

NOTICE: That a Regular Meeting of the District of Barriere Municipal Council will be held at District Hall, 4936 Barriere Town Road, in Barriere, B.C. on January 12, 2026, at 5:30pm for the transaction of business listed below.

Daniel Drexler, Chief Administrative Officer

AGENDA

*"We acknowledge and respect the indigenous peoples of Simpcw First Nation
within whose lands we are meeting today."*

1. ADOPTION OF AGENDA

That Council approve the January 12, 2026, Regular Council Meeting Agenda.

2. ADOPTION OF MINUTES

- a. That Council adopt the minutes of the December 15, 2025, Regular Council Meeting.
- b. That Council adopt the minutes of the December 22, 2025, SPECIAL Council Meeting.

3. PETITIONS, DELEGATIONS AND SPECIAL PRESENTATIONS – none scheduled.

4. STAFF REPORTS

- a. Department Updates – Department Heads
**submitted for information*

5. BYLAWS and POLICIES

- a. DRAFT Solid Waste Collection Regulations Bylaw No. 266 – adoption – T. Buchanan, Corporate Officer
**w/attachments*
Recommendation: THAT Council adopt Solid Waste Collection Regulations Bylaw No. 266
- b. DRAFT Business License Bylaw No. 267 – adoption – T. Buchanan, Corporate Officer
**w/attachments*
Recommendation: THAT Council adopt Business License Bylaw No. 267
- c. Wastewater Regulations Bylaw No. 268 – 1st, 2nd, 3rd readings – D. Drexler, CAO
**w/attachments*
Recommendation: THAT Council give first three readings to Wastewater Regulations Bylaw No. 268

6. CORRESPONDENCE

- a. For Information
- b. For Action - none submitted.

7. COUNCIL REPORTS

8. MAYOR'S REPORT

9. PUBLIC INQUIRIES

10. NOTICE OF MOTION

11. CONVENE INTO CLOSED SESSION

Pursuant to Sections 90(1)(a)(c)(e)(2)(b) of the Community Charter, that the public interest requires that persons other than Council Members and required staff be excluded from the meeting and that Council continues the meeting in closed session to discuss confidential matters.

12. RECONVENE OPEN MEETING

13. BUSINESS ARISING FROM CLOSED SESSION *(if required)*

14. NEXT MEETINGS

- *In-Camera Council Workshop – January 26, 2026 @ 5:30pm*
- *Regular Council Meeting – February 2, 2026 @ 5:30pm*

15. ADJOURNMENT

DISTRICT OF BARRIERE
MINUTES OF A REGULAR COUNCIL MEETING

Held on Monday, December 15, 2025 at 5:30pm in the Council Chambers at Municipal Hall
4936 Barriere Town Road, Barriere, B.C.

*"We acknowledge and respect the indigenous peoples of Simpcw First Nation
within whose traditional lands we are meeting today."*

Present: Mayor Rob Kerslake
Councillor Scott Kershaw Councillor Judy Armstrong - *absent*
Councillor Louise Lodge Councillor Colin McInnis
Councillor Brody Mosdell Councillor Donna Kibble – *absent*

Staff: Daniel Drexler, Chief Administrative Officer
Tasha Buchanan, Corporate Officer
Kathy Abel, Chief Finance Officer
Chris Matthews, Public Works Manager
Jamie Mosdell, Deputy Corporate Officer

Mayor Kerslake called the meeting to order at 5:30pm

1. ADOPTION OF AGENDA

Agenda Item 3 – KPMG Auditor, was rescheduled to a Special Council Meeting on Monday, December 22, 2025 at 5:30pm via Zoom Audio Conference.

Moved by Councillor Lodge

Seconded by Councillor McInnis

That Council approve the December 15, 2025, Regular Council Meeting Agenda as amended.

CARRIED

2. ADOPTION OF MINUTES

a. Moved by Councillor Mosdell

Seconded by Councillor Kershaw

That Council adopt the minutes of the November 17, 2025, Regular Council Meeting.

CARRIED

3. PETITIONS, DELEGATIONS AND SPECIAL PRESENTATIONS

4. STAFF REPORTS

a. 2024 Annual Report – T. Buchanan, Corporate Officer

Moved by Councillor Lodge

Seconded by Councillor Kershaw

THAT Council accept the 2024 Annual Report as presented.

CARRIED

- b. Department Updates – Department Heads
**submitted for information*

Council was provided an overview of the written report.

- c. Dissolution of Legislated Recreation Committee and Establishment of New Recreation Working Group Committee – J. Mosdell, Deputy Corporate Officer

Moved by Councillor McInnis

Seconded by Councillor Lodge

1. **THAT Council formally dissolve the current legislated Recreation Committee established under Section 141 of the Community Charter; and**
2. **THAT Council adopt the 2026 Terms of Reference for the new Recreation Working Group Committee as presented and appoint Councillor Lodge (Chair), Councillor Mosdell, Glenda Feller, and Jen Crosman as members to the new Working Group Committee; and**
3. **THAT Council approve the Committee to apply to operate an independent bank account for day-to-day event and operational matters pertaining to the approved, annual Recreation Budget set by Council during the annual budget process.**

CARRIED

- d. Strategic Plan 2026-2028 – D. Drexler, CAO

Council reviewed the detailed 2026-2028 Strategic Plan. Goals and action plans previously identified by Council to achieve the itemized goals, are indicated in detail within the presented plan as they relate to the following key priorities:

1. Implement an Organizational Asset Management Program
2. Fiscally Responsible Operations
3. Create Opportunities for Community Growth
4. General Governance and Community Engagement

Moved by Councillor Lodge

Seconded by Councillor Mosdell

THAT Council adopts the Strategic Plan 2026-2028 as presented.

CARRIED

- e. 2026-2030 Financial Plan Workshop and Meeting Schedule – D. Drexler, CAO
**submitted for information*

Date	Forum	Activity
January 9, 2026	Management	2026-2030 Capital Plan complete 2026 Operating Budgets complete
January 16, 2026	Management	2026 Capital and Operating supporting documents complete for Finance and CAO review
January 22, 2026	Management / Council	Budget Package (First Draft) to be provided to Council

January 26, 2026*	Council Workshop	Presentation of Draft Budget (No.1) by Management
Placeholder	Council Workshop	2 nd workshop if required
February 2, 2026	Regular Meeting	Council approval of budget strategies, fee for service requests, proposed changes from No.1 Draft Budget, early capital approvals
February 9, 2026*	Special Meeting	Public Presentation of Second Draft (No. 2) Budget
February 23, 2026	Regular Meeting	Approval of additional budget changes, if necessary
March 9, 2026	Regular Meeting	First Three Readings of the 2026-2030 Financial Plan Bylaw, First Two Readings of 2026 Tax Rates Bylaw
March 30, 2026	Regular Meeting	Adoption of the 2026-2030 Financial Plan Bylaw
April 20, 2026	Regular Meeting	Third Reading of the 2026 Tax Rates Bylaw
May 4, 2026	Regular Meeting	Adoption of the 2026 Tax Rates Bylaw
May 15, 2026		Deadline to adopt the 2026-2030 Financial Plan Bylaw and Tax Rates Bylaw

- f. Barriere Chamber of Commerce Civic Partnerships – D. Drexler, CAO
**submitted for information*

An overview of the written report was provided to Council. The discrepancy of approximately 113sq ft of leased square footage, a Chamber requested storage area, BBC building management of the Chamber, use by Thompson Rivers University within the BBC Boardroom, a Chamber facilitated Open House & Survey, as well as the ongoing Wayfinding Plan project, were reviewed in the report. General discussion ensued and a decision regarding the requested storage area construction will be made at a future meeting.

5. BYLAWS and POLICIES

- a. Revenue Anticipation Borrowing Bylaw No. 262 – adoption – K. Abel, CFO

Moved by Councillor Lodge

Seconded by Councillor Kershaw

THAT Council adopt Revenue Anticipation Borrowing Bylaw No. 262.

CARRIED

- b. Revenue Anticipation Bylaw No. 263 – adoption – K. Abel, CFO

Moved by Councillor Kershaw

Seconded by Councillor Mosdell

THAT Council adopt Revenue Anticipation Bylaw No. 263.

CARRIED

- c. Street Lighting Utility Billing Service Repeal Bylaw No. 264 – adoption - D. Drexler, CAO
**w/attached staff report*

Moved by Mayor Kerslake

Seconded by Councillor Lodge

THAT Council adopt Street Lighting Utility Billing Service Repeal Bylaw No. 264.

CARRIED

- d. Water Regulations Bylaw No. 265 – adoption – D. Drexler, CAO
**w/attached staff report*

Moved by Councillor Lodge

Seconded by Councillor Mosdell

THAT Council adopt Water Regulations Bylaw No. 265.

CARRIED

- e. DRAFT Solid Waste Collection Regulations Bylaw No. 266 – 1st, 2nd & 3rd readings – T. Buchanan, Corporate Officer
**w/attachments*

The District currently provides its Solid Waste Collection services under the Barriere Improvement District Bylaw that the District automatically inherited upon incorporation. The draft presented updates and codifies the District's current collection practices and regulations for both refuse and recycling.

Moved by Councillor McInnis

Seconded by Councillor Lodge

THAT Council gives first three readings to Solid Waste Collection Regulations Bylaw No. 266.

