



The Corporation of the City of Grand Forks
Regular Meeting
REVISED AGENDA

Meeting #: R-2019-7
Date: Monday, April 8, 2019, 7:00 pm
Location: 7217 - 4th Street, City Hall Council Chambers

Pages

1. CALL TO ORDER

2. ADOPTION OF AGENDA

- a. Adopt agenda
April 8, 2019, Regular Meeting agenda

Recommendation

THAT Council adopts the April 8, 2019, Regular Meeting agenda as presented.

3. MINUTES

- a. Adopt minutes - Special to go In-Camera
March 25, 2019, Special to go In-Camera Meeting minutes

4 - 6

Recommendation

THAT Council adopts the March 25, 2019, Special to go In-Camera Meeting minutes as presented.

- b. Adopt minutes - Regular
March 25, 2019, Regular Meeting minutes

7 - 23

Recommendation

THAT Council adopts the March 25, 2019, Regular Meeting minutes as presented.

4. REGISTERED PETITIONS AND DELEGATIONS

5. UNFINISHED BUSINESS

6. REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL

- a. Reports of Council
Councillors

24 - 28

Recommendation

THAT all reports of Council at the April 8, 2019, Regular Meeting be received.

7. REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY

- a. Verbal Report - RDKB Representative 29 - 29
Verbal report from Council's representative to the Regional District of Kootenay Boundary

Read the RDKB agendas here: <https://rdkb.civicweb.net/filepro/documents/314>

Recommendation

THAT Mayor Taylor's report on the activities of the Regional District of Kootenay Boundary, given verbally at this meeting be received.

8. RECOMMENDATIONS FROM STAFF FOR DECISIONS

9. REQUESTS ARISING FROM CORRESPONDENCE

- a. District of Kitimat 30 - 32
Letter of request for local governments to support C.O.R.E.Y. a graduated licensing program for motorcycles

Recommendation

Receive for information and discussion.

10. INFORMATION ITEMS

11. BYLAWS

- a. Bylaw 2055 - Five Year Financial Plan 2019-2023 33 - 41
Chief Financial Officer

Recommendation

THAT Council gives final reading to the City of Grand Forks Five Year Financial Plan Bylaw 2019-2023, No. 2055.

- b. Bylaw 2057 - Parks and Public Spaces Access 42 - 63
Corporate Services

Recommendation

THAT Council gives final reading to the Parks and Public Spaces Access Bylaw No. 2057.

Recommendation

THAT Council gives final reading to the Off-Highways Vehicle Regulation Repeal Bylaw No. 1682-R.

Recommendation

THAT Council gives final reading to the Parks Access Repeal Bylaw No. 1959-R.

- c. Bylaw 2056 - Events Delegation 64 - 69
Corporate Services

Recommendation

THAT Council gives final reading to the Events Delegation Bylaw No. 2056.

- d. Bylaw 2039-A5 - Proposed Subdivision, Rezoning and Consolidation of approx. 0.5 hectares for parking lot expansion at Hutton School
Development, Engineering & Planning

70 - 99

Recommendation

THAT Council gives first and second readings to Zoning Bylaw Amendment No. 2039-A5 and instructs staff to schedule a public hearing and proceed with the legislative requirements to complete the subdivision/rezoning/consolidation process.

- *e. Fees and Charges Amendment - Solid Waste Collection
Chief Financial Officer

100 - 111

12. **LATE ITEMS**

13. **QUESTIONS FROM THE PUBLIC AND THE MEDIA**

14. **ADJOURNMENT**



The Corporation of the City of Grand Forks
Special to go In-Camera Meeting of Council
MINUTES

Meeting #: SP-2019-05
Date: Monday, March 25, 2019, 5:00 pm
Location: 7217 - 4th Street, City Hall Council Chambers

Present: Mayor Brian Taylor
Councillor Cathy Korolek
Councillor Chris Moslin
Councillor Christine Thompson
Councillor Rod Zielinski

Absent: Councillor Zak Eburne-Stoodley
Councillor Neil Krog

Staff: Diane Heinrich - Chief Administrative Officer
Daniel Drexler - Corporate Officer

GALLERY

1. CALL TO ORDER

Mayor Taylor called the March 25, 2019, Special To Go In-Camera Meeting to order at 5:02pm.

2. IN-CAMERA RESOLUTION

- a. Adopt Resolution as per Section 90

Brief discussion ensued and Section 90 (1) (a) was added to the to go In-Camera resolution.

Moved by: Thompson

Seconded by: Korolek

THAT Council convene an In-Camera Meeting as outlined under Section 90 of the Community Charter to discuss matters in a closed meeting which are subject to Section 90 (1)

(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality.

(b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;

(e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;

BE IT FURTHER RESOLVED THAT persons, other than members, officers, or other persons to whom Council may deem necessary to conduct City business, will be excluded from the In-Camera Meeting.

Carried

3. LATE ITEMS

4. ADJOURNMENT

The March 25, 2019, Special to go In-Camera Meeting was adjourned at 5:03 pm.

Moved by: Thompson

Seconded by: Korolek

THAT the March 25, 2019, Special to go In-Camera Meeting be adjourned at 5:03 pm.

Carried

Mayor Brian Taylor

Corporate Officer - Daniel Drexler

DRAFT



The Corporation of the City of Grand Forks
Regular Meeting of Council
MINUTES

Meeting #: R-2019-6
Date: Monday, March 25, 2019, 7:00 pm
Location: 7217 - 4th Street, City Hall Council Chambers

Present: Mayor Brian Taylor
Councillor Zak Eburne-Stoodley
Councillor Cathy Korolek
Councillor Chris Moslin
Councillor Christine Thompson
Councillor Rod Zielinski

Absent: Councillor Neil Krog

Staff: Diane Heinrich - Chief Administrative Officer
Daniel Drexler - Corporate Officer
Kevin McKinnon - Deputy Corporate Officer
Dolores Sheets - Manager of Development & Engineering Services
Juliette Rhodes - Chief Financial Officer
Cavan Gates - Deputy Manager of Operations & Sustainability

GALLERY

1. CALL TO ORDER

Mayor Taylor called the March 25, 2019, Regular Meeting to order at 7:00 pm.

2. ADOPTION OF AGENDA

- a. Adopt agenda

March 25, 2019, Regular Meeting agenda

Resolution #: R088/19/03/25

Moved by: Korolek

Seconded by: Zielinski

THAT Council adopts the March 25, 2019, Regular Meeting agenda as presented.

Carried

3. MINUTES

- a. Adopt minutes - Public Feedback Session

March 11, 2019, Public Feedback Session Meeting minutes

Resolution #: R089/19/03/25

Moved by: Eburne-Stoodley

Seconded by: Korolek

THAT Council adopts the March 11, 2019, Public Feedback Session Meeting minutes as presented.

Carried

- b. Adopt minutes - Regular

March 11, 2019, Regular Meeting minutes

After brief discussion over the section header "Written reports of Council", the minutes and resolution were amended to read "Reports of Council".

Resolution #: R090/19/03/25

Moved by: Zielinski

Seconded by: Korolek

THAT Council adopts the March 11, 2019, Regular Meeting minutes as amended.

Carried

4. REGISTERED PETITIONS AND DELEGATIONS

5. UNFINISHED BUSINESS

During questions from public and media at the March 11 meeting, discussion ensued regarding options available to council to deal with problems arising from the proposed location of the Soup Kitchen.

The CAO advised that the process would be complaint driven and may be handled by bylaw enforcement, the security contractor, or RCMP as the situation requires.

6. REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL

a. Reports of Council

Councillors

Councillor Moslin highlighted his attendance at the Recreation Commission and an EOC Orientation for Elected Officials, drew attention to forecasted weather for April, and reminded that a BFR meeting was scheduled for the next night (Mar 26).

Councillor Korolek advised that she'd attended a Warming Centre meeting the previous week along with meetings of the Regional Chamber of Commerce and Boundary Museum.

Councillor Thompson reported on a workshop held with Council and the Downtown Business Association (DBA) and recommended that such meetings be held on a quarterly basis.

Councillor Zielinski brought forward a motion regarding the zoning of Core Commercial, noting that this would affect future developments, not anything already underway.

There was discussion over the wording of the motion, with some consideration toward waiting for staff to bring forward updates to definitions as discussed at the previous meeting.

Resolution #: R091/19/03/25

Moved by: Zielinski

Seconded by: Thompson

THAT all reports of Council submitted to the March 25, 2019, Regular Meeting be received.

Carried

Resolution #: R092/19/03/25

Moved by: Thompson

Seconded by: Eburne-Stoodley

THAT Council meet quarterly with the Downtown Business Association to discuss issues of mutual concern, with the next meeting to be scheduled in June.

Carried

Resolution #: R093/19/03/25

Moved by: Zielinski

Seconded by: Korolek

THAT Council supports our local business community and their contribution to our economy by putting policies and plans in place that encourage commercial development in our Core Commercial zone and encourage other community support organizations and services (eg. food bank, community kitchen, social services) to locate in other development zones in our community.

Opposed (1): Moslin

Carried

Resolution #: R094/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Council direct staff to record in the minutes resolutions as duly "*moved and seconded*" without requiring the names of the mover and seconder to be recorded.

Carried

7. REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY

a. Verbal Report - RDKB Representative

Verbal report from Council's representative to the Regional District of Kootenay Boundary

Read the RDKB agendas here:

<https://rdkb.civicweb.net/filepro/documents/314>

The Regional District representative advised that the RDKB has completed the process for their 5-year financial plan and is about start strategic planning.

The contract for pool redecking at the GF Aquatic Centre is going ahead.

A question was raised about the Economic Development plan between City and Area D. Council was advised the service is underway.

Another question was raised regarding the failure of Curling Rink cooling plant, and Council was advised that the research is in progress as to options for repair or replacement.

Resolution #: R095/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Mayor Taylor's report on the activities of the Regional District of Kootenay Boundary, given verbally at this meeting be received.

Carried

8. RECOMMENDATIONS FROM STAFF FOR DECISIONS

- a. Non-Medical Cannabis Retail Licence Application - Baggy's

Development, Engineering & Planning

A typographical error in the memo was noted, but the error did not impact the recommendations from staff.

Resolution #: R096/19/03/25

Moved by: Korolek

Seconded by: Moslin

THAT Council receives the report for a POSITIVE recommendation for the Non-Medical Cannabis Retail Store Licence application from Baggy's Cannabis Store at Unit 4, 7480 – 4th Street.

Carried

Resolution #: R097/19/03/25

Moved by: Thompson

Seconded by: Eburne-Stoodley

THAT Council approves the Development Permit and directs staff to not issue the permit until all outstanding permit items are addressed in compliance with City regulations.

Carried

Resolution #: R098/19/03/25

Moved by: Zielinski

Seconded by: Thompson

THAT Council approves the operating hours for the proposed Non-Medical Cannabis Retail Licence store to be operated by Baggy's Cannabis Store at Unit 4, 7480 – 4th Street.

Carried

- b. Non-Medical Cannabis Retail Licence Application - Quantum 1

Development, Engineering & Planning

Resolution #: R099/19/03/25

Moved by: Moslin

Seconded by: Thompson

THAT Council receives the report for a POSITIVE recommendation for the Non-Medical Cannabis Retail Store Licence application from Quantum 1 Cannabis Corp at 317 Market Avenue.

Carried

Resolution #: R100/19/03/25

Moved by: Thompson

Seconded by: Eburne-Stoodley

THAT Council approves the operating hours for the proposed Non-Medical Cannabis Retail Licence store to be operated by Quantum 1 Cannabis Corp at 317 Market Avenue.

Carried

- c. Non-Medical Cannabis Retail Store Licence DP1903 at 426 Central Ave.

Development, Engineering & Planning

Staff recommended to deny this application due to the zoning variances requested (proximity to Fred Walker Centre and Gyro Park) and based on written feedback received from the Interior Health Authority.

Resolution #: R101/19/03/25

Moved by: Zielinski

Seconded by: Thompson

THAT Council APPROVE approval of Development Permit 1903 for a Non-Medical Cannabis Retail Store Licence application proposed for

426 Central Ave, legally described as Lot 1, Plan KAP46322, District Lot 108, SDYD, PID: 017-570-221.

Opposed (6): Taylor, Eburne-Stoodley, Korolek, Moslin, Thompson, and Zielinski

Defeated

Resolution #: R102/19/03/25

Moved by: Zielinski

Seconded by: Thompson

THAT Council directs staff to send a letter of REJECTION of the Non-Medical Cannabis Retail Store Licence application to the Liquor and Cannabis Regulation Branch.

Carried

9. REQUESTS ARISING FROM CORRESPONDENCE

a. RCMP

Letter of request for support of RCMP Appreciation Day in BC for February 1st

Resolution #: R103/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Council directs staff to provide a letter of support to the RCMP Day Committee for their efforts to move forward with a petition signed by Canadian citizens that will be directed to the Province of BC and the Government of Canada to acknowledge February 1st as 'Royal Canadian Mounted Police Day'.

Carried

- b. Dianna Darling

Block off request of pathway off of 5th Street

Council clarified with Operations staff whether closing the path would have other impacts on traffic flow and what the possible barriers might look like. Staff advised that the choice of material would depend on the type of traffic Council wished to block, and was told that they should plan to block pedestrian traffic.

There was further discussion of other needed improvements in the area including painting the crosswalks and possibly designating a handicapped parking stall.

Resolution #: R104/19/03/25

Moved by: Korolek

Seconded by: Eburne-Stoodley

THAT Council asks staff to proceed with the best practices and safety procedures to block the pathway along the side of the proposed Whispers of Hope community kitchen that connects 5th Street to the back alley of the 72nd Avenue properties.

Carried

Resolution #: R105/19/03/25

Moved by: Moslin

Seconded by: Zielinski

THAT Council direct staff to report back on possible safety improvements to benefit vehicle and pedestrian traffic at the intersection of 72nd Avenue and 5th Street.

Carried

c. Glynis Andersson

On behalf of Citizens for a Better Grand Forks, letter of request for an open forum community meeting

Council reviewed a number of open discussions already surrounding the issues of housing and marginalized people. It was noted that staff have been instructed to bring definition changes to the zoning bylaw which will trigger a public hearing. Boundary Flood Recovery is also engaging in conversations regarding long-term housing needs.

The previous council participated in a community discussion which was organized and facilitated by a non-partisan third-party.

Council and staff discussed the possibility of sponsoring such a discussion if the organization and moderation of the event were handled by a neutral party.

Resolution #: R106/19/03/25

Moved by: Zielinski

Seconded by: Thompson

THAT Council receives for information the request for an open forum community meeting regarding the impacts of the Whispers of Hope soup kitchen opening on 5th Street.

Carried

Resolution #: R107/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Council provide sponsorship to "Citizens for a Better Grand Forks" to organize a discussion forum.

Carried

10. INFORMATION ITEMS

- a. Memo 2019 - RDF final report

Deputy Manager of Operations and Sustainability

Resolution #: R108/19/03/25

Moved by: Moslin

Seconded by: Thompson

THAT Council receives the final report on the Local Economic Development Initiative for information purposes.

Carried

- b. Quarter 4 2018 Financial Report

Chief Financial Officer

Resolution #: R109/19/03/25

Moved by: Korolek

Seconded by: Eburne-Stoodley

THAT Council receives the Quarter 4 2018 Financial Report for information purposes.

Carried

11. BYLAWS

- a. Bylaw 1958 - A5 - Fees and Charges Amendment - Solid Waste Collection

Chief Financial Officer

There was discussion on the flat-rate price structure vs the tag-a-bag format used in Area D. Public feedback from a survey in 2017 was inconclusive between support for the two options.

It was advised that the solid waste collection is done per the terms of a contract, and changes to that should be reviewed in the period at least six months prior to it's next renewal to allow for public feedback and time to publicize any changes.

Resolution #: R110/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Council gives first three readings of the City of Grand Forks Fees and Charges Amendment Bylaw No. 1958-A5, 2019.

Opposed (1): Moslin

Carried

b. Bylaw 2055 - Five Year Financial Plan

Chief Financial Officer

Resolution #: R111/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT Council gives first three readings of the City of Grand Forks 2019-2023 Five Year Financial Plan Bylaw No. 2055.

Opposed (1): Zielinski

Carried

c. Bylaw 2057 - Parks and Public Spaces Access

Corporate Services

Council reviewed the bylaw and discussed several minor adjustments with staff, and staff advised of one change since the bylaw was submitted to bring a definition in-line with the forthcoming smoking bylaw.

There was discussion over the wording of sections 3 and 4 covering use of park space overnight.

Resolution #: R112/19/03/25

Moved by: Moslin

Seconded by: Korolek

THAT Council gives first three readings to the Parks and Public Spaces Access Bylaw No. 2057.

Amended

Resolution #: R113/19/03/25

Moved by: Moslin

Seconded by: Korolek

THAT the wording of section 17 be amended to read "...outside of designated access roads, lanes, parking lots, or *within designated Parks or Trails.*"

Carried

Resolution #: R114/19/03/25

Moved by: Taylor

Seconded by: Moslin

THAT definition 2.10 "Motorized Vehicle" be amended such that the exclusions are "wheelchairs, scooters used as a mobility aid for the disabled, and *peddle-assist bicycles.*"

Carried

Resolution #: R115/19/03/25

Moved by: Zielinski

Seconded by: Eburne-Stoodley

THAT Schedule "A" be amended to add to the list of Parks and Public Spaces where Temporary Shelters are Prohibited:

4. *Barbara Ann Park*, and

5. *Sugimoto Park*

Carried

Resolution #: R116/19/03/25

Moved by: Thompson

Seconded by: Korolek

THAT definition 2.14 "Park" be amended to add the words "*sports court or field*" to be consistent with the definition used in the Smoke- and Vape-Free Places bylaw.

