



**Comox Valley Regional District**

**Bylaw No. 539**

**A Bylaw to amend the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010".**

**WHEREAS** pursuant to the provisions of Section 433 of the *Local Government Act* (RSBC, 2015, c. 1), the preparation of the regional growth strategy amendment was initiated by resolution of the board;

**WHEREAS** pursuant to the provision of Section 434 (2) of the *Local Government Act*, the board adopted a consultation plan that provides opportunities for early and ongoing consultation;

**WHEREAS** pursuant to the provision of Section 434(4) of the *Local Government Act*, the board held a public hearing on the proposed regional growth strategy amendment;

**AND WHEREAS** pursuant to the provision of Section 436(1) of the *Local Government Act*, the regional growth strategy amendment was accepted by affected local governments;

**NOW THEREFORE** the board of the Comox Valley Regional District in open meeting assembled, enacts the following amendments to the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010.

**Section One Text Amendment**

- 1) Bylaw No. 120, being the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010," is hereby amended as set out in Schedule A attached to and forming part of this Bylaw.

**Section Two Title**

- 1) This Bylaw may be cited as the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010, Amendment No. 1."

<b>Read a first time this</b>	<b>24<sup>th</sup> day of July</b>	<b>2018.</b>
<b>Public hearing held this</b>	<b>28<sup>th</sup> day of August</b>	<b>2018.</b>
<b>Read a second time this</b>	<b>day of</b>	<b>2018.</b>
<b>Accepted by resolution this</b>	<b>day of</b>	<b>2018.</b>
<b>Read a third time this</b>	<b>day of</b>	<b>2018.</b>

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 539, being the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010, Amendment No. 1", as read a third time by the board of the Comox Valley Regional District on the XX day of XX 2018.

\_\_\_\_\_  
Corporate Legislative Officer

**Adopted this** \_\_\_\_\_ **day of** \_\_\_\_\_ **2018.**

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Corporate Legislative Officer

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 539, being the "Comox Valley Regional District Regional Growth Strategy Bylaw No. 120, 2010, Amendment No. 1", as adopted by the board of the Comox Valley Regional District on the XX day of XX 2018.

\_\_\_\_\_  
Corporate Legislative Officer

## Schedule A

### Section One Text Amendment

1. Part 05, "Implementation and Monitoring", Section 5.1(1), be amended by replacing the reference to "*Local Government Act s.866*" with "*Local Government Act s.446*";
2. Part 05, "Implementation and Monitoring", Section 5.1(3), be amended by replacing the reference to "*Local Government Act s.855*" with "*Local Government Act s.434*";
3. Part 05, "Implementation and Monitoring", Section 5.2(1), be amended by deleting the title that now reads "*Standard Amendments*" and re-numbered accordingly;
4. Part 05, "Implementation and Monitoring", Section 5.2(1), be amended by replacing the text that now reads

*"An amendment to the RGS, other than those considered to be a minor amendment, is considered a standard amendment and will follow the same process that is required to adopt a RGS as set out in Part 25 of the Local Government Act"*

With:

*"An amendment to the RGS may be proposed by a member municipality, the Electoral Areas Services Committee, or the board, including on behalf of an external agency or private land owner. Unless determined by board resolution to be a minor amendment, an amendment is a standard amendment and will follow the same process that is required to adopt a RGS as set out in Part 13 of the Local Government Act. The process that is required to adopt a minor amendment is as set out in Section 5.2(4). The RGS Summary Chart summarizes the processes for the adoption of a standard and minor amendment."*

5. Part 05, "Implementation and Monitoring", Section 5.2(2) be amended by deleting the title that now reads "*Minor Amendments*" and re-numbering accordingly;
6. Part 05, "Implementation and Monitoring", Section 5.2(2) be amended by replacing the reference to "Section 857.1" with "Section 437";
7. Part 05, "Implementation and Monitoring", Section 5.2(3) Criteria for Minor Amendments, be amended by replacing the reference in 5.2(3)(e) to "*Part 25*" with "*Part 13*";
8. Part 05, "Implementation and Monitoring", Section 5.2(4) be amended by replacing the text that now reads

*"Minor amendments may be applied for by a member municipality, the regional district, external agency, private land owner or developer. Once a minor amendment application has been received, the process for review and adoption is as follows:"*

With:

*"Where an amendment to the RGS has been proposed by a member municipality, the Electoral Areas Services Committee, or the board, and the board has, by resolution, initiated the amendment, the process for the board to determine if the amendment is minor, and then to consider it as minor, is as follows:"*

9. Part 05, "Implementation and Monitoring", Section 5.2 (4) be amended by replacing the text that now reads

*"Upon receiving a minor amendment application, the CVRD will set up a Technical Advisory Committee (TAC) meeting for review and discussion of the application and provide comments to CVRD staff"*

With:

*“Upon a board resolution to initiate an amendment, the regional district will set up a Technical Advisory Committee (TAC) meeting for review and discussion of the proposed amendment. The TAC will provide comments, in the form of a report prepared by regional district staff, to the Steering Committee”.*

10. Part 05, “Implementation and Monitoring”, Section 5.2 (4) be amended by replacing the text that now reads

*“On receipt of an application with comments from the technical advisory committee, CVRD staff will prepare a preliminary report for review by the RGS steering committee. Steering committee comments and recommendations will be forwarded to the CVRD Board to assist in its decision on whether the application should be processed as a minor amendment”*

With:

*“Upon receipt of a report from the Technical Advisory Committee, the Steering Committee will meet to review and discuss the proposed amendment. The Steering Committee will provide its comments and recommendations to the CVRD Board via a report prepared by regional district staff. The Steering Committee’s report will assist the board in its decision on whether the proposed amendment should be processed as a minor amendment”*

11. Part 05, “Implementation and Monitoring”, Section 5.2 (4) be amended by replacing the text that now reads

*“The CVRD board will assess any proposed amendment in terms of the minor amendment criteria. The Board may resolve, by an affirmative vote of 2/3 of the board members present, to proceed with an amendment application as a minor amendment. Where the board resolves to proceed with an amendment application as a minor amendment, the Board will...”*

With:

*“The board will assess any proposed amendment in terms of the minor amendment criteria. The board may resolve, by an affirmative vote of 2/3 of the board members present, to process the proposed amendment as a minor amendment. Where the board resolves to process an amendment proposal as a minor amendment, the board will...”*

12. Part 05, “Implementation and Monitoring”, Section 5.2(4), Summary Chart, be amended by replacing the text box that now reads “RGS amendment initiated” with “Board resolution to initiate RGS amendment”

13. Part 05, “Implementation and Monitoring”, Section 5.2(4), Summary Chart, be amended by replacing the text box that now reads “CVRD Board determines if amendment is minor (2/3 vote)” with “Board resolution by 2/3 vote if an amendment is minor”