CARRIED

- f. DRAFT Business License Bylaw No. 267 – 1st, 2nd & 3rd readings – T. Buchanan, Corporate Officer
**w/attachments*

The District's current Business Licence Bylaw No. 44, was adopted in 2009 and has not been updated over the years. An updated and modernized Business Licence Bylaw with an attached Schedule that describes the Business License classifications within the municipality was presented to Council for review.

Moved by Councillor Lodge

Seconded by Councillor Mosdell

THAT Council gives first three readings to Business License Bylaw No. 267.

CARRIED

6. CORRESPONDENCE

a. For Information

b. For Action

- i. TNRD re: Request to Municipalities in the TNRD Region write a letter to the Minister of Emergency Management and Climate Readiness advocating for small and rural fire departments.

Moved by Councillor McInnis

Seconded by Councillor Mosdell

That a letter be sent to the Minister of Emergency Management and Climate Readiness advocating for small and rural fire departments and that a copy of the letter be provided to the TNRD.

CARRIED

- ii. Barriere Trails Society re: Grant Request in the amount of \$500 – H. Waldron

Moved by Councillor Kershaw

Seconded by Councillor Lodge

That the Barriere Trails Society grant application in the amount of \$500.00 referred for debate in the 2026 Budget deliberations.

CARRIED

Council noted a desire to develop an annual grant review process via a new policy.

7. COUNCIL REPORTS

- a. Councillor Lodge provided a verbal report on the following:

- Facilitated a presentation at BSS re: Volunteering in the Community
- Attended a number of functions including fundraising for the Community Futures
- Participated in a Rec Committee Working Group Meeting
- Winterfest was another great success. Thanks to staff, fire department members and volunteers who helped bring this event to the community.
- Participated in a MOU Committee Meeting where the following topics were discussed:
 - Emergency Service Update re: Juliet Car
 - Connectivity with Fibre Internet
 - FireSmart and Partnership with the Fire Department
 - Leonie Dam Review
 - Taseko Partnership Update
 - Community Engagement – January 27th Joint Open House
 - Valley wide “Think Tank” regarding business attraction
 - CN Spill Workshop – possible joint collaboration

8. MAYOR'S REPORT

The Mayor provided a verbal report on the following:

- Participated in various TNRD Board & Committee Meetings
- TNRD Tax increase is so far expected to be approx. 6.7%
- Met with Chief Lampreau to discuss land claim messaging.
- Attended this year's Stuff the Cruiser event
- Attended Winterfest and thanked staff, volunteers and everyone who brought the event to the community.
- Thanked everyone for the support received over this past year in his new role of Mayor.

9. **PUBLIC INQUIRIES** – *none presented.*

10. **NOTICE OF MOTION** – *none presented.*

11. CONVENE INTO CLOSED SESSION

Moved by Councillor Lodge

Seconded by Councillor Mosdell

That pursuant to Sections 90(1)(a)(c)(e) of the Community Charter, that the public interest requires that persons other than Council Members and required staff be excluded from the meeting and that Council continues the meeting in closed session to discuss confidential matters at 6:54p.m.

CARRIED

12. **RECONVENE OPEN MEETING** – *the meeting reconvened into open session at 9:28p.m.*

13. **NEXT MEETING** – *Regular Council Meeting – January 12, 2026 @ 5:30pm*

14. ADJOURNMENT

Moved by Councillor Lodge that the meeting adjourn at 9:29p.m.

CARRIED

Mayor Rob Kerslake

T. Buchanan, Corporate Officer

DISTRICT OF BARRIERE
MINUTES OF A SPECIAL COUNCIL MEETING

Held on Monday, December 22, 2025 at 5:30pm via Zoom Audio Conference
4936 Barriere Town Road, Barriere, B.C.

*"We acknowledge and respect the indigenous peoples of Simpcw First Nation
within whose traditional lands we are meeting today."*

Present: Mayor Rob Kerslake
Councillor Scott Kershaw Councillor Judy Armstrong - *absent*
Councillor Louise Lodge Councillor Colin McInnis
Councillor Donna Kibble Councillor Brody Mosdell - *absent*

Staff: Daniel Drexler, Chief Administrative Officer Tasha Buchanan, Corporate Officer
Kathy Abel, Chief Finance Officer

Mayor Kerslake called the meeting to order at 5:35pm

1. ADOPTION OF AGENDA

Moved by Mayor Kerslake
Seconded by Councillor Lodge
That Council approve the December 22, 2025 SPECIAL Council Meeting Agenda.

CARRIED

2. PETITIONS AND DELEGATIONS

- a. KPMG Auditor – Presentation of the 2024 Audited Financial Statements – Murray Smith & Debbie MacKinnon

KPMG provided an overview of the draft 2024 Audited Statements that had been recently distributed to Council electronically.

Moved by Mayor Kerslake
Seconded by Councillor McInnis
THAT Council accept the draft 2024 Audited Financial Statements as presented subject to any substantial changes made post presentation and prior to Mayor and CAO signatures of final document.

CARRIED

3. PUBLIC INQUIRIES – *none presented*

4. ADJOURNMENT

Moved by Councillor Lodge that the meeting adjourn at 6:08p.m.

CARRIED

Mayor Rob Kerslake

T. Buchanan, Corporate Officer

District of Barriere

REPORT TO COUNCIL

Date: January 12, 2026	Agenda Item: 4a
To: Council	From: Department Heads
Re: Departmental Updates	

CORPORATE OFFICER:

- Reminder of Council's meeting with Minister of State Anderson on Sunday, January 18th at 2:55pm in Council Chambers.
- MOU Committee Meetings – As per the MOU, Committee Meetings are to be held quarterly:
 - February
 - May
 - August
 - November
- Simpchw has suggested a next meeting date of Friday, February 27th at 1pm.
- The 2026 Community to Community Forum (C2C) is scheduled in Valemount on Wednesday, April 8th. Time and agenda details will be finalized early in the spring.
- Completed a two day EOC course last week.

DEPUTY CORPORATE OFFICER:

- Attended a meeting with the Corporate Officer, Chamber, Simpcw and TRUE Consulting regarding the Wayfinding project.
- In the process with Beem Credit Union to open the Recreation Working Group's Independent Bank Account.
- Family Fun Night planning has begun, and the event will be held as normal here at the Ridge on Sunday, February 15th from 5:30pm – 9:00pm. We are currently looking for Silent Auction items if Council has anything they would like to donate.
- Attended a meeting with the CAO, Corporate Officer and the Public Works Manager, along with Simpcw and TRUE Consulting regarding the Simpcw and District of Barriere Community Open House, scheduled for Tuesday, January 27th from 4:00pm – 8:00pm in the Ridge Gym. This is a drop in event where residents can learn more about current projects and partnerships happening in the community. Poster attached in Info Package.

PUBLIC WORKS MANAGER:

Operations			
Public Works			
	December	2025 YTD	2024
Potholes Filled	25	195	130
Pavement Repairs	0	17499	17657
Burials	0	0	1
Cremations	0	4	7
Deceased Animal Recovery	1	4	4
After Hours Call Outs	1	4	n/a

Water Distribution			
	December	2025 YTD	2024
New Construction Service Connections	0	5	4
Water Service On/Off Request	4	34	33
Interior Health Water Quality Tests	12	148	156
Water Usage	23644	448356	441825
Waterline Repairs	0	7	6
After Hours Call Outs	1	16	15
Wastewater Collection & Treatment			
	December	2025 YTD	2024
New Construction Service Connections	0	6	5
Ministry of Environment Wastewater Tests	7	84	84
After Hours Call Outs	0	0	0
General			
	December	2025 YTD	2024
BC One Calls Supported	1	42	31
Events Supported	1	17	16

- The ice rink at the Multi-Purpose Court opened during Christmas break.
- No major park or infrastructure issues occurred over the holiday break.
- DW3 is operating at 36 L/sec (570 gpm) - increase of 1 L/sec since mid December
- Participated in a two day EOC course last week.

FIRE CHIEF:

Fire Department			
	December	2025 YTD	2024
Calls			
Fire	1	23	44
Rescue / Motor Vehicle Incidents	1	15	9
Hazardous Condition (No Fire)	0	4	1
Service Call / Public Assist	1	23	18
Fire Burning Complaint / Fire Investigation / Fire alarm	0	36	18
False Alarm	2	20	11
Total	5	121	101

Public Education & Events	1	18	2
FireSmart Assessments	0	17	2
Fire Prevention / Fire Inspections	0	4	0

Fire Department Updates:

- Two-Day EOC Training with District staff, BCEHS, SAR and FR

Yearly Awards:

- Officer of the Year - Ronja Baggio
- Rookie of the Year - Dawn Fox
- Firefighter of the Year - Taylor Carman
- Most Improved- Mallakai Saunders
- Rock On - Mallakai Saunders
- Best Attendance - Scott Abel
- Gremlin- Alexis Hovenkamp
- FireSmart Award- Ronja Baggio

FireSmart Funding:

- Funding was approved for \$400,000 over a period of two years.

Weather:

- No unusual or extreme out of season weather expected at this time.