Carried

Resolution #: R117/19/03/25

Moved by: Korolek

Seconded by: Thompson

THAT Council gives first three readings to the Parks and Public Spaces Access Bylaw No. 2057 as amended.

Carried

Resolution #: R118/19/03/25

Moved by: Zielinski

Seconded by: Korolek

THAT Council gives first three readings to the Off-Highways Vehicle Regulation Repeal Bylaw No. 1682-R.

Carried

Resolution #: R119/19/03/25

Moved by: Korolek

Seconded by: Thompson

THAT Council gives first three readings to the Parks Access Repeal Bylaw No. 1959-R.

Carried

d. Bylaw 2056 - Events Delegation

Corporate Services

Discussion of the proposed bylaw resulted in five changes:

Definition 2.3 added another numbers adjusted accordingly: "Delegates" means those individuals delegated powers under this Bylaw.

Definition 2.4 "Events Coordinator" means the Manager of Operations for the City of Grand Forks or designate.

Section 3: Addition of a limit on events which may be approved by Council delegates to those "not exceeding three days duration."

Sections 6 and 7: Capitalization of the word "Delegates" to be clear that the word refers to definition 2.3.

Resolution #: R120/19/03/25

Moved by: Zielinski

Seconded by: Korolek

THAT Council gives first three readings to the Events Delegation Bylaw No. 2056 as amended.

Carried

12. LATE ITEMS

The Mayor advised that the City had completed the purchase of 4 lots on 70th Avenue adjacent to 19th Street project (Lots:A-D Plan: KAP22999 District Lot: 380 Land District: 54), and the information was released from in-camera.

13. QUESTIONS FROM THE PUBLIC AND THE MEDIA

Ian Mitchell spoke in support of Gynnis Andersson's letter and request for community discussion, and feels there is value to holding the discussion in a forum format.

Les Johnson (GFTV) spoke of community feedback sessions hosted by the Phoenix Foundation, and asked about which lots were purchased. The location of the lots was clarified, along with the purchase price of \$64,000 total for the four lots.

Les Johnson asked if any agreements were in place with BC Housing for use of lots for access, and was advised that Council has approved using the lots for temporary construction access for BC Housing's project.

Glynis Andersson thanked Council and staff for being in support of a community meeting.

Alex Robinson from JuiceFM asked for clarification that the City had no specific plans for the purchased lots, and was advised that the purchase was to allow for strategic future development.

Gloria Koch asked whether horses are allowed on the trails under the Parks and Public Spaces Access bylaw. Section 16 was explained, which permits horses on Trails but not in the green space of Parks.

14. **ADJOURNMENT**

Resolution #: R121/19/03/25

Moved by: Thompson

THAT the Regular Meeting be adjourned at 8:53 pm.

Mayor Brian Taylor

Dep. Corporate Officer – Kevin McKinnon

DRAFT

Request for Decision



To: Regular Meeting
From: **Procedure Bylaw / Corporate Services**
Date: April 8, 2019
Subject: Reports, Questions and Inquiries from the Members of Council
Recommendation: **THAT all reports by members of Council be received.**

Background

Under the City's Procedures Bylaw No. 1946, 2013, the Order of Business permits the members of Council to report to the Community on issues, bring community issues for discussion and initiate action through motions of Council, ask questions on matters pertaining to the City Operations and inquire on any issues and reports.

Benefits or Impacts

General

The main advantage of using this approach is to bring the matter before Council on behalf of constituents. Immediate action might result in inordinate amount of resource inadvertently directed without specific approval in the financial plan.

Strategic Impact



Community Engagement

- Members of Council may ask questions, seek clarification and report on issues.

Policy/Legislation

Procedure Bylaw No. 1946, 2013

Recommendation

THAT all reports by members of Council be received.

Options

1. THAT Council accepts the report.
2. THAT Council does not accept the report.
3. THAT Council refers the matter back to staff for further information.

REPORT TO COUNCIL

FROM: Councillor Christine Thompson

DATE: April 8, 2019

SUBJECT: Report to Council

Councillor Cathy Korolek, CAO Diane Heinrich and I attended the BC Economic Development Association's 2019 Summit in Richmond the first week of March. This was an excellent opportunity for hearing what other elected officials and professionals are doing to enhance economic development in their communities.

As Council's liaison to the Downtown Business Association, I attended two meetings. March 13th was their monthly meeting, and March 27th was a meeting to receive feedback regarding Family Day (which was very successful) and to plan for a General Membership Meeting scheduled for April 3rd. All of Council was invited to attend this general membership meeting.

I participated in a site visit with the Rural Coordination Centre of BC to provide input regarding health care services in our City. I had a brief conversation with my Doctor and inquired if there would be an interest to have Council round table discussions with them to discuss issues of mutual interest and concern. I was advised that there would be interest, and that this matter would be discussed with colleagues.

On March 29th, I attended the 2009+ Sinixt/Doukhobor Reconciliation Project exhibit at the Boundary Museum. This was the 10th anniversary celebration of the formal reconciliation that occurred on this date in Brilliant. It was a well attended event. Kudos to Joan Hart for the work she put into making this exhibit such a success.

Respectfully submitted,

Councillor Christine Thompson

March 20 Emergency Operations Workshop
Warfield BC

Mark Stephens, Manager of Emergency
Programs RDRB

Dan Derby, Regional Fire Chief
26 present

Orientation for Elected Officials

BC EMO - acronym about operations

Authority - Provincial Legislation

LGA

EPA

EPMR

LAEMR

CDFA - Compensation and Disaster
Financial Assistance Regulation

Authority - RDRB

RDRB Emergency Management Organization
Bylaw 1312 as a service *

Actions start with EMBC and their regional
offices. Our regional center is in Nelson.

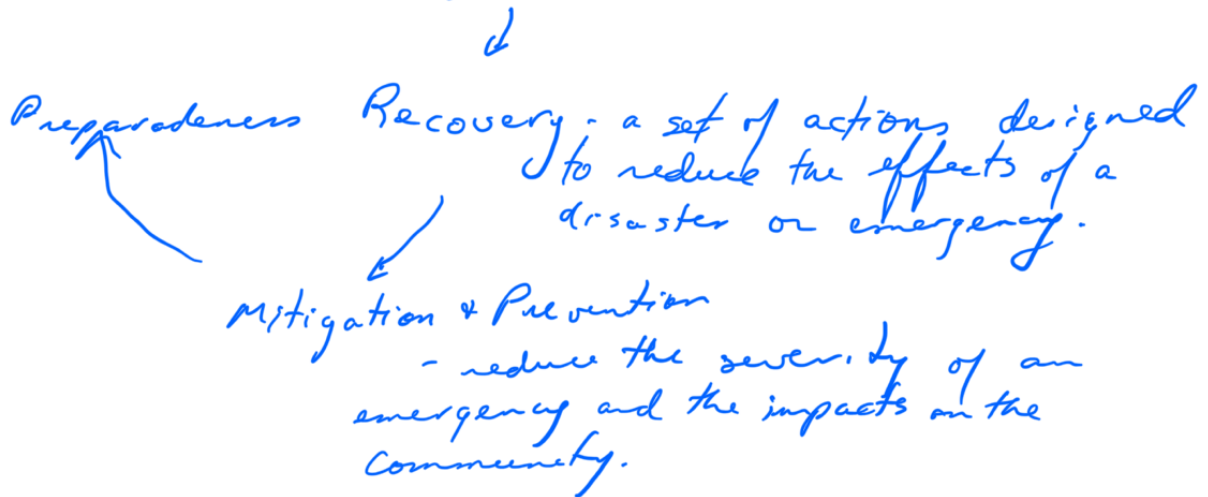
The declaration of local emergency creates
a 'tax number' through which all operations
are billed

BC EMO Goals

1. Safety of responders
2. Save lives
3. Reduce suffering
4. protect health
5. protect infrastructure
6. protect environment

6. protect property
7. protect environment
8. reduce economic & social losses

Emergency Management Cycle



RDCB EM Program Goals

Elected Officials Role Prior to an Emergency

- alert emergency program staff
- direct public to appropriate staff
- promote the new alerting system ??
- promote personal preparedness
- have a personal preparedness plan
- understand the limitations of their role

RDCB Emergency Plan is not a public document

* Each municipality has a copy of it * ??

RDCB EOC's

There are two EOC's - Trail & Grand Fork

An EOC is not a public space

EOC's contain backup power, radio communications, computer network equipment and facilities for extended stays.

Three activation levels of an EOC

Level 1 - small event

Level 2 - moderate event

Level 3 - major events or long duration

The RDRB contracts the Red Cross to provide Personal Disaster Assistance Teams (PDAT'S)

There are two PDAT'S : Trail & West Boundary

New Emergency Alerting

- system allows for the rapid deployment evacuation alerts and orders

- system will be operational April 10, 2019

Request for Decision



To: Regular Meeting
From: **Procedure Bylaw / Corporate Services**
Date: April 8, 2019
Subject: Report – from the Council's Representative to the Regional District of Kootenay Boundary
Recommendation: **THAT Mayor Taylor's report on the activities of the Regional District of Kootenay Boundary, given verbally at this meeting, be received.**

Background

Under the City's Procedures Bylaw No. 1946, 2013, the Order of Business permits the City's representative to the Regional District of Kootenay to report to Council and the Community on issues, and actions of the Regional District of Kootenay Boundary.

Benefits or Impacts

General

The main advantage is that all of Council and the Public is provided with information on the Regional District of Kootenay Boundary.

Strategic Impact



Community Engagement

- Information sharing with members of Council and the Public regarding regional issues.

Policy/Legislation

Procedure Bylaw No. 1946, 2013

Recommendation

THAT Mayor Taylor's report on the activities of the Regional District of Kootenay Boundary, given verbally at this meeting, be received.

Options

1. THAT Council accepts the report.
2. THAT Council does not accept the report.
3. THAT Council refers the matter back to staff for further information.



From: Tracy Tavares <ttavares@kitimat.ca>
Sent: March 26, 2019 4:08 PM
To: Tracy Tavares
Cc: coreysafe@outlook.com
Subject: District of Kitimat - Request for Local Governments to Support C.O.R.E.Y Motorcycle Safety
Attachments: Request for Local Governments to Support C.O.R.E.Y.pdf

Dear Local Governments of British Columbia,

On behalf of Mayor and Council of the District of Kitimat please find attached a letter requesting your support to write the Provincial Government to finalize and implement the Graduated Licensing Program for Motorcycles (GLP-M).

Thank you,



Tracy Tavares
Executive Assistant
District of Kitimat
Phone: 250-632-8920

www.kitimat.ca

FILE CODE
WE3
a District of Kitimat
KI - request for Support of
Graduated Lic. for Motorcycles

March 25, 2019



KITIMAT

District of Kitimat
270 City Centre
Kitimat, British Columbia
Canada V8C 2H7

Phone 250.632.8900
Fax 250.632.4995

Dear Mayor and Council

VIA EMAIL

On March 3, 2005, a motorcycle accident occurred that would forever change the life of Ms. Denise Lodge. Her 21-year old son Corey bought his first motorcycle, a high speed 1000cc racing sport bike. He wrote his learners license on the same day. In less than 24 hours he was involved in a fatal accident on the Malahat Highway. Unable to navigate the turn, the worst possible outcome was realized.

From this fateful event grew a movement affectionately known as The Coalition of Riders Educating Youth (C.O.R.E.Y). This alliance was organized by a mother who vowed to change an outdated system of motorcycle laws in an effort to advance motorcycle safety initiatives. Over the past 14 years C.O.R.E.Y has been working with the Government asking for them to give New Riders the Skills to have a safe ride.

In 2016, C.O.R.E.Y started working with the RCMP and RoadSafetyBC, presenting to over 7,900 Grade 9 – 12 high school students in Northern and Central BC. The interactive discussion brings full awareness of motorcycles to the new drivers as half of the deaths occur because the driver of the other vehicle does not see the motorcyclist. To further highlight the need of this program a recent statistic from the coroner indicates that there were thirty (30) motorcyclist deaths from January to July 2018. This is a 114% increase over the number of motorcyclist deaths occurring from January to July 2017.

At the 2016 UBCM Conference the following resolution was submitted by the District, and adopted by the North Central Local Government Association at the conference in Dawson Creek. Due to time constraints the resolution was not considered by the UBCM membership; however, it was endorsed post-conference by the UBCM Community Safety Committee:

Graduated Licensing for Motorcycles

DISTRICT OF KITIMAT

WHEREAS many changes and improvements have occurred regarding the operation of motorcycles including: increased fines for dangerous behavior while riding, mandatory approved helmet laws, and new seating regulations which require that the passenger's feet must remain on the foot pegs to prevent children who are too small from riding as passengers;

AND WHEREAS motorcycles make up three per cent of BC's insured vehicles, yet they are involved in approximately eleven per cent of all road fatalities:

THEREFORE BE IT RESOLVED that the Provincial Government implement the final phase of the graduated licensing program for motorcycles including power restrictions and mandatory training.

As the program has not yet been implemented, The District of Kitimat Mayor and Council are requesting letters of support be written to the Province to finalize and implement the Graduated Licensing Program for Motorcycles (GLP-M), including Power Restrictions and Mandatory Training.

We ask that letters of support be forwarded to:

Honourable Mike Farnworth, MLA
pssg.minister@gov.bc.ca

CoreySafe Society
coreysafe@outlook.com

Sincerely,

A handwritten signature in black ink, appearing to read "Phillip Germuth". The signature is fluid and cursive, with the first name "Phillip" being more prominent than the last name "Germuth".

Mayor Phillip Germuth
District of Kitimat

Request for Decision



To: Regular Meeting
From: **Chief Financial Officer**
Date: April 8, 2019
Subject: Five Year Financial Plan Bylaw No. 2055
Recommendation: **THAT Council gives final reading to the City of Grand Forks Five Year Financial Plan Bylaw 2019-2023, No. 2055.**

Background

Sections 165 and 166 of the Community Charter require a municipality to adopt a five-year financial plan annually, before the property tax bylaw adoption deadline of May 15, 2019, and to include public consultation as part of the financial planning process.

Four public budget workshops were conducted in January and February 2019, with presentations by staff on the capital and operating budgets for 2019. The proposed financial plan bylaw was introduced to the Committee of the Whole on March 11 and presented for first three readings at the March 25, 2019 Regular Meeting of Council.

2019 property tax revenues included in this financial plan have been maintained at the same level as 2018 actuals. Capital expenditures for 2019 total almost \$27 million, including approximately \$15 million for the Disaster Mitigation and Adaptation Fund program, and the annual surplus is budgeted at \$19.5 million. This budget provides for transfers of \$6.1 million from reserves for capital project funding and contributions of \$1.1 million to reserves for infrastructure renewal.

The Five Year Financial Plan Bylaw for 2019-2023 is presented here for final reading.

Benefits or Impacts

General

Adoption of a five-year financial plan is an annual requirement of the Community Charter. The 2019-2023 Financial Plan sets out the proposed funding sources, expenditures, and transfers to and from reserve funds for the current and additional four fiscal years.

The Financial Plan has been developed by applying the objectives and policies of Asset Management Financial Policy 808 towards achieving a goal of financial sustainability.



Fiscal Responsibility

Preparation of an annual budget and financial plan allows the City to ensure that adequate provision is made to meet its short and long-term operational and capital financial needs.

Policy/Legislation

Community Charter Section 165

Attachments

Five Year Financial Plan Bylaw 2013-2023, No. 2055.

Recommendation

THAT Council gives final reading to the City of Grand Forks Five Year Financial Plan Bylaw 2019-2023, No. 2055.

Options

1. RESOLVED THAT Council accepts the recommendation.
2. RESOLVED THAT Council does not accept the recommendation.
3. RESOLVED THAT Council refers the matter back to staff for further information.

Report Approval Details

Document Title:	By2055 Fin Plan final reading.docx
Attachments:	- Bylaw 2055 2019-2023 Financial Plan.pdf
Final Approval Date:	Mar 27, 2019

This report and all of its attachments were approved and signed as outlined below:

Diane Heinrich - Mar 27, 2019 - 10:27 AM

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 2055

A Bylaw to Establish the Five Year Financial Plan For the Years 2019 - 2023

The Council for the Corporation of the City of Grand Forks, in open meeting assembled, enacts as follows:

1. This bylaw may be cited, for all purposes, as the “Five Year Financial Plan Bylaw, 2019-2023, No. 2055”.
2. Schedule “A” attached hereto and forming part of this bylaw is hereby adopted as the Statement of Objectives and Policies for the Five Year Financial Plan for the years 2019 to 2023.
3. Schedules “B” and “C” attached hereto and forming part of this bylaw are hereby adopted as the Financial Plan schedules of proposed funding sources, expenditures, and transfers between funds for the years 2019 to 2023.

Read a first, second and third time by the Municipal Council this 25th day of March, 2019.

Finally adopted on this 8th day of April, 2019.

