REGIONAL DISTRICT OF NANAIMO

SUSTAINABILITY SELECT COMMITTEE TUESDAY, FEBRUARY 16, 2016 2:00 PM

(RDN Committee Room)

AGENDA

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MINUTES

3-5 Minutes of the Sustainability Select Committee meeting held on Tuesday September 15, 2015.

BUSINESS ARISING FROM THE MINUTES

COMMUNICATIONS/CORRESPONDENCE

UNFINISHED BUSINESS

REPORTS

6-29	Amendment to Regional Growth Strategy Bylaw No. 1615
30-32	Nanaimo Aboriginal Centre Passive House
33-34	BC Hydro Efficient Clothes Washer Rebate Partnership

ADVISORY COMMITTEE MEETING

35-37 Minutes of the Drinking Water and Watershed Protection Technical Advisory Committee held on Thursday November 19, 2015.

ADDENDUM

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

NEW BUSINESS

ADJOURNMENT

<u>Distribution</u>: C. Haime (Chair), A. McPherson, H. Houle, M. Young, J. Fell, B. Veenhof, J. Kipp, W. Pratt, M. Lefebvre, T. Westbroek, D. Trudeau, G. Garbutt, R. Alexander, C. Midgley, T. Pan, M. Donnelly, P. Thompson, J. Pisani, B. Ritter

B. Rogers

<u>For information only</u>: J. Stanhope, B. McKay, B. Bestwick, J. Hong, I. Thorpe, B. Yoachim, D. Sailland, B. McRae, D. Comis, T. Samra, J. Hill, C. Golding, M. O'Halloran

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE SUSTAINABILITY SELECT COMMITTEE MEETING HELD ON TUESDAY, SEPTEMBER 15, 2015 AT 1:00 PM IN THE RDN COMMITTEE ROOM

Present:

Director J. Stanhope
Director A. McPherson
Director H. Houle
Director M. Young
Director B. Veenhof
Director M. Lefebvre

Chairperson
Electoral Area A
Electoral Area B
Electoral Area C
City of Parksville

Director T. Westbroek Town of Qualicum Beach
Director C. Haime District of Lantzville
City of Nanaimo

Also in Attendance:

Alternate

Director S. Lowe Electoral Area E
Director J. Fell Electoral Area F

G. Garbutt General Manager, Strategic & Community Development R. Alexander General Manager, Regional & Community Utilities

C. Midgley Manager, Energy & Sustainability

T. Pan Sustainability Coordinator

J. Pisani Drinking Water & Watershed Protection Coordinator

P. Thompson Manager, Long Range Planning
C. Simpson Senior Planner Long Range Planning

N. Hewitt Recording Secretary

Regrets:

Director J. Kipp City of Nanaimo

CALL TO ORDER

The Chairperson called the meeting to order at 1:00 pm.

MINUTES

MOVED Director Lefebvre, SECONDED Director Houle, that the minutes of the Sustainability Select Committee meeting held on Thursday July 16, 2015, be adopted.

CARRIED

Page 2

J. Pisani provided a brief update to the Committee regarding the Drinking Water and Watershed Protection Technical Advisory Committee.

MOVED Director Houle, SECONDED Director Young, that the minutes of the Drinking Water and Watershed Protection Technical Advisory Committee held on Tuesday July 23, 2015 be received.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Oil to Heat Pump Incentive Program.

C. Midgley provided a brief update to the Committee regarding the Oil to Heat Pump Incentive Program.

MOVED Director Lefebvre, SECONDED Director Houle, that the correspondence received from the B.C. Ministry of Energy and Mines, regarding new oil to heat pump incentive program be received.

CARRIED

REPORTS

Release of Corporate Climate Action Reserve Funds.

MOVED Director Lefebvre, SECONDED Director Westbroek, that up to \$25,000 be released from the Corporate Climate Action Reserve Fund for a heat recovery system at the Oceanside Place arena.

CARRIED

MOVED Director Lefebvre, SECONDED Director Westbroek, that up to \$15,000 be released from the Corporate Climate Action Reserve Fund for a comprehensive energy assessment of the Ravensong Aquatic Centre.

CARRIED

MOVED Director Lefebvre, SECONDED Director Westbroek, that up to \$90,000 be released from the Corporate Climate Action Reserve Fund for up to nine energy assessments and follow-up improvements at each rural fire hall owned by the Regional District of Nanaimo.

CARRIED

MOVED Director Lefebvre, SECONDED Director Westbroek, that up to \$8,000 be released from the Corporate Climate Action Reserve Fund to support the purchase of a gas-electric hybrid vehicle for the Building Inspection Service.

CARRIED

Sustainability Review of Regional District of Nanaimo Official Community Plans.

MOVED Director Westbroek, SECONDED Director Pratt, that the report on the sustainability review of Regional District of Nanaimo (RDN) Official Community Plans (OCPs) be received for information.

CARRIED

New DWWP Interactive Website http://www.rdn.bc.ca/cms.asp?wpID=3471.

MOVED Director Houle, SECONDED Director Veenhof, that that the verbal report on the new Drinking Water Watershed Protection Interactive Website be received.

CARRIED

State of our Streams Publication.

MOVED Director Lefebvre, SECONDED Director Houle, that that the verbal report on the state of our streams publication be received.

CARRIED

Regional Drought Response Publication (inserted in the State of our Streams mail out).

MOVED Director Lefebvre, SECONDED Director Houle, that that the verbal report on the regional drought response publication be received.

CARRIED

ADJOURNMENT

MOVED Director Lefebvre, SECONDED Director Veenhof, that this meeting be adjourned.

CARRIED

Time 2:40 pm

CHAIRPERSON

STAFF REPORT



TO:

Geoff Garbutt

DATE:

February 9, 2016

General Manager, Strategic and

Community Development

MEETING:

SSC - February 16, 2016

FROM:

Paul Thompson

Manager, Long Range Planning

FILE:

6780 30 MA

SUBJECT:

Amendment to Regional Growth Strategy Bylaw No. 1615

RECOMMENDATION

That the Sustainability Select Committee (SSC) support the proposed amendments to the Regional Growth Strategy (RGS) that are intended to clarify the types of amendments that may be considered through the minor amendment process.

PURPOSE

To provide an opportunity for the SSC to make a recommendation on the proposed amendment to the RGS bylaw that is intended to provide clarification on what types of amendments may be considered through the minor amendment process.

BACKGROUND

The Regional District of Nanaimo (RDN) Board initiated the process to amend the RGS by adopting the following resolution at its October 27, 2015, meeting:

"...that a review of the Regional Growth Strategy be initiated that considers the criteria for a minor amendment.

