse.

With climate change and the increase of hot dry weather we are seeing the spread of plants that thrive in this type of climate. It is horrifying to read about the growth and spread of gorse in Australia, where huge machines are being used to try and get rid of it, a losing battle. Meanwhile on Salt Spring the spread of gorse in just the down town area of Ganges is very noticeable, and alarming. At the same time, volunteers who go down to cut the gorse have no place to put it and no way to dispose of it. We have the ridiculous

situation where volunteers are spending their own money to chip broom and gorse and other invasive plants that grow on the public right of ways.

Broom and gorse are fire accelerators, and out compete native plants.

If we want our islands to stay green and attractive, we have to deal with the invasive plant issue. In its Strategic Plan, I urge the Trust to consider the alternatives if volunteers on these islands simply give up and decide to let the broom and gorse spread.

I would like to see the Trust put money in its budget for the disposal of invasive plants. This money could be allocated for volunteer efforts to remove and dispose of the plants. We also need some leadership from the Trust in co-ordinating other government agencies so that we have a concerted plan.

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## **20. August 9, 2015**

### **Doug Cavill, Gabriola Island**

The Pacific Pilotage Authority is proposing a new anchorage off the north coast of Gabriola Island. The stated distance off shore from the Sandwell Provincial Park to the Dragon's Lodge Resort is 800 meters (0.43 nautical miles) to 1200 m (0.65 nm). This corridor spans an ocean depth of 25 to 125 meters which is a water column supporting a large and diverse marine population. The bottom structure attracts and sustains a great quantity of baitfish including herring and anchovy. This in turn attracts migrating salmon plus numerous residential fish species such as cod and halibut. In slightly deeper water but still within the proposed anchorage corridor are the Spotted Prawn. Marine mammals that frequently visit the area to feast on its bounty are harbour seals, sea lions, porpoise, dolphins and Orcas.

The weight of a freighter's anchor is measured in tons and each anchor chain link can weigh hundreds of pounds. An anchor is dropped with sufficient chain (up to 10 times the depth of the water) on the bottom to ensure the anchor "digs" into the bottom and is not pulled up when the ship swings with the wind, current and tide. The longer the chain on the bottom, the more securely the ship is "anchored". The proposed Gabriola anchorage is subject to varying wind conditions (predominantly northwest and southeast) frequently to gale force. The sea current along the coast of Gabriola Island runs east and west up to 1 knot switching direction four times daily. The effect on the sea bottom will be severe scouring due to the ship pivoting on the anchor dragging this massive chain through 360 degrees in addition to the gouging of the seabed by the anchor itself.

This proposed anchorage corridor is an area targeted by sport fishing charter companies from Gabriola Island, Vancouver Island and the BC Mainland with up to a dozen sport fishers seen daily in the area angling for migrating salmon species. Sea bottom scouring by anchored freighters will destroy the environment necessary to support baitfish. Once the baitfish are gone, the other dependent species will follow ending a sports fishery that has prospered for decades. This will impact the commercial viability of our local marinas, marine outfitters and marine repair facilities.

The annual commercial Spot Prawn fishery, which includes Vancouver Island First Nation fishers, targets the same waters as the proposed anchorage and anchor chain scouring the bottom will negatively affect this lucrative species' habitat. Freighters arriving and departing the anchorage plus their swing distance at anchor will overlap the prawn fishing area with the likely effect of the ships snagging and destroy the traps.

Notwithstanding the negative aesthetic effect of anchoring large ships off a currently pristine residential and vacation community with the attendant noise, exhaust and light pollution, the proposed anchorage is going to destroy a rich marine ecosystem negatively impacting a viable commercial and sport fishery. The



**21. August 9, 2015**

**Thomas Winkler, Salt Spring Island**

On August 04, 2015 I was on Salt Spring (comments about staff deleted).

I was not impressed with the survey. It also had some technical flaws. How can the public know or advise how to divide up a budget in percentages?

Here is my comments:

1. **Protect the natural environment of the islands:** I think land use has the most influence on environment protection. For Salt Spring: Implement zoning that a family can operate with ONE CAR ONLY. Live in walking or bike distance to job, store and school. Pay off: Physical health of population, less green house gas more natural space.  
Outer Islands: Limit size of dwelling: ie Wise Island has mostly cabins, less than 1000 sf area. However the south and north point have two monster houses. The only one built with permits. The North end, (address removed) I guess 3000sf, 1 bedroom for a couple. I believe Island Trust granted a height relaxation, reasoning the foot print is smaller. The building appears from the ocean as a 4 story building! What was identified as a ecosystem is totally destroyed by the building process and will take decades to restore, with a great effort (It does not appear that the owner has any interest in that). How is process administered (I am totally confused if it is CRD or Island Trust)? The deck that supposed to remove still exists. The kitchen in the second house still exists. As mentioned before the environment is totally destroyed. Grade F!!
2. **Preserve Coastal Shorelines:** Most people that own waterfront like to have access to the water. Either they build a dock or a deck. If both are not allowed the trees will be cut to provide view and sunshine to the lot. I suggest that decks should be limited in size and be tasteful (difficult to administer).  
I am all in favor to provide public parks along shore lines. Even public parks should be managed. Many Arbutus trees loose the battle for light taken by needle trees. I suggest that needle trees are managed in order for Arbutus trees to thrive.
3. **Reduce our ecological foot print:** Land use is the key (I just learned that land use is not in the jurisdiction of the Island trust). Plan for ONE CAR FAMILY. Work where you live, walk to schools and stores. We have a long way to go!
4. **Protect water resource:** Obviously water is important resource and should be well managed. Conservation is key.
5. **Enhence community diversity and sustainability.** Ferry fares: **Implement a fair ferry fares.** The government promised that fares only rise as much as cost of living. Fares went up through the roof. Why can the government build bridges and freeways but gouge the ferry user. It is all the same system. Why is the fare the same from Tsawassen to Galiano the same as the fare from Tsawassen to Saturna. First route is half the distance compared with second route. Why is the fair double from Tsawassen to Galiano compared to Swatz Bay to Galiano if the distance is approximately the same?  
Obviously the planning is all about land use as per the document. If zoning is not the jurisdiction of the Island Trust than time spent on these issues are wasted.



6. **Improve organizational and cost effectiveness:** Easier said than done. Obviously there is a huge ineffectiveness. A system only works if it is embarrassed by the people. Why make all kinds of studies that will collect dust on the shelves and delay implementation. I not sure if the Island Trust is an effective institution. How can Island Trust have all these goals if it has no jurisdiction of Land Use Planning? Is it effective to have three people at the information stand, when two rather are somewhere else? Is it effective to present a board walk proposal that should have been built 20 years ago (Just build a floating walk on a shore lease)? Is it effective to have land use plan if people build without permits, like (name removed) does on (address removed) and there are no or small consequences? I emigrated from Switzerland in the 1980. The people there are total conformist. No one does minor or major bylaw infractions. However here in Canada anything goes and you wait until you are caught, but most likely you get away.
  7. **Cooperation and Integration with other level of Government:** Avoid duplication and create an environment of cooperation.
  8. **Community understanding Island Trust:** I thought I knew but I do not. For years Island Trust was involved in land use on Galiano Island (forestry lots) but now I am told that land use is not Islands Trust jurisdiction. I have to learn more.
  9. **Improve community engagement:** People including me are self centered and too busy and focused on their personal gain. If I would get email notification of building permit applications or read an article in Island Tides (Elisabeth May does an incredible job communicating with her constituency) I would be more engaged.
  10. **Vision:** Why have only a 4 year vision? A vision should consist of short term plan (4 years), medium term 8 year, long term 16 years. The plans would be evaluated every 4 years. Inventory taken and the vision extended and modified.
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22. August 9, 2015

Debbie Holmes Galiano Island

I note "*comments due by August 10, 2015*".

In the same edition of Islands Tides Saturna's Priscilla Ewbank describes the mood on the Gulf Islands so well : "*Summer is going full out. We have lots of visitors now- people connected to us by ties of friendship and family, and strangers who just decide that Saturna is the place they want to be.*"

Perhaps high summer is not the best time to ask the public for reflective insight into what Strategic Planning the Islands Trust Council need to focus their attention on for this upcoming term - just a thought. Summer aside, I have been thinking about the Islands Trust and what makes these islands that I have lived on for thirty seven years important, not just to me but to the people of British Columbia.

#### **Water and Forest**

The islands are notoriously dry, summits of a submerged mountain range. For a sustainable supply of water the people mostly rely on the water that moves below the ground, but it does not belong to them. The Precautionary Principle gains importance in decision making. The science of groundwater is inexact because the subject cannot be observed and must be assumed. Few decisions are made in landuse that might not affect groundwater but Forest practices would still come under PMFL. They have come under the Province for years but even they would seem to have limits. Research shows that an aquifer lying under or near land that has been clear cut can take up to twenty years to recover its natural balance or recharge/discharge.

The OCP formula for sustainable tree cutting on Galiano Island (no clear cuts permitted) laid out in the OCP is that used by the forest industry itself when (name removed) experimented with sustainable harvest on Galiano. It has not been challenged.

I believe groundwater and forests on the Gulf Islands are part of the unique amenities of the Islands Trust and therefore should be preserved and protected under the Mandate.

It would be wise for the dry islands in the Gulf of Georgia to write into policy (in their Official Community Plans) that all decisions that affect or might affect the supply of groundwater must comply with the BC Water Act or its successor soon to come into force, the Water Sustainability Act.

The wetlands, springs and small ponds could be protected in the OCP against alteration as they are identified and mapped, even those that dry in late summer. They all serve a purpose in the groundwater system and there is a connection between surface water (even seasonally so) and groundwater. A small pond can be like the tip of an ice-berg, usually the visible top of a larger pool of water-saturated ground that is realising groundwater below the surface for aquifer recharge.

The subject is now big enough to have its own committee to consult and keep track of research.

Of the elevated catchments of shale, surely only ignorance or greed would disturb or destroy with development this fragile and irreplaceable gift from the past. Protection should remain our gift to the future.

Throughout the trust area, the maintenance of forest cover is closely related to the continued productivity of groundwater recharge areas.

Gulf Islands forests are part of British Columbia's coastal Douglas-fir biogeoclimatic zone, unique in Canada and rare in the world, fast being changed forever by development. The few forest stands around Georgia Strait remain within the Islands Trust mandate area and in isolated coastal patches. The forest has its own value. It can also provide jobs and its landscape benefits the tourist industry, which in turn stimulates other commercial enterprises. In areas of the islands that have been settled, both the remaining forest cover and more isolated groves of trees are important features of the local environment, providing habitat for wildlife. Species such as Garry Oak thrive on the islands but are increasingly rare and therefore warrant special protection.

Forestry was proven to be a land use and not an extraction. Galiano was left with a burden of the frustrations of developers having ambitions in need of modification. A growth strategy to keep development compact and to prevent sprawl into forests and farms is essential to Strategic Planning. Vested interests continue to lobby against it.

#### **Vision Statement for The Islands Trust**

"As the present generation inherited these islands in a relatively preserved state, so this plan attempts to perpetuate this state and preserve the unique environment for future generations." (Galiano OCP preamble)

The Islands Trust Strategic Planning needs to give certainty in the face of mounting development pressure. I believe only certainty will give the Gulf Islands peace into the future. Without certainty I believe the Gulf Islands, so close to mainland and Vancouver Island pressures will never enjoy peace and healing, and the quiet quality of life which we chose and which our visitors value.

The past has been struggle, the present leaves a legacy, the future will be our judge.

#### **Appropriate Economic Development**

It is clear the Islands Trust Policy Statement subjugates economic development to its Preserve and Protect Mandate, specifying that trustees are empowered to "address economic opportunities" only in so far as they are "compatible with conservation of resources and protection of community character" and it is

defining "community character" that lies at the heart of the conflict that has trailed islands politics for nearly forty years. While the exact population numbers have not been calculated, roughly more than half the islanders want to Preserve and Protect what they moved to the islands for - while the other portion consider themselves the original stock of "community character" and would therefore like to cash in on it. It would be a mistake for the Islands Trust to now see themselves in a role as Developer.

### **Ferries**

It is public record that on Galiano seventy percent of the traffic on Route Nine of the BC Ferries disembarks at Sturdies Bay through out the summer months. There seems to be a negative sentiment voiced by Trust Council about ferry fares. It is embarrassing to hear representatives of Trust Council on radio voicing a subject outside the Preserve and Protect Mandate surely all islands have a Chamber of Commerce or a Rate Payers Association.

I found interesting reading this summer in an article from the folksy magazine "Our Canada" . The article was called "Victoria BC - In Search of Canada's Palm Tree Capital" (July 2015) by David Lee, Chilliwack BC *"...My favorite part of our trip was the BC Ferries ride through the Gulf Islands. It was like a mini-cruise with blue water, sun and the dark green evergreens lining the rocky coast. Fishing boats, sailboats and pleasure craft cruised between the islands, leaving sparkling white wakes. Gulls followed the ferry looking for a handout and quite often hitched a ride. There's always a chance to spot orcas and porpoises, so we kept scanning the water ..."*. The author never complained of the cost of the trip. Of note is the positive impact of the Islands Trust Area on tourism with people in transit to and from the mainland. Trust Council needs to remind government of the role it plays in tourism when looking for support of the Mandate.

San Juan County's perspective (June Trust Council 2015) is that individual initiative with transportation is always encouraged however " the last thing they want is not having ferries serve us because we are undermining that".

### **Community Housing needs**

On the San Juan Islands a percentage of 1% of the sale of any property goes into a Housing Trust Fund , it is used to acquire land. All their affordable housing is based on an ownership model, 99 year lease. In Strategic Planning young families are the future of the islands and the diversity of ages is essential to any community that is alive and growing.

Trust Council needs to study the San Juan model closely and then work with Provincial government to create enabling legislation. Council also needs to look to its OCPs to create an ownership, 99 year lease model for community housing needs. Galiano had the Heritage Forest Development option where 1% of the development of the forest went to a land trust for affordable housing. Sadly subsequent trust committee's removed that option, leaving nothing similar in its place.

### **Shoreline and Marine Planning**

In Strategic Planning **storm water** becomes a major issue, groundwater flow management and monitoring of run off. Roads are the main culprits in causing toxic run-off from traffic. Domestic roads and driveways should be gravel.

**Toxic Dump Sites** through out the Trust Area need to be identified and monitored to prevent future dumping.

**Industrial Marine Traffic** is increasing on both sides of the US/Canada border: LNG plant in Puget Sound, oil and gas terminals, Delta Port to name a few. Strategic Planning needs to address a **permanent emergency response base** in Sidney. San Juan Islands brought our attention to this at the June Trust Council. The future Member of Parliament (whoever that may be) for Saanich and the Gulf Islands must make

construction of such a facility an election promise. It is a Federal responsibility and taxpayer dollars should be committed to it now.

Delta Port is a 24/7 operation that is not yet built out, the noise already reaches across the Strait - Strategic Planning should address the **noise pollution** of the facility before it is too late.

**Derelict vessels** - the authority to remove in a timely manner vessels that are abandoned or leaching is an issue that gets little attention from senior government.

**Whale watching Industry** - whales are the largest marine mammal in the Trust Area waters and watching them is a multi-million dollars industry. Strategic Planning must put the well-being of the whales on the top of its environmental index. Guidelines for set-backs of boats to the mammals must be enforced - again the future MP of Saanich and the Gulf Islands needs to be accountable for their safety.

### **Budget**

It is hard to hear complaints from Trust Council of budget restraints mixed with very large grants for **First Nations** outreach programs. The outreach is appropriate and welcome but the funding for it should come from our Federal government through the future MP of Saanich and the Gulf Islands. I believe it sends mixed messages to the Trust Area tax-payers to be the sponsors of the grant. Mayne Island hosted a lovely First Nations outreach this summer, perhaps Strategic Planning should study their model.

**SaltSpring Island Incorporation Study** and Budget, the discussion of another urban island considering incorporation sounded familiar. I have an understanding of Bowen Islands process and the enormous amount of Trust Council time spent on it. Council needs perspective on this study. The study will go ahead, there may or may not be a referendum - SaltSpring Islanders will decide. Wouldn't it be better for the other islands to have a "hands off" approach to SaltSpring's planning and focus instead on the many advocacy issues that need attention.

Bowen Incorporation is a good example - the sky is not falling. Should SaltSpring incorporate - we heard at June Trust Council, that it would mean perhaps a \$ 60 to \$80 dollar tax increase per property outside the incorporation area - that's not much.

**Transparency** - it is disturbing to hear of Islands Trustees meeting in large groups without public invitation or notice. It leads to calls of backroom deals and suspicion. Strategic Planning must be transparent, I do not want our elected trustees to operate outside the structure that has served us so well.

**The Islands Trust as Regional District** would in my opinion, be a mistake. A concern often heard at Trust Council is how to manage the work load, adding to that seems frivolous. Those Islands that chose incorporation will have most of the concerns a regional district has with the associated cost. I believe it serves the Mandate well to work with other levels of government to educate and possibly further the directives in the Policy Statement.

**Office location** is a question that also receives attention and debate of Trust Council's time. I would like Strategic Planning to reflect on the electoral boundaries of Saanich and the Gulf Islands. The boundary in Saanich goes in to what most would consider Victoria. The people of Saanich have life styles similar to those living on the Gulf Islands, we are an agricultural, marine loving, environmentally aware diverse population. In the present Fort Street location the office is accessible for both the southern and northern trustees. The office is not far from the Saanich Gulf Island electoral boundary. The urban component to the electoral boundary dominates the voting base - we need the support of those urban voters when it comes to the Southern Gulf Islands and their advocacy issues.

## **Agriculture**

The islands are developing delightful Farmers Markets. This initiative is growing in abundance and diversity. I would say that gardening is a large part of the community character of the Gulf Islands. A quote from May Sarton describes it " *Everything that slows us down and forces patience, everything that sets us back into slow circles of nature, is a help. Gardening is an instrument of grace.*" Saanich also has this feeling and when I buy local produce from a store on Mayne Island the clerk is not embarrassed to say we include Saanich produce as "local".

## **Urban Technology - wireless**

Strategic Planning needs to address a telecommunications strategy that does not see the islands inundated with cell towers of unknown frequency and emissions throughout the Trust Area. Microwave towers whose sole purpose is to serve the needs of the travelling public between the mainland and Vancouver Island.

Emergency Service Providers have their own independent system of communication - the CREST system. It is well documented that cell phone service in an emergency is sketchy because of the over load on the system. A letter from Elizabeth May MP June 2015 "*While both cell phone usage and internet access should be enhanced throughout the Gulf Islands, I also appreciate my constituents' concerns related to microwave radiation emitted by communications equipment. My stance when potential health and environmental risks are involved is to exercise the precautionary principle until the science is settled. There is middle ground in locating facilities far from homes and in a site that is zoned for telecommunications purposes. Those zoning decisions are not within my jurisdiction.*"

On Galiano Island, Rodgers recently proposed locating a cell tower on an identified fault line, on a spot that has received 79 earthquakes within a 5 km radius (over the last twenty five years). The proposed location was also within 500 meters or less of several single family dwellings and one dwelling has a bee farm the owner was concerned as the bees already are adjatated by the use of his cell phone. The Local Bylaws prevented the construction of the structure.

## **Environment**

In the newspaper ad for Strategic Planning I could barely read the word inside the balloon held by the little old lady - in type face smaller than any other balloons was the word "environment".. High lighted instead and very readable were " budget, ferries and community". From the advertisement I would think you are trying to tell me "environment" is old and walks with a cane.

The dictionary defines:

**"environment** "the totality of the physical conditions on earth or part of it, esp. as affected by human activity."

**"environmentalist** "1. a person who is concerned with or advocates the protection of the environment. 2. a person who considers that environment has the primary influence on the development of a person or group."

**"environmentally friendly** " not harmful to the environment."

**"Trustee** 1. Law a person given control or powers of administration of property held in trust with a legal obligation to administer it solely for the purposes specified. "

In 1974 the Islands Trust Act was enacted for the protection of some 450 islands and islets on the advice of an all-party Standing Committee. It had reported to the Legislature: "*Our belief is that the islands are too important to the people of Canada to be left open to exploitation by developers and speculators*" Under the Act the local trust committees were to protect the islands, their only instruments being land use regulation.

Those who are impartial will recognize that the Islands Trust needs strong bylaws.

I hope I misread your suggestion that "environment" is an old lady, a figure of the past.

Planning evolves and it is the past that holds the future.

Thank you for this opportunity to comment.

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**23. August 9, 2015**

**Brian Aldous, Gabriola Island**

- 1) Forcefully and tenaciously request that the Federal Government add the waters off Sandwell & Whalebone to part of Marine Protected Water Zones, as per the remainder of the Gulf Islands waters. This was a conveniently omitted "gap" to provide for anchorage opportunity and also B.C. Ferry mainland ferry terminal location if the "bridge" is approved. Province advised that they did not know why they were omitted areas, when I asked a couple of years ago. Wildlife abounds in the waters off our northern shore; just take a walk to Sandwell any April morning to see the herring run, thousands of sea birds, seals and sea lions that congregate there at that time. Achorage, ferry terminals and what comes with both would be sacrilege.
  - 2) Like to see the Islands Trust be much tougher in speaking out for preservation and protection of these islands for future generations. Priority #1.... Gets some teeth please...
  - 3) As the lower mainland/ Vancouver gets over built and over populated our islands need to be protected and not allowed to develop into service areas for the mainland and trashed in the process. Spill over from English Bay (not in our backyard syndrome) is not acceptable for Gabriola and the Gulf Islands.
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**24. August 9, 2015**

**Julia Roper, North Pender Island**

I am making just one point in this email and that is concerning fresh water on our islands, specifically North Pender Island. **I believe there should be a moratorium on all development on North Pender Island until we can more fully understand the limits of our fresh water supply.**

I do not see how the Islands Trust can realize any of its 11 objectives without an ample supply of fresh water. And to insure that we have fresh water we need to study the situation and then plan our development accordingly.

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**25. August 9, 2015**

**Jim Burrows, Pender** (*did not state North or South Pender*)

I live full time on Pender and have for over 10 years.

I appreciate the opportunity to provide you with my comments regarding your planning exercise.

I think the Islands Trust is trying to be all things to all people.

As a result, you have lost focus on your Preserve and Protect mandate which is captured in your first 4 objectives only. The remainder of the objectives are superfluous and only result in compromises being made to satisfy everyone. Look around..... the Islands are not being preserved and protected. The islands are being turned into Disneyworld North, catering to tourists and businesses. You could call it, the commercialization of the Gulf Islands.

The Trust should be adamant, if not rabid, about preserving and protecting through appropriate land use planning. You should leave the other objectives to the many other government bodies that hold an appropriate mandate.

Thanks for listening, I hope you can achieve a meaningful focus for the Islands Trust in keeping with your mandate to Preserve and Protect.

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**26. August 9, 2015**

**Akasha Forest, Galiano Island**

Thank you for providing this opportunity to provide comments to the Draft Strategic Plan for the Islands Trust 2014-2018. Please see attached document (in 2 formats) which is based on a presentation I made to Trust Council in June 2015. I appreciate the work being done by the Trust as it positions itself and its resources to address the Trust Area's most pressing priorities.

***\*Documents attached***

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**27. August 9, 2015**

**Thomas Harding and Elizabeth Beale**

Please consider the following a response to the suggestion that the Gulf Islands might form their own regional District:

- Possible title: Islands of the Salish Sea Regional District.
  - No island should be legislated in. Each island should be free to choose in or out, in the beginning or at a later date.
- Our major concerns are with the Building Code:
  - Nowhere in the whole of creation does "one size fit all." That is a human construct, designed--I suspect--to save money and streamline bureaucracy.
  - Certainly an urban situation is not an appropriate model for "one size fits all."
  - Building codes are necessary. But we need a code with alternatives-alternatives that support island concerns.
  - A major island concern is: How can young people afford to make their home on our island? Even if they can afford the down payment on a piece of land, they cannot afford to build according to the present code.
  - The present code seems to restrict "green" and "sustainable" to a concern over heat loss: thus hermetically sealed houses and a significant increase in insulation, expensive windows, doors, skylights, etc. There are many other factors involved in "green" and "sustainable" building: including building size and the use of alternative materials and methods of construction.
  - There has been major progress in water collection, power production and waste disposal. The present code offers very little room for experimentation.
- A further concern which might be easier to address in an islands regional district is the suggestion that a complaint-driven system needs to have a mediation component built in. This is much more important in the midst of natural communities such as islands than it might be in the more anonymous urban context.

We would be happy to be a part of any on-going discussions around the suggestion of the formation of an Gulf Islands Regional District.

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**28. August 10, 2015**

**Bev Park, Gabriola Island**

Thank you very much for seeking input to your strategic planning process. We are part-time residents of Gabriola Island and wish to request the Islands Trust Strategic Planning process focus on preventing the Pacific Pilotage Authority from anchoring cargo vessels off the shores of Gabriola Island.

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**29. August 10, 2015**

**Graham Brazier, Denman Island**

**2. PRESERVE and PROTECT coastal shorelines and marine areas**

This section looks like more of the same approach that has been unsuccessful over the past two or three terms. Advocacy has been ineffective. Something more fundamental has to change here if marine areas are to be protected. Consideration needs to be given to upping the ante in all ways possible, including administrative structural changes which marshal and focus marine expertise. (The present Committee structure is nothing but bewildering to those of us on the outside.) A fundamental and logical division between land issues and marine issues begs to be reflected in the committee structure and hiring practices of the Islands Trust.

Upping the ante may also involve the creation of a 'task force' devoted to addressing marine issues including consideration of the advantages of shifting the responsibility for marine zoning from LTCs to Trust Council, the flexing of legal muscle and any and all means of advancing the protection of marine areas.

**6. STRENGTHEN relations with First Nations**

Commendable statements; they must not be afterthoughts.

**7. IMPROVE organizational cost effectiveness and resilience**

The Islands Trust has a vision, it is sec. 3 of the Islands Trust Act. Trustees must not accept a salary from the Trust while they ponder actions at odds with the object of the Trust: this would include "begin preliminary investigations into the possibility of forming a Gulf Island Regional District." This section should be removed from the strategic plan and not take up Trust sponsored time.

**11. HAVE a vision for the Islands Trust Area**

See above

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**30. August 10, 2015**

**Marguerite Parker, Campbell River**

Attached is the submission from the Aboriginal Aquaculture Association to the Islands Trust Strategic Plan in response to invitation to submit comments. Please contact me if you were unable to open the attachments. Also if you could please confirm that you received this email.

Thank you for your consideration.

***\*Document attached***

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### 31. August 10, 2015

**Peter Lamb, Salt Spring Island**

I would have appreciated more time to provide comments on the new Strategic Plan but I have one overriding issue that must be fully addressed.

The world is experiencing some of the serious effects of a changing climate and the Trust Area is not immune. Water shortages, wildfires and sea-level rises are the major impacts facing the Islands Trust in its work to really preserve and protect the islands.

I would like to see Trust Council elevate the issue to a top priority and give clear direction to Local Trust Committees to not only provide appropriate objectives and policies in OCPs but also to give priority in work programs to **implementing** those policies. This would include support for local groups and organisations when and where might be most effective.

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### 32. August 10, 2015

**Ted Fullerton, Gabriola Island**

Your mandate is now perhaps 30 years old. I'm glad you are refreshing your strategic plan. I suggest you go all the way and do a complete reinvention of yourselves. A complete revisit of all your founding principles and your core mandate. A strategic plan would flow from that.

Your advocacy efforts are heartwarming but not very effective. Letter writing and attending meetings just does not seem to be yielding any upward or forward progress. The island is losing population, most properties are losing value, the business community is totally stressed, working people cannot afford to work and live here any more, BC Ferries continues to get away with genocidal behavior through their fares, new large ship anchorages are appearing with no warning, existing anchorages are being used more and more by larger and larger ships, our drinking water remains uncontrolled, we have to fight garbage incinerator proposals mostly on our own, no one official government agency seemed to want to solve our gun club noise complaints issue, no one has the appetite to tackle bad air quality issues from industrial pollution and wood smoke. I don't have much hope that the Trust can really do anything important for Gabriola. I am certain you can continue to be ineffective and annoying.

Thank you for getting a few rules sent by letter to ships which might park in these overflow anchorages. I wonder if their behavior while anchored has improved. Another disappointing advocacy result, particularly because a solution for Cowichan Bay anchorage situation is to move some of the anchorages to Gabriola. Way to go, selective preserve and protect.

And now, the most recent insult is the proposal for five new anchorages off our North coast. If the preserve and protect mandate is indeed at the top of your mandate list, it's very hard to tell from your actions on this proposal. It's very hard to tell that you have acted at all on this. It's baffling that the preserve and protect mandate has not propelled you into immediate, loud, unequivocal, repeating NO messages to the proponents. Why are you silent? What is it you are preserving and protecting? Stand up now and make a statement. Say something. At least say you have no jurisdiction and can therefore not preserve and protect (again).

Perhaps you are handcuffed by the provincial legislation that created you, perhaps you have no control over your mandate or have very few policy and monitoring tools you can use. Well then, lobby for a provincial review of your founding legislation, go right to the core of your purpose and do an overhaul.

Maybe I'm wrong but I thought that in addition to the provincial legislation, a wide public input process led to your current mandate. It established the no bridge thing for example. There are more and different people here now, maybe things have changed. Strategic plan review is good, a complete existential review is what I'm suggesting. A wide prolonged public input process, not just a brief strategic course correction. Maybe you shouldn't exist or maybe you should have a completely different mandate, stuff you can't get at through the strategic review which assumes certain things are already set.

I see a difficult to pursue mandate with little real achievements. I see very little power to make things happen, overlapping jurisdictions between you, the RDN and Nanaimo. I see an annoying focus on small preserve and protect issues like steep slopes and riparian areas. The little fish and the crumbling slopes will not matter in an industrial park. I say it's time for you to get serious or go home. I like the preserve and protect thing. I also like living here and want a thriving situation for humans, animals, plants, visitors.

There is a balance somewhere in all of that. I think you have focused on the wrong ends of both mandates. You are not preserving and protecting us from heavy industry or the abusive BC liberals or the abusive BC ferries. You are protecting little fish and steeply sloped soil and gravel. You are protecting this place FROM the inhabitants and NOT from industrial and political pressures which seems totally backward to me. This is why I suggest a complete overhaul of your entire reason for being. Start over. This could be the best place on the planet but you are letting it slide into heavy industry and allowing the BC liberal depopulation strategy to win. Stop fooling around, get serious or quit.

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### **33. August 10, 2015**

**Pam Thompson, Gabriola Island**

I have also completed the survey but want to emphasize with this email my request to the Islands Trust to put at the top of your priority list for the coming months (years) the need to stop any attempt to introduce heavy industry in the lands and waters you are legislated to preserve and protect.

The most recent and imminent threat of introducing heavy industry into the heart of a gulf island is the current proposal to establish 5 anchorages for cape size ships along the full length of the northeast shore of Gabriola Island. Allowing these anchorages will essentially turn the currently pristine and ecologically sensitive northeast shore of Gabriola into an industrial parking lot.

It is essential that the Islands Trust provide leadership to stop these anchorages in keeping with your legislated mandate to “preserve and protect the Trust Area and its unique amenities and environment for the benefit of the Trust Area and of British Columbia generally” (page 5 of the Islands Trust Policy Statement, April 2003). It seems to me the whole purpose of the Islands Trust is to protect our beautiful gulf islands for the enjoyment and recreation of all British Columbians and Canadians for that matter – and the introduction of freighter anchorages goes against everything the Islands Trust stands for.

Please – we need your leadership and resolve on this issue. Throughout the Islands Trust Policy Statement is the constant referral to the beauty, fragile ecosystem, uniquely beautiful area that is the gulf islands. This will be totally lost for Gabriola if these anchorages go through. Please do not let this happen.

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### **34. August 10, 2015**

**Judy Armstrong, Denman Islands Trust**

As a resident of DENMAN ISLAND, I propose and support the TC to undertake some strong and meaningful ACTIONS and POLICY to ensure the shores of our Islands do not become 'INDUSTRIALIZED' by commercial business such as 'aquaculture rafts, farms, driving on the beach, creating an unnatural marine

environment, that looks like 'farm patches, debris and waste just thrown into the waters to wash ashore. Left behind nets and rebar has created unsafe areas for public enjoyment and 'my own family' who so enjoy the beaches.

I should not have to take my own grandchildren to a designated safe beach, when I am a TAX paying land owner on the waterfront. All beaches should be useable and not dumping grounds. Any changes, modifications, structures or equipment use in front of waterfront land owners should be 'notified, consulted and agreed' prior to any change or implementation.

As an upland owner, I TOO have rights of property ownership. Most of the commercialization resulting from the aquaculture industry is being done WITHOUT consultation of upland owners. The shores and beaches of Denman are at risk of becoming industrial parks where commercial industry freely rejects any consideration of our marine environment until they have extracted all value from the land. I question the shellfish lease purchase is a money maker to the Province of BC, but no revenue income or royalty returns to Denman Island LTC to repair, rebuilt or even support the initiatives of our residents or their concerns.

- A NEW CONCERN to BC Islands and Coastal Communities, is the off shore mooring and 'live aboard' vessels that are coming to our waters to be used as 'free' moorage and living accommodation. Yes, summer visitors anchoring for a week or two is a recreational aspect, But as more and more BC harbours and waterfront communities BAN the long term live aboards and derelict vessels being anchored in the off shore waters, I feel it prudent that DENMAN establish a strict and enforceable policy regarding live aboard vessels and long term moorage to ensure our Island does not become the home to visual trash by vessel who are anchor for months or years, only to wash ashore and further pollute our waters and beaches..

As well, I ask Trust Council to do more than just advocate for a healthy environment by lobbying all levels of government and asserting the powers given them under the Local Government Act. I ask TC to also actively support its Local Trust Committee's zoning bylaws and ensure that all referrals are sent to the **elected** members of LTC's for comment.

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### 35. August 10

Helen O'Brian, Mayne Island

In response to the Trust's public consultation process of the draft 2014 - 2018 Strategic Plan Malcolm and I commend the inclusion of **2.3 Advocate for protection of the Salish Sea and Howe Sound re shipping safety, derelict vessels and industrial activities** as well as **2.5 Work with San Juan County to have a coordinated oil spill response strategy**. As you well know these are two areas of particular concern to us and to the Mayne Island Conservancy as outlined in our letter of comment to the NEB re. the proposed Trans Mountain pipeline expansion project.

In **1.1 Encourage voluntary stewardship of natural environment** we would like to suggest that the Mayne Island Conservancy (MICS) and others be consulted, possibly contracted, to assist in this area. MICS already has a successful landowner contact programme in place on Mayne and have considerable experience in both terrestrial and nearshore mapping. MICS could also offer assistance under **1.7** in developing a planning toolkit to illustrate how to protect coastal Douglas fir and associated ecosystems. We also recommend that a similar clause as in **1.5** be added to **2**, "to protect biodiversity priorities identified in coast shorelines and marine areas."

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**36. August 10, 2015**

**Nancy Wigen, Salt Spring Island**

Too many people take for granted, have forgotten, or don't know what a treasure we have here.

The first priority for the Trust should be to advertise, publicize, and make its unique value known by whatever medium is likely to reach the most people.

The Trust is vitally important not just for us, not just for BC., not even just for Canada, but for the world, recreationally, environmentally, creatively and spiritually.

Too many people are unaware of its importance, uniqueness, fragility and irreplaceable value.

Thank you for being there for us, preserving and protecting these beautiful Islands.

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**37. August 10, 2015**

**Lori Brind, Bowen Island (left voice mail, transcribed below)**

Single most important issue for seniors to keep living on the island is emergency health response. Delays have resulted in death.

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**Letters/Attachments:**

- #10 Stephanie Buffum, Friday Harbour, WA
- #11 Judith Graham, Gabriola
- #26 Akasha Forest, Galiano Island
- #30 Marguerite Parker, Campbell River
- #38 Jamie Lawrence, Gabriola
- #39 Bev Bullen, Hornby Island

## Particularly Sensitive Sea Areas and the Salish Sea

*To reduce the risks posed by increases in fossil fuel exports, FRIENDS of the San Juans is leading a trans-boundary effort in both Washington State and British Columbia to designate the Salish Sea as a Particularly Sensitive Sea Area (PSSA) under the International Maritime Organization (IMO).*

### Quick Facts about PSSAs:

- A PSSA designation is the premier global tool a community can adopt to protect a uniquely important marine ecosystem from the threats posed to it by international shipping.
- A PSSA is officially defined as an area in need of special protection through the International Maritime Organization due to its ecological, social, cultural, and economic, or scientific significance and because of its vulnerability to damage by international shipping activities.
- There are 14 PSSAs in the world, with two in the United States: one near Hawaii and the other in the Florida Keys.
- For more information about PSSAs: <http://pssa.imo.org/>

### Pursuing a PSSA Designation for the Salish Sea

The Salish Sea includes the Strait of Juan de Fuca, the Strait of Georgia, Puget Sound, and all their connecting channels and adjoining waters, including the waters around and between the San Juan Islands in the U.S. state of Washington and the Gulf Islands in British Columbia, Canada. There are approximately 7 million people living within the immediate watershed of the Salish Sea which includes the major cities of Seattle, Tacoma, Victoria and Vancouver. The Salish Sea is also home to many threatened or endangered species including Southern Resident killer whales, marbled murrelet seabirds, multiple species of rockfish and chinook salmon.

With our waterways already crowded and intense increases in international shipping traffic proposed, a PSSA designation can synchronize the Salish Sea's complex, and often conflicting, domestic and international laws and policy goals.

### Impacts

When an area is approved as a PSSA, specific measures can be used to control the maritime activities of large international shipping vessels in that area. These measures include routing requirements, strict application of discharge and equipment requirements for ships, and installation of Vessel Traffic Services.



## *Particularly Sensitive Sea Areas and the Salish Sea*

### **PSSAs and Tribal Communities:**

The social, cultural, and economic importance of a region for indigenous communities is an important aspect of the IMO's criteria for deciding PSSA designations. The needs, rights and vulnerabilities of indigenous groups would be clearly and specifically recognized in a PSSA. PSSAs recognize the importance of cultural areas and usual and accustomed fishing areas; it is not a marine protected area. The participation of indigenous communities also weighs heavily with the International Maritime Organization, and support from northwest tribes is essential to having a PSSA adopted.

### **What we're doing:**

- Friends of the San Juans is working with tribes, scientists, government, industry, and non-governmental partners to draft the nomination report that will create protections tailored to the region, which will have a positive impact for wildlife, marine habitat, air quality, and the people who live, fish and recreate in the Salish Sea.
- In 2014, Friends of the San Juans presented a PSSA feasibility study at the Salish Sea Conference, the Tanker Safety Summit sponsored by Musquem Nation (attended by 150 BC Tribal leaders), Tribal Councils at Lummi, Tsawout and Samish Nations, Northwest Straits Commission, Puget Sound Partnership Local Integrating Organization, Harbor Safety Committee members, US Coast Guard, and Department of Ecology marine managers meeting (26 trans-boundary agencies and tribes). At all of these presentations, support for establishing a Salish Sea PSSA has been strong.
- For more information on this effort contact Stephanie Buffum at [Stephanie@sanjuans.org](mailto:Stephanie@sanjuans.org) or 360-378-2319.

**There are 14 PSSA's in the World. Help make the Salish Sea the 15th!**





# A Global Solution to the Risk of International Shipping in Particularly Sensitive Sea Areas:

## A Feasibility Study for the Salish Sea

Prepared by FRIENDS of the San Juans for the  
Samish Indian Nation



*Presented at the Salish Sea Conference  
Seattle, Washington  
May 2, 2014*

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## The Risk

Since the 1960s, the waters of the Salish Sea (and especially the Juan de Fuca Strait and Puget Sound) have not only been exposed to the risk of oil pollution, they have also had to deal with actual oil spills and pollution. Since the 1980s, there have been six significant spills.<sup>1</sup> These larger spills have been in addition to dozens, if not hundreds (depending on how the counting is undertaken), of lesser spills. These lesser spills have still cost hundreds of thousands, if not millions of dollars, once the costs of the cleanup, restoration and fines are totaled.<sup>2</sup>



In large part, these accidents are due to the heavy shipping traffic in this area. Currently, around 11,000 large vessels and oil barges transit to and from the San Juan Islands Figure 1. This figure includes over 1,322 oil tankers, each of which carries an average of 30 to 40 million gallons of crude oil. Around 4,300 of these large vessels are destined for United States' ports in Puget Sound.

The other 6,250 make for Canadian ports. This level of shipping traffic already comes with a certain inherent level of risk. For example, between 1995 and 2005, there were 1,462 accidents and 1,159 incidents reported.<sup>3</sup> Projections for future growth in shipping suggest that the number of total transits, when viewed cumulatively of all the proposed projects currently foreseeable in the region, transiting through the Salish Sea could increase by thousands, - possibly doubling.<sup>4</sup> This increase in traffic, type, and size correlates with an increased risk of accidents.<sup>5</sup>

<sup>1</sup> Ross, W. (1973). *Oil Pollution as an International Problem: A Study of Puget Sound and the Strait of Georgia*. (University of Victoria Press, Canada). Vagners, J. (1972). *Oil on Troubled Waters* (University of Washington Press, Seattle). The recent examples include the *Arco Anchorage* which, in 1985, spilled 239,000 gallons of crude oil off the Strait of Juan de Fuca. This incident was followed; in 1988, by the barge *Nestucca* which spilled 231,000 gallons of crude oil in the outer coast near Grays Harbor; in 1991, the cargo ship *Tuo Hai* which collided with the fishing vessel *Tenyo Maru* spilling 400,000 gallons of heavy oil outside the entrance of the Strait of Juan de Fuca; in 1999, the explosion at Olympic Pipeline, killing 3 and spilling 277,000 gallons of gasoline into Whatcom Creek in Bellingham; in 2003, the Foss barge spill at Point Wells spilled approximately 4,700 gallons of heavy fuel during a transfer in Snohomish County; and, in 2004, the Conoco Phillips oil tanker *Polar Texas* spilled 7,200 gallons of ANS Crude oil while the ship attempted to introduce ballast water into its oil tanks. See Department of Ecology/Puget Sound Partnership (2011). *Improving Oil Spill Prevention and Response in Washington State: Lessons Learned From the BP Deepwater Horizon Oil Spill*. (DoE, Publication Number: 11-08-002). 7.

<sup>2</sup> US Fed New Service (2007). 'Oil Cleanup Continues in Puget Sound'. 28 Feb. DiBenedetto, B. (2006). 'Polar Tankers to pay \$540,000 fine for Puget Sound spill'. *Journal of Commerce* 16 Oct: 1. Note also, US Fed News Service. (2009). 'Tug Company Fined For Puget Sound Oil Spill'. 19 Nov. Ramasamy, E. (2006). 'ConocoPhillips to Pay \$2.31 Million for Puget Sound Crude Spill'. *Platts Oilgram News*. October 18.

<sup>3</sup> Hass, T. (2012). *The Vessel Traffic Risk Assessment for BP Cherry Point and Maritime Risk Management in Puget Sound*. (Puget Sound Partnership). 5. van Dorp, J. (2008). [Assessment of Oil Spill Risk due to Potential Increased Vessel Traffic at Cherry Point, Washington](#).

<sup>4</sup> Pacific International Terminals, Inc. (2011). *Project Information Document, Gateway Pacific Terminal*, Whatcom County, Washington. 304 p. Also, *Vessel Entries and Transits: 2011 WDOE Publication 12-08-003* April 2012

<sup>5</sup> Montewka, J. (2012). 'Determination of Collision Criteria and Causation Factors Appropriate to a Model for Estimating the Probability of Maritime Accidents'. *Ocean Engineering* 40: 50–61.

# 1. The Vulnerabilities

The prima-facie risks that the Salish Sea faces from a serious accident involving international shipping are those related to:

1. The territories, resources, practices and commercial enterprises of indigenous groups.<sup>6</sup>
2. Endangered Species, with overlapping national, regional and international conservation obligations for, inter alia, bird life,<sup>7</sup> marine mammals (and the Southern Resident Killer Whale in particular),<sup>8</sup> fish, and specifically Chinook salmon.<sup>9</sup>
3. Protected areas, ranging from the World Heritage Olympic National Park, the Olympic Coast National Marine Sanctuary (already an IMO Area to be Avoided), sites protected under the 1966 National Historic Preservation Act,<sup>10</sup> and a multitude of local marine protected areas.<sup>11</sup> Of note, in 2013 President Obama signed a proclamation creating the San Juan Islands National Monument. This covers recreational areas, cultural sites, historic sites, and endangered habitats.<sup>12</sup>
4. A tourist economy, heavily based around the natural values of the area. For example, the San Juan Islands, alone, receive around 700,000 tourists per year, in an industry worth over \$158 million per year. This tourism, as with all nature-related tourism in the region has very strong growth potential if carefully managed. However, any major

<sup>6</sup> Norman, E. (2013). 'Spatial Politics, Ecocolonisation and the Politics of Calculation in Boundary Bay'. *Area*. 45 (2): 100-114; Ayers, C. (2012). 'An Exploration of Salish Peoples' Attitudes Towards the Establishment of No-Take Zones Within the Salish Sea'. *The Canadian Geographer*. 56(2): 72-89; Castleden, H. (2012). 'Community Based Participatory Research Involving Indigenous Groups in Canadian Geography'. *The Canadian Geographer*. 56 (2): 69-81; Townsend, C. (2011). 'Not a Museum But a Cultural Journey'. *The Journal of the Royal Anthropological Institute*. 17(1): 67-82; Singleton, S. (2009). 'Native People and Planning for Marine Protected Areas: How Stakeholder Processes Fail to Address Conflicts in Complex, Real World Environments'. *Coastal Management*. 37 (5): 340-360; Wahbe, T. (2007). 'Building International Indigenous Peoples' Partnerships'. *Ecohealth*. 4(4): 17-34; Fraser, D. (2006). 'Collaborative Science, Policy, Development and Program Implementation in the Transboundary Georgia Basin/Puget Sound'. *Environmental Monitoring and Assessment* 113 (1) 134-150; Hilderbrand, L. (2002). 'Cooperative Ecosystem Management Across the Canada-U.S. Border'. *Ocean and Coastal Management*. 45 (6): 189-192; Trosper, R. (2002). 'Northwest Coast Indigenous Institutions That Supported Resilience and Sustainability'. *Ecological Economics*. 41(2): 103-134.