Mayor Brian Taylor

Corporate Officer Daniel Drexler

C E R T I F I C A T E

I hereby certify the foregoing to be a true and correct copy of the “Five Year Financial Plan Bylaw, 2019-2023, No. 2055”, as adopted by the Municipal Council of the City of Grand Forks on this 8th day of April, 2019.

Corporate Officer of the Municipal Council of the
City of Grand Forks

**CORPORATION OF THE CITY OF GRAND FORKS
5 Year Financial Plan Bylaw 2055
Schedule “A” Statement of Objectives and Policies**

In accordance with Section 165 (3.1) of the Community Charter, The City of Grand Forks is required to include in the Five Year Financial Plan, objectives and policies regarding each of the following:

1. The proportion of total revenue that comes from each of the funding sources described in Section 165(7) of the Community Charter;
2. The distribution of property taxes among the property classes, and
3. The use of permissive tax exemptions.

Funding Sources

Objective:

- For operations, to maintain annual increases to a level that approximates the annual increase in inflation unless a specific program or project is identified that requires tax revenue funding.
- For capital and fiscal, to review and address annually the long term needs for capital infrastructure.

Policies

- After an initial correction period, ensure that property tax increases remain as stable as possible over time and within 2 percent above inflation.
- Increase utility rates consistently over time, between 3 and 4 percent, to fund the asset management capital reserves.
- Evaluate and set user fees and charges fairly for the services received.
- Set taxes, fees and charges to achieve full cost recovery, where appropriate, for operating costs.
- Periodically review fees and charges to ensure that they account for inflation and changes in the level of service provided.
- Encourage the use of alternate revenue resources instead of property taxes.

Revenue Source	Amount	% of Total Revenue
Property Value Taxes	\$ 3,928,690	9.4%
Parcel Taxes	161,041	0.4%
Fees and Charges	7,804,998	18.7%
Other Sources	22,726,753	54.7%
Proceeds from Borrowing	891,116	2.1%
Reserve Funding	6,130,537	14.7%
TOTAL	\$ 41,643,135	100.0%

Distribution of Property Taxes

Objective:

- To ensure property taxes and rates are sufficient to meet the City’s short and long-term needs.
- To ensure equity among the property classes by reviewing the ratios of property class allocations annually.

Policies:

- Conduct periodic reviews of taxes paid by individual classes.
- Consider tax shifts or redistributions only where a full comprehensive analysis and impact is undertaken.
- Where a tax shift is required, consider a gradual phase-in to allow the properties in the class to adjust their budgets accordingly.
- In establishing property tax rates, take into consideration:
 - The amount of property taxes levied as compared to other municipalities.
 - The property class conversion ratio as compared to other municipalities.
 - The tax share borne by each property class.
 - The tax ratios of each property classification.

The 2019 distribution of property taxes rates among the different classes has not yet been determined. The following distribution is based on rate multiples consistent with prior years:

Property Class	Rate Multiple	% of Property Value Tax
01 Residential	1.00	56.86%
02 Utilities	8.62	1.42%
03 Supportive Housing	1.00	0.00%
04 Major Industry	9.11	21.08%
05 Light Industry	2.93	1.33%
06 Business	2.39	19.27%
07 Managed Forest	3.00	0.00%
08 Recreation/Non Profit	0.80	0.03%
09 Farm	1.08	0.01%
TOTAL		100.00%

Permissive Tax Exemptions**Objective**

- Optimize the provision of charitable and not for profit services for the benefit of Grand Forks residents.
- Provide property tax exemptions as permitted under the Community Charter in a consistent and fair manner.
- Restrict the provision of exemption to those providing an extension to City services and minimize the impact on City revenues.
- Consider the development of a revitalization tax exemption program as a means of encouraging commercial investment and increasing the availability of housing in the community.

Policies

- Grand Forks residents must be primary beneficiaries of the organization's services and the services provided must be accessible to all members of the public.
- In guiding and approving permissive tax exemptions, Council will take into consideration:
 - Not-for-profit occupiers of City property for the duration of their occupancy.
 - Land and improvements surrounding a statutorily exempt building for public worship.

CORPORATION OF THE CITY OF GRAND FORKS
Five Year Financial Plan Bylaw No. 2055
Schedule "B" Five Year Financial Plan 2019-2023

	2019	2020	2021	2022	2023
	Budget	Budget	Budget	Budget	Budget
Revenues					
Property Taxes	\$ 3,805,740	\$ 3,919,912	\$ 4,037,509	\$ 4,158,634	\$ 4,283,393
Parcel and Frontage Taxes	161,041	161,226	5,826	5,826	-
Grants in Lieu of Taxes	16,627	17,126	17,640	18,169	18,714
Percentage of Revenue Tax	106,323	106,323	106,323	106,323	106,323
Sales of Services and User Fees	7,804,998	8,032,202	8,260,885	8,496,431	8,737,015
Grants	21,867,510	12,676,856	8,454,421	9,562,049	7,637,348
Other Revenues	859,243	410,243	367,743	367,743	367,743
Total Revenues	34,621,482	25,323,888	21,250,347	22,715,175	21,150,536
Expenses					
Purchases for resale	3,419,715	3,488,109	3,557,871	3,629,028	3,701,608
General Government	1,409,487	1,294,217	1,319,441	1,345,169	1,431,412
Protective Services	921,416	894,560	912,251	930,296	948,702
Flood Response & Recovery	128,500	65,535	-	-	-
Transportation Services	2,628,684	1,350,157	1,377,160	1,404,704	1,432,798
Environmental & Health Services	259,160	264,343	269,630	275,023	280,523
Public Health Services	73,230	74,695	76,189	77,713	79,267
Planning and Development	726,900	697,968	507,217	517,161	527,304
Parks, Recreation and Cultural Services	1,251,824	1,380,914	1,381,612	1,408,844	1,436,621
Water Services	779,430	825,619	842,131	858,974	876,153
Electrical Services	664,700	728,994	743,574	758,445	773,614
Wastewater Services	701,960	726,199	740,723	755,537	770,648
Amortization	1,975,420	2,250,511	2,272,720	2,283,379	2,309,455
Debt Interest	162,491	156,956	154,093	153,971	153,971
Total Expenses	15,102,917	14,198,777	14,154,612	14,398,244	14,722,076
Surplus (Deficit) for the year	\$ 19,518,565	\$ 11,125,111	\$ 7,095,735	\$ 8,316,931	\$ 6,428,460
Adjusted for non-cash items					
Amortization	1,975,420	2,250,511	2,272,720	2,283,379	2,309,455
Total Cash from Operations	\$ 21,493,985	\$ 13,375,622	\$ 9,368,455	\$ 10,600,310	\$ 8,737,915
Adjusted for Cash Items					
Proceeds from Borrowing	891,116	-	-	-	-
Capital Expenditures	(26,967,471)	(14,001,374)	(9,298,852)	(10,991,253)	(8,551,183)
Inventory Expenditures	(50,000)				
Debt Principal Repayments	(352,847)	(310,848)	(199,299)	(164,316)	(164,316)
Transfer from Reserves	6,130,537	2,559,000	1,914,000	2,514,000	2,014,000
Transfer to Capital Reserves	(1,100,000)	(1,600,000)	(1,700,000)	(1,900,000)	(2,000,000)
Transfer to/from Operating Reserves	(4,096)	(15,000)	(15,000)	(15,000)	(15,000)
Transfer to Surplus	(41,224)	(7,400)	(69,304)	(43,741)	(21,416)
	\$ (21,493,985)	\$ (13,375,622)	\$ (9,368,455)	\$ (10,600,310)	\$ (8,737,915)
Financial Plan Balance	\$ -	\$ -	\$ -	\$ -	\$ -

CORPORATION OF THE CITY OF GRAND FORKS
5 Year Financial Plan Bylaw No. 2055
Schedule "C" - Five Year Financial Plan 2019-2023

CAPITAL EXPENDITURES - 2019			FUNDED FROM				
Description	Fund	Amount	Land Sales		Debt	Grants	Other
			Reserves	Reserve			
2018 Carry Forward Projects							
Silver Kettle Sidewalk	General	26,454	26,454				
Public Works Fuel Tanks	General	92,754	92,754				
Public Works - 22nd Street	General	32,721	-		32,721		
Wayfaring Signs	General	53,750	53,750				
Airport AWOS Upgrade	General	8,377	2,095			6,282	
Expo Sign changes	General	23,000	23,000				
Library HRV	General	12,000	-				12,000
Flood Plain Mapping & Risk Assessment	General	90,160	38,366			51,794	
City Park Campground Upgrade	General	70,000	70,000				
Data Collection Equipment	General	24,661	24,661				
LED Street Lighting	General	139,700	139,700				
Public Works Upgrades	General	6,409	6,409				
Facilities Review	General	10,000	10,000				
Annual Facility upgrades and replacement plan	General	15,000	15,000				
Renewable energy program	General	25,000	25,000				
Central Ave Sidewalk Replacement	General	11,550	11,550				
7th Street Storm Sewer	General	10,000	10,000				
SolarNow Solar Panel Installation	General	38,500	22,232			16,268	
City Hall HVAC	General	7,500	7,500				
Flood Plain Risk Management & Protection	General	172,628	-			172,628	
Dike Reconstruction	General	2,406,000	682,000			1,724,000	
Annual Low Impact Storm water Program	General	25,000	25,000				
Annual Emergency Facility Fund	General	30,000	30,000				
Fleet replacement	Fleet	285,900	285,900				
Electric Mower	Fleet	20,000	20,000				
Service Truck Replacement	Fleet	15,300	15,300				
Electrical Engineering	Electrical	30,367	30,367				
Annual Electrical System Upgrade Programs	Electrical	100,000	100,000				
Fuse Coordination Study and implementation	Electrical	15,000	15,000				
Electrical Master Plan	Electrical	35,000	35,000				
5th Street Watermain Replacement	Water	25,600	25,600				
West Side Fire Protection	Water	858,395	-		858,395		
Water Supply & Conservation	Water	10,000	10,000				
Granby Water Crossing / Yale Bridge water main	Water	10,000	10,000				
Interfor Property Isolation	Water	150,000	150,000				
Well 5 VFD	Water	40,000	40,000				
Shared Property (strata, trailers) Water Meters	Water	28,130	28,130				
Water service upgrade - City Park, 7th St., etc...	Water	120,903	120,903				
136 Sagamore/Airport Water Line Extension	Water	25,000	25,000				
Airport Water Main Looping	Water	60,459	60,459				
Water Main Airport	Water	128,000	-			128,000	
Sewer Main Relining	Sewer	58,785	58,785				
Granby River Force Main Crossing	Sewer	7,160	7,160				
MWR Discharge Requirements	Sewer	100,000	100,000				
Wastewater Treatment Plant UV	Sewer	427,295	-	142,432		284,863	
3rd Street Sewer Main Repair	Sewer	35,300	35,300				
Wastewater Treatment Plant Upgrades	Sewer	2,557,242	434,730			2,122,512	
Bio-Solids Land Application Plan	Sewer	25,000	25,000				
Subtotal 2018 Carry Forward Projects		8,500,000	2,948,105	142,432	891,116	4,506,347	12,000

CORPORATION OF THE CITY OF GRAND FORKS
5 Year Financial Plan Bylaw No. 2055
Schedule "C" - Five Year Financial Plan 2019-2023

CAPITAL EXPENDITURES - 2019			FUNDED FROM				
			Land Sales		Debt	Grants	Other
Description	Fund	Amount	Reserves	Reserve			
2019 New Projects							
Library Roof Repairs	General	250,000	250,000				
Library Feasibility Study	General	16,000	16,000				
Facility Security Systems	General	50,000	50,000				
Printers and IT Equipment	General	70,000	70,000				
Construction Fencing	General	15,000	15,000				
Downtown Sidewalk Drops	General	15,000	15,000				
Storm Water Management Plan	General	60,000	60,000				
Bridge Repairs	General	50,000	50,000				
Command Vehicle 2 Replacement	Fleet	80,000	80,000				
Recloser for FDR 5	Electrical	30,000	30,000				
Electrical System Upgrades	Electrical	50,000	50,000				
Valley Heights - Transformers	Electrical	60,000	60,000				
Pole Changes - FDR 3 & 5	Electrical	20,000	20,000				
Three Phase Meter Change	Electrical	40,000	40,000				
Galvanized Main Replacement	Water	50,000	50,000				
Inflow & Infiltration Study	Sewer	50,000	50,000				
Industrial Lift Station Rebuild	Sewer	300,000	300,000				
Inspection Chamber Installations	Sewer	10,000	10,000				
City Park Pump Replacement	Sewer	90,000	90,000				
Flood Alert Sewer Monitoring	Sewer	24,000	24,000				
Emergency Repair Funds	Sewer	160,000	160,000				
Emergency Gaps Funding	General	250,000	250,000				
SIIP Capital and Planning	General	1,100,000	800,000				300,000
National Disaster Mitigation Plan	General	300,000	300,000				
Disaster Mitigation & Adaptation	General	15,327,471	200,000			15,127,471	
Subtotal 2019 New Projects		18,467,471	3,040,000	-	-	15,127,471	300,000
TOTAL CAPITAL EXPENDITURES		26,967,471	5,988,105	142,432	891,116	19,633,818	312,000

Request for Decision



To: Regular Meeting
From: **Corporate Services**
Date: April 8, 2019
Subject: Parks and Public Spaces Access Bylaw
Recommendation: **THAT Council gives final reading to the Parks and Public Spaces Access Bylaw No. 2057.**

THAT Council gives final reading to the Off-Highways Vehicle Regulation Repeal Bylaw No. 1682-R.

THAT Council gives final reading to the Parks Access Repeal Bylaw No. 1959-R.

Background

As part of the preparation for Bylaw 2056, the existing Park Access Bylaw needed some small adjustments.

Prior amendments have been consolidated, certain archaic language and formatting has been cleaned up, and exemptions for Emergency Services and City employees in the course of their duties are more clearly spelled out in the new revision.

Bylaw 1682 (Off-Highways Vehicle Regulation) was made redundant with the addition of a few words to the Park Access Bylaw, and was therefore merged into the new Park and Public Spaces Access Bylaw, and subsequently linked to the Municipal Ticket Information Bylaw as well.

The attached bylaw 2057 replaces the existing Park Access Bylaw No. 1959. The attached bylaw 1959-R repeals the Park Access Bylaw No. 1959 and amendments. The attached bylaw 1682-R repeals the Off-Highways Vehicle Regulation Bylaw No. 1682.

On March 11, 2019, the Bylaws were introduced at the Committee of the Whole Meeting.

Update:

The Bylaws were presented on March 25, 2019 at the Regular Meeting of Council for first three readings. After some amendments by Council, all Bylaws received the first three readings.

The Bylaws are now presented for final reading.

Benefits or Impacts

General

Strategic Impact

Policy/Legislation

Removes archaic language in the preceding Bylaw, merges bylaws reducing the number of active but redundant bylaws being maintained and brings more bylaws under the Municipal Ticket Information bylaw.

Attachments

Bylaw 2057 – Parks and Public Spaces Access Bylaw, 2019

Bylaw 1959-R – Park Access Repeal Bylaw

Bylaw 1682-R – Off-Highways Vehicle Regulation Repeal Bylaw

Current Bylaws 1959, 1959-A1, and 1682

Recommendation

THAT Council gives final reading to the Parks and Public Spaces Access Bylaw No. 2057.

THAT Council gives final reading to the Off-Highways Vehicle Regulation Repeal Bylaw No. 1682-R.

THAT Council gives final reading to the Parks Access Repeal Bylaw No. 1959-R.

Options

1. THAT Council accepts the report.
2. THAT Council does not accept the report.
3. THAT Council refers the matter back to staff for further information.

