



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: Jan Thingsted

jthingsted@csrd.bc.ca

FILE: BL751-07

DATE: April 22, 2024

RESPONSE SUMMARY

- | | |
|--|--|
| <input type="checkbox"/> Approval Recommended for Reasons Outlined Below | <input type="checkbox"/> Interests Unaffected by Bylaw. |
| <input type="checkbox"/> Approval Recommended Subject to Conditions Below. | <input type="checkbox"/> Approval not Recommended Due To Reasons Outlined Below. |
| <input checked="" type="checkbox"/> No Objections | |

Signed By: _____

Title: General Manager, Environmental and Utility Services

Date: April 23, 2024

Agency: Columbia Shuswap Regional District



Your File #: BL751-07
eDAS File #: 2024-02233
Date: May/14/2024

Columbia Shuswap Regional District
Box 978
Salmon Arm, British Columbia V1E 4P1
Canada

**Re: Proposed Bylaw 751 for PID 006-213-227; Lot 1 Section 7 Township 19 Range 9 West of the 6th Meridian Kamloops Division Yale District Plan 23833
Except Plans KAP50842 & KAP58363**

The Ministry of Transportation and Infrastructure (Ministry) has received and reviewed your referral April 26, 2024 for a zoning bylaw amendment to the Medium Holdings (MH) zone to add a site-specific regulation on the above noted subject lot. Section 52(3)(a) of the Transportation Act does not apply and the zoning will not require Ministry endorsement.

For Landowner Reference:

ACCESS PERMIT

The Transportation Act applies, and an access permit will be required for the existing access to Gardom Lake Road. The permit can be applied for at the following link: www.gov.bc.ca/highway-use-permits.

If you have any questions please feel free to call Beth Bahm at (778) 576-1114.
Yours truly,

Beth Bahm
Development Officer

Attachment

Local District Address
Vernon Area Office 4791 23rd Street Vernon, BC V1T 4K9 Canada Phone: (250) 712-3660 Fax: (250) 503-3631

From: [Cooper, Diana FOR:EX](#)
To: [Stephanie Hodge](#)
Cc: [Jan Thingsted](#)
Subject: RE: BL751-07 CSRD Referral Request
Date: May 23, 2024 9:32:19 AM
Attachments: [image006.png](#)
[image007.jpg](#)
[image008.jpg](#)
[image009.png](#)
[image010.png](#)
[image011.jpg](#)
[image001.jpg](#)
[image002.png](#)

Hello Beautiful CSRD!

Thank you for your referral regarding LOT 1 SECTION 17 TOWNSHIP 19 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 23833 EXCEPT PLANS KAP50842 AND KAP58363, PID 006213227. Please review the screenshot of the property below (outlined in yellow) and notify me immediately if it does not represent the property listed in your referral.

Results of Provincial Archaeological Inventory Search

According to Provincial records, there are no known archaeological sites recorded on the subject property.

Archaeological potential modelling for the area does not indicate a high potential for previously unidentified archaeological sites to be found on the subject property.

Archaeology Branch Advice

The Archaeology Branch does not identify a need for archaeological study or Provincial heritage permit(s) at the time of this referral response.

Please notify all individuals (e.g., owners, developers, equipment operators) involved in land-altering activities (e.g., home renovations, property redevelopment, landscaping, service installation) that if archaeological material is encountered during development, they **must stop all activities immediately** and contact the Archaeology Branch for direction at 250-953-3334.