<sup>7</sup> Domico, T (2007). *Natural Areas of the San Juan Islands*. (Turtleback, Washington). 59-64, 81, 158. Johnson, C & J (2011). *Birds and Habitats of the Puget Sound Area* (Orange Spot, Seattle). Downing, J. (1983). *The Coast of Puget Sound*, (University of Washington Press, Seattle). Washington Department of Fish and Wildlife Program (2009). *Status and Trends of Marine Birds in Washington's Southern Puget Sound*. (WDFW, Seattle). 7-8. Washington Department of Fish and Wildlife (2006). *Nearshore Birds in Puget Sound* (Washington Department of Fish and Wildlife Technical Report 2006-05, Seattle). A number of species which frequent Puget Sound, which forms part of the Pacific Flyway, are listed as protected under the Migratory Bird Treaty Act. Note also the *North American Waterfowl Management Plan between Canada and the United States*.

<sup>8</sup> National Marine Fisheries Service (2011). *Southern Resident Killer Whales: Five Year Review* (NMFS, Seattle); NOAA (2008). *Recovery Plan for Southern Resident Killer Whales*. (NOAA, Washington). 2, 56-58; Department of Commerce, NOAA, *Endangered Status for Southern Resident Killer Whales*. 50 CFR Part 224. Final Rule. As printed in the Federal Register /Vol. 70, No. 222 / Friday, November 18, 2005 /Rules and Regulations 69907.

<sup>9</sup> National Marine Fisheries Services (2012). *The Effects of Salmon Fisheries on Southern Resident Killer Whales: Final Report of the Independent Science Panel*. (NOAA, Seattle). 3-4. National Marine Fisheries Service (2011). *Southern Resident Killer Whales: Five Year Review* (NMFS, Seattle). 6; NOAA, *Endangered and Threatened Species; 5-Year Reviews for 17 Evolutionarily Significant Units and Distinct Population Segments of Pacific Salmon and Steelhead*. 50448 Federal Register / Vol. 76, No. 157 / Monday, August 15, 2011 / Proposed Rules. Note the Fish and Wildlife Coordination Act, the Magnus-Stevens Fishery Conservation and Management Act-Essential Fish Habitat, and international conservation efforts under the 1985 Pacific Salmon Treaty.

<sup>10</sup> McNulty, T. (2009). *The Olympic National Park: A Natural History*. (University of Washington Press, Seattle). 249-250; Gillespie, A. (2012). *Conservation, Biodiversity and International Law*. (Edward Elgar, London). Chapter 7; Department of Commerce/NOAA (2000). *Olympic Coast National Marine Sanctuary: Area to be Avoided*. (Marine Sanctuaries Conservation Series MSD-00-1).

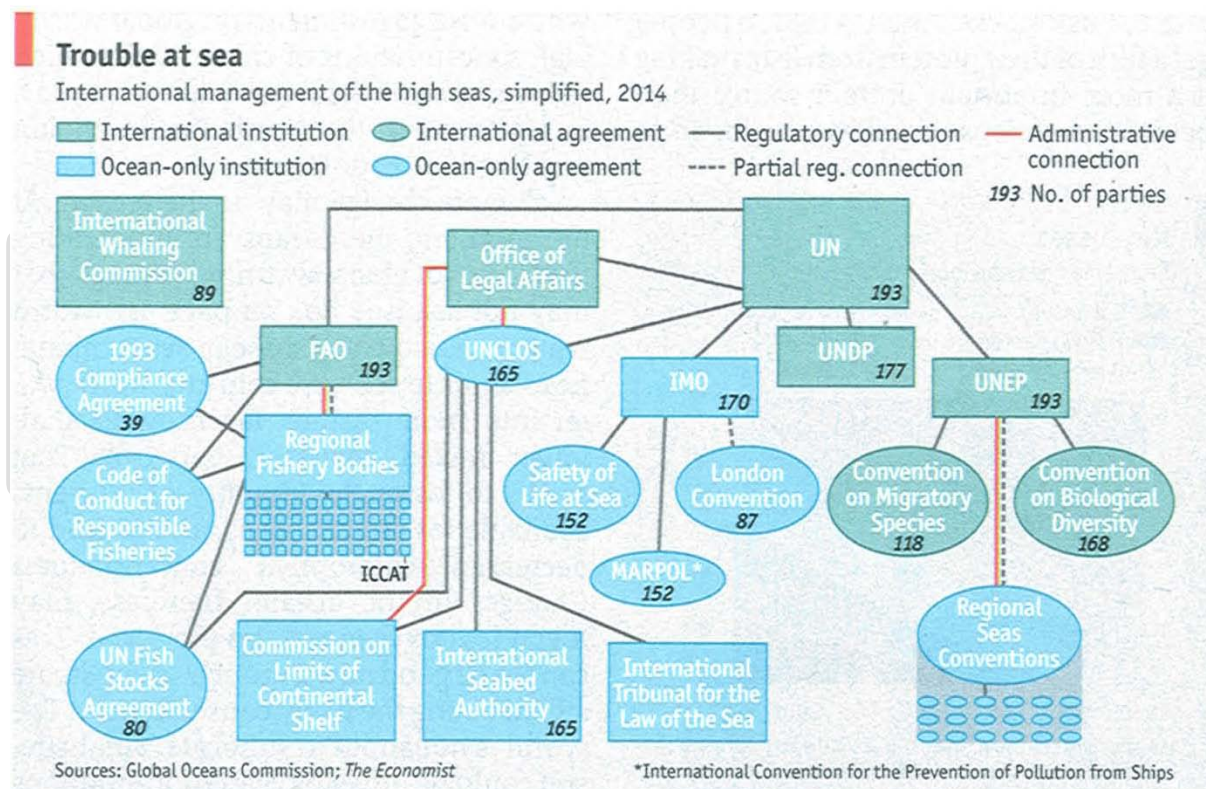
<sup>11</sup> Washington Department of Fish and Wildlife (2009) *Marine Protected Areas in Washington*. (WDFW, Washington). 2. Don, C. (2002). 'Could the San Juan Islands National Wildlife Refuge Serve to Protect Marine Areas?' *Coastal Management*. 30: 421-426. Tuya, F. et al. (2000). 'An Assessment of the Effectiveness of Marine Protected Areas in the San Juan Islands'. *ICES Journal of Marine Science*. 57: 1218-1226; Domico, T (2007). *Natural Areas of the San Juan Islands*. (Turtleback, Washington).

<sup>12</sup> [www.sanjuanislandsnca.org](http://www.sanjuanislandsnca.org)

shipping accident could destroy this industry (as well as other industries reliant on the natural environment, such as fishing and real estate) to produce an economic impact in the billions of dollars.<sup>13</sup>

## 2. The International Solution

The core problem is that the source of the risk is international, whilst any potential impacts will be felt locally. However, the local community, even through its national offices, is limited in what it can do as this area – international maritime law – is governed through a complex set of obligations, arrangements and organizations (as this below diagram attempts to show). Often, this labyrinth is sufficient to put many conservationists off seeking international solutions to maritime problems. However, if this labyrinth can be negotiated, the most effective solutions will be secured.



In this instance, the particular problem is the transit of international traffic through areas which are particularly vulnerable. The governing regime, the United Nations Convention on the Law of the Sea (UNCLOS) strikes a balance between freedom of passage and transit through the territorial sea and/or international straits, and the ability of coastal states to establish various protections to prevent accidents in their waters. In both instances, if restrictions are to be imposed on free transit, the strong ideal is that the restrictions are pursued either through, or in accordance with, international law.

<sup>13</sup> For the popularity see, for example, the New York Times, The 41 Places to Go in 2011; National Geographic Traveller, The Best Trips for Summer 2011; Lonely Planet: US Islands That Won't Break the Bank. Dolesh, R. (2011). 'Assessing the Value of Feathered Workers: Birds Perform a Multitude of Services that Contribute to Our Well-Being'. *Birder's World* 25(4): 12-20; For the figures, see Dean Runyan Associates (2009). *The Economic Impacts to Visitors of Washington State Parks*. ; IUCN (2003) 'Protected Areas as Engines for Development.' *Parks* 13 (3), 1-71.



The territorial sea (12 miles from land) is part of the sovereign territory of a State.<sup>14</sup> Although the territorial sea is part of state territory, as far as vessels are concerned, the principle of freedom of navigation affects the legislative options of coastal states to a great extent, as this sovereignty is, ‘subject to this Convention (UNCLOS) and to other rules of international law’.<sup>15</sup> This is most obviously so in the case of innocent passage of which international vessels are, in theory, entitled to through the territorial sea. In this area, the coastal state may adopt laws and regulations, in conformity with international law, relating to innocent passage through the territorial sea, in respect of the safety of navigation and the regulation of maritime traffic; the protection of navigational aids, the conservation of the living resources of the sea; and the preservation of the environment of the coastal State and the prevention, reduction and control of pollution thereof.<sup>16</sup> The most obvious tool that can be utilised in this area is sea lanes and traffic separation schemes – especially for tankers and/or other ships carrying inherently dangerous material - in the territorial sea.<sup>17</sup> In doing so, the coastal state shall forward the recommendations of the competent international organization.<sup>18</sup>

Similar restrictions on innocent passage exist with international straits. International straits save shipping time, and are often, the only route to a destination. Due to the fact that a coastal State can stop innocent passage through their territorial sea, important gateways could be cut very quickly. This option has huge economic and military implications. Accordingly, international law has created an extensive regime on when traffic in straits can be restricted.<sup>19</sup> The broad rule is international shipping using, ‘straits which are used for international navigation between one part of the high seas or an exclusive economic zone and another part of the high seas or an exclusive economic zone’<sup>20</sup> have a right of [continuous and expeditious] transit passage.<sup>21</sup> This point is particularly important in the context of the Salish Sea, as the Juan da Fuca Strait, with commitments dating back to the Oregon Treaty of 1849 between Canada and the United States, is recognised as one of the major straits of the world.<sup>22</sup>

The importance of restrictions over this (and other) straits of international importance is that international shipping must comply with generally accepted international regulations, procedures and practices for safety at sea, and comply with generally accepted international regulations, procedures and practices for the prevention, reduction and control of pollution from ships.<sup>23</sup> Particular options exist for sea lanes and traffic separation schemes (where necessary to promote the safe passage of ships) – but this should be done cooperatively between border States, and through the competent international organization with a view to their adoption.<sup>24</sup> States bordering straits may also adopt laws and regulations relating to transit passage through straits, in respect of the safety of navigation and the regulation of maritime traffic<sup>25</sup>; the prevention, reduction and control of pollution, [by giving effect to applicable international regulations regarding the discharge of oil, oily wastes and other noxious substances in the strait]. Importantly, such laws and regulations cannot discriminate

<sup>14</sup> Articles 2 and 3 of UNCLOS.

<sup>15</sup> Article 2(3).

<sup>16</sup> Article 21.

<sup>17</sup> Article 22.

<sup>18</sup> Namely, the IMO, the 1972 Collisions Regulations Convention, and the SOLAS 1974.

<sup>19</sup> Note also, the ICJ in the Corfu Channel Case 1949. 4-37, at 28.

<sup>20</sup> Article 37.

<sup>21</sup> Article 38 and 45.

<sup>22</sup> See Rothwell, D.(2010). *The International Law of the Sea*. (Hart, Oxford). 230; Bruel, E. (1947). *International Straits*. (London, Sweet and Maxwell). I: 44-45.

<sup>23</sup> Article 39.

<sup>24</sup> Article 41.

<sup>25</sup> Note, SOLAS REG V/8-1, now REG 11, allows compulsory ship reporting when in straits.

in form or in fact among foreign ships or in their application have the practical effect of denying, hampering or impairing the right of transit passage.<sup>26</sup>

The importance of taking action to prevent, reduce and control pollution of the marine environment, especially that, which is rare or fragile, and/or the habitat of depleted, threatened or endangered species and other forms of marine life is a key part of UNCLOS.<sup>27</sup> To achieve this, the emphasis is upon global and/or regional cooperation.<sup>28</sup> UNCLOS is clear that the goal is to act through the competent international organization to establish rules and standards to control pollution of the marine environment from [international] vessels and promote the adoption of routing systems designed to minimize the threat of accidents which might cause pollution of the marine environment, including that of coastal States.<sup>29</sup> Within this ambit, the option exists<sup>30</sup> to establish,

Clearly defined area of their respective exclusive economic zones is an area where the adoption of special mandatory measures for the prevention of pollution from vessels is required for recognized technical reasons in relation to its oceano-graphical and ecological conditions, as well as its utilization or the protection of its resources and the particular character of its traffic,

At all points, the right to make restrictions is balanced against trying not to unnecessarily hamper the innocent passage of foreign vessels, and again to work through the competent international organizations. This means that the global community frowns upon the adoption of unilateral domestic measures which have no foundation in international law, which restrict international shipping. This type of unilateral action (unless followed, and becomes the norm: as the US did with its Oil Pollution Act of 1990) could be the subject of diplomatic and legal disagreement as what is being restricted has rights in international law that cannot lightly be trampled. The risks of 192 sovereign countries all adopting what their own unilateral actions to restrict international shipping are axiomatic.

International law prefers that the domestic actions of States are in accordance with international instruments, or better still, going through an act of an international organisation that has been conferred competencies with respect to the protection of specific areas. In the case of maritime issues involving international traffic, the preferred option is acting through international organisations.<sup>31</sup> This is because the risks posed by global shipping are an international problem, and foreign ships, by designation, are not domestic. Restrictions on international shipping should be done, internationally. This is particularly important because international ships operate on principles based around traditional themes contemporarily in the UNCLOS, protecting freedom of navigation and the right of free transit.

### 3. Existing Practice of the United States and Canada to Protect the Environment from the Threat of International Shipping

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<sup>26</sup> Article 42. Note, article 43 for navigational aids in straits.

<sup>27</sup> Article 194.

<sup>28</sup> Article 197.

<sup>29</sup> Article 211.

<sup>30</sup> Article 216 (a).

<sup>31</sup> Kachel, M (2008). Particularly Sensitive Sea Areas. (Springer, NYC). 51.

Air pollution is a recent example of cooperation between the United States and Canada to protect the environment, through international law, from the threat posed by the risks of air pollution caused by international shipping. Working through Annex IV (air pollution) to the 1973/1978 International Convention for the Prevention of Pollution from Ships (MARPOL), standards on both nitrogen and sulfur have been implemented. The standards on the oxides of nitrogen have been dealt with through ever increasing technical standards whereby emissions must be kept below levels which are tagged to the amount of revolutions per minute of different engine sizes, dependent on their date of manufacture.<sup>32</sup>

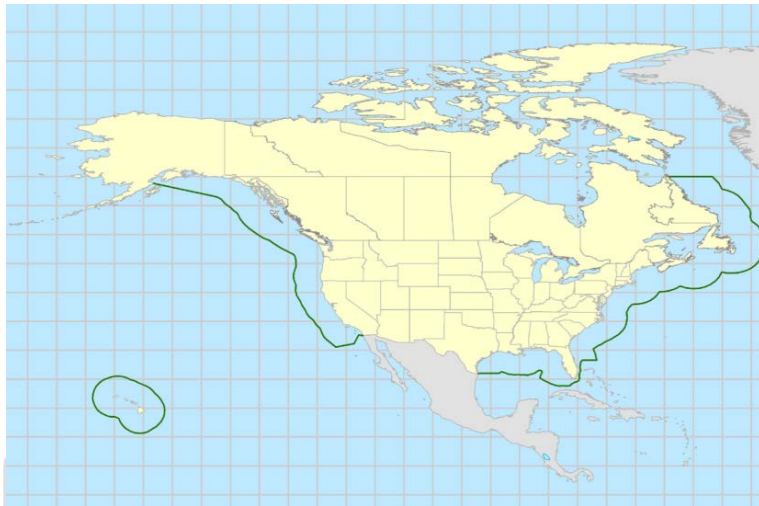


Figure 1: North American Emission Control Areas<sup>1</sup>

Conversely, oxides of sulphur are dealt with by restricting the type of fuel oil that may be used on board ships. Specifically, the sulphur content of any fuel used on board ships shall not exceed a given amount of its total volume.<sup>33</sup> This figure, which originally started at 4.5%, has been progressively lowered to 3.5% in 2012, with the goal of reducing it to 0.5% in 2020 or 2025.<sup>34</sup> Unhappy with these limits, two regions have campaigned for the recognition of special Emission Control Areas (ECA) in which even higher standards are applied. The Baltic Sea and the North Sea have been designated emission control areas for sulphur pollution, by which the sulphur fuel content in the area cannot rise above 0.5% with a subsequent revision downwards to 0.1%.<sup>35</sup>

The United States and Canada then followed suit in an attempt to make the regulation of air pollution from such vessels of the highest possible standards.<sup>36</sup> In 2010, the IMO officially designated waters off North American coasts as an area in which stringent international emission standards will apply to ships. For this area, the effective date of the first-phase fuel sulfur standard is 2012 and the second phase begins in 2015. Beginning in 2016, high standards for the emission of nitrogen oxides also become applicable. The results of these standards are expected to be that by 2020, emissions from these ships operating in the North American ECA are expected to be reduced annually by 320,000 tons for oxides of nitrogen, 90,000 tons for fine particulate matter, and 920,000 tons for oxides of sulphur, which is 23%, 74%, and 86%, respectively, below predicted levels in 2020 absent the ECA.<sup>37</sup>

<sup>32</sup> See Regulation 13 of Annex VI of the 1973 International Convention for the Prevention of Pollution from Ships (MARPOL). This is reprinted in IMO (2003). MARPOL 73/78. (IMO, London). 408. Also, Anon. (2008). 'IMO Environment Meeting Approves Revised Regulations on Ship Emissions'. *IMO News*. 2: 7.

<sup>33</sup> See Regulation 14 of Annex VI. Ibid. 410.

<sup>34</sup> Anon. (2007). 'Marine Environment Protection Committee Progresses Key Issues'. *IMO News*. 2007 (3): 21. MEPC. (2004). Report of the MEPC on its 52nd Session. MEPC. 52/WP.13. 23.

<sup>35</sup> Matthias, V. (2010). 'The Contribution of Ship Emissions to Air Pollution in the North Sea Regions'. *Environmental Pollution* 158 (2010) 2241-2250. Anon. (2008). 'North Sea SECA Now In Effect'. *IMO News*. 2008 (1): 6. Annex 6. Availability and Use of Low Sulphur Bunker Fuel Oils in SOx Emission Control Areas Designated in Accordance With Regulation 14(3) of Annex VI of MARPOL. MEPC. Report of the MEPC on its 44th Session. MEPC 44/20 (2000). 58-60. This was later confirmed by the IMO in Resolution A.926 (22).

<sup>36</sup> Anon. (2009). 'US Coastal Clean Up'. *New Scientist*. April 4. 4.

<sup>37</sup> <http://www.imo.org/mediacentre/pressbriefings/pages/28-eca.aspx>. Also, Kotchenruther, R. (2013). 'A Regional Assessment of Marine Vessel PM2.5 Impacts in the U.S. Pacific Northwest'. *Atmospheric Environment* 68: 103-111. Tran,

## 4. Particularly Sensitive Sea Areas

Given the example above, of how international solutions have been cooperatively pursued by the United States and Canada to regulate one particular type of environmental threat posed by international shipping, the obvious question becomes, what similar options exist to protect regions which are culturally, economically and environmentally sensitive from the risk of accidents related to international shipping ? The answer to this question is a Particularly Sensitive Sea Area (PSSA).

A PSSA is defined as, ‘an area that needs special protection through action by the International Maritime Organization (IMO) because of significance for recognized ecological, socioeconomic or scientific reasons and because it may be vulnerable to being damaged by international shipping activities’.<sup>38</sup> PSSAs, which can encompass oceanic waters which are territorial, within an EEZ and/or international straits, are a balance between the protection of high value environments (of a coastal State) and the freedom of transit on the oceans. It is also an instrument which pulls together and synchronizes very complex, and often conflicting, domestic and international, legal and policy goals. A PSSA is the ultimate instrument that the global community can adopt to protect an area from the threats posed to it by international shipping. Although many of these measures advanced through a PSSA can be done domestically, the advantages of going through the international processes are,

1. Added value. If a PSSA is recognised by the international community, it alters perceptions of the area and raises its profile. This is especially so because to become a PSSA is a complicated and difficult processes, and is only pursued for areas of high value and high risk. The global recognition of these considerations changes perceptions of an area.
2. An opportunity to review and add further Protective Measures, beyond what was originally agreed. It is, thus, a chance to look at the matter with somewhat of a clean slate.
3. It notifies mariners of sensitive areas, and these notations (as charted through the International Hydrological Organisation) are global.
4. Can lead to shipping companies changing practices, supporting endeavours (changing their own practices, because of reputational benefits).<sup>39</sup>

To date, PSSAs have been designated in 14 areas.<sup>40</sup>

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T. (2012). ‘Potential Impacts of an Emission Control Area on Air Quality in Alaska Coastal Regions’. *Atmospheric Environment* 50 : 192-202

<sup>38</sup> Hazmi, M. (2012). ‘Protecting vital sea lines of communication: A study of the proposed designation of the Straits of Malacca and Singapore as a Particularly Sensitive Sea Area’. *Ocean & Coastal Management* 57: 79-94; Broder, S. (2011). ‘Particularly Sensitive Sea Areas-Protecting the Marine Environment in the Territorial Seas and Exclusive Economic Zones’. *Denver Journal of International Law and Policy*. 40(1): 472-300. Chalain, H. (2007). ‘Fifteen Years of Particularly Sensitive Sea Areas: A Concept in Development’. *Ocean and Coastal Law Journal*. 13(1): 47-65. Ottesen, P. (1994). ‘Shipping Threats and Protection of the Great Barrier Reef Marine Park: The Role of the Particularly Sensitive Sea Area’. *The International Journal of Marine and Coastal Law*. 9(4): 507-543. Gerard, P. (1994). ‘Particularly Sensitive Sea Areas-A Documentary History’. *The International Journal of Marine and Coastal Law*. 9(4): 469-482. Gjerde, K. (1993). ‘Protection of Particularly Sensitive Sea Areas under International Marine Environmental Law’. *Marine Pollution Bulletin*, 26(1): 9-13.

<sup>39</sup> Kachel, M. (2008). *Particularly Sensitive Sea Areas* (Springer, NYC). 179-180.



Figure 2: Location Map of the 14 PSSA's Designated by the International Maritime Organization

## 5. The Three Parts to a PSSA

There are three parts to a PSSA. First, the vulnerabilities to the environment, economy and/or cultural considerations, must be shown. Second, the risk to these, as produced by international shipping must be adduced. Finally, appropriate Associated Protective Measures must be agreed and adopted.<sup>41</sup>

**PART I: Ecological, Social and/or Cultural Threat** (*of which one must be met, ideally, throughout the entire area*):

### *Ecological criteria*

- Uniqueness or rarity – ('only one of its kind');
- Critical habitat;
- Dependency –highly dependent on biotically structured systems (e.g. coral reefs, kelp forests, mangrove forests, seagrass beds);
- Representativeness;
- Diversity;
- Productivity (such as oceanic fronts, upwelling areas and some gyres)
- Spawning or breeding grounds;
- Naturalness –a relative lack of human-induced disturbance;
- Integrity – an effective, self-sustaining ecological entity;

<sup>40</sup> The Great Barrier Reef, Australia (designated a PSSA in 1990); The Sabana-Camagüey Archipelago in Cuba (1997); Malpelo Island, Colombia (2002); The sea around the Florida Keys, United States (2002); The Wadden Sea, Denmark, Germany, Netherlands (2002); Paracas National Reserve, Peru (2003); Western European Waters (2004); Extension of the Great Barrier Reef PSSA to include the Torres Strait (Aus and Papua New Guinea) (2005); Canary Islands, Spain (2005); The Galapagos Archipelago, Ecuador (2005); The Baltic Sea area, Denmark, Estonia, Finland, Germany, Latvia, Lithuania, Poland and Sweden (2005); The Papahānaumokuākea Marine National Monument, United States (2007); The Strait of Bonifacio, France and Italy (2011); The Saba Bank, in the North-eastern Caribbean area of the Kingdom of the Netherlands (2012).

<sup>41</sup> IMO Res A.982(24) Revised Guidelines for the Identification and Designation of Particularly Sensitive Sea Areas.



- Fragility – due to water temperature, salinity, turbidity or depth, low flushing rates, and/or oxygen depletion;
- Bio-geographic importance -rare biological, chemical, physical, or geological features.

#### ***Social, cultural and economic criteria***

- Social or economic dependency –including fishing, recreation, tourism, and the livelihoods of people who depend on access to the area;
- Human dependency –for the support of traditional subsistence or food production activities or for the protection of the cultural resources of the local populations;
- Cultural heritage – An area that is of particular importance because of the presence of significant historical and archaeological sites.

#### ***Scientific and educational criteria***

- Research – An area that has high scientific interest;
- Baseline for monitoring studies –suitable;
- Education –exceptional opportunity to demonstrate particular natural phenomena.

### **PART II: Vulnerability to Impacts from International Shipping.**

#### ***Vessel traffic characteristics***

- Operational factors – Types of maritime activities (e.g. small fishing boats, small pleasure craft, oil and gas rigs) in that may reduce the safety of navigation;
- Vessel types – (e.g. high-speed vessels, large tankers, or bulk carriers);
- Traffic characteristics – Volume, concentration, interaction, distance offshore or other dangers to navigation;
- Harmful substances carried.

#### ***Natural factors***

- Hydrographical – Water depth, bottom and coastline topography;
- Meteorological – Prevailing weather, wind, visibility;
- Oceanographic – Tidal streams, ocean currents, ice... which increase risk of collision.

#### ***Additional information***

- Significance and degree of risk of the potential damage, and whether such damage is reasonably foreseeable, as well as whether damage is of a recurring or cumulative nature;
- History of groundings, collisions, or spill;
- Adverse impacts to the environment outside the proposed PSSA;
- Stresses from other environmental sources; and
- Any measures already in effect and their actual or anticipated beneficial impact.

### **PART III: Associated Protective Measures (APMs)**

All APMs must be approved by the IMO, and can include:

- Designation of an area as a Special Area under MARPOL Annexes
- Adoption of ships' routing and reporting systems near or in the area, under the International Convention for the Safety of Life at Sea (SOLAS)
- Development of other measures aimed at protecting specific sea areas, provided that they have an identified legal basis (such as UNCLOS).
- Consideration should also be given to the potential for the area to be listed on the World Heritage List, declared a Biosphere Reserve, or included on a list of areas of international, regional, or national importance.

In practice, the way this works is that all IMO member governments are obligated to ensure that ships flying their flag comply with the APMs for that area.<sup>42</sup> To date, the types of APMs adopted are,

- i. IMO recommended pilotage (Great Barrier, Torres Strait, Wadden, Baltic).
- ii. Mandatory reporting (Great Barrier, Wadden, Western European Waters, Canaries, Galapagos, Papahānaumokuākea).
- iii. Traffic separation schemes (Sabana, Wadden, Torres, Canaries, Baltic).
- iv. Area to be avoided (Sabana, Malpelo, Florida Keys, Paracas, Canaries, Galapagos, Baltic, Papahānaumokuākea, and Saba).
- v. Discharge prohibitions (MARPOL Special Area (Wadden, Baltic, Sabana).
- vi. No anchoring areas (Florida Keys, Saba).<sup>43</sup>
- vii. Vessel Traffic Services.<sup>44</sup>

<sup>42</sup> IMO, Assembly, Revised Guidelines for the Identification and Designation of Particularly Sensitive Sea Areas, Resolution A. 982 (Dec. 1, 2005).

<sup>43</sup> MEPC (2007). List of PSSAs Including Relevant APMs. MEPC 57/7/1. Nov 26, 2007.

<sup>44</sup> Vessel Traffic Services (as overlapping with guidance from the International Maritime Organisation) provides active monitoring and navigational advice and assistance for vessels in particularly areas which are confined and busy waterways, thereby improving the safety and efficiency of navigation, safety of life at sea and the protection of the marine environment. Advanced traffic organization (such as priority position, allocation of space, routes to be followed, and speed limits to be observed); navigational assistance, and overlapping technologies such as radar and other direction finding, location and management tools, combined with appropriate personnel, and a strong and supportive flow of information (for example reports on the position, identity and intentions of other traffic; waterway conditions; weather; hazards; or any other factors that may influence the vessel's transit) essential for making informed on-board navigational decisions. VTS is governed by the 1974 Safety of Life at Sea (SOLAS) Convention, Chapter V, Regulation 12, together with the Guidelines for Vessel Traffic Services, IMO Resolution A.857(20), as adopted by the IMO, on November 27, 1997.

## 6. Particularly Sensitive Sea Areas in Practice

### A. The Great Barrier Reef and the Torres Strait.<sup>45</sup>

The first PSSA designation was in 1990 with Australia's Great Barrier Reef. It was later extended to include the Torres Strait in 2005. It now extends 1,430 miles along the east coast of Queensland and covers an area of 215,000 square miles, passing through both Australia's territorial sea and its EEZ.<sup>46</sup>



#### I. Ecologically

1. Two ocean systems.
2. Limited water exchange in and out of Torres Strait, concern that pollution could sit.
3. Massive fresh water and sediment from nearby coastal rivers.
4. Notable ecosystems - benthic communities, fish assemblages, sea grass coverage and coral communities.
5. Critical habitat – especially for dugongs, green and flatback turtles.
6. Only 18 islands inhabited in Torres Strait, thus high degree of natural and wilderness value.

#### II. Culturally and Economically

<sup>45</sup> Res MEPC.44(3), updated MEPC.133(53). Adopted July 22<sup>nd</sup>, 2005. Full details are in MEPC 49/8. Para 3.1 to 3.3.3 for ecological, and 4.1 to 4.3 for vulnerability.

<sup>46</sup> See the IMO, MEPC, Identification of the Great Barrier Reef Region as a Particularly Sensitive Area, Annex, IMO Marine Env't Prot. Comm. Res. 44 (30) (Nov. 16, 1990). Also, Australia Government, Australian Maritime Safety Authority [AMSA], The Torres Strait Particularly Sensitive Sea Area, available at [http://www.amsa.gov.au/Marine\\_Environment\\_Protection/Torres\\_Strait](http://www.amsa.gov.au/Marine_Environment_Protection/Torres_Strait) (last visited December 22, 2012).

1. Several thousand people live in small coastal communities. On the islands off Torres Strait – many indigenous people, highly dependent on the local environment, especially hunting dugongs.
2. Commercial fisheries (for prawns, mackerel, lobster, reef fish, pearl oysters) providing 35 million per year (in the year 2000) from commercial operations.
3. Tourism - Around 1.2 million visitors' days per annum with an economic value of the Reef about \$1,000 million per annum.

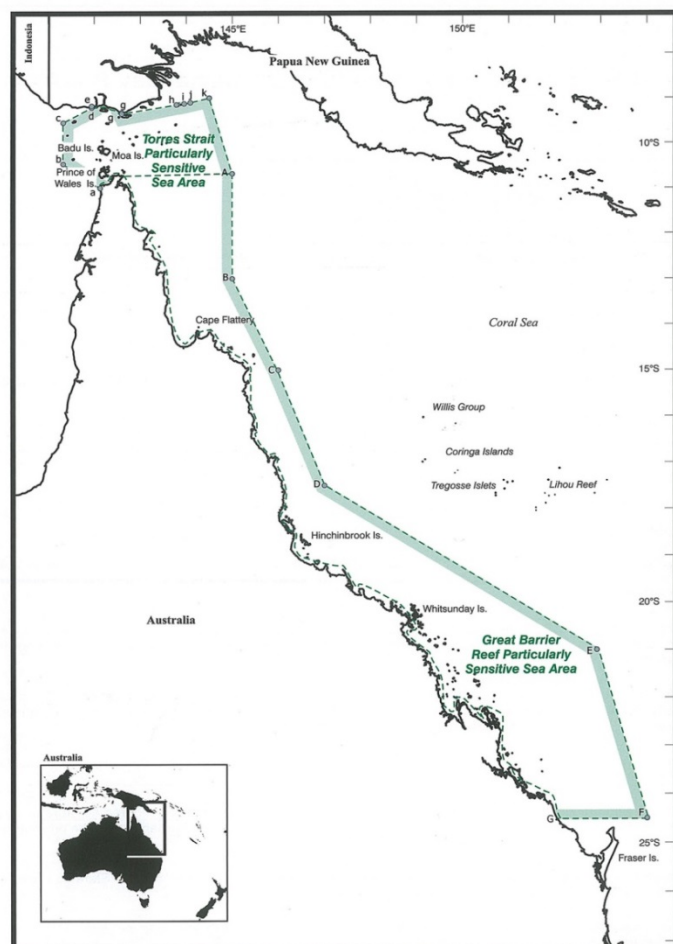
### III. Vulnerability

1. The Torres Strait is used by large vessels trading between Southern Asia, Australia, NZ, South America, Papua New Guinea and Pacific Islands. Over 2000 ships per year.
2. It can often be very shallow, with strong currents. Torres Channel – only 10 to 15 m deep in the west. When passing through Gannet Passage, at low tide, underwater clearance is only 1 m. Strong need to watch tidal windows.
3. Many types of ships and cargoes, including dangerous and polluting. Also concentrations of fishing, tourist and recreational vessels.
4. A spill occurred in 1970 (Oceanic Grandeur).

### III. Protective Measures

1. Two way shipping route.
2. Mandatory Reporting (for all vessels above 50 meters).
3. Pilotage. All vessels of 70 metres or more in length and all loaded oil tankers, chemical carriers and gas carriers of any length, must use the services of a pilot licensed by the Australian Maritime Safety Authority – IMO agrees: A710 (17).

Annex 6 – Great Barrier Reef PSSA and Torres Strait extension



GREAT BARRIER REEF AND TORRES STRAIT PSSAs

## B. The Archipelago of Sabana-Camaguey.<sup>47</sup>

The Sabana-Camagüey Archipelago was designated as a PSSA in September 1997. It is located in the north-central portion of the Republic of Cuba, extending for 465 kilometres between the Hicacos Peninsula and the Bay of Nuevitás. It is the most extensive island subgroup of the Cuban Archipelago, comprising more than 2,515 islands and small keys. Along its outer edge there is a coral reef 400 kilometres long.<sup>48</sup>



### I. Ecologically

1. Singular and unique on account of its natural scenery and associated biodiversity.
2. Predominance of cumulative carbonaceous island complexes not found elsewhere.
3. Almost all the habitats, ecosystems and biocenosis found in the different Caribbean islands are represented.
4. High degree of interdependency, both internal and external. Internally, there is a high degree of interaction and interdependence between the coastal and marine ecosystems, especially in the sequence of coastal lagoons/dune/systems/beaches/algae/coral reefs; and similarly in the combination of mangrove swamps/coastal lagoons/algae/coral reefs, which occurs most often and most extensively in the island group.

### II. Culturally and Economically

1. Is one of Cuba's three most productive fishery zones.
2. Extensive tourism market, based on scenery and ecological purity, already developed with plans for expansion.

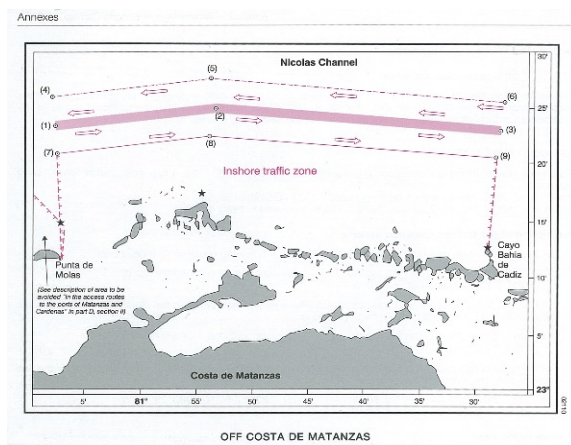
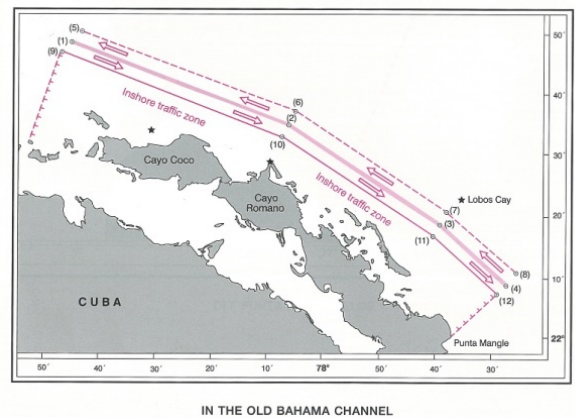
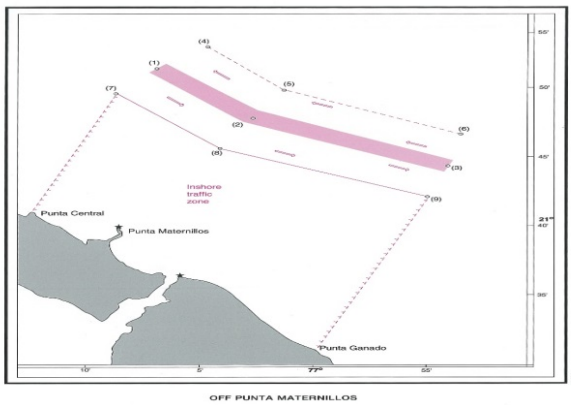
### III. Protective Measures

1. Traffic separation schemes (three of them). Two traffic lanes (each two miles wide) separated by a middle lane (one mile wide).
2. Inshore traffic zones.
3. Areas to be avoided (for ships over 150 tons).
4. Strict prohibitions on discharges of oil, garbage, packaging, harmful substances (of any type).

<sup>47</sup> Res MEPC. 74 (40). 1997, Sept 25.

<sup>48</sup> Kristina, M. (1999). 'Cuba's Particularly Sensitive Sea Area in the Sabana-Camaguey Archipelago'. *International Journal of Marine and Coastal Law*. 14(3): 415-435.





Viewed as a whole, the Sabanna PSSA looks as it does, above, in the colour map. The three separate parts are reproduced to above.

## C. The Paracas National Reserve.<sup>49</sup>

The Paracas National Reserve is located in Ica, Peru, and consists of the Paracas Peninsula, coastal areas and tropical desert extending to the south slightly past *Punta Caimán*, a total of 335,000 ha (217,594 ha are marine waters and 117,406 are part of the mainland). The PSSA component covers the waters boxed in green, in the picture below.



### I. Ecologically

1. One of most productive and rich areas of the world – 1543 identified species.
2. Keystone, bird life, seals and cetaceans. Endangered, otter, penguin and flamingo.
3. Key migratory route, especially for bird.

### II. Socially and Culturally

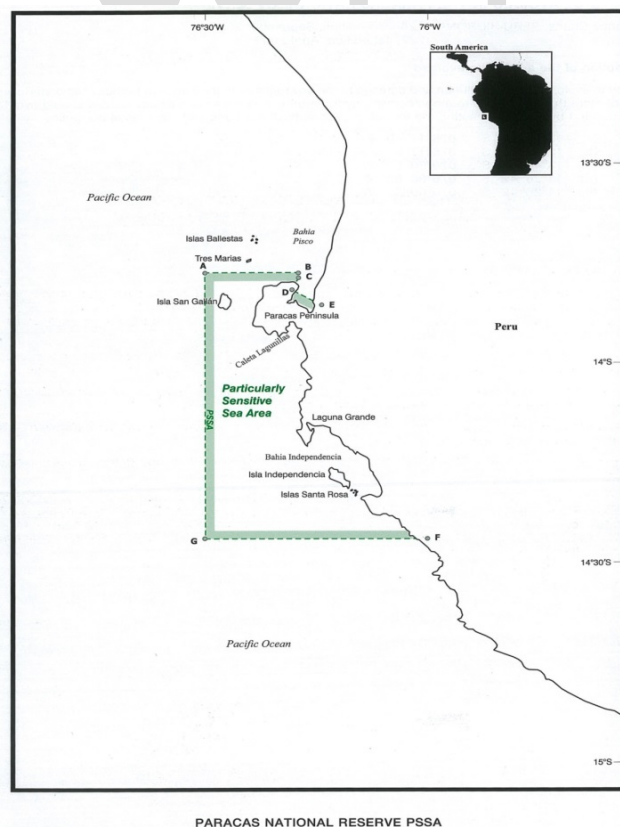
1. 120,000 visitors per year.
2. Great importance with historical cultural heritage (although this is mostly on land) related to the ancient indigenous peoples, mostly of the Paracas culture.

### III. Vulnerability

1. Between 395-535 merchant ships per month.
2. Very windy.
3. Non-resilient ecosystems.

### IV. Protective Measures

1. Already RAMSAR and CMS sites. Moving towards MAB.
2. Prohibition of tankers or other noxious substances (over 200 tons) in within the reserve (must follow other route to port).
3. All discharges, sewage, garbage prohibited.



<sup>49</sup> Res MEPC.106 (49).

## D. The Western European Waters (WSW)<sup>50</sup>

The WSW were designated as a PSSA in 2004, following the sinking of the *Prestige*, a single-hulled tanker which released over 20 million US gallons of oil into the sea.<sup>51</sup>



### I. Ecologically

1. Seals, dolphins, 200 fish species, birdlife (puffins, terns, etc.).
2. Landscapes.
3. Ramsar sites, European Directive, Biosphere Reserves

### II. Socially and Culturally

1. All areas vulnerable, but specifically drawn out, more than 50% of Portugal's population lives on the coast.

### III. Vulnerability

1. 25% of the world commercial traffic converges towards the English Channel and onwards towards Northern Europe.

### IV. Protective Measures

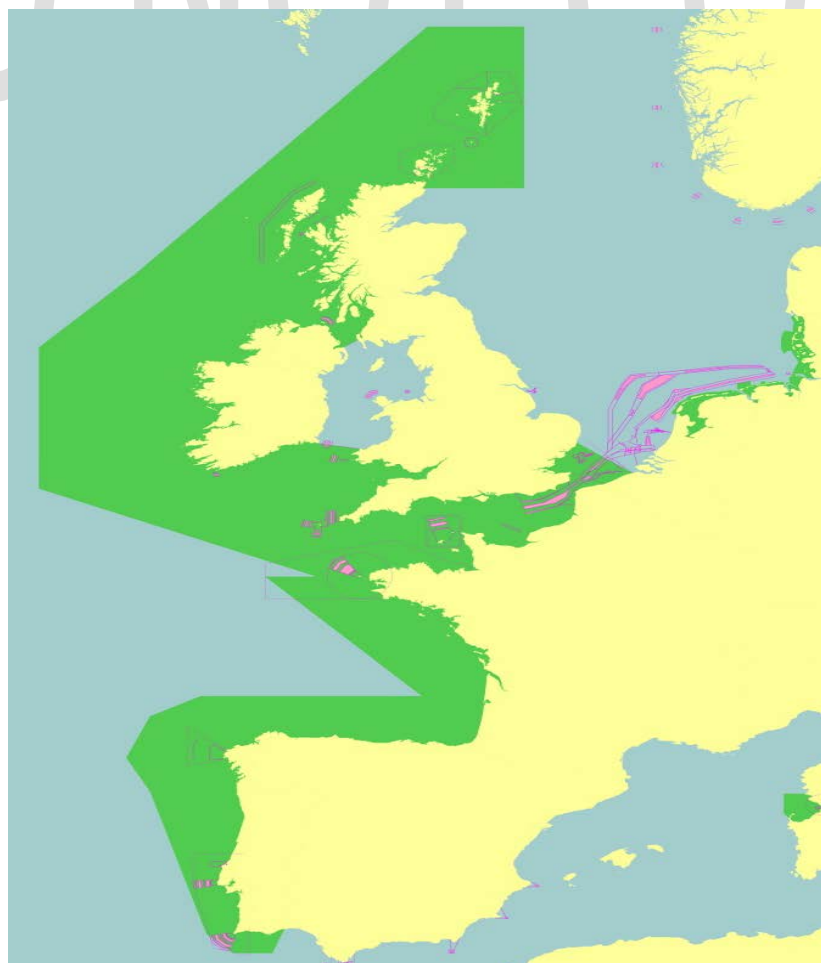
1. Traffic separation schemes.
2. Deep water routes in parts
3. Eight areas to be avoided
4. Mandatory Ship Reporting (for over 600 tons, carrying oil/bitumen).

<sup>50</sup> Res MEPC. 121 (52). 15 October, 2004. This established the new Mandatory Ship Reporting System as an APM. This slightly modified in 2009 – see MEPC, 59/24. July 27. 69... in accordance with SOLAR Reg V/11

<sup>51</sup> Detjen, M (2006). 'The Western European PSSA—Testing a Unique International Concept to Protect Imperilled Marine Ecosystems'. *Marine Policy* 30: 442–453.



Of the two pictures below, while the first shows the extent of the PSSA, the second shows the location of some of the traffic separation schemes and ABAs.



## E. The Canary Islands<sup>52</sup>

The Canary Islands are a Spanish archipelago located 100 kilometers off the northwest coast of mainland Africa. They are considered very unique in terms of climate, landscape and natural features, making them highly desirable tourist destinations.



### I. Ecologically

1. Specially listed region with EC for its biodiversity. Biosphere Reserve. 24 areas listed under European Habitat Directive, as part of 300 protected spaces.
2. 20 cetacean species, 500 species of fish, thousands of invertebrates; Petrel and osprey.

### II. Socially and Culturally

1. Over 9 million tourists per year.
2. 80% of income for the region comes from tourism.

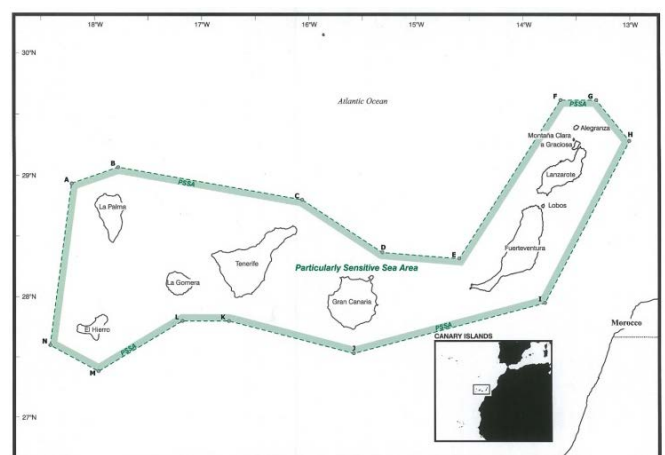
### III. Vulnerability

1. Winds may magnify spills or accidents.
2. 1,500 vessels pass through per year.

### IV. Protective Measures

1. Inshore traffic zones.
2. Five areas to be avoided (breeding grounds, biosphere reserves) by all ships over 500 tons.
3. Mandatory reporting.

Traffic separation schemes (and separation zone) can be seen in the colour map below.



<sup>52</sup> Resolution MEPC. 134 (53). July 22, 2005.

## F. The Galapagos Archipelago<sup>53</sup>

The Galapagos Islands are an archipelago of volcanic islands distributed on either side of the Equator in the Pacific Ocean, just over 900 kilometers west of Ecuador. The islands are famed for the numbers and diversity of endemic species, made famous, by Charles Darwin.



### I. Ecologically

1. The Galapagos are a World Heritage Area. Remarkably high number of land, water and/or coastal species. Reptiles, mammals and sea birds. Largely unspoilt.
2. Unique place due to ocean currents, upwelling zones and temperatures.

### II. Socially and Culturally

1. Very important tourist destination.

### III. Vulnerability

1. Three accidents between 1995 and 2005.
2. A few ships (2 or 3 per year) carrying pollutants and radioactive waste by reserves, general international traffic within 20 miles of Isabella island.

### IV. Protective Measures.

1. Large area to be avoided (almost a circle): this was largely modelled on the PSSA of Marpelo Island.<sup>54</sup>
2. Mandatory ship reporting in PSSA

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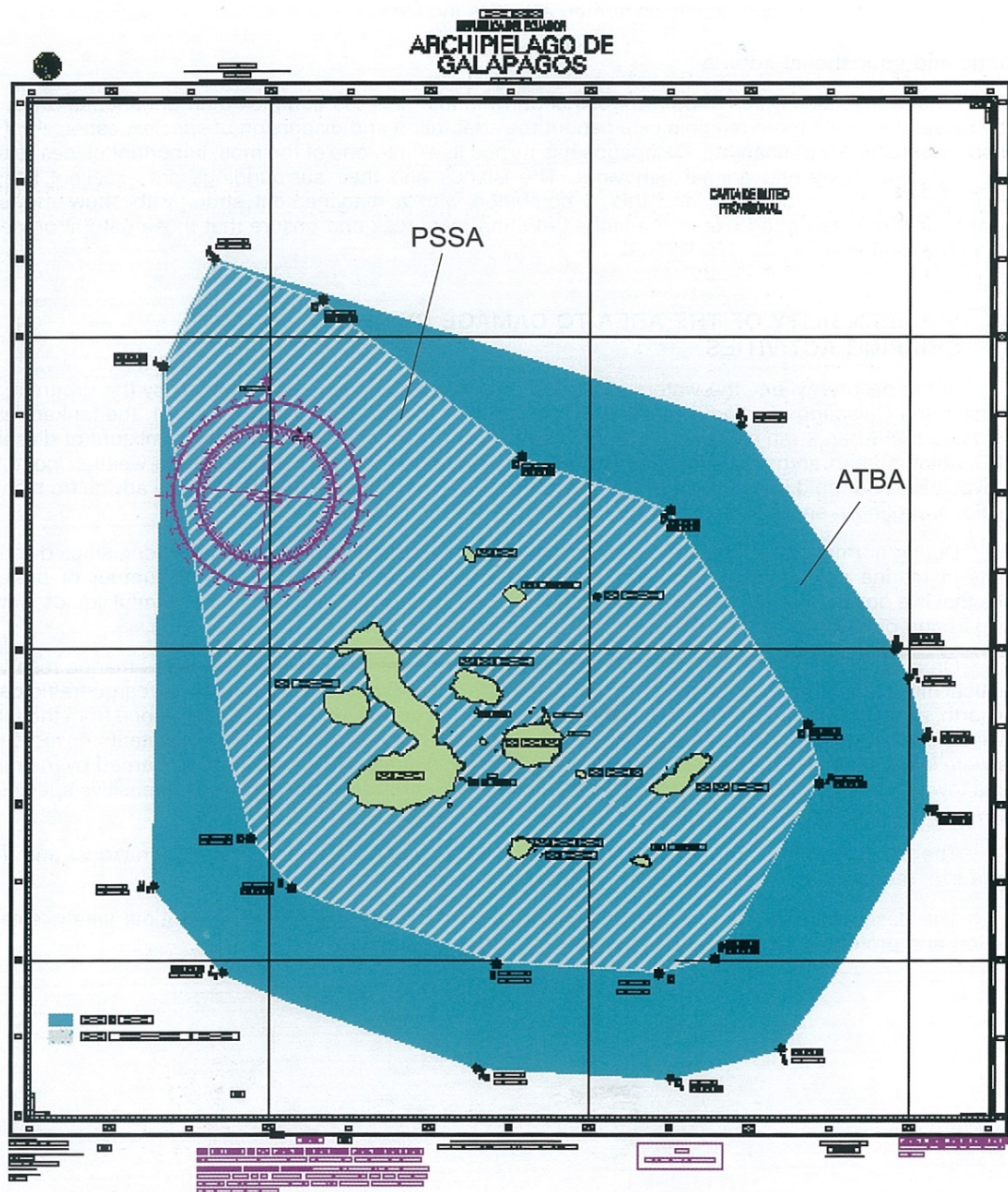
<sup>53</sup> Resolution MEPC. 135 (53).

<sup>54</sup> Res MEPC.97 (47). March 8, 2002.



## Annex 2

### *Particularly Sensitive Sea Area and area to be avoided chart*



Reference chart I.O.A.2 (1st Edition, 2003)  
Datum Provisional América del Sur 1956 (La Canoa, Venezuela)

## G. The Baltic Sea<sup>55</sup>

The Baltic Sea is located between Central and Northern Europe. It is bounded by the Scandinavian Peninsula, the mainland of Europe and the Danish islands.



### I. Ecologically

1. A globally unique and sensitive brackish-water ecosystem. The exchange of water is limited and slow, with low levels of salinity, with large parts being ice covered.
2. Although low number of species, what exists is unique.

### II. Vulnerability

1. Some of the densest traffic in the world.
2. More than 2,000 ships (down to fishing boats) are en-route in the area on an average day including 200 oil tankers.

### III. Protective Measures

1. Traffic Separation Scheme
2. Inshore traffic zone
3. Area to be avoided

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<sup>55</sup> Uggla, Y. (2007). 'Environmental Protection and the Freedom of the High Seas: The Baltic Sea as a PSSA from a Swedish perspective'. *Marine Policy* 31: 251–257.





## H. The Papahānaumokuākea Area<sup>56</sup>

The Papahānaumokuākea Marine National Monument is a World Heritage listed, U.S national monument, encompassing 360,000 square kilometers of ocean waters, including ten islands and atolls of the Northwestern Hawaiian Islands. It is renowned for both its cultural and natural values.<sup>57</sup>



### I. Ecologically

1. Pristine, integrated, fragile, coral reefs, seamounts, shoals etc., with over 7,000 marine species, apex going to sharks, jacks, seals, 14 million seabirds. Endangered turtles, sperm whale and albatross.
2. World Heritage Area, National Wildlife Refuge, Midway National Memorial and National Marine Monument.

### II. Socially and Culturally

1. Sacred place to Native Hawaiian history and culture
2. 140 registered cultural sites
3. Importance in contemporary Native Hawaiian cultural traditions
4. Underwater heritage – over 120 vessels, including Battle of Midway.

### III. Vulnerability

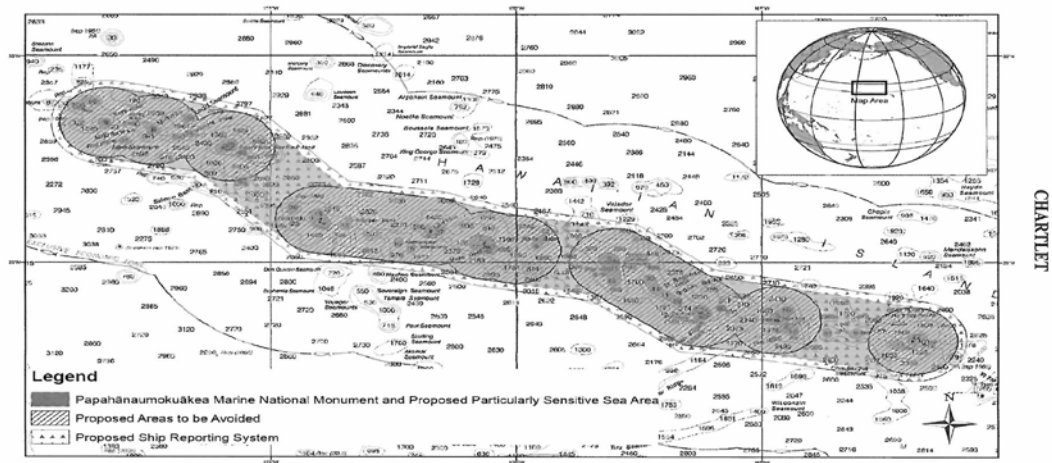
1. Although amount of international ship traffic was low, a single incident could be a disaster. Three recent instances, bunker fuel leaks (over 60 shipwrecks recorded in region).
2. Hydrological features are a challenge to navigation, as can be tropical storms.

### IV. Protective Measures

1. Ship reporting. Areas to be avoided.

<sup>56</sup> As approved, Resolution MEPC 171 (57). Designation of the Papahānaumokuākea Marine National Monument as a Particularly Sensitive Sea Area, in MEPC 57/21 April 7, 2008. The resolution is in Annex 12. The full file on Papahānaumokuākea, Annex I to MEPC 57/7. Dec 4, 2007. Identification and Protection of Special Areas and Particularly Sensitive Sea Areas: Note by Secretariat. Also, United States, Designation of the Papahānaumokuākea Marine National Monument as a Particularly Sensitive Sea Area. MEPC 56/8. April 5, 2007. And, United States, Designation of the Papahānaumokuākea Marine National Monument as a Particularly Sensitive Sea Area. MEPC 56/INF.2. April 5, 2007.

<sup>57</sup> Anonymous (2008). 'Marine National Monument Designated Sensitive Sea Area'. *Sea Technology* 49 (5): 60-61. Also, Anon (2008). 'Papahānaumokuākea Marine National Monument designated a "Particularly Sensitive Sea Area''. *Ocean News & Technology* 14 (3): 20-21.



## 1. THE STRAIT OF BONIFACIO

The Strait of Bonifacio is the strait between Corsica and Sardinia. It is 11 kilometers wide and, at maximum, 100 meters deep. It is notorious amongst sailors for its weather, currents, shoals and other obstacles.

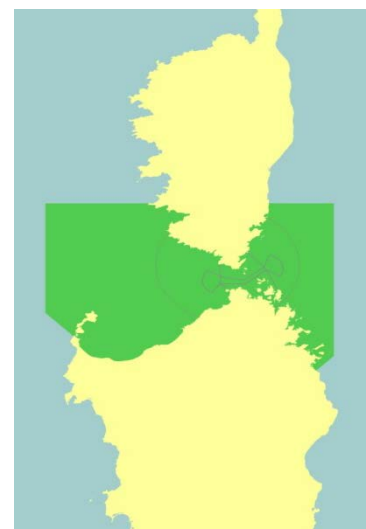


## I. Ecological

1. Six Natura 2000 sites, three Habitat Directive sites, 12 sites of community significance, national parks, 33 species under Barcelona Convention and Protocol.
2. Especially important for European shag, Yelkouan shearwater, 77 under Birds Directive, 139 species under Berne Convention
3. Critically endangered leatherback, four endangered (fin whale, loggerhead, grouper and common seabream).

## II. Vulnerability

1. Very strong winds and currents: IMO recommendation to



<sup>58</sup> France and Italy (2010). Designation of the Strait of Bonifacio as a PSSA. MEPC 61/INF.26. Sept 9, 2010. Also, MEPC 61/9, June 25, 2010; MEPC (2011). 'Proposal to List the Strait of Bonifacio as a PSSA'. This is Annex I in MEPC 62/WP.12.



- Member States to discourage transit in area. This followed tanker disaster in 1993.
- 35,000 transits over ten years. Dozens of merchant ships per day, and up to ten passenger ships, not to mention pleasure craft. [2,984 mandatory ship reports in 2009] 157 ships carrying dangerous good transit, including 3 oil, three gas, five chemical.
  - Strong winds, complex morphology, numerous shoals and reefs.
  - 26 instances since 1972, mainly motor-boats and ferries, but also, three tankers.

### III. Protective Measures

- Mandatory traffic separation scheme
- Area to be avoided
- Vessel traffic system – in accordance with SOLAS – when needed.
- Recommended/Mandatory pilotage.<sup>59</sup>

### J. The Saba Bank.<sup>60</sup>

Saba Bank in the Caribbean Netherlands is the largest submarine atoll in the Atlantic Ocean, and is reputed to have some of the richest and diverse marine life in the Caribbean Sea.



#### I. Ecologically

- One of the largest atolls in the world, replete with fragile coral reefs, critical habitat for Hawks and Green turtles.
- Important spawning and fishing grounds for artisanal fisheries.
- Protection under the Cartagena Convention/ SPWAW Protocol, and Annex V of MARPOL.

#### II. Vulnerability

- 200 tankers and cargo ships pass over the bank each year, and over 40 anchors in the area.
- Very shallow reef for 50 km, in hurricane belt, and difficult currents.

<sup>59</sup> This was due a concern from Singapore, against compulsion in this area. See Report of the Marine Environment Protection Committee on its Sixth First Session. MEPC 61/24. Oct 6. Pages 64-65. They made the same point with regard to the Great Barrier. See Report of the Marine Environment Protection Committee on its Fifty Seventh Session. MEPC 57/21. Annex 11: Statement by the Delegation of Singapore Concerning the Extension to the Great Barrier Reef PSSA.

<sup>60</sup> SABA BANK (MEPC 62/9). 2011 MEPC 62/WP.1. Also, MEPC, Annex III - 'Proposal to Designate the Saba Bank as a PSSA'. MEPC 62/WP.12. Finally, The Netherlands, (2011). Designation of the Saba Bank as a Particularly Sensitive Sea Area. MEPC 62/9. April 8, 2011.

### III. Protective Measures

1. Areas to be avoided (for ships exceeding 300 ton)
2. Mandatory no anchoring zone.

#### K. The Sea Area Around the Florida Keys.<sup>61</sup>

The Florida Keys are a coral archipelago in the southeast United States. They begin at the southern tip of the Florida peninsula. At their outermost point, they are 140 kilometres from Cuba. The islands lie along the Florida Straits, dividing the Atlantic Ocean to the east from the Gulf of Mexico to the west.



#### I. Ecologically

1. The Keys have distinctive and unique plant and animal species. Both flora and fauna is known. Deer, crocodile and woodrat are endemic, whilst the Manatee is probably most famous. The Crocodile Lake National Wildlife Refuge, the Dry Tortugas National Park and most significantly, the Florida Keys National Marine Sanctuary.

#### II. Socially and Culturally

1. The tourism value of the region is significant

#### III. The Risk of Shipping

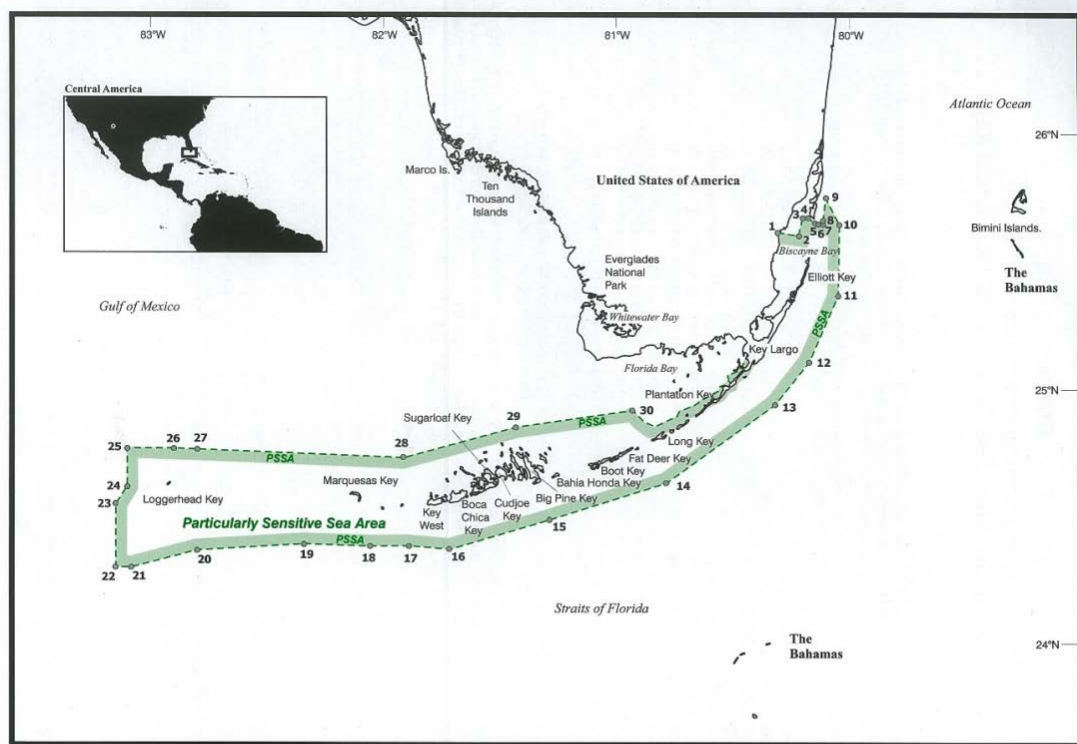
1. More than 40 percent of the world's commerce passes through the Florida Strait each year.
2. Since 1984, there have been 10 large ship groundings.

#### IV. Protective Measures

1. No anchoring areas
2. Areas to be avoided.

---

<sup>61</sup> Res MEPC.98 (47). March 8, 2002.



FLORIDA KEYS PSSA

## L. The Wadden Sea<sup>62</sup>



The Wadden Sea is an exceptional, highly dynamic tidal ecosystem of global importance, which is sensitive to the impact of international shipping and other activities. The adjacent North Sea is one of the world's busiest areas in terms of international shipping and therefore the Wadden Sea fulfills the criteria for a PSSA designation. In 2002, the IMO designated major parts of the Dutch, German and Danish Wadden Sea as a PSSA.<sup>63</sup>

### I. Ecologically

1. Renown stretch of white beaches and salt marshes, with high landscape values.
2. Includes Ramsar sites, European Directives, Natura 2000 sites and Biosphere Reserves.

<sup>62</sup> Wadden Sea. Res MEPC. 101 (48).

<sup>63</sup> <http://www.waddensea-secretariat.org/management/shipping-particularly-sensitive-sea-area-pssa>

## II. Socially and Culturally

1. The tourism value of the region is significant

## III. Protective Measures

1. Traffic Separation Schemes
2. Mandatory Routes for Heavy Tankers – Pilots recommended.
3. MARPOL Special Areas Annex V and VI.

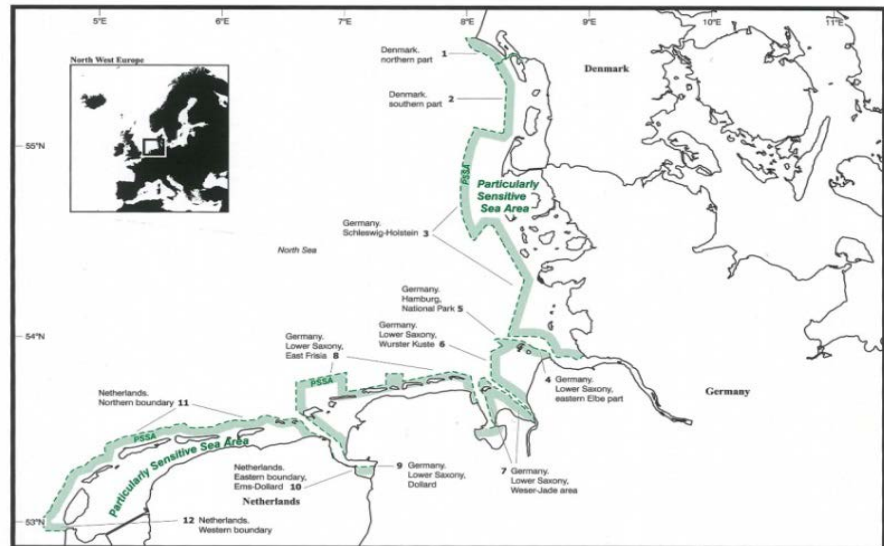
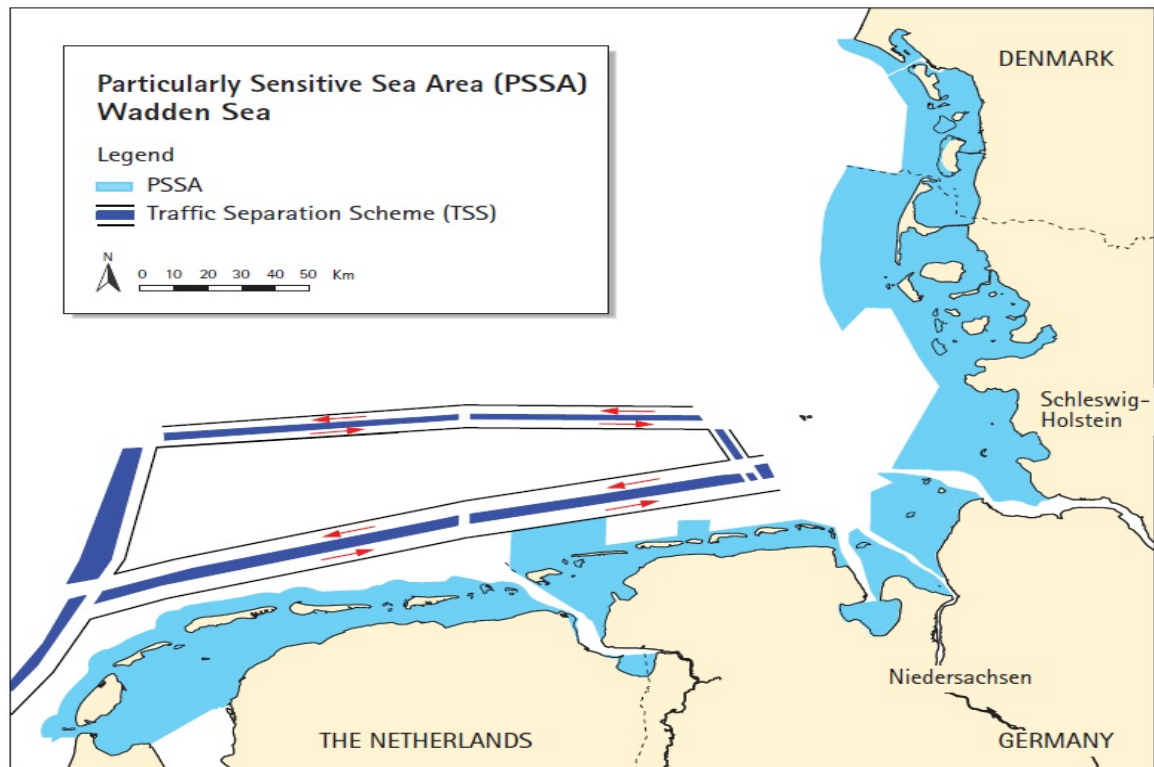


Figure 4: Wadden Sea PSSA and traffic separation schema.



## 7. Conclusion

The environmental threats raised from international shipping are best dealt with globally. The United States and Canada are already working together, through the correct international forums, to solve some of these problems. The one problem which has not been cooperatively dealt with is with Particularly Sensitive Sea Areas. Although the United States already has two of these, Canada has none. The Salish Sea would present the perfect example of how cooperation could be achieved in this area.

From the tentative evidence available, in terms of being particular sensitive (in cultural, economic and environmental terms) – in comparison to other already listed PSSA sites, the Salish Sea probably fits. If recognised, each of these criteria would present an increased awareness, globally, of the values of this area. Similarly, in terms of the risks posed by international shipping (especially in terms of existing accidents, projected growth and hazardous material), the Salish Sea probably fits. Finally, in terms of Associated Protective Measures, the examples already adopted in other PSSAs would easily suit the regimes already covering this area. In addition to giving the chance to reconsider what extra safety standards could be adopted, by pursuing them internationally, the area would achieve a status that would fairly equate it to comparable areas of global significance (as opposed to the invisibility that it currently possesses).

DO NOT COPY

February 12, 2014

Sheila Malcolmson, Chair

Islands Trust Council

Dear Sheila

Re: Changes to Canada's Antenna Siting Policy

Thank you for forwarding the announcement from Industry Canada and the Federation of Canadian Municipalities which describes a new consultation process with respect to proponents of transmission towers of any kind.

The following is an excerpt from the announcement:

The antenna protocol template launched by FCM and the Canadian Wireless Telecommunications Association (CWTA) last year went beyond the requirements of Industry Canada's existing regulations to establish a more extensive consultation between wireless companies and affected communities on all towers to be built, regardless of height.

As we are well aware, Gabriola in particular has had to deal with this contentious tower issue on a number of occasions already. I have no doubt, because of spectrum auctions and seemingly unlimited wireless enhancements, the pressure will continue to increase. There may be a number of Island residents who might welcome this. I am also well aware that there are many who have moved here specifically to avoid it.

I would strongly support any initiative by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

Yours sincerely,

Judith Graham

.

6.1

176From: adamhuber [mailto:[adamhuber777@gmail.com](mailto:adamhuber777@gmail.com)]

Sent: February-13-14 2:53 PM

To: Sheila Malcolmson

Subject: Cell Tower Proposal

Dear Islands Trust:



As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template. The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts. Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Adam Huber

120 Beddis Rd.

SSI

778-549-2160

177From: Allen Schoen [mailto:amsdvm@gmail.com]

Sent: February-13-14 2:49 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: Cell Towers and Electromagnetic pollution

To: "Sheila Malcolmson Chair" <smalcolmson@islandstrust.bc.ca>

Cc: "Islands Trust Council Executive Coordinator Marie Smith"

<msmith@islandstrust.bc.ca>

Sent: February 13, 2014

Subject: [Cell Towers - Health] Islands Trust Area - Antenna Protocol Template

Dear Islands Trust Council,

I strongly support all initiatives by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template which

would cover all Islands Trust areas.

As you are aware through concerns about BC Hydro's wireless smart metering program, much of the population in the Islands Trust Council's jurisdiction are also concerned about all wireless technologies infringing upon our lives in every way: health, property values, privacy, and security.

Please help us protect our precious environment and way of life.

Thank-you.

Sincerely,

Allen M. Schoen, DVM, MS, Ph.D. (hon.)

--

Allen M. Schoen, MS, DVM, Ph.D. (hon.)

[www.kindredspiritsproject.com](http://www.kindredspiritsproject.com)

[www.drschoen.com](http://www.drschoen.com)

178From: Amy MacLeod [mailto:[aimcentral@shaw.ca](mailto:aimcentral@shaw.ca)]

Sent: February-13-14 1:01 PM

To: Sheila Malcolmson; Marie Smith

Subject: Initiative for FCM/CWTA Template

> Dear Islands Trust:

>

> As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

>

> The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

>

> Limits need to be set. Consultation with community members and most importantly,



scientists/doctors who are not funded by the telecommunications industry, needs to happen.

Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Amy MacLeod

Full time Resident/land owner

179-----Original Message-----

From: Cecile Petra [mailto:cpetraot@shaw.ca]

Sent: February-13-14 12:25 PM

To: Sheila Malcolmson; Marie Smith

Subject: Antenna Protocol Template

Dear Ms. Malcolmson and Islands Trust Council:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Cecile Petra

180From: Cecilia Pech [mailto:cecilia@saltspringwellness.com]

Sent: February-13-14 12:53 PM

To: Sheila Malcolmson;

Subject: Urgent

Dear Ms. Malcolmson

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen.

Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Cecilia Pech

[saltspringwellness.com](http://saltspringwellness.com)

250. 538.8915

181From: cedar [mailto:[resonant.touch@gmail.com](mailto:resonant.touch@gmail.com)]

Sent: February-13-14 1:12 PM

To: Sheila Malcolmson; Marie Smith

Subject: Re: urgent

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen.

Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Cedar Mathias

182From: Doug & Elizabeth Latta [mailto:delatta@telus.net]

Sent: February-13-14 2:20 PM

To: Marie Smith; Sheila Malcolmson

Cc: Louise Decario; Sandy Pottle; Dennis and Sharon Noble

Subject: Community consultation re Wireless installations

Elizabeth and Doug Latta,

1029 Montague Road,

Galiano Island, BC, V0N 1P0

February 13, 2014

Sheila Malcolmson, Chair

Islands Trust Council.

Dear Ms Malcolmson,

I have recently heard that Industry Canada has advised municipalities of the need to consult with citizens regarding the placement of new wireless installations in a community. While I also understand that this may be an exercise in futility as the government would always have the final say, I hope that you will make it possible for such discussions to take place in our Island communities. While there are those who would like to see more towers go up to facilitate ultra high speed connection with everywhere at all times, there are a great many folk who have come to the islands to remove themselves from such a scenario. The reasons range from slowing down their lives to fear for their health from EMF pollution, a real and present danger.

On our island the placement of a cell tower was fought about 10 to 12 years ago. Fortunately we were able to convince the powers that were then, that this was not a good idea and the landowner was considerate enough to say that if the community did not want it, he would not go for the deal. To this day, however, there is a group which seeks greater cell tower coverage as a means of boosting the island economy and another group who seeks freedom from the aforementioned concerns. It is necessary to have a dialogue about this matter and I hope that

you can adopt this Industry Canada communication to facilitate the same.

Thank you,

Elizabeth and Doug Latta

Galiano.

183From: GKB [mailto:gkbowie@yahoo.com]

Sent: February-13-14 2:22 PM

To: Sheila Malcolmson; Marie Smith

Subject: The proliferation of microwave towers/collectors

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

George Bowie

Saltspring Island

184From: Gwen Gagne [mailto:gwen@quietjoy.ca]

Sent: February-13-14 1:41 PM

To: Sheila Malcolmson

Subject: Concerned Salt Spring resident

> Dear Islands Trust:

>

> As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

>

> The proliferation of microwave towers/collectors around this province

> is

increasing at an alarming rate, without consideration of the health/environmental impacts.

There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

>

> Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

>

> Sincerely, Gwen Gagne

185From: Harry warner [mailto:[harryw@savesaltspring.com](mailto:harryw@savesaltspring.com)]

Sent: February-13-14 3:47 PM

To: [alcolmson@islandstrust.bc.ca](mailto:alcolmson@islandstrust.bc.ca); Marie Smith

Subject: FCM/CWTA Antenna Protocol

sm

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is

increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Lee Road Community Farm

140 Lee Road,

Salt Spring Island,

BC V8K 2A5

Canada

250 653 4041

186From: Jan Kennedy [mailto:jans4cafe@yahoo.ca]

Sent: February-13-14 11:10 PM

To: Sheila Malcolmson; Marie Smith

Subject: Antenna Protocol within the Islands Trust area

I would strongly support any initiative by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

Sincerely,

Jan Kennedy

Hornby Island, BC

187From: Jane & Stepan [mailto:jtal@telus.net]

Sent: February-13-14 5:02 PM

To: Sheila Malcolmson; Marie Smith

Subject: Re: Changes to Canada's Antenna Siting Policy

Importance: High

Dear Sheila Malcolmson,

I support Judith Graham in her request concerning changes to Canada's Antenna Siting Policy as she elucidates below.

I would like to add my support to any initiative by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

I strongly encourage the IslandsTrust Council to do so at the upcoming meeting on Hornby Island, BC.

Thank you very much,

Jane Talbot

Hornby Island BC

VOR1Z0

188From: jennifer armstrong [mailto:jbarmstrong@uniserve.com]

Sent: February-13-14 4:32 PM

To: Sheila Malcolmson

Subject: Changes to Canada's Antenna Siting Policy

Dear Islands Trust Council,

Re: Changes to Canada's Antenna Siting Policy

Thank you for forwarding the announcement from Industry Canada and the Federation of Canadian Municipalities which describes a new consultation process with respect to proponents of transmission towers of any kind.

The following is an excerpt from the announcement:

The antenna protocol template launched by FCM and the Canadian Wireless Telecommunications Association (CWTA) last year went beyond the requirements of Industry Canada's existing regulations to establish a more extensive consultation between wireless companies and affected communities on all towers to be built, regardless of height.

As we are well aware, Gabriola in particular has had to deal with this contentious tower issue on a

number of occasions already. I have no doubt, because of spectrum auctions and seemingly unlimited wireless enhancements, the pressure will continue to increase. There may be a number of Island residents who might welcome this. I am also well aware that there are many who have moved here specifically to avoid it.

I would strongly support any initiative by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

Yours sincerely,

jennifer armstrong

hornby island, bc

250.335.1915

189From: Kim Christie [mailto:kimsyurt@mail.com]

Sent: February-13-14 4:29 PM

To: Sheila Malcolmson

Subject: Consultation

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.



Sincerely, Kim Christie

....the only constant is change...

190From: Kit Maloney [mailto:lunakits@yahoo.com]

Sent: February-13-14 5:04 PM

To: Sheila Malcolmson; Marie Smith

Subject: Proliferation of microwave towers/collectors on Gulf Islands

Dear Islands Trust:

As a resident of Gulf Islands (Mayne Island) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Kit Maloney

191From: Laurie Steffler [mailto:lauriesteffler@gmail.com]

Sent: February-13-14 2:08 PM

To: Sheila Malcolmson; Marie Smith

Subject: Fwd: URGENT: send email today!

Dear Ms. Malcolmson and Ms. Smith:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research

articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

Laurie Steffler , SSI V8K1A1

192From: lrfloyd [mailto:lrfloyd@shaw.ca]

Sent: February-13-14 12:10 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: [Cell Towers - Health] Islands Trust Area - Antenna Protocol Template

Importance: High

Dear Islands Trust Council,

I strongly support all initiatives by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template which would cover all Islands Trust areas.

As you are aware through concerns about BC Hydro's wireless smart metering program, much of the population in the Islands Trust Council's jurisdiction are also concerned about all wireless technologies infringing upon our lives in every way: health, property values, privacy, and security.

Please help us protect our precious environment and way of life.

Thank-you.

Sincerely,

Linda R. Floyd, 230 Cedar Lane, Salt Spring Island, BC V8K 1R3 (250-537-2829)

193From: linnet kartar [mailto:lkartar@gmail.com]

Sent: February-13-14 7:08 AM

To: Marie Smith; Sheila Malcolmson; Gisele Rudischer

Subject: Fwd: For Consideration at Trust Council: re: changes to Canada's Antenna Tower Siting Policy

Subject: Re: Changes to Canada's Antenna Tower Siting Policy

"Industry Canada has also permanently closed a major loophole that let antenna towers under 15 meters be built without notification or consultation with municipalities and the public."

This is a truly welcome announcement.

The fabric of our island life needs the protection that this ruling offers.

I hope that the Council of the Islands Trust will take advantage of this opportunity to do everything they can to turn down any application now in process, and in the future, to develop more towers in the Trust area.

Thank you for your consideration.

Linnet Kartar

194From: m moore [mailto:m@gulfislands.com]

Sent: February-13-14 12:55 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: Cell Towers

Dear Chair Sheila Malcolm and Islands Trust Council

At the 11th hour I heard that cell towers and their location are going to be on the next Council Agenda.

I would like the Trust to know I do not want to live near a cell tower and therefore would like islanders to have some influence on this issue which is somewhat like zoning.

I bought in a residential area so I would not be near any property zoned industrial.

I would not buy or choose to live near a cell tower.

I do not want to have to move to escape a cell tower.

Sincerely,

Maureen Moore

Salt Spring Island

538-1732

195Miriam Ulrych MA MSW

Individual & Family Counselling

2726 Wallace Street, Vancouver BC V6R 3V7

604-224-2284 m.ulrych@shaw.ca

February 13, 2014

Sheila Malcolmson, Chair

Islands Trust Council

Re: Changes to Canada's Antenna Siting Policy

I am very glad to learn that the establishing of a "more extensive consultation between wireless companies and affected communities on all towers to be built regardless of height" has been announced by Industry Canada and the Federation of Canadian Municipalities.

As someone who lived through the horrible health consequences which resulted from the installation of urea-formaldehyde foam insulation in 80,000 Canadian homes (an action taken with the best of energy conservation motives), I became a once-bitten-twice shy consumer.

And as a long-ago instructor at UBC in Technology and Society, in which we walked engineering students through dozens of case studies that examined how scientific breakthroughs routinely combined with profit-making interests to wreck havoc on human health it became apparent to me that in the history of technology, a rush to market without sufficient health research has been the norm rather than the exception.

My family's summer cottages on Hornby began to play a larger part in our lives and to become our designated retirement homes in large part because of the very real damage we suffered during the three years of the UFFI debacle. I am not prepared to be the same passive consumer I was back then.

So please do whatever you can to support an initiative by the Islands Trust Counsel to move toward the adoption of the comprehensive FCM/CWTA antenna

protocol that would cover all the islands.

Yours sincerely,

196From: Usha Haywood [mailto:jayrambt@gmail.com]

Sent: February-13-14 2:21 PM

To: Sheila Malcolmson; Marie Smith

Subject: Fwd: sorry, small adjustment to letter

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template. The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts. Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely, Neil and Usha Haywood

197From: cnhall [mailto:cnhall@telus.net]

Sent: February-13-14 4:02 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: March Trust Council meeting

To the Trust Council:

It has come to our attention that the Islands Trust Council will be considering the location of cell phone towers in its upcoming March meeting on Hornby Island. We wish to point out to you that in 2013, the Federation of Canadian Municipalities and the Canadian Wireless Telecommunications Association jointly issued a new antenna protocol template that greatly increases the degree of community consultation regarding placement of such towers. In short, it

advises that there MUST be MEANINGFUL consultation on the siting of cell phone towers, including for the first time towers under 15 metres in height. However, for the smaller towers, the municipality must request such consultation.

We strongly urge you to adopt a standard protocol across all of the Islands Trust that there be significant and meaningful public consultation on any island where any new tower is contemplated. We recognize that there are significant pressures, including from some members of the public, to adopt more and more wireless infrastructure. However, Canada's Safety Code 6 (regulating the RF emissions from such towers and from cell phones, smart meters, cordless phones, etc.) is woefully out of date, as it does not even address the low level, non-ionizing, non-thermal effects of such emissions. It is these emissions that have been found by the World Health Organization to be a Class 2B carcinogen (possibly carcinogenic to humans - the same category as lead and asbestos). More and more studies are finding serious public health concerns as a result of such emissions, which cannot be seen, heard, or felt. We are enclosing just a couple of documents regarding these problems from Citizens for Safe Technology. We urge you to look up their website for more information.

Please deal very carefully with this critical issue. Once a tower is approved, it will be virtually impossible to get rid of it.

Thank you,

Norm and Carol Hall

Denman Island From: Norm [mailto:norm.r@sios.ca]

Sent: February-13-14 2:07 PM

To: Sheila Malcolmson

Subject: Re: Changes to Canada's Antenna Siting Policy

Dear Sheila Malcolmson, Chair Islands Trust Council

I have been studying matters related to cell towers intensely for more than the last 3 years, for a considerable period of time the study and research was a 7 day a week and frequently 16 hours a day endeavor. I have never run across a topic that is so involved with so many diverse threads to follow and understand. Imagine a field of study where one would have to be comfortable discussing a variety of science topics simultaneously

with such science luminaries as Mendal, Planck, Einstein and others. A study of the topic requires a understanding of the sciences these people were involved with.

Recently I prepared a discussion paper on issues to consider when considering cell tower placement and rezoning considerations. The concerns include not only health concerns. They also include property values, liability issues, tax revenue and environmental considerations. Accompanying the paper was approximately 1200 pages of primarily scientific papers identifying considerations to be considered when considering cell tower placement.

Despite what the nay sayers say there is consistent evidence that microwave radiation causes biological harm. If the council wishes I can provide the additional documents via a electronic medium.

I have attached the discussion paper titled Cell Tower Re – Zoning, please review and consider the content of this file before any decision on a sitting policy is established. --

Norm Ryder

199From: Pat Barclay <patbarclay@shaw.ca>

Date: February 13, 2014 12:48:13 PM PST

To: smalcolmson@islandstrust.bc.ca

Subject: re: Changes to Canada's Antenna Siting Policy

February 13, 2014

Sheila Malcolmson, Chair

Islands Trust Council

Dear Sheila,

Re: Changes to Canada's Antenna Siting Policy

I've received a copy of Judith Graham's letter to you re the announcement from Industry Canada and the

Federation of Canadian Municipalities which describes a new consultation process with respect to proponents of transmission towers of any kind.

The following is an excerpt from that announcement:

"The antenna protocol template launched by FCM and the Canadian Wireless Telecommunications

Association (CWTA) last year went beyond the requirements of Industry Canada's existing regulations to establish a more extensive consultation between wireless companies and affected communities on all towers to be built, regardless of height."

As we are well aware, Salt Spring in particular has had to deal with this contentious tower issue on a number of occasions already. I have no doubt, because of spectrum auctions and seemingly unlimited wireless enhancements, the pressure will continue to increase. There may be a number of Island residents who might welcome this. I am also well aware there are many who have moved here specifically to avoid it.

I would strongly support any initiative by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template, which would cover all the Islands Trust area.

Yours very sincerely,

(Mrs.) Pat Barclay

120Creekside Drive

Salt Spring Island BC

V8K 2E4

200From: Pat (Neddy) Harris [mailto:[neddy@saltspring.com](mailto:neddy@saltspring.com)]

Sent: February-13-14 3:46 PM

To: Sheila Malcolmson

Subject: For Trust Council

For Trust Council,

I support any initiative by the Islands Trust Council to move toward the adoption of the FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

thx

Pat Harris

323 Musgrave Rd

SSI V8K 1V5

201From: Trish Faurot [mailto:[saltspringspirit@shaw.ca](mailto:saltspringspirit@shaw.ca)]

Sent: February-13-14 1:25 PM



To: Sheila Malcolmson

Cc: Marie Smith

Subject: Microwave towers/collectors

Dear Islands Trust:

As a resident of Salt Spring Island, I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of health or environmental impacts. Hundreds of research articles have been written explaining how these frequencies interfere with bee hive function, bird migration, and human melatonin production.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Health Canada's Safety Code 6 governs the safety of cellphones and towers wi-fi, smart meters and all other wireless devices. How can a safety code that has not been updated since the 1970's, before cell phones and wifi existed, possibly be sufficient for the levels of wireless radiation we have today. If the radiation emitted by cell phones is safe, why do the following companies include the warning quoted below on their wireless devices:

"Smart phone manufacturers Apple, Motorola, and Cisco all publish warnings in their manuals saying their phones, pads and Wi-Fi devices emit radiation shown to cause cancer in lab animals and to avoid over-exposure by holding it away from your body, or to keep a safe distance from the lower abdomen of a teenage girl."

Despite those stern warnings, the same companies are able to put such potentially harmful devices on store shelves in Canada. They are exercising a loophole in Health Canada's archaic safety standards for microwave devices that hasn't been updated in decades, since the first microwave, then the only emitting device in a Canadian home. Belgium and France have new laws that don't allow manufacturers to market wireless devices to children because they are the most vulnerable while in Canada, we still force

children in schools to be exposed to unmeasured levels of microwave radiation from cell phones and Wi-Fi.

202Why? !? If the radiation emitted by cell phones and other wi-fi devices causes cancer in lab animals, why are we increasing our citizens' exposure on a daily basis, especially with the introduction of smart meters and the relay devices necessary to operate the systems they are sending information to. I am including part of an article here by a former president of Microsoft Canada.

"The World Health Organization (WHO) has indicated that direct, long-term contact with wireless radiation is biologically harmful and can potentially have damaging health effects. In August 2011, shortly after the WHO classified radiofrequency radiation (the basis for all wireless devices) as possibly carcinogenic, Health Canada posted a warning that "encourages parents to reduce children's radiofrequency radiation (RF) exposure from cell phones since children are typically more sensitive to a variety of environmental agents". There hasn't been any major progress since then. Canadians are left to read the foreign press to learn about the universal dangers of wireless radiation, if they want to protect their families.

Fortunately the sea is beginning to change across Canada with local governments rejecting Health Canada's antiquated approach to this 21st century health crisis. What we've witnessed in the last six months is much like the national movement that began in Quebec in the early 1990s. Municipalities had rejected the federal government's promise that all regulated pesticides are safe, and began banning the use of weed spray in urban environments due to high cancer rates.

Municipalities once again are finding their strength in municipal law and proactively ensuring citizens are better protected.

On Dec. 16, 2013, the City of West Vancouver Council voted against a Rogers' application to install three new cell towers along Upper Levels highway. On the same day, the City of Guelph Council passed a motion asking Industry Canada to place a moratorium on the approval of any new radio communication facilities until such time as the review of Safety Code 6 has been finalized. On Dec. 18, 2013, the City of Toronto

Council required new Rogers cell towers to comply with Toronto's Prudent Avoidance Policy which sets radiation levels 100 times safer than Health Canada's Safety Code 6. Toronto also updated its protocol for cell towers less than 15 metres tall stating that "City Council encourage Health Canada to actively review health evidence, including the 203 most recent scientific research and studies, related to human exposure to radiofrequencies and to revise Safety Code 6 to meet international best practices, in consultation with the public and appropriate experts." The towns of Thorold and Oakville, Ont. have already passed similar motions.

What Canada needs is a national approach that acknowledges what independent scientists have conclusively shown: There is no guarantee that children can be exposed to any amount of wireless radiation for any amount of time without a biological impact.

Many of the scientists sounding the alarm bell are the same individuals who warned us about acid rain, second-hand smoke, DDT, asbestos and other widespread public health disasters. As harmful as these banned agents are, none of them were more widespread in our homes than wireless radiation is now. Canada should enter the 21st century of health care--the age of prevention--and prevent another disaster by updating Safety Code 6."

Frank Clegg has played a leadership role in the country's technology sector and in the broader Canadian community for many years. Mr. Clegg, former Microsoft Canada president, is now the volunteer CEO of Canadians for Safe Technology (C4ST), a national, not-for-profit, volunteer-based coalition of parents, citizens and experts.

Sincerely,

Patricia Faurot,

Saltspring Island, BC  
From: pjwarden [mailto:pjwarden@telus.net]

Sent: February-13-14 2:14 PM

To: Sheila Malcolmson; Marie Smith

Subject: Fwd: No more radiation!

Dear Islands Trust Council,

Good afternoon. My name is Patricia Warden, and I am a resident of Denman Island.

I am writing to let you know that I am strongly opposed to any further proliferation of

cell towers and RF radiation in general.

I have refused a "smart" meter on my home, because, in my opinion these technologies are potentially very harmful.

At the very least, it is clear that they have not been adequately tested as to their detrimental effects upon humans, fetuses and other living things.

Therefore, I would like to see the Islands Trust work to prevent any additional cell towers being erected on our lovely islands.

Thank you for anything you can do in this regard.

Sincerely,

Patricia Warden

--

205From: Patti Labine [mailto:pattilabine@gmail.com]

Sent: February-13-14 12:56 PM

To: Marie Smith; Sheila Malcolmson

Subject: Antennae Protocol

Hello Sheila, Ms Smith

I support of the trust adopting this or similar measures giving it some input and control over the locating of these towers.

Patti Labine

Salt Spring Island.

206From: Zensho [mailto:herenow@telus.net]

Sent: February-13-14 1:43 PM

To: Marie Smith

Cc: Sheila Malcolmson

Subject: Antenna Protocol Template

Dear Islands Trust:

As a resident of the Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts.

There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen.

Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Sincerely,

R. WypkemaFrom: [info@childhonouring.org](mailto:info@childhonouring.org) [mailto:[info@childhonouring.org](mailto:info@childhonouring.org)]

Sent: February-13-14 1:05 PM

To: Sheila Malcolmson; Marie Smith

Subject: Antenna Protocol Template

Dear Islands Trust:

As a resident of Gulf Islands (Salt Spring) I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health/environmental impacts. There are hundreds of research articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen.

Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists & physicians are properly consulted.

Sincerely,

Raffi Cavoukian

Salt Spring Island

208From: Ralph Dom [mailto:ralphdom@shaw.ca]

Sent: February-13-14 12:13 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: [Cell Towers - Health] Islands Trust Area - Antenna Protocol Template

Importance: High

Dear Islands Trust Council,

I strongly support all initiatives by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template which would cover all Islands Trust areas.

As you are aware through concerns about BC Hydro's wireless smart metering program, much of the population in the Islands Trust Council's jurisdiction are also concerned about all wireless technologies infringing upon our lives in every way: health, property values, privacy, and security.

Please help us protect our precious environment and way of life.

Thank-you.

Sincerely,

Ralph Dom, 230 Cedar Lane, Salt Spring Island, BC V8K 1R3 (250-537-2829)

209From: Penny and Rodney Polden [mailto:penrod@saltspring.com]

Sent: February-13-14 8:41 PM

To: Sheila Malcolmson; Marie Smith

Subject: Moratorium on construction of further cell-phone towers

Dear Islands Trust,

I am sure you have received considerable support for the proposed moratorium on further cell-phone tower construction in the islands.

As a resident of Salt Spring Island, I strongly support an initiative by the Islands Trust Council to adopt the new comprehensive FCM/CWTA Antenna Protocol Template.

The following link:

<http://emfsafetynetwork.org/wp-content/uploads/2013/08/BiologicalEffects-From-RF-Radiation-and-Implications-for-Smart-Meters-June-5-2013-2.pdf>

leads to a very 'digestible' and easily understood summary of the Bioinitiative Report, which is a ground-breaking study of a large number of peer-reviewed research projects into the health effects of microwave radiation. The report documents conclusive evidence of significant health effects from RF radiation at levels many (many!) times lower than the current legally-permissible levels for cell-phone transmissions, smart meter transmissions etc.

I found the linked 15-page summary of the report a very effective way of familiarizing myself with the entire issue of microwave (RF) radiation that can otherwise be found to be either overly-technical, or subject to strong conflicting opinion without supporting evidence. This provides the missing evidence, in a calm and straightforward manner through the concerted work of many scientists both in North America, Europe and elsewhere. While the primary focus of this particular abstract of the full (much longer) Report focusses mostly on smart meter emissions, the electro-smog of RF radiation that both humans and the natural environment are now immersed in, is equally from the effects of ubiquitous cell-towers and other forms of advancing RF technology, and attention needs to be paid throughout society to what we are inadvertently doing to ourselves.

The proliferation of microwave towers/collectors around this province is increasing at an alarming rate, without consideration of the health effects and environmental impacts. There are hundreds of research

210articles showing how these frequencies interfere with bee hive function, bird migration, and human melatonin production, among many other impacts.

Limits need to be set. Consultation with community members and most importantly, scientists/doctors who are not funded by the telecommunications industry, needs to happen. Ideally a moratorium on installation of any new devices should happen until community members and appropriate scientists are properly consulted.

Thank you for all the work you do so effectively on behalf of the people and environment of the Gulf Islands.

With sincere appreciation, Rodney Polden

211From: stepan [mailto:stepjane@telus.net]

Sent: February-13-14 5:13 PM

To: Sheila Malcolmson; Marie Smith

Subject: Changes to Canada's Antenna Siting Policy

Importance: High

Dear Sheila Malcolmson,

I support Judith Graham in her request concerning changes to Canada's Antenna Siting Policy.

I support initiatives by the Islands Trust Council to move toward the adoption of the comprehensive FCM/CWTA antenna protocol template which would cover all the Islands Trust area.

I encourage the IslandsTrust Council to do so at the upcoming meeting on Hornby Island, BC.

Thank you very much,

Stepan Vanicek

Hornby Island BC

V0R1Z0



212From: Teresa [mailto:teresabe@telus.net]

Sent: February-13-14 3:15 PM

To: Sheila Malcolmson; Marie Smith

Subject: Changes to Canada's Antenna Tower Siting Policy

Dear Islands Trust Council members,

I would urge you all to engage in the process of adopting a thorough and inclusive FCM/CWTA antenna protocol which would serve to protect the Gulf Islands from further development of communications towers of any height. Given that this process requires time to implement, I would also ask that until the protocol is adopted, there be an immediate moratorium imposed on any applications for towers or antennae. The substantial, non-industry funded evidence points to a myriad of associated risks which certainly warrants the implementation of the precautionary principle.

Thank you very much.

Teresa Beers

Gabriola Island

213From: Tom Pickett [mailto:t6539188@shaw.ca]

Sent: February-13-14 12:37 PM

To: Sheila Malcolmson

Cc: Marie Smith

Subject: Antennae Protocol

Hello Sheila,

Just got word of this matter going before trust council.

I am definitely in favor of the trust adopting this or similar measures giving locals some input and control over the roll out of this technology.

Tom Pickett 120 Lee Rd Salt Spring Island V8K 2A5

## **A CHANGING CLIMATE IN THE GULF ISLANDS – STRATEGIC PLANNING 2014-2018**

As the Trust sets its priorities for 2014 to 2018, along with all the important work to be done, it's climate change that has moved to centre-stage.

Physical changes are easy to see on our islands – unstable weather patterns, freshwater at risk, drying meadows and forests. Mining and shipping of oil, bitumen and LNG are real threats to the marine environment. Wild salmon struggle with new diseases and warming waters. The Trust area's Coastal Douglas Fir ecosystem is under intensive pressure from development of all kinds.

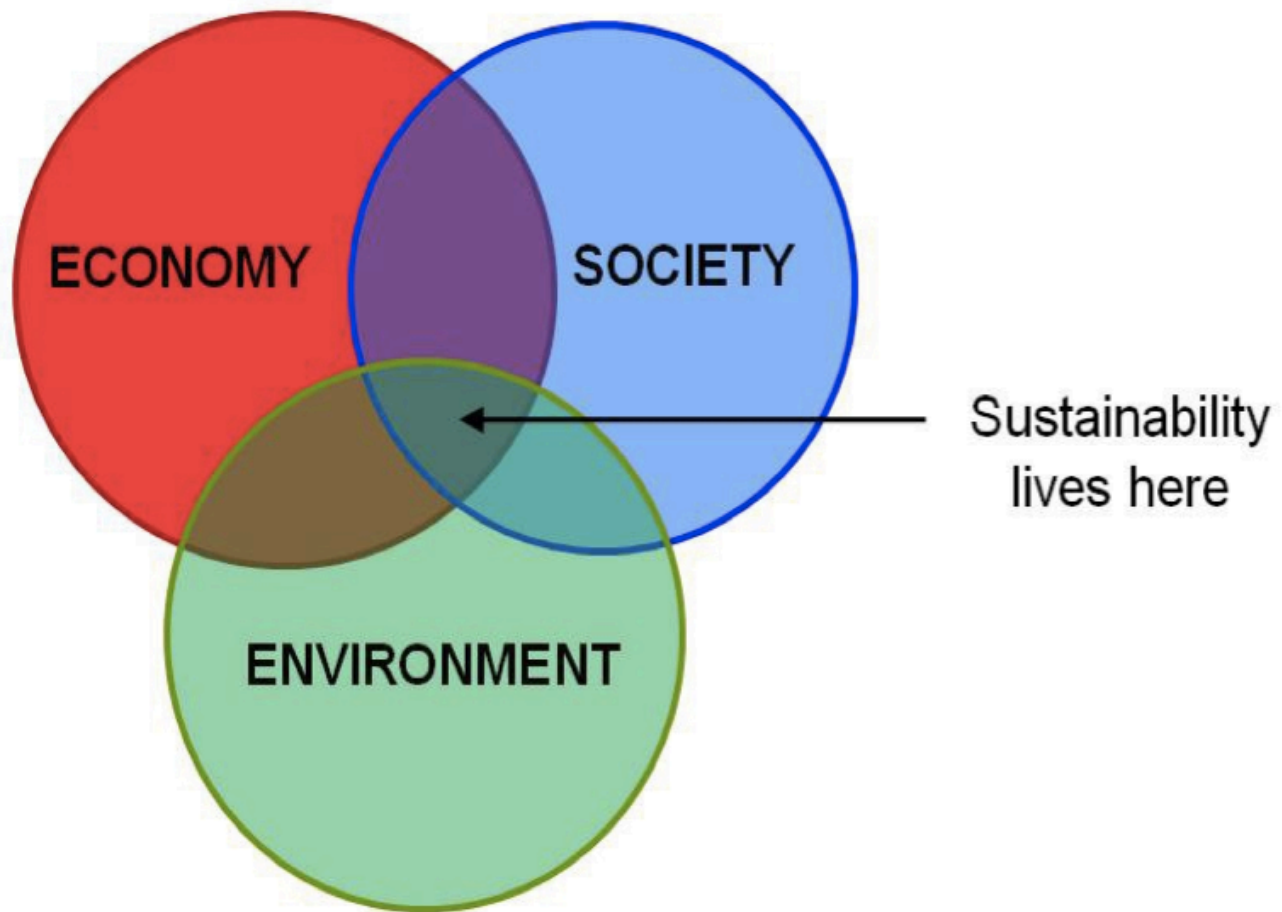
The Canadian economy, based on intensive natural resource development and extraction, has produced enormous returns and concentrated wealth in few hands, has eliminated well paid jobs in other sectors, created insecurity for workers and their communities, and left a legacy of badly damaged ecosystems. Clearcut logging and mining in the Trust area, for example, have damaged soils, salmon streams, altered groundwater recharge areas and wildlife habitat. Large fisheries fleets and fossil fuel tankers endanger the marine environment. Wealth generated by these activities has not, in general, brought a better standard of living (secure jobs) to the workers or better goods and services to the communities who bear the cost of resource extraction.

Instead, the resource extraction economy and associated services, like banking, have created great wealth and mobility for some and is enabling the purchase of investment properties for seasonal use in the Trust islands. This wealth mobility has created some of the conditions and focus on destination tourism in Gulf Islands. Meanwhile, many residents and young families here can barely afford the starting price for a home. Good, non-seasonal, well-paid jobs are scarce. Small businesses struggle off-season when whole neighbourhoods of homes are left empty of their seasonal visitors. Services are being cut just when communities need them most. Volunteer agencies just can't fill the gaps. Community wellness is suffering.

It's tempting to ascribe all these troubles to an 'unresponsive', 'overly bureaucratic', "overly regulatory" Islands Trust which sees as its sole mandate 'preserve and protect the environment but not the people'. This narrative is used by some who are anxious for more economic development, mostly related to tourism, land development and real estate. The guiding economic wisdom cited is the 3-overlapping circles model where three equally important interacting components—economy, society and environment—are shown as the basis for sustainable economic development. But the three circles model is misleading.

It's only within healthy, resilient and fully functional ecosystems that humans have ever found resources to build economies and communities. In other words, no environment, no economy, community, health or prosperity. Damage your ecosystem beyond its ability to restore itself and you damage your community beyond the resources needed to restore its health.

## 3-Overlapping-Circles Model



It's also tempting to imagine that if the Islands Trust didn't exist or its regulations weren't so 'prescriptive' our islands would enjoy greater prosperity.

Let's compare. Other destination resort and visitor-based communities, such as Kelowna, Whistler and Tofino are struggling with similar economic issues, with the exception that they don't have a governance structure whose prime mandate is to preserve and protect their environment. What they note is "ecological overshoot"—the unsustainable overuse of their ecosystems—and, late in the process, the need to protect themselves from overdevelopment, with these observations:

- Tourism patterns have changed, will continue to change, and as a result, cause job insecurity and community instability;
- There's growing competition between vacation destinations to capture tourism dollars and that competition results in trends to lower service sector wages and misuse of natural resources;
- There's a growing wealth gap between those who live comfortably in these places and those falling through the social security net, with rising need for shelters and food banks;

- Tourism-based communities note rapidly changing demographics tied to ‘hot’ real estate markets with the result that, in some cases, formerly resident service providers (plumbers, teachers, clerks, carpenters) can no longer afford to live in the communities where they provide their services and have to commute daily to and from these tourism ‘hot spots’, resulting in loss of connection with their community, decreased interest and participation in community life or community governance (both in understanding of the issues and voting),
- The quality and quantity of ecosystem services declines and non-renewable resource use accelerates with poorly planned infrastructure and development—fresh- and groundwater depletion and pollution, air and marine pollution, loss of forest cover, wildlife habitat and biodiversity to residential development, roads and other services, and increasing demand for further services to compete with those offered in other desirable destinations (ex: airports),
- The increasing costs of water and waste management (or lack of management) to the health of citizens and the environment.

WITH THAT OVERVIEW, WHAT SHOULD BE TOP PRIORITIES FOR 2014-2018 IN THE TRUST?

### **1. Better understanding by everyone of the Islands Trust ecologically-based governance structure, its mandate and vision, and how the Trust serves our communities.**

To reflect back - 40 years ago the Islands Trust was formed by the BC government to be “responsible for and to coordinate the future of” the Gulf Islands. Planning was to be ecologically based, recognizing the finite nature of island ecosystems. Land Use planning was deliberately separated from demand for services because demand for services had led to rapid over-development on several islands at the end of the 1960s. (source: The Islands Trust Story by Peter Lamb, 2009).

It takes most of us a very long time to learn what finite means. There are real consequences to demanding more from island ecosystems than can be provided (fresh water for example), to overdeveloping and to creating demand for more services than can be sustained.

It also takes a long time to understand what creates community wellness. Trickle-down economics hasn’t delivered; extractive resource industries destroy health in the end; tourism is tricky. It’s a challenge to get our communities gathered around the table and to listen to all voices. Inevitably, the louder, dominant voices set the agenda, many voices are not heard, and some voices are not included—like those of our First Nations neighbours.

Community economic development needs to grow from the ground up. Diverse community voices and First Nations participation are as important and necessary as corporate and industry expertise. Community development needs:

- Healthy, intact and protected ecosystems to ensure a stable base for economic development,
- Options through land use planning that support community-based economic activity. The community’s real resources are its residents who are best placed to create solutions in and for their communities, for example: better methods of food production, quality farm products, marketing and distribution systems; green building, water storage and conservation technologies, renewable energy systems (solar hot water, geothermal, solar panels, wind and tidal projects), transportation infrastructure that gets us out of our cars, creative industries and education for a changing climate.

- Social license, light industrial zoning and infrastructure to support, for example, renewable energy generation and distribution, skills development and manufacturing of climate adaptive products and community facilities for composting, chipping & mulching, food storage, etc.

## **2. Better understanding of our history with First Nations, the importance of prioritizing First Nations' concerns and consulting to achieve consensus before development.**

In Ganges Harbour, on a First Nations burial islet named Grace, there stands a hideous monument to ignorance, myopic planning and almost complete disrespect of First Nations culture.

In Nov 2014, The Supreme Court of Canada changed the climate of the Gulf Islands and effectively changed the way business is to be done in First Nations territories—the unceded lands of the Coastal First Nations whose rights are unbroken, unextinguished and upheld by the Supreme Court of Canada. Writing the unanimous Tsilhqoten decision, Madame Justice Beverley McLachlan says:

“Prior to establishment of title, the Crown is required to consult in good faith, with any Aboriginal groups asserting title to the land about proposed uses of the land ...”

It's time to follow up on the 22 Essential Actions that are prerequisite for consulting with First Nations, eight of which require Strategic Planning authority. First Nations are now at the table, must be consulted and must benefit from the resources of their territories.

Eight “Essential Actions” which require strategic planning authority (from June 2012 Islands Trust Council Session 1: First Nations Relations Session, pages 9-13):

- Increase Islands Trust (IT)- First Nations (FN) liaison
- Develop interactive/proactive process to understand FN issues and IT role
- Develop centralized FN information system to gather & share FN knowledge
- Utilize Section 8 of the Islands Trust Act (mandate to preserve heritage)
  - (f) engage in activities to gain knowledge about the history and heritage of the trust area and to increase public awareness, understanding and appreciation of that history and heritage,
  - (g) conserve heritage property,
  - (h) support and give financial assistance to activities referred to in paragraphs (f) and (g) ...
- Amend Islands Trust Policy statement to include/prioritize FN topics
- Develop/implement more agreements, ex: protocol and co-management agreements
- Formal relationship building
- Update IT's 1994 protocol with Integrated Land Management Bureau responsible for Crown Land to include First Nations referral steps.

## **3. Better understanding of our islands' finite and sensitive ecosystems—like watersheds and aquifers—and how to work within limits.**

- Watershed-based planning needs to be at the centre of all land use decisions.
- Better science is needed to understand island aquifers, where and how surface and groundwater discharge and recharge occurs and how these areas can be better protected,
- Better assessment of how land use activities affect surface and groundwater quality,

- Better analysis of the cumulative effects of surface and groundwater withdrawals at the time of development applications and before subdivisions are authorized,
- Better policy, incentives or enforcement is needed to protect freshwater from contaminants,
- Options are needed for using grey water and better processing of black water,
- Less intensive use of groundwater for agriculture and cosmetic landscaping,
- Disclosure to property buyers re: quality & quantity of groundwater by sellers/real estate agents,
- Support for a variety of educational programs on freshwater and sensitive ecosystems.

Note:

On page 71 of Trust's 2014-2018 Draft Strategic Plan, under Policy Statement Goal A: Ecosystem Preservation and Protection, Objective: Protect the natural environment of the islands, there is this comment: "Less than 45% of the trustees indicated "protection of sensitive ecosystems" should be a priority this term, although they also indicated that 'identify and protect sensitive ecosystems' was the third most important topic for LTCs to work on.

#### **4. Better understanding and support for community-based economic initiatives that are climate adaptive.**

Our islands all have nascent, creative, innovative, co-operative, sharing and "just enough" economies that are adapting to changing physical, economic and social climates. These can be strengthened through land use policies and regulations that permit/support co-operative ventures such as workshops, food production & storage facilities, rain- and floodwater harvesting infrastructure, community co-housing and other models of small footprint housing, permaculture and food forests in public places, small footprint enterprises like construction of tiny houses and studio clusters, learning centres, composting & chipping depots. All of these initiatives are the seeds of a new local, climate-adaptive way of creating value in and for our communities.

The Trust Area is one of the best places in Canada for capturing sunlight energy. Some islands may be able to power themselves completely through this one initiative—the creation of small solar farms or distributed renewable energy grids. Land use and zoning tools can help make this happen. The Gulf islands can be leaders in the new economy based on renewable energy—building skills, creating products, services and jobs.

#### **5. Becoming ecologically literate – education that moves into the future**

We all need to better understand what it means to live in a Trust area. The Trust is in an excellent position to gather knowledge from and partner with First Nations communities, to support enterprises that help people gain new skills and to build community-based local economies which may even be able to 'export' specialized knowledge, products and skills outside of our own communities.

The Islands Trust is a strong federation with a strong mandate and strong land use planning tools—just what is needed right now as the changing climate becomes the pressing priority.

Thank you for being at the helm and heart of our Trust at this pivotal time.

Akasha Forest, Galiano Island, B.C. V0N1P0.

9 August 2015



August 7, 2015

Islands Trust  
200-1627 Fort Street  
Victoria, BC  
V8R 1H8

**Dear Sirs & Madams:**

Please find enclosed a copy of the response prepared by the Aboriginal Aquaculture Association (AAA) to a request from the Islands Trust on June 25, 2015, to solicit discussion for public consultation on the their “*Strategic Plan- Potential Objectives and examples of Strategies and Activities for the 2014-2018 Term.*”

We have also taken the liberty of enclosing background material of the AAA. We are always careful to point out that we are not a body authorized to consult on behalf of First Nations with government. We do enjoy the privilege of having many Coastal First Nations support in the promotion of aquaculture and First Nation economic development.

We believe a unique opportunity is available for Islands Trust and the Province to be proactive in addressing the jurisdictional gap they have with First Nations when governing the resources within British Columbia. If handled properly we see an opportunity for the Province to meet its mandate of increasing First Nations’ involvement in economic development and improving Provincial government relations with First Nations.

Upon your review of our recommendations in our response you will note a greater capacity and more resources will be required by all Parties involved in order to achieve the goals of Islands Trust and to be inclusive of First Nations to being supportive of these goals.

In summary our recommendations are as follows:

1. Islands Trust acknowledge to itself that it has a responsibility to fulfill the duty to consult and where necessary accommodate First Nations in the exercise of aboriginal rights including title;
2. Islands Trust seek authority from the Minister of Aboriginal Relations and Reconciliation (MARR) to enter into capacity agreement with First Nations where their interests may be mutually served;

**Promoting aquaculture that supports First Nation communities, culture and values.**

phone: 250-286-9939 fax: 250-286-9931 email: [info@aboriginalaquaculture.com](mailto:info@aboriginalaquaculture.com) web: [AboriginalAquaculture.com](http://AboriginalAquaculture.com)  
1400B Drake Road - Campbell River, BC - Canada, V9W 7K6

3. Islands Trust not enforce its bylaws against the First Nation without the First Nations consent;
4. Each First Nation who asserts aboriginal rights including title in the Islands Trust area be fully consulted and accommodated where required by the Crown;
5. Islands Trust and each First Nation identify those activities desired by the First Nation to be exercised within the Islands Trust area and these activities be acknowledged as permissible by the Islands Trust bylaws;
6. Islands Trust and MARR support the First Nations through capacity building and enforcement provisions;

We would be pleased to meet with you at your convenience to discuss our recommendations. Thank you in advance for your time and consideration.

Sincerely,

Richard Harry  
President

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**Promoting aquaculture that supports First Nation communities, culture and values.**

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August 7, 2015

Islands Trust  
200-1627 Fort Street  
Victoria, BC V8R 1H8

## **SUBMISSION TO ISLANDS TRUST**

**RE: ISLANDS TRUST – STRATEGIC PLAN – POTENTIAL OBJECTIVES  
AND EXAMPLES OF STRATEGIES AND ACTIVITIES FOR THE 2014 -2018  
TERM – *Discussion Draft for Public Consultation June 25, 2015***

### **1. INTRODUCTION**

This submission is prepared in response to a request from you on June 25, 2015, to solicit discussion for public consultation on the above stated Strategic Plan. Please regard this document as a response from the Aboriginal Aquaculture Association (AAA).

### **2. THE BACKGROUND**

#### **(a) Islands Trust**

The Islands Trust is a trust that is legislated to its existence by the *Islands Trust Act [RSBC1996] Chapter 239 and its amendments*. It has jurisdiction over 12 main islands (Schedule B of the *Act*) and some smaller islands within the designated area in the Gulf of Georgia or Salish Seas. In short it is a governing body with powers from the Local Government Act to make bylaws mainly for the purpose of protecting the designated area from too much development. The Island Trust Board is circulating for comment a Strategic Plan for the period from 2014 to 2018 and has invited the public to offer comments for the Island Trust Board's consideration to amend or improve the Strategic Plan.

Islands Trust has made efforts to relate to First Nations. During the calendar year 2012 Islands Trust had to make a decision as to whether or not to enforce its bylaws against the K'omoks First Nation who was breaching its bylaws by operating aquaculture tenures contrary to Islands Trust bylaws. Islands Trust made a decision not to enforce the bylaws against the K'omoks First Nation and its related business entities. In addition Islands Trust

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entered into a ***Protocol Agreement with the Snuneymuxw First Nation*** dated December 4, 2008. On December 8, 2000 Islands Trust passed bylaw 64 which approved a bylaw with the Lyackson First Nation which is undated but attached as “***Schedule A Protocol For Cooperation in the Thetis Island Local Trust Area and Lyackson Traditional Territory***”. It is important to note that both of these Protocols predated the Supreme Court of Canada decision ***Tsilhqot’in Nation v. British Columbia, 2014 SCC 44*** (“Tsilhqot’in decision”).

#### **(b) Aboriginal Aquaculture Association (AAA)**

The AAA is a National not for profit corporation whose primary purpose is to assist First Nations who want to participate in the aquaculture industry. Please refer to the attached document that provides a description of the AAA, its objectives and purpose.

It enjoys the support of several BC Coastal First Nations including those First Nations who assert aboriginal title and rights within the Island Trust area. It is understood by its supporting First Nations and the government agencies that the AAA deals with that the AAA is not a consulting body. In fact each time the issue of consultation arises the AAA points to one of its five founding principles which states “respect for each First Nation’s autonomy”. In all of its efforts AAA respect’s this principle by ensuring that the First Nation whose territory is effected is informed so that the First Nation has the opportunity to be consulted.

Throughout its activities the AAA has been requested to formulate position papers on issues from government in the interests of protecting the First Nations’ interests in aquaculture. The AAA now finds itself in a position to comment not as a First Nation but as an interested third party to the strategic plan put forward by Island’s Trust.

#### **(c) Aboriginal Title and Rights and Treaty Rights**

It is the AAA’s experience that in British Columbia, all the Coastal First Nations are asserting aboriginal rights including title. There are Douglas Treaties in parts of the Islands Trust area such as the Snuneymuxw First Nation. But most of the BC Coast is faced with asserted aboriginal rights with no agreements in place. Some First Nations have settled modern treaties or are close to finalizing their modern treaties such as the K’omoks First Nation. Irrespective of whether the aboriginal rights including title have an agreement or not, every First Nation assert that aquaculture is included in its aboriginal rights and must be consulted. First Nations point to the exercise of aquaculture through the clam gardens as proof of their exercise of aquaculture as an aboriginal right.

First Nations do enjoy a separate jurisdiction from Islands Trust over the same area that Islands Trust assumes jurisdiction over. The First Nations jurisdiction is becoming very real as its aboriginal rights including title become recognized at various levels of agreements and negotiations culminating into a Treaty. Each First Nations believe in its right to self-determination and right to exercise its own powers.

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### 3. THE TSILHQOT'IN DECISION JUNE 2014

The AAA is taking this opportunity to provide reference to the Tsilhqot'in decision as it has a significant impact on the approach by First Nations when addressing their aboriginal rights including title.

The Tsilhqot'in decision is a historic decision as it is the first decision by Canada's highest court to recognize aboriginal title on land for a First Nation which is the Tsilhqot'in Nation. The Crown, Canada and British Columbia, opposed the Tsilhqot'in mainly on the basis that aboriginal title applied only to village sites and not to the whole territory. The Supreme Court decided in favour of the Tsilhqot'in by ruling that aboriginal title applies to the territory of the First Nation. In making such a ruling the Supreme Court has answered many questions about the Land Question that can enable the First Nations in Canada to deal with their Land Question. The following paragraphs will refer to some of those questions answered by quoting from the relevant paragraphs within the judgment. We have emphasized parts of these paragraphs to bring greater attention to them.

#### 3.1 Tsilhqot'in addresses What Rights Does Aboriginal Title Confer?

**Para 67:** As we have seen, Delgamuukw establishes that Aboriginal title “encompasses the right to exclusive use and occupation of the land held pursuant to that title for a variety of purposes” (at para.117), including non-traditional purposes, provided these uses can be reconciled with the communal and ongoing nature of the group's attachment to the land. **Subject to this inherent limit, the title-holding group has the right to choose the uses to which the land is put and to enjoy its economic fruits. (para. 166).**

#### 3.2 Tsilhqot'in addresses *The Legal Characterization of Aboriginal Title*

**Para 69:** The Crown has radical title. The doctrine of terra nullius never applied in Canada, as confirmed by the Royal Proclamation (1763), R.S.C. 1985, App .II, No.1. **The Aboriginal interest in land that burdens the Crown's underlying title is an independent legal interest, which gives rise to a fiduciary duty on the part of the Crown.**

**Para 70:** ... In other words, Aboriginal title is a beneficial interest in the land: Guerin at p. 382. In simple terms, the title holders have the right to the benefits associated with the land – **to use it, enjoy it and profit from its economic development. As such, the Crown does not retain a beneficial interest in Aboriginal title land.**

**Para 71:** What remains, then, of the Crown's radical or underlying title to lands held under Aboriginal title? The authorities suggest two related elements – a **fiduciary duty owed by the Crown to Aboriginal people when dealing with Aboriginal lands, and the right to encroach on Aboriginal title if the government can justify this in the broader public interest under s. 35 of the Constitution Act, 1982.** The Court in Delgamuukw

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referred to this as a process of reconciling Aboriginal interests with the broader public interests under s. 35 of the Constitution Act 1982.

**Para 72: The characteristics of Aboriginal title flow from the special relationship between the Crown and the Aboriginal group in question.** It is this relationship that makes **Aboriginal title sui generis or unique**. Aboriginal title is what it is – the unique product of the historic relationship between the Crown and the Aboriginal group in question. Analogies to other forms of propriety ownership – for example, fee – simple – may help us to understand aspects of Aboriginal title. But they cannot dictate precisely what it is or is not. As La Forest J. put it in *Delgamuukw*, at para 190, **Aboriginal title “is not equated with fee simple ownership; nor can it be described with reference to traditional property law concepts.”**

### **3.3 The Crown’s Duty to Consult with First Nation Prior and After Proof of Aboriginal Title**

**Para 89: Prior to establishment of title** by court declaration or agreement, the Crown is required to **consult in good faith** with any Aboriginal groups asserting title to the land about proposed uses of the land and, if appropriate, **accommodate** the interests of such claimant groups. The level of consultation and accommodation required varies with the **strength of the Aboriginal group’s claim** to the land and the **seriousness of the potentially adverse effect upon the interest claimed**. If the Crown fails to discharge its duty to consult, various **remedies are available including injunctive relief, damages, or an order that consultation or accommodation be carried out**: *Rio Tinto Alcan Inc. v. Carrier Sakani Tribal Council*, 2010 SCC 43, [2010] 2 S.C.R. 650. At para37.

**Para 90: After Aboriginal title** to land has been established by court declaration or agreement, the **Crown must seek the consent** of the title-holding Aboriginal group to developments on the land. **Absent consent**, development of title land cannot proceed unless **the Crown has discharged its duty to consult and can justify the intrusion on title under s. 35 of the Constitution Act, 1982**. The usual **remedies that lie for breach of interests in land** are available, adapted as may be necessary to reflect the special nature of Aboriginal title and the fiduciary obligation owed by the Crown to the holders of Aboriginal title.

**Para 91:** The practical result may be a spectrum of duties applicable over time in a particular case. At the claims stage, prior to establishment of Aboriginal title, the Crown owes a good faith duty to consult with the group concerned and, if appropriate accommodate its interests. As the claim strength increases, the required level of consultation and accommodation correspondingly increases. **Where a claim is particularly strong – for example, shortly before a court declaration of title – appropriate care must be taken to preserve the Aboriginal interest pending final resolution of the claim**. Finally, once title is established, the Crown cannot proceed with development of title land not consented to by the title-holding group unless it has discharged its duty to consult and the development is justified pursuant to s. 35 of the *Constitution Act, 1982*.

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**Para 92: Once title is established, it may be necessary for the Crown to reassess prior conduct in light of the new reality in order to faithfully discharge its fiduciary duty to the title-holding group going forward.** For example, if the Crown begins a project without consent prior to Aboriginal title being established, it may be required to cancel the project upon establishment of the title if continuation of the project would be unjustifiably infringing. Similarly, if legislation was validly enacted before title was established, such legislation may be rendered inapplicable going forward to the extent that it unjustifiably infringes Aboriginal title.

#### **4. THE AAA OBSERVATIONS OF FIRST NATIONS POST TSILHQOT'IN DECISION**

The AAA has had several meetings with the BC Coastal First Nations post the Tsilhqot'in decision and observed a growth in confidence in First Nations in their assertion of aboriginal title including the right to aquaculture. The First Nations generally see the Tsilhqot'in decision as confirming their respective beliefs and approach to aboriginal title. There is little doubt of the First Nations' intent to demand that their consent be sought before any development that may affect their title is pursued.

In addition there is little doubt that each First Nation expects they will be able to continue to exercise what they see as a historic and aboriginal right that enables them to continue their life style and earn a living through economic development. Certainly aquaculture falls within this category. There is evidence pointed to by the Coastal First Nations of the many clam gardens in their respective territories of not only historic use of the foreshore and subtidal water but the fact that they still use these resources today.

#### **5. THE ISLANDS TRUST STRATEGIC PLAN 2014-2018 POST TSILHQOT'IN DECISION**

The Islands Trust strategic plan has strong representation from the point of view of meeting the objectives of the trust. It is based on principles that may be shared by some First Nation communities. It has the provisions required to enforce it and therefore can be regarded in many senses complete.

There is a very evident lacking of the strategic plan that makes the whole plan incomplete and would therefore most likely fail. It lacks a legal mechanism to relate to First Nations that will incorporate the interests of First Nations and therefore make the First Nations' interests enforceable.

There are attempts to relate to First Nations through protocol agreements such as the Lyackson First Nation and the Snuneymuxw First Nation have agreements that are good as far as they go. They share values and principles and set out a path to work together. These efforts should always be encouraged.

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What it does not address is what happens when a First Nation wants to carry on an activity and have some of its provisions enforced. The agreement leaves the matter in two separate worlds which will remain as a short coming for both First Nations and Islands Trust as each are left to find a way to enact their interests and plans without proper communication or support from or with each other.

The existing attitude of Islands Trust is that the responsibility of consultation and accommodation over aboriginal rights including title is not their responsibility but the responsibility of senior government i.e. the Ministry level. While this may be true, the responsibility does not stop there but falls upon all bodies like Islands Trust who may affect the aboriginal rights and title. It is evident that First Nations are going to be exercising their jurisdiction in a manner that may frustrate the ability of Islands Trust to meet its goals and trust responsibilities.

## **6. Recommendations and Steps by AAA to the Islands Trust 2014-2018 Strategic Plan**

The AAA recommends that Islands Trust offer to enter into agreements with each First Nation asserting jurisdiction within the Islands Trust area of jurisdiction so that the goals and principles of each are met with minimal conflict. The AAA recommends the Islands Trust consider the following steps to implement agreements resulting in minimal conflict to achieve both First Nations' interests and the Islands Trusts interests:

### **1. Islands Trust acknowledge its responsibility to First Nations:**

The present attitude and system of local provincial governments including Islands Trust creates both systematic and attitudinal barriers between local governments and First Nations who are asserting rights. These barriers must be removed and the only way this can happen is if the local provincial governing bodies acknowledge their share of the responsibility required from the Crown when dealing with aboriginal rights including title.

It is the local governing bodies of the Crown that authorize infringements by making laws that effect the use of resources that First Nations have a constitutionally protected right to. It is the local governments' responsibility to minimize the infringement of the aboriginal rights. It is too often found convenient to leave it to senior level government to remedy when the remedy can be arranged before the infringement even happens. The duty extends to all parts of the Crown and the lacking of capacity of its agency is not a justifiable excuse to infringe the aboriginal right. The Crown as a whole has a responsibility to fulfill the duty to consult and where necessary accommodate First Nations in their laws affect exercise of aboriginal rights including title;

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**2. Islands Trust seek authority and support from the Minister of Aboriginal Relations and Reconciliation (MARR) to Negotiate and Enter into Consultation and accommodation Agreement with First Nations:**

As part of the Crown, Islands Trust must have the authority and support of senior levels of government. Authority is required to be the proper agent of the Crown to enter legally and enforceable agreements. It is the local governance that has the knowledge of its citizens in the area and the capacity to implement in the form of bylaws. It is the senior government that has the authority and global policy approach to deal with aboriginal rights. It is senior government that also has the resources required to carry out the type of negotiations needed with First Nations. An arrangement must be made to address First Nation interests otherwise the attitudinal barriers and systemic barriers will make it too difficult to proceed.

**3. Islands Trust demonstrate good faith by not enforcing its bylaws against the First Nation without the First Nations consent;**

The law requires that the Crown act in good faith and a strong message can be sent by Islands Trust that it intends to act in good faith by withholding enforcement of the bylaws until there is consent of the First Nation. There is a lack of trust that adds to the barriers to achieving cooperation between First Nations and local governments. This is a step that can be taken to build a positive relationship with First Nations.

**4. Each First Nation who asserts aboriginal rights including title in the Islands Trust area be fully consulted and accommodated where required by the Crown;**

The level of consultation required by the Crown with each First Nation varies depending on the strength of the First Nation's claim and the type of infringement intended or about to take place. Despite the variation that may be required by Islands Trust, Islands Trust ought to strive to achieve consent at all levels from each First Nation. This requirement of consent should be achievable if the agreement is carefully and properly constructed to identify mutually agreeable processes for each area.

**5. Islands Trust and each First Nation agree on activities in areas;**

The present circumstances leaves each party in the dark as to what and where activities are going to happen in each area. This must be addressed immediately if the goals of both Islands Trust and the First Nation are to be respected. The only manner in which this can happen is for a certain level of transparency to be shared by each with respect to their respective marine use plans. Once the parties are aware of each other's activities they would then be in a position to express their respective concerns and bring the matter to a mutually agreeable resolution before the activity actually takes place.

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**6. Islands Trust and MARR support the First Nations through capacity building and enforcement provisions;**

On those areas where there is agreement on planning and activities, there could be capacity sharing between the Islands Trust and the First Nations. This would also serve to minimize the conflicts that may happen otherwise between two separate jurisdictions. This also enables each party to carry out its governance in a greater capacity. Ideally each of the First Nations' marine use plans and the Islands Trust marine use plans be shared so that each of the separate jurisdictions may be exercised with minimal or no conflict.

Thank you for your consideration and should you wish to discuss this matter please do not hesitate to contact the AAA.



# The Aboriginal Aquaculture Association

The AAA is a National not for profit corporation, incorporated in 2003. It is a sectoral organization designed to assist, support and facilitate meaningful participation of First Nations and Aboriginal entrepreneurs in sustainable aquaculture development. It serves as a coordination, certification and resource body to First Nations providing guidance and advice with respect to the sustainable development, regulation and management of aquaculture. It believes that aquaculture development has a potential to play a major role in the diversification, strengthening and revitalization of regional economies of First Nations.

## **Vision:**

First Nations will play a key role in the development and management of a healthy and sustainable aquaculture sector.

## **Mission:**

To promote and assist the development of First Nations' aquaculture that respects and supports First Nation communities, culture and values.

## **Guiding Principles:**

The basic principles by which First Nations are guided throughout the development and implementation of their aquaculture business ventures are:

1. Respect for each First Nation's autonomy.
2. Enhance economic development opportunities for each First Nation.
3. Implement shared decision-making and co-operative management of resources between each First Nation and government.
4. Ensure that First Nations realize the benefits from a sustainable aquaculture industry and,
5. Promote both socioeconomic and environmental sustainability.

## **Recent Activities & Initiatives:**

**Aboriginal Aquaculture in Canada Initiative (AACI)** - The program supports Aboriginal economic development in Canada's aquaculture sector. Funded through the Strategic Partnership Initiative (SPI). The AAA is coordinating this initiative for Western Canada and Canada's North. The AACI provides interested Aboriginal communities and entrepreneurs with support in the form of technical business expertise to develop viable aquaculture business development plans and to help bring those plans to fruition.

**Aboriginal Principles for Sustainable Aquaculture (APSA)** – a third party certification program developed and delivered by the AAA. Pillars of sustainability include economic, social & environmental.

**Senate Standing Committee of Fisheries and Oceans** – invited to present to the Committee on aboriginal aquaculture development

**Cohen Commission of Inquiry into the Decline of the Sockeye Salmon in the Fraser River** The AAA had standing at the Inquiry and prepared and presented recommendations to the Commission.

**Pacific Aquaculture Regulations (PAR)** The AAA hosted meetings for the purpose to introduce, discuss and obtain First Nation feedback on Fisheries and Oceans plan for implementation of the Pacific Aquaculture Regulations through the BC Aquaculture Regulatory Program; Integrated Geoduck Management Framework Draft, Conditions of License, Licensing Fees, Siting Criteria Guidelines.

#### **Commissioned Reports;**

Aquaculture Partnerships – A Guide for Aboriginal Communities – May 2015

Economic Opportunities for Aquaculture in the Pacific, Central, Ontario and Northern Regions  
June, 2014

Socio-Economic Benefits of Aquaculture in Canadian Aboriginal Communities – December 2012

Socio-Economic Benefits of Finfish Aquaculture in BC Aboriginal Communities – August 2011

#### **Technical and Business Services**

The AAA provides technical and business service support. Planning, feasibility, analysis, partnership development and identification, advisory services and support, linkages to government, industry, academia and non-government organizations and the implementation of economic development opportunities in the aquaculture sector.

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1 August, 2015

Islands Trust Council,  
200- 1627 Fort St.,  
Victoria, B.C.  
V8R 1H8

You have asked islanders to tell you what we believe to be the most important issues facing Trustees.

Drought and its effect on all aspects of land use must be at or near the top of your list. Climatologists and the example of California suggest the drought may be with us for several years; leading the Trust Council and the Trustees on every island to consider if the Precautionary Principle requires strong action to conserve water and a decision to reject or postpone any application or activity affecting land use that may increase water use or increase the danger of fire. The danger of fire is closely related to drought, and again we must look at California where fires have made it necessary this week to declare a state of emergency.

Trustees should not fear accusations that they are alarmist. If Trustees decide to take strong action it will be because they believe the situation is alarming. A large turnout July 5th on Gabriola to discuss these questions showed that people are alarmed and expect our representatives to act.

The dangers, both of fire and of unnecessary water consumption are immediate and should not await the discussion in September of a focus for next year.

  
Jamie Lawrence

Tor Islands Trust Council,  
200-1627 Fort St.,  
Victoria, B.C. V8R 1H8

re "Have Your Say"

Dear Sir or Madam,

One issue I feel that is very important for the Islands Trust to consider in its objectives is the closing of the 3 Coast Guard Stations Nitinat, Comox and Vancouver. With increasing tanker and cruise ship traffic on the Strait of Juan de Fuca and Georgia Strait, the danger of oil spills and ship collisions has also increased. Without the immediate assistance of the Coast Guard, help will not be available when most needed. The Prince Rupert Station is too far away in an emergency, and "repeaters" assist to a degree only. An accident will occur in a matter of time.

The present Conservative government is not interested in the protection of the east and west coasts. However, both Tom Mulca and Justin Trudeau say they will re-open the Coast Guard Stations, if elected in the upcoming federal election. It is ironic that the sum of money spent by the present government ~~is already~~ <sup>in doing</sup> the work the Coast Guard stations normally do, is now equal to, or more than would have been spent had those stations remained open!

Living at Whaling Station Bay on Hornby Isld., I have heard a warning SOS call from a Holland America cruise ship approaching another cruise ship. A captain's judgement cannot always be relied upon. Consider the sinking of "The Queen of the North" or "Exxon Valdez".

In conclusion, let us hope that the Coast Guard stations now closed in Nitinat and Vancouver will be reopened, and the Comox station that is presently partially closed, and scheduled to be completely closed in October/15, will be <sup>fully</sup> reopened for the safety of all those living on this beautiful West coast.

Les Fuller



# Islands Trust Strategic Plan Input from Islands Trust Bodies July - August 7, 2015

Islands Trust bodies submitted the following input into the Islands Trust's Strategic Planning process during July and August 2015:

## **Executive Committee**

To Come

## **Financial Planning Committee**

To Come

## **Local Planning Committee**

To Come

## **Trust Programs Committee**

To Come

## **Ballenas-Winchelsea Islands (Executive Committee acting as a Local Trust Committee)**

No new input since June 2015

## **Denman Island Local Trust Committee**

That the item "Advocate to reduce negative impacts of shellfish aquaculture practices" be located in the column under examples of potential strategies instead of the column relating to examples of activities. Attachment 3 completed – see attached.

## **Gabriola Island Local Trust Committee**

That the Gabriola Island Local Trust Committee recommend to Trust Council that item 4.2 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include Activity 4.2.3 Create an inventory of approaches and communications materials related to secondary suites and other affordable housing initiatives on each island.

That the Gabriola Island Local Trust Committee recommend to Trust Council that Item 4.3 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include Activity 4.3.4 To create an inventory of approaches to short term vacation rentals on each island.

That the Gabriola Island Local Trust Committee recommend to Trust Council that item 5.1 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include Activity 5.1.3 Seeking out common ground with local first nations and building on it by identifying areas of shared advocacy and proactively proposing shared partnerships.

That the Gabriola Island Local Trust Committee recommend to Trust Council that item 7.2 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include activity 7.2.1 Advocating for tax exemption strategies related to the new Riparian Area Regulations legislation.

That the Gabriola Island Local Trust Committee recommend to Trust Council to add item 6.3 in the Discussion Draft of the Strategic Plan for 2014-2018 as "Improve information sharing between Local Trust Committees."

That the Gabriola Island Local Trust Committee recommend to Trust Council that item 6.1 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include Activity 6.1.1 To investigate the use of alternative dispute resolution and or mediation in bylaw enforcement.

That the Gabriola Island Local Trust Committee recommend to Trust Council that item 6.1 in the Discussion Draft of the Strategic Plan for 2014-2018 be amended to include Activity 6.1.2 Begin preliminary investigations into the possibility of forming a Gulf Island Regional District.

#### **Galiano Island Local Trust Committee**

That the Galiano Island Local Trust Committee requests staff to complete Attachment 3, based on the Local Trust Committee's work program, and forward it to the Chief Administrative Officer by August 7, 2015.

Attachment 3 completed – see attached.

#### **Gambier Island Local Trust Committee**

Under strategy 2.3, add "advocate for controls on marine pollutants" and add "support enhancement of biodiversity in Howe Sound".

Under strategy 2.4, add "support initiatives to protect eelgrass and forage fish".

The following strategies are deemed priority to the Gambier LTC:

- 1.3 Protect fish habitat by implementing [Riparian Areas Regulation](#).
- 1.6 Reduce [greenhouse gas emissions](#) & encourage renewable sustainable and environmentally friendly energy systems
- 2.1 Use land use planning tools for shoreline protection
- 2.4 Encourage voluntary stewardship of nearshore ecosystems
- 4.2 Use land use planning tools to ensure levels of development are consistent with a sustainable water supply
- 5.5 Use land use planning tools to assist communities in adapting to future climate change and rising sea levels
- 6.1 Improve engagement with First Nations
- 8.2 Strategies to be determined (re improving cooperation and integration with other levels of government (e.g. [Integrated Community Sustainability Planning](#))
- 9.3 Engage communities and agencies in development of updated land use bylaws

#### **Hornby Island Local Trust Committee**

That the Hornby Island Local Trust Committee recommend to Trust Council that the Strategic Plan – Potential Objectives and Examples of Strategies and Activities for the 2014-2018 Term be amended as follows: By Prioritizing Objectives 1-6.

That the Hornby Island Local Trust Committee request its Planner to complete Attachment 3, based on the LTC's work program, and forward it to the Chief Administrative Officer by August 7, 2015.

That the Hornby Island Local Trust Committee request the Executive Committee to give consideration to recommending to the Islands Trust Council that the office relocation review be postponed until after the outcome of the Salt Spring Island possible incorporation.

Attachment 3 completed ( see attached).

**Lasqueti Island Local Trust Committee**

The Lasqueti LTC resolved to identify its priorities for Trust Council's Strategic Plan Objectives; they are as follows:

1. Protect the Natural Environment of Islands
2. Reduce our Ecological Footprint
3. Strengthen relations with First Nations

Attachment 3 completed (see attached)

**Mayne Island Local Trust Committee**

Attachment 3 completed (see attached)

**North Pender Island Local Trust Committee**

Attachment 3 completed (see attached)

**Salt Spring Island Local Trust Committee**

That the Salt Spring Island Local Trust Committee recommend to Trust Council that the Strategic Plan - Potential Objectives and Examples of Strategies and Activities for the 2014-2018 Term, be amended as follows:

- Item 1.6 to be moved and listed as a new Item 3.3;
- Item 3.3 amend to include: "including the promotion of the use of electric vehicles";
- New Item 4.3: Promotion of rain water catchment and grey water recycling;
- New Item 7.4: Reconsider the optimum location for head office and support staff;
- Item 9.2 amend to read: Improve communications about the Islands Trust vision, object and history;
- Amend potential objective 11 to read "Create a vision for the Islands Trust Area"

Attachment 3 completed (see attached)

**Saturna Island Local Trust Committee**

That the Saturna Island Local Trust Committee recommend the following items be added for input to the Strategic Plan for 2014-18:

1. Reduce our ecological footprint, protecting the natural environment of the Islands including coastal shorelines and marine areas, and the quality (and quantity) of water resources.
2. Enhance community socio-economic diversity and economic sustainability.
3. Improve cooperation with other levels of government and with First Nations.

**South Pender Island Local Trust Committee**

That the South Pender Local Trust committee adopts the following Strategic Goal suggestions for Trust Council consideration:

1. Lower our ecological footprint.
2. Improve Islands Trust cost effectiveness and resilience.
3. Develop a vision statement.
4. Provide an outstanding planning service to our communities.
5. Support preservation and protection of our shorelines

Attachment 3 completed (see attached)

**Thetis Island Local Trust Committee**

That Example Strategy 8.3 (UNESCO Biosphere) be moved under Goal A, Objective 1.

**Bowen Island Municipality**

(No comments to Aug 10, 2015)

**Islands Trust Fund Board**

See attached letter



ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| Local Trust Committee: <u>DEUKAN ISLAND</u> |                                                                                                                             | Planner/date: <u>BOB MILNE / JULY 27/15</u> |                                      |                                                  |
|---------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|--------------------------------------|--------------------------------------------------|
|                                             | Topics included as possible strategies in the draft strategic plan                                                          | Topic is on LTC Work Program                | Topic is on LTC Future Projects List | Topic may possibly be addressed by LTC this term |
| 1.3                                         | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       | ✓                                           |                                      |                                                  |
| 1.6                                         | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       | ✓                                           |                                      |                                                  |
| 1.7                                         | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   | ✓                                           |                                      |                                                  |
| 2.1                                         | Use land use planning tools for <b>shoreline protection</b>                                                                 | ✓                                           |                                      |                                                  |
| 3.1                                         | Use land use planning tools to <b>maximize resource efficiency</b>                                                          | ✓                                           |                                      |                                                  |
| 4.1                                         | Coordinate with other agencies to <b>protect water quality</b>                                                              |                                             |                                      | ✓                                                |
| 4.2                                         | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           |                                             |                                      |                                                  |
| 5.2                                         | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> | ✓                                           |                                      |                                                  |
| 5.3                                         | Use land use planning tools to promote <b>economic sustainability</b>                                                       | ✓                                           |                                      |                                                  |
| 5.4                                         | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                                             |                                      | ✓                                                |
| 5.5                                         | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         |                                             |                                      |                                                  |
| 5.6                                         | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         |                                             |                                      |                                                  |
| 6.1                                         | <b>Improve engagement with First Nations</b>                                                                                | ✓                                           |                                      |                                                  |
| 6.2                                         | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            |                                             |                                      | ✓                                                |
| 7.2                                         | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    |                                             |                                      |                                                  |
| 8.2                                         | <b>Improve cooperation and integration with other levels of government</b>                                                  | ✓                                           |                                      |                                                  |
| 9.3                                         | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | ✓                                           |                                      |                                                  |
| 10.3                                        | <b>Improve LTC engagement of stakeholders</b>                                                                               | ✓                                           |                                      |                                                  |



**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| <b>Local Trust Committee:</b> |                                                                                                                             |                                         | <b>Planner/date: K. Farris – July 21, 2015</b>                                   |                                                         |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|----------------------------------------------------------------------------------|---------------------------------------------------------|
|                               | <b>Topics included as possible strategies in the draft strategic plan</b>                                                   | <b>Topic is on LTC Work Program</b>     | <b>Topic is on LTC Future Projects List</b>                                      | <b>Topic may possibly be addressed by LTC this term</b> |
| 1.3                           | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       | Bylaws are RAR compliant                | -                                                                                | -                                                       |
| 1.6                           | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       | -                                       | 6. Ocean-based Geo-exchange Systems                                              | -                                                       |
| 1.7                           | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   | -                                       | -                                                                                | -                                                       |
| 2.1                           | Use land use planning tools for <b>shoreline protection</b>                                                                 | -                                       | 3. Dock Review                                                                   | -                                                       |
| 3.1                           | Use land use planning tools to <b>maximize resource efficiency</b>                                                          | -                                       | 1. Soil Removal & Deposit Bylaw<br>2. Amendments to Forest Designation & F1 Zone | -                                                       |
| 4.1                           | Coordinate with other agencies to <b>protect water quality</b>                                                              | -                                       | -                                                                                | -                                                       |
| 4.2                           | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           | Secondary Suite Review                  | -                                                                                | -                                                       |
| 5.2                           | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> | Secondary Suite Review & Cottage Review | -                                                                                | -                                                       |
| 5.3                           | Use land use planning tools to promote <b>economic sustainability</b>                                                       | Home-based Contractor Yards             | 8. Light Industrial Zoning                                                       | -                                                       |
| 5.4                           | Use land use planning tools to address <b>challenges of an aging population</b>                                             | Secondary Suite Review                  | -                                                                                | -                                                       |
| 5.5                           | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         | -                                       | 3. Dock Review                                                                   | -                                                       |
| 5.6                           | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         | -                                       | 12. Telecommunication Strategy                                                   | -                                                       |
| 6.1                           | <b>Improve engagement with First Nations</b>                                                                                | -                                       | -                                                                                | -                                                       |
| 6.2                           | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            | -                                       | 3. Dock Review                                                                   | -                                                       |
| 7.2                           | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    | -                                       | -                                                                                | -                                                       |
| 8.2                           | <b>Improve cooperation and integration with other levels of government</b>                                                  | -                                       | -                                                                                | -                                                       |
| 9.3                           | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | -                                       | 9. LUB Technical Amendments                                                      | -                                                       |
| 10.3                          | <b>Improve LTC engagement of stakeholders</b>                                                                               | -                                       | 10. Community Benefit Review for Forests Lands                                   | -                                                       |

ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| Local Trust Committee: <u>HORNBURY ISLAND</u> |                                                                                                                             | Planner/date: <u>POB MILNE JULY 18/2015</u> |                                      |                                                  |
|-----------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|--------------------------------------|--------------------------------------------------|
|                                               | Topics included as possible strategies in the draft strategic plan                                                          | Topic is on LTC Work Program                | Topic is on LTC Future Projects List | Topic may possibly be addressed by LTC this term |
| 1.3                                           | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       | ✓                                           |                                      |                                                  |
| 1.6                                           | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       |                                             | ✓                                    |                                                  |
| 1.7                                           | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   |                                             |                                      |                                                  |
| 2.1                                           | Use land use planning tools for <b>shoreline protection</b>                                                                 |                                             | ✓                                    |                                                  |
| 3.1                                           | Use land use planning tools to <b>maximize resource efficiency</b>                                                          |                                             |                                      |                                                  |
| 4.1                                           | Coordinate with other agencies to <b>protect water quality</b>                                                              |                                             | ✓                                    |                                                  |
| 4.2                                           | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           | ✓                                           |                                      |                                                  |
| 5.2                                           | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> | OLP/LUB REVIEW<br>✓                         |                                      |                                                  |
| 5.3                                           | Use land use planning tools to promote <b>economic sustainability</b>                                                       |                                             |                                      |                                                  |
| 5.4                                           | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                                             |                                      |                                                  |
| 5.5                                           | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         |                                             |                                      |                                                  |
| 5.6                                           | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         |                                             |                                      |                                                  |
| 6.1                                           | <b>Improve engagement with First Nations</b>                                                                                | ✓                                           |                                      |                                                  |
| 6.2                                           | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            |                                             |                                      |                                                  |
| 7.2                                           | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    |                                             |                                      |                                                  |
| 8.2                                           | <b>Improve cooperation and integration with other levels of government</b>                                                  |                                             |                                      |                                                  |
| 9.3                                           | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | ✓                                           |                                      |                                                  |
| 10.3                                          | <b>Improve LTC engagement of stakeholders</b>                                                                               |                                             |                                      |                                                  |

**Local Trust Committees and Draft Strategic Plan 2014/2018**

*Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:*

| <b>Local Trust Committee:</b> |                                                                                                                             |                                     | <b>Planner/date:</b>                        |                                                                                                         |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-------------------------------------|---------------------------------------------|---------------------------------------------------------------------------------------------------------|
|                               | <b>Topics included as possible strategies in the draft strategic plan</b>                                                   | <b>Topic is on LTC Work Program</b> | <b>Topic is on LTC Future Projects List</b> | <b>Topic may possibly be addressed by LTC this term</b>                                                 |
| 1.3                           | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       | Yes                                 |                                             |                                                                                                         |
| 1.6                           | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       |                                     |                                             | Not at this time                                                                                        |
| 1.7                           | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   |                                     | Yes                                         |                                                                                                         |
| 2.1                           | Use land use planning tools for <b>shoreline protection</b>                                                                 |                                     |                                             | Yes                                                                                                     |
| 3.1                           | Use land use planning tools to <b>maximize resource efficiency</b>                                                          |                                     |                                             | Not at this time                                                                                        |
| 4.1                           | Coordinate with other agencies to <b>protect water quality</b>                                                              |                                     |                                             | Not at this time                                                                                        |
| 4.2                           | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           |                                     |                                             |                                                                                                         |
| 5.2                           | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> |                                     |                                             | Considered accomplished through provision 1 dwelling per 10 acre minimum<br>Yes, through OCP/LUB review |
| 5.3                           | Use land use planning tools to promote <b>economic sustainability</b>                                                       |                                     |                                             |                                                                                                         |
| 5.4                           | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                                     |                                             | Yes, through OCP/LUB review                                                                             |
| 5.5                           | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         |                                     |                                             | Accomplished through recent rezoning for Last Resort<br>Not at this time                                |
| 5.6                           | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         |                                     |                                             | Yes, through OCP/LUB review                                                                             |
| 6.1                           | <b>Improve engagement with First Nations</b>                                                                                | Yes                                 |                                             |                                                                                                         |
| 6.2                           | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            |                                     |                                             |                                                                                                         |
| 7.2                           | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    |                                     |                                             | Perhaps, through OCP/LUB review<br>Not at this time                                                     |
| 8.2                           | <b>Improve cooperation and integration with other levels of government</b>                                                  |                                     |                                             | Already ongoing                                                                                         |
| 9.3                           | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            |                                     |                                             | Yes, through OCP/LUB review                                                                             |
| 10.3                          | <b>Improve LTC engagement of stakeholders</b>                                                                               |                                     |                                             | Already ongoing                                                                                         |

## ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| Local Trust Committee: <i>Mayna</i> |                                                                                                                             |                              | Planner/date: <i>Gary Richardson Aug 7/15</i> |                                                  |
|-------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|------------------------------|-----------------------------------------------|--------------------------------------------------|
|                                     | Topics included as possible strategies in the draft strategic plan                                                          | Topic is on LTC Work Program | Topic is on LTC Future Projects List          | Topic may possibly be addressed by LTC this term |
| 1.3                                 | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       |                              | <i>yes</i>                                    |                                                  |
| 1.6                                 | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       |                              | <i>yes</i>                                    |                                                  |
| 1.7                                 | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   |                              |                                               |                                                  |
| 2.1                                 | Use land use planning tools for <b>shoreline protection</b>                                                                 |                              |                                               |                                                  |
| 3.1                                 | Use land use planning tools to <b>maximize resource efficiency</b>                                                          |                              |                                               |                                                  |
| 4.1                                 | Coordinate with other agencies to <b>protect water quality</b>                                                              |                              |                                               |                                                  |
| 4.2                                 | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           |                              |                                               |                                                  |
| 5.2                                 | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> |                              |                                               |                                                  |
| 5.3                                 | Use land use planning tools to promote <b>economic sustainability</b>                                                       |                              |                                               |                                                  |
| 5.4                                 | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                              |                                               |                                                  |
| 5.5                                 | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         |                              | <i>yes</i>                                    |                                                  |
| 5.6                                 | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         |                              |                                               |                                                  |
| 6.1                                 | <b>Improve engagement with First Nations</b>                                                                                |                              |                                               |                                                  |
| 6.2                                 | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            |                              |                                               |                                                  |
| 7.2                                 | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    |                              |                                               |                                                  |
| 8.2                                 | <b>Improve cooperation and integration with other levels of government</b>                                                  |                              |                                               |                                                  |
| 9.3                                 | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | <i>yes</i>                   |                                               |                                                  |
| 10.3                                | <b>Improve LTC engagement of stakeholders</b>                                                                               | <i>yes</i>                   |                                               |                                                  |

ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

*Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:*

| <b>Local Trust Committee:</b> |                                                                                                                             |                                     | <b>Planner/date:</b>                        |                                                         |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-------------------------------------|---------------------------------------------|---------------------------------------------------------|
| North Pender LTC              |                                                                                                                             |                                     | August 8 2015                               |                                                         |
|                               | <b>Topics included as possible strategies in the draft strategic plan</b>                                                   | <b>Topic is on LTC Work Program</b> | <b>Topic is on LTC Future Projects List</b> | <b>Topic may possibly be addressed by LTC this term</b> |
| 1.3                           | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       |                                     |                                             |                                                         |
| 1.6                           | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       | NO                                  | NO                                          | NO                                                      |
| 1.7                           | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   | No                                  | Yes                                         | ?                                                       |
| 2.1                           | Use land use planning tools for <b>shoreline protection</b>                                                                 | No                                  | No                                          | No                                                      |
| 3.1                           | Use land use planning tools to <b>maximize resource efficiency</b>                                                          | No                                  | Yes                                         | ?                                                       |
| 4.1                           | Coordinate with other agencies to <b>protect water quality</b>                                                              | No                                  | No                                          | No                                                      |
| 4.2                           | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           | No                                  | No                                          | Maybe                                                   |
| 5.2                           | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> | Yes                                 | N/A                                         | Maybe - it is of current interest to community<br>Yes   |
| 5.3                           | Use land use planning tools to promote <b>economic sustainability</b>                                                       | No                                  | No                                          | ?                                                       |
| 5.4                           | Use land use planning tools to address <b>challenges of an aging population</b>                                             | Yes                                 | N/A                                         | Yes                                                     |
| 5.5                           | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         | No                                  | Yes                                         | ?                                                       |
| 5.6                           | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         | No                                  | No                                          | ?                                                       |
| 6.1                           | <b>Improve engagement with First Nations</b>                                                                                |                                     |                                             |                                                         |
| 6.2                           | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            | No                                  | No                                          | ?                                                       |
| 7.2                           | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    | No                                  | No                                          | ?                                                       |
| 8.2                           | <b>Improve cooperation and integration with other levels of government</b>                                                  | No                                  | No                                          | No                                                      |
| 9.3                           | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | No                                  | No                                          | Not in policy work but in practice.                     |
| 10.3                          | <b>Improve LTC engagement of stakeholders</b>                                                                               | No                                  | Yes - LUB updates<br>NO                     | ?                                                       |

Not in policy work  
but in practice.

ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| Local Trust Committee: <i>Salt Spring Island LTC</i> |                                                                                                                             | Planner/date: <i>Stefan Gormak July 16, 2015</i>   |                                                                                                             |                                                  |
|------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|-------------------------------------------------------------------------------------------------------------|--------------------------------------------------|
|                                                      | Topics included as possible strategies in the draft strategic plan                                                          | Topic is on LTC Work Program                       | Topic is on LTC Future Projects List                                                                        | Topic may possibly be addressed by LTC this term |
| 1.3                                                  | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       | DONE.                                              |                                                                                                             |                                                  |
| 1.6                                                  | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       |                                                    | Piers Island Bill 27 OCP Update                                                                             |                                                  |
| 1.7                                                  | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   |                                                    |                                                                                                             |                                                  |
| 2.1                                                  | Use land use planning tools for <b>shoreline protection</b>                                                                 |                                                    |                                                                                                             |                                                  |
| 3.1                                                  | Use land use planning tools to <b>maximize resource efficiency</b>                                                          | Watershed Mngmnt.                                  | Integrated Community Sustainability Plan "I.C.S.P."                                                         |                                                  |
| 4.1                                                  | Coordinate with other agencies to <b>protect water quality</b>                                                              | Watershed Mngmnt.                                  |                                                                                                             |                                                  |
| 4.2                                                  | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           | Watershed Mngmnt.                                  |                                                                                                             |                                                  |
| 5.2                                                  | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> |                                                    | Housing for farmworkers<br>• Affordable Housing<br>• Secondary Suites (CTOP)<br>• Cottages (year round use) |                                                  |
| 5.3                                                  | Use land use planning tools to promote <b>economic sustainability</b>                                                       | Industrial Project<br>• Ganges Village - Boardwalk | I.C.S.P.                                                                                                    |                                                  |
| 5.4                                                  | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                                                    |                                                                                                             |                                                  |
| 5.5                                                  | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         | Watershed Mngmnt.                                  |                                                                                                             |                                                  |
| 5.6                                                  | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         | Industrial Project<br>• Ganges Village - Boardwalk |                                                                                                             |                                                  |
| 6.1                                                  | <b>Improve engagement with First Nations</b>                                                                                |                                                    |                                                                                                             |                                                  |
| 6.2                                                  | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            |                                                    | First Nation Heritage Sites                                                                                 |                                                  |
| 7.2                                                  | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    |                                                    |                                                                                                             |                                                  |
| 8.2                                                  | <b>Improve cooperation and integration with other levels of government</b>                                                  | Watershed Mngmnt.                                  | I.C.S.P.                                                                                                    |                                                  |
| 9.3                                                  | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | Industrial Project (includes technical LUB update) |                                                                                                             |                                                  |
| 10.3                                                 | <b>Improve LTC engagement of stakeholders</b>                                                                               |                                                    |                                                                                                             |                                                  |

### ATTACHMENT 3

#### Local Trust Committees and Draft Strategic Plan 2014/2018

*Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:*

| <b>Local Trust Committee:</b><br>South Pender Island Local Trust Committee |                                                                                                                             |                                             | <b>Planner/date:</b><br>R. Kojima. July 17, 2015      |                                                         |
|----------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|-------------------------------------------------------|---------------------------------------------------------|
|                                                                            | <b>Topics included as possible strategies in the draft strategic plan</b>                                                   | <b>Topic is on LTC Work Program</b>         | <b>Topic is on LTC Future Projects List</b>           | <b>Topic may possibly be addressed by LTC this term</b> |
| 1.3                                                                        | Protect fish habitat by implementing <b>Riparian Areas Regulation</b>                                                       |                                             |                                                       |                                                         |
| 1.6                                                                        | Use land use planning tools to reduce <b>greenhouse gas emissions</b>                                                       | Bylaws RAR compliant                        | 4. Development Permit Areas                           |                                                         |
| 1.7                                                                        | Use land use planning tools and decisions to protect <b>coastal Douglas fir and associated ecosystems</b>                   |                                             | 1. Lower ecological footprint                         |                                                         |
| 2.1                                                                        | Use land use planning tools for <b>shoreline protection</b>                                                                 |                                             | 2. Development Permit Areas                           |                                                         |
| 3.1                                                                        | Use land use planning tools to <b>maximize resource efficiency</b>                                                          | Topic for consideration in LUB Review       | 5. Sea level rise and shoreline erosion               |                                                         |
| 4.1                                                                        | Coordinate with other agencies to <b>protect water quality</b>                                                              |                                             | 1. Lower ecological footprint                         |                                                         |
| 4.2                                                                        | Use land use planning tools to ensure levels of development are consistent with a <b>sustainable water supply</b>           | Topic for consideration in LUB Review       |                                                       |                                                         |
| 5.2                                                                        | Use land use planning tools and decisions to improve the <b>availability of affordable, accessible, appropriate housing</b> | Topic for consideration in LUB Review       |                                                       |                                                         |
| 5.3                                                                        | Use land use planning tools to promote <b>economic sustainability</b>                                                       | LUB Review: includes review of cottage regs |                                                       |                                                         |
| 5.4                                                                        | Use land use planning tools to address <b>challenges of an aging population</b>                                             |                                             |                                                       |                                                         |
| 5.5                                                                        | Use land use planning tools to assist communities in <b>adapting to future climate change and rising sea levels</b>         |                                             | 5. Sea level rise and shoreline erosion               |                                                         |
| 5.6                                                                        | Work with other agencies to <b>advocate for and promote economic sustainability</b>                                         | Topic for consideration in LUB Review       |                                                       |                                                         |
| 6.1                                                                        | <b>Improve engagement with First Nations</b>                                                                                |                                             |                                                       |                                                         |
| 6.2                                                                        | Improve protection of <b>archaeological and First Nations cultural resources</b>                                            | LUB Review will involve engagement          |                                                       |                                                         |
| 7.2                                                                        | Improve <b>cost-effectiveness and quality</b> of local planning services                                                    | LUB Review - shoreline regulation review    |                                                       |                                                         |
| 8.2                                                                        | <b>Improve cooperation and integration with other levels of government</b>                                                  | Topic for consideration in LUB Review       |                                                       |                                                         |
| 9.3                                                                        | <b>Engage communities and agencies in development of updated land use bylaws</b>                                            | LUB Review is Top Priority                  | 2. Waste Management - cooperate with NPI, LTC and CRD |                                                         |
| 10.3                                                                       | <b>Improve LTC engagement of stakeholders</b>                                                                               | LUB Review includes extensive engagement    |                                                       |                                                         |



**Thetis LTC**  
ATTACHMENT 3

**Local Trust Committees and Draft Strategic Plan 2014/2018**

Please indicate the Local Trust Committee's interests in addressing the topics identified as possible strategies for LTCs to implement this term:

| Local Trust Committee: |                                                                                                                      |                              | Planner/date:                        |                                                  |
|------------------------|----------------------------------------------------------------------------------------------------------------------|------------------------------|--------------------------------------|--------------------------------------------------|
|                        | Topics included as possible strategies in the draft strategic plan                                                   | Topic is on LTC Work Program | Topic is on LTC Future Projects List | Topic may possibly be addressed by LTC this term |
| 1.3                    | Protect fish habitat by implementing Riparian Areas Regulation                                                       | yes                          |                                      |                                                  |
| 1.6                    | Use land use planning tools to reduce greenhouse gas emissions                                                       |                              |                                      |                                                  |
| 1.7                    | Use land use planning tools and decisions to protect coastal Douglas fir and associated ecosystems                   |                              |                                      |                                                  |
| 2.1                    | Use land use planning tools for shoreline protection                                                                 | yes                          |                                      |                                                  |
| 3.1                    | Use land use planning tools to maximize resource efficiency                                                          |                              |                                      |                                                  |
| 4.1                    | Coordinate with other agencies to protect water quality                                                              |                              | yes                                  |                                                  |
| 4.2                    | Use land use planning tools to ensure levels of development are consistent with a sustainable water supply           |                              | yes                                  |                                                  |
| 5.2                    | Use land use planning tools and decisions to improve the availability of affordable, accessible, appropriate housing |                              |                                      |                                                  |
| 5.3                    | Use land use planning tools to promote economic sustainability                                                       |                              |                                      | yes                                              |
| 5.4                    | Use land use planning tools to address challenges of an aging population                                             |                              |                                      | yes                                              |
| 5.5                    | Use land use planning tools to assist communities in adapting to future climate change and rising sea levels         |                              |                                      | yes                                              |
| 5.6                    | Work with other agencies to advocate for and promote economic sustainability                                         |                              |                                      | yes                                              |
| 6.1                    | Improve engagement with First Nations                                                                                | yes                          |                                      |                                                  |
| 6.2                    | Improve protection of archaeological and First Nations cultural resources                                            | yes                          |                                      |                                                  |
| 7.2                    | Improve cost-effectiveness and quality of local planning services                                                    |                              |                                      |                                                  |
| 8.2                    | Improve cooperation and integration with other levels of government                                                  |                              |                                      |                                                  |
| 8.3                    | Engage communities and agencies in development of updated land use bylaws                                            |                              |                                      |                                                  |
| 10.3                   | Improve LTC engagement of stakeholders                                                                               |                              |                                      |                                                  |



August 4, 2015

To: Executive Committee

Thank you for the opportunity to provide further feedback on the Islands Trust Draft Strategic Plan for 2014-2018.

The Trust Fund Board passed the following resolution at its May 12, 2015 meeting and would like to reiterate this recommendation:

**TFB-2015-060**

It was MOVED and SECONDED that the Trust Fund Board recommend to Trust Council the inclusion of the following objectives and strategies in the Strategic Plan for 2014-2018:

**PROTECT the natural environment of the islands**

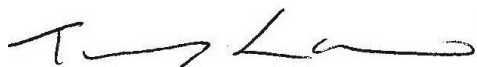
- Establish core conservation areas to protect biodiversity priorities identified in the Regional Conservation Plan
- Expand Natural Areas Protection Tax Exemption Program (NAPTEP)
- Investigate collaborative opportunities for promoting voluntary stewardship options on mixed-use landscapes
- Monitor and manage existing conservation areas to maintain and enhance existing biodiversity
- Establish reliable, adequate and sustainable funding for the Islands Trust Fund
- Use land use planning tools and decisions to protect coastal Douglas-fir and associated ecosystems
- Plan effectively for conservation

**PROTECT coastal and marine areas**

- Use land use planning tools for shoreline protection
- Encourage voluntary stewardship of nearshore ecosystems

The Board requests a further opportunity to provide input on activities associated with these strategies and objectives at the appropriate time.

Sincerely,



Tony Law  
Chair, Trust Fund Board



Islands Trust Council

# Strategic Plan

2014-2018

*Draft*

August 11, 2015



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# The Islands Trust Area

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The Islands Trust Area covers the islands and waters between the British Columbia mainland and southern Vancouver Island, including Howe Sound and as far north as Comox. This is a unique and special place, composed of 13 major islands and more than 450 smaller islands covering approximately 5200 square kilometres.

The beauty, tranquility, and sometimes fragile natural environment of the islands in the Strait of Georgia and Howe Sound, characterized by an exceptional variety of species, have given the area national recognition.

The islands support strong communities characterized by a mix of lifestyles, livelihoods and individuals. Island residents bring unique skills, viewpoints and sense of place together to sustain a tradition of community involvement.

## *Our Provincial Object*

‘to preserve and protect the trust area and its unique amenities and environment for the benefit of the residents of the trust area and of British Columbia generally, in cooperation with municipalities, regional districts, improvement districts, other persons and organizations and the government of British Columbia’

# The Islands Trust Council

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The Islands Trust Council has a unique mandate from the province to preserve and protect the amenities and environment of the Islands Trust Area, for the benefit of residents and all British Columbians. It meets quarterly to make decisions about the Islands Trust’s overall policy, advocacy positions, staff resources and budget. Trust Council is made up of the 26 locally-elected



trustees who also sit on 12 local trust committees and 1 island municipality. There they have responsibilities for land use planning and regulatory decisions that are separate from their role at the Islands Trust Council. The current Council was elected for a 4-year term during BC Local General Elections in November 2014. Trustee terms will end in October 2018.

# A Strategic Plan for the 2014-2018 Term

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The [Islands Trust Policy Statement](#) is partially implemented through Trust Council's Strategic Plan. By identifying goals and developing a plan to achieve them, Council focuses finite resources and measures progress. After extensive review and public input in 2015, Trust Council confirmed the following focus areas for its 2014-2018 term:

## **Islands Trust Policy Statement Goal A - Ecosystem Preservation and Protection**

The Islands Trust will work to protect the natural environment of islands by:

- *(to be completed after receipt of further input)*

## **Islands Trust Policy Statement Goal B – Stewardship of Island Resources**

The Islands Trust will focus on good management of island resources by:

- *(to be completed after receipt of further input)*

## **Islands Trust Policy Statement Goal C – Sustain Island Character and Healthy Communities**

The Islands Trust will work to enhance the economic sustainability and security of island communities by:

- *(to be completed after receipt of further input)*

## **Goal D – Effective, Efficient and Collaborative Governance**

The Islands Trust will provide effective, efficient and collaborative governance by:

- *(to be completed after receipt of further input)*

# Strategic Plan Development

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The Islands Trust Council has given its Executive Committee responsibility for facilitating the review and amendment of Trust Council's Strategic Plan for the 2014-2018 term.

To develop drafts of the plan, the Executive Committee adopted a process to identify between 7 and 12 priority **objectives**, along with related **strategies**, through consultation with each of Council's three standing committees, the Trust Fund Board, twelve local trust committees and Bowen Island Municipality.

In June 2015, Trust Council endorsed a draft list of objectives and strategies for the purposes of public consultation. In July and August 2015, members of the public were invited to provide input regarding Trust Council's strategic priorities. Public input has been summarized and provided to Trust Council Committees to consider before they finalize their recommendations to Trust Council regarding a Strategic Plan.

The draft strategic plan on the following pages identifies 11 strategic *objectives*, reflecting the Executive Committee's recommendations about priorities, based on input from the public and from Islands Trust bodies (local trust committees, the Trust Fund Board, Bowen Island Municipality and Council Committees) to date. It groups potential *objectives* and *strategies* according to broad goals found in the Islands Trust's Object and Policy Statement. It also indicates some potential *actions* that would help to implement some of the *strategies* and identifies which parts of the Islands Trust could take responsibility for the various *actions* identified.

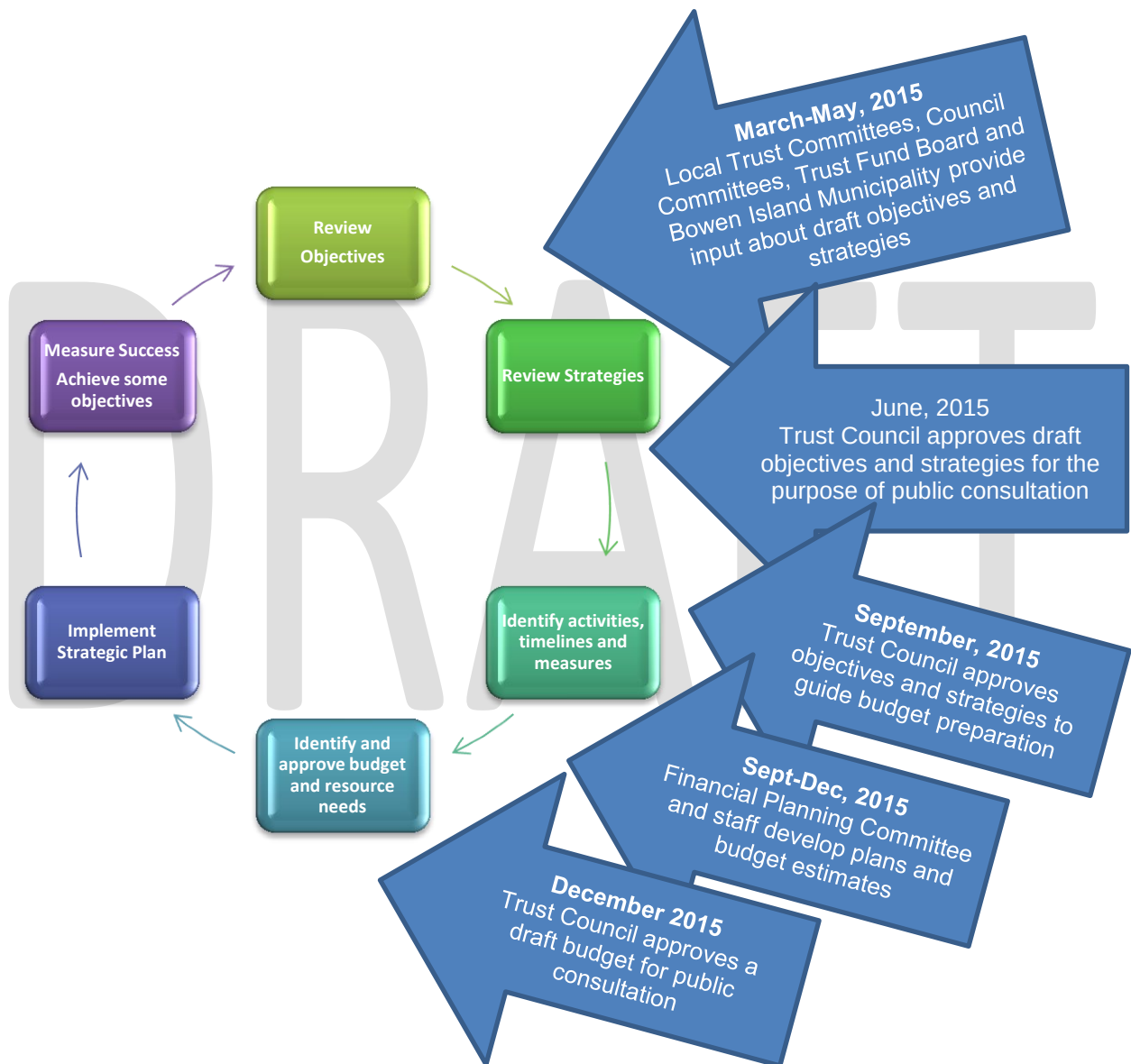
The draft is formatted to illustrate how the different parts of the Islands Trust work together to achieve common goals and objectives. It also indicates whether new resources would be needed for individual actions, how success would be measured and the current status. In some instances, actions are already underway, or carried forward from the 2011-2014 Strategic Plan.

Following discussion at Council Committee meetings, the Executive Committee is proposing that Council adopt this Strategic Plan for the remainder of the 2015-2016 fiscal year, and for the purposes of planning for the 2016-2017 budget.

The Islands Trust Council will have another opportunity in December 2015 to confirm its Strategic Plan after receiving further information about any new resource needs. Final confirmation of activities for 2016-2017 will take place in March 2016, upon adoption of the 2016-2017 budget.

# Islands Trust Strategic Plan Review Process

The following diagram summarizes the process that the Islands Trust Council uses to develop its Strategic Plan:





# How to Read the Strategic Plan

The Islands Trust Strategic Plan is intended to serve several purposes, in one document. It is used to communicate to the public about the Islands Trust's primary objectives for the current term. It is also used to communicate with external agencies, with the sixteen corporate bodies within the Islands Trust and with Islands Trust staff, to illustrate how various activities they undertake work together to achieve common objectives and goals. The Strategic Plan also identifies phases for the various activities identified and whether they can be undertaken with existing resources, or new ones. This forms the basis for budget planning. Each quarter, Trust Council receives an updated version to illustrate how it is progressing in achieving its strategic plan. The following annotated excerpt illustrates how to read the Islands Trust's Strategic Plan:

## Policy Statement Goal C: Sustain Island Character and Healthy Communities...

| OBJECTIVE                                                                                                           | STRATEGIES                                                                                                                                                                                                       | ACTIVITIES AND PHASES                                                                                                             | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                                                      | HOW WOULD WE MEASURE SUCCESS?                                                                 | STATUS                                                                                            |
|---------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
| 5. ENHANCE (protect/enrich) community character, socio-economic diversity and economic sustainability <sup>21</sup> | 5.1 Advocate for sustainable, affordable and appropriate ferry service <sup>22</sup>                                                                                                                             | <i>FY 2016/17</i><br>5.1.1 Estimate government funding requirements for fare reductions                                           | SC                    | Funded by 2015/16 budget                                                              | By whether a funding report is complete                                                       | <i>Enrich, Maintain and Associate</i> report completed May 2015                                   |
|                                                                                                                     |                                                                                                                                                                                                                  | <i>FY 2016/17</i><br>5.1.1.1 Advocate for 25% fare reduction                                                                      | SC                    | Funded by 2015/16 budget                                                              | By whether the SC has completed a fare reduction advocacy campaign                            | Campaign completed May 2015, including <i>Barry's Mass</i> and <i>Chair</i> correspondence        |
|                                                                                                                     |                                                                                                                                                                                                                  | 5.1.2 Trust Council session with SC Ferries CEO                                                                                   | SC                    | Funded by 2015/16 budget                                                              | By whether the SC has organized a Trust Council session with the SC Ferries CEO               | Complete June 2015                                                                                |
|                                                                                                                     | 5.2 Use land use planning tools and decisions to improve the availability of affordable, accessible, appropriate housing (e.g. as described in <i>Island Council's Community Housing Toolkit</i> ) <sup>23</sup> | <i>FY 2016/17 - 2018/19</i><br>5.2.1 Amend QO's to include affordable housing policies                                            | LTC/BIM               | <i>Funded by 2015/16 program budget. Subject to funding in future program budgets</i> | By whether LTCs and BIM have amended their QO's to include new affordable housing policies    | <i>Gabola and Hamby, considering QO's amendments.</i>                                             |
|                                                                                                                     |                                                                                                                                                                                                                  | <i>FY 2016/17 - 2018/19</i><br>5.2.2 Amend LUDs to improve availability of affordable housing                                     | LTC/BIM               | <i>Funded by 2015/16 program budget. Subject to funding in future program budgets</i> | By whether LTCs and BIM have amended their LUDs to improve availability of affordable housing | <i>Gallenside, Muller and, cottage site, North Pender reviewing housing affordability studies</i> |
|                                                                                                                     |                                                                                                                                                                                                                  | <i>FY 2016/17</i><br>5.2.3 Develop a project charter to guide the work of LPC in regards to affordable housing advice for LTC/BIM | LPC                   | Funded by base budget                                                                 | By whether LPC has adopted a project charter                                                  | LPC work program includes development of a project charter                                        |
|                                                                                                                     |                                                                                                                                                                                                                  | <i>FY 2016/17</i><br>5.2.3 Undertake work outlined in project charter regarding affordable housing                                | LPC                   | Subject to funding in 2016/17 program budget                                          | By whether work outlined in project charter is complete                                       | Not due<br>Not started                                                                            |
|                                                                                                                     |                                                                                                                                                                                                                  |                                                                                                                                   |                       |                                                                                       |                                                                                               |                                                                                                   |

Activities shown in **bold** are underway or planned for the current fiscal year; those shaded are either complete, or planned for a future fiscal year. Items in *italics* indicate changes since the last Trust Council

This identifies a broad Goal, three of which arise from the Islands Trust Policy Statement

The Strategic Plan has 11 Priority Objectives. The top five priorities are colour coded, as indicated on Page 1

This column identifies broad strategies that the Islands Trust would use to work towards its objectives

This column indicates how Trust Council will know an activity is complete

This column is updated quarterly, for inclusion in Trust Council's meeting agenda. The column is colour coded to give a quick visual impression of status in achieving the Strategic Plan's Goals

This column identifies more detailed activities that will take place as part of larger strategies. In several instances, they would take place in phases, as indicated by Fiscal Year

This column identifies which part of the Islands Trust would work on an activity, and colour coded to assist understanding. LTC and BIM activities are identified by BIM & individual LTCs, and not assigned by Trust Council

This column indicates whether an activity can be undertaken with existing resources, or whether it is dependent upon Trust Council budgeting for new resources



# Attachment 1 – Islands Trust Strategic Plan - Draft

**Bold text = activities undertaken in the current fiscal year that are not complete.**

Shaded text= activities not currently underway, because they are complete or proposed for future fiscal years and subject to future budget decisions

*Italics – status updates (in status column) and other substantive changes since last Trust Council meeting*

| Objectives Column is colour-coded to identify Trust Council's top 5 priority objectives, as identified in June 2015 |        |          | Status column is colour-coded to provide a quick visual indicator, as follows: |        |                                                                                                    |
|---------------------------------------------------------------------------------------------------------------------|--------|----------|--------------------------------------------------------------------------------|--------|----------------------------------------------------------------------------------------------------|
|                                                                                                                     | COLOUR | PRIORITY |                                                                                | COLOUR | STATUS                                                                                             |
|                                                                                                                     |        | 1        |                                                                                |        | Not due to start or awaiting actions of others                                                     |
|                                                                                                                     |        | 2        |                                                                                |        | Completed                                                                                          |
|                                                                                                                     |        | 3        |                                                                                |        | In Progress – On Target                                                                            |
|                                                                                                                     |        | 4        |                                                                                |        | Partially In Progress – Partially On Target (i.e. on target, by one or few LTCs)                   |
|                                                                                                                     |        | 5        |                                                                                |        | In progress - Behind Target (e.g. not funded, delayed by other priorities, actions of others etc.) |
|                                                                                                                     |        |          |                                                                                |        | Not started – Behind target                                                                        |

## Policy Statement Goal A: Ecosystem Preservation and Protection...

| OBJECTIVE                                                 | STRATEGIES                                                              | ACTIVITIES AND PHASES                                                                                                                                                 | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                    | HOW WOULD WE MEASURE SUCCESS?                                                                                                                                               | STATUS **                                                          |
|-----------------------------------------------------------|-------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------|
| 1 PROTECT the natural environment of islands <sup>1</sup> | 1.1 Encourage voluntary stewardship of natural environment <sup>2</sup> | <u>FY 2015/16 – 2018/19</u><br>1.1.1 Promote community participation in conservation through information sharing and education about private land stewardship options | TFB                   | Funded by base budget and grant funding             | By whether the Islands Trust Fund is actively promoting its conservation programs at community events, in publications and online                                           | Ongoing                                                            |
|                                                           |                                                                         | <u>FY 2014/15 - 2018/19</u><br>1.1.2 Support island-based land trusts with partnerships, funding and capacity building opportunities <sup>3</sup>                     | TFB                   | Funded by base budget and donations                 | <i>By the number of island conservation projects supported from private donations through the Opportunity Fund and the number of projects competed through partnerships</i> | <i>\$3800 granted in 2014-15</i><br><i>None to date in 2015-16</i> |
|                                                           |                                                                         | <u>FY 2016-17 - 2018-19</u><br>1.1.3 Investigate collaborative opportunities for promoting voluntary stewardship options on mixed-use landscapes <sup>4</sup>         | TFB                   | Subject to future budget requests and grant funding | By the number of new collaborative projects promoting stewardship on mixed use landscapes                                                                                   | Not due, not started                                               |
|                                                           |                                                                         | <u>FY 2014-15 – 2018-19</u><br>1.1.4 Monitor and manage existing conservation areas to maintain and enhance biodiversity                                              | TFB                   | Funded by base budget                               | By the percentage of TFB properties being actively managed to enhance biodiversity                                                                                          | Ongoing                                                            |

<sup>1</sup> In June 2015, Trust Council identified this as the second highest priority objective. [BIM's Island Plan 2015 identifies 'well-protected ecosystems and greenspaces' as a Strategic Pillar for 2015](#).HOLTC

<sup>2</sup> This is a priority of the Trust Fund Board

<sup>3</sup> This is a top priority for the Trust Fund Board.

<sup>4</sup> This is recommended by the Trust Fund Board

| OBJECTIVE | STRATEGIES                                                                                                           | ACTIVITIES AND PHASES                                                                                                                                                                     | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                                                            | HOW WOULD WE MEASURE SUCCESS?                                                                                                                                    | STATUS **                                                                                                                        |
|-----------|----------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|
|           |                                                                                                                      | <i>FY 2015/15 – 2016/17</i><br><i>1.1.5 Create a Property Management Strategy incorporating monitoring and management of species at risk, invasive species and ecological restoration</i> | TFB                   | <i>Funded by base budget</i>                                                                | By whether the TFB approves a Property Management Strategy for implementation                                                                                    | In progress                                                                                                                      |
|           | 1.2 Expand Natural Areas Protection Tax Exemption Program (NAPTEP) program to entire Islands Trust Area <sup>5</sup> | <i>FY 2015/16</i><br><i>1.2.2 Finalize letter of understanding with BIM</i>                                                                                                               | EC                    | <i>Funded by base budget</i>                                                                | <i>By whether TC and BIM have adopted a letter of understanding re NAPTEP</i>                                                                                    | <i>Targeted for completion in Sept 2015 – agreed to in principle by BIM</i>                                                      |
|           |                                                                                                                      | <i>FY 2015/16 – 2016/17</i><br><i>1.2.3 Launch NAPTEP on Bowen Island (subject to BIM approval)</i>                                                                                       | TFB                   | Funded by base budget                                                                       | By whether NAPTEP has been launched on Bowen Island                                                                                                              | Not due. Not started. Pending TC and BIM agreement                                                                               |
|           |                                                                                                                      | <i>FY 2014-15 – 2016-17</i><br><i>1.2.4 Support efforts by Land Trust Alliance of BC to expand a conservation tax exemption program province-wide</i>                                     | TFB                   | <i>Funded by base budget</i>                                                                | By whether the Province considers the implementation of a NAPTEP-like program                                                                                    | Resolution to 2015 UBCM sponsored by Comox Valley Regional District                                                              |
|           | 1.3 Protect fish habitat by implementing <a href="#">Riparian Areas Regulation</a> <sup>6</sup>                      | <u>PHASE 1 – Identify watersheds</u><br><u>FY 2014/15</u><br>1.3.1 Identify RAR watersheds on Gambier and Lasqueti                                                                        | LTCs**                | <i>Funded in the 2014/15 program budget</i>                                                 | By whether all RAR watersheds on Gambier and Lasqueti have been identified                                                                                       | <a href="#">Watershed mapping complete</a> for Gambier, Keats, Bowyer and Passage islands. June/15                               |
|           |                                                                                                                      | <u>PHASE 2 – Improve mapping</u><br><u>FY 2014/15 – 2015/16</u><br>1.3.2 <a href="#">Improve mapping of additional riparian areas in Gambier LTA</a>                                      | LTCs**                | <i>Funded in 2015/16 program budget (\$15,000 for mapping in Gambier and Lasqueti LTAs)</i> | By whether new mapping of riparian areas is complete                                                                                                             | <i>Thormanby Islands and Lasqueti Island mapping proposed to begin in 2015</i>                                                   |
|           |                                                                                                                      | <u>PHASE 3 – Adopt bylaws</u><br><u>FY 2014/15 – 2015/16</u><br>1.3.3 Adopt new bylaws to implement RAR on selected islands (Gabriola, Mayne, Salt Spring/Prevost, Thetis)                | LTCs**                | <i>Funded by 2015/15 program budget (\$1,500 for bylaw development on Thetis)</i>           | By whether Gabriola, Lasqueti, Mayne and Thetis are RAR compliant through bylaw development                                                                      | <i>Gabriola, Salt Spring, Prevost bylaws completed.</i><br><br><i>Thetis in process.</i><br><br><i>Mayne not working on RAR.</i> |
|           |                                                                                                                      | <u>FY 2014/15 – 2015/16</u><br>1.3.4 Adopt new bylaws to implement RAR on all islands where still required (Denman, Lasqueti, Hornby, Gambier, various associated islands)                | LTCs**                | <i>Funded by 2015/16 program budget (\$5,000)</i>                                           | By whether Ballenas/Winchelsea, <a href="#">Denman</a> , <a href="#">Hornby</a> and <a href="#">Salt Spring</a> are compliant with RAR through bylaw development | <i>Denman and Hornby bylaws in process.</i>                                                                                      |

<sup>5</sup> The Gabriola LTC recommends advocating for tax exemption strategies related to Riparian Areas Regulation. The NAPTEP program would apply to these area.

<sup>6</sup> 7 LTCs indicate that RAR implementation is a priority for this term (Denman, Gambier, Hornby, Lasqueti, Mayne, Thetis, SSI)

| OBJECTIVE | STRATEGIES                                                                                                                   | ACTIVITIES AND PHASES                                                                                                                           | WHO WOULD WORK ON IT? |     | IS FUNDING REQUIRED OR IN PLACE?                                                          | HOW WOULD WE MEASURE SUCCESS?                                                                                                                 | STATUS **                                                           |
|-----------|------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|
|           |                                                                                                                              | <u>FY 2014/15 - ?</u><br>1.3.5 Adopt new bylaws to implement RAR on all Lasqueti and Gambier watersheds                                         | LTCs**                |     | Funded by 2015/16 program budget.                                                         | By whether all Gambier and Lasqueti watersheds are compliant with RAR through bylaw development                                               | Project to begin in 2015 for Gambier. Awaiting mapping on Lasqueti. |
|           | 1.4 Establish reliable, adequate and sustainable funding for the Islands Trust Fund <sup>7</sup>                             | <u>FY 2015/16 - ?</u><br>1.4.1 Seek legislative change regarding TFB corporate structure and name                                               | EC                    | TFB | Funded by base budget                                                                     | By whether legislative change has been requested                                                                                              | Met with ADM in May 2015                                            |
|           |                                                                                                                              | <u>FY?</u><br>1.4.2 Develop and implement strategy to transition to new organizational name                                                     | TFB                   |     | Subject to future program budget                                                          | By whether TFB corporate status and name change has been implemented                                                                          | Not started. Not due unless province makes legislative changes      |
|           |                                                                                                                              | <u>FY?</u><br>1.4.3 Review and launch long-term funding strategy                                                                                | TFB                   |     | Subject to future program budget                                                          | By whether the long-term funding strategy has been reviewed and launched                                                                      | Not started. Not due unless province makes legislative changes      |
|           | 1.5 Protect high biodiversity areas identified in TFB's Regional Conservation Plan <sup>8</sup>                              | <u>FY 2015/16 - (?)</u><br>1.5.1 Develop a land conservation strategy to protect high biodiversity areas (e.g. coastal Douglas fir)             | TFB                   |     | Funded by base budget                                                                     | By whether the TFB has a developed a land conservation strategy to protect high biodiversity areas                                            | Protection strategy in development                                  |
|           |                                                                                                                              | <u>FY 2014/15 - 2018/19</u><br>1.5.2 Protect land with high biodiversity, through acquisition, donation, or conservation covenant               | TFB                   |     | Partial funding through base budget; acquisitions funded by donations and external grants | By whether the TFB has protected at least 200 hectares of high biodiversity land in the timeframe of the Regional Conservation Plan 2011-2017 | 133.7 hectares protected since 2011                                 |
|           |                                                                                                                              | <u>FY 2014/15 - 2017-18</u><br>1.5.3 Secure 20 hectares of conservation land on Thetis Island                                                   | TFB                   |     | Subject to external funding (grants and donations)                                        | By whether a publically-accessible nature reserve is created on Thetis Island                                                                 | In progress                                                         |
|           |                                                                                                                              | <u>FY 2014/15 - ?</u><br>1.5.4 Protect a parcel of Crown forest on Lasqueti Island through Sponsored Crown Grant Program                        | TFB                   |     | Subject to First Nations support and external funding                                     | By whether an application to the Sponsored Crown Grant program has First Nations support, and is successful.                                  | Consultation with First Nations initiated                           |
|           | 1.6 Use land use planning tools to protect high biodiversity areas, using criteria from the TFB's Regional Conservation Plan | <u>FY 2014/15 - 2018/19</u><br>1.6.1 Amend land use bylaws to improve protection of high biodiversity areas.                                    | LTCs**/BIM***         |     | Subject to program budgets                                                                | By whether LTCs have amended land use bylaws to improve protection of high biodiversity areas.                                                | OCP reviews beginning in several LTAs                               |
|           | 1.7 Use land use planning tools and decisions to protect coastal Douglas fir and associated ecosystems <sup>9</sup>          | <u>FY 2016/17</u><br>1.7.1 Develop a planning tool kit to illustrate how to protect coastal Douglas fir and associated ecosystems <sup>10</sup> | LPC                   |     | Subject to funding in 2016/17 program budget                                              | By whether recommendations for planning tools have been prepared                                                                              | Not due<br>Not started                                              |

<sup>7</sup> Identified as an Exec Committee work program priority, based on a Trust Fund Board request

<sup>8</sup> Identified as a Trust Fund Board priority

<sup>9</sup> Identified as a priority by the Trust Fund Board. Incorporated into 1.6

| OBJECTIVE                                                                                                        | STRATEGIES                                                                      | ACTIVITIES AND PHASES                                                                                                                                                             | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?             | HOW WOULD WE MEASURE SUCCESS?                                                   | STATUS **                                                                                    |
|------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------------------|---------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|
|                                                                                                                  | 1.8 Advocacy re protection of ecosystems                                        | <b>FY 2015/16</b><br>1.8.1 Advocate with the CRD for a (non-native) fallow deer management plan <sup>11</sup>                                                                     | EC                    | Funded by base budget                        | By whether the Chair has asked the CRD to develop a fallow deer management plan | Not due<br>Not started                                                                       |
| <b>2. PRESERVE and PROTECT coastal shorelines and marine areas of the Salish Sea and Howe Sound<sup>12</sup></b> | <b>2.1 Use land use planning tools for shoreline protection<sup>13</sup></b>    | <b>FY 2015/16</b><br>2.1.1 Develop a project charter to guide the work of LPC in regards to shoreline/marine planning advice for LTCs/BIM                                         | LPC                   | Funded by base budget                        | By whether LPC has adopted a project charter                                    | LPC work program includes development of a project charter                                   |
|                                                                                                                  |                                                                                 | <b>FY 2016/17</b><br>2.1.2 Undertake work outlined in project charter regarding shoreline/marine planning                                                                         | LPC                   | Subject to funding in 2016/17 program budget | By whether work outlined in project charter is complete                         | Not due<br>Not started                                                                       |
|                                                                                                                  |                                                                                 | <b>FY 2015/16</b><br>2.1.3 Improve public knowledge about sensitive shorelines                                                                                                    | LTCs**/BIM***         | Funded by base budget                        | By whether mapping and other documents have been made available to public       | <a href="#">Gambier LTA foreshore protection and stewardship maps posted to website</a>      |
|                                                                                                                  |                                                                                 | 2.1.4 Amend OCPs to improve shoreline protection                                                                                                                                  | LTCs**/BIM***         | Subject to program budget                    | By whether LTCs have amended their OCPs to improve shoreline protection         | Identified as a future project on Hornby                                                     |
|                                                                                                                  |                                                                                 | 2.1.5 Amend LUBs to improve shoreline protection <sup>14</sup>                                                                                                                    | LTCs**/BIM***         | Subject to budget                            | By whether LTCs have amended their LUBs to improve shoreline protection         | BIM has adopted a bylaw that regulates dock size for a part of the shoreline.                |
|                                                                                                                  | <b>2.2 Encourage Voluntary Stewardship of Nearshore Ecosystems<sup>15</sup></b> | <b>FY 2015/16 --?</b><br>2.2.1 Support <a href="#">Green Shores for Homes Program on Thetis Island</a>                                                                            | Thetis LTC TFB        | Subject to budget                            | TBD                                                                             | Thetis Island has been identified as a pilot community for the Green Shore for Homes Program |
|                                                                                                                  |                                                                                 | <b>FY 2015/16-2016/17</b><br>2.2.2 Complete mapping of forage fish habitat for major islands                                                                                      | TFB                   | Funded by base budget and external grants    | By whether forage fish habitat mapping is complete for major islands            | Denman, Hornby, Thetis, N&S Pender, Gambier, Keats, Bowen complete                           |
|                                                                                                                  |                                                                                 | <b>FY 2016/17 --?</b><br>2.2.3 Develop public outreach strategy including information about eelgrass and forage fish nearshore habitats to private landowners on selected islands | TFB                   | Funded by base budget                        | By whether information has been provided to private landowners                  | Not due<br>Not started                                                                       |

<sup>10</sup> Trust Council passed a resolution in June 2014 asking for development of local planning tools that local trust committees could use to protect Coastal Douglas-fir ecosystems. However it is not in LPC's current work program and would need additional funding to proceed.

<sup>11</sup> Mayne LTC has identified fallow deer eradication as a community advocacy priority

<sup>12</sup> In June 2015, Trust Council identified this as the fourth highest priority objective. SPILTC recommends this as the fifth highest priority objective. HOLTC recommends this as the second highest priority objective.

<sup>13</sup> In June 2015, Trust Council assigned 'Shoreline/Marine Planning as the top priority for LPC work. In March 2015, trustees indicated that 'protect coastal areas and marine shore lands' was the second most important topic for LTCs to work on. Several LTCs [and BIM](#) have identified related land use planning as priority work program items.

<sup>14</sup> S.Pender LTC may include in LUB review.

<sup>15</sup> This is a priority recommended by the Trust Fund Board

| OBJECTIVE | STRATEGIES                                                                                 | ACTIVITIES AND PHASES                                                                                                                                                                | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                  | HOW WOULD WE MEASURE SUCCESS?                                                                   | STATUS **                                           |
|-----------|--------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------|-------------------------------------------------------------------------------------------------|-----------------------------------------------------|
|           | 2.3 Advocate for prevention and response to oil spills and marine pollutants <sup>16</sup> | <b>FY 2015/16 – 2018/19</b><br>2.3.1 Chair correspondence regarding <i>shipping safety</i>                                                                                           | EC                    | Funded by base budget                             | By whether the Chair has sent correspondence to advocate for <i>shipping safety</i>             | <a href="#">Marine advocacy on-going</a>            |
|           |                                                                                            | 2.3.2 Chair participation through a 'letter of comment' to <a href="#">hearings</a> related to Kinder Morgan tanker traffic                                                          | EC                    | Funded by base budget                             | By whether the Chair has sent a letter of comment regarding the Kinder Morgan pipeline proposal | <b>Letter to be completed August 18/15</b>          |
|           |                                                                                            | <b>FY 2015-16</b><br>2.3.3 Advocate with Canadian oil spill response agencies to coordinate spill response strategies with American counterparts                                     | EC                    | Funded by base budget                             | By whether the Chair has sent a letter to Canadian oil spill response agencies                  | Not due<br>Not started                              |
|           | 2.4 Advocate for management of derelict and abandoned vessels                              | <b>FY 2015/16 – 2016/17</b><br>2.4.1 Continue to <a href="#">advocate for senior government solutions to derelict vessels</a>                                                        | EC                    | Funded by base budget                             | By whether the Islands Trust has continued to advocate for derelict vessel solutions            | <b>Chair correspondence on-going</b>                |
|           |                                                                                            | <b>FY 2015/16</b><br>2.4.2 Staff participation in Derelict Vessel Working Group                                                                                                      | TAS                   | Funded by base budget                             | By whether staff are participating as members                                                   | <b>On-going</b>                                     |
|           | 2.5 Advocate to reduce impacts of other industrial marine activities                       | <b>FY 2016-17</b><br>2.5.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to shellfish aquaculture advocacy <sup>17</sup> | EC                    | Funded by base budget                             | By whether a project charter and budget request has been prepared for the 2017/18 budget        | Not due<br>Not started                              |
|           |                                                                                            | <b>FY 2017-18</b><br>2.5.2 Develop project charter for shellfish aquaculture advocacy                                                                                                | EC                    | Subject to approval of budget request (see 2.5.1) | By whether a project charter has been developed                                                 | Awaiting TC decision re budget request (see 2.5.1)  |
|           |                                                                                            | <b>FY 2017-18</b><br>2.5.3 Implement project charter for shellfish aquaculture advocacy                                                                                              | EC                    | Subject to approval of budget request (see 2.5.1) | By whether a project charter has been developed                                                 | Awaiting TC decision re budget request (see 2.5.1)  |
|           |                                                                                            | <b>FY 2015/16</b><br>2.5.4 Participate in Howe Sound Forum (including advocacy to support enhancement of biodiversity) <sup>18</sup>                                                 | EC                    | Funded by base budget                             | By whether the Islands Trust Council Chair has attended the Howe Sound Forum                    | <b>Chair attended HSF in 2015</b>                   |
|           |                                                                                            | <b>FY 2015/16</b><br>2.5.5 Advocate to reduce impacts of <a href="#">freighter anchorage activities</a>                                                                              | EC                    | Funded by base budget                             | By the number of contacts with regulatory agencies                                              | <b>Staff contact on-going</b>                       |
|           |                                                                                            | <b>FY 2015/16</b><br>2.5.6 Assist with community meetings about additional anchorages near Gabriola Island and Plumper Sound                                                         | EC                    | Funded by base budget                             | By whether staff have provided liaison support to Gabriola community members                    | <b>Staff liaison role approved by EC in July/15</b> |

<sup>16</sup> Gambier LTC recommends advocacy regarding marine pollutants

<sup>17</sup> Denman LTC recommends work on this advocacy initiative. Staff do not currently have sufficient capacity and knowledge to engage in advocacy regarding shellfish aquaculture, given the complex jurisdiction environment and First Nations interests. To be effective, an advocacy initiative would need to be preceded by building capacity and knowledge.

<sup>18</sup> The Gambier LTC recommends advocacy in support of enhancement of biodiversity in Howe Sound

## Policy Statement Goal B: Stewardship of Island Resources...

| OBJECTIVE                                                     | STRATEGIES                                                          | ACTIVITIES AND PHASES                                                                                                                                                                                                         | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                  | HOW WOULD WE MEASURE SUCCESS?                                                                      | STATUS**                                           |
|---------------------------------------------------------------|---------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------|----------------------------------------------------------------------------------------------------|----------------------------------------------------|
| <b>3. REDUCE community ecological footprints<sup>19</sup></b> | <b>3.1 Develop Integrated Community Sustainability Plans</b>        | <u>FY 2015/16</u><br>3.1.1 Create a <a href="#">community profile</a> as a basis for future planning in the Saturna LTA                                                                                                       | Saturna LTC           | Funded by 2015/16 base budget                     | By whether a Saturna community profile has been created.                                           | Due **                                             |
|                                                               |                                                                     | <u>FY 2015/16</u><br>3.1.2 Create a project charter and cost estimates for development of an Integrated Community Sustainability Plan for Saturna LTA                                                                         | Saturna LTC           | Funded by 2015/16 base budget                     | By whether a project charter and cost estimates have been completed.                               | Not due<br>Not started<br>Due Dec/15               |
|                                                               |                                                                     | <u>FY 2016/17</u><br>3.1.3 Develop an Integrated Community Sustainability Plan                                                                                                                                                | Saturna LTC           | Subject to funding in 2016/17 program budget      | By whether an Integrated Community Sustainability Plan has been developed                          | Not due<br>Not started                             |
|                                                               | <b>3.2 Support efficient and sustainable transportation systems</b> | <u>FY 2016/17</u><br>3.2.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for infrastructure that supports cycling and electric vehicles <sup>20</sup> | TPC                   | Funded by 2016/17 base budget                     | By whether a project charter and budget request is complete                                        | Not due<br>Not started                             |
|                                                               |                                                                     | <u>FY 2016-17</u><br>3.2.2 Develop project charter for infrastructure advocacy                                                                                                                                                | TPC                   | Subject to approval of budget request (see 3.2.1) | By whether a project charter has been developed                                                    | Awaiting TC decision re budget request (see 3.2.1) |
|                                                               |                                                                     | <u>FY 2016-17</u><br>3.2.3 Implement project charter for infrastructure advocacy                                                                                                                                              | EC                    | Subject to approval of budget request (see 3.2.1) | By whether a project charter has been implemented                                                  | Awaiting TC decision re budget request (see 3.2.1) |
|                                                               |                                                                     | <u>FY 2015/16 - ?</u><br>3.2.4 Develop land use regulations to encourage cycling and electric vehicles                                                                                                                        | LTCs**/BIM***         | Subject to program funding                        | By whether LTCs/BIM have developed land use regulations to encourage cycling and electric vehicles | Not due.<br>Not started.                           |

<sup>19</sup> In June 2015, Trust Council identified this as the first priority objective. [BIM's Island Plan 2015 identifies 'wisely managed ecological footprint' as a Strategic Pillar for 2015](#). SPLTC recommends this as the first priority. HOLTC recommends this as the third highest priority objective.

<sup>20</sup> SSITLC recommended this, originally as part of Strategy 3.3



| OBJECTIVE                                                              | STRATEGIES                                                                                                     | ACTIVITIES AND PHASES                                                                                                                                                                                                                      | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                                                  | HOW WOULD WE MEASURE SUCCESS?                                                                                  | STATUS**                                                           |
|------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------|
| <b>4. PROTECT quality and quantity of water resources<sup>21</sup></b> | 4.1 Coordinate with other agencies to protect water quality and quantity <sup>22</sup>                         | <u>FY 2015-16 – FY 2018/19</u><br>4.1.2 Coordinate implementation of the St. Mary Lake Integrated Watershed Management Plan                                                                                                                | Salt Spring LTC       | Funded by special tax requisition in future budgets.                              | By whether the SSILTC is coordinating implementation of the St. Mary Lake Integrated Watershed Management Plan | Public input being sought                                          |
|                                                                        | 4.2 Use land use planning tools to ensure levels of development are consistent with a sustainable water supply | <u>FY 2015/16 – 2016/17</u><br>4.2.1 Use land use planning tools to promote water conservation, such as through rainwater catchment and greywater recycling <sup>23</sup>                                                                  | LTCs**/BIM***         | Funded by program budget in 2015/16. Subject to funding in 2016/17 program budget | By whether LTCs have amended land use regulations to promote water conservation                                | Included in the HOLTC OCP review                                   |
|                                                                        | 4.3 Advocate for water conservation measures (e.g. rainwater catchment, greywater recycling)                   | <u>FY 2016/17</u><br>4.3.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for water conservation tools, such as through rainwater catchment and greywater recycling | TPC                   | Subject to funding in 2016/17 fiscal year                                         | By whether a project charter and budget request is complete                                                    | Not due<br>Not started                                             |
|                                                                        |                                                                                                                | <u>FY 2017-18</u><br>4.3.2 Develop project charter for water conservation advocacy                                                                                                                                                         | TPC                   | Subject to approval of budget request (see 4.3.1)                                 | By whether a project charter has been developed                                                                | Awaiting TC decision re budget request (see 4.3.1)                 |
|                                                                        |                                                                                                                | <u>FY 2017-18</u><br>4.3.3 Implement project charter for water conservation advocacy                                                                                                                                                       | EC                    | Subject to approval of budget request (see 4.3.1)                                 | By whether a project charter has been developed                                                                | Awaiting TC decision re budget request (see 4.3.1)                 |
|                                                                        | 4.4 Use land use planning tools to protect water <u>quality</u>                                                | <u>FY 2015/16</u><br>4.4.1 Use land use planning tools to protect the quality of well water                                                                                                                                                | LTCs**/BIM***         | Funded by base budget in 2015/16.                                                 | By whether LTCs have amended land use regulations to protect well water quality                                | SSILTC - <a href="#">Grantville Neighbourhood</a> project underway |

<sup>21</sup> HOLTC recommends this as the fourth highest priority objective.

<sup>22</sup> HOLTC identifies this topic as a future priority. S.Pender LTC may include in LUB review.

<sup>23</sup> Related to a recommendation of the SSITLC. S.Pender LTC may include in LUB review

## Policy Statement Goal C: Sustain Island Character and Healthy Communities...

| OBJECTIVE                                                                                                            | STRATEGIES                                                                                                                                                                                                               | ACTIVITIES AND PHASES                                                                                                                            | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                                                      | HOW WOULD WE MEASURE SUCCESS?                                                                          | STATUS**                                                                                                          |
|----------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| 5. ENHANCE (protect/restore) community character, socio-economic diversity and economic sustainability <sup>24</sup> | 5.1 Use land use planning tools and decisions to improve the availability of affordable, accessible, appropriate housing (e.g. as described in <a href="#">Trust Council's Community Housing Toolkit</a> ) <sup>25</sup> | <u>FY 2015/16 – 2018/19</u><br>5.1.1 Amend OCPs to include affordable housing policies                                                           | LTCs**/BIM***         | <i>Funded by 2015/16 program budget. Subject to funding in future program budgets</i> | By whether LTCs and BIM have amended their OCPs to include new affordable housing policies             | <i>Gabriola and Hornby considering OCP amendments.</i>                                                            |
|                                                                                                                      |                                                                                                                                                                                                                          | <u>FY 2015/16 – 2018/19</u><br>5.1.2 Amend LUBs to improve availability of affordable housing <sup>26</sup>                                      | LTCs**/BIM***         | <i>Funded by 2015/16 program budget. Subject to funding in future program budgets</i> | By whether LTCs and BIM have amended their LUBs to improve availability of affordable housing          | <i>Galiano reviewing secondary suites and cottage size. North Pender reviewing housing affordability re STVRs</i> |
|                                                                                                                      |                                                                                                                                                                                                                          | <u>FY 2015/16</u><br>5.1.3 Develop a project charter to guide the work of LPC in regards to affordable housing advice for LTCs/BIM <sup>27</sup> | LPC                   | <i>Funded by base budget</i>                                                          | <i>By whether LPC has adopted a project charter</i>                                                    | <i>LPC work program includes development of a project charter</i>                                                 |
|                                                                                                                      |                                                                                                                                                                                                                          | <u>FY 2016/17</u><br>5.1.4 Undertake work outlined in project charter regarding affordable housing                                               | LPC                   | <i>Subject to funding in 2016/17 program budget</i>                                   | <i>By whether work outlined in project charter is complete</i>                                         | <i>Not due<br/>Not started</i>                                                                                    |
|                                                                                                                      | 5.2 Use land use planning tools to promote economic sustainability                                                                                                                                                       | <u>FY 2016/17</u><br>5.2.1 Develop a project charter to guide the work of LPC in regards to appropriate economic development <sup>28</sup>       | LPC                   | <i>Funded by base budget</i>                                                          | <i>By whether LPC has adopted a project charter</i>                                                    | <i>Not due<br/>Not started</i>                                                                                    |
|                                                                                                                      |                                                                                                                                                                                                                          | <u>FY 2017/18</u><br>5.2.2 Undertake work outlined in project charter regarding economic sustainability                                          | LPC                   | <i>TBC</i>                                                                            | <i>By whether work outlined in project charter is complete</i>                                         | <i>Not due<br/>Not started</i>                                                                                    |
|                                                                                                                      |                                                                                                                                                                                                                          | <u>FY 2015/16</u><br>5.2.3 Review commercial land use requirements and issues in Mayne LTA                                                       | Mayne LTC             | <i>Funded by 2015/16 program budget</i>                                               | <i>By whether a review of commercial land use requirements and issues is complete in the Mayne LTA</i> | <i>Project charter endorsed on Mayne in June/15</i>                                                               |

<sup>24</sup> Almost 70% of trustees indicated that 'enhance community economic sustainability' and 'protect/restore community socioeconomic diversity' should be a strategic priority this term. HOLTC recommends this as the fifth highest priority objective. Trustees indicated that housing was the most important topic for LTCs to work on. [BIM's Island Plan 2015 identifies 'diverse population', 'vibrant community' and 'robust and resilient local economy' as Strategic Pillars for 2015](#)

<sup>25</sup> In June 2015, Trust Council assigned 'Affordable Housing' as the top priority for LPC work. **Four** LTCs have identified work related to housing as a priority work program item (Galiano, N Pender, Saturna, Denman).

<sup>26</sup> S.Pender LTC will include in LUB review (re cottage regulations)

<sup>27</sup> The Gabriola LTC recommends that this work include creation of an inventory of approaches and communication materials re affordable housing initiatives on each island

<sup>28</sup> In June 2015, Trust Council assigned 'Appropriate Economic Development' as the top priority area for LPC work. The Gabriola LTC recommends that this work include creation of an inventory of island approaches to STVRs



| OBJECTIVE | STRATEGIES                                                                                                                                                 | ACTIVITIES AND PHASES                                                                                                                                                           | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?              | HOW WOULD WE MEASURE SUCCESS?                                                                                                                                                            | STATUS**                                                                         |
|-----------|------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
|           |                                                                                                                                                            | <u>FY 2015/16</u><br>5.2.4 Amend LUB to ensure an appropriate supply of land zoned for emerging industrial and /or commercial needs in the Salt Spring Island LTA <sup>29</sup> | Salt Spring LTC       |                                               | By whether one LUB has been amended to ensure an appropriate supply of land zoned for emerging industrial and commercial needs                                                           | <a href="#">SSILTC – Industrial Advisory Planning Commission Report</a> received |
|           |                                                                                                                                                            | <u>FY 2015/16</u><br>5.2.5 Improve planning for island villages <sup>30</sup>                                                                                                   | Salt Spring LTC       | Funded by program budget in 2015/16           | By whether one village planning project is complete ( <a href="#">Salt Spring Ganges Village Boardwalk Project</a> )                                                                     | Project underway                                                                 |
|           |                                                                                                                                                            | <u>FY 2015/16</u><br>5.2.6 Amend land use regulations in the Galiano LTA regarding home industry <sup>31</sup>                                                                  | Galiano LTC           | Funded by program budget in 2015/16           | By whether Galiano OCP and LUB have been amended to address home industry ( <a href="#">Galiano Home-based Contractor Yards Review</a> )                                                 | Bylaw amendments under consideration                                             |
|           |                                                                                                                                                            | <u>FY 2015/16</u><br>5.2.7 Identify appropriate locations and scope for waste management facilities in the North Pender LTA <sup>32</sup>                                       | North Pender LTC      | Funded by program budget in 2015/16           | By whether appropriate locations and scope of waste management facilities has been determined in the North Pender LTA ( <a href="#">Land Use Planning for Waste Management Project</a> ) | Waste Management Task Force being established                                    |
|           |                                                                                                                                                            | <u>FY 2016/17-?</u><br>5.2.8 Amend land use regulations regarding waste management facilities in the North Pender LTA                                                           | North Pender LTC      | Subject to funding in future program budgets  | By whether land use regulations in the North Pender LTA have been amended regarding waste management facilities                                                                          | Not due<br>Not started                                                           |
|           | 5.3 Use land use planning tools to address challenges of an aging population                                                                               | <u>FY 2015/16</u><br>5.3.1 Create an age-friendly community plan in one in LTA                                                                                                  | North Pender LTC      | Funded by grant and program budget in 2015/16 | By whether an <a href="#">age-friendly community plan</a> has been created for the North Pender LTA                                                                                      | In progress on North Pender                                                      |
|           | 5.4 Use land use planning tools to assist communities in adapting to <a href="#">sea level rise</a> in accordance with provincial guidelines <sup>33</sup> | <u>FY 2016/17</u><br>5.4.1 Develop a project charter re shoreline mapping related to sea level rise                                                                             | LPC                   | Subject to future program budgets             | By whether a project charter has been developed                                                                                                                                          | Not due.<br>Not started.                                                         |
|           |                                                                                                                                                            | <u>FY 2017/18 – FY 2022/23(?)</u><br>5.4.2 Undertake shoreline mapping related to sea level rise.                                                                               | LPC                   | Subject to future program budgets             | By whether shoreline mapping is complete                                                                                                                                                 | Not due<br>Not started                                                           |
|           |                                                                                                                                                            | <u>FY 2018/19 --?</u><br>5.4.3 Amend regulatory bylaws to adapt to projected seal level rise                                                                                    | LTCs**/BIM***         | Subject to future program budgets             | By whether LTCs or BIM have amended land use tools to assist in adapting to future climate change impacts                                                                                | Not due<br>Not started                                                           |

<sup>29</sup> This is a priority work program item for the MILTC and the SSILTC

<sup>30</sup> This is a priority work program item for the SSILTC

<sup>31</sup> This is a priority work program item for the GLILTC

<sup>32</sup> This is a priority work program item for the NPILTC

<sup>33</sup> S.Pender LTC may include in LUB review

| OBJECTIVE | STRATEGIES                                                                 | ACTIVITIES AND PHASES                                                                                                                                                                                  | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                  | HOW WOULD WE MEASURE SUCCESS?                                                                   | STATUS**                                                      |
|-----------|----------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------|-------------------------------------------------------------------------------------------------|---------------------------------------------------------------|
|           | 5.5 Work with other agencies to promote economic sustainability            | <u>FY 2015/16</u><br>5.5.1 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for sustainable and appropriate agricultural policies | TPC                   | Subject to funding in 2016/17 fiscal year         | By whether a project charter and budget request is complete                                     | Not due<br>Not started                                        |
|           |                                                                            | <u>FY 2017-18</u><br>5.5.2 Develop project charter for sustainable and appropriate agricultural advocacy                                                                                               | TPC                   | Subject to approval of budget request (see 5.6.1) | By whether a project charter has been developed                                                 | Awaiting TC decision re budget request (see 5.6.1)            |
|           |                                                                            | <u>FY 2017-18</u><br>5.5.3 Implement project charter for sustainable and appropriate agricultural advocacy                                                                                             | EC                    | Subject to approval of budget request (see 5.6.1) | By whether a project charter has been implemented                                               | Awaiting TC decision re budget request (see 5.5.1)            |
|           | 5.6 Reduce or eliminate tax revenue exported out of the Islands Trust Area | <u>FY 2015-2016</u><br>5.6.1 Develop Terms of Reference and appoint a Select Committee to study options for Victoria office and/or job locations <sup>34</sup>                                         | MGMT                  | Funded by base budget                             | By whether Trust Council has adopted Terms of Reference for a Select Committee                  | Work underway<br>TC approval scheduled for Sept 2015          |
|           |                                                                            | <u>FY 2015-2016</u><br>5.6.2 Develop Scope of Work as a basis for a Request for Proposals for Trust Council approval                                                                                   | Select Committee      | Potentially funded by 2015/16 program budget      | By whether Trust Council has approved a Scope of Work to be included in a Request for Proposals | Not due.<br>Not started.<br>Scheduled for Dec 2015            |
|           |                                                                            | <u>FY 2015-2016</u><br>5.6.3 Seek proposals for study and identify budget needs                                                                                                                        | Select Committee      | Potentially funded by 2015/16 program budget      | By whether proposals have been sought and budget needs identified                               | Not due.<br>Not started.<br>Scheduled for Feb 2016            |
|           |                                                                            | <u>FY 2016-2017</u><br>5.6.4 Undertake study re Victoria office and/or job locations and make recommendations to Trust Council                                                                         | Select Committee      | Subject to funding in 2016/17 program budget      | By whether study is complete                                                                    | Not due.<br>Not started.<br>Scheduled for 2016/17 fiscal year |
|           |                                                                            | <u>FY 2017/2018 - ?</u><br>5.6.5 Implement Trust Council decision                                                                                                                                      | MGMT                  | Subject to funding in future program budgets      | By whether Trust Council's decision has been implemented                                        | Not due.<br>Not started<br>Scheduled for future fiscal years  |
|           | 5.7 Facilitate exploration of intra and inter-island transportation routes | <u>FY 2016-2017</u><br>5.7.1 Develop a project charter and budget request                                                                                                                              | TPC                   | Funded by base budget                             | By whether a project charter has been completed                                                 | Not due.<br>Not started.<br>To be scheduled.                  |
|           |                                                                            | <u>FY 2017-2018</u><br>5.7.2 Carry out project charter work                                                                                                                                            | TPC                   | Subject to future funding (see 5.8.1)             | By whether work identified in project charter is complete                                       | Not due.<br>Not started.                                      |
|           | 5.8 Advocate for prevention of inter-islands bridges                       | <u>FY 2015/16 - ?</u><br>5.8.1 Develop response to Gabriola bridge study                                                                                                                               | EC                    | Funded by base budget                             | By whether a response to the Gabriola bridge study is complete                                  | Pending completion of provincial study                        |

<sup>34</sup> The Hornby LTC recommends this work be postponed until after the outcome of the Salt Spring Island possible incorporation

## Goal D: *Effective, efficient and collaborative governance*<sup>35</sup>

| OBJECTIVE                                                | STRATEGIES                                                                    | ACTIVITIES AND PHASES                                                                                                                                        | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?              | HOW WOULD WE MEASURE SUCCESS?                                                                | STATUS <sup>++</sup>                                                                                              |
|----------------------------------------------------------|-------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------------------------------|----------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| 6. STRENGTHEN relations with First Nations <sup>36</sup> | 6.1 Improve engagement with First Nations <sup>37</sup>                       | <u>FY 2015/16</u><br>6.1.1 Design and populate a contact database for staff and trustee use based on the provincial consultative database                    | EC                    | Funded by 2015/16 program budget \$10,000     | By whether a database has been created and populated.                                        | In progress – draft Charter to EC Aug 2015                                                                        |
|                                                          |                                                                               | <u>FY 2015/16</u><br>6.1.2 Research to clarify roles and jurisdictions to consult with First Nations                                                         | EC                    | Funded by the 201/16 program budget \$15,000  | By whether a research has been undertaken.                                                   | No started                                                                                                        |
|                                                          |                                                                               | <u>FY 2015/16</u><br>6.1.3 Training and workshops at the local and council level, including honoraria and travel for First Nation participation              | EC                    | Funded by the 2015/16 program budget \$10,000 | By whether training and workshops at the local level have been undertaken.                   | No started                                                                                                        |
|                                                          |                                                                               | <u>FY 2015/16</u><br>6.1.4 Match UBCM Community to Community (C2C) funding for local meetings, including honoraria and travel for First Nation participation | EC                    | Funded by the 2015/16 program budget \$10,000 | By whether one or more Community-to-Community meeting has been held.                         | Gambier is seeking matching a grant of \$2,000                                                                    |
|                                                          |                                                                               | <u>FY 2016/17?</u><br>6.1.5 Develop agreements with First Nations                                                                                            | LTCs**/BIM***         | Subject to funding in future budgets          | By whether an agreement has been developed                                                   | Not due.<br>Not started.<br>Denman work program includes development of an agreement with the Komoks First Nation |
|                                                          | 6.2 Improve protection of archaeological and First Nations cultural resources | <u>FY 2015/16</u><br>6.2.1 Hold an educational Trust Council session about archeological site protection concerns.                                           | EC                    | Funded by base budget                         | By whether an educational session for Trust Council has been held                            | Not due.<br>Not started.<br>Scheduled for Dec 2015                                                                |
|                                                          |                                                                               | <u>FY?</u><br>6.2.2 Amend OCPs/LUBs to improve archaeological site protection in one LTA <sup>38</sup>                                                       | LTCs**                | Subject to funding in future budgets          | By whether the OCP/LUB has been amended to improve archaeological site protection in one LTA | Not due.<br>Not started                                                                                           |

<sup>35</sup> BIM's *Island Plan 2015* identifies 'engaged, accountable and effective government' as a Strategic Pillar for 2015

<sup>36</sup> In June 2015, Trust Council identified this as the 10th highest priority objective. HOLTC recommends this as the fifth highest priority objective. 6 LTCs (HOLTC) have included this topic in their work programs

<sup>37</sup> Activities in this section are based upon those funded by Trust Council in 2015/16. The Gabriola LTC recommends identifying areas of shared advocacy and proactively proposing shared partnerships.

<sup>38</sup> Protection of First Nations Heritage sites is on the Thetis LTC's work program and SSILTC's Future Projects List. S.Pender LTC may include new shoreline regulations in LUB review

| OBJECTIVE                                                                 | STRATEGIES                                                                           | ACTIVITIES AND PHASES                                                                                                                                                                       | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                   | HOW WOULD WE MEASURE SUCCESS?                                                                       | STATUS <sup>++</sup>                                |
|---------------------------------------------------------------------------|--------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------------------------|-----------------------------------------------------------------------------------------------------|-----------------------------------------------------|
| 7. IMPROVE organizational cost effectiveness and resilience <sup>39</sup> |                                                                                      | <u>FY 2016/17</u><br>6.2.3 Develop project charter and budget requests to build organizational capacity (knowledge and time) related to advocacy for archaeological site protection         | TPC                   | Subject to funding in 2017/18 fiscal year          | By whether a project charter and budget request is complete                                         | Not due<br>Not started                              |
|                                                                           |                                                                                      | <u>FY 2018-19</u><br>6.2.4 Develop project charter for advocacy related to archaeological site protection                                                                                   | TPC                   | Subject to approval of budget request (see 6.2.5 ) | By whether a project charter has been developed                                                     | Awaiting TC decision re budget request (see 6.2.5 ) |
|                                                                           |                                                                                      | <u>FY 2018-19</u><br>6.2.5 Implement project charter for advocacy related to archaeological site protection                                                                                 | EC                    | Subject to approval of budget request (see 6.2.5 ) | By whether a project charter has been developed                                                     | Awaiting TC decision re budget request (see 6.2.5 ) |
|                                                                           | 7.1 Improve cost-effectiveness and quality of Trust Council operations <sup>40</sup> | <u>FY 2015/16</u><br>7.1.1 Amend <a href="#">Trust Council Meeting Procedures Bylaw</a> to enable electronic attendance at TC meetings (re <a href="#">Electronic Meetings Regulation</a> ) | EC                    | Funded by base budget                              | By whether the Meeting Procedures Bylaw has been amended                                            | Not started                                         |
|                                                                           |                                                                                      | <u>FY 2015/16</u><br>7.1.2 Develop business case and identify costs for technology and equipment to enable electronic attendance at TC meetings                                             | MGMT                  | Funded by base budget                              | By whether a business case and costs have been identified                                           | To be completed by Dec 2015                         |
|                                                                           |                                                                                      | <u>FY 2016/17</u><br>7.1.3 Acquire appropriate technology and equipment to enable electronic attendance at TC meetings                                                                      | EC                    | Subject to funding in 2016/17 program budget       | By whether appropriate technology and equipment has been acquired.                                  | Not due.<br>Not started                             |
|                                                                           |                                                                                      | <u>FY 2015/16 – 2018/19</u><br>7.1.4 Review and update Trust Council policies and procedures                                                                                                | EC                    | Funded by base budget                              | By whether Trust Council has adopted a program for review and update of its policies and procedures | Preliminary work undertaken by Management Team      |
|                                                                           |                                                                                      | <u>FY?</u><br>7.1.5 Develop and adopt an on-going performance measurement program for Trust Council operations                                                                              | FPC                   | Subject to funding in future program budgets       | By whether Trust Council has adopted Key Performance Indicators for its operations                  | Not due.<br>Not started.                            |

<sup>39</sup> SPLTC recommends this objective as the second highest priority

<sup>40</sup> This strategy had included reference to investigating the possibility of forming a Gulf Islands Regional District, as recommended by the Gabriola LTC. The Executive Committee has recommended removal of this potential activity, on the basis that provincial collaboration on the initiative is very unlikely.

| OBJECTIVE                                                                              | STRATEGIES                                                                                                                                                                          | ACTIVITIES AND PHASES                                                                                                                                              | WHO WOULD WORK ON IT? |     | IS FUNDING REQUIRED OR IN PLACE?                                                           | HOW WOULD WE MEASURE SUCCESS?                                                                                                         | STATUS <sup>++</sup>                                                                                |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----|--------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
|                                                                                        |                                                                                                                                                                                     | <u>FY 2015/16 – 2018/19</u><br>7.1.6 Increase opportunities for Trust Council to engage in in-depth discussion about its vision, goals, mandate and activities     | EC                    |     | Funded by base budget                                                                      | By whether time has been scheduled for in-depth Trust Council discussions                                                             | June/15 – Trust Council Strategic Planning Session<br>Sept/15 Three Trust Council workshops planned |
|                                                                                        |                                                                                                                                                                                     | <u>FY 2016/17-2017/18</u><br>7.1.7 Provide for more Trust Council collaboration with San Juan County                                                               | EC                    |     | Subject to funding in future program budgets                                               | By the number of opportunities for Trust Council to collaborate with San Juan County                                                  | Annual meeting held June/15                                                                         |
|                                                                                        | 7.2 Prepare Island Trust organization to adapt to the potential incorporation of Salt Spring Island                                                                                 | <u>FY 2015/16</u><br>7.2.1 Identify Adaptation Strategy principles, objectives and options                                                                         | EC                    |     | \$5000 funding provided by province. Balance of funding subject to future budget decisions | By whether Adaptation Plan principles and objectives and options have been identified re adaptation to potential incorporation of SSI | Trust Council workshop planned for Sept/15                                                          |
|                                                                                        |                                                                                                                                                                                     | <u>FY 2015/16 - 2016/17</u><br>7.2.2 Develop detailed Islands Trust Adaptation Strategy to implement in the event of municipal incorporation of Salt Spring Island | EC?                   |     |                                                                                            | By whether an Adaptation Plan has been adopted                                                                                        | Not due<br>Not started.                                                                             |
|                                                                                        |                                                                                                                                                                                     | <u>FY 2016/17-207/18(?)</u><br>7.2.3 Finalize and adopt detailed Adaptation Strategy to implement in the event of municipal incorporation of Salt Spring Island    | EC?                   |     | Subject to future budgets                                                                  | By whether Trust Council has finalized and adopted a detailed adaptation strategy                                                     | Not due<br>Not started                                                                              |
|                                                                                        |                                                                                                                                                                                     | <u>FY 2015/16</u><br>7.2.4 Review and update existing IT-MCSCD protocol agreement regarding incorporation of municipalities in the Islands Trust Area              | EC                    |     | Funded by base budget                                                                      | By whether the IT/MCSCD protocol agreement has been reviewed and updated                                                              | TC resolution authorizing review June/15                                                            |
| 8.Improve cooperation and integration with other levels of government <sup>41 42</sup> | 8.1 Negotiate new protocol agreement and letter of understanding with the Ministry of Forests, Lands and Natural Resource Operations in regards to Crown land tenures <sup>43</sup> | <u>FY 2015/16 - ?</u><br>8.1.1 Revise and consolidate six agreements with the Province relating to Crown Land in the Islands Trust Area                            | EC                    | TPC | Funded by base budget                                                                      | By whether the protocol agreement with the ministry has been amended and approved by Trust Council and the Minister responsible.      | BIM has supported project.<br>Project charter is complete                                           |

<sup>41</sup> BIM's Island Plan 2015 identifies 'improve external fundraising and relationship building' as a Priority for 2015, under the Strategic Pillar 'Robust and Resilient Local Economy'

<sup>42</sup> The Executive Committee's Work Program identifies 'review process for development of RD/LTC protocol agreements as a priority)

<sup>43</sup> In June 2015, Trust Council approved this as the first priority on TPC's work program. This work would support a priority in BIM's Island Plan 2015 to 'address the docks issue'

| OBJECTIVE                                                                                    | STRATEGIES                                                                                                                                             | ACTIVITIES AND PHASES                                                                                                                                                                                                                                                                                                     | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?                        | HOW WOULD WE MEASURE SUCCESS?                                                          | STATUS**                                                                                                                             |
|----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|---------------------------------------------------------|----------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
|                                                                                              | 8.2 Explore opportunities and benefits of working with UNESCO and the TFB and others in seeking nomination of the Trust Area as a UN Biosphere Reserve | <u>FY 2017/18</u><br>8.2.1 Develop project charter and budget request                                                                                                                                                                                                                                                     | TPC                   | Funded by base budget                                   | By whether a project charter has been developed                                        | Not due.<br>Not started.                                                                                                             |
|                                                                                              |                                                                                                                                                        | <u>FY 2018/19</u><br>8.2.2 Implement project charter                                                                                                                                                                                                                                                                      | TPC                   | Subject to funding in future program budget (See 8.3.1) | By whether project charter has been implemented                                        | Not due<br>Not started                                                                                                               |
| 9. Improve community and agency understanding and support of the Islands Trust <sup>44</sup> | 9.1 Review the <a href="#">Islands Trust Policy Statement</a> <sup>45</sup>                                                                            | <u>FY 2015/16</u><br>9.1.1 Develop a project charter and budget request for a targeted review of the Islands Trust Policy Statement                                                                                                                                                                                       | TPC                   | Funded by base budget                                   | By whether a project charter and budget request has been developed                     | Not due<br>Not started                                                                                                               |
|                                                                                              |                                                                                                                                                        | <u>FY 2016/17 – FY 2017/18</u><br>9.1.2 Implement project charter                                                                                                                                                                                                                                                         | EC                    | Subject to funding in 2017/18                           | By whether the project charter has been implemented                                    | Not due<br>Not started                                                                                                               |
|                                                                                              | 9.2 Improve communications about the Islands Trust object and history <sup>46</sup>                                                                    | <u>FY 2015/16</u><br>9.2.2 Implement adopted communications plan for 2015/16                                                                                                                                                                                                                                              | EC                    | Funded by base budget                                   | By whether communications plan has been implemented                                    | Underway                                                                                                                             |
|                                                                                              | 9.3. Engage communities and agencies in reviewing and updating planning bylaws <sup>47</sup>                                                           | <u>FY 2015/16 - ?</u><br>9.3.1 Update Land Use Bylaws - <a href="#">Galiano LUB tech. amendments</a><br>- Gabriola LUB updates re signage and dog boarding<br>- <a href="#">Hornby OCP and LUB bylaw review</a><br>- <a href="#">S. Pender LUB bylaw update</a><br>- <a href="#">Thetis OCP&amp;LUB for Assoc Islands</a> | LTCs                  | Funded by base budget and projects budget               | By whether communities have been engaged in the review and updating of planning bylaws | Bylaw reviews underway on Galiano, Gabriola, Hornby, South Pender and Thetis islands.<br><a href="#">Galiano LUB</a> updated July/15 |

<sup>44</sup> Just over 45% of trustees indicated that 'improve understanding and support for the Islands Trust' should be a strategic priority this term. Five LTCs have included this as an item on their work programs. Trustees indicated that 'improve understanding and support for the Islands Trust' was the third most important topic for Trust Area Services work.

<sup>45</sup> Just over 55% of trustees indicated that 'review/confirm the Islands Trust vision and policies' should be a strategic priority this term. In June 2015, Trust Council approved this as TPC's No. 3 work program item

<sup>46</sup> Identified by several LTCs as a priority work program area

<sup>47</sup> 9 LTCs have identified general bylaw updates as priorities in their work program (Mayne, Saturna, S. Pender, Ballenas/Winchelsea, Gabriola, Gambier, Hornby, Lasqueti, Thetis)



| OBJECTIVE                                                                                    | STRATEGIES                                                                                        | ACTIVITIES AND PHASES                                                                                                                                                       | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE?             | HOW WOULD WE MEASURE SUCCESS?                                                                           | STATUS <sup>++</sup>                                                           |
|----------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------------------|---------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|
|                                                                                              | <b>9.4 Investigate the use of mediation in Bylaw Enforcement<sup>48</sup></b>                     | <b><u>FY 2015/16-2016/17</u></b><br>9.4.1 Review Bylaw Enforcement policy to consider potential amendments to recognize mediation                                           | EC                    | TBD                                          | By whether Trust Council's Bylaw Enforcement Policy has been reviewed to consider options for mediation | Preliminary report prepared for EC regarding Alternate Dispute Resolution      |
|                                                                                              |                                                                                                   | <b><u>FY 2016/17</u></b><br>9.4.2 Train Bylaw Enforcement Officers in mediation                                                                                             | MGMT                  | Subject to funding in 2016/17 program budget | By whether Bylaw Enforcement Officers have received training in mediation                               | Not due.<br>Not started.                                                       |
| <b>10. IMPROVE community engagement and participation in Islands Trust work<sup>49</sup></b> | <b>10.1 Improve communications and availability of information about Islands Trust activities</b> | <b><u>FY 2015/16</u></b><br>10.1.1 Develop project charter and cost estimates for video broadcast of Islands Trust Council meetings                                         | EC                    | Funded by base budget                        | By whether a project charter has been developed and cost estimates obtained                             | Due Dec/15                                                                     |
|                                                                                              |                                                                                                   | <b><u>FY 2016/17</u></b><br>10.1.2 Implement video broadcasts of Islands Trust Council meetings                                                                             | MGMT                  | Subject to funding in 2016/17 base budget    | By whether video broadcasts of Trust Council meetings have been implemented                             | Not due.<br>Not started.<br>Implementation to start Apr/16, if budget approved |
|                                                                                              |                                                                                                   | <b><u>FY 2016/17</u></b><br>10.1.3 Develop project charter and cost estimates for video broadcast of LTC meetings                                                           | EC                    | Funded by 2016/17 base budget                | By whether a project charter has been developed and cost estimates obtained                             | Not due.<br>Not started.<br>Due December/16                                    |
|                                                                                              |                                                                                                   | <b><u>FY 2017/18</u></b><br>10.1.4 Implement video broadcasts of LTC meetings                                                                                               | MGMT                  | Subject to funding in 2017/18 base budget    | By whether video broadcasts of LTC meetings have been implemented                                       | Not due.<br>Not started.<br>Implementation to start Apr/17, if budget approved |
| <b>11. CREATE a vision statement for the Islands Trust Area<sup>50</sup></b>                 | <b>11.1. Create a vision statement for the Islands Trust Area</b>                                 | <b><u>FY 2016/17</u></b><br>11.1.1 Develop a project charter and budget requests for creation of a vision statement for the Islands Trust Area through community engagement | TPC                   | Funded by base budget                        | By whether a project charter has been developed and cost estimates obtained                             | Not due<br>Not started                                                         |
|                                                                                              |                                                                                                   | <b><u>FY 2017/18</u></b><br>11.1.2 Implement project charter for development of a vision statement for the Islands Trust Area, through community engagement                 | TPC                   | Subject to funding in 2017/18 program budget | By whether the project charter has been implemented                                                     | Not due.<br>Not started.<br>Implementation to start Apr/17, if budget approved |

<sup>48</sup> This strategy originally referred to Alternate Dispute Resolution, which was a recommendation of the Gabriola LTC. The EC recommends that this strategy refer to mediation only.

<sup>49</sup> 80% of trustees indicated that 'improve community engagement and participation' should be a strategic priority this term. Only 27% indicated that 'improve open and transparent government' should be a strategic priority

<sup>50</sup> SPLTC recommends this as the third highest priority

| OBJECTIVE | STRATEGIES | ACTIVITIES AND PHASES                                                                  | WHO WOULD WORK ON IT? | IS FUNDING REQUIRED OR IN PLACE? | HOW WOULD WE MEASURE SUCCESS?                                                       | STATUS <sup>++</sup>                                                       |
|-----------|------------|----------------------------------------------------------------------------------------|-----------------------|----------------------------------|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------|
|           |            | <u><b>FY 2017/18</b></u><br>11.1.3 Adopt a vision statement for the Islands Trust Area | TPC                   | Funded by base budget            | By whether Trust Council has adopted a vision statement for the Islands Trust Areas | Not due.<br>Not started.<br>Due after project charter has been implemented |

\* subject to decisions of Trust Fund Board

\*\*subject to decisions of local trust committees

\*\*\*subject to decisions of Bowen Island Municipality

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**Abbreviations:**

AVICC – Assoc. of Vancouver Island Coastal Communities  
 BIM – Bowen Island Municipality  
 cDf – coastal Douglas fir  
 EC – Executive Committee  
 FN – First Nations  
 FPC – Financial Planning Committee  
 FY – Fiscal Year  
 IT – Islands Trust  
 ITF – Islands Trust Fund  
 ITPS – Islands Trust Policy Statement  
 LGA – Local Government Act  
 LPC – Local Planning Committee  
 LPS – Local Planning Services

LTA – Local Trust Area  
 LTC – Local Trust Committee  
 LUB – Land Use Bylaw  
 MCSCD – Ministry of Community, Sport and Cultural Development  
 MVRD – Metro Vancouver Regional District  
 NA – Not Applicable  
 NEB – National Energy Board  
 NAPTEP – Natural Area Protection Tax Exemption Program  
 NMCA – National Marine Conservation Area  
 OCP – Official Community Plan  
 ProD – Professional Development

RAR – Riparian Areas Regulation  
 RD – Regional District  
 RFD – Request for Decision  
 SSI – Salt Spring Island  
 STVR – Short Term Vacation Rental  
 TAS – Trust Area Services  
 TBD – To Be Determined  
 TC – Trust Council  
 TFB – Trust Fund Board  
 TPC – Trust Programs Committee  
 UBCM – Union of BC Municipalities

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**Colour Key for Middle Column:**

| Colour | Potential committee/unit/body taking lead for a potential strategy                                                                    |
|--------|---------------------------------------------------------------------------------------------------------------------------------------|
|        | Local Planning (through Local Planning Committee, Local Planning Services staff, Local Trust Committees or Bowen Island Municipality) |
|        | Trust Programs Committee or Trust Area Services staff                                                                                 |
|        | Executive Committee                                                                                                                   |
|        | Trust Fund Board or Islands Trust Fund staff                                                                                          |
|        | Financial Planning Committee                                                                                                          |

**++ Colour Key for Status Column:**

| Colour | Status Description                                                                                 |
|--------|----------------------------------------------------------------------------------------------------|
|        | Not due to start or awaiting actions of others                                                     |
|        | Completed or anticipated tasks for 2011/14 term are complete                                       |
|        | In Progress – On Target                                                                            |
|        | Partially In Progress – Partially On Target (i.e. on target, by one or few LTCs)                   |
|        | In progress - Behind Target (e.g. not funded, delayed by other priorities, actions of others etc.) |
|        | Not started – Behind target                                                                        |

**To:** Trust Council

**For the Meeting of:** September 16, 2015

**From:** Clare Frater

**Date prepared:** August 14, 2015

**File No.:**

**SUBJECT: LEGISLATIVE MONITORING REPORT**

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**DESCRIPTION OF ISSUE:** Every six months, staff provides a summary of past or proposed external regulatory changes that could directly affect Islands Trust operations, local trust committee/island municipality bylaws or regulations, or Strategic Plan projects.

*Caveat: This chart is provided for convenience only and is not to be construed as a legal document or as legal advice.*

### **BACKGROUND:**

The attached legislative monitoring report includes:

- provincial and federal legislative changes (new and amended acts, statutes and/or associated regulations);
- legislation under development with defined opportunities to provide input,
- senior government policies and consultation processes, such as reviews, studies and plans;
- new guidelines.

Staff also use this report to track legislative change requests from Island Trust bodies and submitted to the provincial government. The report does not track private members' bills.

The report is updated bi-annually using a range of sources, including Union of British Columbia publications, the websites of the Legislative Assembly of BC and the Parliament of Canada, provincial and federal news releases, the Canada Gazette and a variety of websites and RSS news feeds. Islands Trust also pays for an annual subscription to QuickScribe, which tracks all BC Statutes and Regulations. This chart is not intended to track potential advocacy topics, but may report legislative changes that relate to advocacy projects on Trust Council's Strategic Plan and might affect local planning (e.g. provincial agriculture, riparian regulations, fish farms) or Trust Fund Board. The chart is organized according to the following categories:

- Planned legislation
- Legislation in process
- Legislation in effect
- Court decisions

- New resources
- Discussion/Planning/Trust Fund Board (TFB) related advocacy topics
- Environmental assessment processes in the Trust Area
- Legislative change requests

**ATTACHMENT(S):** Legislative Monitoring Report, August 2015

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**AVAILABLE OPTIONS:** If Trust Council wishes to direct new staff actions on any of the topics in this report, a resolution adding a new business item to Trust Council's agenda is required.

**FOLLOW-UP:** Staff will continue to monitor past or proposed external regulatory changes and will advise the Executive Committee of consultation opportunities. This report will be provided for the information of Trust Council twice a year.

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**Prepared By:** Clare Frater, Policy Advisor

**Reviewed By/Date:** Lisa Gordon, Director, Trust Area Services, February 23, 2015  
Trust Programs Committee, August 24, 2015  
Executive Committee, August 26, 2015  
Linda Adams, Chief Administrative Officer, August XX, 2015



## LEGISLATIVE MONITORING REPORT August 14, 2015

This document is intended to advise Trust Council about past or proposed external regulatory changes that could directly affect Islands Trust operations, local trust committee/island municipality bylaws or regulations, or Strategic Plan projects. The chart is organized according to the following categories:

- Planned legislation
- Legislation in process (N/A for this report)
- Legislation in effect
- Court decisions
- New resources
- Discussion/Planning/Trust Fund Board (TFB) related advocacy topics
- Environmental assessment processes in the Trust Area
- Legislative change requests

*Caveat: This chart is provided for convenience only and is not to be construed as a legal document or as legal advice.*

## Planned legislation

| PLANNED LEGISLATION                                                                       | STATUS                                                                                                                                                          | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | ISLANDS TRUST<br>ACTION - PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | ISLANDS<br>TRUST<br>ACTION -<br>FUTURE                                                                         |
|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
| Campaign expense limits framework legislation for BC local elections<br><br>(Provincial)  | Special Committee work complete. The provincial government has stated that expense limits framework legislation will be developed for the 2018 local elections. | <p>On June 26, 2015, after consulting through an on-line survey and public hearings, the provincial all-party Special Committee on Local Elections Expense Limits produced their <a href="#">final report</a> on local elections campaign expense limits. The committee recommended that in jurisdictions with a population of less than 10,000, mayoral candidates have an expense limit of \$10,000 and candidates for all other locally elected offices have an expense limit of \$5,000; and recommended a per capital funding formula for use in jurisdictions with a population of 10,000 or more.</p> <p>The committee also recommended that local elections expense limits for candidates apply to all campaign spending from January 1 of the election year to election day, and that third party spending be limited to 5% of the expense limit of a candidate.</p> | None.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Trust Area Services staff will monitor for new legislation                                                     |
| Groundwater regulations in support of <i>Water Sustainability Act</i><br><br>(Provincial) | Planned.                                                                                                                                                        | <p>The groundwater regulations will be key to future water management in the Trust Area. The first phase of work on groundwater regulations will focus on bringing licensing for non-domestic groundwater users. The next phase is expected to focus on water sustainability planning and area based regulations.</p> <p>On July 30, 2015, the provincial government released proposed policies on groundwater licensing, groundwater protection and compliance and enforcement. The BC government proposes to include these policies in new regulations under the Water Sustainability Act, which will come into force in 2016.</p>                                                                                                                                                                                                                                          | <p>EC considering whether to respond to proposed policies on August 26, 2015. (update)</p> <p>2011 and 2013 EC requested that the Province provide funding and prioritize studies of Gulf Island aquifers to inform future regulatory decisions, and that the Province assign priority to the Islands Trust Area, or at least the islands of greatest concern, for area-based groundwater regulations and Water Sustainability Plans</p> <p>In January 2014 Islands Trust produced:<br/><a href="#">Gulf Islands</a></p> | Trust Area Services staff will monitor for any consultation opportunities and will advise Executive Committee. |

*Caveat: This chart is provided for convenience only and is not to be construed as a legal document or as legal advice.*

| PLANNED LEGISLATION                      | STATUS   | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                             | ISLANDS TRUST<br>ACTION - PAST                                   | ISLANDS TRUST<br>ACTION - FUTURE                                                                               |
|------------------------------------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
|                                          |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <a href="#">Groundwater Protection<br/>A Regulatory Toolkit:</a> |                                                                                                                |
| Invasive Species Act<br><br>(Provincial) | Planned. | <p>The BC government is considering new legislation to coordinate the response to the introduction of non-native plants, animals and diseases. The existing <a href="#">Weed Control Act</a> and regulations have been under internal study and that a scientific review of invasive plant species for regulation is nearing completion.</p> <p>This legislation could require the Islands Trust and Trust Fund Board to remove invasive species on their properties.</p> | None.                                                            | Trust Area Services staff will monitor for any consultation opportunities and will advise Executive Committee. |

*Caveat: This chart is provided for convenience only and is not to be construed as a legal document or as legal advice.*

## Legislation in Process

| LEGISLATION IN PROCESS | STATUS | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA | ISLANDS TRUST<br>ACTION - PAST | ISLANDS<br>TRUST<br>ACTIONS -<br>FUTURE |
|------------------------|--------|-----------------------------------------------|--------------------------------|-----------------------------------------|
| None.                  |        |                                               |                                |                                         |

## Legislation in Effect

| LEGISLATION<br>IN EFFECT                                                                                                                                                 | STATUS                                                                                                                                                        | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | ISLANDS<br>TRUST<br>ACTIONS-PAST                                                                                                                                                                             | ISLANDS TRUST<br>ACTIONS –<br>FUTURE                                           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|
| <b>Agricultural Land Reserve Regulation amendment re medical marijuana</b><br><br>Corresponding Ministry of Agriculture Bylaw Standard<br><br>(Provincial)<br><br>(2015) | In effect as of May 7, 2015 through Order in Council 200/2015 amendments to the Agricultural Land Reserve Use, Subdivision, and Procedure Regulation 171/2002 | <p>The B.C. government amended the Agricultural Land Reserve (ALR) Regulation to specifically identify federally licensed medical marijuana production as a farm use in the ALR which local governments can regulate, but not prohibit.</p> <p>The Ministry of Agriculture has also developed a corresponding Bylaw Standard. The Bylaw Standard establishes the limits to which local governments can restrict the production of medical marijuana in the Agricultural Land Reserve, and provides local governments with ready-to-use bylaw provisions developed following consultations with local governments. The bylaw standard does not impact licensed facilities outside of the Agricultural Land Reserve. Bylaw standards must be adopted by local governments that are regulated under the <i>Local Government Act</i>.</p> <p>(See also: Guide for Bylaw Development in Farming Areas in New Resources section below.)</p> | <p>Information regarding the Bylaw Standard communicated to all planners.</p> <p>Gabriola Island LTC is planning to amend their Bylaw 177 in early 2016 to be in compliance with the new bylaw standard.</p> | As necessary, planners are advising LTCs on application of the bylaw standard. |
| <b>Agricultural Land Reserve Regulation amendments</b><br><br>(Provincial)<br><br>(2015)                                                                                 | In effect as of May 7, 2015 through Order in Council 346/2015 amendments to the Agricultural Land Reserve Use,                                                | <p>The B.C. government amended the Agricultural Land Reserve (ALR) Regulation to:</p> <ul style="list-style-type: none"> <li>• Allow landowners to lease portions of their land for agricultural production without an application to the ALC.</li> <li>• Allow facilities owned by co-operative associations to count all produce provided by their members as part of the 50% (previously each farm in the ALR with on-site packing and processing facilities to was required to grow at least 50% of the farm products packed or processed).</li> </ul>                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                              |                                                                                |

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| LEGISLATION IN EFFECT                                                                                                                                     | STATUS                                                                        | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | ISLANDS TRUST<br>ACTIONS-PAST                                                   | ISLANDS TRUST<br>ACTIONS – FUTURE                                                                                                                                     |
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|                                                                                                                                                           | Subdivision, and Procedure Regulation 171/2002                                | <ul style="list-style-type: none"> <li>Allowing breweries, distilleries and meaderies on ALR land on terms similar to wineries, requiring at least 50% of the farm products used to make the beer, spirits, and mead be grown on the farm.</li> <li>Allow wineries, cideries, breweries, distilleries and meaderies in the ALR to sell alcohol that was not produced on the farm in their lounges and restaurants, subject to the <i>Liquor Control and Licensing Act</i> and local government regulations. Retail sales of products remain restricted to those produced on the farm.</li> </ul>                                                                                                                                                                                                                                                |                                                                                 |                                                                                                                                                                       |
| <b>Protected Areas of British Columbia Amendment Act, 2015</b><br><br>(Provincial)                                                                        | Royal Assent March 25, 2015                                                   | <p>Through this Act the provincial government protected land on Galiano and Denman Islands:</p> <p><b>Bodega Ridge Park addition (147 hectares):</b><br/>The addition to this park is the result of two private land acquisitions totalling 109 hectares, and a foreshore addition of 38 hectares. The additions extend the park across the width of Galiano Island, located in the southern Gulf Islands. The total area of Bodega Ridge Park will be 397 hectares (321 hectares of upland and 76 hectares of foreshore).</p> <p><b>Denman Island Park addition (2 hectares):</b><br/>The addition to this park is the result of the administrative transfer of Crown lands from the Ministry of Forests, Lands and Natural Resource Operations to the Ministry of Environment. The total area of Denman Island Park will be 561 hectares.</p> | Islands Trust mapping staff have added the protected areas to appropriate maps. |                                                                                                                                                                       |
| <b>Local Government Act</b><br><br>(via <a href="#">Miscellaneous Statutes Amendment Act, 2014</a> granted Royal Assent May 29, 2014)<br><br>(Provincial) | Miscellaneous Statutes Amendment Act, 2014 granted Royal Assent May 29, 2014. | <p>Amendments to the <i>Local Government Act</i> provide for the termination of land use contracts in all municipalities and regional districts on the "sunset" date of June 30, 2024. Requires all local governments to have zoning in place for lands covered by land use contracts by June 30, 2022. Local governments may terminate; and use contracts before June 30, 2024.</p> <p>New powers for Boards of Variance to consider orders in situations where local governments terminate land use contracts early.</p> <p>Land use contracts were a form of land use control available to local governments in British Columbia between 1971 and 1978. Land Use</p>                                                                                                                                                                         | Planning staff has identified all land use contracts in the Islands Trust Area. | <p>As appropriate, LPS staff to update orientation materials for Boards of Variance.</p> <p>If necessary, planners will advise relevant LTCs on approach, if any,</p> |

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| LEGISLATION<br>IN EFFECT                                                                                                                                                                 | STATUS                                                                   | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | ISLANDS<br>TRUST<br>ACTIONS-PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | ISLANDS TRUST<br>ACTIONS –<br>FUTURE                                                                                                                                                                                                                                                    |
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|                                                                                                                                                                                          |                                                                          | <p>Contracts are agreements between the landowner and the local government that supersede zoning regulations.</p> <p>There are nine known Land Use Contracts in Local Trust Areas:</p> <ul style="list-style-type: none"> <li>• Denman – Komas Ranch.</li> <li>• Gambier – Keats DL696; Worlcombe; Thormanby – Buccaneer Bay</li> <li>• Gabriola – Whitmore</li> <li>• Galiano – Galiano Properties</li> <li>• North Pender – Stanley Point Estates</li> <li>• Salt Spring – Foxglove; Blackburn Farm and Sunrise Place</li> </ul>                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <p>for zoning amendments and whether to terminate a land use contract early.</p> <p>If necessary, LTCs may amend zoning during a regular LUB review or at the time of a bylaw amendment application.</p>                                                                                |
| <p><b>Riparian Areas Protection Act</b></p> <p>(formerly <i>Fish Protection Act</i>)</p> <p>(Amended via <a href="#">Water Sustainability Act</a>)</p> <p>(Provincial)</p> <p>(2014)</p> | <p><i>Water Sustainability Act</i> granted Royal Assent May 29, 2014</p> | <p>Amended to transfer most of the non-fish related stream protection measures to the new <i>Water Sustainability Act</i>, to rename the <i>Fish Protection Act</i> as the <i>Riparian Areas Protection Act</i>. Amendments enable the Minister to make any kind of directive (previously limited to policy directives) and provide more powers to the Minister to make regulations.</p> <p>Background: March 2014 <a href="#">Office of the British Columbia Ombudsperson Report- Striking a Balance: The Challenges of using a Professional Reliance Model in Environmental protection – British Columbia's Riparian Areas Regulation</a></p> <p>For more details see the <a href="#">June 2014 Trust Council briefing Riparian Areas Regulation Implementation Update</a> (section 2.4)</p> | <p>The Ministry of Forest, Lands and Natural Resource Operations requested information on all local trust committees' official community plans, land/use bylaws, policies and procedures in relation to the implementation of the Riparian Areas Regulation in all local governments affected by the Riparian Areas Regulation. The director of Local Planning Services provided that information to the Ministry in October 2014. The Director also provided the status of progress on those local trust area bylaws not in compliance with the Riparian Areas Regulation.</p> <p>No RAR streams identified::</p> <ul style="list-style-type: none"> <li>• Balenas-Winchelsea</li> <li>• Gabriola – Mudge</li> <li>• Gabriola – DeCoursey</li> </ul> | <p>OCP and LUB amendments in progress:</p> <ul style="list-style-type: none"> <li>• Denman</li> <li>• Gambier (all islands identified as RAR applicable; some mapping to be completed in Nov 2015.)</li> <li>• Hornby</li> <li>• Lasqueti</li> <li>• Thetis</li> <li>• Mayne</li> </ul> |

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| LEGISLATION<br>IN EFFECT                                          | STATUS                                                                                                                                                                                                                         | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | ISLANDS<br>TRUST<br>ACTIONS-PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | ISLANDS TRUST<br>ACTIONS –<br>FUTURE                                                                                           |
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| <b>Water Sustainability Act</b><br><br>(Provincial)<br><br>(2014) | <p>Royal Assent May 29, 2014</p> <p>The current <i>Water Act</i> will remain in force until the <i>Water Sustainability Act</i> is brought into effect in early 2016. At that time, the <i>Water Act</i> will be repealed.</p> | <p>The 140-page <i>Water Sustainability Act</i> create regulatory changes in seven key areas:</p> <ol style="list-style-type: none"> <li>1. Protect stream health and aquatic environments</li> <li>2. Consider water in land use decisions</li> <li>3. Regulate and protect groundwater</li> <li>4. Regulate water use during times of scarcity</li> <li>5. Improve security, water use efficiency and conservation</li> <li>6. Measure and report large-scale water use</li> <li>7. Provide for a range of governance approaches.</li> </ol> <p>Under the new Act, government will manage surface and groundwater as one resource.</p> <p>The <i>Water Sustainability Act</i> enables a number of regulations to be developed. Due to the complexity of the new Act and the number of proposed regulations associated with Act, government is taking a phased approach to implementation. The initial priority is to update regulations related to core activities including authorizing water use, water fees and rentals and regulations needed to authorize and manage groundwater use.</p> <p>The details of the changes, and the extent of new responsibilities for local governments, will be revealed when the supporting regulations are developed (see groundwater regulations section below).</p> <p>An intent of the Act is for decision makers to have a broader suite of tools to help make more informed decisions</p> | <p>Many conversations and meetings between Islands Trust and Ministry of Environment staff 2008-present</p> <p>April 30, 2010 Islands Trust staff submission.</p> <p>February 2011, Executive Committee response to the provincial Policy Proposal.</p> <p>October 2013, <a href="#">Chair requested extension to consultation deadline.</a></p> <p>November 2013, <a href="#">Executive Committee submission</a></p> <p>January 2014: <a href="#">Gulf Islands Groundwater Protection A Regulatory Toolkit:</a></p> | <p>Trust Area Services Staff to continue to monitor for changes relevant to the Trust Area and advise Executive Committee.</p> |

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| LEGISLATION<br>IN EFFECT                                                                                                                                                  | STATUS                                                                                    | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | ISLANDS<br>TRUST<br>ACTIONS-PAST                                                                                                                                                                                                         | ISLANDS TRUST<br>ACTIONS –<br>FUTURE                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
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| <b><i>Local Government Act/Climate Charter</i></b><br><br>(via Local Government (Green Communities) Statutes Amendment Act (Bill 27)<br><br>(2008-15)<br><br>(Provincial) | In-effect as of October 1, 2008.                                                          | <ul style="list-style-type: none"> <li>Requires municipalities and local trust committees to include GHG emission targets, policies, and actions in their OCPs by May 21st 2010.</li> <li>Requires regional districts to include GHG emission targets, policies, and actions in their RGS by May 31st 2011</li> <li>Expands local government Development Permit Area and zoning variance authority to promote energy and water conservation, the reductions of GHGs, and encourage alternative transportation options for off-street parking.</li> <li>Expands Regional District's Development Cost Charges authority to exempt small, energy efficient development.</li> </ul> | Islands Trust operations have been carbon neutral : 2012, 2013 and 2014.<br><br>Eighteen OCPs amended.<br><br>David Marlor, Director of Local Planning Services, is on the Capital Regional District's (CRD) Climate Change Action Group | OCP yet to be amended: <ul style="list-style-type: none"> <li>Piers Island</li> </ul> Ongoing routine efforts to address greenhouse gas reduction through local trust committee bylaws and evaluation of development applications.<br><br>When the Province completes the reports, LTCs and BIM <sup>1</sup> will be able to assess community progress towards emission reduction targets by viewing the <a href="#">Community Energy Emissions Inventories</a> (2012 reports were expected in Spring 2015) |
| <b><i>Building Act</i></b><br><br>(Provincial)<br><br>(2015)                                                                                                              | Received Royal Assent on March 25, 2015.<br><br>A two-to-four-year transition period will | The Act modifies the current building regulation scheme. Under the Building Act, the BC Building Code will not change as the Act is intended to improve the regulatory system in which the existing Code is applied and enforced.<br><br>Among other purposes, the <i>Building Act</i> establishes the Province as the sole authority to set building requirements. The objective is to create more consistent building requirements across British Columbia. Once the relevant sections of the Act come into force, local                                                                                                                                                      | None.                                                                                                                                                                                                                                    | If LTCs have advocacy policies regarding their regional district's building bylaws, they may wish to review them during OCP reviews.                                                                                                                                                                                                                                                                                                                                                                        |

1 Bowen Island Municipality

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| LEGISLATION<br>IN EFFECT | STATUS                                                                             | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | ISLANDS<br>TRUST<br>ACTIONS-PAST | ISLANDS TRUST<br>ACTIONS –<br>FUTURE |
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|                          | give local governments and building officials time to adapt to the new provisions. | <p>governments will have two years in which to eliminate building requirements from their bylaws. The two-year transition period will not start before late 2015. Local governments will be able to apply for variations from the Building Code. If approved, these will be enacted in a provincial regulation, not a local government bylaw. The Province may also identify in a regulation matters that may continue to be regulated by local government.</p> <p>The <i>Building Act</i> will apply throughout British Columbia except the City of Vancouver (Vancouver has authority to establish its own building bylaw), federal lands and Indian Reserves. The code applies regardless of whether a regional district has building inspection services.</p> <p>The Act resulted from a multi-year review and consultation process.</p> <p>The Act is intended to make building requirements more consistent across B.C. and establish mandatory qualifications for local building officials. The legislative changes remove the “concurrent authority” provisions in the <i>Community Charter</i> with respect to building and move the Minister’s authority to make building regulations from the <i>Local Government Act</i> to the <i>Building Act</i>. The new Act does will not affect local government land-use planning, zoning or development authorities nor will it affect how local governments decide to administer and enforce the BC Building Code</p> <p>Additional information on the changes to the building regulatory system are available on the Ministry of Natural Gas Development and Responsible for Housing’s webpage and on the Province’s webpage about the <i>Building Act</i>, which includes links to the <i>Building Act Guide</i>.</p> |                                  |                                      |

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## Court Decisions

| COURT DECISIONS                                                                                                                          | STATUS                                                        | BACKGROUND/<br>KEY IMPLICATIONS TO TRUST AREA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | ISLANDS TRUST<br>ACTION - PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | ISLANDS TRUST<br>ACTION - FUTURE                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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| <a href="#">West Kelowna (District) v. Newcomb 2015 BCCA 15</a><br><br>(BC Court of Appeal)                                              | Reasons for Judgment – January 9, 2015                        | <p>The BC Court of Appeal affirmed the BC Supreme Court ruling that a local government's zoning powers can extend to the regulation of long-term moorage.</p> <p>More information is available in an <a href="#">article</a> published in the Young Anderson LLP's newsletter.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Bowen Island Municipality has considered managing vessels in Mannion Bay.                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <a href="#">Squamish Nation v. British Columbia (Community, Sport and Cultural Development), 2014 BCSC 991</a><br><br>(BC Supreme Court) | Reasons for Judgment - June 4, 2014<br><br>Case not appealed. | <p>The Squamish Nation and Lil'wat Nation successfully challenged the Province's decision to approve the Resort Municipality of Whistler's 2011 Official Community Plan. The Court set aside Whistler's OCP because it determined that the Province failed to adequately consult the First Nations regarding the potential impacts of the plan before approving it. Only Whistler, local trust committees and Sun Peaks Mountain Resort require Ministerial approval before adopting an OCP. The decision means that the Province may not rely exclusively on third party engagement by Whistler, the Islands Trust and Sun Peaks Mountain Resort to fulfil the Province's duty to consult.</p> <p>More information is available in an <a href="#">article</a> by Gregg Cockrill and Reece Harding with the firm Young Anderson LLP.</p> | <p>LPS staff have been undertaking engagement with First Nations during the bylaw adoption process under s. 879 of the Local Government Act and in accordance with the Ministry of Community, Sport and Cultural Development's <i>Guide to First Nations Engagement on Local Government Statutory Approvals</i>.</p> <p>In December 2014, the Ministry updated the guidelines to reflect recent Court decisions. These guidelines identify a specific process for First Nations engagement. (In Trust Council's March 2015 meeting materials)</p> | <p>LPS Staff has been working with the Ministry to ensure that its required First Nations consultation process can occur concurrently with a local trust committee's First Nation engagement processes.</p> <p>Staff is continuing to work with the Ministry on revised procedures.</p> <p>Should Trust Council decide to amend the <i>Islands Trust Policy Statement</i>, a First Nations engagement program would need to be developed in coordination with the Ministry.</p> |

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## New Resources

| NEW RESOURCES                                                      | STATUS                                                                                                                                                                                                  | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | ISLANDS TRUST ACTIONS - PAST                                                                                                                                                                                                                                                                                                                                                                                            | ISLANDS TRUST ACTIONS - FUTURE                                                                                                                                                   |
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| Guide for Bylaw Development in Farming Areas                       | Revised May 15, 2015                                                                                                                                                                                    | The <a href="#">Guide for Bylaw Development in Farming Areas</a> offers standards for developing and amending bylaws affecting farming areas (land in the ALR, land zoned for <i>agriculture</i> , and land affected by a valid and subsisting <i>aquaculture</i> license under the <i>Fisheries Act</i> . It also provides general information for handling other planning issues involving agriculture. The guide now includes information on the Minister of Agriculture's new Bylaw Standard to guide local government bylaw development regulating medical marihuana production facilities licensed by <a href="#">Health Canada's Marihuana for Medical Purposes Regulations</a> and located in the ALR.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                  |
| 2014 amendment to Flood Hazard Area Land Use Management Guidelines | <p>Consultation closes August 8, 2014.</p> <p>Consultation on the <a href="#">consultation draft amendment for sections 3.5 and 3.6</a> was available for review and comment until October 31, 2014</p> | <p>New guidelines for land use development in areas affected by sea level rise are under consideration by the Ministry of Forests, Lands and Natural Resource Operations. The flood hazard area land use management guidelines update represents a significant policy change that will impact land use and development decisions made by local governments in coastal areas.</p> <p>Current state of science on sea level rise indicates a 1m increase by 2100 for south coast BC.</p> <p>Guidelines are not mandatory, but s. 910 of the <i>Local Government Act</i> states that local governments "must consider" the guidelines when making floodplain bylaws</p> <p>The <a href="#">Flood Hazard Area Land Use Management Guidelines</a> have been prepared by the provincial government to help local governments, land-use managers, and approving officers develop and implement land-use management plans, and make subdivision approval decisions, in areas subject to flood hazards.</p> <p>The Ministry of Forests, Lands and Natural Resource Operations is in the process of updating these guidelines to include design considerations for land use and development in areas that will be affected by sea level rise. The update will amend sections 3.5 (The Sea) and 3.6 (Areas Protected by Standard Dikes) based on a series of technical studies, <a href="#">Climate Change Adaptation Guidelines for Sea Dikes and Coastal Flood Hazard Land Use (Ausenco Sandwell, 2011)</a>, as well</p> | <p>Sonja Zupanec, Island Planner, was on the Ministry of Environment's Flood Hazard Area Land Use Management Guidelines working group until October 2014.</p> <p>LPS staff provided a submission to the Province in October 2014. Executive Committee reviewed the draft on October 7, 2014</p> <p>The Director of Local Planning Services has been supporting the technical working group <b>(to be verified)</b>.</p> | <p>LPS staff will monitor provincial development of the guidelines.</p> <p>Once guidelines are adopted, Trust Council may want to consider a Trust-wide consistent response.</p> |

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| NEW RESOURCES                                                                                                                                                                                                                                                                                                                                                                                                             | STATUS            | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | ISLANDS TRUST ACTIONS - PAST                                                                                                                                                                                                          | ISLANDS TRUST ACTIONS - FUTURE                                                                                                                                                                                          |
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|                                                                                                                                                                                                                                                                                                                                                                                                                           |                   | as discussion with local governments and stakeholders over the past three years.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                         |
| <p>Updated Industry Canada's <a href="#">Radiocommunication and Broadcasting Antenna Systems Client Procedures Circular 2-0-03</a> (effective July 15, 2014)</p> <p>Industry Canada's <a href="#">Guide to Assist Land-use Authorities in Developing Antenna System Siting Protocols</a> (posted August 14, 2014)</p> <p><a href="#">FCM/CWTA Antenna Systems Siting Protocol Template</a> (posted November 14, 2014)</p> | Released in 2014. | <p>Local governments cannot prohibit the siting of either licensed or unlicensed antenna systems, but may require public consultation processes, and may provide comments.</p> <p>Within the Islands Trust, the consultation process for communication tower applications is guided by the Letter of Understanding (LOU, signed October 30, 1996) that exists between Industry Canada and the Islands Trust Council, on behalf of Local Trust Committees, for proposed towers of over 25m in height measured from ground level.</p> <p>The new documents provide information about Industry Canada's regulatory changes in 2014 that include:</p> <ul style="list-style-type: none"> <li>• Improvements to public notification processes</li> <li>• Clarification re how tower height is measured.</li> <li>• New requirement that following a public consultation process, construction of an antenna system must be completed within three years of conclusion of consultation.</li> <li>• Updates requirements for exclusions for applicants to undertake public consultation</li> </ul> <p>Related: One of the determining factors considered by Industry Canada is whether the proposed project complies with Health Canada's radio frequency exposure guidelines (Safety Code 6). Health Canada sought comments on draft revisions to Safety Code 6 from May 16, 2014 to July 15, 2014.</p> | In March 2014, the Islands Trust Council requested staff to advise whether Trust Council actions are necessary to implement the new federal communication tower consultation process once the Industry Canada procedure is in effect. | In May 2015, Local Planning Committee considered a briefing about emerging topics that included this topic. In June 2015 Trust Council approved a LPC work program that did not include work related to antenna siting. |
| Expected soon: Provincial guidelines regarding the use of composting toilets and greywater systems                                                                                                                                                                                                                                                                                                                        | Planned           | <p>The Ministry of Health is developing guidelines regarding the use of composting toilets and greywater systems. These guidelines could support better water conservation in the Islands Trust Area.</p> <p>The Ministry of Health will be consulting about the proposed guidelines in Fall 2015.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | None.                                                                                                                                                                                                                                 | Trust Area Services staff will monitor for any consultation opportunities and will advise Executive Committee                                                                                                           |

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## Discussion/Planning/Trust Fund Board Related Advocacy Topics

| DISCUSSION/<br>PLANNING/TFB<br>RELATED<br>ADVOCACY<br>TOPICS | STATUS                                                                                                                                                                          | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | ISLANDS TRUST ACTIONS -<br>PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | ISLANDS TRUST<br>ACTIONS -<br>FUTURE                                                                                                                                                                                                         |
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| Howe Sound<br>Management and<br>Cumulative Effects           | The Province is<br>expected to<br>report progress<br>on the<br>Cumulative<br>Effects<br>Assessment for<br>Howe Sound at<br>the next Howe<br>Sound<br>Community<br>Forum meeting | The Province has agreed to undertake a Cumulative Effects Assessment for Howe Sound to support a common understanding of the current and potential future condition of values. This common understanding is intended to support resource decision-making.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | June 10, 2015 Executive Committee requested that Trust Area Services staff track the province's work in relation to Howe Sound as part of its legislative monitoring program.<br><br>Staff monitored media re Howe Sound.                                                                                                                                                                                                                                                                                                                                            | Staff will continue to monitor the Province's work regarding Howe Sound.                                                                                                                                                                     |
| <a href="#">Coastal Douglas-fir Conservation Partnership</a> | Partnership is active.                                                                                                                                                          | At its March 2013 meeting Trust Council signed on to the Coastal Douglas-fir and Associated Ecosystems Conservation Partnership (CDFCP) Statement of Cooperation.<br><br>The Coastal Douglas-fir and Associated Ecosystems Conservation Partnership (CDFCP) is planning to combine and integrate existing data sources to create a landscape level plan that will highlight high priority lands for conservation and improved Crown and private land stewardship, focusing initially on uses for local and regional government planning. This landscape level plan will provide concrete action items/guidelines for local governments and other interested parties, such as model bylaws and amendments to Official Community that highlight stewardship of the CDF Zone.<br><br>In 2015, the CDFCP will issue a Conservation Strategy that will begin to address a multi-variable approach to ecosystem conservation. | Trust Council joined the partnership in March 2013.<br><br>Kate Emmings, Islands Trust Fund Ecosystem Specialist, is a member of the Coastal Douglas-fir Conservation Partnership Steering Committee.<br><br>Information Session was provided June 2014 Trust Council meeting.<br><br>In June Trust Council requested that staff work with the CDFCP to develop recommendations for Trust Council's consideration regarding local planning tools that local trust committees could use to protect Coastal Douglas-fir ecosystems.<br><br>June 2014 Council requested | The Islands Trust Fund Ecosystem Protection Specialist will continue to be on the CDFCP Steering Committee.<br><br>Trust Council will receive a briefing about the CDFCP Conservation Strategy in September 2015 ( <a href="#">verify</a> ). |

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| DISCUSSION/<br>PLANNING/TFB<br>RELATED<br>ADVOCACY<br>TOPICS                                                                                 | STATUS                                                                | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | ISLANDS TRUST ACTIONS -<br>PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | ISLANDS TRUST<br>ACTIONS -<br>FUTURE                                                                                                                                                                                                                                                  |
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|                                                                                                                                              |                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <p>that request that the Executive Committee consider sponsoring an Association of Vancouver Island Coastal Communities/Union of BC Municipalities resolution that calls on the Province to provide funding for the CDFCP and for land protection initiatives in the CDF zone.</p> <p>In January 2015, the Executive Committee provided a resolution to the AVICC/UBCM Conventions seeking provincial funding for the CDFCP. The resolution passed at AVICC and the Executive Committee will support the resolution at the Sept. UBCM Convention.</p> |                                                                                                                                                                                                                                                                                       |
| <a href="#">Proposed National Marine Conservation Area for the Southern Strait of Georgia</a><br><br>(2003-14)<br><br>(Provincial / Federal) | Federal government consulting with First Nations on proposed boundary | <p>Parks Canada in partnership with the Province of British Columbia is assessing the idea of creating a national marine conservation area (NMCA) in the Southern Strait of Georgia</p> <p>The Islands Trust has engaged in the stakeholder consultation process and continues to stay in touch with federal staff on the issue.</p> <p>In October 2011 Canada and BC announced proposed NMCA boundary for consultation.</p> <p>Local government consultation processes were re-activated in 2012. A preliminary consultation meeting with local government was held in Sidney on May 24, 2012 and was attended by Vice Chairs Ken Hancock and Peter Luckham and CAO Linda Adams. Subsequent meetings occurred on Aug. 29 and Oct. 26, 2012 and were attended by many of the trustees and planning staff for the affected islands.</p> | <p>Dec. 2003 – Trust Council hosted a session on the NMCA by Parks Canada staff and requested the Chair write to Parks Canada recommending that the entire Islands Trust Area be included in the feasibility study.</p> <p>In 2010 Islands Trust submitted a successful resolution to UBCM regarding support for NMCA.</p> <p>EC raised the NMCA during Sept 2010 meeting with Minister Penner and during Jan 2011 meeting with Minister Coell.</p> <p>June 2012: Council received a</p>                                                              | <p>Staff and trustees will continue to work with islanders and partner agencies during the consultation process to represent island interests and ecosystems to the decision makers about implications such as zoning, boundaries and buffers.</p> <p>The Executive Committee may</p> |

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| DISCUSSION/<br>PLANNING/TFB<br>RELATED<br>ADVOCACY<br>TOPICS                    | STATUS             | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | ISLANDS TRUST ACTIONS -<br>PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | ISLANDS TRUST<br>ACTIONS -<br>FUTURE                                                 |
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|                                                                                 |                    | <p>Islands Trust and Trust Fund Board representatives have also been involved in several meetings and open houses, in data-sharing exercises with Parks Canada and in meetings of an "NMCA Coalition" convened by the Canadian Parks and Wilderness Society and the Georgia Strait Alliance.</p> <p>First Nation consultation is still underway and NMCA staff do not recommend detailed review of boundary areas by local governments until after Parks Canada releases its preliminary concept."</p> | <p>briefing on implications of asking for broadening of study area.</p> <p>December 2012: Council reaffirmed support for the NMCA with current perimeter, requested to be included in joint mgn't, and requested that LTC zoning be used as basis of NMCA zoning.</p> <p>Spring 2013: Affected LTCs received a briefing about the opportunity to comment on proposed NMCA exemption areas.</p> <p>October 2014: EC received a briefing with advice regarding the timing and content of sending a support letter for the National Marine Conservation Area, recommending no action.</p> <p>Trustee George Grams and former Regional Planning Manager Leah Hartley have been on Parks Canada's National Marine Conservation Area consultation group.</p> <p>Jennifer Eliason, Islands Trust Fund Manager and Kate Emmings, Ecosystem Specialist attend meetings of the Southern Strait of Georgia Marine Conservation Network.</p> | <p>wish to review the contact persons assigned to the NMCA consultation process.</p> |
| <a href="#">Provincial Species and Ecosystems at Risk and Local Governments</a> | Active since 2009. | The Species and Ecosystems at Risk Local Government Working Group (SEAR LGWG) was established in the fall of 2009 in response to the Minister of Environment's interest in developing a collaborative, provincial vision for species and                                                                                                                                                                                                                                                               | Marnie Eggen, Planner 2, is a member of Species and Ecosystems at Risk (SEAR) Local Government Working                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | LPS staff will continue to participate in the working group.                         |

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| DISCUSSION/<br>PLANNING/TFB<br>RELATED<br>ADVOCACY<br>TOPICS                                                                                                                                                  | STATUS                                                          | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | ISLANDS TRUST ACTIONS -<br>PAST                                                                                                                         | ISLANDS TRUST<br>ACTIONS -<br>FUTURE                                                                                      |
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| <a href="#">Working Group</a>                                                                                                                                                                                 |                                                                 | <p>ecosystems at risk protection on private land.</p> <p>The SEAR LGWG consists of representatives from municipal, regional and provincial governments and the Union of British Columbia Municipalities (UBCM). A jointly prepared discussion paper <a href="#">Working Together to Protect Species at Risk: Strategies Recommended by Local Government to Improve Conservation on Municipal, Regional and Private Lands in British Columbia</a> was completed in January 2011.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Group (LGWG). She compiled a response on behalf of Islands Trust to the recommendations aimed at local governments that came from the Discussion Paper. |                                                                                                                           |
| <a href="#">Standing Senate Committee on Fisheries and Oceans - Study on the regulation of aquaculture, current challenges and future prospects for the industry in Canada</a><br><br>(Federal)<br><br>(2015) | Report                                                          | <p>The Standing Senate Committee on Fisheries and Oceans began its study on the regulation of aquaculture, current challenges and future prospects for the industry in Canada in January, 2014. The committee has been hearing from participants in the aquaculture industry including industry associations, First Nations and researchers, as well as other individuals or groups representing a variety of views on aquaculture.</p> <p>On July 30, 2015, the Committee tabled its three-volume report on aquaculture. In its report, <i>An Ocean of Opportunities: Aquaculture in Canada</i>, the Committee outlines 10 recommendations covering five main themes: legislative and regulatory framework; healthy aquacultured fish; healthy and productive ecosystems; research and development; and, social license and public reporting. Among its recommendations, the Committee calls for the creation of a federal Aquaculture Act, and calls for Fisheries and Oceans Canada to regularly undertake inspections and consistently enforce compliance in relation to shellfish aquaculture in British Columbia and, in particular, in situations where any floating material or other debris (such as shells, ropes, and buoys) is not disposed of as prescribed and/or remains in the marine environment.</p> | Clare Frater, Policy Advisor, observed March 26, 2014 committee hearing in Nanaimo.                                                                     | Trust Area Services staff will continue to monitor for changes relevant to the Trust Area and advise Executive Committee. |
| BC Ferries Commissioner's final decision on price caps for the next BC Ferries                                                                                                                                | The commissioner's final decision must be made by September 30, | In March 2015, the BC Ferry Commissioner proposed a preliminary fare cap of 1.9% for BC Ferries' performance term 4 (2016-2020) and accepting public comments until June 30, 2015.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | On November 18, 2014, the Executive voted to request the Association of Vancouver Island Coastal Communities (AVICC)                                    | Trust Area Services staff will monitor and bring to the attention of Executive                                            |

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| DISCUSSION/<br>PLANNING/TFB<br>RELATED<br>ADVOCACY<br>TOPICS | STATUS                                             | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | ISLANDS TRUST ACTIONS -<br>PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | ISLANDS TRUST<br>ACTIONS -<br>FUTURE                                                                                            |
|--------------------------------------------------------------|----------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|
| performance term                                             | 2015.                                              | On July 29, 2015, the Minister of Transportation and Infrastructure advised the Islands Trust Chair that the Province and BC Ferries provided the BC Ferry Commissioner with an amended Coastal Ferry Services Contract by the June 30, 2015, deadline. The amended contract confirms a commitment by the Province to provide sufficient funding to limit price caps increases to 1.9 per cent per year for the next four year Performance Term . The Minister noted that any additional funding to further reduce fares would have to be balanced against many competing interests across the provincial government, including health, education and other social services. | Executive to host a plenary session at the AVICC 2015 Convention 2015 regarding BC Ferries. The session held on April 10, 2015.<br><br>Throughout June 2015, the Islands Trust Chair contacted the Minister of Transportation and Infrastructure, the BC Ferries Commissioner and numerous other decision makers, and trustees contacted allies to advise of the Islands Trust Council's request that the Province of British Columbia invest an additional \$11 to \$14 million annually for four years to reduce fares on all BC Ferries' minor routes by 25%. | Committee.                                                                                                                      |
| BC Climate Leadership Plan                                   | Written submissions accepted until Sept. 15, 2015. | The Province has released a discussion paper on provincial priorities regarding climate action.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | EC considering whether to respond to discussion paper on August 26, 2015. (update)                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Trust Area Services staff will monitor for the release of the draft Climate Leadership Plan for public comment in December 2015 |

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## Environmental Assessments in/near the Islands Trust Area

| ENVIRONMENTAL ASSESSMENT                                                                                   | STATUS                                                                                                                                                                                                                                                                                                                                                                                               | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | ISLANDS TRUST ACTIONS - PAST                                                                                                                                                                                                    | ISLANDS TRUST ACTIONS - FUTURE                                                            |
|------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
| <a href="#">BURNCO Aggregate Project environmental assessment process update</a>                           | <p>Proponent submitted draft application Draft Application Information Requirements on September 9, 2013.</p> <p>Public comment period closed October 19, 2013.</p> <p>Proponent updated the design of the proposed Project in August, 2014.</p> <p>In December 2014, the EAO issued a <a href="#">joint response</a> to public comments and approved Final Application Information Requirements</p> | <p>BURNCO Rock Products Ltd is proposing to construct and operate a sand and gravel mine within the Lower McNab Valley, approximately 22 kilometres (km) southwest of Squamish and 35 km northwest of Vancouver. The projected lifespan of the proposed Project is 16 years. The average estimated rate of sand and gravel production is 1,000,000 tonnes per year, with one barge (two transits) every other day. Citizens were invited to submit comments using an online comment form, mail, fax, or by attending open houses in Gibsons (Oct 1, 2013) and West Vancouver (Oct 2, 2013).</p> <p>The Proponent is expected to submit their application in Fall 2015.</p> | <p>Aleksandra Brzozowski, A/Regional Planning Manager, was a member of environmental assessment office working group until April 2015.</p> <p><a href="#">October 2013 Chair letter to Environmental Assessment Office.</a></p> | <p>Staff will continue to monitor.</p>                                                    |
| <a href="#">Woodfibre LNG BC environmental assessment process update</a> (substituted for federal process) | <p>Public comments invited on the application until March 23, 2015.</p>                                                                                                                                                                                                                                                                                                                              | <p>Woodfibre LNG Limited proposes to develop and operate a liquefied natural gas production facility and floating LNG storage at the former Woodfibre Pulp and Paper Mill site near Squamish, B.C.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <p>Clare Frater, Policy Advisor, is a member of environmental assessment office working group, looking only at the marine shipping aspects.</p>                                                                                 | <p>Policy Advisor will continue to participate in working group.</p> <p>March 5, 2015</p> |

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| ENVIRONMENTAL ASSESSMENT                                                                 | STATUS                                                                                                  | SUMMARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | ISLANDS TRUST ACTIONS - PAST                                                                                                                                                                                                                                                                                                                                                                                                                                                    | ISLANDS TRUST ACTIONS - FUTURE |
|------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|
|                                                                                          |                                                                                                         | The Woodfibre LNG Project comprises construction and operation of a gas processing and liquefaction facility with export infrastructure and LNG production capacity of approximately 2.1 million metric tonnes per year, and storage capacity of 250,000 m3. The project would result in about 40 (80 transits) LNG tankers travelling to/from Howe Sound annually. The environmental assessment process is only looking at shipping impacts in Howe Sound.                                                                                                                                                                                                                                                                                                                                                                                                                             | <p>December 2014: Policy Advisor reviewed the draft application as part of working group screening process</p> <p>February 2015: Policy Advisor provided comments on the marine shipping components of the application.</p> <p>March and April 2015: Policy Advisor attended two working group meeting in Vancouver regarding marine shipping components.</p> <p>July 2015: Policy Advisor provided comments on the draft referral materials re marine shipping components.</p> |                                |
| <a href="#">Roberts Bank Terminal 2 Canadian Environmental assessment process update</a> | Public Comment period on the <a href="#">Environmental Impact Statement (EIS)</a> closed June 15, 2015. | <p>Port Metro Vancouver proposes the construction and operation of a new three-berth marine container terminal located at Roberts Bank in Delta, British Columbia, approximately 35 kilometres south of Vancouver. Located next to the existing Deltaport and Westshore Terminals, the Project would provide an additional 2.4 million units of container capacity per year at Roberts Bank, which could result in estimates 260 vessels (520 transits) annually.</p> <p>The port's jurisdiction extends about 1.7 kilometres south of the project site and 11 kilometres west. The proposed terms of reference suggest that the environmental assessment will be limited to this geographic scope.</p> <p>On April 17, 2015 the Review Panel Terms of Reference and the updated Environmental Impact Statement (EIS) Guidelines for the environmental assessment were made public.</p> | <a href="#">Chair letter December 6, 2013</a>                                                                                                                                                                                                                                                                                                                                                                                                                                   | None planned.                  |

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**ISLANDS TRUST REQUESTS TO THE PROVINCE OF BC FOR CHANGES TO ISLANDS TRUST LEGISLATION / REGULATION (DURING PAST 10 YEARS)**

| ISLANDS TRUST COUNCIL REQUEST                                                                                                                                                                           | WHEN             | METHOD                                                                                                                                                          | RESPONSE                                                                                                                                                                                                                                                                                                                                                        |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. <b>Amendments to the <i>Islands Trust Act</i> that would cause four local trustees to be elected to sit on the Salt Spring Island Local Trust Committee and Trust Council.</b>                       | July 20, 2007    | Letter to Hon. Ida Chong, Minister of Community Services                                                                                                        | May 2008 Minister Chong suggested Islands Trust hold a referendum in the Salt Spring Island LTA. If the referendum was successful, Minister Chong was willing to approve four local trustees for the SSILTC, but not to increase Salt Spring Island representation on Trust Council.<br><br>Turned down by Salt Spring Island LTA referendum November 15, 2008. |
| 2. <b>Changes to the <i>Islands Trust Act</i> that would enable the Islands Trust Council to determine the size of its Executive Committee.</b>                                                         | July 20, 2007    | Letter to Hon. Ida Chong, Minister of Community Services                                                                                                        | Not advanced by the Ministry. Never formally turned down.                                                                                                                                                                                                                                                                                                       |
|                                                                                                                                                                                                         | June 2008        | Trust Council later requested a simpler amendment - that s. 20(3) of the Islands Trust Act be amended to increase the number of vice chairs from three to four. |                                                                                                                                                                                                                                                                                                                                                                 |
|                                                                                                                                                                                                         | June 2011        | Raised during a meeting between the Executive Committee and the Hon. Ida Chong, Minister of Community Services                                                  |                                                                                                                                                                                                                                                                                                                                                                 |
| 3. <b>The necessary changes to provincial / legislation and regulations to permit Islands Trust bodies to hold meetings through electronic or other communication facilities.</b>                       | July 20, 2007    | Letter to Hon. Ida Chong, Minister of Community Services                                                                                                        | Achieved in 2009 through provincial creation of a new Islands Trust Regulation.                                                                                                                                                                                                                                                                                 |
| 4. <b>Changes to provincial/legislation and regulations be made, if necessary, to confirm that Islands Trust bodies may perform their duties and functions while outside of the Islands Trust Area.</b> | July 20, 2007    | Letter to Hon. Ida Chong, Minister of Community Services                                                                                                        | This topic originally arose in response to a court case, where a bylaw was quashed because the public hearing was held outside the jurisdiction. Further evaluation determined that the relevant legislation had been amended and did not apply to local trust committees.                                                                                      |
| 5. <b>Natural Area Protection Tax Exemption Program (NAPTEP) –</b>                                                                                                                                      | October 27, 2009 | Meeting with Hon. Bill Bennett, Minister of Community and Rural                                                                                                 | Achieved June 2010 through minor amendment to legislation.                                                                                                                                                                                                                                                                                                      |

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| ISLANDS TRUST COUNCIL REQUEST                        | WHEN                   | METHOD                                                                                                                  | RESPONSE                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|------------------------------------------------------|------------------------|-------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| extension to Bowen Island Municipality               |                        | Development                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 6. Bylaw dispute adjudication system                 | October 27, 2009       | Meeting with Hon. Bill Bennett, Minister of Community and Rural Development                                             | Achieved in 2011                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 7. Trust Fund Board corporate status and name change | June 2011              | Name change raised during a meeting with the Hon. Ida Chong, Minister of Community Services                             | Advised by Minister to explore other solutions first to determine if can resolve challenges in other ways. Trust Fund Board has asked Trust Council Chair to seek this change in writing. Several requests have been made                                                                                                                                                                                                                                                      |
|                                                      | June 2011              | Staff met with Ministry staff                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|                                                      | November 20, 2012      | Letter to Hon. Bill Bennett, Minister of Community, Sport and Cultural Development                                      | Response received Feb 2013. Minister Bennett stated that changing the corporate structure of the Trust Fund Board has broad implications that require careful consideration. He further noted that government often requires a compelling reason, such as a legislative barrier to operations, prior to considering such a legislative request. He suggested that Islands Trust staff contact the Assistant Deputy Minister to arrange for further evaluation of the proposal. |
|                                                      | Sept 2013 and Feb 2014 | Letters to Hon. Coralee Oakes, Minister of Community, Sport and Cultural Development                                    | Several contacts with Ministry staff have been made, most recently in May 2015. The Assistant Deputy Minister repeated earlier advice that that the ministry does not currently have the capacity to undertake this complex a legislative change, given other provincial priorities.                                                                                                                                                                                           |
|                                                      | May 12, 2015           | Executive Committee and senior staff met with new Assistant Deputy Minister Jay Schlosar, who has since left government |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|                                                      | August 2015            | Letter to Hon. Peter Fassbender, Minister of Community, Sport and Cultural Development                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |

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**OUTSTANDING REQUESTS BY AN ISLANDS TRUST BODY FOR CHANGES TO OTHER LEGISLATION / REGULATION**

| REQUEST                                                                                                                                      | WHEN             | METHOD                                                                                                   | RESPONSE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------------------------------------------------------------------------------------------------------------------------------------|------------------|----------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Change to the <i>Private Managed Forest Land Act</i> to exempt Galiano Island Local Trust Committee from Section 21 of the PMFL Act          | April 27, 2010   | Letter from Galiano LTC Chair to Dale Wall, Deputy Minister, Ministry of Community and Rural Development | <p>In 2010, Dale Wall met with Islands Trust Chief Administrative Officer and the Island Planner for Galiano Island LTC to discuss alternative legislative amendments that would enable the Galiano LTC to adopt an Official Community Plan with policies that restrict forest activities.</p> <p>Staff at the Ministry of Forests, Lands and Natural Resource Operations have considered options for legislative amendments but these options have not been made public.</p>                                                             |
| Regulation that would reserve the Islands Trust Area from the staking of mining claims and exploration under the <i>Mineral Tenure Act</i> . | January 30, 2013 | Letter from Islands Trust Chair to the Hon. Rich Coleman, Minister of Energy, Mines and Natural Gas      | <p>Minister Coleman responded on March 14, 2013 by saying that the Chief Gold Commissioner is considering a number of options to address concerns raised by Pender Island residents and the Islands Trust, including the possible use of mineral reserves for Pender Island and the Islands Trust Area.</p> <p>The Gold Commissioner responded on August 20, 2013 advising that he had decided not to make a regulation over the Islands Trust Area as the <i>Mineral Tenures Act</i> provides other avenues for addressing concerns.</p> |

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# DRAFT Trust Programs Committee Toolkit

**February, 2015**

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# Trust Programs Committee Composition

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The Trust Programs Committee (TPC) consists of trustees appointed by the Council Chairperson with one Executive Committee member as assigned by the Council Chairperson. TPC members hold their seats until their replacements are elected after the next election. The Trust Council Chairperson is an ex-officio (non-voting) member of the TPC.

TPC members elect their Committee Chairperson and Vice-Chairperson. The Council Chairperson may appoint an interim Council Committee Chairperson when required. The TPC Chairperson will normally chair the Committee meeting. However, the Chairperson may designate the Vice-Chairperson to act as Chairperson. In the absence of the Chairperson and Vice-Chairperson the Committee shall choose a Committee member to act as Chairperson of the meeting.

## Trust Programs Committee Responsibilities and Authorities Assigned by Trust Council

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Council committee responsibilities are assigned by policy or resolution of the Islands Trust Council. Assignments made by Trust Council resolution are recorded in the minutes and Follow Up Action List and generally relate to short-term tasks. Trust Council uses the policies below to assign longer-term tasks to the TPC.

Trust Council [Policy 2.3.i – Council Committee System](#) sets out that the role of Council committees' is:

- To provide policy advice to Trust Council in response to Council's referrals, Committee initiatives and external requests of the Trust.
- To provide feedback to staff on matters going to Trust Council.
- To implement and maintain a Committee - specific work program.
- To make recommendations to Trust Council on interagency liaison or protocol initiatives.

- To create subcommittees (or task forces) which may be comprised of Trustees, staff or external persons as required for a specific duration to examine a particular Committee matter upon approval by Trust Council.
- To provide input and feedback to the annual budget process.
- To provide input to Trust Council's organizational strategic planning process

#### TPC TERMS OF REFERENCE

- Trust Council [Policy 2.3.iv – Trust Programs Committee Terms of Reference](#) provides an overview of the TPC's role, as assigned by Trust Council.

#### ISLANDS TRUST POLICY STATEMENT

##### **Topic Review Inventory**

- Trust Council [Procedure 1.3.ii. - Policy Statement Topic Review Framework](#) states that the TPC will complete an Annual Policy Statement Report that includes a Policy Statement Topic Review Inventory, and that it will maintain a Policy Statement Topic Review Inventory that will include the review topics, brief descriptions, and the source of the suggested topics.
- Trust Council [Policy 1.2.i – Policy Statement Amendment Policy](#) assigns TPC the role of compiling all suggestions for amendment to the Policy Statement from all sources for review to recommend areas for amendments to Council via the Executive Committee. [Policy 1.3.i – Policy Statement Implementation](#) states that requests for clarification regarding the Policy Statement will be reviewed by Trust Area Services staff and may be in the annual TPC Topic Review Inventory for Council consideration.

##### **Monitoring Activities**

- Trust Council [Policy 1.3.i – Policy Statement Implementation](#) assigns TPC the role of monitoring the implementation of the Policy Statement in a report to Trust Council on a quarterly basis.
- The TPC is also responsible for monitoring and reporting on the implementation of the Policy Statement Implementation Policy to Trust Council on an annual basis for inclusion in the Islands Trust Annual Report.

## RELEVANT POLICIES

### REQUESTS FOR DECISION

Trust Council [Policy 2.2.i – Requests for Decision](#) establishes a process and format for presenting Requests for Decision to Trust Council..

### ADVOCACY

Trust Council [Policy 6.10.iii – Advocacy](#) assigns the Executive Committee and the Chair several responsibilities in coordinating the Islands Trust’s advocacy program, including considering requests from trust bodies for advocacy assistance and management of the related staff resources.

All provincial legislation can be found on the [BC Laws website](#). TPC members may find it useful to refer to a particular section of the *Islands Trust Act*, *Local Government Act*, or other legislation from time to time.

## Trust Programs Committee Work Program

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Trust Programs Committee (TPC) work is managed through its Work Program, as per Trust Council [Policy 6.7.i. Work Program, Follow-up Action Lists and Priorities Chart](#). There are two general components to the Work Program: the Top Priorities and the Long List.

### TOP PRIORITIES

The Trust Programs Committee may identify up to three work priorities.

Projects can be significant and long-term, such as the development of a new policy, or may be relatively minor. At the initiation of a significant project, staff will prepare a “project charter” for TPC endorsement. Project charters are a means of managing projects by identifying the objectives, timeline, budget, roles and responsibilities and deliverables. The staff assigned to the project will use the timeline, milestones and deliverables in the project charter in proceeding with the project. Regular staff reports are provided to the TPC with updates, analysis, options and recommendations as the principle mechanism by which the TPC reviews the progress of the project and makes decisions as needed.

## LONG LIST

The TPC's work program 'continuing list' is a record that lists projects the TPC has been assigned by Trust Council or those it may wish to initiate in the future, once current priorities have been addressed. Action does not generally occur until the item is approved and moved to the Priority list, subject to available time and resources.

Work Program points to consider:

- Early in the term, the TPC should identify potential top priorities in consultation with staff.
- Senior staff review potential projects and report back to the TPC on the feasibility of the project including: options, availability of resources, project scope and timeline, budget requirements, consistency with policies, legislation and the Islands Trust Strategic Plan.
- If additional resources are required, the project will need to be included as a budget request.
- Once a project is approved, staff will proceed with the work, reporting quarterly to TPC. The Director of Trust Area Services ensures that there are sufficient resources assigned to the project and that the timeline is being met.

## FOLLOW-UP ACTION LIST

The Follow up Action List (FUAL), as per Trust Council [Policy 6.7.i](#), details actions arising from decisions and directions the TPC made at a meeting and is the principle mechanism for ensuring that TPC directions are carried out in a timely manner by the appropriate staff. Follow up action lists are drafted by Trust Area Services staff after a TPC meeting, with target completion dates and tasks assigned to the relevant staff person. Occasionally a member of the TPC will be requested by the TPC to undertake an action and that can be noted on the FUAL. Once an action is done, it is noted as completed on the FUAL. A FUAL report is generated for each TPC meeting agenda.

## PROJECT CHARTERS

A "project charter" is a document used by staff to communicate and track the scope, timeline, budget and deliverables of a major project in a short, concise document. A project charter for a TPC project is prepared by staff, approved by the Director, Trust Area Services, and presented to the TPC for review and endorsement at the start of a project. The document is referred to throughout the life of a project to stay on track with the timeline, budget, scope and deliverables. All of these aspects of a project are liable to evolve and change over the life of the project and the charter can be revised accordingly. If a deliberate change is proposed, the impacts of changes should be carefully assessed.



# Trust Program Committee Resources – Staff and Budgets

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## STAFF SUPPORT TO THE TRUST PROGRAMS COMMITTEE

The Trust Area Services Director and Policy Advisor provide the main staff support to the TPC. The TPC shares these staff resources with Executive Committee and Trust Council, and in some instances has limited access to staff time. A brief description of staff support available to the Trust Programs Committee is outlined below.

Staff's primary function to a Committee is to act as in a support/advisory role and as such a Committee may make requests of staff. It is the Chief Administrative Officer's role to manage and direct staff support to the Committees and concerns in this regard should be communicated by the Committee Chairperson to the Chief Administrative Officer. Unresolved matters shall be dealt with by the Executive Committee

## **TRUST AREA SERVICES UNIT**

### **Director – Trust Area Services (DTAS)**

Reporting to the CAO, the Director of Trust Area Services supports the Trust Programs Committee in addition to supporting the Executive Committee and the Trust Fund Board and for supervising Trust Area Services staff. In particular, the DTAS provides advice and implements EC and TPC's decisions that relate to the Islands Trust Policy Statement, Trust Fund Board and Trust Programs Committee liaison, Bowen Island Municipality liaison, legislative changes and requests, annual report, advocacy and communications.

### **Policy Advisor**

Reporting to the DTAS, the Policy Advisor provides support to EC in addition to responsibilities to the Trust Programs Committee. In particular, the Policy Advisor provides advice and assists in implementing Trust Council and EC's decisions related to legislative matters and advocacy.

### **Communications Specialist**

Reporting to the DTAS, the Communications Specialist provides support to the TPC in regards to communications strategies for projects.

## Secretary

The Secretary provides administrative and logistical support to Trust Area Services on a half time basis, serving the Chief Administrative Officer and the Executive Committee for the other half.

## RESOURCE ALLOCATION

### Excluded staff

The Director of Trust Area Services is 'excluded' or outside the BCGEU with significant duties in addition to their support of TPC which must be considered when work is requested.

### Overtime

The other Trust Area Services staff that provide support to the TPC are members of the BC Government Employees Union and have a collective agreement with overtime payable outside of regular working hours, including for time spent in travel. These staff include the Policy Advisor, Communications Specialist, and Secretary. Although some overtime is an expectation of the job, employees can decline overtime. Employees can choose to take overtime as either cash or compensatory time off (CTO). While overtime is budgeted for within the overall Islands Trust budget based on historical cost, scheduling meetings outside of regular work hours can impact TPC and Executive Committee work programs: typically employees take the majority of overtime as time off, reducing the hours that would otherwise be available for work. Excessive overtime demands can also impact work-life balance and affect employee recruitment and retention.

## TRUST PROGRAMS COMMITTEE BUDGET

Trust Council allocates a meeting expense budget for Council committees, which does not include funding for special projects.

| Budget Category | 14/15 budget | Comments                                                 |
|-----------------|--------------|----------------------------------------------------------|
| Meeting Expense | \$2500       | Room rental, travel, meals, teleconference charges, etc. |

Special projects (e.g. education/public awareness initiatives) of the TPC require a program request during the annual budget process. Such funding would cover the costs of items such as meetings, travel, contractor time, consultation and communications,

advertising, legal review, and any statutory notifications associated with a project. Staff time, the largest single cost, is not included in these budgets. Project funding requests for an upcoming fiscal period are reviewed by the Financial Planning Committee and recommended projects are forwarded to Trust Council for inclusion in the annual budget. If the TPC wishes to re-allocate a budget amount to a different project once the budget is adopted, this may be approved, along with a briefing to Financial Planning Committee.

Any hiring of contractors for a project or application must be tendered and awarded consistent with Trust Council [purchasing policy](#).

## Islands Trust Website

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The Islands Trust Website ([www.islandstrust.bc.ca](http://www.islandstrust.bc.ca)) contains webpages for the TPC.

TPC members are encouraged to take a look at the TPC webpages as this will be the main source of information throughout the term. The website contains meeting schedules, agendas, minutes.

The TAS unit manages the Islands Trust website and establishes standards and consistency. The Policy Advisor and Secretary manage TPC web pages.

## Trust Programs Committee Meetings

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### TYPES OF MEETINGS

Trust Council [Policy 2.1.ix Meeting Procedure Guidelines](#) provide some guidance on conduct of TPC meetings.

#### **Open Meetings**

There are two types of open meetings, as per Provincial Legislation:

- Regular Business Meetings: are scheduled for a whole calendar year at the start of each year. These meetings may be cancelled or rescheduled throughout the year, if needed.
- Special Meetings: are scheduled on an as needed basis.

Typically, the regular business meetings are where all TPC business is conducted; this includes consideration of briefing and request for decision documents, along with

routine business such as adoption of minutes, and a work program. All meetings are open to the public unless specifically closed. The Trust Programs Committee rarely receives delegations, but has provided an opportunity for them when requested.

Special meetings are scheduled as needed and usually contain one or two business items and usually do not include routine business such as approval of minutes. However, the TPC is not limited as to what business they wish to conduct at a special meeting. As special meetings are primarily used to deal with an urgent matter, and as Council committees do not typically deal with urgent business, special meetings for Council committees are uncommon.

### **Closed Meetings**

The *Community Charter* allows local governments to conduct some business within a closed meeting, where the TPC can choose who can attend (closed meetings are often referred to as 'in-camera') and excludes all others. The *Community Charter* is very specific as to what business can and cannot occur within a closed meeting. The most common reason for the TPC to go 'in-camera' is discussion of Community Stewardship Award nominations.

### **Electronic Meetings**

Committees are encouraged to utilize teleconferencing arranged by staff as a cost efficient means of conducting meetings. A teleconference meeting shall be considered a duly constituted meeting, provided it has been scheduled with at least one week notice and that an agenda package has been distributed for trustees' review.

### **SCHEDULING TPC MEETINGS**

Trust Council [Policy 2.3.i. Council Committee System](#) sets out that Council committees will have four meetings per year and that any further meetings must be planned within the approved Committee's meeting expense account. Any requested changes to the Master Meeting Schedule of regularly scheduled Committee meetings to the Executive Coordinator.

Adoption of the annual regular meeting schedule for a calendar year typically occurs at a regular meeting in the fall of the preceding year. In an election year, this occurs as soon as possible at the beginning of the new term. Meetings are scheduled based of the following factors:

- The TPC members' preferred meeting day (typically the same day of the week), held quarterly,
- Meetings are adjusted for statutory holidays, conflicts with Trust Council, Executive Committee, and LTC meetings.

- Meetings are not scheduled for late in December and early in January due to Christmas office closure and potential weather-related cancellations.
- Meeting start and end times accommodate ferry schedules and regular office hours to reduce overtime.

Arranging and coordinating TPC meetings requires a significant amount of staff resources. Moving, cancelling and postponing regular business meetings will happen, and it is a normal part of business. Staff will accommodate TPC requirements; however, please bear in mind any change to a business meeting date requires a significant amount of 'unseen' staff resources.

The staff time required to prepare and follow up on special meetings may be similar to that of a regular business meeting.

Some factors for TPC members to keep in mind regarding meeting planning:

- consideration of staff resourcing (including staff responsible for putting the agenda together and staff required for meeting attendance), and availability of the all TPC members and minute-takers.
- support staff are responsible for tracking all meetings, producing meeting notices, posting meeting schedule on the website, booking meeting venues, arranging for minute takers, ensuring that minutes are signed and filed, as well as prepare, distribute and file agenda packages.
- meetings are scheduled on a regular basis to provide certainty for all participants, to ensure ongoing business moves forward, and to ensure staff resources are available to prepare for and attend the meeting.
- The annual meeting schedule is adopted by a resolution of the TPC (including by RWM).
- all TPC decisions are conducted in meetings (or the occasional RWM).

### MEETING AGENDAS

Agendas are prepared well in advance of all meetings and complete agenda packages are distributed and posted at least 10 full days before the meeting per the Islands Trust Council [Policy 2.3.i. Council Committee System](#). At a minimum, the agenda should include:

- 1) Approval of previous meeting minutes.
- 2) Follow Up Action List.
- 3) Council referral items.

Committee meetings agendas will be prepared by the designated staff in consultation with the Chairperson.

The following is a guide to the timeline used for TPC regular business meeting agenda preparation.

- Days BEFORE the Meeting:

|                |                                                                                                                                                                                                                                        |
|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 14 days        | Deadline for staff and trustees to identify agenda topics                                                                                                                                                                              |
| 12-13 days     | Staff provide the draft agenda to the Committee Chairperson                                                                                                                                                                            |
| 11 days        | Cut-off for approved agenda items to be submitted to Director, Trust Area Services (1 p.m.)                                                                                                                                            |
| 10 days        | Agenda Packages are compiled and published in eSCRIBE, circulated to trustees and relevant staff and posted to the website (4:30 p.m.)                                                                                                 |
| 1-9 days       | Chair is consulted if a late agenda is requested. Late agenda items are discouraged and should be for pressing matters only. Routine or minor additions to existing agenda items may be distributed by email and added at the meeting. |
| During meeting | Late Items are discouraged; however, with TPC approval at the meeting, late items may be added. These items must be provided to staff, to ensure that the agenda package can be updated with the additions after the meeting.          |

### MOTIONS AND RESOLUTIONS

Resolutions are the official record of TPC decisions and are recorded in the meeting minutes. The importance of a well prepared motion cannot be understated, and the time a trustee spends preparing the wording for a motion will pay off. A clear resolution will allow staff and the public to understand the TPC's direction now and in the future, and an unclear resolution can create confusion, delays, and time spent working on something not intended by the TPC.

Some important guidelines to keep in mind:

- Requests for Decision include wording in the form of a resolution; trustees making motions should use this wording as the basis of the motion, even if it is amended somewhat. Staff reports also contain alternative options, usually worded in the form of a motion.
- Where a TPC resolution is sought, but a Request for Decision document has not been prepared (e.g. for minor items), staff will add 'Agenda Context Notes' that may include a recommended resolution.

- Motions brought to the table by an individual trustee should be written out, prior to the meeting if possible, circulated to the other members of the TPC and provided to the minute taker.
- Motions are moved and seconded. Motions can be seconded for discussion or the Chair can second a motion
- Direction to staff should be in the form of a resolution.
- Discussion should occur after the motion has been moved and seconded.
- All resolutions must be voted on within a business meeting (except RWMs, see below).
- Resolutions must stand alone and be as specific as practical by not referring to ‘attached documents’, although if required, documents should be referenced by title, date, and where appropriate, author.
- The Chair should always ask the minute taker to read-back the motion before voting and ensure the minute taker has the resolution recorded correctly.

### MEETING FOLLOW UP

After a TPC meeting, the Secretary updates and completes the TPC Follow Up Action List (FUAL) and emails it to all staff/trustees who have a task assigned to them

### SECTION 26 RESOLUTIONS-WITHOUT-MEETING

As described in [Policy 2.2.iii – Trust Council Resolutions without Meeting](#), the *Islands Trust Act* grants Islands Trust bodies a unique authority to make decisions outside of meetings (by phone, email or fax). This power was given in consideration of the relative infrequency of meetings compared to meetings of municipal councils and regional district boards, and the need to make some decisions in a timely manner. Use of resolutions-without-meeting (RWM), rather than making decisions in an open meeting, should be considered only for routine matters.

It is important to keep in mind that trustees cannot discuss or debate RWMs with other members of the TPC as that would violate open meeting rules. RWMs are not conducted in public (though a report of completed RWMs is included in the regular business meeting agenda) and the logistics can take up considerable staff time; for these reasons, RWMs should only be used in situations where the business cannot wait to the next business meeting or a business meeting is not scheduled within a reasonable time period. Some examples where a RWM may be appropriate: a discussion and debate has occurred at a meeting but the decision was deferred; scheduling a special meeting; or adopting minutes.

When minutes are being adopted via RWM, trustees are able to review the draft minutes and reply to the Trust Area Services Secretary with comments. Debating changes to the minutes between two trustees, including by email, is not lawful as it constitutes as quorum. As such, if each trustee has only minor changes, then the minutes will be updated and sent back out for adoption by RWM. If staff receives conflicting, complex or debatable comments back from individual trustees, then the process stops and the unaltered draft minutes will wait until the next TPC meeting for discussion.

### **‘RESOLUTION WITHOUT MEETING’ PROCEDURE**

When a RWM is initiated the following steps should be taken:

1. Staff send the Call for the Vote form to the TPC, asking TPC members to move and second the motion (whoever responds first is the Mover and the other is the Secunder).
2. Once the motion has been moved and seconded, staff advise the Chair and ask for her/him to direct staff to conduct the vote.
3. Staff send the Conduct the Vote form to TPC members and ask them to vote.
4. Once at least a majority of votes have been received the resolution can be signed off by the Secretary.

Note: if all trustees respond before the Secretary has signed off on the RWM, all votes should be recorded on the Conduct the Vote portion.

5. Once the Conduct the Vote has been signed off by the Secretary, a copy will be scanned and emailed to the relevant director, as necessary.
6. Enter the details of the Resolution in the RWM Database and file the original RWM forms in the fire-proof cabinet. If the votes have been received via email, the emails are printed out and attached to the RWM.
7. Generate a RWM report and add it to the next TPC agenda.



# Minutes and Minute Taking

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As described in [Trust Council Policy 6.13 – Islands Trust Minutes Guidelines](#), all TPC meetings must have an official record, referred to as Minutes. Minutes are intended to be a record of decisions that were made, not a record of everything said at a meeting.

TPC minutes are normally taken by the Secretary, with back up as necessary by the Policy Advisor.

Once draft minutes have been prepared by the Secretary they must be reviewed by the Chair of the Trust body for informal feedback before circulation to members and posting on the Islands Trust website. The Chair may make suggestions to enhance the clarity and accuracy of the minutes, but may not alter the draft minutes to modify decisions with which she or he disagrees. Any substantive changes must be brought to the next meeting for formal amendment by the body.

Once finalized, the draft minutes will be placed on the next TPC meeting agenda for consideration of adoption. Occasionally, the minutes are forwarded to the trustees for comment by email and then adopted by RWM. Please see earlier section: [Section 26 Resolutions-Without-Meeting \(RWM\)](#).

Once the TPC has approved the minutes, the adopted set of minutes are posted to the website and form part of the public record. The adopted minutes will be circulated to the Chair for signature and filing.

## Committee Effectiveness

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In 2008, the Executive Committee endorsed a set of recommendations for Group and Committee Effectiveness and requested staff to include them in future orientation materials for Executive Committee members. These are included as Appendix 1.

# Contact Information (February 2015)

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
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| <b>Trust Area Services Team</b>                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <p><b>Lisa Gordon, Director, Trust Area Services</b><br/> <b>Telephone: 250-405-5174</b><br/> <b>Email: <a href="mailto:lgordon@islandtrust.bc.ca">lgordon@islandtrust.bc.ca</a></b></p> | <p><b>Clare Frater, Policy Advisor</b><br/> <b>Telephone: 250-405-5192</b><br/> <b>Email: <a href="mailto:cfrater@islandtrust.bc.ca">cfrater@islandtrust.bc.ca</a></b></p> <p><b>Pamela Hafey, Communications Specialist</b><br/> <b>Telephone: 250-405-5156</b><br/> <b>Email: <a href="mailto:phafey@islandtrust.bc.ca">phafey@islandtrust.bc.ca</a></b></p> <p><b>Jas Chonk, Secretary</b><br/> <b>Telephone: 250-405-5164</b><br/> <b>Email: <a href="mailto:jchonk@islandtrust.bc.ca">jchonk@islandtrust.bc.ca</a></b></p> |

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1. We will focus on achieving good decisions, on reaching them together and within a reasonable amount of time.
2. We will work to ensure that we do not rush our decisions; to that end we will minimize late agenda items and ensure staff have sufficient time to provide professional advice before we consider an important decision or forward a decision request to Trust Council; we will ask all trustees and staff to help us avoid late agenda items, impromptu motions, and rushed decisions at all meetings (except if we believe there is an absolute emergency).
3. We will ensure that, where there are minority opinions on any decision before us, that we provide adequate time and opportunities to listen to such opinions, learn from them, integrate them into our thinking, and reach a decision that is balanced, fair and objective.
4. Once we have reached a decision, even if unanimity has not been possible, we will respect the legitimacy of our collective decision-making process and move on.
5. Although we recognize that re-visiting decisions can erode confidence in the decision-making process, we also recognize that it may occasionally be necessary to do so when significant new information surfaces.
6. We will support our Chair as a facilitator and spokesperson of our shared decision-making. Conversely, the Chair will continue to work to ensure that all his/her actions are consistent with and supportive of collectively made decisions and organizational policies.
7. We will support one another by maintaining an atmosphere of civility and respect in our meetings at all times, making room for all opinions, encouraging each other's strengths, and ensuring that our choice of words, gestures and demeanour does not inhibit the communication and understanding that are necessary for our work. We will carry that support beyond our meetings and refrain from making negative or personal comments about one another (see item 13 about sharing feedback).
8. We recognize and value all members of our staff and will support and expect them to provide us with their best professional advice, recognizing that, after considering that advice we are free to collectively make decisions that differ from staff recommendations.
9. We will direct action by staff through appropriate resolutions based on our collective decisions; we will avoid engaging staff in work related to our individual objectives.
10. We will foster a constructive working environment and organizational culture that supports and encourages staff to achieve excellence. We will avoid undermining staff members by negative or personal remarks about them or their work either in public or in private to other trustees, staff or members of the public. If we believe we have legitimate concerns about staff matters, we will raise them in appropriate venues (usually via our CAO) where they can be considered and addressed in a fair, objective, balanced and constructive manner; we will encourage others within the organization to do the same.
11. We will ensure that we seek a good understanding from staff about the implications of our decisions for work programs, other organizational priorities and the routine but necessary work that staff must complete.
12. We will remain in the political realm, providing vision, leadership and political direction; we will refrain from doing staff work or involving ourselves in organizational management, administration or personnel matters except when explicitly directed to do so by the appropriate decision-making body. Nevertheless, we recognize the value that individual trustees have brought to the Islands Trust through their contributions of knowledge, expertise and energy and will continue to encourage and recognize those contributions.
13. We will regularly evaluate our success in meeting these commitments, both individually and as a committee; we will not withhold our feedback from others and will share it in a constructive and timely manner; conversely, we will welcome feedback (including critical comments) and seek to learn from it and improve our performance.
14. We will recognize our shared responsibility to our collective success, by proactively raising any concerns we may have during meetings.

## TRUST PROGRAMS COMMITTEE WORK PROGRAM REPORT

To: Islands Trust Council

Updated: June 2015 Trust Council

### **WORK PROGRAM**

**1. AMEND CROWN LAND COOPERATION AGREEMENTS**

- Engage Bowen Island Municipality and the Province of B.C. in updating and consolidating six existing agreements into one.

**2. COMMUNITY STEWARDSHIP AWARDS**

- Regular program administration and evaluation

**3. ISLANDS TRUST POLICY STATEMENT**

- Scoping a targeted review

### **CONTINUING ITEMS**

**BC FERRIES ADVOCACY**

**INDICATOR PROGRAM**

**VACANT CROWN LAND PROFILES – Discovery Phase**

Lisa Gordon  
**Designate Staff**

Derek Masselink  
**Chair**