Report Approval Details

Document Title:	2019 RFD - Bylaw 2057 - Final Reading.docx
Attachments:	<ul style="list-style-type: none">- By2057 - Parks Access Bylaw - 2019.doc- By1682-R - Off Highways Vehicle Regulation Repeal Bylaw - 2019.doc- By1959-R - Parks Access Repeal Bylaw - 2019.doc- By1959 - Parks Access Bylaw.doc- By1959-A1 - Parks Access Amendment 2017.docx- By1682 - Recreation and Off Highway Vehicle Regulation.pdf
Final Approval Date:	Mar 28, 2019

This report and all of its attachments were approved and signed as outlined below:

Diane Heinrich - Mar 28, 2019 - 3:01 PM

THE CORPORATION OF THE CITY OF GRAND FORKS
PARK AND PUBLIC SPACES ACCESS BYLAW NO. 2057
A BYLAW TO REGULATE THE USE OF PARKS, TRAILS,
BEACHES AND BOULEVARDS

The Municipal Council of the Corporation of the City of Grand Forks, in open meeting lawfully assembled, **ENACTS** as follows:

Citation

1. This bylaw may be cited as "**Park and Public Spaces Access Bylaw No. 2057**".

Definitions

2. In this bylaw, unless the context otherwise requires:
 - 2.1 "**At Large**" means any animal in a Park or Public Space, or on private property other than the Owner's property, and not securely leashed and under control of the Owner;
 - 2.2 "**Bylaw Enforcement Officer**" means every person(s) designated by Council as a Bylaw Enforcement Officer for the City or otherwise authorized under the Offence Act, and every Peace Officer;
 - 2.3 "**City**" means the Corporation of the City of Grand Forks;
 - 2.4 "**Council**" means the Council of the City of Grand Forks;
 - 2.5 "**Dog Off-Leash Park**" means any Park within which dogs are permitted to run at large subject to the restrictions established in this bylaw;
 - 2.6 "**Fire and Life Safety Bylaw**" means the Grand Forks Fire and Life Safety Bylaw No. 1965 as amended or replaced from time to time;
 - 2.7 "**Firearm**" means a barrelled weapon of any description from which any shot, bullet or other missile can be discharged. It includes any prohibited weapon, whether a lethal weapon or not.
 - 2.8 "**Highway**" includes a street, road, lane, bridge, viaduct and any other way open for the use of the public but does not include a private right-of-way on private property;
 - 2.9 "**Homeless Person**" means a Person who has neither a fixed address or a predictable residence to return to on a daily basis;

Park and Public Spaces Access Bylaw No. 2057

- 2.10 **“Motorized Vehicle”** means any type of vehicle capable of propulsion by an internal combustion or electric motor, but excluding wheelchairs and scooters used as a mobility aid for the disabled, and peddle-assist bicycles;
- 2.11 **“Municipal Ticket Information Bylaw”** means the *City of Grand Forks Municipal Ticket Information Bylaw* No. 1957 as amended or replaced from time to time;
- 2.12 **“Municipality”** means the area within the City boundaries of the City;
- 2.13 **“Owner”**, in respect of any animal, means a person who keeps, harbours, or has temporary or permanent possession of an animal;
- 2.14 **“Park”** means any real property owned or subject to a right of occupation by the City for the purposes of pleasure, recreation, or community uses of the public, including all dedicated public parks, Municipal Hall grounds, or other lands used for public parks, or any playground, sports court or field, public square, beach, boulevard or cemetery within the corporate limits of the City of Grand Forks;
- 2.15 **“Peace Officer”** shall have the same meaning as in the Interpretation Act;
- 2.16 **“Person(s)”** includes any company, corporation, owner, partnership, firm, association, society or party;
- 2.17 **“Property”** means land, with or without improvements, so affixed to the land as to make them in fact and in law, a part of it;
- 2.18 **“Public Space”** means any real property or portions of real property owned or leased by the City to which the public is ordinarily invited or permitted to be in or on, and includes, but is not necessarily limited to, the grounds of public facilities or buildings, the Kettle and Granby Rivers’ foreshore, and public parking lots;
- 2.19 **“Temporary Shelter”** means a tent, lean-to, or other form of shelter that is temporary and portable in nature that is constructed from nylon, plastic, cardboard, or other similar non-rigid material, and that covers an area of less than ten (10) square meters.
- 2.20 **“Trail”** means any pathway or trail and all improvements, including all public sections of the Trans-Canada Trail, within the corporate limits of the City of Grand Forks but does not include the travelled portion of a Highway;
- 2.21 **“Vehicle”** means all conveyances for the carriage or transport of persons, passengers, goods, or materials whether self-propelled or drawn or pulled by animals or any mechanical, muscular device, or other motive power whatsoever, and shall include but not limited to Motorized Vehicles, trailers, skateboards, long-boards, bicycles, and tricycles.

Regulations

3. A person shall not enter or be upon or within any Park between the hours of 11:00 p.m. and 6:00 a.m.
4. Notwithstanding Section 3, where there is no accessible shelter accommodation available in the City or in reasonable proximity thereto, a Homeless Person may, without prior written permission of the City, reside in a Park, including erecting and occupying a Temporary Shelter, except in designated Parks listed in Schedule "A" of this bylaw, between the hours of 7:00pm on one day and 9:00am of the following day, provided that the Homeless Person:
 - 4.1 does not erect the Temporary Shelter until after 7:00pm on one day;
 - 4.2 takes down and removes the Temporary Shelter from the Park prior to 9:00am on the following day;
 - 4.3 complies with other provisions of this bylaw;
 - 4.4 does not reside or erect the Temporary Shelter in, on, under, or within:
 - 4.4.1 playgrounds, spray parks or pools;
 - 4.4.2 skateboard parks, tennis courts or other sports courts;
 - 4.4.3 sports fields, stadiums or dugouts;
 - 4.4.4 stages or bleachers;
 - 4.4.5 washroom facilities, picnic shelters, or gazebos;
 - 4.4.6 cemeteries;
 - 4.4.7 pathways or bridges;
 - 4.4.8 Trails, Highways, sidewalks or parking areas;
 - 4.4.9 all other Public Improvements.
 - 4.5 A Temporary Shelter found to be placed, secured, erected, used or maintained between the hours of 9:00 am and 7:00 pm on any Public Space or Park within the City shall be unlawful and subject to enforcement and removal, including any possessions, wastes and other incidental materials.
 - 4.6 Temporary shelters found in any areas described in Section 4.4 shall be subject to immediate removal.
5. A person shall not carry or discharge any Firearms, bow, crossbow, sling-shot, boomerang or other weapon of any description within a Park, school ground or other Public Space under the jurisdiction of the City of Grand Forks.
6. A person shall not take away any gravel, sand, or earth from any part of any Park.

Park and Public Spaces Access Bylaw No. 2057

7. A person shall not throw, deposit, drop, leave or dump any garbage, glass, bottles, cans, litter, ashes, cigarette or cigar butts, refuse, trash, rubbish, or other materials, in any Park, Public Space, or waters adjacent thereto.
8. A person shall not light any fire on or within any Park or Public Space within the Municipality, except in a fireplace or area provided for that purpose and only as permitted by the current Fire and Life Safety Bylaw.
9. A person shall not be on the roof of any building in any Park or Public Space unless that person is an employee or agent of the City of Grand Forks carrying out his or her regular duties.
10. A person shall not be in any building, swimming pool, tennis court, or other enclosure, structure, or facility in any Park except during the hours the said building, swimming pool, tennis court, or other enclosure, structure, or facility is authorized to be used or to be open by the Council.
11. A person shall not break, injure or damage the locks, gates, bolts, fences, seats, benches, buildings, structures, or other property placed in Public Spaces, on boulevards, or in Parks.
12. A person shall not wilfully destroy, mutilate, efface, deface, or remove any sign posted within a Park under this or any other bylaw.
13. A person shall not climb, debark, break, peel, cut, deface, remove, injure, root up, dig or otherwise destroy or damage any tree, box, stake, or guard placed around any tree for the protection of the same, shrubs, flowers, roots, sod or grass planted and/or growing on boulevards, or in Parks or Public Spaces.
14. A person shall not play or practice the game of golf or similar games played with golf clubs and balls in any park, except in areas of a Park that have been designated for the playing and practicing of golf or similar games by the Council.
15. A person shall not cause, allow, or permit pets or other animals to be At Large on any beach, Park, or Public Space within the Municipality.
 - 15.1 A person shall be permitted to allow a dog to be At Large in a Park or Public Space, or portion of a Park or Public Space, which has been designated as a Dog Off-Leash Park.
 - 15.2 An Owner must immediately remove and dispose of, in a sanitary manner, feces left by pets or animals in a Park or Public Space, or on a Trail.

Park and Public Spaces Access Bylaw No. 2057

16. A person shall not ride or drive any horse, in, upon, or through any Park.
 - 16.1 Horses shall be permitted on the Trans-Canada Trail within the corporate limits of the City, with the provision that the Owner of such animal shall comply with section 15.2.
17. A person shall not ride or drive any Vehicle or other mode of conveyance, except for conveyances for the handicapped, children's carriages and strollers, outside of designated access roads, lanes, parking lots, or within designated Parks or Trails.
 - 17.1 Self-propelled vehicles limited to bicycles, trailers pulled by bicycles, roller blades and skateboards shall be permitted provided they are used on designated pathways or roads, are operated in a safe manner, and within any posted speed limits.
18. A person shall not possess or consume alcohol in a Park or Public Space except for special events where Council has approved a liquor license permit.

Offences and Penalties

19. A person who contravenes any of the provisions of this Bylaw shall be subject to a fine as described in the current Municipal Ticket Information Bylaw. A copy of the current schedule pertaining to the Parks Access Bylaw No. 2057 is attached to this bylaw for convenience.
 - 19.1 Where a Bylaw Enforcement Officer or any other officer of the City has reasonable grounds to believe that a person, while in a Park or Public Space, is in contravention of any provision of this bylaw, the Bylaw Enforcement Officer may:
 - 19.1.1 Direct the person to comply with the bylaw; or
 - 19.1.2 Direct the person to leave the Park or Public Space.
 - 19.2 A person who is directed to leave the Park or Public Space shall immediately leave the Park or Public Space and refrain from re-entering for a period of 24 hours or until 7pm the following day whichever is longer."

Exceptions

20. This bylaw shall not apply to officers or employees of the City of Grand Forks or any Emergency Services while exercising their duties.
21. Community Associations/Groups or members of the public may approach the Council of the City of Grand Forks for relaxation of the rules and regulations as listed in this bylaw for a specific special event.
22. The Chief Administrative Officer or designate may at any time permit exceptions to any provision of this bylaw.

Park and Public Spaces Access Bylaw No. 2057

General

23. Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
24. If any portion of this bylaw is for any reason held to be invalid by a Court of competent jurisdiction, the invalid portion shall be severed without affecting the remainder of the bylaw.

Repeal

25. The "City of Grand Forks Parks Access Repeal Bylaw No. 1959-R" shall repeal:
 - 25.1 The "City of Grand Forks Parks Access Bylaw No. 1959"
 - 25.2 The "City of Grand Forks Parks Access Amendment Bylaw No. 1959-A1"
26. The "Off-Highways Vehicles Regulation Repeal Bylaw No. 1682-R" shall repeal:
 - 26.1 The "Off-Highways Vehicles Regulation Bylaw No. 1682"

Read a first, second, and third time by the Municipal Council this 25th day of March, 2019.

Finally adopted on this ____ day of _____, 2019.

Mayor -Brian Taylor

Corporate Officer-Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 2057, cited as the "City of Grand Forks Park Access Bylaw 2057", as passed by the Municipal Council on the ____ day of _____, 2019.

Corporate Officer of the Municipal Council of the
City of Grand Forks

SCHEDULE “A”

Parks and Public Space where Temporary Shelters are Prohibited

1. City Park
2. Lois Hagen Park
3. Gyro Park
4. Barbara Ann Park
5. Sugimoto Park

SCHEDULE 5

COLUMN 1	COLUMN 2	COLUMN 3
Offence	Section	Fine
- In Park between 11:00 p.m. and 6:00 a.m.	3	\$ 50.00
- Camping in Park or Public Area / Temporary shelters	4	\$ 50.00
- Use of firearms/bow/cross-bow/sling-shot/boomerang/ weapon in park	5	\$ 100.00
- Unauthorized removal of gravel/sand/soil	6	\$ 100.00
- Littering	7	\$ 50.00
- Unauthorized fire on beach or in Park or Public Space	8	\$ 50.00
- Vandalism	11	\$ 100.00
- Vandalism of sign	12	\$ 100.00
- Vandalism of tree	13	\$ 100.00
- Unauthorized playing golf in park	14	\$ 100.00
- Animal At Large on beach, Park, or Public Space	15	\$ 50.00
- Horse in Park green space	16	\$ 50.00
- Vehicle in Park or Public Space	17	\$100.00
- Possession or consumption of alcohol in a Park or Public Area	18	\$ 50.00

THE CORPORATION OF THE CITY OF GRAND FORKS

OFF-HIGHWAYS VEHICLES REGULATION REPEAL BYLAW NO. 1682-R

A BYLAW TO REPEAL BYLAW 1682 AND ALL AMENDMENTS THERETO

The Municipal Council of the Corporation of the City of Grand Forks in open meeting assembled, **ENACTS** as follows:

CITATION

1. This bylaw may be cited as the “**Off-Highways Vehicles Regulation Repeal Bylaw No. 1682-R**”.

REPEAL

2. That Bylaw No. 1682 cited, for all purposes, as the “Off-Highways Vehicles Bylaw No. 1682, 2001” and any amendments thereto, be hereby repealed.

Read a first, second, and third time by the Municipal Council this 25th day of March, 2019.

Finally adopted on this ____ day of _____, 2019.

Mayor -Brian Taylor

Corporate Officer-Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1682-R, cited as the “Off-Highways Vehicles Regulation Repeal Bylaw 1682-R”, as passed by the Municipal Council on the __ day of __, 2019.

Corporate Officer of the Municipal Council of the
City of Grand Forks

THE CORPORATION OF THE CITY OF GRAND FORKS

PARK ACCESS REPEAL BYLAW NO. 1959-R

A BYLAW TO REPEAL BYLAW 1959, AND ALL AMENDMENTS THERETO

The Municipal Council of the Corporation of the City of Grand Forks in open meeting assembled, **ENACTS** as follows:

CITATION

1. This bylaw may be cited as the “**The City of Grand Forks Park Access Repeal Bylaw No. 1959-R**”.

REPEAL

2. That Bylaw No. 1959 cited, for all purposes, as the “City of Grand Forks Park Access Bylaw No. 1959, 2013” and any amendments thereto, be hereby repealed.

Read a first, second, and third time by the Municipal Council this 25th day of March, 2019.

Finally adopted on this ____ day of _____, 2019.

Mayor -Brian Taylor

Corporate Officer-Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1959-R, cited as the “City of Grand Forks Park Access Repeal Bylaw 1959-R”, as adopted by the Municipal Council on the ____ day of ___, 2019.

Corporate Officer of the Municipal Council of the
City of Grand Forks

THE CORPORATION OF THE CITY OF GRAND FORKS

PARK ACCESS BYLAW NO. 1959

**THE PARK ACCESS BYLAW OF THE CORPORATION OF THE CITY OF
GRAND FORKS TO REGULATE THE USE OF PARKS, TRAILS,
BEACHES AND BOULEVARDS**

WHEREAS the Municipal Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

1. This bylaw may be cited as "**The City of Grand Forks Parks Access Bylaw No. 1959, 2013**".
2. In this bylaw, unless the context otherwise requires:

Definitions

- (a) **"Bylaw Enforcement Officer"** means every person(s) designated by Council as a Bylaw Enforcement Officer for the City or otherwise authorized under the Offence Act, and every Peace Officer;
- (b) **"City"** means the Corporation of the City of Grand Forks;
- (c) **"Council"** means the Council of the City of Grand Forks;
- (d) **"Highway"** includes a street, road, lane, bridge, viaduct and any other way open for the use of the public but does not include a private right-of-way on private property;
- (e) **"Municipality"** means the area within the City boundaries of the City;
- (f) **"Park"** includes all dedicated Public Parks, Municipal Hall grounds, or other lands used for Public Parks, or any public trail, beach or boulevard within the corporate limits of the City of Grand Forks
- (g) **"Peace Officer"** shall have the same meaning as in the Interpretation Act and shall also include the person or persons who are appointed to enforce and administer this bylaw;

- (h) **“Person(s)”** includes any company, corporation, owner, partnership, firm, association, society or party;
 - (i) **“Property”** means land, with or without improvements, so affixed to the land as to make them in fact and in law, a part of it;
 - (j) **“Public Place”** means streets, highways, parks, public squares, beaches, foreshore and all other land and building that not private premises.
3. No person shall enter or be upon or within any park between the hours of 11:00 p.m. and 6:00 a.m., provided, however, that nothing in this section shall prevent any officers or employees of City of Grand Forks from entering or being upon or within any park in the exercise of their duties.
 4. No person shall set up or occupy any camper, trailer, or other form of temporary shelter, on or within any park.
 5. No person shall use any bow and arrow, sling-shot, boomerang or other weapon within a park, school ground or other public ground under the jurisdiction of the City of Grand Forks.
 6. No person shall take away any gravel, sand, or earth from any part of any park.
 7. No person shall throw, dump, deposit or leave any glass, bottles, cans, litter, or other materials whether likely to injure any person, animal, vehicle or not, in any park, or water adjacent to such parks.
 8. No person shall light up any fire on any public beach or park within the corporate limits of the City of Grand Forks, except in a fireplace or area provided for that purpose.
 9. No person shall be on the roof of any building in any park unless that person is an employee or agent of the City of Grand Forks carrying out his or her regular duties.
 10. No person shall be in any building, swimming pool, tennis court, or other enclosure or structure in any park except during the hours the said building, swimming pool, tennis court, or other structure is authorized to be used or to be open by the Council. This section does not apply to any employee or agent of the City of Grand Forks carrying out his or her regular duties.

11. No person shall break, injure or damage the locks, gates, bolts, fences, seats, benches, buildings, structures, or other property placed in the public squares, on boulevards, or in parks or grounds.
12. No person shall wilfully destroy, mutilate, efface, deface, or remove any sign posted within a park under this or any other bylaw.
13. No person shall climb, bark, break, peel, cut, deface, remove, injure, root up or otherwise destroy or damage the trees shrubs, flowers, roots, or grass planted and/or growing on boulevards, or in parks or grounds.
14. No person shall play or practice the game of golf or similar games played with golf clubs and balls in any park, except in areas of a public park that have been designated for the playing and practicing of golf or similar games by the Council.
15. No person shall cause, allow, or permit pets or other animals to be on any beach or park within the corporate limits of the City of Grand Forks, except pets on leashes.
16. No person shall ride or drive any horse, in, upon, or through the public squares, parks, or grounds, where specifically prohibited to do so.
17. No owner or keeper of any horse, cattle or swine shall suffer the same to go at large or to feed upon the public squares or parks and any horse, cattle, or swine found at large therein shall be impounded.
18. No person shall ride, drive or lead any animal, or any carriage, wagon, bicycle, motorcycle, scooter, automobile, sleigh, snowmobile or other vehicle or conveyance in or upon any of the public squares, parks or boulevards within the boundaries of the City of Grand Forks, except in areas specifically provided for such purpose; provided, however, that nothing in this section contained shall prevent any bicyclist, having first dismounted from his bicycle, from taking the same upon the turf or sward, or upon or along any sidewalk, pathway or footpath in any park. This section does not apply to any employee or agent of the Municipality carrying out his or her regular duties.
19. No person shall break, injure, dig or destroy any trees lawfully planted, or the sod grass of any boulevard, or any box, stake or guard which is placed around any tree for the protection of the same.