...that the Consultation Plan provided as Attachment 1 to this report be adopted."

Part of the process for amending the RGS is a referral to the SSC. Information on the proposed amendment can be seen in the attached Staff Report and Consultation Plan (Attachments 1 and 2).

To date there have been no comments received from the public or from the member municipalities on the proposed RGS amendment. Five responses have been received from the Interagency Advisory Committee (IAC). The responses from the IAC indicated that either they had no concerns or they support the amendment. See Attachment 3 for a summary of the comments from the IAC.

ALTERNATIVES

- 1. Support the RGS amendment as drafted.
- 2. Do not support the RGS amendment as drafted.

FINANCIAL IMPLICATIONS

There are no direct financial implications. Funds and resources to undertake this RGS amendment have been included in the 2015 and 2016 budgets for the Regional Growth Management Function.

STRATEGIC PLAN IMPLICATIONS

See Attachment 1 for the implications for the Strategic Plan.

SUMMARY/CONCLUSIONS

Staff were directed to initiate an amendment to the RGS that would address concerns about the criteria for minor amendments. After consulting with municipal planning and administrative staff at the member municipalities, proposed changes to the minor amendment criteria were developed. The changes proposed address both concerns by clarifying that Parts 1 and 2 of Section 1.5.1 can be read separately and it provides a minimum set of items that must be considered for a full Official Community Plan (OCP) review process.

The proposed changes were presented to the RDN Board at a Director's Briefing held on October 13, 2015. The RDN Board provided direction to proceed with the RGS amendment as proposed in the July 3, 2015, Staff Report. The process for amending the RGS includes a referral to the SSC.

The staff recommendation is to proceed with the process to amend the Regional Growth Strategy as outlined in the July 3, 2015, Staff Report and October 16, 2015, Consultation Plan provided here as Attachments 1 and 2.

Report Writer

C.A.O. Concurrence



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RHD				
BOARD				

Attachment 1

STAFF REPORT

TO:

Geoff Garbutt

DATE:

July 3, 2015

GM of Strategic and Community Development

FROM:

Paul Thompson

MEETING:

COW July 14, 2015

Manager of Long Range Planning

FILE:

6780 30 MA

SUBJECT:

Amendment to Regional Growth Strategy Bylaw No. 1615

RECOMMENDATIONS

- 1. That a review of the Regional Growth Strategy be initiated that considers the criteria for a minor amendment.
- 2. That the consultation plan provided as Attachment 4 to the staff report be adopted.

PURPOSE

To initiate the process for amending the Regional Growth Strategy bylaw to provide clarification on what types of amendments may be considered through the minor amendment process.

BACKGROUND

The Town of Qualicum Beach submitted a request to the Regional District of Nanaimo to amend the Regional District of Nanaimo Regional Growth Strategy Bylaw No. 1615. The request was for the Growth Containment Boundary (GCB) to be moved so that it would be contiguous with the Town's municipal boundary. The Town also requested that the RGS amendment be processed as a Minor Amendment in accordance with RGS Policy 1.5.1(1): Amendments resulting from a full Electoral Area or Municipal Official Community Plan review process (see Attachment 1). The Town had stated that it completed a full OCP review process.

The criteria for minor amendments are outlined in Section 1.5.1 of the RGS and are divided into two parts. The first part outlines the criteria under which a proposed amendment to the RGS may be considered minor. The second part outlines some of the types of amendments that are not considered minor (see Attachment 1).

In response to public input, the Board indicated that they had two concerns with interpreting the Criteria for Minor Amendments. The first concern of the Board was that it was not clear whether the first and second parts of Section 1.5.1 were meant to be considered together. That is, does a proposed RGS amendment have to meet the criteria outlined in Part 1 and not be on the list of types of amendments not considered minor in Part 2. The way in which the RGS was formatted left some uncertainty about amendments that included those situations that were listed in Part 2 of Section 1.5.1.

The main focus of the concern appeared to be over land in the Agricultural Land Reserve. One of the types of amendments not considered minor is "those that include land in the Agricultural Land Reserve or will negatively impact agricultural lands."

The second concern had to do with the meaning of "a full Electoral Area or Municipal Official Community Plan Review Process". This was a concern because of uncertainty over what is meant by a full OCP review process.

The uncertainty resulted in the following resolution being adopted:

"that staff initiate an amendment to Regional Growth Strategy Section 1.5.1 Criteria for Minor Amendments to clarify what types of amendments may be considered through the minor amendment process."

The Local Government Act requires that an amendment to amend the process for a minor amendment go through the regular RGS amendment process. Under Section 854 (1) of the Local Government Act, the preparation (and amendment) of a Regional Growth Strategy must be initiated by resolution of the board. Following a resolution to initiate a process to consider an amendment, the RDN Board must give written notice to affected local governments and to the Minister (Section 854 (2)). In addition to this notice, opportunities will be provided for 'affected local governments' along with other stakeholders to provide feedback prior to receiving formal referrals as required by the Local Government Act.

As outlined in the 'regular' RGS amendment process (Attachment 2), consideration of the amendment will require referrals to each member municipality and adjacent regional district. Referrals will also be provided to provincial and federal agencies and First Nations. Section 857 of the *Local Government Act* requires that before an RGS amendment can be adopted by the Board, it must be accepted by each member Municipal Council and adjacent Regional District Board during an established referral period.

The RDN Board is required to consider whether the Consultation Plan should include a public hearing to provide an opportunity for individuals and organizations to make their views known before proposed amendments to the RGS are submitted for acceptance by 'affected local governments' (Section 857 of the Local Government Act). It should be noted that the regular process established by the RDN for amending the RGS (see Attachment 2) includes holding a public hearing prior to referring the amending bylaw to 'affected local governments' for their acceptance.

ALTERNATIVES

- 1. Initiate the RGS amendment process to amend the criteria for minor amendments and approve the consultation plan.
- 2. Do not initiate the RGS amendment process to amend the criteria for minor amendments nor approve the consultation plan and provide alternate direction.

FINANCIAL IMPLICATIONS

There are no direct financial implications. Funds and resources to undertake this RGS amendment have been included in the 2015 budget for the Regional Growth Management function.

STRATEGIC PLAN IMPLICATIONS

The proposed changes to the RGS address aspects of two of the action areas identified in the Board Strategic Plan: the Regional Federation and Strategic and Community Development. The Strategic Plan recognizes that the RDN is a regional federation and that each of the partners needs to work together to resolve issues. The proposed amendments have been developed with input from the RDN and municipalities and further consultation with the member municipalities will take place as part of the RGS amendment process. The RGS amendment process also provides an opportunity to increase the understanding of growth management issues in the community.