CHIEF FINANCIAL OFFICER:

Financial Services			
	December	2025 YTD	2024
Cash Collected	\$ 97,874	\$ 4,963,536	\$ 4,613,799
Cash Disbursed	\$ 681,213	\$ 5,861,273	\$ 5,507,994
ICIP Wastewater Treatment Grant Funds Received	\$27,038	\$ 278,980	

- Utility to tax transfers completed, quarterly 4 utility billing completed.
- Year end auditor entries completed. Working on implementing audit findings as we prepare for 2025 audit.
- Successfully transitioned to new benefits provider.
- MIABC identified an alternative option that was significantly more cost effective for Council Travel Accidental Death and Dismemberment (applicable to members of Council while acting on District business), when the policy came up for renewal for the end of December. As time was of the essence and at the recommendation of MIABC, the policy was moved to VFIS. This has resulted in an annual policy savings of approx. \$600.

(A summary table comparing both of the policies is included on the following page)

TRAVEL ACCIDENTAL DEATH & DISMEMBERMENT	iA Policy- Class 1	VFIS/AIG-Class I
Aggregate	\$250,000	\$2,500,000
Principal Sum	\$250,000	\$250,000
Paralysis	As per wording	\$500,000
Permanent Total Disability	As per wording	N/A
Weekly Income - Total Disability	\$500	750/wk
Weekly Income - Partial Disability	\$300	\$375/wk
Accident Reimbursement	\$20,000	\$20,000
Spousal/Children Coverage (if accompanying elected official on business)	N/A	\$50,000- spouse, \$20,000 dependant child
Dental Expenses	\$5,000	\$2,500
Occupational Retraining	N/A	N/A
Repatriation	\$15,000	\$15,000
Dependent Children's Education - Per Child	\$10,000	\$5,000
Dependent Children's Day Care - Per Child	\$5,000	\$5,000
Spousal Occupational Training	\$15,000	\$15,000
Transportation/Accommodation	\$15,000	\$15,000
Home Alterations and Vehicle Modification	\$10,000	\$15,000
Seatbelt Dividend	\$25,000	\$50,000 (and airbag benefit)
Funeral Expense	\$5,000	\$5,000
Identification Benefit	\$5,000	\$5,000
Eyeglasses, Contact Lenses and Hearing Aids	\$1,000	N/A
Convalescence Benefit – Per Day Benefit	N/A	\$2,500/month (in-hospital)
Workplace Modification Benefits	\$5,000	\$5,000
Elective Benefits	N/A	As Accidental Paramedical Expense- \$25,000 max. Private Duty Nursing Sublimit of \$5,000 (b) Transportation Costs Sublimit of \$5,000 (c) Hospital Charges
Applicable if more than one Insured person involved in the same accident	\$2,500,000	\$2,500,000
Exposure & Disappearance	Included	Principle Sum
Bereavement Benefit	\$2,500	\$1,000
Hospital Indemnity Expense Benefit	\$2,500	N/A
Limited Air Travel Coverage	Included	N/A
Psychological Therapy	N/A	\$5,000
Cosmetic Disfigurement	N/A	\$25,000
DEDUCTIBLE	\$0	\$0

CHIEF ADMINISTRATIVE OFFICER:

Development:

Development Activity			
Construction Activity:	December	2025 YTD	2024
Total Building Permit Applications:	0	21	32
Total Construction Value:	\$0	\$3,291,020	\$1,775,715
Total Building Permits Finalized:	0	15 (since June)	
Total Construction Value Finalized:	\$0	\$989,500	

- No development activity in December. This is very common due to the holiday season.

Governance:

- Agreements / Contracts:
 - TNRD – Structure Fire Protection Service Agreement – complete
 - Chamber – Wayfinding funding agreement – in progress
- Policies / Bylaws:
 - Solid Waste Bylaw– Draft Bylaw for final reading included on agenda.
 - Business Licencing Bylaw – Draft Bylaw for final reading included on agenda.
 - Wastewater Bylaw – Draft Bylaw for first three readings on this agenda
 - OCP Refresh Update draft – In progress
 - Revenue Anticipation Bylaws (2x) – complete
 - Water Regulations Bylaw – complete
 - Street Lighting Repeal Bylaw – complete
 - Terms of Reference for Recreation Committee – complete
 - Council Strategic Plan – complete

Administration:

- Thank you to the Council and Staff team for arranging a fantastic Christmas party!
- Continuing in-depth work on Budget 2026. An in-camera Council workshop is scheduled for January 26, 2026

**submitted for information*

DISTRICT OF BARRIERE
DRAFT - BYLAW NO. 266

A BYLAW TO PROVIDE FOR THE COLLECTION, DISPOSAL, AND CONTROL OF SOLID
WASTE WITHIN THE DISTRICT OF BARRIERE

The Council for the District of Barriere, in open meeting lawfully assembled, **ENACTS** as follows:

1. Title

1.1 This bylaw may be cited as the “*Solid Waste Regulations Bylaw No. 266*”.

2. Definitions:

2.1 In this bylaw, unless the context requires otherwise:

“**Bylaw Notice Enforcement Bylaw**” means the District’s current *Bylaw Enforcement Bylaw No. 95*, as amended or replaced from time to time.

“**Bylaw Enforcement Officer**” means an RCMP Officer, peace officer, and/or any of the following District of Barriere staff or their designate:

- Chief Administrative Officer
- Bylaw Enforcement Officer
- Public Works Manager
- Building Inspector

“**Council**” shall mean the Council of the District of Barriere;

“**Commercial / Industrial Premise**” means any building or self-contained part thereof, used or intended for use, other than a dwelling.

“**Commercial / Industrial Container**” means a metal hydraulic container, approved by Staff in accordance with this bylaw, for use or intended to be used at a Commercial / Industrial Premise or for events, supplied by and rented from the District.

“**Commercial / Industrial Solid Waste**” means any and all rejected, abandoned or discarded matter, sweepings, all inflammable materials of a like nature, resulting from the operation of a Commercial / Industrial Premise, but does not include Special Waste or any Recyclable Materials.

“**Collection Service**” means the collection of Refuse as administered by the District.

“**District**” means the District of Barriere.

“**Tag**” means a sticker that must be placed on each additional bag of collectable Solid Waste placed curbside beyond the maximum amount of Solid Waste placed inside the Regulation Garbage Container to be collected and disposed of by the District. Sheets of stickers are made available at the District Office for purchase and may be made available for purchase at participating local businesses or community partners.

“**Fees and Charges Bylaw**” means the District’s current *Fees and Charges Bylaw No. 73*, as amended or replaced from time to time;

"Eco-Depot Site" means any solid waste Eco-Depot site operated by the Thompson Nicola Regional District (TNRD) or others to service the District.

"Occupier" has the same meaning as in the *Community Charter*, as amended or replaced from time to time.

"Owner" has the same meaning as in the *Community Charter*, as amended or replaced from time to time.

"Recycling Service" means the collection of Recyclable Materials operated by the District.

"Recyclable Material" means any and all clean paper products, newspaper, cardboard, tin cans, and acceptable rigid plastic containers, or as defined by Recycle BC guidelines.

"Refuse" means any discarded or abandoned solid waste, food, substance, Recyclable, Material, or object, whether from domestic, commercial, industrial, institutional, or other use;

"Regulation Garbage Container" means a metal or plastic container of maximum height of 30" and a base diameter maximum of 20" and provided with a close fitting cover. The use of 45 gallon drums is prohibited.

"Residential Dwelling Premises" means the property used for residential purposes owned by a registered owner of land within the District of Barriere.

"Residential Dwelling Unit" means the individual dwelling units in a single family dwelling, duplex, townhome, or multi-family dwelling.

"Solid Waste" means any and all rubbish, household waste, ashes, discarded matter, and discarded waste or vegetable or animal food; but does not include building construction waste, Recyclable Materials, Yard and Garden Waste, and Special Waste.

"Solid Waste Collection Area" means within the boundaries of the District.

"Special Waste" includes hazardous waste, pathological waste, explosives, radio-active material, all waste resulting from any industrial or manufacturing operations, the construction or demolition of buildings and structures, abandoned vehicles and parts thereof, dead animals and all animal parts and agricultural waste and other prescribed substances under any contaminated sites legislation of the Province of British Columbia or the Government of Canada.

"Staff" means Chief Administrative Officer or designate.

"Utility Billing Bylaw" means the District's current *Utility Billing Bylaw No. 260*, as amended or replaced from time to time.

"Yard and Garden Waste(s)" means green waste including but not necessarily limited to grass and hedge clippings, leaves, grass, flowers, vegetable stalks, woody or herbaceous waste, fruit and vegetable waste, or as defined by the TNRD or Staff.