20. No person shall possess or consume alcohol in a public park or municipal space with the exception of special events which include an approved liquor license permit.
21. Community Associations/Groups or members of the public may approach the Council of the City of Grand Forks for relaxation of the rules and regulations as listed in this bylaw for a special event. This relaxation is for the specific event only and, should such event re-occur, permission by Council must be requested again.
22. Schedule "5" forms part of the Municipal Ticketing Information Bylaw No. 1957.
23. The City of Grand Forks Parks Access Bylaw No. 1065 and all amendments thereto, are hereby repealed.

READ A FIRST TIME this 24th day of June, 2013.

READ A SECOND TIME this 24th day of June, 2013.

READ A THIRD TIME this 24th day of June, 2013.

FINALLY ADOPTED this 22nd day of July, 2013.

Mayor -Brian Taylor

Corporate Officer-Diane Heinrich

CERFIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1959, cited as the "City of Grand Forks Park Access Bylaw 1959, 2013", as passed by the Municipal Council on the 22nd day of July, 2013.

Corporate Officer of the Municipal Council of the
City of Grand Forks

SCHEDULE 5

COLUMN 1	COLUMN 2	COLUMN 3
Offence	Section	Fine
- In park between 11:00 p.m. and 6:00 a.m.	3	\$ 50.00
- Camping in park	4	\$ 50.00
- Use of bow and arrow/sling-shot/boomerang/ weapon in park	5	\$ 100.00
- Unauthorized removal of gravel/sand/soil	6	\$ 100.00
- Littering	7	\$ 50.00
- Unauthorized fire on beach	8	\$ 50.00
- Vandalism	11	\$ 100.00
- Vandalism of sign	12	\$ 100.00
- Vandalism of tree	13	\$ 100.00
- Unauthorized playing golf in park	14	\$ 100.00
- Animal on beach	15	\$ 50.00
- Vehicle in park	18	\$ 50.00
-Possession or consumption of alcohol in a park or public area	20	\$ 50.00

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1959-A1

A BYLAW TO AMEND THE CITY OF GRAND FORKS Parks Access Bylaw No. 1959, 2013

=====

The Council of the Corporation of the City of Grand Forks **ENACTS** as follows:

1. This bylaw may be cited for all purposes as the “**City of Grand Forks Parks Access Amendment Bylaw No. 1959-A1, 2017**”;
2. Amend Bylaw No. 1959 as follows:

Delete Section 4 and **replace** it with the following:

- “4. No person shall place, secure, erect, use or maintain a temporary shelter on any public place or park within the City:
- (a) between 9:00 am and 7:00 pm.
 - (b) Temporary shelter found to be placed, secured, erected, used or maintained between the hours of 9:00 am and 7:00 pm on any public place or park within the City shall be unlawful and subject to enforcement and removal, including any possessions, wastes and other incidental materials.
 - (c) Notwithstanding Section 4 (a), no person shall place, secure, erect, use or maintain a temporary shelter at any time in, on, under or within: playgrounds, spray parks; skateboard parks, tennis courts or other sports courts; sports fields, stadiums or dugouts; stages or bleachers; washroom facilities, picnic shelters, or gazebos; cemeteries; or bridges within the City.
 - (d) Temporary shelters found in any areas described in 4 (c) will be removed immediately.”

Delete Section 13 and **replace** it with the following:

“No person shall climb, debark, break, peel, cut, deface, remove, injure, root up, dig or otherwise destroy or damage any tree, box, stake, or guard placed around any tree for the protection of the same, shrubs, flowers, roots, sod or grass planted and/or growing on boulevards, or in parks or grounds.”

Delete Section 19.

Insert section 22.1 as follows:

“22.1 Where a Bylaw Enforcement Officer any other officer of the City has reasonable grounds to believe that a person, while in a park or public space, is in contravention of any provision of this bylaw the Bylaw Enforcement Officer may:

- (a) Direct the person to comply with the bylaw; or
- (b) Direct the person to leave the park or public place.
 - i. A person who is directed to leave the Park or Recreation Facility must immediately leave the park or public place and refrain from re-entering for a period of 24 hours or until 7pm the following day whichever is longer.”

3. This bylaw shall come into force and effect upon adoption.

INTRODUCED this 5th day of September, 2017.

Read a **FIRST** time 16th day of October, 2017.

Read a **SECOND** time 16th day of October, 2017.

Read a **THIRD** time 16th day of October, 2017.

FINALLY ADOPTED this day of , 2017.

Mayor Frank Konrad

Corporate Officer Diane Heinrich

CERTIFICATE

I hereby certify the foregoing to be a true copy of Bylaw No. 1959-A1 as passed by the
Municipal Council of the City of Grand Forks
on _____, 2017.

Corporate Officer of the Municipal Council of the
City of Grand Forks

THE CORPORATION OF THE CITY OF GRAND FORKS

RECREATIONAL AND OFF HIGHWAY VEHICLE REGULATION BYLAW NO. 1682

A BYLAW TO PROVIDE FOR THE REGULATION OF THE USE OF MOTORIZED RECREATIONAL AND OFF-HIGHWAY VEHICLES WITHIN THE CITY OF GRAND FORKS

WHEREAS the Local Government Act allows Council, by bylaw, to regulate all highways and public places within the City of Grand Forks; and

WHEREAS the operation of motorized recreational and off-highway vehicles on certain lands within the City of Grand Forks is creating a hazard to both the vehicle operators and other users of the lands; and

WHEREAS the noise generated by motorized recreational and off-highway vehicles is causing a nuisance to the citizens of the City of Grand Forks;

NOW THEREFORE the Municipal Council of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

Citation

1. This bylaw may be cited, for all purposes, as the “**Off-Highways Vehicles Bylaw No. 1682, 2001.**”

Definition

2. In this bylaw, unless the context requires otherwise:
 - (a) “**City**” means the Corporation of the City of Grand Forks.
 - (b) “**Motorized vehicle**” means any type of vehicle capable of propulsion by a gas or electric motor, including a diesel motor, but excluding wheelchairs and scooters used as a mobility aid for the disabled.

3. No person shall operate or authorize or permit any other person to operate any **motorized vehicle**:
 - (a) On all sections of the TransCanada Trail within the City of Grand Forks, including that portion of the trail that constitutes the former Canadian Pacific Railway rail grade;
 - (b) In any parks owned and/or maintained on behalf of the City.
4. Any person who violates any provision of this bylaw shall be guilty of an infraction of this bylaw and liable to a fine or penalty not exceeding \$500.00 (Five hundred dollars) for each offence and in default of payment thereof forthwith or within such a time as the presiding Magistrate or Justice of the Peace shall direct, the fine imposed shall be recoverable under the provisions of the Offence Act R.S.B.C. 1996, Chapter 338 and all amendments thereto.

Severability

5. If any portion of this bylaw is held to be invalid by a Court of competent jurisdiction, such invalidity shall not affect the remaining portions of the bylaw.

READ a first time this 1st day of October, 2001.

READ a second time this 1st day of October, 2001.

READ a third time this 5th day of November, 2001.

RECONSIDERED, finally passed and adopted this 19th day of November, 2001.

MAYOR

CLERK

C E R T I F I C A T E

I hereby certify the foregoing to be a true copy of the Grand Forks Off-Highways Vehicles Bylaw No. 1682, 2001, as passed by the Municipal Council of the City of Grand Forks on the 19th day of November, 2001.

Clerk of the Municipal Council of the
City of Grand Forks

Request for Decision



To: Regular Meeting
From: **Corporate Services**
Date: April 8, 2019
Subject: Events Delegation Bylaw
Recommendation: **THAT Council gives final reading to the Events Delegation Bylaw No. 2056.**

Background

Council currently reviews all applications for events within the City requiring permission to sell alcohol ("beer gardens") or operate outside of the guidelines of the noise control bylaw. Staff already provide approval for other event-related requests including road closures and use of facilities.

In the proposed Events Delegation Bylaw, approval for small, single-day events is delegated to Staff for approval. This has the benefit that requests for such approval do not need to be received 30 days prior to the event, otherwise required to ensure it makes the agenda for the preceding Council meeting, and Council does not have to spend time considering routine approvals.

Approval for large-scale events (ie: Cannafest, Grand Forks International) which span multiple-days and/or would expect to draw crowds in excess of 500 persons would not be delegated and would still be required to receive approval from Council.

On March 11, 2019, the Bylaw was introduced at the Committee of the Whole Meeting. During discussion, Council instructed staff to change the proposed Bylaw to allow for staff approval of smaller, multi-day events.

Update:

The Bylaw was presented for first three readings at the Regular Meeting of Council on March 25, 2019. After some amendments by Council, the Bylaw received the first three readings.

The Bylaw is now presented for final reading.

Benefits or Impacts

General

Delegates approval of routine event requests to staff.

Strategic Impact

Policy/Legislation

Noise Control Bylaw No. 1681

Park and Public Space Access Bylaw No. 2057

Attachments

Bylaw 2056 – Event Delegation Bylaw

Recommendation

THAT Council gives final reading to the Events Delegation Bylaw No. 2056.

Options

1. THAT Council accepts the report.
2. THAT Council does not accept the report.
3. THAT Council refers the matter back to staff for further information.

Report Approval Details

Document Title:	2019 RFD - Bylaw 2056 - Final Reading.docx
Attachments:	- By2056 - Events Delegation Bylaw.docx
Final Approval Date:	Mar 28, 2019

This report and all of its attachments were approved and signed as outlined below:

Diane Heinrich - Mar 28, 2019 - 3:03 PM

THE CORPORATION OF THE CITY OF GRAND FORKS

EVENTS DELEGATION BYLAW NO. 2056

A BYLAW TO DELEGATE DEFINED AUTHORITIES TO OFFICERS OF THE CITY

The Municipal Council for the Corporation of the City of Grand Forks, in open meeting lawfully assembled, **ENACTS** as follows:

Citation

1. This bylaw may be cited as the “**Events Delegation Bylaw No. 2056**”

Definitions

2. In this bylaw, unless the context otherwise requires:
 - 2.1 “**Corporate Officer**” means the Corporate Officer for the City of Grand Forks or designate;
 - 2.2 “**Council Procedure Bylaw**” means the Grand Forks Council Procedure Bylaw No. 1946, as amended or replaced from time to time;
 - 2.3 “**Delegates**” means those individuals delegated powers under this Bylaw;
 - 2.4 “**Events Coordinator**” means the **Manager or Operations** for the City of Grand Forks, or designate;
 - 2.5 “**Noise Control Bylaw**” means the Grand Forks Noise Control Bylaw No. 1681, as amended or replaced from time to time;
 - 2.6 “**Parks and Public Spaces Access Bylaw**” means the Grand Forks Parks and Public Spaces Access Bylaw No. 2057, as amended or replaced from time to time.

Delegation of Powers and Duties

3. Council delegates to the Events Coordinator and Corporate Officer, the power and duty of Council to approve variances to the *Parks and Public Spaces Access Bylaw* in conjunction with events within the City expected to draw crowds of less than 500 persons **and not exceeding three days duration**.
4. Council delegates to the Events Coordinator and Corporate Officer, the power and duty of Council to approve variances, in conjunction with events, to the *Noise Control Bylaw* not to extend past midnight.

Events Delegation Bylaw No. 2056

5. Events expected to draw crowds of greater than 500 persons or where *Noise Control Bylaw* variances extend past midnight shall be required to apply to Council for permits or variances.

Policy and Procedure

6. The Delegates shall follow the City's current Event Request policy and procedure.

Reconsideration by Council

7. All of the following shall apply to any decision by the Delegates:
 - 7.1 The organizer of any event subject to a decision by the Delegates who is dissatisfied with the decision shall be entitled to have the decision reconsidered by Council in accordance with this section;
 - 7.2 An organizer who wishes to have a decision reconsidered by Council must apply for the reconsideration by delivering to the Corporate Officer, within 30 days after the decision is communicated in writing to the organizer, a reconsideration application in writing which must set out all of the following:
 - 7.2.1 the name of the Delegates who made the decision, the date of the decision and the nature of the decision;
 - 7.2.2 reasons why the organizer wishes the decision to be reconsidered by Council;
 - 7.2.3 the decision the organizer requests be made by Council, with brief reasons in support of the requested decision; and
 - 7.2.4 a copy of any materials considered by the organizer to be relevant to the reconsideration by Council.
 - 7.3 Council shall consider any application for reconsideration at the next available Regular meeting of Council after the date on which the reconsideration application is delivered to the Corporate Officer, subject to notice requirements as specified in the *Council Procedure Bylaw*.
 - 7.4 In reconsidering a decision, the Council must consider the material that was considered by the Delegates in making the decision;
 - 7.5 At a reconsideration of a decision, the organizer and any other person with interested in the decision are entitled to be heard by Council; and
 - 7.6 After having reconsidered a decision, Council may either confirm the decision or may set aside the decision and substitute the decision of Council.

Events Delegation Bylaw No. 2056

General

8. Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
9. If any section, paragraph or phrase of this bylaw is for any reason held to be invalid by a decision of a Court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this bylaw.

Read a first, second, and third time by the Municipal Council this 25th day of March, 2019.

Adopted this ____ day of ____, 2019.

Mayor – Brian Taylor

Corporate Officer – Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 2056, cited as the “Events Delegation Bylaw No. 2056”, as passed by the Municipal Council on the ____ day of __, 2019.

Corporate Officer of the Municipal Council of the
City of Grand Forks

Request for Decision



To: Regular Meeting

From: **Development, Engineering & Planning**

Date: April 8, 2019

Subject: Proposed Subdivision, Rezoning and Consolidation of approximately 0.5 hectares for parking lot expansion to relieve traffic congestion and alleviate safety concerns at John A. Hutton Elementary School (File: ZA1903).

Recommendation: **THAT Council gives first and second readings to Zoning Bylaw Amendment No. 2039-A5 and instructs staff to schedule a public hearing and proceed with the legislative requirements to complete the subdivision/rezoning/consolidation process.**

Summary

At the April 8, 2019 Committee of the Whole meeting Council recommended that first and second readings be given to Zoning Bylaw Amendment No. 2039-A5. After first and second readings of the bylaw, Council must hold a Public Hearing to receive input from the community prior to adopting the bylaw. Notice of the Public Hearing must be advertised in two consecutive copies of the local paper and to all owners and tenants within 30m of the parcel being rezoned. The proposed timing of the Public Hearing and next steps is shown on page 4 of this report.

The City received an application to subdivide and rezone 0.5 hectares (ha) for parking lot expansion to relieve congestion and alleviate safety concerns at John A. Hutton Elementary School.

At the July 17, 2017 council meeting the following resolution was passed by council:

THAT Council supports the application for subdivision of Lot 2, District Lot 520, Plan KAP5090 Land District 54, except Plan 5210, 8653, 11971, 12795, 13376, 19535, 21583, 23494 and 38138, and excluding portions outlined red on Plans B7375 and E10098, located north of 75th Avenue at 25th Street, and direct staff to complete the Local Government Report to Agricultural Land Commission.

On June 6, 2018, ABH Tire Ltd., Inc. No BC0260429 and the Board of Education of School District 51 received approval of their joint submission to the Agricultural Land Commission (ALC) for a lot line boundary adjustment and non-farm use within the Agricultural Land Reserve (ALR). The approval (Resolution #172/2018) from the ALC is subject to several conditions.

The proposal submitted to the ALC is to subdivide 0.5 ha from a 13.4 ha parcel (**Property 1** - farm land) and consolidate the 0.5 ha parcel with the 2.4 ha parcel (**Property 2** – John A. Hutton Elementary School) to permit the construction of additional parking for John A. Hutton Elementary School. This follows a 2004 ALC conditional approval (Resolution #600/2004) of a right-of-way for a bus loop on property 1 that was not executed because it was found to be cost prohibitive.

The current zoning for property 1 is R4A - Rural Residential 4A. The current zoning for property 2 is CU – Community Use.

A rezoning is required because “education buildings” are not permitted in the R4A zone. “Educational buildings” are permitted in the CU zone. Section 56.3 of Zoning Bylaw 2039 permits buildings and structures accessory to the uses permitted in the CU zone. The proposed parking lot is an accessory structure.

Background

The City received an application to subdivide and rezone 0.5 hectares (ha) for parking lot expansion to relieve congestion and alleviate safety concerns at John A. Hutton Elementary School.

The properties (see appendix A pages 5 – 6) are located within the ALR. The reconfigured properties will remain in the ALR.

In 2004, a right-of-way to accommodate a bus loop for John A. Hutton Elementary School was conditionally approved (Resolution #600/2004) by the ALC however the bus loop was not constructed because it was cost prohibitive to do so.

In 2018, ABH Tire Ltd., Inc. No BC0260429 and the Board of Education of School District 51 applied for and received approval of their joint submission to the ALC for a lot line boundary adjustment and non-farm use within the ALR. The approval (Resolution #172/2018) from the ALC is subject to several conditions (See Appendix B page 6).

Properties

Property 1

Parcel Identifier: 007-247-095

Legal Description:

Lot 2, District Lot 520, Similkameen Division, Yale District, District Plan 5090,
Except:

1. Plan 5210, 8653, 11971, 12975, 13376, 19535, 21583, 23494, and 38138
2. Parts Outlined in Red on Plans B7375 and E10098.

Area:13.4 ha

Civic Address:

Owner: ABH Tire Ltd.

Property 2

Parcel Identifier: 009-241-051

Legal Description:

Lot A, District Lot 520, Similkameen Division, Yale District, Plan 13376

Area: 2.4 ha

Civic Address: 2575 75th Ave

Owner: John A. Hutton Elementary School

Policy and Zoning Framework

Property 1 is zoned R4A. Property 2 is zoned CU.

The future land use for Property 1 as shown in the Official Community Plan (OCP) is Agriculture/Rural (AR). The future land use for Property 2 as shown in the OCP is Institutional (IN).

One of the guiding principles in the OCP is to ensure safety for all. This is inline with the OCP principle to improve mobility by creating more opportunity for safe and convenient movement around the City by foot and cycle, and eventually by transit. This, when incorporated into working toward a reduced reliance on the automobile over time, moves the City toward its goal of becoming more sustainable.

Neither property 1 nor property 2 are in a development permit area.

The major road fronting John A. Hutton Elementary School, 75th Avenue, is shown as a proposed non-motorized trail in the OCP bicycle network plan.

A rezoning is required because education buildings are permitted in the R4A zone. Educational buildings are permitted in the CU zone. Section 56.3 of Zoning Bylaw 2039 permits buildings and structures accessory to the uses permitted in the CU zone.

The DC Dean Associates Inc. parking and traffic study outlining the requirements for additional parking and improved traffic flow is attached as Appendix C. Amongst other things, the author of the study identified numerous examples of parents making unsafe movements. These unsafe movements included U-turns, driving on the wrong side of the road, picking up in the middle of road, and inappropriate parking choices. Actions, the report author suggests, are likely influenced by the lack of proper facilities and formalized areas of road user space.

Servicing and Infrastructure

The applicant will be required to enter into a Works and Services Agreement with the City. The Works and Services Agreement will be finalized prior to final reading of the

rezoning bylaw. Components of the Works and Services Agreement include but are not limited to:

1. The subdivided parcel from Property 1 is to be consolidated with Property 2.
2. Plans, prepared by a qualified professional, are to be submitted to the City for approval. The plans shall show appropriate infrastructure to ensure that pre-development storm flows from the site are equal to post-development storm flows from the site.
3. Street, sidewalk, street lighting, fire protection, electrical and other improvements as identified in the traffic and parking study and the city's subdivision servicing and any other applicable bylaws.
4. Landscaping, screening and fencing to improve safety and to mitigate impacts on adjacent development.
5. Payment of Development Cost Charges if required.

Proposed Timing

If the rezoning application receives support from Council to move forward, the next steps and estimated time frame are as outlined below:

ACTIVITY	TIMING
Committee of the Whole recommends that the application / bylaw move forward to the regular meeting for 1 st and 2 nd readings.	April 8, 2019
The rezoning bylaw goes before council for 1 st and 2 nd readings.	April 8, 2019
Bylaw and Public Hearing advertised twice and residents within 30m notified in writing of the application.	April/May, 2019
Public Hearing held by City Council.	April/May, 2019
Third reading of the rezoning bylaw	April/May, 2019
Works and Services Agreement finalized; Ministry of Transportation and Infrastructure Approval	April/May, 2019
Fourth (final) reading of the bylaw	May/June, 2019
Site Servicing completed	May/June, 2019

Benefits or Impacts

General

As outlined above the OCP generally supports the proposed subdivision, rezoning and consolidation of 0.5 hectares (ha) for parking lot expansion to relieve congestion and alleviate safety concerns at John A. Hutton Elementary School.

Strategic Impact



Community Engagement

- The public will be advised and invited to comment on the rezoning application in writing and through advertising in the local newspaper, the Grand Forks Gazette.
- Council will have an opportunity to hear any comments or concerns regarding the proposal.



Community Livability

- The parking lot expansion to relieve congestion and alleviate safety concerns at John A. Hutton Elementary School may encourage increased pedestrian traffic and reduced use of automobiles.

Policy/Legislation

The Official Community Plan, Zoning Bylaw, Local Government Act, Planning and Process and Fee Bylaw, Agricultural Land commission Act.

Attachments

- Appendix A Applicant and Site Information (7 Pages)
Appendix B Agricultural Land Commission Decision - ALC File: 56485 (7 Pages)
Appendix C DC Dean Associates Inc. - Traffic and Parking Study (6 Pages)
Appendix D Draft Bylaw No. 2039-A5 (2 Pages)
-

Recommendation

THAT Council gives first and second readings to Zoning Bylaw Amendment No. 2039-A5 and instructs staff to schedule a public hearing and proceed with the legislative requirements to complete the subdivision/rezoning/consolidation process.

Options

1. THAT Council accepts the report.
2. THAT Council does not accept the report.
3. THAT Council refers the matter back to staff for further information.

Report Approval Details

Document Title: 2019-04-08-ZA1903-2575_75_Ave-SubRezone-RFD.docx

Attachments: - 2019-04-08-ZA1903-Appendix_A-ApplicantSite_Red_Redacted.pdf
- 2019-04-08-ZA1903-Appendix_B-ALC56485.pdf
- 2019-04-08-ZA1903-Appendix_C-DCDeanAss_Traffic_Parking_Study.pdf
- 2019-04-08-ZA1903-Appendix_D_DRAFT_Bylaw_2039-A5_Rezoning.pdf

Final Approval Date: Apr 1, 2019

This report and all of its attachments were approved and signed as outlined below:

Dolores Sheets - Apr 1, 2019 - 4:20 PM

Diane Heinrich - Apr 1, 2019 - 4:34 PM



THE CORPORATION OF THE CITY OF GRAND FORKS

247 - 4TH STREET, BOX 280 GRAND FORKS, BC V0H 1H0 • FAX 250-442-8000 • TELEPHONE 250-442-8266



REZONING APPLICATION

APPLICATION FEE \$1,000.00 File No. 09-4600-02- _____ Receipt No. 220083

Applicant Information

Registered Owner(s): ABH TIRE LTD

Please note: If the applicant is other than the registered owner(s), an Agent's Authorization form is required.

Owner's Mailing Address:

2923 Central ave Grand Forks BC
V0H 1H2

E-mail Address: _____ Telephone: _____

Property Information

Legal Description: Plan 5090 Lot 2 DL# 520 75th ave
EXC PL: 5210, 8653, 11971, 12795, 13376, 19535, 21583,
23494, 38138

P.I.D.: 007 247 095

Civic Address of Property: _____

Rezoning Proposal

Current Zoning: R4A Current OCP Designation: _____ Proposed Zoning: CU

Summary of Proposal:

Rezoning and subdividing .5 hectare
off of field for Hutton Elementary parking
lot.

Submission Requirements:

Please submit the following information with this application:

- 1) A legible site plan, drawn to scale, showing the following:
 - a) The boundaries and dimensions of the subject property;
 - b) The location, setbacks and dimensions of the proposed and existing buildings;
 - c) The location of off-street parking; and,
 - d) The location of roads, lanes, pedestrian access routes, screening, landscaping and fencing.
- 2) Certificate of Title.
- 3) Site Profile Form.

Please note that upon City Council's approval of this development permit application, you must apply for and obtain a building permit before starting construction.

Applicant Acknowledgement

I, the undersigned, make this application to the City of Grand Forks, have fulfilled the application requirements, and understand that this application is subject to the *Freedom of Information and Protection of Privacy Act* of BC.

	
Applicant's signature	Date

Thank you for providing information about your proposal.
If you have any questions, please contact City staff at (250) 442-8266 or planning@grandforks.ca.

THE CORPORATION OF THE CITY OF GRAND FORKS



Subdivision Application Form

- | | | |
|--|---------------------------------|---|
| <input type="checkbox"/> Preliminary Layout Acceptance | <input type="checkbox"/> PLA | <input type="checkbox"/> PLA Amendment |
| <input type="checkbox"/> Strata Conversion | <input type="checkbox"/> Form P | <input type="checkbox"/> Form P Amendment |
| <input type="checkbox"/> Final Approval | | |

Contact Information

Name of Applicant (Contact Person):

**If the applicant is not the registered owner an Appointment of Agent form will be required.*

Company Name (if applicable):

ABH TIRE LTD

Company Search (if applicable):

Phone 1:

Phone 2:

Fax:

Email:

Mailing Address:

2923 Central ave Grand Forks BC V0H 1H2

Please indicate preferred method of correspondence ☒ Email ☐ Post ☐ Fax

Property

Civic Address of Property:

75th Ave

Zoning of Property:

R4A → CU

Subdivision Type:

All PLA submission application must have previously completed a pre-application meeting.

Please ensure you have completed and signed the PLA or Final Application and Checklist as part of your submission.

Signature for Subdivision Review

I/we hereby declare that all of the above statements and the information and materials submitted in support of this application are, to the best of my knowledge, true and correct in all aspects.

March 20/19

Date

Applicant Signature (print name also)

Date

Applicant Signature (print name also)



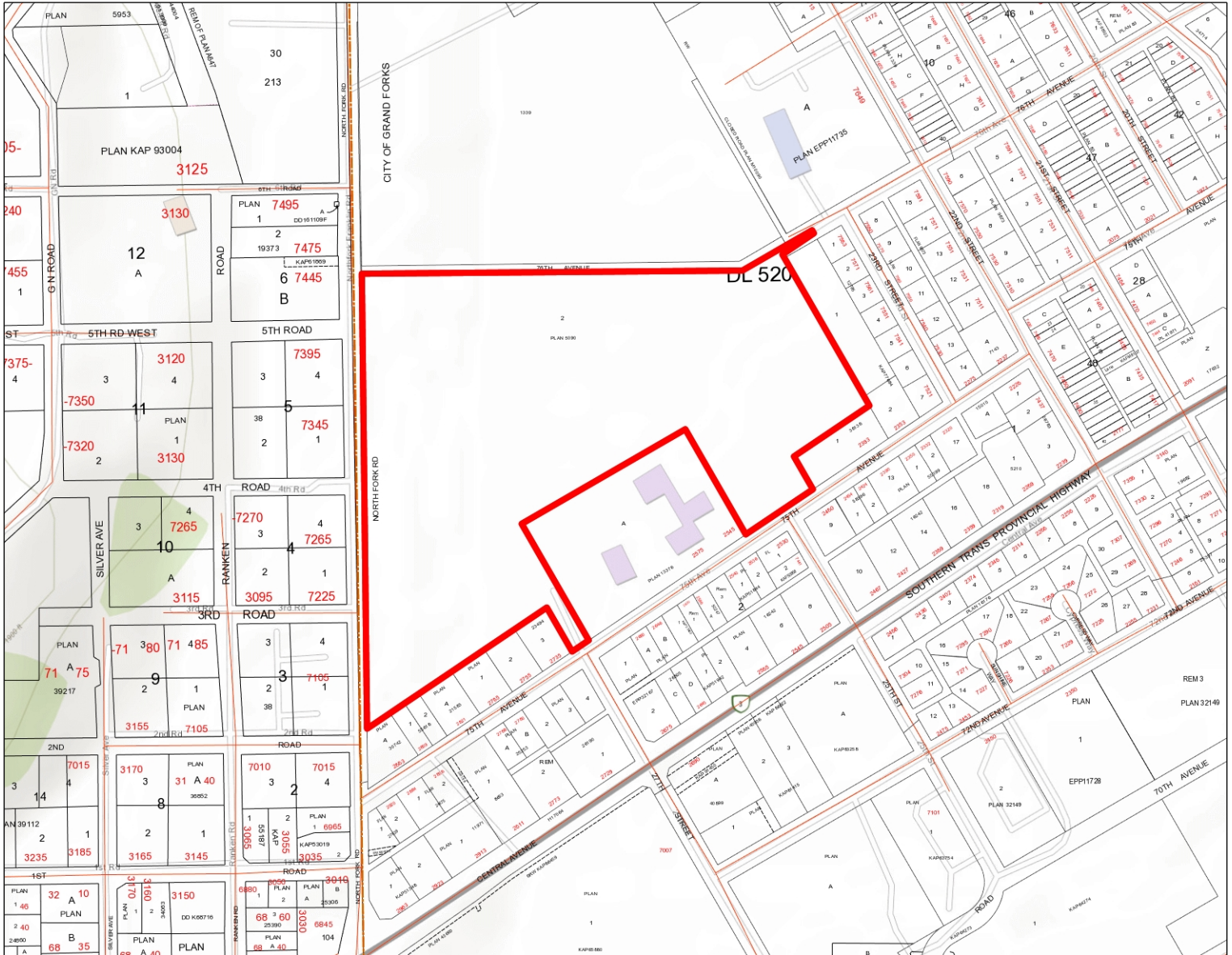
Subdivision Application Fees

PLA Application Fees	
The following fees must be paid to the City of Grand Forks at the time of application:	
<input checked="" type="checkbox"/> Preliminary Layout Acceptance (for one or more lots)	\$400.00
<input checked="" type="checkbox"/> Boundary Adjustment	\$100.00
<input type="checkbox"/> Strata Conversion	\$100.00/unit
<input type="checkbox"/> Form P (for phased strata development)	\$
<input type="checkbox"/> Form P Amendment	\$
<input type="checkbox"/> PLA Extension	\$
<input type="checkbox"/> PLA Amendment	\$

Final Application Fees	
The following fees must be paid to the City of Grand Forks at the time of application:	
<input type="checkbox"/> Final Subdivision Approval	\$
<input type="checkbox"/> Final Approval for each phase of Form P	\$
<input type="checkbox"/> Plan Examination Fee	\$



The City of Grand Forks makes every effort to ensure that this map is free of errors but cannot guarantee accuracy or fitness for any purpose, and does not provide warranty of any kind. The City accepts no liability for any expenses, losses, damages or costs relating to the use of this map or data. Data must not be used for direct marketing or be used in the breach of the privacy laws of the State of North Dakota. If the data is to be used for direct marketing or be used in the breach of privacy laws, it is intended only for the requested use. The data must not be circulated or copied without prior consent of the City of Grand Forks.



Scale 1: 4,514

Legal Information

Plan: KAP5090	Section:	Jurs: 210	Lot Area: 33.061
Block:	Township:	Roll: 1000000	Area Unit: acr
Lot: 2	Land District: 54	PID: 007247095	Width (ft):
District Lot: 520	Electoral Area: City of Grand Forks		Depth (ft):
Street: 2393 75TH AVE			
Description: Lot 2, Plan KAP5090, District Lot 520, Similkameen Div of Yale Land District, Except Plan 5210 8653 11971 12795 13376 19535 21583 23494 38138, & EXC PARTS RED ON PLANS B7375 & E10098			



Scale 1: 2,257

Legal Information

Plan: KAP13376	Section:	Jurs: 210	Lot Area: 6.04
Block:	Township:	Roll: 1040000	Area Unit: acr
Lot: A	Land District: 54	PID: 009241051	Width (ft):
District Lot: 520	Electoral Area: City of Grand Forks		Depth (ft):
Street: 2545 75TH AVE			
Description: Lot A, Plan KAP13376, District Lot 520, Similkameen Div of Yale Land District, SCHOOL LAND			



Agricultural Land Commission
201 – 4940 Canada Way
Burnaby, British Columbia V5G 4K6
Tel: 604 660-7000
Fax: 604 660-7033
www.alc.gov.bc.ca

June 6, 2018

ALC File: 56485

Jeremy Martens

DELIVERED ELECTRONICALLY

Dear Mr. Martens:

Re: Application 56485 for subdivision in the Agricultural Land Reserve

Please find attached the Reasons for Decision of the Kootenay Panel for the above noted application (Resolution #172/2018). As agent, it is your responsibility to notify the applicant accordingly.

Review of Decisions by the Chair

Under section 33.1 of the *Agricultural Land Commission Act* (ALCA), the Chair of the Agricultural Land Commission (the Commission) has 60 days to review this decision and determine if it should be reconsidered by the Executive Committee in accordance with the ALCA. You will be notified in writing if the Chair directs the reconsideration of this decision. The Commission therefore advises that you consider this 60 day review period prior to acting upon this decision.

Request for Reconsideration of a Decision

Under section 33(1) of the ALCA, a person affected by a decision (e.g. the applicant) may submit a request for reconsideration. The request must be received within one (1) year from the date of this decision's release. For more information, refer to *ALC Policy P-08: Request for Reconsideration* available on the Commission website.

Please direct further correspondence with respect to this application to Riccardo Peggi at Riccardo.Peggi@gov.bc.ca.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Ric Peggi', is written over a light blue horizontal line.

Riccardo Peggi, Land Use Planner

Enclosure: Reasons for Decision (Resolution #172/2018)
 Decision Map

cc: City of Grand Forks (File: 2017_ALC_56485)



AGRICULTURAL LAND COMMISSION FILE 56485
REASONS FOR DECISION OF THE KOOTENAY PANEL

Subdivision application submitted under s. 21(2) of the *Agricultural Land Commission Act*

Applicants: ABH Tire Ltd., Inc. No. BC0260429
Board of Education of School District 51

Agent: Jeremy Martens

Properties: Property 1
Parcel Identifier: 007-247-095
Lot 2, District Lot 520, Similkameen Division,
Yale District, District Plan 5090, Except:
(1) Plans 5210, 8653, 11971, 12795, 13376,
19535, 21583, 23494, and 38138
(2) Parts Outlined in Red on Plans B7375 and
E10098
Area: 13.4 ha
Civic Address: 2393 75th Ave, Grand Forks, BC
Owner: ABH Tires Ltd.

Property 2
Parcel Identifier: 009-241-051
Lot A, District Lot 520, Similkameen Division, Yale
District, Plan 13376
Area: 2.4 ha
Civic Address: 2575 75th Ave, Grand Forks, BC
Owner: John A. Hutton Elementary School

Panel: David Zehnder , Kootenay Panel Chair
Ian Knudsen

OVERVIEW

- [1] The Properties are located within the Agricultural Land Reserve (ALR) as defined in s. 1 of the *Agricultural Land Commission Act* (ALCA). The Properties are located within Zone 2 as defined in s. 4.2 of the ALCA.
- [2] Pursuant to s. 21(2) of the ALCA, the Applicants are applying to the Agricultural Land Commission (the "Commission") to transfer approximately 0.5 ha from Property 1 to Property 2 through a lot line boundary adjustment. The 0.5 ha area will be utilized as a parking area for John A. Hutton Elementary School to relieve traffic congestion on 75th Avenue and to alleviate safety concerns (the "Proposal").
- [3] The first issue the Panel considered is whether the Proposal would impact the agricultural utility of the Property.
- [4] The second issue the Panel considered is whether the Applicant's submission that the parking lot expansion is required at John A. Hutton Elementary School outweighs the considerations to agriculture.
- [5] The Proposal was considered in the context of s. 4.3 of the ALCA, which states:

When exercising a power under this Act in relation to land located in Zone 2, the commission must consider all of the following, in descending order of priority:

- (a) The purposes of the commission set out in section 6;*
- (b) Economic, cultural and social values;*
- (c) Regional and community planning objectives;*
- (d) Other prescribed considerations*

The purposes of the Commission, set out in s. 6 of the ALCA, are:

- (a) To preserve agricultural land;*
- (b) To encourage farming on agricultural land in collaboration with other communities of interest; and,*

- (c) *To encourage local governments, first nations, the government and its agents to enable and accommodate farm use of agricultural land and uses compatible with agriculture in their plans, bylaws and policies.*

EVIDENTIARY RECORD

- [6] The Proposal along with related documentation from the Applicants, Agent, local government and Commission is collectively referred to as the "Application". All documentation in the Application was disclosed to the Agent in advance of this decision.

BACKGROUND

- [7] In 1992, an exclusion application was submitted for both Property 1 and the adjacent property to the north for the purposes of residential development (ALC Application 1215). This application was refused by Resolution #491/1992 based on the significant agricultural history of the properties.
- [8] In 2004, a right-of-way to accommodate a bus loop for John A Hutton Elementary School (the "School") (ALC Application 41645) was conditionally approved by Resolution #600/2004. The conditions include the construction of a fence, planting of a vegetative buffer and compliance with the plan which would require approximately 3.3 ha of Property 1 to be added to Property 2.
- [9] In an email dated November 27, 2017, the School District No. 51 (the "School District") indicated that the plan approved by Resolution #600/2004 was cost prohibitive and therefore was not executed. The School District has partnered with the adjoining land owner (ABH Tire Ltd.) of Property 1 to submit the current Application as an alternative.
- [10] The Application was initially submitted requesting exclusion or subdivision, however, upon discussion with the Applicants, it was determined that the Proposal is for a lot line boundary adjustment and non-farm use within the ALR.

EVIDENCE AND FINDINGS

Issue 1: Whether the Proposal would impact the agricultural utility of Property 1.

[11] Property 1 is currently an open field with a history of agricultural use, while Property 2 is used for the School with buildings and a playing field. As there is an existing School located on Property 2, the Panel based its consideration of agricultural utility on Property 1.

[12] To assess agricultural capability on Property 1, the Panel referred to agricultural capability ratings. The ratings are identified using the Canada Land Inventory (CLI), 'Soil Capability Classification for Agriculture' system. The unimproved agricultural capability ratings applicable to Property 1 is Class 3; more specifically 3M.

Class 3 - land is capable of producing a fairly wide range of crops under good management practices. Soil and/or climate limitations are somewhat restrictive.

The limiting subclass associated with this parcel of land is M (moisture deficiency).

[13] Based on the agricultural capability ratings, Property 1 has prime (Class 1-3) agricultural capability with the potential for a wide range of agriculture.

[14] The Panel considered whether Property 1 is suitable for agricultural use. While Property 1 is not currently farmed, it has suitability for agriculture based on its size, location and agricultural capability. This suitability is further demonstrated through the refusal of the previous 1992 application 41645 on the grounds that the properties' (both Property 1 and the northern adjacent property) significant agricultural history principally in vegetable production. The Panel therefore finds that Property 1 is suitable for agricultural use.

[15] The Panel considered the Proposal in contrast to the existing Commission approval, by Resolution #600/2004 for a bus loop around the school. The existing approval would impact approximately 3.3 ha of Property 1, while the current Proposal would impact approximately 0.5 ha. The Panel finds that the Proposal, in comparison to the area

approved in Resolution #600/2004 would utilize less land, leaving more of Property 1 available for agricultural use.

[16] The Panel then considered the configuration of the proposed 0.5 ha parking lot and the impact it would have on the use of Property 1 for agriculture. The proposed configuration lies adjacent to the east side of the School on Property 2, however, the impact to Property 1 is the creation of a 0.16 ha (38 m by 42m) area extending between the parking lot and adjacent parcel to the east. The Panel is concerned that that this 0.16 ha area would be challenging to utilize for agriculture in terms of tractor turn radius and wants to ensure a configuration that is suitable for contiguous use with the rest of Property 1. For this reason, the Panel requests that the Applicant provide a rationale of the proposed parking lot area and configuration and if any alternative areas or configurations that maximize the contiguous use of Property 1 for agriculture have been considered.

[17] When considering siting or expansion of non-farm uses, the Commission strives to minimize the impact to agriculture. In this case, the Panel wants to ensure that the proposed 0.5 ha area is necessary to accommodate the long-term requirements of parking for the School. For this reason, the Panel requests that the School provide a parking and traffic study in order to ascertain and justify the amount of parking required. This study should also consider the best configuration or design of the area to make best use of the space while ensuring that traffic flow and safety are improved.

Issue 2: Whether the Applicant's submission that the parking lot expansion is required for the safety of students at John A. Hutton Elementary School.

[18] The Application submits that the current parking lot at the School is overcrowded and that the School is requesting this boundary adjustment and non-farm use for the parking lot expansion for safety reasons. The Panel finds that the request for additional parking is likely necessary to alleviate safety concerns for patrons of John A. Hutton Elementary School.

[19] The Applicants did not provide any further evidence or rationale regarding any economic, cultural and social values that are pertinent to the Application.



Weighing the factors in priority

[20] The Panel finds that the Proposal will have a lesser impact to agricultural land than the previously approved area through Resolution #600/2004 and that the parking lot is likely required to alleviate safety concerns of the patrons of John A. Hutton Elementary School.

[21] The Panel finds that with a traffic and parking study and plan it is possible that the agricultural impact could be further reduced in terms of size and configuration, while also meeting the needs of increased parking and better traffic flow for John A. Hutton Elementary School.

DECISION

[22] For the reasons given above, the Panel approves the Proposal subject to the following conditions:

- a. the submission of a parking and traffic study outlining the requirements for additional parking and improved traffic flow for review and approval by the Commission within three years of the date of this decision letter;
- b. written rationale as to the siting of the parking area and how it is designed to lessen the impact on the farmable areas of Property 1;
- c. the submission of a parking lot plan no more than 0.5 ha to be reviewed and approved by the Commission;
- d. the submission of a survey plan delineating the new boundaries of Property 1 and Property 2;
- e. the survey plan be submitted within three years from the date of release of this decision;
- f. all topsoil over the parking area must be salvaged. If the topsoil is to be placed on other lands within the ALR, it must be done in accordance with the ALCA and Agricultural Land Reserve Use, Subdivision and Procedure Regulation, B.C. Reg. 171/2002; and
- g. the construction and maintenance of a fence for the purpose of separating Property 1 from the Parking Area to be maintained by the School District.



[23] By way of this approval, the Panel rescinds Resolution #600/2004 which allowed a 3.3 ha right-of-way on Property 1 for a bus loop around Property 2.

[24] When the Commission confirms that all conditions have been met, it will authorize the Registrar of Land Titles to accept registration of the subdivision plan.

[25] This decision does not relieve the owner or occupier of the responsibility to comply with applicable Acts, regulations, bylaws of the local government, and decisions and orders of any person or body having jurisdiction over the land under an enactment.

[26] These are the unanimous reasons of the Panel.

[27] A decision of the Panel is a decision of the Commission pursuant to s. 11.1(5) of the ALCA.

[28] Resolution #172/2018
Released on June 6, 2018

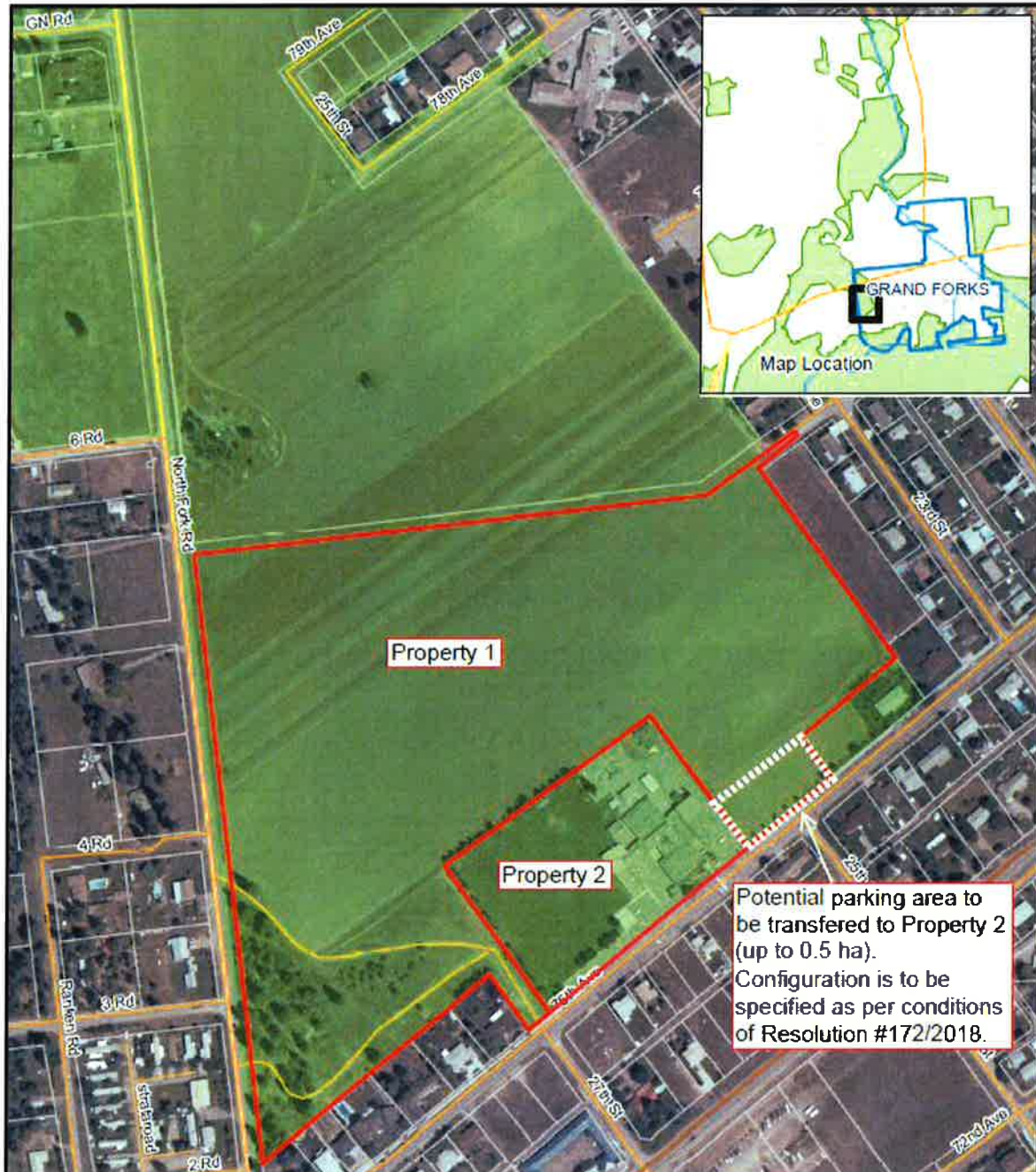
A handwritten signature in black ink, appearing to read 'D. Zehnder', is positioned above the printed name.

David Zehnder, Panel Chair

On behalf of the Kootenay Panel



Agricultural Land Commission Decision Map
ALC File 56485 (ABH Tires)
Conditionally Approved Boundary Adjustment
ALC Resolution #172/2018



2018 December 17

Jeremy Martens

DELIVERED ELECTRONICALLY

Dear Sir:

**Re: John A. Hutton Elementary School
Traffic and Parking Study**

John A. Hutton Elementary School in Grand Forks, BC is situated on the north side 75 Avenue between 25 Street and 27 Street as shown in Exhibit 1. The school has been experiencing some safety issues due to congestion and roadway activities that occur during the peak morning drop-off and afternoon pick-up periods.

Consideration is being given to relocate property lines and utilize land to the east of the school site as a means to mitigate the parking and pick-up / drop-off congestion that is occurring. Approval is required from the Agricultural Land Commission for this to occur, and a requirement of their conditional approval is for a traffic and parking study be undertaken in order to confirm that safety issues exist that need mitigation and that a parking plan be developed that minimizes in terms of size and configuration.

Exhibit 1 – School Location



D.C. Dean Associates Inc. was retained to undertake the study, and this letter report documents the findings and presents a recommended site plan for the parking, pick-up and drop-off activities.

Scope of Study

In the 200+ school road safety reviews undertaken by D.C. Dean Associates, a standard process is followed to determine the specific safety issues that are occurring at the school and the mitigation measures that would best address those issues. This process includes the following steps:

- Meeting with School Principal and staff to listen to their concerns regarding the school road safety;
- Collection of data including of students, staff, buses, bus usage, pedestrian usage, and any school or parent safety initiatives;
- Site survey of existing parking spaces, pedestrian facilities, pick-up and drop-off facilities, and lighting;
- Peak pick-up and/or drop-off observations (afternoon pick-up activities are typically the worst case scenario due to need for parents to wait until school is released.

This process allows for a good understanding of the safety issues, identifies the key functional requirements for an effective pick-up / drop-off facility, and yields a road safety plan that minimizes conflicts around the school.

John A Hutton Elementary Numbers



The following data was obtained from staff at the school:





School grades:	Kindergarten to 7 with Strong Start
Number of students:	230
Number of Strong Start:	10
Number of staff:	36
Number of buses:	6
On-site staff parking:	12 in east parking lot / 10 in west parking lot

A survey of vehicles at the school at 1:30 pm (with no parent volunteers in school) counted a total of 33 cars at the school – 12 in the east parking lot, 10 in the west parking lot, and 11 on-street.

Site Observations

A site visit was undertaken during the afternoon peak pick-up period on Wednesday, December 12.

Observation	Picture
At the time of the Termination Bell (3:20 pm) a total of 38 additional vehicles were parked on the street waiting for students. Additional vehicles subsequently arrived, and others left as students were picked up.	
Parking occurs on both sides of 75 Avenue.	

<p>Parking on south side of 75 Avenue requires parents and students to jaywalk across busy roadway.</p>	
<p>No sidewalk on the south side of 75 Avenue necessitates pedestrians to walk on road, and out into the travel lane to get around parked vehicles.</p>	
<p>Parking also occurs within west parking lot expanding out onto street in a haphazard manner.</p>	
<p>Numerous unsafe maneuvers made by drivers including driving on wrong side of road, U-turns, picking-up in middle of road, etc.</p>	

Identified Issues

Discussions with staff and observations of the peak pick-up activities identified a number of key safety issues that are contributing to potential conflicts between students and vehicles. These include:

- **Lack of formalized parking spaces** – It is estimated that approximately ____ students are driven to school on a typical winter day. Parents of younger students desire to leave their vehicle and pick up their child at the school entrance or classroom, and therefore need to park. On-street parking is not formalized with curb and gutter, and vehicles are parked within the pedestrian walking area. Parking in the west parking lot expands beyond the parking lot into the roadway, resulting in cars parked in the travel lane facing the wrong direction.
- **Lack of formalized pick-up / drop-off area** – Many of the parents arriving to drop-off or pick-up their children have no need to get out of their vehicle, but

there is no dedicated pick-up / drop-off area. Students searching for their parents' vehicle walk through areas of vehicle conflict and/or cross the busy roadway to the south side.

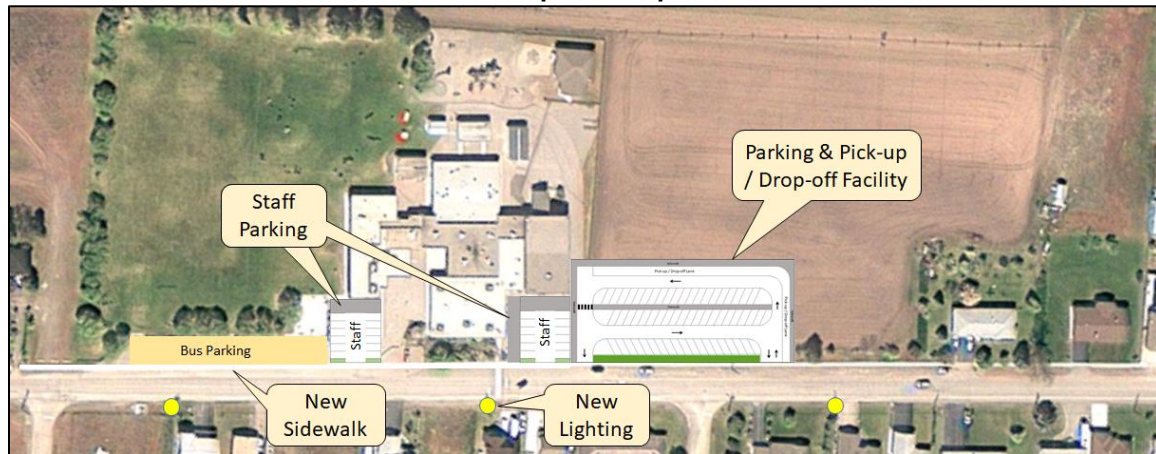
- **Unsafe driving behaviour** – Numerous examples of parents making unsafe movements were observed including U-turns, driving on wrong side of road, picking up in middle of road, inappropriate parking choices. This is quite likely influenced by the lack of proper facilities, and formalized areas of road user space.
- **Inadequate street lighting** – Lease light luminaires were located on every second utility pole creating inadequate lighting on-street. Specifically, there was no luminaire at the crosswalk location in front of the school. Similarly, no luminaires were located within either parking lot, or in the bus parking lot.

Specific to the purpose of the traffic and parking study, it is easily concluded that safety issues exist at John A Hutton Elementary School due to the lack of parking and pick-up / drop-off facilities. Recommendations will be made on improving the street space and existing parking lots, but the extent of the issues can only be fully met by creating more off-street facilities.

Proposed Improvements

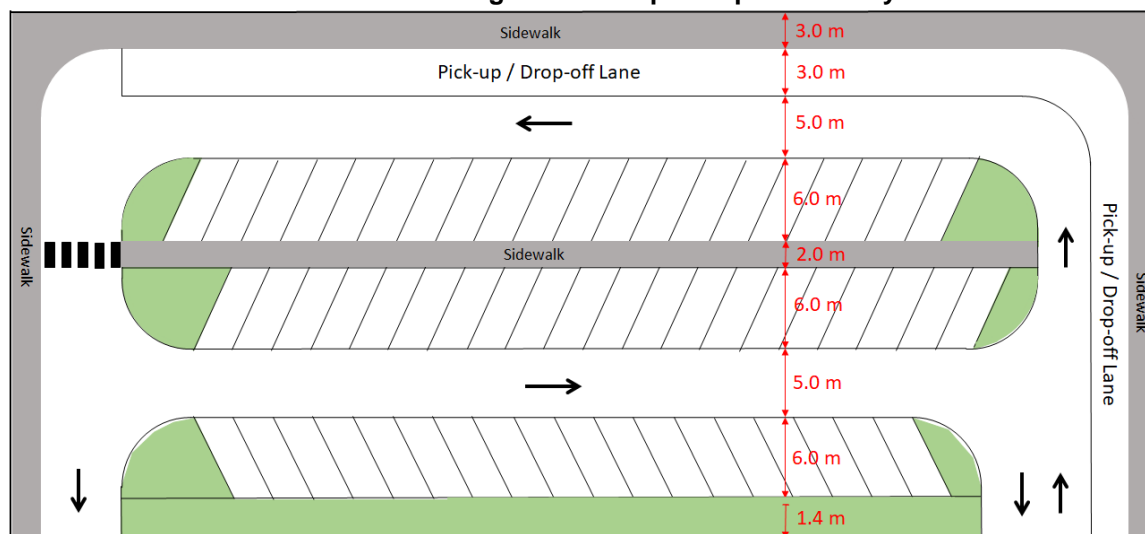
A suite of improvements are proposed in order to address the safety concerns relating to the peak period parking and pick-up / drop-off requirements of the school. Reference is made to Exhibit 2 for a schematic of each of the components:

- **New sidewalk** – A new sidewalk on the north side of 75 Avenue in front of the school will provide formalize space for pedestrian activity, in addition to formally providing a boundary for the existing parking lots.
- **Staff parking lots** – Both the existing east and west parking lot should be curbed to formally create 12 parking stalls in each lot, with a wide pedestrian area between the parking lots and the school. These parking lots should be designated for staff only. This will not accommodate the staff demand of 36 spaces; an additional 12 spaces need to be designated in the new lot.
- **Improved lighting** – At a minimum, additional lease lights should be placed on the utility poles along 75 Avenue adjacent the school grounds. This would include the pole located at the crosswalk location. In addition, the School District should consider lighting the existing parking lots and school bus parking lot.
- **New parking and pick-up / drop-off facility** – In the area to the east of the school, a new parking and pick-up / drop-off facility should be built that meets both the parking and pick-up / drop-off activities in a manner that minimizes conflicts between students and vehicles. This is described in greater detail below.

Exhibit 2 – Proposed Improvements

Parking / Pick-up and Drop-off facilities

The parking and pick-up / drop-off facility proposed for the area east of the school is shown in Exhibit 3. The facility has an approximate 180 metre long pick-up and drop-off lane (typical for a 230 student school) and 58 parking spaces. A total of 12 spaces will be utilized by staff parking, resulting in 46 spaces available for visitors (1 parking spot for every 5 students).

Exhibit 3 – Parking and Pick-Up / Drop-Off Facility

Visitors would enter the facility from the east access and if picking up or dropping off would get in the pick-up / drop-off lane moving forward until stopped. If picking up, motorists would stay in the vehicle continuing to move forward as space becomes available or until their passenger gets picked up. They then would pull into the travel lane to exit by the west access. Visitors wanting to park would travel counter-clockwise until a parking space is available.

A key attribute of a parking and pick-up / drop-off facility is the ability to separate the pedestrian activity from the vehicle movements as much as possible. Pick-up / drop-off lanes are typically on the outside of a counter-clockwise rotation, thereby having all

students exit from the passenger side directly onto a sidewalk that leads to the school entrance without encountering any traffic.

Parking facilities also should have dedicated pedestrian facilities. The proposed design has a sidewalk between the northern two parking rows leading to a crosswalk across the access aisle. Users of the southern row of parking may use the existing City sidewalk. Pedestrians therefore have no need to walk in the traffic aisle, and would not be susceptible to motorists backing up.

The facility utilizes the full width of available space (approximately 79 metres) and is 37.4 metres in depth, utilizing a total area of approximately 2,955 m², or approximately 0.3 hectares. This is less than the maximum allowed in the ALR approval (0.5 ha). The facility sketch is not drawn to scale but does indicate the key dimensions needed for proper circulation and turning movements.

The sketch is also drawn assuming a paved parking lot with pavement markings, curb & gutter, and raised sidewalks. While this would be preferred and provide the safest facility due to formalizing all movements, costs could be saved by using curb stops on a gravel parking lot. Greater education on how to use of the pick-up and drop-off lane may be required in this case as markings on the ground would not be possible.

It is my opinion that the opportunity for this parking and pick-up / drop-off facility allows for a vast improvement in the level of safety that currently exists at John A. Hutton Elementary School. If you have any questions on the report please contact me at your convenience.

Yours truly,

D.C. DEAN ASSOCIATES INC.



David Dean, P.Eng.

THE CORPORATION OF THE CITY OF GRAND FORKS

Bylaw No. 2039-A5

**A Bylaw to Amend the City of Grand Forks
Zoning Bylaw No. 2039, 2019.**

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The Corporation of the City of Grand Forks **ENACTS** as follows:

1. This bylaw may be cited for all purposes as “**Zoning Bylaw Amendment No. 2039-A5, 2019**”.
2. Zoning Bylaw No. 2039 is amended as follows:
 - a. That the property described as “**Insert Legal Description**” and as shown hatched in the sketch plan attached hereto as Appendix “A” is hereby rezoned from R4A (Rural Residential 4A) to CU (Community Use).
 - b. Schedule “A,” Land Use Zoning Map, is hereby amended accordingly.

Read a **FIRST** time this day of , 2019.

Read a **SECOND** time this day of , 2019.

Read a **THIRD** time this day of , 2019.

Approved by the Ministry of Transportation
Pursuant to Section 52 of the Transportation
Act this st day of , 2019

FINALLY ADOPTED this day of , 2019.

Mayor Brian Taylor

Corporate Officer Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true copy of Bylaw No. 2039-A5 as passed by the Council
of the City of Grand Forks on the day of , 2019.

Corporate Officer of the Corporation of the
City of Grand Forks

DRAFT

Request for Decision



To: Regular Meeting
From: Chief Financial Officer
Date: April 8, 2019
Subject: Fees and Charges Amendment - Solid Waste Collection
Recommendation: **That Council gives final reading to the City of Grand Forks Fees and Charges Amendment Bylaw No. 1958-A5, 2019.**

Background

Solid waste collection services for the City are provided through a contract with the Regional District of Kootenay Boundary at a set price per household which is adjusted annually on July 1 by the percentage change in the CPI BC Transportation Index. In mid-2018, the contract price increased by 5% and is anticipated to increase similarly in July 2019.

In addition to the service contract, the City is also required to pay landfill charges based on the tonnage of solid waste delivered to the landfill. Because the frequency of pickups changed last year from bi-weekly to weekly, the City experienced a significant increase in the volume of material going to the landfill, and thus an increase in the cost associated with waste disposal.

Solid Waste Collection fees were last adjusted in early 2017 and, due to the aforementioned cost increases, will need to be adjusted again to achieve sufficient revenue to cover the cost of providing this service.

Staff has calculated that the monthly collection charge will need to increase from \$11.50 to \$13.50 in order to meet its revenue requirements for 2019. The proposed increase was included in the Five Year Financial Plan revenue calculations.

The proposed Fees & Charges Amendment Bylaw No. 1958-A5 was introduced to Council on March 11, given first three readings on March 25, 2019, and is presented here for final reading.

Benefits or Impacts

General

Revision of fees and charges is necessary to ensure that the City generates sufficient revenues to meet capital and operating financial requirements.

Strategic Impact



Community Livability

- This increase in solid waste collection fees and charges is necessary to maintain the level of service currently being provided to residents.



Fiscal Responsibility

- 2019 revenue for this service was budgeted at \$262,660, and expenses at \$259,160. Actual expenses for 2018 were \$245,383.

Policy/Legislation

Attachments

Fees and Charges Amendment Bylaw 1958-A5

Fees and Charges Amendment Bylaw No. 1958-A2, 2017 (with current effective rates)

Recommendation

That Council gives final reading to the City of Grand Forks Fees and Charges Amendment Bylaw No. 1958-A5, 2019.

Options

1. THAT Council accepts the recommendation.
2. THAT Council does not accept the recommendation.
3. THAT Council refers the matter back to staff for further information.

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1958-A5

A BYLAW TO AMEND THE CITY OF GRAND FORKS FEES AND CHARGES BYLAW NO. 1958

The Council of the Corporation of the City of Grand Forks, enacts as follows:

1. This bylaw may be cited as the “City of Grand Forks Fees and Charges Amendment Bylaw No. 1958-A5, 2019”.
2. That “Fees and Charges Bylaw No. 1958, 2014” be amended as follows:
Replace “Schedule H – Residential Garbage Collection Fees and Charges” with the attached “Schedule H – Residential Solid Waste Collection Fees and Charges” in Appendix 1 of this bylaw.
3. The effective date of this amending bylaw shall be May 1, 2019.

Read a first, second and third time this 25th day of March, 2019.

Finally adopted this 8th day of April, 2019.

Mayor Brian Taylor

Corporate Officer Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true copy of Bylaw No. 1958-A5, as passed by the Municipal Council of the City of Grand Forks on this 8th day of April, 2019.

Corporate Officer of the Municipal Council
of the City of Grand Forks

APPENDIX 1

Updated Schedule

SCHEDULE “H”
RESIDENTIAL SOLID WASTE COLLECTION
FEES AND CHARGES

1. *Residential Solid Waste Collection Service*

Monthly Charge per Residential Unit	\$13.50
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2. *"Tag-A-Bag" tags*

For bags of solid waste in excess of the limit (per tag)	\$3.00
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THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1958-A2

A BYLAW TO AMEND THE CITY OF GRAND FORKS FEES AND CHARGES BYLAW NO. 1958

WHEREAS the Community Charter empowers Council to acquire, accept and hold any property in the Municipality for pleasure, recreation or Community uses of the public and to make regulations governing the management, maintenance, improvement, operation, control and use of such property;

AND WHEREAS Council deems it necessary and expedient to amend fees & charges;

NOW THEREFORE the Council of the Corporation of the City of Grand Forks, in open meeting assembled, **HEREBY ENACTS** as follows:

1. This bylaw may be cited as the “**City of Grand Forks Fees and Charges Amendment Bylaw No. 1958-A2, 2017**”.
2. That Bylaw No. 1958, cited as “Fees and Charges Bylaw No. 1958, 2014” be amended by:
 - a. Adding under Section 3.1 “Schedule G – Electrical Utility Fees and Charges” and adding “Schedule G” to the Bylaw
 - b. Adding under Section 3.1 “Schedule H – Garbage Collection Fees and Charges” and adding “Schedule H” to the Bylaw
 - c. replacing “Schedule F – Campground Fees and Charges” with a new “Schedule F”.
3. All new and updated schedules are identified as “Appendix 1” and attached to this bylaw.
4. This bylaw shall come into force and effect on its adoption, with all consumption billed for periods ended on or after April 10, 2017.


INTRODUCED this 13th day of March, 2017.


READ A FIRST time this 27th day of March, 2017.

READ A SECOND time this 27th day of March, 2017.

READ A THIRD time this 27th day of March, 2017.

FINALLY ADOPTED this 10th day of April, 2017.



Mayor Frank Konrad

Corporate Officer – Diane Heinrich

CERTIFICATE

I hereby certify the foregoing to be a true copy of Bylaw No. 1958-A2, as passed by the
Municipal Council of the City of Grand Forks on this 10th day of April, 2017.

Corporate Officer of the Municipal Council
of the City of Grand Forks

Date Signed

APPENDIX 1

Updated Schedules

SCHEDULE "F"
CAMPGROUND FEES AND CHARGES

	<u>2017</u>
Tenting	\$20.00
RV Parking – No Hook-ups	\$26.00
RV Parking – Water, Sewer & 50 AMP service	\$36.00
Cancellation - Prior to 48 hours	one night camping rate as per the site reserved and the type of camping requested
Cancellation - Within 48 hours	two night camping rate as per the site reserved and the type of camping requested
<ul style="list-style-type: none"> · Rates are "peak" season and are subject to change as deemed necessary by the Chief Administrative Officer · All rates include applicable taxes 	

SCHEDULE "G"
ELECTRICAL UTILITY
FEES AND CHARGES

	<u>Fees / Charges</u>	
Residential Service		
Basic minimum service charge	\$19.14	/month, plus
Electrical rate based on the actual consumption	\$0.12029	per KWH
Commercial/Industrial/Institutional Service		
Basic minimum service charge	\$20.71	/month, plus
Electrical rate per consumption for the first 200,000 KWH or less in a two-month billing period	\$0.12873	per KWH
Electrical rate per consumption for all usage above 200,000 KWH in a two-month billing period	\$0.09553	per KWH
Seasonal Loads (minimum period of service is three months)		
Basic minimum service charge	\$19.82	/month, plus
Electrical rate based on the actual consumption	\$0.12873	per KWH
Unmetered Service	Rate based on estimated consumption by written agreement	
Service Charges		
Existing Service Connection and Reconnection Charges	\$51.50	flat rate
New Service Installations or Upgrading of Existing Service:		
Basic Single Phase Overhead Connection		
200 amp service	\$721.00	flat rate
400 amp service	\$1,751.00	flat rate
Basic Single Phase Underground Connection (includes dip service)		
200 amp service	\$1,266.90	flat rate
400 amp service	\$2,296.90	flat rate
All other services greater than 400 amps	At Cost	At Cost
Three Phase - Overhead/Underground	At Cost	At Cost
Temporary Construction Service		
Temporary service - 100 amps or less	\$257.50	flat rate
Meter Checking		
Meter removal charge and “in-house” inspection		

Canada Department of Consumer and Corporate Affairs
or a certified meter inspection facility, should it become
necessary, shall be paid as determined by that Agency
along with a \$75.00 administration charge

Digital Non-Radio Meter (if applicable)

Setup Charge	\$167.84	flat rate
Manual Read Charge	\$15.43	flat rate

SCHEDULE "H"
RESIDENTIAL GARBAGE COLLECTION
FEES AND CHARGES

	<u>Fee/Charge</u>
Residential Garbage Collection Service	\$11.50 per month Per residential dwelling
"Tag-A-Bag" tags for bags of garbage in excess Of the limit	1 tag for \$3.00