

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BYLAW NO. 3008, 2023

**A Bylaw to amend the Electoral Area “A”, “C”, “D”, “E”, “F”, “H”, & I”,
Official Community Plan Bylaws**

The REGIONAL BOARD of the Regional District of Okanagan-Similkameen in open meeting assembled, ENACTS as follows:

1. This Bylaw may be cited for all purposes as the “Electoral Area Official Community Plan Amendment Bylaw No. 3008, 2023.”
2. The Electoral Area “A” Official Community Plan Bylaw Map No. 2905, 2021, is amended by:
 - (i) adding a new sub-Section 23.3.5.1(c) under Section 23.3.5 (Guidelines) to read as follows:
 - c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:
 - (i) will not occur in the streamside protection and enhancement area (SPEA);
and
 - (ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.
3. The Electoral Area “C” Official Community Plan Bylaw Map No. 2452, 2008, is amended by:

(i) adding a new sub-Section 21.3.5.1(c) under Section 21.3.5 (Guidelines) to read as follows:

c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:

(i) will not occur in the streamside protection and enhancement area (SPEA);
and

(ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.

4. The Electoral Area “D” Official Community Plan Bylaw Map No. 2603, 2013, is amended by:

(i) adding a new sub-Section 24.3.5.1(c) under Section 24.3.5 (Guidelines) to read as follows:

c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:

(i) will not occur in the streamside protection and enhancement area (SPEA);
and

(ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.

5. The Electoral Area “E” Official Community Plan Bylaw Map No. 2458, 2008, is amended by:

(i) adding a new sub-Section 23.3.5.1(c) under Section 23.3.5 (Guidelines) to read as follows:

- c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:
- (i) will not occur in the streamside protection and enhancement area (SPEA); and
 - (ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.
6. The Electoral Area “F” Official Community Plan Bylaw Map No. 2790, 2018, is amended by:
- (i) adding a new sub-Section 23.3.5.1(c) under Section 23.3.5 (Guidelines) to read as follows:

c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:

 - (i) will not occur in the streamside protection and enhancement area (SPEA); and
 - (ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.
7. The Electoral Area “H” Official Community Plan Bylaw Map No. 2497, 2012, is amended by:
- (i) adding a new sub-Section 22.3.5.1(c) under Section 22.3.5 (Guidelines) to read as follows:

c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance

without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:

- (i) will not occur in the streamside protection and enhancement area (SPEA);
and
- (ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.

8. The Electoral Area “I” Official Community Plan Bylaw Map No. 2683, 2016, is amended by:

(i) adding a new sub-Section 24.3.5.1(c) under Section 24.3.5 (Guidelines) to read as follows:

c) if the provincial ministry responsible for reviewing Assessment Reports has indicated to the Regional District that Assessment Reports are unlikely to be reviewed and forwarded to the District within six (6) months of being submitted, then a Watercourse Development Permit (WDP) may be considered for issuance without an “Assessment Report” having been received from the responsible provincial Minister, provided that an Assessment Report prepared in accordance with the Riparian Areas Protection Regulation has been submitted directly to the Regional District, certifying that the proposed development:

- (i) will not occur in the streamside protection and enhancement area (SPEA);
and
- (ii) if the Assessment Report is based on a detailed assessment, will not result in any harmful alteration, disruption or destruction (HADD) of natural features, functions and conditions in the streamside protection and enhancement area that support the life processes of protected fish.

READ A FIRST AND SECOND TIME this ____ day of _____, 2023.

PUBLIC HEARING held on this ____ day of _____, 2023.

READ A THIRD TIME AND ADOPTED this ____ day of _____, 2023.

Board Chair

Corporate Officer

DRAFT