INTERGOVERNMENTAL RELATIONS/LAND USE IMPLICATIONS

There are two aspects to intergovernmental relations implications. The first aspect is consultation required as part of the amendment process. The second is the implications of changing the criteria for what qualifies as a minor amendment. As the implications of changing the minor amendment criteria are greatest for the member municipalities and the electoral areas of the RDN, consultation with the four member municipalities and the electoral area Directors is very important.

Minor Amendment Criteria

While the formatting of Section 1.5.1 may suggest that the requirements of both subsections 1 and 2 need to be satisfied, that was not the original intent. The criterion on the full OCP review was added to the list of criteria for a minor amendment to the Draft RGS at the request of RDN directors. The reason for this change was based on the view that if a municipality or the RDN conducted a full OCP review that resulted in a need to change the RGS then the process to change the RGS should not be as onerous.

At the time, the view was that Part 2 of Section 1.5.1 did not have to be deleted as it would not be possible to undertake a full OCP review that did not include the land in the ALR as all municipalities and all electoral areas have land in the ALR.

With respect to the concern about the meaning of a full OCP review process, the original intent was that a full OCP review meant that it had been done in a manner similar that of a regularly scheduled OCP review. The type of amendment request submitted by the Town of Qualicum Beach was not anticipated when the RGS was being drafted.

Generally, two types of RGS amendments related to changes to land use were contemplated. The first was where a landowner applied to the local government to amend an OCP to allow a development on a particular piece of land. When this type of OCP amendment required an RGS amendment the regular RGS amendment process would be followed as the original OCP amendment was triggered by a land owner.

The second type of RGS amendment envisaged was one resulting from an OCP review initiated by a local government whereby after completing the review the desired changes to the OCP required some kind of change to the RGS. The view at the time the RGS was drafted was that this type of amendment should be minor because the local government had already undertaken the necessary studies and the new OCP reflected the views of that particular community.

The simplest way to address the first concern is to remove the ambiguity between the two parts of Section 1.5.1 by making it clear that only certain kinds of amendments can be considered through the minor amendment process. There is then no need to state what kinds of amendments cannot be considered as a minor amendment. Removing Part2 of Section 1.5.1 will accomplish this objective. The criteria would then just list the types of amendments considered to be minor. However, this change

alone does not address the second concern related to what qualifies as a full OCP review. It would still be left up to the municipalities and the RDN to determine what qualifies as a full OCP review process.

Using the RGS to direct how full OCP reviews must be conducted has very serious implications for the municipalities and electoral areas as neither the RDN nor the municipalities have ever tried to get involved in establishing a terms of reference for another local government's OCP review. To date, the RGS has not been prescriptive when it comes to how the municipalities would undertake the process of land use planning within their boundaries.

After consulting with the Planning Directors and CAOs of the RDN and municipalities, an alternative option was developed that would address all of concern one and go a long ways to addressing concern two. This option will help to clarify that the list of amendments not considered minor do not apply if a full OCP review process has been done and that each of the types of amendments has been contemplated as part of the OCP review process. The proposed change to Part 2 addresses both concerns as it clarifies that Parts 1 and 2 of Section 1.5.1 can be read separately and it provides a minimum set of items that must be considered for a full OCP review process. The wording for the proposed change can be seen in Attachment 3.

The proposed change under this option makes it clear that as long as the five types of amendments have been contemplated as part of a full OCP review process, then an OCP review would qualify as a minor amendment. This does impose more requirements on a municipality and the RDN for what types of issues must be considered during a full OCP review process. However, it does not go so far as to include requirements for the process that must be followed.

PUBLIC RELATIONS IMPLICATIONS

The Consultation Plan in Attachment 4 outlines the way in which those who are interested and affected will be provided opportunities to comment on the proposed amendment. The Plan is intended to meet the RDN Board's responsibilities under Sections 855(2) and 879 of the *Local Government Act* and, also be consistent with Board consultation policies¹ and procedures bylaws. Section 855 (2) of the *Local Government Act* specifically states that:

"...as soon as possible after the initiation of [a process to amend] a Regional Growth Strategy, the board <u>must adopt a Consultation Plan</u> that, in the opinion of the Board, provides opportunities for early and ongoing consultation with, at a minimum,

- (a) its citizens,
- (b) affected local governments²,
- (c) First Nations,
- (d) school district boards, greater boards and improvement district boards, and

¹ Regional District of Nanaimo, June 2, 2008 Public Consultation/Communication Framework Policy No. A1.23

² For the RDN an "affected local government" means the council of each municipality all or part of which is covered by the Regional Growth Strategy and the board of each regional district that is adjoining an area to which the Regional Growth Strategy is to apply. See the *Local Government Act* Sections 854 & 857.

(e) the Provincial and Federal governments and their agencies."

Should the bylaw amendment receive First and Second readings, a public hearing is recommended prior to considering the bylaw for third reading. This is important given the scale and significance of the proposed amendment.

SUMMARY/CONCLUSIONS

A request by the Town of Qualicum Beach for the RDN to consider an amendment to the Regional Growth Strategy through the Minor Amendment process raised concerns about the types of amendments that qualified for consideration as a minor amendment. The first concern of the Board was that it was not clear whether the first and second parts of Section 1.5.1 were meant to be considered together. That is, does a proposed RGS amendment have to meet the criteria outlined in Part 1 and not be on the list of types of amendments not considered minor in Part 2. The way in which the RGS was formatted left some uncertainty about amendments that included those situations that were listed in Part 2 of Section 1.5.1. The second concern had to do with the meaning of "a full Electoral Area or Municipal Official Community Plan Review Process". This was a concern because of uncertainty over what is meant by a full OCP review process.

Staff were directed to initiate an amendment to the RGS that would address these concerns through amendments to the minor amendment criteria. After consulting with municipal planning and administrative staff at the member municipalities, proposed changes to the minor amendment criteria were developed. The changes proposed address both concerns by clarifying that Parts 1 and 2 of Section 1.5.1 can be read separately and it provides a minimum set of items that must be considered for a full OCP review process.

The staff recommendation is to proceed with the process to amend the Regional Growth Strategy. Input on the proposed amendment will be sought from a variety of stakeholders; in particular, the municipalities and electoral areas.

Report Writer

C.A.O. Concurrence

Attachment 1

1.5.1 Criteria for Minor Amendments

The following outlines the criteria for considering minor amendments to the RGS.

