**THE CORPORATION OF THE VILLAGE OF SLOCAN**

 (Minutes of Council)

Slocan, British Columbia

May 9, 2016

**The Regular Meeting** of the Municipal Council of The Corporation of the Village of Slocan, elected for the years 2014-2018, was held in Council Chambers 503 Slocan Street, Slocan, B.C., on May 9, 2016 at 7:00 p.m.

 **PRESENT**: Elected Officials

 Mayor Jessica Lunn

 Councillor Joel Pelletier

 Councillor Jean Patterson

 Councillor Burly Van Bynen

 **ABSENT**: Councillor Madeleine Perriere

 Appointed Personnel

 Michelle Gordon, Chief Administrative Officer

 **Call to Order**

Mayor Jessica Lunn called the meeting to order at 7:00 p.m.

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| Adopt Agenda2016/94 | Moved by Councillor Patterson, seconded by Councillor Van Bynen,And Resolved: That the agenda be adopted presented. |
| Adoption of Minutes 2016/95 | Moved by Councillor Pelletier, seconded by Councillor Patterson, And Resolved:  That the minutes of the Regular Meeting of April 11th and the minutes of the Special CBT Public Input Meeting of April 25th, 2016 be adopted as presented. |
| Recommendations |  |
| Gail Morris - Saturday Market2016/96 | Gail Morris provided a proposal to Council for operation of a Saturday Market on the upper bench of the Expo Park grounds at the April 11th meeting. Permission was requested for use of concession stand, stage, bathrooms, grounds, parking area, and use of water and power. The Market would start Saturday, June 4th and occur every consecutive Saturday until September 3rd, from 9am to 4pm. Vendors would include local food producers, artisans, and musicians. Council requested a contract be drafted for Council approval.Moved by Councillor Pelletier, seconded by Councillor Patterson,And Resolved: 1. That Council approve the draft Agreement provided by the CAO, for Gail Morris to use and occupy the Expo Ball Field Upper Bench for the purpose of hosting a Saturday Market;
2. That Gail Morris coordinate with staff to arrange use of picnic tables, garbage cans, and Village stage, and to schedule a time for joint inspection of the facilities prior to occupying; and
3. That the Saturday Market be approved to dispose of up to two regular-sized garbage cans of waste per week, to be dropped off by the organizers to the Public Works designated garbage area.
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| Hulbert Land Sale2016/97 | Moved by Councillor Van Bynen, seconded by Councillor Pelletier,And Resolved: 1. That Council accept the $30,000 offer from Courtney and Russell Hulbert, to purchase Village-owned Lots 17 and 18 of Block 11, Harold Street;
2. That staff forward the Hulbert Contract of Purchase and Sale Agreement to the Village lawyer for review prior to signing;
3. That the CAO be directed to update, complete and sign the Hulbert Contract of Purchase and Sale Agreement accepting the $30,000 offer;
4. That the CAO be directed to proceed with finalizing the sale documents, as required, in consultation with the Village lawyer;
5. And further, that the proceeds of the sale be deposited into the Village Land Sale Reserve Fund.
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| Curling Club Assessment2016/98 | Moved by Councillor Van Bynen, seconded by Councillor Patterson,And Resolved: That the structural assessment report provided by Fairbank Architects be received for information. |
| 2016/99 | Moved by Councillor Patterson, seconded by Councillor Pelletier,And Resolved: That Council schedule a meeting with the Curling Club Executive and Building Inspector to discuss the Curling Club Report. |
| 2016/100 | Moved by Councillor Van Bynen, seconded by Councillor Patterson,And Resolved: That Council schedule a special meeting to discuss the Curling Club Report and next steps in detail.   |
| Requests |  |
| Horse Assn.Disc. Grant Request2016/101 | Moved by Councillor Patterson, seconded by Councillor Van Bynen,And Resolved: That staff obtain more information about the Horse Association of Central Kootenay before taking a decision. |
| Seniors Games2016/102 | Moved by Councillor Van Bynen, seconded by Councillor Pelletier,And Resolved: That the BC Seniors Games request to hang a banner in Slocan be approved, and that staff identify a location for placement. |
| Boat Wash Station2016/103 | A request was received from Denise Dufault for Council to reconsider installing a boat wash station at the beach.Moved by Councillor Van Bynen, seconded by Councillor Pelletier,And Resolved: That staff obtain more updated information on cost of unit, cost of installation, cost of power, and location. |
| Film Request2016/104 | A local film maker requested Council’s approval to use the beach and wharf to shoot a film.Moved by Councillor Pelletier, seconded by Councillor Van Bynen,And Resolved: That Council approve the film request in principle, and that staff be directed to approve if all forms and conditions are met and completed. |
| Rural Dividend2016/105 | Richard Toperczer submitted to the Villages of Slocan, Silverton, New Denver, and RDCK Area H, a draft proposal for the BC Rural Dividend Grant. All Villages and Area H have been meeting over the last several months to discuss the potential application. The proposal outlines creation of a Regional Economic Development Strategy to develop a multi-year, regional strategy with tangible, capacity-appropriate projects and an associated action plan.Moved by Councillor Patterson, seconded by Councillor Van Bynen,And Resolved: That the Slocan Council support the equal partnership in the Slocan Valley Economic Development Strategy Project and further recognizes that the joint application to the BC Rural Dividend will be made by the Village of New Denver on behalf of the partner communities, which include: RDCK Electoral Area H, the Village of Slocan, the Village of Silverton, and the Village of New Denver; and further, the Village of Slocan support the Slocan Valley Economic Development Strategy Project, in principle, for its duration. |
| Information Items |  |
| 2016/106  | Moved by Councillor Patterson, seconded by Councillor Van Bynen,And Resolved: That the following items be received and the action indicated as required be taken by staff:

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| 1 | RDCK – April Board Highlights | Information |
| 2 | City of Burnaby – BC Home Owner Grant Program | Information |
| 3 | Minister Fassbender – Transportation/Accommodation Services in BC | Information |
| 4 | Elections BC – Provincial General Election | Information |
| 5 | National Tourism Week | Resolution |
| 6 | Minister Bond – Tourism BC | Information |
| 7 | WEGCSS – School Presentation by Marion Hunter | Resolution |
| 8 | RCMP – Quarterly Crime Stats | Information |
| 9 | District of Kitimat – Motorcycle Safety | Information |
| 10 | KBRH Health Foundation – Elder Care Campaign | Information |
| 11 | EMBC – Alberta Wildfire Support | Information |
| 12 | RDCK – Burn Responsibly | Information |
| 13 | SVSHS – Announcement of New Fund Coordinator | Information |

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| Tourism Week2016/107 | Moved by Councillor Van Bynen, seconded by Councillor Pelletier,And Resolved: That staff advertise National Tourism Week in the Village newsletter and refer the information to the Campground Operator. |
| WE Presentation2016/108 | Moved by Councillor Pelletier, seconded by Councillor Patterson,And Resolved: That staff advertise in the Village Newsletter the information regarding Marion Hunter’s presentation at W.E. Graham Community School. |
| Bylaws |  |
| 5-Year Financial Plan 2016-20202016/109 | Moved by Councillor Patterson, seconded by Councillor Van Bynen,And Resolved: That Council give final reading and adoption of the Village of Slocan Financial Plan (2016-2020) Bylaw, No. 650, 2016. |
| Tax Rate Bylaw2016/110 | Moved by Councillor Pelletier, seconded by Councillor Van Bynen,And Resolved: That Council give final reading and adoption of the Village of Slocan Annual Tax Rate Bylaw, No. 651, 2016. |
| Reports |  |
| Councillor Pelletier | Councillor Pelletier commented on the School Board Draft Facilities Plan and the removal of SV16, closure of WE Graham. |
| Councillor Van Bynen | Councillor Van Bynen commented on the Logger Sports flag arrangements, and reported that few complaints have been received about the beach parking lot closure.  |
| Mayor’s Report2016/1112016/112 | The Mayor presented a verbal report of RDCK meetings and events. She also spoke to the School District 8 Facilities Plan.Moved by Councillor Pelletier, seconded by Councillor Van Bynen,And Resolved: That staff look into obtaining an electric car charging station for Slocan and report back.Moved by Councillor Pelletier, seconded by Councillor Van Bynen,And Resolved: That the May 2016 Mayor’s Report be received for information. |
| Business Moved to Open Meeting |  |
| Letter of Complaint | A letter of complaint was received from a Slocan resident listing three issues: animal control, 1012 Slocan Street, and an excess of trailers parked at a neighbouring property. The CAO provided a report to Council addressing the ladder two issues, as Animal Control is currently being investigated by staff.1012 Slocan StreetLetter from resident addressed concerns regarding this location growing marijuana, the smell in the neighbourhood, and safety of residents. Staff took much time to research these concerns, including a full review of bylaws, consultation with legal representation and consultation with the RCMP.FACTS:* The *Marijuana for Medical Purposes Regulations Act* (MMPR) was registered June 7, 2013. The MMPR provided for a highly-regulated system of commercial licensed producers who can only distribute to authorized users. Health Canada issued production licenses to those who complied with all requirements of the *Act.* On February 24, 2016 the Federal Court released its judgement in the constitutional challenge to the MMRPs. In *Allard vs. Canada,* the Court ordered that the MMPRs were declared of no force and effect. The declaration was suspended for 6 months to enable the Federal Government to adopt new regulations. The order dated March 21, 2014, preserving the rights under the MMPR regime, will remain in effect until the Federal Court orders otherwise. At present, it remains legal to possess marijuana pursuant to an MMAR license or authorization.
* As the physical address of the facility is listed on the Personal Use License, it is under complete Federal Jurisdiction. Health Canada has approved and assigned the location which therefor overrides Village zoning.
* The only Village Bylaw that can regulate this facility is Business Licensing – all other scopes of regulation are strictly under Federal Jurisdiction.
* Occupant of the facility will need to adhere to the Business License regulations, including a Change of Use Permit.
* A Change of Use Permit has been received by the Village and is in process.
* RCMP are aware of the facility and have advised staff that it is completely legal and under Federal Jurisdiction.
* Based on UBCM Resolution and internet research, many other local governments are faced with Federally-regulated facilities and neighbourhood complaints.
* All residents concerned are encouraged to forward comments to the MLA.