3. **General Provisions:**

- 3.1. Solid Waste collection and disposal, by Staff, from properties, unless otherwise provided in this Bylaw, shall be limited to Solid Waste placed on the curb for pickup by Staff, provided such waste is securely tied plastic garbage bags placed within a Regulation Garbage Container,
 - a. A single garbage bag may be placed within a Regulation Garbage Container, or multiple garbage bags may be placed within a Regulation Garbage Container provided that they fit inside the securely covered container and do not exceed the maximum allowable weight of the container.
 - b. Any additional bags beyond the first two must display the designated Tag approved by the District for Solid Waste service.
- 3.2. Solid Waste containers shall be sized in accordance with the dimensions as defined in this Bylaw.
- 3.3. Staff shall not pick up any additional Solid Waste bags beyond the bags permitted within the one Regulation Garbage Container or which are not labeled with the appropriate Tag.
- 3.4. Staff shall not pick up loose Solid Waste or Solid Waste in a non-compliant container.
- 3.5. Lawful disposal of any additional Solid Waste that is not displaying a Tag shall be the sole responsibility of the Owner of the waste.
- 3.6. No person within the Solid Waste Collection Area shall illegally dump or dispose of any Solid Waste, Yard and Garden Waste, Special Waste, and/or Recyclable Material.
- 3.7. No person shall dump or dispose of any Solid Waste, building waste, Yard and Garden Waste, Special Waste, or any other noxious, offensive, unwholesome, or discarded matter in any place, land, or grounds other than the Eco-Depot Site.
- 3.8. No person shall place Solid Waste for pick up with the Solid Waste of others or place Solid Waste in containers owned by others without that Owner's written permission.
- 3.9. No person shall place any Solid Waste in any District buildings, facilities, amenities, or containers, etc. that is originally created at/on Residential Dwelling Premises and/or private lands that is generally intended for inclusion with either District Solid Waste Collection Services or disposal at an Eco-Depot Site.
- 3.10. No person shall cause or permit the accumulation of Solid Waste at or near Commercial / Industrial Premises, except where such Solid Waste is placed in suitable Commercial / Industrial Containers for collection and removal.
- 3.11. Staff must not enter any building for the purpose of carrying out or returning thereto any container, nor shall Staff demand or receive any gratuity, gift, payment, or consideration for services rendered in connection with Solid Waste collection beyond their regular remuneration.
- 3.12. Staff is not responsible for the clean up of any loose Solid Waste or Refuse that was caused by weather, vandalism, by animals getting into curbside containers/bags or other means out of the District of Barriere's control.

4. Fees and Charges:

- 4.1. Every Owner or Occupier of a Residential Dwelling Premise or Commercial / Industrial Premise within the Solid Waste Collection Area shall use the Collection Service and shall pay the applicable rates and fees as set out in the District's Fees and Charges Bylaw.
- 4.2. The District will invoice the Owner or Occupier in accordance with the Utility Billing Bylaw which will also be used to govern all administrative aspects in relation to account setup, invoicing, payments, and discontinuation of services. For mobile home parks, the Owner of the mobile home park property shall be the customer for utility billing and account purposes.

5. Termination of Service:

- 5.1. The District may, after providing the Owner written notice and an opportunity to be heard before Council, suspend or terminate collection service from any premise where containers or location or design of pickup facilities are contrary to the provisions of this bylaw, but such suspension or termination shall not waive any requirement, or abate or waive any charges or fees under the provisions of applicable District Bylaws.
- 5.2. Where collection services are to be suspended or terminated, the regulations and process as set out in the Utility Billing Bylaw will apply, unless an immediate suspension or termination is required due to safety concerns for Staff or the public.
- 5.3. If Collection Service are terminated, the District may continue to levy fees and charges for the premises.

6. Residential Solid Waste and Recycling Collection Service:

- 6.1. Staff shall pick up all Solid Waste materials set out at Residential Dwelling Premises within the Solid Waste Collection Area on the designated day of collection, provided such waste is securely contained in a bag within a container with a secure lid. Any additional bags must display the appropriate Tag in an easily identifiable location to be included in the collection.
- 6.2. Solid Waste bags shall be no larger than approximately 80-100 litre equivalents (generally around 76 x 83 centimetres or 30 x 33 inches).
- 6.3. Each Regulation Garbage Container shall not weigh more than 23 kilograms or 50 pounds when full.
- 6.4. Recyclable Materials shall be sorted and placed for collection in accordance with the guidelines and schedule established by RecycleBC and/or the District.
- 6.5. All acceptable curbside recycling must be placed inside a clear reusable tote with a lid and placed curbside on the designated day of collection.
- 6.6. Staff is authorized to set additional guidelines and schedules on behalf of the District in relation to this bylaw. This includes but is not limited to:
 - a. size, shape, colour, etc. of recycling totes
 - b. materials that are acceptable for recycling
 - c. solid waste and recycling pickup schedules

- 6.7. The District reserves the right to refuse to remove any and all material that is not Solid Waste, Recyclable Material, or Yard and Garden Waste, as defined by this bylaw.
- 6.8. Solid Waste / recycling must be placed on the curb by 7am on the designated day to ensure collection. Winter hours may be adjusted to accommodate daylight hours.
- 6.9. No Solid Waste / recycling shall be placed at the curb for collection prior to the scheduled collection day for the property.
- 6.10. Staff may utilize centralized Commercial / Industrial Containers for Solid Waste pickup from mobile home parks and/or RV parks; however, the Solid Waste and Recycling guidelines for residential dwellings would generally apply.

7. Residential Container Requirements:

- 7.1. Every Owner of Residential Dwelling Premises within the Solid Waste Collection Area shall provide and maintain in sanitary condition and in good order and repair, Regulation Garbage Containers sufficient in number at all times to contain all Solid Waste generated on the Residential Dwelling Premises.
- 7.2. Staff shall not be responsible for the replacement of any containers or lids damaged or lost for any reason whatsoever.
- 7.3. Containers shall be kept on the premises at all times and shall not encroach upon or project over any street, lane, or public place except when placed on a street or lane for the purpose of collection under this bylaw. Containers shall be kept back far enough in winter months to allow for adequate snow clearing.
- 7.4. The District will not collect solid waste or recycling from non-compliant containers, including permanent or constructed storage boxes.
- 7.5. For collection purposes, all containers must be placed next to the lane or the boulevard or at a place designated by Staff. Special instances related to the temporary placement of containers during adverse climatic weather conditions or other extenuating circumstances may be implemented by Staff.
- 7.6. Containers must be placed in a manner that the staff can access the container safely. The District reserves the right to refuse to collect solid waste or recycling material from a container or premises that when determined by staff could pose a reasonable hazard or safety issue such as, but not limited to, an uncontained animal, build-up of ice or snow that restricts access, or is not easily accessible.

8. Commercial / Industrial Solid Waste and Recycling:

- 8.1. Staff shall collect Solid Waste from Commercial / Industrial Premises for a minimum of once per week, or at a frequency determined by mutual agreement between the Occupier and Staff.
- 8.2. Every Owner of premises other than Residential Dwelling Premises shall provide containers sufficient in size and number to contain all Solid Waste generated on the premises without spillage and in a sanitary condition at all times.

- 8.3. Collection shall consist of Solid Waste removal from District owned and rented Commercial / Industrial Containers. Notwithstanding the above, if the amount of Solid Waste collected does not, in the opinion of the District, warrant the rental of a Commercial / Industrial Container from the District, Commercial / Industrial Premises may be permitted to dispose of solid waste in residential containers as outlined in the Fees and Charges Bylaw.
- 8.4. All Commercial / Industrial Containers, including those utilized for mobile home parks and/or RV parks, must be located on a concrete or otherwise solid surface as approved by Staff in a mutually agreeable location. If the container is easily viewable from Barriere Town Road or Highway 5, the container location must also be adequately fenced with a solid fence material, the design, height, and materials must be approved by Staff. As applicable, concrete pad and fence must be provided at the expense of the Owner.
- 8.5. All Commercial / Industrial Containers shall be accessible for collection on all designated collection days between the hours of 6 a.m. and 6 p.m. with the exception of statutory holidays which will be determined from time to time by the District.
- 8.6. All Commercial / Industrial Containers not accessible or not meeting the accessibility criteria, on designated collection days, shall not be collected until the next regularly scheduled collection.
- 8.7. All Commercial / Industrial Containers must be kept clean and free of loose noxious materials, including oils and other liquids, as to not attract rats, rodents, other animals or to create a nuisance.
- 8.8. Every Owner of premises utilizing Commercial / Industrial Containers must dispose of waste in secured garbage bags and ensure no loose solid waste is disposed of in any Container.
- 8.9. Staff may refuse to collect the contents of a Commercial / Industrial Container found to have loose or non-compliant material. The Owner is responsible for the disposal of loose or non-compliant material, as well as to remedy any spills or other nuisance issues, prior to District resuming normal collection from the Container.
- 8.10. Loose or non-compliant material found to be present in a Commercial / Industrial Container during or after the District tipping process of the Container, shall have committed an offence under this Bylaw and may be subject to fines as prescribed by Bylaw.
- 8.11. Every Owner of premises utilizing Commercial / Industrial Containers are responsible for the security of the Container(s) used by District Staff for collection. Any unauthorized material, including non-compliant material is the sole responsibility of the Owner to dispose of at their own expense.
- 8.12. The time and frequency of Commercial / Industrial Container collection service and the location and number of approved containers shall be determined by Staff from time to time.
- 8.13. Staff will not collect recycling materials from Commercial / Industrial Premises; however, Staff is authorized to make agreements for cardboard recycling only for Commercial / Industrial Premises where a large volume of cardboard is discarded on a regular basis. Staff may consider providing a suitable container.

9. Disposal Requirements:

- 9.1. No liquids shall be put in or allowed to accumulate in any container.
- 9.2. All solid waste material must be placed within a secured plastic bag and placed inside a Regulation Garbage Container.
- 9.3. No loose material shall be placed in any Regulation Garbage Container.

10. Prohibited Materials:

- 10.1. Special Waste, Recyclable Materials, Corrugated Cardboard and Yard and Garden Waste shall not be placed in a container for residential or Commercial / Industrial Solid Waste collection or disposal.
- 10.2. No person shall place or mix with any material for removal as Solid Waste any explosive, volatile, or corrosive materials, Special Waste, dangerous chemicals or any other material dangerous to the health or safety of the garbage collection personnel, other members of the public, or the environment.