- 1. Criteria under which a proposed amendment to the RGS may be considered a minor amendment include the following:
 - Amendments resulting from a full Electoral Area or Municipal Official Community Plan review process;
 - Text and map amendments required to correct errors or as a result of more accurate information being received;
 - Amendments to incorporate changes to tables, figures, grammar, or numbering that do not alter the intent of the Regional Growth Strategy; and
 - Addition or deletion, or amendment to Section 5.4 Key Indicators.
- 2. Although not considered as an exhaustive list, the following types of amendments are not considered minor:
 - Those that lead to adverse changes to the health and ongoing viability of sensitive ecosystems and water sources;
 - Those that include land in the Agricultural Land Reserve or will negatively impact agricultural lands;
 - Those related to a development that would require significant works to address a natural hazard;
 - Those that require the provision of new community water and sewer systems outside the Growth Containment Boundary; and,
 - Those that are not consistent with measures and or policies to reduce greenhouse gas emissions and improve air quality.

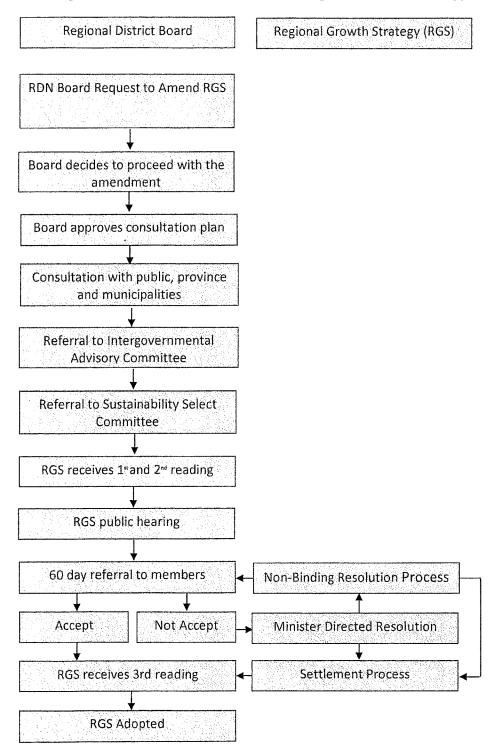
1.5.2 Process for Approving Minor Amendments

- On receipt of a request from a member municipality or the Electoral Area Planning Committee
 to amend the RGS, RDN staff will prepare a preliminary report for review by the Sustainability
 Select Committee. Committee comments and recommendations will be forwarded to the
 Regional Board.
- 2. A land use or development proposal or text amendment will be assessed in terms of the minor amendment criteria. The Board may resolve, by an affirmative vote of 2/3 of the Board members attending the meeting, 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:

- Determine the appropriate form of consultation required in conjunction with the proposed minor amendment;
- Give 45 days written notice to each affected local government, including notice that the
 proposed amendment has been determined to be a minor amendment. The notice shall
 include a summary of the proposed amendment and any staff reports, other relevant
 supporting documentation and the date, time and place of the board meeting at which the
 amending bylaw is to be considered for first reading; and
- Consider the written comments provided by the affected local governments prior to giving first reading to the proposed amendment bylaw.
- 3. The bylaw may be adopted without a public hearing after second reading in the event that the amending bylaw receives an affirmative vote of all Board members attending the meeting.
- 4. Consider third reading and determine whether or not to adopt the amending bylaw.
- 5. Minor amendment bylaws shall be adopted in accordance with the procedures that apply to the adoption of a RGS under Section 791 of the *Local Government Act*.

Attachment 2 RGS Amendment Process

Legislated Amendment Process for the Regional Growth Strategy - Initiated by RDN



Attachment 3

Proposed Amendment to RGS Minor Amendment Criteria

1.5.1 Criteria for Minor Amendments

The following outlines the criteria for considering minor amendments to the RGS.

- 1. Criteria under which a proposed amendment to the RGS may be considered a minor amendment include the following:
 - Amendments resulting from a full Electoral Area or Municipal Official Community Plan review process;
 - Text and map amendments required to correct errors or as a result of more accurate information being received;
 - Amendments to incorporate changes to tables, figures, grammar, or numbering that do not alter the intent of the Regional Growth Strategy; and
 - Addition or deletion, or amendment to Section 5.4 Key Indicators.
- 2. Although not considered as an exhaustive list, the following types of amendments are not considered minor <u>unless they have been contemplated as part of a full Official Community Plan review process:</u>
 - Those that lead to adverse changes to the health and ongoing viability of sensitive ecosystems and water sources;
 - Those that include land in the Agricultural Land Reserve or will negatively impact agricultural lands;
 - Those related to a development that would require significant works to address a natural hazard;
 - Those that require the provision of new community water and sewer systems outside the Growth Containment Boundary; and,
 - Those that are not consistent with measures and or policies to reduce greenhouse gas emissions and improve air quality.

Consultation Plan

RGS Amendment
Minor Amendment Process

October 14, 2015

Adopted By RDN Board
October 27, 2015

Prepared by
Long Range Planning,
Strategic & Community
Development

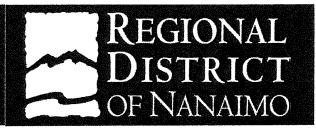


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ACRONYMS

ALR – Agricultural Land Reserve

COW – Committee of the Whole

GCB – Growth Containment Boundary

IAC – Intergovernmental Advisory Committee

LGA – Local Government Act

OCP - Official Community Plan

RDN – Regional District of Nanaimo

RGS – Regional Growth Strategy

1 PURPOSE

The purpose of this Consultation Plan is to establish a process that the Regional District of Nanaimo (RDN) will use to gather input on a proposed amendment to the RGS. This Plan outlines the way in which those who are interested and affected will be provided opportunities to comment on the proposed amendment.

This Plan is intended to meet the RDN Board's responsibilities under Sections 855(2) and 879 of the *Local Government Act*, and also be consistent with Board consultation policies¹ and procedures bylaws.

2 SCOPE

The scope of this Consultation Plan is limited to the proposed amendment to the RGS Minor Amendment Criteria.

3 PROCESS

The chart in Appendix A shows how public consultation fits in with the overall process to amend the RGS. The *Local Government Act* requires that an amendment to amend the process for a minor amendment go through the regular RGS amendment process.

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Regional District of Nanaimo, June 2, 2008 Public Consultation/Communication Framework Policy No. A1.23

4 LEGISLATIVE REQUIREMENTS FOR CONSULTATION

Regional Growth Strategy Amendments

This Consultation Plan is intended to meet Sections 855(1) and (2) of the *Local Government Act* that requires the RDN to provide consultation opportunities relating to proposed changes to a Regional Growth Strategy. Section 855 (2) of the *Act* specifically states that:

"...as soon as possible after the initiation of [a process to amend] a Regional Growth Strategy, the board <u>must adopt a Consultation Plan</u> that, in the opinion of the Board, provides opportunities for early and ongoing consultation with, at a minimum,

- (a) its citizens,
- (b) affected local governments²,
- (c) First Nations,
- (d) school district boards, greater boards and improvement district boards, and
- (e) the Provincial and Federal governments and their agencies."

