

Subject: Re: Bill 75

Date: Wed, 14 Apr 2004 18:52:09 +0100 (BST)

From: Elizabeth James <cagebc@yahoo.com>

To: Ernie Crist <ernie_crist@dnv.org>, Mayor Derek Corrigan <mayor@city.burnaby.bc.ca>, Nathalie Valdes <Nathalie_Valdes@dnv.org>

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14 April 2004

Dear Clr. Crist:

Kudos to Mayor Corrigan for this initiative and to you and anyone else who takes him up on the suggestion.....with one caveat.....

Local governments are creatures who can exist only at the whim of the provincial government. Therefore, I wonder whether there are any legal grounds upon which to base the challenge. Could the Province not just do what, in effect, it has already done - change the rules? They've done it by Bill 75, by Bill 66, by a change to the personal liability 'punishment' clause from five years to three and by a change from referendum to counter-petitionto name but a few of the 'benefits' we are offered under the Liberals' wonderful Community Charter.

Anyway, it's not my intention to discourage Mayor Corrigan. In fact, this so-called 'right-winger' is coming to believe he is one of only a very few who displays leadership in the GVRD.

Sincerely,
Liz James

PS: As an aside, I believe the current "emergency" created by a need to dispose of dead Fraser Valley chickens, is not an "emergency" at all. I believe it to be nothing more nor less than Bill 75, cloaked in a word the province hopes will be more conducive to gaining mute acceptance from a troublesome populace. If we don't stand up to the province on matters like this, pretty soon we'll have absolutely no control over our local destiny; we'll only be around to pay the bills. EJ

Ernie Crist <ernie_crist@dnv.org> wrote:

Notice of Motion - Report, Councillor Crist

That Council consider and endorse the motion contained in the correspondence from City of Burnaby Mayor Derek R. Corrigan, dated December 18, 2003 regarding the matter of "Legal Challenge to Bill 75".

THAT WHEREAS Bill 75 provides the provincial Government with sweeping powers to override Local Government bylaws, plans, policies and powers;

AND WHEREAS Bill 75 allows the Province to override Local Government jurisdiction not only for Provincial projects, but also for private or mixed public/private projects if the Province considers these to be in the broader Provincial interests;

AND WHEREAS the autocratic powers granted to the Province under Bill 75 have the potential, to seriously undermine the current structure for ensuring cohesive Regional/ Municipal land use planning and the important public safety protection that Local Government review and input brings to project development;

AND WHEREAS Bill 75 contradicts the provincial promotion of the Community Charter as a vehicle for recognizing Local government as a responsible and autonomous level of government;

NOW THEREFORE BE IT RESOLVED THAT the Corporation of he District of North Vancouver advise all Local Governments in the Province of British Columbia that The Corporation of the District to North Vancouver is prepared to contribute to the legal costs that any British Columbia Local Government incurs initiating a legal challenge to Bill 75 in the Local Government's jurisdiction.

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