



COLUMBIA SHUSWAP REGIONAL DISTRICT

P.O. Box 978 SALMON ARM, BC V1E 4P1

Telephone: 1-250-832-8194 Fax: 1-250-832-3375

Staff Contact: Erica Hartling

ehartling@csrd.bc.ca

FILE: BL 2560

DATE:

October 24, 2018

RESPONSE SUMMARY

- ☐ Approval Recommended for Reasons Outlined Below
- ☐ Approval Recommended Subject to Conditions Below.
- ☐ No Objections

- ☒ Interests Unaffected by Bylaw.
- ☐ Approval not Recommended Due To Reasons Outlined Below.

Signed By: 

Title Deputy Treasurer

Date: Dec 14/18

Agency CSRD



COLUMBIA SHUSWAP REGIONAL DISTRICT

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To Reasons Outlined Below.

Signed By: Janelle Rimell

Title Environmental Health Officer

Date: November 26, 2018

Agency Interior Health Authority

From: [Lantenhammer, Desiree TRAN:EX](#)
To: [Marianne Mertens](#)
Cc: [Erica Hartling](#)
Subject: RE: BL2560 Referral Request
Date: October 24, 2018 3:42:27 PM
Attachments: [image002.jpg](#)
[image004.png](#)
[image006.png](#)

Hi Marianne, thanks for sending this for me to check out.

Yankee Flats is a maintained road in decent condition and there appears to be plenty of frontage for driveway access. There shouldn't be any major issues with this once it goes to subdivision.

Regards,
Des

Desiree Lantenhammer, BSc
Ministry of Transportation and Infrastructure

Development Approvals Technician

Vernon Office

Phone: (250) 503-3609

Cell: (250) 503-8963

Fax: (250) 503-3631

From: Marianne Mertens [mailto:mmertens@csrd.bc.ca]
Sent: Wednesday, October 24, 2018 3:16 PM
To: Lantenhammer, Desiree TRAN:EX
Cc: Erica Hartling
Subject: BL2560 Referral Request

BL2560
PL20180000086

Hi Desiree:

This referral is being sent to you as the property under the Salmon Valley Land Use Bylaw 2500 is undergoing a rezoning and redesignation, to be able to apply to subdivide the property. The bylaw amendment from Rural to Rural Holdings would permit up to seven, 8ha lots. Do you have any comments on this referral.

We are not sending this through eDas as it is not within 800m of an intersection of a Controlled Access Highway. The links below are the documents from the October 18, 2018 Board Meeting.

14.2 Electoral Area D: Salmon Valley Land Use Amendment (Walters) Bylaw No. 2560

-

- 1.[2018-10-18 Board DS BL2560 Walters.pdf](#)
- 2.[BL2560 First.pdf](#)
- 3.[BL2500 Excerpts BL2560.pdf](#)
- 4.[Maps Plans Photos BL2560.pdf](#)

Marianne Mertens | Clerical Assistant
Development Services

COLUMBIA SHUSWAP REGIONAL DISTRICT

PO Box 978, 555 Harbourfront Drive NE, Salmon Arm, BC V1E 4P1

T 250.833.5924 | **F** 250.832.3375

E mmertens@csrd.bc.ca | **W** www.csrd.bc.ca



Please consider the environment before printing this e-mail

This e-mail is CONFIDENTIAL. If you are not the intended recipient, please notify me immediately and delete this communication, attachment or any copy. Thank you.

From: [Cooper, Diana FLNR:EX](#)
To: [Marianne Mertens](#)
Subject: RE: BL2560 Referral Request
Date: Monday, October 29, 2018 1:12:01 PM
Attachments: [image007.png](#)
[image009.png](#)
[image010.png](#)

Hello Marianne,

Thank you for your referral BL2560 regarding 2792 and 3020 Yankee Flats Road, Yankee Flats, PID 003303616, PARCEL A (DD V44313) OF THE NORTHWEST 1/4 OF SECTION 6 TOWNSHIP 18 RANGE 10 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT. According to Provincial records, there are no known archaeological sites recorded on the subject property.