Under Section 854 (1) of the *Local Government Act*, the preparation [and amendment] of a Regional Growth Strategy must be initiated by resolution of the board. Following a resolution to initiate a process to consider an amendment, the RDN Board must give written notice to affected local governments and to the Minister (Section 854 (2)). In addition to this notice, opportunities will be provided for 'affected local governments' along with other stakeholders to provide feedback prior to receiving formal referrals as required by the *Local Government Act* (see Appendix A).

The RDN Board is required to consider whether the Consultation Plan should include a public hearing to provide an opportunity for individuals and organizations to make their views known before proposed amendments to the RGS are submitted for acceptance by 'affected local governments' (Section 857 of the LGA).

5 CONSIDERATIONS

In addition to the legislative requirements for consultation for Regional Growth Strategies, there are several key issues and pre-existing decisions that influence the approach outlined in this Consultation Plan. This includes a need to:

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² For the RDN an "affected local government" means the council of each municipality all or part of which is covered by the regional growth strategy and the board of each regional district that is adjoining an area to which the regional growth strategy is to apply. See the *Local Government Act* Sections 854 & 857.

RGS Amendment Consultation Plan

- 1. Consider the high level of local interest from members of the community regarding what qualifies to be considered as a minor amendment.
- 2. Build understanding of the role of RDN staff in facilitating a fair and open review process that encourages broad participation and input.
- Encourage and look for opportunities through the consultation process to build a collaborative environment and reach consensus about issues amongst community members with divergent views.
- 4. Evaluate and determine the need to provide the community and other interested stakeholders with different levels of detail and access to background information in order to allow for opportunities to provide 'informed' input.
- 5. Use the Inter-Governmental Advisory Committee (IAC) to provide opportunities for discussion and feedback on the proposed changes from staff representing 'affected local governments' and Provincial agencies.
- 6. Ensure a range of opportunities for community input is provided.

6 APPROACH

As such, it is essential and in keeping with the Guiding Principles of the RDN Public Consultation/Communication Framework that "Anyone likely to be affected by a decision ...have opportunities for input into that decision". This Consultation Plan provides opportunities for those with an interest in the RGS Minor Amendment process to share their views with RDN representatives.

As this amendment involves a change to the RGS with region-wide implications, consultation opportunities must be provided to all residents of the region. Furthermore, the RDN is also required to consult with affected local governments, First Nations, school district boards, improvement district boards, and Provincial and Federal governments and their agencies.

This section describes the different methods that will be used to provide information and opportunities to engage community members.

A. Public Access to Information

For community members to be able to provide "informed input" on whether or not they support the proposed changes to the RGS, they first need to receive information on why this amendment is being proposed at this time. Without this information it will be difficult for community members both locally and regionally to understand the short and long term benefits/challenges of approving changes to the RGS.

The 'Frequently Asked Questions' (FAQs) will be developed to provide answers to questions that are anticipated and information that is key to helping community members understand and evaluate the proposed amendment.

The RDN will ensure that information is available, opportunities are provided to ask questions, and receive feedback.

1. Background Information - Hard Copy

Information on the proposed amendments will be available for review at the main RDN office and the offices of the member municipalities.

2. Background Information - Website

A section on the RDN website will be created to provide information on the proposed amendment. Documents related to the proposed amendment will be accessible on the web page, along with staff reports and RDN Board motions. This web page will be a vehicle for providing ongoing information on the amendment including where the amendment process is at, meeting notices and any new information.

3. Media Releases

Media releases will be used as appropriate to provide information about the proposed amendment and opportunities for community consultation.

4. RDN Website Notices/Twitter/Facebook

The RDN website notices page (http://www.rdn.bc.ca/cms.asp?wpID=852) will be used as another vehicle to update the community on activities related to the RGS amendment process. Use of Facebook and Twitter will also be used as appropriate.

5. RDN Newsletters

Where possible, RDN Perspectives (http://www.rdn.bc.ca/cms.asp?wpID=452) will be used to provide information and updates on the amendment. Electoral Area Directors will also be provided the option of providing this information in their own newsletters (http://www.rdn.bc.ca/cms.asp?wpID=319).

6. Advertising

Local newspapers will be used to advertise public meetings and public hearings related to this amendment.

7. RDN Staff Availability

RDN staff will be available to answer enquiries and meet with interested people or groups to discuss the proposed amendment.

Public Engagement & Feedback Opportunities

1. Public Meeting

One public meeting will be held on the amendment. This meeting will provide opportunities for residents and other stakeholders to find out more information on the amendment and provide feedback.

2. Public Hearing

Public hearings are formal meetings that provide opportunities for those who consider themselves impacted to have their views heard and recorded. Unlike a public meeting, a public hearing does not provide opportunities for back and forth dialogue between RDN elected officials, staff and those attending/presenting their views.

Should the RDN Board give First and Second Readings to the bylaws to amend the RGS then the next step in the public consultation process will be to hold a public hearing on the amending bylaw.

The Local Government Act allows the RDN Board to choose whether or not it holds a public hearing for RGS amendments. Given the potential implications for this amendment it is recommended that the RDN include a public hearing on the RGS amendment in the consultation process.

3. Ongoing Ways for the RDN to Receive Comments and Feedback

In addition to the opportunity to provide feedback at the public meeting and public hearing, those wishing to provide feedback on this amendment can at any time provide written comments to the RDN by e-mail, mail, or in-person. Community members and other stakeholders may also appear as delegations or submit comments on the amendment to the RDN Board or committees of the Board.

This communication will be documented as part of the public record on this amendment and will be made available for review. It should be noted that the RDN Board will not be able to consider any correspondence / feedback received after the end of a scheduled public hearing.

7 ACTIVITIES AND TIMING

The table below shows the proposed timing of different consultation activities and identifies the roles and responsibilities of the RDN. The timing of consultation activities will depend upon the RDN Board approval of the Consultation Plan during October 2015. The level of community interest on this application will determine whether or not there is a need for more consultation opportunities than those outlined in this Plan.