11. Residential Yard and Garden Waste Collection Service:

- 11.1. From time to time, the District may designate days when the District may provide general residential Yard and Garden Waste Collection and disposal activities.
- 11.2. During the residential Yard and Garden Waste Collection program, residential Owners or Occupiers receiving Solid Waste curbside collection and disposal services shall be permitted to place Yard and Garden Waste at the curb for pickup. Permitted materials must be left in accordance with District guidelines. Guidelines are administered by Staff and are subject to change from time to time.
- 11.3. Yard and Garden Waste shall not include:
 - a. Liquids;
 - b. Fats, meat and bones, food waste and kitchen waste, peels, coffee grounds, tea bags;
 - c. Loose soil and rocks;
 - d. Solid Waste and/or Garbage;
 - e. Prunings, wood or tree limbs over 1 metre in length and 2.5 centimetres in diameter;
 - f. Human or animal excrement;
 - g. Contaminated soil or other special waste;
 - h. Invasive Species,
 - i. Other materials such as determined from time by time by Staff.
- 11.4. If the District designates days for Yard and Garden Waste collection and disposal activities, Staff may collect a maximum of two (2) cubic yard of Yard and Garden Waste from each residential dwelling, unit, or premise.
- 11.5. As an alternative to providing a Collection Service, the District may designate an area(s) and/or location(s) where residents may deposit/place residential Yard and Garden Waste. If this alternative method is abused in any manner by any person, the District will look to complete any and all investigations and/or activities as may be required in accordance to carry out actions identified in this Bylaw.

12. Inspection:

- 12.1. Upon providing the Owner or Occupier with 24 hours prior to written notice, a Bylaw Enforcement Officer is authorized to enter, at all reasonable times and in a reasonable manner, any land and buildings for the purposes of ascertaining whether the provisions of this bylaw are being complied with.

13. Offences and Penalties:

- 13.1. A person who contravenes any provision of this bylaw is subject to a fine as specified in the District's Bylaw Notice Enforcement Bylaw.
- 13.2. Each day that a contravention of this bylaw continues, constitutes a separate offence.
- 13.3. The District may fulfill a requirement of this bylaw at the expense of a person failing to take the required action and recover the costs incurred as a debt.
- 13.4. The District may refuse to remove any and all waste material which is defined by this bylaw and fees will still be imposed.

14. General

- 14.1. Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
- 14.2. If any section, paragraph or phrase of this bylaw is for any reason held to be invalid by a decision of a Court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this bylaw.

15. Repeal:

- 15.1. *The Barriere Improvement District Garbage Service and Disposal Bylaw – 1999, No. 191* and all amendments hereto are thereby repealed.

READ A FIRST TIME this **15th** DAY OF **December, 2025**

READ A SECOND TIME this **15th** DAY OF **December, 2025**

READ A THIRD TIME this **15th** DAY OF **December, 2025**

Finally adopted this day of 2026.

Mayor – Rob Kerslake

Corporate Officer – Tasha Buchanan

District of Barriere

REPORT TO COUNCIL

Request for Decision

Date: December 15, 2025	File: 5c
To: Council	From: Chief Administrative Officer
Re: DRAFT Solid Waste Regulations Bylaw No. 266 – 3 Readings	
Recommendation: THAT Council gives first three readings to Solid Waste Regulations Bylaw No. 266.	

Purpose

For Council to consider providing first three readings to Solid Waste Regulations Bylaw No 266.

Background

As part of the ongoing review of our utility bylaws and processes, District staff have been working on new and updated bylaws to ensure compliance with legislation is achieved and best practices are codified.

At the October 6, 2025, Regular Meeting, Council already adopted a new *Utility Billing Bylaw No. 260* which now provides regulations regarding the overall customer accounts. The following bylaws are also being worked on at this point and will be presented to Council over the next few months to ensure alignment across all utility related functions of the District exists:

1. Wastewater Regulations Bylaw – there is currently no bylaw in place that governs wastewater. A bylaw is needed to appropriately regulate our wastewater utility, especially as the service area is expanded further in the future.
2. Water Regulations Bylaw – Final reading of this Bylaw is on this agenda.
3. Street Lighting Repeal Bylaw – Final reading of this Bylaw is on this agenda.

Instead of simply amending, adding, or repealing the bylaws, staff used a holistic approach to review other strategies to reduce potential long-term challenges when working with the public in regard to utility billing, account setup, disconnects, etc. For example, there would be sections in each of these individual bylaws that are related, and which should be identical throughout and apply to all rate payers alike.

Solid Waste Service – Background

The current “*Garbage Service and Disposal Bylaw, 1999*” dates back to the Barriere Improvement District (BID) and was subsequently converted to a District bylaw as part of the incorporation in December 2007. In April of 2009, Council established updated fees and charges through the District of Barriere *Solid Waste Collection and Disposal Services Rates Bylaw, No. 0044, 2009*.

In November of 2013, Council adopted *Fees and Charges Bylaw No. 73* which incorporated all fees and charges related to solid waste and which replaced *Bylaw No. 0044, 2009*. Since then, any fee amendments relating to the solid waste services, are made via amendments to *Fees & Charges Bylaw No. 73*.

Proposed Bylaw

The proposed Bylaw is a complete rewrite and update of our current bylaws, incorporating updated language and intending to codify current practices. Recent bylaws from other municipalities were reviewed as part of the process to ensure that a more current approach to solid waste and recycling practices were incorporated into this draft bylaw. Key staff have reviewed this draft bylaw and input has been incorporated into the draft bylaw included on the agenda.

Key Highlights

S. 2 – Definitions – This section, as with other bylaws, is generally used to list key terms that are used throughout the Bylaw. In particular, for this bylaw, the terms Solid Waste, Special Waste, Recyclable Material, and Refuse are utilized when categorizing materials for collection. The definition of Yard and Garden Waste was also added in the event the Thompson Nicola Regional District (TNRD) undertakes additional yard waste collection programs, similar to the one in early November 2025, in the future.

S.3 – General Provisions – In this section, key requirements are defined, such as that tags are required beyond the allowable number of bag (S. 3.2), and that no illegal dumping of and waste is allowed (S. 3.6). S. 3.12 further highlights that Staff are not responsible for cleanup of refuse if animals, weather, vandalism or improperly secured material causes an instance where residential material placed curbside for collection is disturbed.

S. 4 – Fees and Charges – A link to the Fees and Charges Bylaw and the Utility Billing Bylaw is created in this section. Of note, for mobile home parks, the park owner will be considered the customer of the District for utility billing and account purposes.

S. 5 – Termination of Service – Again, a link to the Utility Billing Bylaw is used to ensure that the same process is followed for potential termination of collection services. It has to be noted that the District may still collect fees and charges even if the service is suspended or terminated.

S. 6 – Residential Solid Waste and Recycling Collection Service – This section details specifics for residential collection. It also provides authority to staff to:

“set additional guidelines and schedules on behalf of the District in relation to this bylaw. This includes but is not limited to:

- a. size, shape, colour, etc. of recycling totes*
- b. materials that are acceptable for recycling*
- c. solid waste and recycling pickup schedules”*

S. 6.10 also establishes that hydraulic containers may be used for mobile home parks for centralized residential collection services.

S. 7 – Residential Container Requirements – Additional details are added in this section regarding cleanliness of the residential dwellings solid waste storage area. This section also speaks to the requirements that solid waste containers shall only be placed at the curb for collection purposes. For winter months, the public is asked to keep the containers back far enough for snow clearing purposes. It also prohibits the use of permanent collection containers placed either on the District Right-of-Way or adjacent. This clause is intended to reduce rodent and other pest attractions that often occur with these types of constructed containers that pose health and safety risks to not only collection staff, but the community itself.

S. 8 – Commercial / Industrial Solid Waste and Recycling – This section essentially defines requirements for business solid waste collection. It provides for the authority to staff to designate collection days, the accessibility needs of the site on collection days, cleanliness of the container, requirements for solid surface container location, and the need to provide for solid fencing materials when the container is clearly viewable from Barriere Town Road or Highway 5. The intent is to provide for a “clean” look when the traveling public comes through town as well as to not further attract rats and rodents. Cardboard recycling is also addressed in this section.

S. 9 – Disposal Requirements – particular additional requirements that apply to both residential and commercial users are listed in this section, for example that no liquids are allowed to be placed in a container.

S. 10 – Prohibited Materials – This section speaks to, for example, recyclable materials not being allowed within the general residential solid waste and includes Commercial / Industrial solid waste prohibited material.

S. 11 – Residential Yard and Garden Waste Collection Service – Although not a regular service within the District, the TNRD undertook recently a collection program in partnership with the District. Many communities across BC have established such programs on a regular basis, often once a month collection is offered in such municipalities. As such, staff felt it was prudent to at least include provisions and guidelines within this bylaw that would set standards for a joint program with the TNRD in the future. Authority to staff is provided to adjust the guidelines and requirements as needed.

S.12, 13, and 14 – These are general sections similar to other bylaws that link the Notice Enforcement Bylaw to the Solid Waste regulations, set Bylaw Enforcement Officer authorities to enter upon the property, and to provide general clauses applicable to current legislation.