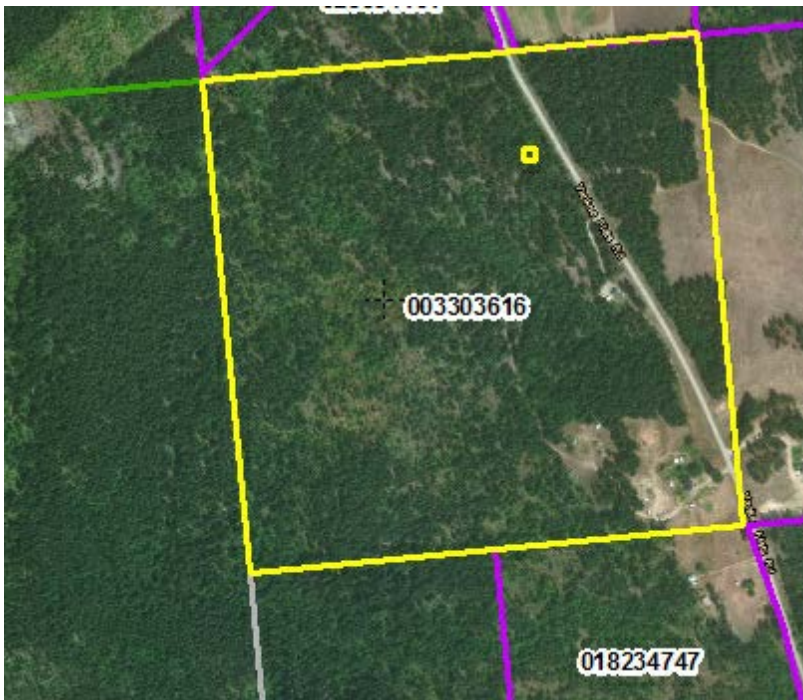
There is always a possibility for unknown archaeological sites to exist on the property. Archaeological sites (both recorded and unrecorded) are protected under the *Heritage Conservation Act* and must not be altered or damaged without a permit from the Archaeology Branch. If any land-altering development is planned for the property, owners and operators should be notified that if an archaeological site is encountered during development, activities must be halted and the Archaeology Branch contacted at 250-953-3334 for direction.

Please review the screenshot of the property below (outlined in yellow). If this does not represent the property listed in the referral, please contact me.

Please let me know if you have any questions with regard to this information.

Kind regards,

Diana



Diana Cooper | Archaeologist/Archaeological Site Inventory Information and Data Administrator

Archaeology Branch | Ministry of Forests, Lands, Natural Resource Operations and Rural Development
Unit 3 – 1250 Quadra Street, Victoria, BC V8W2K7 | PO Box 9816 Stn Prov Govt, Victoria BC V8W9W3
Phone: 250-953-3343 | Fax: 250-953-3340 | Website: <http://www.for.gov.bc.ca/archaeology/>

From: Marianne Mertens <mmertens@csrd.bc.ca>

Sent: October 24, 2018 2:51 PM

To: HBE@interiorhealth.ca; FrontCounter BC FLNR:EX <FrontCounterBC@gov.bc.ca>; Arch Data Request FLNR:EX <ArchDataRequest@gov.bc.ca>; Peggi, Riccardo ALC:EX <Riccardo.Peggi@gov.bc.ca>; Phaedra Turner <Pturner@csrd.bc.ca>; Gwen Norman <gnorman@csrd.bc.ca>; Jodi Pierce <JPierce@csrd.bc.ca>; Sheena Haines <SHaines@csrd.bc.ca>

Subject: BL2560 Referral Request

BL2560
PL201800000086

October 24, 2018

Good afternoon:

You are requested to comment on the referral documents provided below for potential effect on your agency's interests. .

Please review the links and provide your comments by **Friday, November 23, 2018**. If no response is received by that time, it will be assumed that your agency's interests are unaffected.

**COLUMBIA SHUSWAP REGIONAL DISTRICT**

PO Box 978 SALMON ARM BC V1E 4P1
Telephone: 250.832.8194 Fax: 250.832.1083

FILE NO.

