



Pender Harbour and Area Residents' Association

MLA Update

AGENDA

- Welcome
- DMPWG Update
- SCR D Update
- Wrap-Up, Where to Go From Here

DMPWG

- Dock Management Plan Working Group (DMPWG) was established in 2015 to advocate for dock owners and residents of Pender Harbour and has recently become a sub group of the newly formed Pender Harbour and District Residents Association (PHARA) which now boasts about 500 members

MISSION STATEMENT

- Develop an economically and environmentally vibrant community in which we all share.
- Promote beneficial relationships between the residents of Pender Harbour, the Provincial Government and the shíshálh Nation.

CURRENT INITIATIVES

- Advocating changes to DMP
- Engaged qualified professionals
- Hired a government liaison
- Obtained legal advice
- Engaged MP, MLA, SCRD area A rep
- Established a data base of every dock owner
- Promoted inclusion-foundation agreement boards

DMP OBJECTIVES

- Help minimize and mitigate impacts to marine resource values
- Protect archeological resources from disturbance
- Contributing to address the impacts, including cumulative impacts of dock development on aboriginal interests
- Advance collaboration between shíshálh Nation and Province

DMP - WHAT IT HAS ACHIEVED

- Destroyed relations between First Nations and Pender Harbour residents
- Inserted mis-trust, fear, unsubstantiated calls of racism
- Increased uncertainty - end result unknown
- Mandated extra costs - environmental studies - \$500k, archeological studies - \$150k, rebuilding of docks that don't require rebuilding - \$9 million
- Lowered property values
- Recent property tax reviews have allowed a decrease in values of \$200000, without a dock and \$100000 without a current lease
- Lost government revenue
- Potential residents are staying away from Pender Harbour

CURRENT STATUS OF APPLICATIONS

- 109 - desktop review of docks
- 35 - sent out to owners
- 19 - returned applications to FLNR
- 0 - renewals issued as of 13 Feb 2019

SPECIFIC DOCK PLAN ISSUES

- Dock width criteria - too narrow, unsafe, unstable
- Light emission requirements 43% - not feasible without an entire rebuild of every dock in Pender Harbour \$\$\$\$\$\$
- Elimination of boathouses - why??? \$\$\$\$
- Zones - do not achieve plan objectives

Our Objective

Modify Pender Harbour Dock Plan
to imitate requirements of every other small craft harbour in BC
and
achieve objectives as outlined in the DMP

How?

Provide opportunities to the government and shíshálh Nation to embrace changes that will meet objectives

WHICH ARE

- Engineering studies that demonstrate max dock width of 1.5 m and the 43% light requirements are unsafe, unprecedented, expensive and do not achieve govt objectives of protecting the environment or archeological resources
- Environmental study review, signed by 3 prominent environmental biologists demonstrate the current dock plan does not achieve govt objectives
- Environmental action plan which establish a way forward to achieve everyone's objectives

HOW WE CAN HELP

- Provide the government and shíshálh Nation with engineering and environmental options that will accomplish dock plan objectives without being overly onerous on dock owners

Result

- Decrease costs to homeowners
- Uncertainty replaced by certainty
- Flexible design criteria that is safe and functional
- Remedial options if required
- Dock permissions based on location, not arbitrary zones, with options available for variances

HOW THIS APPROACH FITS WITH GOVT

The G2G Foundation Agreement between the Province and the shíshálh Nation sets out principles that include:

- Building Partnerships where individuals, communities, organizations and industry throughout the shíshálh swiya will have roles;
- Engagement with stakeholders in the shíshálh swiya to build support for the joint vision throughout the life of the Foundation Agreement.

The shared decision-making process applies to:

- Decisions on Dock Tenures

WE NEED TO BE PART OF THE SOLUTION



NO-ONE IS HAPPY NOW

Land Use Planning - SCRD

Planning and Development Division

- Acts in the public interest to prepare plans and policies
- Guides development while balancing the needs of the community with economic, social and environmental considerations
- Protects the unique character of the area and quality of life for existing and future generations of the sunshine coast.

Principal functions of the SCRD Planning and Development Division

- Prepare land use plans and policies for consideration by the SCRD board;
- Facilitate citizen participation in the land use process;
- Serve the community by responding to a wide range of inquiries and applications related to the use and development of land;
- Administer SCRD land use bylaws and policies;
- Act as a resource to the SCRD board on planning and development matters.

Engagement with local governments - FLNRO

Memorandum of Understanding signed between the Province of BC and the Union of British Columbia Municipalities (UBCM) 2018 UBCM Convention

- Flexibility for local governments
- Early notice on matters that may affect local government jurisdiction
- Sufficient information early on and with reasonable time to document their interests and views
- Due consideration of interests, views and advice
- A response from provincial representatives

What is modernized land use planning?

Partnership with Indigenous governments:

- Collaboration with stakeholders

A process to:

- Resolve challenging land issues
- Guide sustainable land management decisions
- Provide certainty – economic, environmental, social, cultural values

Recent Communication re: Land Use Planning with shíshálh Nation

shíshálh & provincial (G2G) Land Use Planning Table will:

- Compile and review relevant studies and information
- Address key information gaps through new studies to be completed within three years
- Design and complete a joint land use planning process
- Develop a joint land use plan for the shíshálh swiya for review and approval within five years
- A work plan and terms of reference will be developed and shared over the next 12 months.

The development of the draft joint land use plan will include public and stakeholder engagement.

February 21, 2019 SCRD board meeting

THAT the Ministry of Forests, Lands, Natural Resource Operations and Rural Development and the Ministry of Indigenous Relations and Reconciliation be contacted to ask for active involvement for local governments as partners in the dialogue regarding land use planning processes, foreshore agreements, resource management within the district and any agreements that require the provision of services by the SCRD between the shíshálh and Squamish Nations and the Provincial Government

AVICC Resolution for April 12 to 14, 2019

Intergovernmental Collaboration on Land Use Planning

WHEREAS the inclusion of local governments in joint indigenous - provincial land use planning processes would offer an opportunity for intergovernmental collaboration and open communication that supports relationship-building and government-to-government reconciliation efforts with First Nations;

AND WHEREAS local governments who are responsible for undertaking planning activities and providing services within defined geographic boundaries wish to engage with First Nations partners to address common interests and community needs:

THEREFORE BE IT RESOLVED THAT the provincial government be urged to include local governments in land use planning discussions with First Nations to ensure continuity of government-to-government engagement and support collaborative and complementary approaches to land use planning that recognize community interests.

WHERE TO WE GO FROM HERE

- Work with our MLA to achieve dialogue and input into the DMP
- Work with our MLA to have the provincial government include local government in land use planning discussions with First Nations

Thank You For Coming



Image SCRD, Image NASA, Image c 2019 Digital Globe