Rationale and Supplemental Information

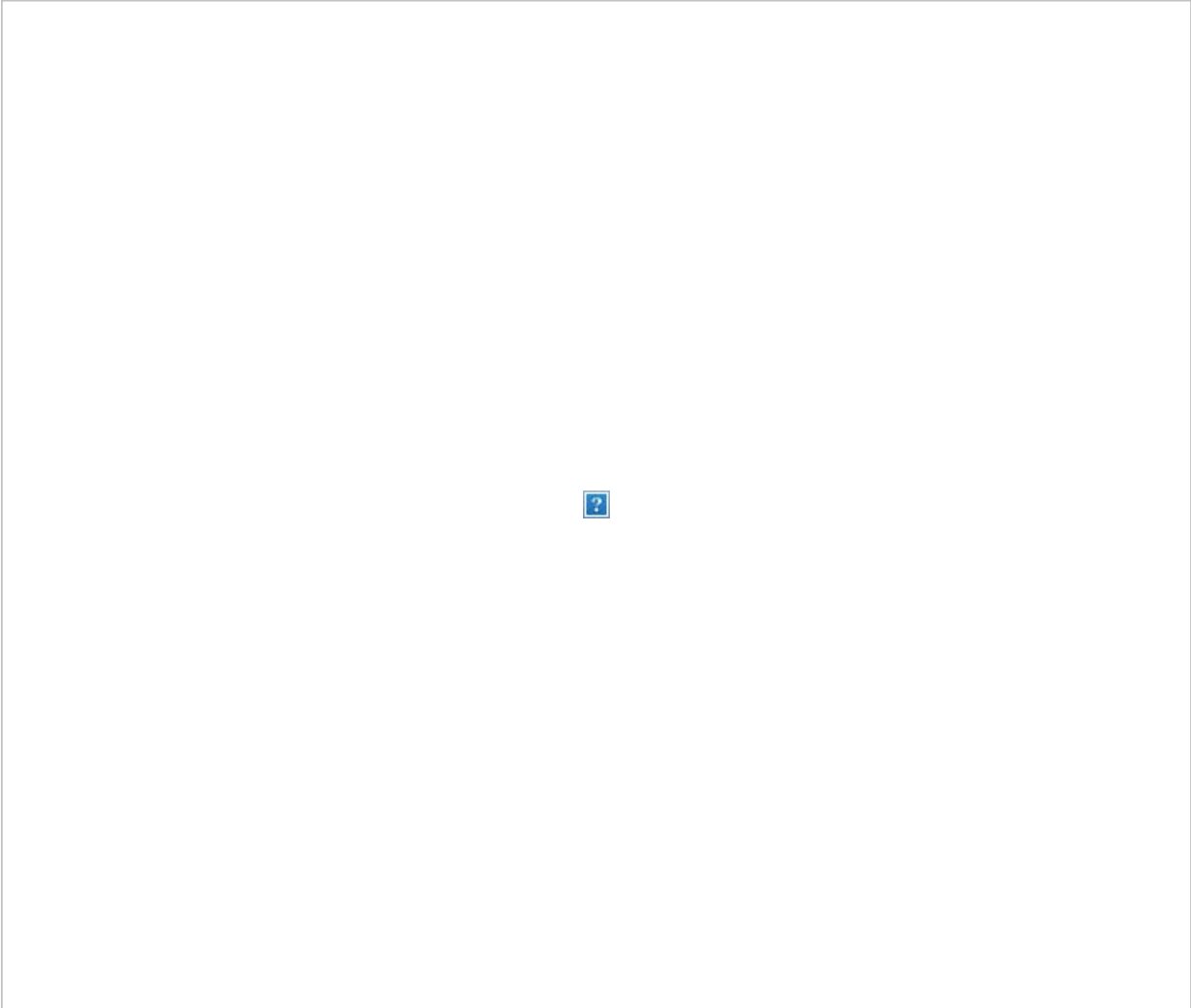
- Archaeological study and Provincial heritage permit(s) are not required in the absence of an archaeological site.
- There is always a possibility for previously unidentified archaeological sites to exist on the property.
- Archaeological sites are protected under the *Heritage Conservation Act* and must not be damaged or altered without a Provincial heritage permit issued by the Archaeology Branch. This protection applies even when archaeological sites are previously unidentified or disturbed.

Questions?

For questions about the archaeological permitting and assessment process, please contact the Archaeology Branch at 250-953-3334 or archaeology@gov.bc.ca.

For more general information, visit the Archaeology Branch website at www.gov.bc.ca/archaeology.

Kind regards,



Please note that subject lot boundaries (yellow) indicated on the enclosed screenshot are based on information obtained by the Archaeology Branch on the date of this communication and may be subject to error or change. If you are experiencing difficulties viewing the layers in the above screenshot, please contact us.



Diana Cooper
Archaeologist/Archaeological Information Specialist

Archaeology Branch | Ministry of Forests
Phone: [\(250\) 953-3343](tel:250-953-3343) | Email: diana.cooper@gov.bc.ca | Website www.gov.bc.ca/archaeology

From:

Stephanie Hodge <SHodge@csrd.bc.ca>

Sent: Monday, April 22, 2024 8:43 AM

To: Stephanie Hodge <SHodge@csrd.bc.ca>

Cc: Jan Thingsted <jthingsted@csrd.bc.ca>

Subject: BL751-07 CSRD Referral Request

[EXTERNAL] This email came from an external source. Only open attachments or links that you



Penticton Indian Band
Natural Resources Department
841 Westhills Drive | Penticton, B.C.
V2A 0E8
Referrals@pib.ca | www.pib.ca
Telephone: 250-492-0411
Fax: 250-493-2882

Project Name:

BL751-07 PL20230000345

FN Consultation ID:

L-240426-BL751-07

Consulting Org Contact:

Stephanie Hodge

Consulting Organization:

[Columbia Shuswap Regional District \(CSRD\)](#)

Date Received:

Monday, April 22, 2024

File number:

BL751-07

April 26, 2024

Attention: Stephanie Hodge

We are in receipt of the above referral. The proposed activity is located within syilx (Okanagan) Territory.

Snpink'tn has now had the opportunity to review the proposed activity. At this time, snpink'tn (Penticton Indian Band) will be deferring further consultation and engagement to the Okanagan Indian Band.

If you require further information or clarification, please do not hesitate to contact me.

limləmt,

Madison Terbasket
Referrals Coordinator
P: 250-492-0411
Referrals@pib.ca



Okanagan Indian Band

12420 Westside Road • Vernon, BC, • V1H 2A4
Telephone: 250-542-4328 • Facsimile 250-542-4990
Email: okibreferrals@okanagan.org

“This correspondence will not be construed so as to to prejudice, limit, or derogate from any rights, claims or interests in respect of any Aboriginal title, rights and interests of Okanagan or Syilx Nation recognized and affirmed under Section 35 of the Constitution Act, 1982 and nothing in this letter indicates acceptance by Okanagan of federal or provincial Crown jurisdiction over or ownership of land, water or other resources within the Territory.”

Project Name:

BL751-07 PL20230000345

FN Consultation ID:

BL751-07

Consulting Org Contact:

Stephanie Hodge

Consulting Organization:

[Columbia Shuswap Regional District \(CSRD\)](#)

Date Received:

Monday, April 22, 2024

Attention: Stephanie Hodge

Okanagan Indian Band (OKIB) is in receipt of the above referral. This proposed activity is within OKIB's Area of Interest within the Syilx (Okanagan Nation) Territory, and the lands and resources are subject to our unextinguished Aboriginal Title and Rights. For more information on our Title and Rights, please see the attached overview in Schedule A.

The Crown has an obligation to support our capacity to meaningfully participate in consultation(1). The failure to provide capacity funding where necessary to support an Aboriginal people's participation can significantly impair the quality of consultation and lead to a finding that consultation was inadequate(2). While supporting OKIB's capacity is ultimately the Crown's obligation, it may be delegated to proponents. Whether delegated or not, proponent contributions ensure we have sufficient capacity to participate in consultation on their activity so approvals are not delayed or denied due to a failure of the Crown to engage with us meaningfully.