Travel TrailersResident complained about an excess of inhabited travel trailers situated on a neighbouring property and questioned if this was permitted under the Zoning Bylaw.* Slocan Zoning Bylaw, Section 4.14 (Temporary Residential Use) states:
1. Unless specifically permitted in this Bylaw, the use of any lot for camping or campground purposes is prohibited;
2. Notwithstanding subsection (1), temporary campground use by not more than one trailer, camper, tent, recreation vehicle or similar shelter, but not a mobile home, is permitted on any lot for a period not to exceed 14 consecutive days;
3. At the conclusion of any temporary residential campground use permitted under subsection (2), no camping or campground use is permitted on the same lot for the following five days;
4. The use of a tent, trailer, motor home or other recreational vehicle as a permanent residence is prohibited.
* It has been observed that three travel trailers are being used for residential purposes and Council resolved:

*“That Council allow the trailers to remain on the property for an additional 14 days, pursuant to section 4.14 of the Zoning Bylaw, to allow for an alternate location for the trailers to be placed*”.As per In-Camera resolution #2016/c74, Council moved the above-listed complaints out of camera, including the accompanying legal and supplementary information related to the issues. |
| Public Participation |  |
| Myers | Connie Myers commented on Mayor Lunn’s AKBLG Report and the Kimberly Solar Power Project.  |
| Dufault | Denise Dufault requested Council support for a Streamkeepers’ initiative, to replace all invasive species at the Owl Walk with native species. Mayor Lunn suggested more information would need to be provided prior to making this decision and that a meeting should be set up with the Owl Walk Committee.  |
| Bouliane | Dave Bouliane intended to share a letter but retracted his request, to allow for other audience members more time to speak. Dave also commented that power for a boat wash station could be installed underground. |
| Hulbert2016/113 | Courtney Hulbert, WEG PAC Member informed Council and audience of the next SD8 Board Meeting, to be held at WE Graham School on May 17th. She encouraged Slocan parents and residents to support Winlaw School as they face potential closure.Moved by Councillor Pelletier, seconded by Councillor Patterson,And Resolved: That details of the next SD8 Board Meeting, to be held at WE Graham School, be added to the Village Newsletter. |
| Ashton | Pat Ashton informed Council that Mountain Valley Station has been handing out invasive species pamphlets to those fuelling up their boats, to raise awareness on invasive aquatic species. |
| Couston | Ken Couston asked Council if the Village already owned a boat wash station. Staff commented that we do not.  |
| Adjournment2016/114 | Moved by Councillor Van Bynen,And Resolved: That the meeting be adjourned at 8:08 p.m.  |

CERTIFIED CORRECT:

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 Mayor

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Chief Administrative Officer