S. 15 – Repeal – This section repeals the previous bylaw.

Summary

Council is asked whether to provide first 3 readings to the Solid Waste Regulations Bylaw at this time. If Council provides these readings, the bylaw could be presented for adoption at the January 12, 2026, meeting.

Benefits or Impact

General

The proposed bylaw would modernize the District’s Solid Waste collection bylaw.

Finances

N/A

Strategic Impact

Priority #3: Create Opportunities for Community Growth

Goal 3. Complete critical Utility Bylaw and Utility Master Plan revisions

Risk Assessment

Compliance: Community Charter, specifically S. 194 and S. 12

Risk Impact: Low

Internal Control Process:

Thorough review and collection of best practice in relation to the overall utility related bylaws being proposed for updates.

Next Steps / Communication

- If given first three readings, the bylaw would be presented for final reading on January 12, 2026.
 - Most of the utility-related bylaws should be adopted by early 2026 to align with the budget cycle.
-

Attachments

- Draft Bylaw No. 266 – Solid Waste Regulations Bylaw
- Current BID Bylaw No. 191 – Garbage Service and Disposal Bylaw - 1999

Recommendation

THAT Council gives first three readings to Solid Waste Regulations Bylaw No. 266.

Alternative Options

1. Council could amend the bylaw.
2. Council could choose not to replace the current bylaws.

Prepared by:

D. Drexler, Chief Administrative Officer / T. Buchanan, Corporate Officer

BARRIERE IMPROVEMENT DISTRICT
BYLAW NO. 191

A bylaw with respect to Garbage Service and Disposal.

The Trustees of the Barriere Improvement District ENACT AS FOLLOWS:

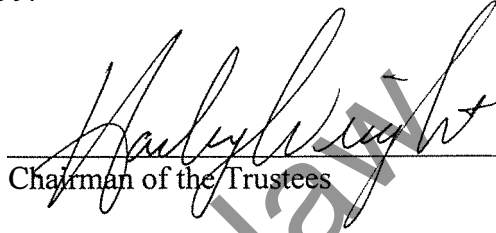
1. In this bylaw, unless context otherwise requires:
 - a. Occupied Dwelling Unit means any building or trailer or part of a building or trailer which is occupied as a residence.
 - b. Trade Premises means any warehouse, factory, store, cafe, eating house, wholesale or retail business place, office, hotel, motel, auto court and any building other than a dwelling unit.
 - c. Household Garbage means any and all rejected, abandoned or discarded wastes or animal or vegetable food, floor sweepings, general rubbish or an accumulation of waste or discarded materials or things of any kind or nature other than grass, ashes, trees, tree prunings or any object or substance that is too large to be placed in a regulation garbage container.
 - d. Ashes mean ashes, cinders and the remains of any fuel after such fuel has been consumed by fire.
 - e. Trade Wastes mean refuse and accumulation of waste and abandoned materials resulting from the operation of a trade or business and which can be accommodated in a regulation garbage container.
 - f. Other Waste Products means grass, manure, trees and tree prunings and other material of similar nature.
 - g. Regulation Garbage Container means a metal or plastic container of maximum height of 30" and a base diameter maximum of 20" and provided with a close fitting cover. The use of 45 gallon drums is prohibited.
 - h. Garbage Collector means any employee of the District or any person granted a contract by the Trustees of the Barriere Improvement District so appointed.
2. The District shall be responsible for the removal of all household garbage and trade waste.
3. All household garbage shall be drained and securely wrapped before being deposited in a garbage container. Ashes shall be placed in a regulation garbage container other than that used for household garbage. No liquid wastes shall be disposed of in the garbage containers.
4. All persons making use of the garbage collection system shall place garbage of all kinds and noxious, offensive or unwholesome substances and rubbish in plastic bags securely tied to effectively seal the open end thereof. Garbage placed inside metal or plastic regulation garbage cans shall be placed in plastic garbage bags securely tied to effectively seal the open end thereof.
LOOSE GARBAGE & GARBAGE IN NON-REGULATION CONTAINERS WILL NOT BE PICKED UP.

5. The supply and proper maintenance of regulation garbage containers shall be the responsibility of the property owner. All garbage containers shall be kept on the premises of or connected with the dwelling and for collection shall be placed within 5 feet of the street along which the collector travels, unless special arrangements are made by the owner with the consent of the garbage collector.
6. Trade wastes, such as loose papers, paper boxes, straw and other packing must be kept in covered containers or tied securely into bundles ready for removal or burned in incinerators approved by the fire authorities.
7. The District shall, at its discretion, provide hydraulic dumping containers.
8. It shall be the duty of the garbage collector:
 - a. To collect all garbage to the satisfaction of the Trustees whose decision shall be final.
 - b. To report any violation of sanitary laws by citizens.
 - c. To clean up any garbage spilled or scattered in the operation of collection.
9. The Garbage Collector shall once in every seven days, cause to be removed, all garbage, ashes and household waste from every dwelling unit within the District and shall twice in every seven days, cause to be removed, all garbage and trade waste from all Trade Premises unless special arrangements are made by the owner with the consent of the garbage collector.
10. The rates shall be as follows:
 - a. For every occupied dwelling unit, \$7.90 per month for weekly pickup of two regulation garbage containers and \$0.55 for each additional container.
 - b. For every Trade premises, \$20.00 per month for twice weekly pickup of five regulation garbage containers and \$0.55 for each additional container.
 - c. For the Barriere Secondary School, \$143.00 per month for twice weekly pickup of all Trade Wastes.
 - d. For Barriere Elementary School, \$132.00 per month for twice weekly pickup of all Trade Wastes.
 - e. For Barriere Ridge School, \$132.00 per month for twice weekly pickup of all Trade Wastes.
 - f. For Pensioners 65 years of age & older, no charges for weekly pickup of two regulation garbage containers and \$0.55 for each additional container.
 - g. \$65.00 per month per hydraulic dumping container for twice weekly emptying and disposal of refuse.
11. The Trustees of the Barriere Improvement District reserve the right to waive the requirements of a garbage collection where, in their opinion, a collection is not warranted or required and also reserve the right to make special arrangements where, in their opinion, it is required.

12. Rates are due and payable 30 days after the billing date. A percentage discount of ten percent (10%) shall be allowed on the rates, only if paid in their entirety, on or before the due date.
13. Bylaw No.180, Bylaw No. 185 & Bylaw No. 189 registered with the Ministry of Municipal Affairs are hereby repealed.
14. This may be cited as the "Garbage Service and Disposal Bylaw - 1999"


INTRODUCED and given first reading by the Trustees on the 10th day of November, 1999.

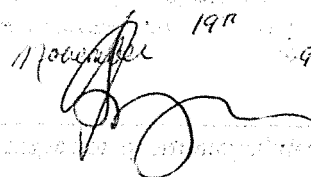
RECONSIDERED and finally passed by the Trustees on the 10th day of November, 1999.


Chairman of the Trustees


Secretary of the Trustees

I hereby certify under the seal of the Barriere Improvement District that this is a true copy of Bylaw No. 191 of the Barriere Improvement District passed by the Trustees on the 10th day of November, 1999.


Secretary of the Trustees

Handwritten: A true copy of Bylaw No. 191
of the Barriere Improvement District
passed by the Trustees on the 10th day of
November 1999


DISTRICT OF BARRIERE
DRAFT- BYLAW NO. 267

A Bylaw to Regulate and License Businesses

WHEREAS in accordance with the *Community Charter*, a municipality may, by bylaw, regulate in relation to Business;

AND WHEREAS in accordance with the *Community Charter*, a municipality may provide for a system of Licenses;

AND WHEREAS in accordance with the *Community Charter*, a municipality has additional powers in respect of Business regulation.

The Municipal Council of the District of Barriere, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the “*District of Barriere Business License and Regulation Bylaw No. 267*”.
2. This Bylaw applies to the whole of the area within the boundaries of the District of Barriere as may be amended from time to time.
3. This Bylaw comes into force and takes effect on the day of its final adoption by the Council of the District of Barriere.
4. “*District of Barriere Business License Regulations Bylaw No. 0041, 2009*”, is hereby repealed.
5. This bylaw is divided into the following divisions:

Division One	Interpretation
Division Two	Definitions
Division Three	General Regulations
Division Four	Business License Regulations
Division Five	Specific Business Regulations
Division Six	Offences and Penalties
Division Seven	Schedules

DIVISION ONE – INTERPRETATION

100. Words or phrases defined in the British Columbia *Interpretation Act*, *Community Charter*, or *Local Government Act*, or any successor legislation shall have the same meaning when used in this bylaw unless otherwise defined in this bylaw. Unless otherwise stated, and notwithstanding the case used (upper case or lower case), when words or phrases that are defined in Division Two of this bylaw are used in the body or schedules of this bylaw, they have the meaning ascribed to them as set out in Division Two.

101. The headings contained in this bylaw are for convenience only and are not to be construed as defining or in any way limiting the scope or the intent of the provisions of this bylaw.
102. Metric units and imperial measurements are used for all measurements in this bylaw.
103. Any act or enactment referred to herein is a reference to an enactment of the Province of British Columbia and regulations thereto, as amended, revised, consolidated, or replaced from time to time, and any bylaw or Council policy referred to herein (as may be cited by short title or otherwise) is a reference to an enactment of the Council of the District of Barriere, as amended, revised, consolidated, or replaced from time to time.