DATE RECEIVED:

OPERATIONS MANAGEMENT

Function	Comments	Reviewed By
UTILITIES		
EMERGENCY MANAGEMENT		
FIRE SERVICES		
SOLID WASTE AND RECYCLING		
PARKS AND COMMUNITY SERVICES		
ADMINISTRATION		



1886 Little Shuswap Lake Road • Chase BC • V0E 1M2

Tel (250) 679-3203 • Fax (250) 679-3220

Date: December 3, 2018

To: **Erica Hartling**, Development Services Assistant,
Columbia Shuswap Regional District

Re: **Electoral Area D: Salmon Valley Land Use
Amendment, (Walters) Bylaw No. 2560**

Weytk-p,

Signatories of the Qwelminté Secwepemc G2G (QS-G2G) Letter of Commitment (LoC) are currently under a Suspension Action which requires that we suspend all referrals processing and consultation activities pursuant to the QS-G2G LoC. The Little Shuswap Lake Indian Band are contemplated as a signatory to the QS-G2G LoC. (see attached letters dated November 16, 2018 & November 28, 2018). Collaboratively, we have informed the Province of our intent to enter this suspension and have given notice on December 3, 2018 (see attached letter).

Thank you for your application/submission, it will be logged and recorded for the consultation record. Any updates or information regarding decisions or actions pursuant to this suspension should be sent to both referrals@lslib.com and the QS-G2G Office at swap@secpwemec.ca.

Outside of the list of decisions outlined in our Forest and Range Community Revenue Sharing Agreement (FCRSA) and the Corridor Wide Agreement with the Ministry of Transportation and Infrastructure, there are no collaborative or mutually agreeable engagement or consultation processes in place; as such all Provincial Decisions made which affect matters outside of these agreements forthwith are without the consent and/or without adequate consultation with the Little Shuswap Lake Indian Band.

For further information please see the attached letters from our leadership and if you have any questions please don't hesitate to contact Warren Fortier at e-mail: referrals@lslib.com or (250) 679-3203 ext. 148 or QS-G2G Director of Operations Sunny LeBourdais at e-mail: DirectorOps@secwepemc.ca or (250) 320-0712.

Kukwstsétsemc,

Warren Fortier,
Consultation Administrator
Skw'lax Aboriginal Interest Department

Attachments: QS-G2G letter dated November 16, 2018
QS-G2G Secwepemc Signatory to Ministers letter dated November 28, 2018



Qwelmínte – Secwepemc G2G (QS-G2G)

November 16, 2018

Via Email

To:

The Honourable George Heyman, M.L.A.
Minister of Climate Change and the
Environment

The Honourable Scott Fraser, M.L.A.
Minister of Indigenous Relation &
Reconciliation

The Honourable Michelle Mungall, M.L.A.
Minister of Energy, Mines & Petroleum
Resources

The Honourable Doug Donaldson, M.L.A.
Minister of Forests, Lands, Natural
Resources, and Rural Development

Re: Qwelmínte-Secwepemc G2G LoC – Are you a Porcupine or a Coyote?

Weytk-p,

The Qwelmínte-Secwepemc Government to Government (QS-G2G) Letter of Commitment (LoC) is poised to transcend the Secwepemc Reconciliation Framework Agreement (SRFA) which expired in April 2018. This LoC would bring together eight Secwepemc signatories including the Little Shuswap Lake Indian Band, Adams Lake Indian Band, Splatshin, Simpcw First Nation, Shuswap Indian Band and Tk'emlúps te Secwepemc & Skeetchestn (collectively the Stk'emlúpsenec te Secwepemc). The QS-G2G LoC would outline the commitments necessary from both our jurisdictions to develop and formalize a government to government relationship which would achieve commitments under the UNDRIP, Tsilhqot'in Decision and the TRC Calls to Action. This LoC would also outline how our respective jurisdictions would in the interim work together to collaboratively develop and implement engagement processes to ensure decisions made by our respective jurisdictions are fully informed of each other's interests.

Under the former RFA we made it abundantly clear in our letter dated February 18, 2015 that the RFA was not working. We continued to highlight that the RFA: lacked meaningful discussions on fiscal arrangements, was significantly underfunded, lacked a high-level political forum, was not implemented in a manner which respected the Tsilhqot'in decision and did not adequately engage us regarding legislative and policy changes with respect to water, wildlife, revenue collection, mining and forestry. We also raised our concern that the RFA did not have appointees possessing significant authority to uphold the agreement and was only limited to attempting to resolve procedural lands and resource disputes, but did not resolve disputes in a meaningful or concrete manner, rather resulted in circular dialogues with no resolution or record. The RFA also did not encompass discussions and negotiations regarding Aboriginal Title, shared decision making or revenue sharing. This is the history that was brought into the negotiation of the LoC and why we will not agree to something which looks or feels like the RFA in nature or scope.

This LoC and its schedules are more than a mere contract, they are commitment to uphold the honour of the Crown and your Ministerial commitments to reconciliation and the full adoption and implementation of the United Nations Declaration the Rights of Indigenous Peoples (UNDRIP), and the Calls to Action of the Truth and Reconciliation Commission. It is a movement forward to bring the principles of UNDRIP into action in British Columbia for our signatories.

In the LoC we appended the Story of Porcupine (Re Skú7pecen re Stseptékwlls) and identified that we wish to work under the collaborative principle articulated in this telling, which is summarized as follows:

“Secwépemc Ancestors told the foundation of reconciliation through the Story of Porcupine. In this story it is said that two People lived in conflict to one another. Their Chiefs were Elk and Swan. These people were interfering with each other’s business leading to difficulties in putting away food and living in peace. What one group did well the other group did poorly and because of this the people suffered and were pitiful. Coyote was sent as a messenger but many times failed in the face of the deep snow and difficulty of the journey. It was Porcupine who brought the two People together and when the People humbled themselves and shared their knowledge they were able to learn from one another and consequently lived in peace and prosperity.”

We as Secwepemc have been diligent and committed, acting as Porcupine traversing over the high mountains, while developing an LoC to set the foundations for a successful G2G relationship. Our signatories have been at the table without any secured long-term funding or signed commitment for over 7 months. Essentially, we have been talking about what we are going to talk about. In good faith we have continued to engage with BC on your lands and resource decisions despite not having an LoC or collaboratively developed engagement process on these decisions. To this end the Interim Engagement Approach (IEA) appended to the LoC would serve to identify how we will engage until such a time as a more comprehensive, long-term Recognition and Reconciliation Agreement is finalized. We require you to uphold your commitment to a shared path which includes the mandated development of a Recognition and Reconciliation Agreement. On this shared path, in the LoC we have a commitment to this Ministerial Mandate request within one year of executing the LoC. Without this commitment we only serve to perpetuate the same broken consultation system which has left our territories in shambles under your management regime. We will not accept this anymore.

On July 9-11 we called a meeting between our Chiefs and the Ministers to sign the LoC and begin this important work, only to have BC representatives without signing authority attend, thus our Chiefs walked out of the meeting in solidarity after such a show of disrespect. Your Ministries, acting as Coyote (Sk’elép) running around the pit-house, getting caught in the deep snows of your ministerial system and processes unable to commit to real meaningful action. Since July we have iterated numerous version of the LoC, developed and refined an IEA with intentions of relying on commitments through the Work Plan. We have finally collaboratively developed an LOC including schedules which we see are acceptable to our Secwepemc signatories.

We have exhibited the very spirit of porcupine, our dedication and perseverance evident as we have worked through innumerable versions of the LOC. However, we wish to clarify that in order for the commitments under the LOC to come to life we must have adequate capacity and action from both Secwepemc and BC. In order for the QS-G2G Office and Secwepemc signatories to do this important work through the interjurisdictional tables, a substantive, interconnected, network of Secwepemc teams must be built and

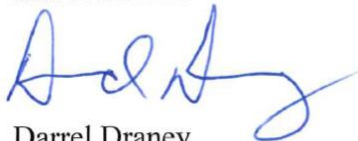
maintained. These teams in turn must build the systems, knowledge and experience necessary to ensure the effective operational implementation of the Work Plan. This will be disrupted if there is no timely commitment of additional funding for the LOC's second year of implementation. It is therefore imperative that we immediately begin to ascertain the level of commitment required for the full term of the LOC so that we do not set our tables up for failure. We cannot continue to operate our QS-G2G Office and Secwepemc signatory activities under the IEA without secured funding commitments.

