

Attachment E-Bylaw 1226-Amendments After 2nd-Redline

DISTRICT OF LAKE COUNTRY

BYLAW 1226

TO ADD THE GENERAL DEVELOPMENT PERMIT EXEMPTION OF LOT CONSOLIDATION OR SUBDIVISION

The Council of the District of Lake Country, in open meeting assembled, enacts as follows:

1. Schedule A to Official Community Plan (2018-2038) Bylaw 1065, 2018 is hereby amended as follows:

1.1. In Section 21.3.1 Development Permit Exemptions, the following item is added in alphabetical order:

~~“f. Boundary adjustments, lot consolidations or other subdivision resulting in the creation of fewer than three additional lots, and any replacement or upgrading of existing infrastructure or existing roads is outside of a Riparian Area or Ecological Connectivity Corridor area as shown on Map 15 and outside of a Natural Hazard Area.”~~

Commented [RS1]: Deleted and replaced with subdivision exemption

1.2. In Section 21.11 Stability, Erosion and Drainage Hazard DP Area, the following item is added in alphabetical order under the heading EXEMPTIONS:

~~“~~
~~f. Land alteration, construction or alteration of buildings or structures where a restrictive covenant under section 219 of the Land Title Act is registered on title. The covenant shall:~~
~~i. Require a report from a qualified professional confirming safe development of the property for the intended use;~~
~~ii. Require the owner to accomplish the objectives of this DPA; and~~
~~iii. Require indemnity to the benefit of the District.”~~

Commented [RS2]: Amended to remove the reference to subdivision

~~g. Land alteration, construction or alteration of buildings or structures, and subdivision resulting in the creation of not more than three additional lots, where a restrictive covenant under section 219 of the Land Title Act is registered on title. The covenant shall:~~
~~Require a report from a qualified professional confirming safe development of the property for the intended use;~~
~~Require the owner to accomplish the objectives of this DPA; and~~
~~Require indemnity to the benefit of the District.”~~

1.3. Section 21.12 Wildland Fire DP Area, the following item is added in alphabetical order under the heading EXEMPTIONS:

~~“c. eConstruction that does not alter the footprint of the building or structure or interior alterations of buildings and structures,~~
~~d. Land alteration or construction of buildings and structures, as long as a restrictive covenant under section 219 of the Land Title Act is registered on title. The covenant shall:~~
~~i. Require the owner to confirm development, ongoing maintenance and use of the property will occur in accordance with BC Fire Smart Guidelines;~~
~~ii. Require indemnity to the benefit of the District.”~~
~~r. Land alteration, construction or alteration of buildings and structures, and subdivision resulting in the creation of not more than three additional lots as long as a restrictive covenant under section 219 of the Land Title Act is registered on title. The covenant shall:~~

Commented [RS3]: Removed reference to subdivision and separated exemption for construction that does not alter footprint or interior alterations.

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~~Require the owner to confirm development, ongoing maintenance and use of the property will occur in accordance with BC Fire Smart Guidelines;
Require indemnity to the benefit of the District."~~

2. If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.
3. This Bylaw may be cited as "OCP Amendment (Subdivision) Bylaw 1226, 2024".

READ A FIRST TIME this 19th day of March, 2024.

READ A SECOND TIME this 19th day of March, 2024.

ADVERTISED on the _____ and _____ days of _____, 2024 and a Public Hearing held pursuant to Section 464 of the *Local Government Act* Held on the xx day of 2024.

READ A THIRD TIME this ___ day of _____, 2024.

ADOPTED this ___ day of _____, 2024.

Mayor

Corporate Officer