DIVISION TWO - DEFINITIONS

200. In this bylaw, unless the context requires otherwise:

“ACCESSORY RESTAURANT” means premises into which the public is invited for the purposes of using amusement machines, but does not include a premises containing six (6) or less amusement machines

“APPLICANT” means any person who makes application for a Business license pursuant to this bylaw.

“ARCADE” means premises into which the public is invited for the purposes of using amusement machines, but does not include a premises containing six (6) or less amusement machines.

“BEER & WINE STORE” means a retail trade store that primarily sells beer, wine and liquor products for consumption off the premises.

“BUSINESS” means:

- a) Carrying on of a commercial or industrial undertaking of any kind; or
- b) Providing professional, personal, or other services with a purpose of gain or profit, but does not include any activity carried on by a Crown Corporation, the provincial government, or by corporations owned by the provincial government, or by agencies of the provincial government, or by the District of Barriere.

“BUSINESS LICENSE” means a License issued by the Business License Inspector in a form approved by the Business License Inspector, which License is required to operate a Business in the District of Barriere.

“BUSINESS LICENSE FEE” means a Business License Fee, or an Inter-Community Business License fee, as the context requires and prescribed within the District of Barriere Fees & Charges Bylaw No. 73 as amended or replaced from time to time.

“BUSINESS LICENSE INSPECTOR” means the Chief Administrative Officer, Chief Financial Officer or other officer(s) delegated to assist in carrying out their duties under this bylaw.

“CABARETS/NIGHTCLUBS” means an establishment where a full range of liquor products are sold for consumption on the premises and where a dance floor and entertainment (not including exotic dancing) may be provided.

“CANNABIS” has the same meaning as in the *Cannabis Act* (Canada), subject to any prescribed modifications.

“CHIEF ADMINISTRATIVE OFFICER” means the person appointed by Council from time to time and their Deputy, carrying out their duties under this bylaw.

“CHIEF FINANCIAL OFFICER” means the person appointed by Council from time to time and their Deputy, carrying out their duties under this bylaw.

“COMMERCIAL LANDLORD” means a person or entity who holds a legal or beneficial interest in any premises within District boundaries and leases, lets, or rents such premises to any other person or entity for the purposes of operating a Business.

“CORPORATE OFFICER” means the person appointed by Council from time to time and any person delegated to assist in carrying out their duties under this bylaw.

“COUNCIL” means the Municipal Council of the District of Barriere.

“PUBLIC WORKS MANAGER” means the person appointed as such from time to time by the District of Barriere and any person delegated to assist in carrying out their duties under this bylaw.

“FEES & CHARGES BYLAW” means the District of Barriere Fees and Charges Bylaw No. 73 as amended or replaced from time to time.

“FIRE CHIEF” means any person appointed from time to time as Fire Chief for the District of Barriere and includes any person acting lawfully in that capacity.

“FLOOR AREA” means that area within a building that is used for display purposes, or to service customers, but shall not include those areas set aside exclusively for the storage of supplies or for the exclusive use of the employees of the Business.

“GROUND AREA” means the total ground area used for the carrying on of the Business. Where more than one Business is carried on from a single lot or ground area, the ground area for each Business shall be as determined by the License Inspector.

“INTER-COMMUNITY BUSINESS LICENSE” means a Business License that authorizes a Mobile Business to be carried on within the boundaries of any or all of the Participating Municipalities in accordance with the Inter-Community Business License bylaw as amended from time to time.

“HOME BASED BUSINESS” means an occupation or profession carried on by an occupant of a residence, for consideration, which is clearly incidental and accessory to the use of the property for residential purposes.

“HOTEL PUB” means an establishment located within a hotel, where liquor products are sold for consumption on the premises and where entertainment may be provided.

“LOUNGE” means an establishment where liquor products are sold for consumption on the premises and where entertainment (not including a dance floor) may be provided.

“MOBILE BUSINESS” means a Business that performs a service or activity within more than one Participating Municipality but not from or in Premises in one or more participating municipalities, and who provides the service or activity by moving from client to client.

“MOBILE FOOD VENDOR” a Business selling food products from a pushcart, pedalcart, mobile trailers, wagons or other vehicles parked on private or public property at a location permitted for such commercial use under the District of Barriere Zoning Bylaw. Where the mobile Business is limited to the selling of ice cream and other frozen confections, it shall be permitted to operate at roadside in residential areas, or other vehicle conversions for the purpose of selling prepared foods and/or beverages.

“NEIGHBOURHOOD PUB” means an establishment where liquor products are sold for consumption on the premises only.

“NON-RESIDENT BUSINESS” means a Business, other than a resident Business, carried on within the Municipality or with respect to which any work or services is performed within the Municipality.

“PERSON” includes an individual, corporation, organization, partnership, proprietorship, firm and the personal or other legal representative of a person to whom the context may apply under this bylaw.

“PREMISES” means a building or portion of a building or an area of land occupied, or capable of being occupied, by a person or Business entity for the purpose of carrying on a Business, including, but not limited to: stores, offices, warehouses, factory buildings, houses, enclosures, yards, or other places.

“RCMP” means the Royal Canadian Mounted Police.

DIVISION THREE - GENERAL REGULATIONS**Appointment of Business License Inspector**

300. Council hereby appoints the Chief Financial Officer to be the Business License Inspector for the purpose of enforcing and carrying out the provisions of this bylaw with the Chief Administrative Officer appointed to serve in this capacity in the absence of the Chief Financial Officer.

Authority of Business License Inspector

301. The Business License Inspector shall classify and interpret each application for a Business License in accordance with the Business categories listed in Schedule 'A' of this Bylaw and prescribe the corresponding fee as listed within the Fees & Charges Bylaw.
302. The Business License Inspector shall have the authority to grant or refuse a Business License in any specific case, provided that a Business License shall not be unreasonably refused and, in the case of refusal, upon request, the Business License Inspector must provide written reasons for refusal.
303. The Business License Inspector shall assess factors, including the applicant's compliance with the requirements of all acts, enactments, regulations, and bylaws governing building, zoning, fire, health, sanitation, Business, property use and strata bylaws, if applicable when considering a Business License application.
304. The Business License Inspector may establish the terms and conditions of a Business License, or the terms and conditions that must be met for obtaining, continuing to hold, or renewing a Business License.
305. In accordance with Section 16 of the *Community Charter*, the Business License Inspector, or their delegate, shall have the authority to enter onto and into property to inspect and determine whether all regulations, prohibitions, and requirements established by this bylaw are being met.

Compliance With Other Enactments

306. Where any Federal/Provincial Act or Regulation or any other District bylaw applies to any matter covered by this bylaw, the issuance of a Business License under the provisions of this bylaw shall not relieve the Business License holder from complying with the provisions of such other enactments.
307. The issuance of a Business License shall not be deemed to be a representation by the District to the Business License holder that the Business or proposed Business complies with any or all applicable bylaws or enactments. The Business License holder remains responsible to ensure compliance with all bylaws and enactments.

Suspension or Cancellation of a Business License

308. Pursuant to Section 154 of the *Community Charter*, Council hereby delegates the authority, in accordance with Section 60 of the *Community Charter*, to suspend or cancel a Business License to the Business License Inspector, including the authority, in accordance with Subsections 60(3) and 60(4) of the *Community Charter*, to give notice of the proposed suspension or cancellation and to hold a hearing at which the Business License holder may be heard from before suspending or cancelling a Business License.

309. The Business License Inspector may suspend or cancel a Business License for:

- a) Failure by a Business License holder to comply with a term or condition of a Business License;
- b) Failure by a Business License holder to comply with this bylaw; or
- c) Reasonable cause,

provided that the Business License Inspector has, before the suspension or cancellation, given the Business License holder notice of the proposed suspension or cancellation and has given the Business License holder an opportunity to be heard.

310. Notice of suspension or cancellation of a Business License:

- a) Shall be issued to the Business License holder by the Business License Inspector, in writing, outlining:
 - i) the reasons for the suspension or cancellation;
 - ii) the time, date, and place of the hearing at which the Business License holder will have an opportunity to be heard;
- b) Shall be served or delivered by registered mail to the Business License holder to the address of the Business shown on the Business License application; and
- c) May be posted by the Business License Inspector upon the premise(s) for which the Business License was issued and such notice shall not be removed until the Business License is reinstated, the former Business License holder ceases to occupy the premise(s), or a new Business other than the one carried on by the Business License holder is started in the premise(s).

Council Reconsideration of Refusal to Grant, Suspension or Cancellation of a Business License

311. If the Business License Inspector exercises their authority to refuse, suspend, or cancel a Business License, the applicant or Business License holder who is subject to the decision is entitled to have Council reconsider the matter in accordance with Subsection 60(5) of the *Community Charter*.

312. An applicant or Business License holder who wishes to have Council reconsider the refusal, suspension, or cancellation of a Business License shall give written notice of their request for reconsideration to the District's Corporate Officer and such notice must include a description of the grounds upon which the request for Council reconsideration is made.

313. Upon receipt of a written notice for reconsideration by the District's Corporate Officer, the Corporate Officer shall schedule the time, date, and place for Council to hear the reconsideration.

314. In reconsideration of a decision made by the Business License Inspector to refuse, suspend or cancel a Business License, Council may confirm or set aside the Business License Inspector's decision as it may deem appropriate in the circumstances.