To continue without funding and without a commitment to a collaboratively developed engagement process is not acceptable. The current system of consultation by referrals and letter writing broken, outdated, under resourced and does not support informed decision making by our signatories. We cannot continue under such a system and as such we are informing you if the LOC is not executed at the BC Cabinet / FN Leadership Gathering we will halt all engagement, and consultation activities on provincial decisions pursuant to this LoC. The QS-G2G Office and its administration of the SWAP will cease, where we do not have a commitment to the funding or engagement processes necessary to support it. Each of our signatory communities are in full support of this action and would be halting all activities with respect to the LoC activities and decisions as well.

The time for acting as Sk'elep and running around the pit-house is over. The LoC states that our actions will include, "early actions that build trust and demonstrate shared commitment.", is it time to demonstrate your commitment to working with us. While the LoC and IEA have become better documents during the course of the negotiations, enough is enough; as stated in the LoC, "It is time to turn commitments to action. Just do it (Xillte T'ucw)." We hope that you will take inspiration from porcupine, traverse the high mountains through the deep snows of your ministerial system and come prepared to sign the LoC and fulfill your commitment to our first Leadership Table meeting (Chief to Chief) in Vancouver immediately prior (Nov 28th) to the BC Cabinet/FN Leadership Gathering.

If you have any questions please don't hesitate to contact our Director of Operations Sunny LeBourdais at DirectorOps@secwepemc.ca or 250-320-0712.

Kukwstsétsemc



Darrel Draney

**Responsible Official, Qwelmintec-Secwepemc G2G
Councillor, Skeetchestn**

cc. Alexandra Banford, MIRR
Aurian Stark, MIRR
Peter Hilton, MIRR
Tracy Ronmark, FLNRORD
James Prsala, MEMPR
Alan Hobler, MOE



Qwelmínte – Secwepemc G2G (QS-G2G)

November 28, 2018

Hand Delivered

The Honourable John Horgan, M.L.A.
Premier of British Columbia

The Honourable Carole James
Minister of Finance

The Honourable George Heyman, M.L.A.
Minister of Environment and Climate
Change

The Honourable Scott Fraser, M.L.A.
Minister of Indigenous Relations &
Reconciliation

The Honourable Michelle Mungall, M.L.A.
Minister of Energy, Mines & Petroleum
Resources

The Honourable Doug Donaldson, M.L.A.
Minister of Forests, Lands, Natural
Resource, Operations and Rural
Development

Re: Qwelmínte-Secwepemc G2G LoC – *Are you a Porcupine or a Coyote?*

Weytk-p,

We the signatories of the QS-G2G Letter of Commitment stand in complete solidarity and confirm that we are done talking without commitment or purpose. The Qwelmínte-Secwepemc Government to Government (QS-G2G) Letter of Commitment (LoC) is poised to transcend the Secwepemc Reconciliation Framework Agreement (SRFA) which expired on April 9, 2018. This LoC would bring together eight Secwepemc signatories including the Little Shuswap Lake Indian Band, Adams Lake Indian Band, Splatina, Simpcw First Nation, Shuswap Indian Band and Tk'emlúps te Secwepemc & Skeetchestn (collectively the Stk'emlúps te Secwepemc).

We informed you in our letter (dated November 16, 2018) that to continue without funding and without a commitment to a collaboratively developed engagement process is not acceptable. The current system of consultation by referrals and letter writing is broken, outdated, under resourced and does not support informed decision making by our signatories. Our current situation is one where our staff are deleteriously under-resourced when dealing with the consultation activities required to respond to your referrals and requests. We are not afforded a process which supports or results in informed decision making which respects our jurisdiction and authority as caretakers of our territories. We will not continue to perpetuate this to our harm. We are directing the QS-G2G Office and each of our respective Title and Rights / Natural Resources departments to halt all engagement pursuant to the LoC. We cannot continue under such deleterious circumstances and we will halt all engagement, and consultation activities on provincial decisions pursuant to this LoC as of Monday December 3, 2018.

All referrals, letters, permits and applications will be logged and a template response letters issued informing the applicant that engagement activities are suspended and will proceed once we have the LOC/IEA fully executed. During this suspension please direct all referrals, letters requesting consultation activities or engagement to swap@secwepemc.ca so that they may be logged and recorded for the record. As there are no collaboratively developed engagement processes in place, and no supporting consultation activities all decisions made, will be considered to be done without consent or without adequate consultation with each of our signatories. All ministerial representatives will receive a standard notification & response letter explaining this suspension with supporting documentation.

We acknowledge our commitment under the FCRSA and other consultation agreements and intend to uphold our commitments under these individually and/or collectively signed agreements. However, we strongly recommend that the Province immediately take action as many of these commitments are inter-related.

In our letter dated November 16, 2018 we clarified, “that in order for the commitments under the LOC to come to life we must have adequate capacity and action from both Secwepemc and BC.” However, we must clarify that costs incurred since April 9, 2018 must also be accounted for. Since April 9, 2018 our signatories (and our QS-G2G Office) have invested substantial time and resources to the negotiation of the LoC, while maintaining the consultation processes which would have fallen under the SRFA. This investment and effort must be fully recognized and reconciled. The limited capacity funding (\$50k) provided to each of our signatories, following our February 22, 2018 meeting with you, was not adequate to bridge the time between expiry and full execution of the LOC. This bridge funding was effectively exhausted by the April 9, 2018 expiry of the RFA. We will be fully describing and characterizing the costs and investments incurred by our signatories and the QS-G2G Office since April 9, 2018 and will maintain a record of these costs until the LOC is fully executed. These costs must be reconciled pursuant to the LOC.

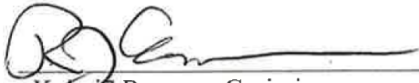
This action will remain in place until such a time as we have:

1. fully signed and executed LOC/IEA (FINAL DRAFT Nov 21) including attendance of the Ministers in Secwepemcúlecw for a ceremonial signing of the document with the initial \$2 million in funding;
2. BC Working Group Commitment- BC’s commitment of Ministerial representatives with appropriate authority and experience assigned to appropriate QS-G2G Working Group Tables to begin this important work;

We hope that you will take inspiration from porcupine, traverse the high mountains through the deep snows of your ministerial system and come to Secwepemcúlecw prepared to fully execute the LoC and uphold your commitment to building a new shared path which transcends the failed attempts of the past.

If you have any additional questions, please don’t hesitate to contact our QS-G2G Director of Operations Sunny LeBourdais at DirectorOps@secwepemc.ca or 250-320-0712.

Kukwstsétsemc



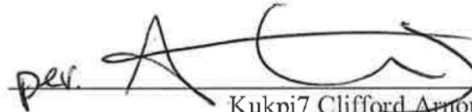
Kukpi7 Rosanne Casimir
Tk'emlúps te Secwépemc /
Stk'emlúpsemc te Secwepemc



Kukpi7 Ron Ignace
Skeetchestn Indian Band /
Stk'emlúpsemc te Secwepemc



Kukpi7 Wayne Christian
Splatsin



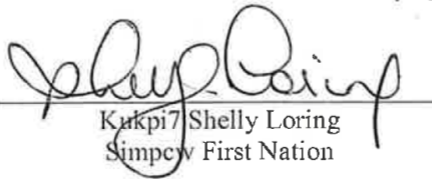
Kukpi7 Clifford Arnouse
Adams Lake Indian Band



Kukpi7 Barb Cote
Shuswap Indian Band



Kukpi7 Oliver Arnouse
Little Shuswap Lake Indian Band



Kukpi7 Shelly Loring
Simpson First Nation

cc. Alexandra Banford, MIRR
Aurian Stark, MIRR
Peter Hilton, MIRR
Tracy Ronmark, FLNRORD
James Prsala, MEMPR
Alan Hobler, MOE