To ensure OKIB has sufficient capacity to conduct a Preliminary Office Review of your referral for its potential adverse impact on the OKIB's Syilx Aboriginal Title and Rights we require payment of a Referral Processing Fee. This invoice must be paid within 30 days.

The processing fee is broken down as follows:

- *Referral Processing Fee: \$300.00
- * 5% GST: \$15.00
- * Total: \$315.00

This Fee is based on review not exceeding 5 hours. This initial fee may not be sufficient for OKIB to engage in meaningful consultation, but it will provide necessary funding for OKIB's Preliminary Office Review to determine if your referral is of potential concern and whether further consultation is necessary. If the proposed activity requires a more in-depth review, OKIB will notify the proponent after the Preliminary Office Review and will seek to negotiate an agreement to provide capacity for necessary consultation activities.

INVOICE AMOUNT FOR PRELIMINARY OFFICE REVIEW \$315.00

Please make cheque payable to Okanagan Indian Band (OKIB) re: BL751-07

If payment is not received within 30 days of receipt of this invoice a warning letter will be issued outlining that we are unable to meaningfully respond, engage in consultation on the proposed activity or consent to the proposed activity. Proper consultation cannot occur without the appropriate resources, therefore it is only with payment that proper consultation can begin and the proposed project can be reviewed. Failure of the Crown, or the proponent as delegate of the Crown, to meaningfully consult with OKIB will put any permits or authorizations for the activity at risk of being delayed, suspended or revoked.

liml?mt | Thank You

Julie Richard
Referrals Management Clerk
Territorial Stewardship Division
Okanagan Indian Band
12420 Westside Road
Vernon BC, V1H 2A4
Office: 250-542-7132
Cell: 250-309-5217

(1)*Clyde River (Hamlet) v. Petroleum Geo Services Inc.* 2017 SCC 40, [2017] 1 S.C.R. 1069 (“Clyde River”).

(2)*Clyde River* at paras 47-49, citing *Taku River Tlingit First Nation v. British Columbia (Project Assessment Director)*, 2004 SCC 74, [2004] 3 S.C.R. 550 at paras 32, 37.



Upper Nicola

BL751-07 - BL751-07 PL20230000345

Project Summary

Project Name:

BL751-07 PL20230000345

FN Consultation ID:

BL751-07

Consulting Organization:

[Columbia Shuswap Regional District \(CSRD\)](#) [1]

Project Type:

Regional Districts and Municipalities

Project Details

Project Description:

The property's owners have applied for a zoning bylaw amendment to the Medium Holdings (MH) zone to add a site-specific regulation that will bring their existing veterinary clinic into compliance with zoning and to allow for minor future expansion. ----- Requested response date: 2024-05-22

Permanent:

0

Consultation Project Area

Project Area (in Hectares):

1.62

Area of new cut (disturbance):

0

Location Description:

Lot 1 Section 7 Township 19 Range 9 West of the 6th Meridian Kamloops Division Yale District Plan 23833 Except Plans KAP50842 & KAP58363

Supporting Media

File Attachments:

 [bl751-07-referral-form.pdf](#) [2]

 [bl751-07referral-return-form.docx](#) [3]

Spatial File Upload:

 [20240417pid006213227.kml](#) [4]

Workflow

Date Received:

Monday, April 22, 2024

External Contacts

Consulting Org Contact:

[Stephanie Hodge](#) [5]

Links

[1] <https://unb.knowledgekeeper.ca/consultation/columbia-shuswap-regional-district-csrd>

[2] <https://unb.knowledgekeeper.ca/system/files/industry/consultation/129266/attachments/bl751-07-referral-form.pdf>

[3]

<https://unb.knowledgekeeper.ca/system/files/industry/consultation/129266/attachments/bl751-07referral-return-form.docx>

[4] <https://unb.knowledgekeeper.ca/system/files/industry/consultation/129266/spatial-files/20240417pid006213227.kml>

[5] <https://unb.knowledgekeeper.ca/consultation/columbia-shuswap-regional-district-csrd/contacts/stephanie-hodge>