DIVISION FOUR - BUSINESS LICENSE REGULATIONS

Business License Required

400. No person or entity shall carry on a Business within the District without having obtained a valid Business License issued by the Business License Inspector.

Separate Business License

401. Except as provided in Section 420 (Temporary Business License) of this bylaw, where a Business is carried on in or from more than one premises in the District, the Business carried on in or from each premises shall be deemed to be a separate Business and shall require a separate Business License.
402. A separate Business License shall not be required for additional premises in circumstances where the premises used in carrying on a single Business are comprised of multiple contiguous parcels of land or multiple portions of a building that are each accessible to each other through internal doorways without leaving the building.
403. Where there is more than one separate and distinct Business category located within the same premises, each Business category shall have a separate Business License.
404. Where a Business operates with more than one distinct trade name within the same premises, only a single Business License Fee will be required - subject to the following:
- a) The Business License issued must include both trade names on one License;
 - b) The second trade name Business activity must fall within the same Business category and sub-category as the first License;
 - c) The ownership for both trade names must be the same;
 - d) The second trade name Business activity must be in the same location as the primary Business;
 - e) Only businesses with flat rate Business License Fee calculations are eligible; and
 - f) Businesses requesting separate Licenses for each trade name will be required to pay an additional fee or a Secondary Business License Fee (as determined by the Business License Inspector).

Business Licensing Period

405. Except as otherwise provided, Business Licenses shall be granted for a one year period, to commence on the first day of January and to terminate on the 31st day of December in each and every year.

Business License Refund

406. Business License Fees are not refundable after issuance. A Business License Fee paid prior to issuance is refundable with a \$35 processing fee which shall be deducted from the paid Business License Fee prior to refund.

Business License Renewal

407. Business License holders must renew their Business License by submitting the required Business License Fee prior to the beginning of each license period, regardless of whether a Business License holder has received a renewal invoice or not. Business License renewal payments received after February 15th in a given year may be subject to a \$25 late payment charge.
408. Businesses that do not renew their Business License may be removed from the Business License file and be considered no longer in Business where the District has determined, through reasonable efforts, that the Business is no longer active.

Business License Application Forms

409. The Business License Inspector has the authority to set the Business License application form and the accepted method of application.
410. Every person applying for a Business License or a transfer of a Business License shall complete the Business License application form. Applications may be signed by the owner or a duly authorized representative.
411. Business License applications received through approved online processes may be made without signatures.
412. Applications for change of location of home occupation Businesses or applications made for change of mailing address for commercial and non-resident Business can be made by telephone or email in the application form.
413. Submission of additional documentation may be required to process a Business License application, which may include, but is not limited to the following:
- a) a current title search or certificate of title including any legal charges registered on title;
 - b) proof of fire inspection as per the District of Barriere *Fire Regulations Bylaw No. 55* as amended or replaced from time to time, and any relevant Fire Inspection Policies – the cost of the initial, annual inspection is included in the Business License Fee. Any follow up inspection(s) have a corresponding fee as per Fees & Charges Bylaw;
 - c) written authorization from the strata corporation where a Business would be located within a strata.
 - d) Proof of Insurance
 - e) Health Authority Approval for applicable classifications
 - f) Proof of Professional Designation for applicable classifications

False Declarations

414. Any person making an application for a Business License shall give true and correct details in respect of the Business for which the Business License is being applied. Any false declaration or concealment of material facts by a person making an application for a Business License shall be deemed a contravention of this bylaw.

Business License Fees

414. Business License Fees are described in *Fees & Charges Bylaw* and shall be paid to the District prior to the issuance of a Business License. Invoicing and e-commerce transactions of a new Business License Fee, transfer fees, and other fees may be permitted if approved by the Business License Inspector.
415. The Business License Inspector shall determine and distinguish where Primary Business License Fees and/or Secondary Business License Fees are payable in accordance with the provisions of the District of Barriere *Fees & Charges Bylaw*.

Business License Fees Pro-Rated

416. Business License Fees for new Businesses starting after June 31st of a calendar year, may be pro-rated accordingly. Pro-rating shall not apply to existing Businesses which obtain temporary Licenses pursuant to section 419 or to other temporary Businesses or Businesses which have closed and re-opened within six months.

Form of Business License

417. Every Business License granted pursuant to this bylaw shall state that the holder is licensed to carry on the Business stipulated in such Business License in a lawful manner for the period specified in the Business License at the place stated in the Business License.

Display of Business License

418. Business Licenses shall be permanently displayed at all times in the Business area of the premise(s) for Businesses which have public access. All other Businesses shall produce the Business License certificate when requested for public inspection. Mobile Food Concessions, and Food Trucks and Trailers must display the Business License on the Mobile Food Concession, or the Food Truck, or Trailer.

Temporary Business Licenses

419. A temporary Business License is permitted where an existing Business is carried on from a fixed premise in the District and the Business wishes to independently carry on for a temporary period of time from a commercial premise elsewhere.
420. Temporary Business License Fees are set out in Fees and Charges Bylaw.
421. Temporary Business Licenses Fees shall not be pro-rated.

Change of Location

422. Changes of location in respect of a Business License shall not be permitted unless and until the Business License holder completes a new application for a Business License and pays a change of location fee to the District in the amount as set out in *Fees and Charges Bylaw*.
423. Home-based Businesses that change their location to another home are exempt from the requirement to pay a change of location fee, but must submit a new Business License application prior to the change of location.
424. In applying for a Business License, if the applicant changes the location of the Business prior to approval and issuance of a Business License by the Business License Inspector, then the applicant must submit a revised Business License application and pay a change of location fee in the amount as set out in *Fees and Charges Bylaw* for each new location.

Assignment/Transfer of a Business License

425. Business Licenses shall not be assignable or transferrable and, when ownership of a Business changes (including change in control of a Business entity), the new Business owner must apply to the District for a new Business License.
426. Notwithstanding that a new Business owner must apply for a new Business License, if all outstanding Business License Fees are paid to date in respect of the existing Business License, then there will be no additional Business License Fee payable by the new owner for the current licensing period.

Notification of Business Changes/Closure

427. Every Business License holder shall notify the Business License Inspector, in a form approved by the License Inspector, of any change in the name, ownership, mailing and/or Business address, the Business practice, the floor area of the premise(s), the number of people, rental units, games machines, or vehicles used in the operation of the Business, or any alteration to the premises in which the Business is carried on.
428. Upon the termination or closing of a Business, the Business License holder shall notify the Business License Inspector that a Business License is no longer required.

DIVISION FIVE - SPECIFIC BUSINESS REGULATIONSMobile Vendors/Solicitation

500. No person shall:
- a) Sell or offer for sale any book, magazine, or periodical, other than a newspaper, on any street in the District without approval by the Chief Administrative Officer;
 - b) Carry on any Business on any Municipal right-of-way or easement, except with expressed permission in writing or by permit from the District of Barriere.

501. Mobile food concessions, food trucks and trailers, and art sales displayed outdoors to the general public must not impede pedestrian/vehicle traffic or contain any hate speech, nudity, or other offensive material.
502. Mobile food concessions, food trucks and trailers, and equipment required by outdoor artists must meet the approval of the Business License Inspector.
503. The Business License Inspector will require mobile food concessions, food trucks and trailers, and outdoor artists conducting Business on Municipal property to obtain and maintain comprehensive general liability insurance in the amount of not less than Two Million Dollars (\$2,000,000) and in conjunction with such insurance:
 - a) The District shall be included as an additional insured in the insurance policies that are obtained;
 - b) The Business License holder shall hold the District harmless against claims, actions for injury, damage, loss, or death arising out of or resulting from the operation of a mobile food concession or a display by a sidewalk artist;
 - c) The Business License holder's insurer must recognize, in writing in the insurance policy, the existence of the above hold harmless clause;
 - d) An endorsement that the policy shall not be cancelled, lapsed, or materially altered without giving thirty (30) days' written notice to the District of Barriere; and
 - e) Proof of such insurance to the satisfaction of the District shall be submitted to the Business License Inspector prior to the issuance of a Business License.
504. Businesses classified as "Mobile Food Vendors" offering the sale of food and beverage products must:
 - a) not be permanently affixed to any building or structure;
 - b) keep the surrounding area clean and clear of all waste, grease, and food stains;
 - c) ensure any grease or oil used for cooking purposes is collected and deposited in an approved manner and not deposited into a municipal wastewater, or storm sewer system; and
 - d) not disturb persons on adjacent properties with noise and/or odours produced by generators and other Business-related devices or equipment.
 - e) not locate within 50 m of an established restaurant or neighbourhood pub on a separate legal parcel of land (measured by the shortest path between two aerial points on a map while the establishment is open for Business, unless the food truck or trailer operator has written permission from the establishment's owner; and

- e) ensure that any furniture, signage, solid waste, and recycling receptacles and other Business-related paraphernalia are sited on private property adjacent to the vehicle do not obstruct vehicle or pedestrian movement and are removed each day at close of Business (off-vehicle paraphernalia is limited to two tables, eight chairs or four benches, one garbage receptacle, one recycling receptacle, one umbrella, and one sandwich board sign).

505. Businesses classified as “Mobile Food Vendors” located on District property must:

- a) ensure all signage and Business-related paraphernalia is attached to the food truck or trailer, including solid waste and recycling receptacles. