



Islands Trust

LASQUETI ISLAND FEES BYLAW

Bylaw No. 85, 2009

As amended by the
Laqueti Island Local Trust Committee

Consolidated Version: October 31, 2018

This Bylaw is consolidated for convenience only and is not to be construed as a legal document.

For reference to original bylaw and amendments,
please contact:
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Preserving Island communities, culture and environment

CONSOLIDATED BYLAW TEXT AMENDMENTS

This copy is consolidated for convenience only and includes the following **text amendments only**:

<u>Bylaw Number</u>	<u>Amendment Number</u>	<u>Adoption Date</u>
Bylaw No. 94	Amendment No. 1, 2016	November 21, 2016
Bylaw No. 97	Amendment No. 1, 2018	October 31, 2018

LASQUETI ISLAND LOCAL TRUST COMMITTEE

BYLAW NO. 85

A bylaw to prescribe fees for amending bylaws, issuing permits, examining applications for subdivision, and examining other referrals and applications.

WHEREAS Section 931 of the *Local Government Act* provides that a local government may, by bylaw, impose fees related to applications and inspections;

NOW THEREFORE the Lasqueti Island Local Trust Committee, being the trust committee having jurisdiction in respect of the Lasqueti Island local trust area in the Province of British Columbia pursuant to the *Islands Trust Act*, enacts as follows:

Citation

This bylaw may be cited as the "Lasqueti Island Local Trust Committee Fees Bylaw, 2009".

Interpretation

2.1 In this bylaw:

"Applicant" means the person authorized under the Lasqueti Island Trust Committee Procedures Bylaw No. 35, 1992 to make the application;

"Islands Trust" means the Director of Local Planning or his/her authorized representative;

"Application Fee" means the monetary amount payable to the "Islands Trust".

3. Application Fees

3.1 Prior to the processing of an application listed in Column 1 of Table 1, Table 2, Table 3 or Table 4, the applicant must deliver to the Islands Trust the corresponding application fee in the amount shown in Column 2 of Table 1, Table 2, Table 3 or Table 4.

TABLE 1 – Bylaw Amendments	
Column 1	Column 2
1. Official Community Plan amendment	\$4,400
2. Official Community Plan amendment in combination with an application for amendment to a Land Use Bylaw	\$4,950
3. Land Use Bylaw amendment	\$3,520
4. Land Use Contract amendment	\$4,400

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TABLE 2 – Permits		
Column 1		Column 2
1.	Development variance permit in respect of a residential development	\$440
2.	Development variance permit in respect of a commercial, industrial or institutional development	\$715
3.	Development variance permit for a setback or screening regulation specific to any freshwater feature (stream, lake, pond, brook, ditch, creek or wetland) in respect of a residential, commercial, industrial or institutional development	\$150
4.	Temporary commercial and industrial use permit	\$770
5.	Temporary commercial and industrial use permit renewal	\$165

TABLE 3 – Subdivision Referrals		
Column 1		Column 2
1.	Application for subdivision review – first parcel	\$825
2.	Application for subdivision review - every additional parcel that would be created by the proposed subdivision	\$110
3.	Application for subdivision review - parcel line adjustments only, creating no additional parcels	\$110

TABLE 4 – Other Applications		
Column 1		Column 2
1.	Board of Variance	\$440
2.	Strata Conversion	\$825
3.	Liquor & Cannabis Regulation Branch – Liquor License	\$825
4.	Liquor & Cannabis Regulation Branch – Non-Medical Cannabis Retail License	\$825
5.	Liquor & Cannabis Regulation Branch – Temporary License Change	\$100

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- 3.2 An application administration fee in the amount of \$110.00 being a portion of the fee referred to in Table 1 is not refundable in any event.
 - 3.3 An application administration fee in the amount of \$55.00 being a portion of the fee referred to in Table 2, Table 3 and Table 4 is not refundable in any event.
 - 3.4 Subject to Section 3.2 and Section 3.3, if an application is not processed for any reason, the Islands Trust must refund to the applicant the application fee.
 - 3.5 In the event a public hearing is not held in respect of an application referred to in Table 1, the applicant shall be entitled to a refund in the amount of \$1650.00.
- 4. Extraordinary Costs**
- 4.1 In the event the costs of processing, inspection, advertising and administration in respect of an application are estimated by the Islands Trust to exceed 150% (percent) of the applicable fee, the

Applicant shall pay to the Islands Trust prior to the processing of the application the estimated actual costs of processing, site inspection, advertising and administration.

- 4.2 To the extent the amount paid under Subsection 4.1 exceeds the actual costs of processing, inspection, advertising and administration related to the application, the Islands Trust shall refund the excess amount to the Applicant.
- 4.3 To the extent the amount paid under Subsection 4.1 is less than the actual costs of processing, inspection, advertising and administration, the Islands Trust shall invoice the Applicant for the excess amount which shall become a debt due and payable to the "Islands Trust".

5. Severability

- 5.1 In the event a portion of this bylaw is set aside by a court of competent jurisdiction, the invalid portion shall be severed and the remainder of the bylaw remains in force and in effect.

6. Repeal

- 6.1 Lasqueti Island Local Trust Committee Fees Bylaw, 2007, is repealed upon adoption of this bylaw.

READ A FIRST TIME this 23rd day of April, 2009.

READ A SECOND TIME this 23rd day of April, 2009.

READ A THIRD TIME this 23rd day of April, 2009.

APPROVED BY THE EXECUTIVE COMMITTEE OF THE ISLANDS TRUST
this 12th day of May, 2009.

ADOPTED this 25th day of June, 2009.

Chairperson

Secretary