Consultation Activities Up To Board Approval to Proceed			
Activity	Date	Lead	
Meeting with staff from member municipalities to discuss amendment.	s April 24, 2015	RDN staff	
Develop draft Consultation Plan and staff report.	June, 2015	RDN staff	
Present Consultation Plan and staff report to Committee of the Whole (COW).	July 14, 2015	RDN staff	
Directors Briefing	October 13, 2015	RDN staff	
RDN Board supports amendment proceeding through review process (resolution to initiate process to amend the RGS).		RDN Board	
RDN Board approve Consultation Plan.	October 27, 2015	RDN Board	
Required initiation letters sent to 'Affected Loca Governments', First Nations and the Minister.	November, 2015	RDN staff	
RDN Website updated with information on process.	November, 2015	RDN staff	
Provide updates on the process via web page and othe media as appropriate and available.	r Ongoing	RDN staff	

Consultation Activities following RDN Board Appro	wal of Consultation	Plan
Activity	Date/Ongoing	Lead
IAC meeting to discuss application.	January, 2016	RDN staff
Sustainability Select Committee	January, 2016	RDN Staff
Provide updates on the process via e-mail alerts and other media (FB, Twitter, Website, RDN Perspectives, Area Updates) as appropriate and available.	Ongoing	RDN staff
Public Information Meeting on proposed RGS amendment.	February, 2016	RDN staff
Compile and analyze results from input received. Prepare staff report on next steps based on consultation results.	February, 2016	
Consultation results and staff report presented to COW.	March, 2016	RDN staff
Recommendations from COW on consultation results and First and Second reading of bylaw to amend the RGS go to RDN Board.	March, 2016	cow
If the RDN Board decides <u>not to proceed</u> with the process at this point (by not giving the bylaw to amend the RGS First and Second reading) then the consultation process stops at this point.	March, 2016	RDN Board
Provide community with updates on consultation results via web page and other media as appropriate and available.	Ongoing	RDN staff
Board Gives Proposed Bylaw First and Second Reading (amendment process - public hearings and r	decides to continue equired referrals)	with bylaw
Activity	Completed/ Ongoing	Lead
Public Hearing on proposed bylaw amendments.	April, 2016	RDN staff
Prepare report on results of Public Hearing.	April, 2016	RDN staff
Take proposed bylaws for third reading.	May, 2016	RDN staff
Referral for acceptance to 'affected local governments' - 60 days to respond.	May – July, 2016	RDN staff

RDN staff

RDN staff

July, 2016

August, 2016

decision.

As per RDN Board direction, adopt bylaw amendments to

Update website, prepare insert for RDN Perspectives,

Area Updates with information on outcome of Board

8 BUDGET

The staff time, materials and other resources (printing, advertising, hall rentals etc.) needed to implement this Consultation Plan are included in the 2015 and 2016 Long Range Planning Department budget.

9 STAFF RESOURCES

File Manager

The RDN file manager for this application is the Senior Planner reporting to the Manager of Long Range Planning.

Planning Staff Time

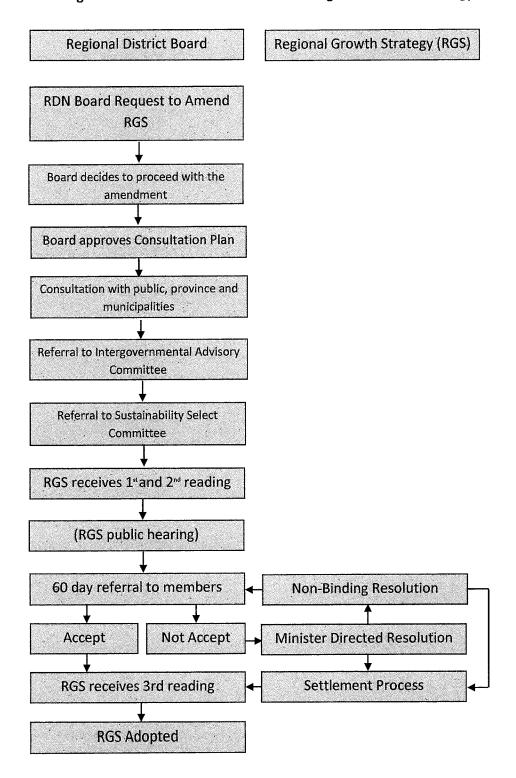
The 2015 and 2016 Long Range Planning Budget does account for staff time and resources for this amendment.

Corporate Communications

The RDN's Corporate Communications Coordinator has reviewed and provided comment on this Consultation Plan to ensure it is consistent with the RDN's Communication Policies and that it is coordinated with other communications and consultation initiatives scheduled by the RDN for 2015 and 2016.

APPENDIX A

Legislated Amendment Process for the Regional Growth Strategy - Initiated by RDN



Attachment 3

Comments Received from IAC members

February 9, 2016

Ministry/Agency	Contact	Comment
BC Transit	Maria Lockley	BC Transit is satisfied the
	Senior Transit Planner	changes will not adversely
		impact the ongoing development
		of sustainable transit solutions
		for the region.
Housing Policy Branch	Carolyn Gisborne	we support the proposed
- '	Senior Policy Analyst	wording outlined in Attachment
		2.
Ministry of Community, Sport	Heike Schmidt	No concerns
and Cultural Development	Senior Planner	
Ministry of Agriculture	Wayne Haddow	No concerns
	Regional and First Nations	
	Agrologist	
Island Health	Jade Yehia	no concerns and are supportive
	Regional Built Environment	of the proposed changes
	Consultant	

STAFF REPORT



TO: Geoff Garbutt

General Manager, Strategic and

Community Development

FROM: Chris Midgley

Manager, Energy and Sustainability

DATE: February 9, 2016

MEETING: SSC – February 16, 2016

FILE: 6340-05-PASSIVE

SUBJECT: RDN Contribution: Nanaimo Aboriginal Centre Passive House

RECOMMENDATIONS

That the Regional District of Nanaimo (RDN) release \$15,000 from the Regional Sustainability Initiatives Reserve Fund to make a one-time contribution to the development of the Nanaimo Passive House Project ('the Project').

That staff be directed to draft and execute a Contribution Agreement between the RDN and the Nanaimo Aboriginal Centre (NAC) for a one-time \$15,000 contribution toward the Project.

PURPOSE

To provide a one-time grant in the amount of \$15,000 to NAC for the Project in a manner that results in no impact on the 2016 tax requisition.

BACKGROUND

At the January 12, 2016, Committee of the Whole (COW) meeting, Mr. Chris Beaton, Executive Director of NAC, appeared as a delegation requesting that the RDN support its Project. As a result of the presentation, the following motions were carried:

MOVED Director Bestwick, SECONDED Director Thorpe, that the Regional District of Nanaimo contribute a one-time grant of \$15,000 to the Nanaimo Aboriginal Centre for the Passive House Project.

MOVED Director Pratt, SECONDED Director Fell, that the Regional District of Nanaimo supports in principle the Nanaimo Aboriginal Centre Passive House Project.

Both motions were carried at the Regular Board Meeting held January 26, 2016.

The phrase 'Passive House' refers to a performance standard that achieves an 80-90 percent reduction in energy use when compared to conventional, code-compliant construction. To achieve this standard, it is necessary to conduct energy modelling throughout the design process. Preliminary energy modelling for the Project indicates that achieving the requisite energy performance is very possible.

A true Passive House is one that has been certified to the Passive House standard. As stated by Canadian Passive House institute:

Passive House certification is a rigorous quality assurance process that determines whether a building meets all of the requirements of the Passive House standard. More importantly, it confirms that the building has been designed to achieve high levels of occupant comfort and health and energy performance.

NAC intends to verify achievement of the Passive House Standard through certification. During the presentation to the Board, Mr. Beaton expressly requested that the funds from the RDN be used to assist with costs incurred for energy modelling and the certification process.

It is also worth noting as background that the RDN has promoted the Passive House Standard regionally through the annual Green Building Workshop and Speaker Series. In September, 2015, the RDN hosted a one-day Passive House Training Workshop in Parksville, delivered by the Canadian Passive House Institute. The workshop was a formal, accredited training session targeting architects, developers, planners and others in the development and construction sector. Those who live or whose businesses are located within the region were able to attend for the reduced fee of \$50. The workshop was very well attended, and very well received. The intent of the workshop was to build local capacity in the design, development and construction sectors with practical, recognized training in what is emerging as the definitive standard for building energy performance.

Finally, the Regional Sustainability Reserve Fund was established at the Regular Board meeting held July, 26, 2011, using \$94,700 provided to the RDN through the Province of BC's 2011-2012 Strategic Community Investment Funds grant. These funds are to be used by the Energy and Sustainability Department for regional programs and initiatives that offer community sustainability benefits while also supporting regional economic development. This particular fund is intended to include projects that occur within the boundaries of member municipalities. The Project is an ideal example of a project that offers multiple community sustainability benefits including the provision of affordable housing, the development of high performance residential construction, and local economic development through building local knowledge and capacity in an emerging construction method.

ALTERNATIVES

- 1. That the RDN release \$15,000 from the Regional Sustainability Initiatives Reserve Fund to make a one-time contribution to the Project, and that staff enter into a contribution agreement with the NAC in relation to the Project.
- 2. That alternate direction be given to staff.

FINANCIAL IMPLICATIONS

At present, \$75,000 is available in the Regional Sustainability Reserve Fund. Of that amount, up to \$50,000 has been approved to support the RDN Asset Management Program over the 2016-2017 period. Therefore, adequate funds are available to provide the full \$15,000 contribution to the Project. The Project fits well within the intent of the reserve fund, and accessing the Regional Sustainability Reserve Fund for the contribution will enable the RDN to support the Project with no additional impact on taxpayers in 2016.

STRATEGIC PLAN IMPLICATIONS

Once complete, the Project will be an exemplary green building in the region. It will be among the first multi-family passive house developments in the province, and the first in the BC Housing portfolio of buildings. As a result of participation in the Project, it is anticipated that local governments and other professionals in the region will gain familiarity with the Passive House Standard, positioning the region to continue to be a provincial leader in understanding and promoting the Passive House Standard. This builds on work already completed in the region to build local capacity in the design, development and construction sectors. In addition to supporting the local development sector, working with NAC also represents an opportunity to strengthen relationships with local First Nations communities - the Project is intended to provide affordable housing prioritizing First Nations tenants.

SUMMARY/CONCLUSIONS

At the January 12 Committee of the Whole meeting, Mr. Chris Beaton, Executive Director of the Nanaimo Aboriginal Centre, appeared as a delegation requesting support for its Project. As a result of the delegation, the following motion was carried:

MOVED Director Bestwick, SECONDED Director Thorpe, that the Regional District of Nanaimo contribute a one-time grant of \$15,000 to the Nanaimo Aboriginal Centre for the Passive House Project.

To support the Project, it is recommended that the RDN access funds from the Regional Sustainability Reserve Fund, which exists to support projects that offer community sustainability as well as a local economic development benefit. The Project meets the intent of the reserve fund. Accessing this reserve fund for the Project will allow the RDN to contribute in a manner that results in no impact on the 2016 tax requisition.

AA

Report Write

GM Concurrence

C.A.O. Concurrence

REGIONAL DISTRICT OF NANAIMO

STAFF REPORT

TO:

Mike Donnelly

Manager, Water & Utility Services

DATE:

January 25, 2016

MEETING:

Sustainability Select Committee

February 9, 2016

FROM:

Julie Pisani

DWWP Coordinator, Water & Utility Services

FILE:

5600-07

SUBJECT: BC Hydro Efficient Clothes Washer Rebate Partnership - Region-Wide

RECOMMENDATION

That the Board approve the expenditure of Drinking Water and Watershed Protection (DWWP) funds up to \$3000 in support of the BC Hydro Clothes Washer join rebate partnership.

PURPOSE

To provide all residents in the region access to rebate funds in partnership with BC Hydro to for efficient clothes washers, to support regional water and energy conservation.

BACKGROUND

BC Hydro is working with many local governments to offer an Appliance Rebate Program where each partner contributes equally to the amount of rebates for qualified ENERGY STAR® clothes washers. The individual rebate amount will be \$100, with \$50 from the Regional District of Nanaimo (RDN) and \$50 from BC Hydro. The program runs from May 1 to June 30, 2016 and again from October 1 to November 30, 2016. BC Hydro covers all program administration costs.

The City of Nanaimo participated in 2014 and 2015. The RDN participated via its Sustainability Program in 2015, offering the rebate to Electoral Area residents and Lantzville residents. Feedback was received from residents, RDN staff and BC Hydro partners that this program would be more effective and equitable if offered region-wide, to include Parksville and Qualicum Beach as well as the RDN Electoral Areas, Lantzville and Nanaimo.

DWWP funds would be allocated to this program allowing residents in Electoral Areas and all four municipalities to access these rebates. Rebates would be issued on a first come first served basis, with a maximum of 30% of the total program budget allocated to any one municipality or Electoral Area. This translates to a maximum of 18 - \$50 rebates for any one area. If all municipalities and Electoral areas participated equally it would translate to 12 - \$50 rebates per jurisdiction. If the program budget is fully allocated during 2016, the program success could encourage a higher portion of DWWP rebate funds designated to the clothes washer rebate partnership with BC Hydro in 2017.

File: 5600-07 Date: January 25, 2016 Page:

The City of Nanaimo has opted to also partner with BC Hydro to "top up" rebate monies for their residents, beyond the base funding from the DWWP rebates program. The other municipalities have this option as well.

Based on figures from the Community Energy Association BC, if the \$3000 in rebates are fully utilized, the estimated energy and water savings are 14,700 kWh and 1 million litres per year respectively.

ALTERNATIVES

- 1. That the Board approve the expenditure of DWWP funds up to \$3000 in support of the BC Hydro Clothes Washer joint rebate partnership.
- 2. That the Board provide alternate direction to staff.

FINANCIAL IMPLICATIONS

This cost would be allocated within the existing DWWP budget for rebate programs in 2016.

STRATEGIC PLAN IMPLICATIONS

This recommendation is consistent with the Board's strategic direction to enhance collaboration and cooperation between municipalities and electoral areas, and is aligned with the strategic direction to use a collaborative regional model for providing services. It is also supportive of the Board strategy to enhance conservation and efficiency of water and energy in the region.

SUMMARY/CONCLUSIONS

In order to allow residents in all municipalities and electoral areas to access rebate funding for energy and water efficient clothes washers, the region-wide DWWP program can allocate up to \$3000, to match funding provided by BC Hydro. There is little staff time involved with this initiative, as the rebate program is administered by BC Hydro. The benefit of rebate funding will be available to all residents if offered through the regional Drinking Water and Watershed Protection program, providing equitable access to this financial support. This will promote RDN water conservation and energy conservation goals in the region.

Report Writer

General Manager Concurrence

Manager Concurrence

CAO Concurrence



MINUTES OF THE REGULAR MEETING OF THE DRINKING WATER AND WATERSHED PROTECTION TECHNICAL ADVISORY COMMITTEE HELD ON THURSDAY, NOVEMBER 19 2015 AT 12:30 PM

Present:

Mike Donnelly, CHAIR	Manager, Water & Utility Services, RDN
Peter Law	General Public Representative (North)
Gilles Wendling	General Public Representative (South)
Lynne Magee	Island Health
Ryan Evanoff	Ministry of Transportation and Infrastructure
Faye Smith	Environment Community Representative
Ken Epps	Forest Industry Representative
Bill Sims	Water Resources, City of Nanaimo
Leon Cake	Water Purveyors' Representative
Fred Spears	District of Lantzville
Heather Florence	Ministry of Forests, Lands and Natural Resource Operations
Alan Gilchrist	Academic Community Representative
Pam Shaw	Mt. Arrowsmith Biosphere Regional Research Institute
Kate Miller	Environmental Initiatives, Cowichan Valley Regional District
Barbara Silenieks	City of Parksville
Pat Lapcevic	Ministry of Forests, Lands and Natural Resource Operations
Bob Weir	Town of Qualicum Beach

Regrets:

Aleksandra Brzozowski	Islands Trust
Chris Cole	Forest Industry Representative
Oliver Brandes	Academic Community Representative
Deb Epps	Registered Professional Biologist Representative
Mike Squire	City of Parksville, Arrowsmith Water Service

Also In attendance:

Julie Pisani	Drinking Water and Watershed Protection Coordinator, RDN
Lauren Fegan	Special Projects Assistant, RDN
Deanna McGillivray	Special Projects Assistant, RDN
Randy Alexander	General Manager, Regional & Community Utilities, RDN
Rebecca Graves	Recording Secretary, RDN

CALL TO ORDER

M. Donnelly introduced TAC's new member Dr. Pam Shaw, from Vancouver Island University's Mt. Arrowsmith Biosphere Region Research Institute.

The meeting was called to order at 12:33 pm.

MINUTES

MOVED F. Spears, SECONDED G. Wendling, that the minutes from the regular meeting of the Drinking Water and Watershed Protection Advisory Committee held July 23, 2015 be adopted.

CARRIED

MUNICIPAL UPDATES

Updates were given from City of Parksville, District of Lantzville, City of Nanaimo and Regional District of Nanaimo on summer watering restrictions and drought conditions.

P. Law complimented the RDN on the recent communication publications (i.e. State of the Streams & Every Drop Counts) that were delivered to home owners and commented that the information in the publications was very useful.

REPORTS

Challenges and Opportunities for Water Resource Management Board Report. (M. Donnelly-verbal)

M. Donnelly introduced the Board report to the Committee. The report provides background information on current and long term climate trends for our region as it relates to water resource management. The report outlines processes and actions that are currently underway to address water protection challenges, and a number of recommendations that will strengthen the region's ability to adapt to changing precipitation patterns, temperatures and increased hot weather periods.

Stream Assessments for Grandon Creek and French Creek. (J. Pisani-Report)

J. Pisani presented the Stream Assessment Reports that have been completed for Grandon Creek and French Creek, using the Urban Salmon Habitat Program methodology. Two reports have been published on Grandon and French Creek with recommended remedial action, and these were presented to the committee for information.

NRCAN/GSC Nanaimo Lowlands Aquifer Characterization Atlas . (J. Pisani-Verbal)

J. Pisani spoke on the Nanaimo Lowlands Aquifer Characterization Atlas which included background information on the partnership between Geological Survey of Natural Resources Canada, the Province and the RDN. Nanaimo Lowlands was selected by NRCAN for further study on aquifer characterization by expanded groundwater data collection, which was used to create a groundwater model, the results of which are published in a Geological Survey of Canada report. This Atlas will be published early in

3

2016 as a visual resource compilation of this project. DWWP staff will distribute copies to libraries and post online once complete.

UPDATE PRESENTATIONS / DISCUSSION

2015 Recap from DWWP Staff (D. McGillivray / L. Fegan / J. Pisani - Presentations)

Staff gave an update on the past year and recapped on various topics that included programs, publications, workshops and events that were achieved in the year. These topics included irrigation check-up program, graphical water billing reports, rainwater harvesting rebate, new DWWP website, rural water quality incentive program, Team Watersmart events and workshops, State of Our Streams mail-out and Mt. Arrowsmith Snow Pillow-Weather Station.

2016 Outlook for DWWP (J. Pisani -verbal)

J. Pisani reviewed the outlook for the upcoming year which will include projects such as a proposed VIU/ MABRRI Partnership for Wetland Mapping; Streamflow Monitoring Partnerships; Area H OCP Water Info Update; TWS Water Day Events; and Phase 2 Water Budget in the Nanoose area; which are still subject to Board approval.

OTHER DWWP UPDATES

ADDENDUM

BUSINESS ARISING FROM COMMUNICATIONS

NEW BUSINESS

ADJOURNMENT

The meeting was adjourned at 2:45 pm.