

Subject: [Fwd: FW: Council's dealing with Agenda Item #4 on October 6th]

Date: Wed, 15 Oct 2003 11:20:56 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Corrie Kost <kost@triumf.ca>

Subject: FW: Council's dealing with Agenda Item #4 on October 6th

Date: Wed, 15 Oct 2003 07:09:04 -0700

From: Ernie Crist <ernie_crist@dnv.org>

To: Irwin Torry <Irwin_Torry@dnv.org>, Agnes Hilsen <Agnes_Hilsen@dnv.org>

CC: Mayor and Council - DNV <Council@dnv.org>, "FONVCA (E-mail)" <fonvca@fonvca.org>

Irwin Torry and Ms Hilsen;

Please clarify.

Thank You,

Ernie Crist

-----Original Message-----

From: Corrie Kost [<mailto:corrie@kost.ca>]

Sent: October 14, 2003 11:50 PM

To: Don Bell2; Ernie Crist; Janice Harris; Lisa Muri; Maureen McKeon
Holmes; Alan Nixon; Richard Walton; Agnes Hilsen

Cc: fonvca@fonvca.org

Subject: Council's dealing with Agenda Item #4 on October 6th

Your Worship & Members of Council,

I believe council erred in its decision not to hold
additional consultations with respect to Bylaw 7416
- North Lonsdale/Delbrook Official Community Plan.

The "problem" was that staff recommended that
2) pursuant to Section 879(2) of the Local Government Act, Council
is of the opinion that additional consultation with respect to Bylaw 7416 is
not required.

However, the point was missed that the requirement to consider
does not allow council the option of disallowing one or more
consultation opportunities. Subsections 1) and 3) are quite clear
on this matter. Subsection 1) says the local government must provide...
(note the word must) and subsection 3) says that this requirement
"is in addition to the public hearing required..."

Subsection 2) is purely to serve subsection 1)

If council refuses to provide one or more opportunities for
consultation in addition to the normal public hearings then I
believe they are in violation of the Local Government Act.

Please read LGA section 879 carefully and then reconsider holding
such consultation(s) before holding the Public Hearing.

Yours truly,

Corrie Kost

cc: FONVCA

Corrie Kost <kost@triumf.ca>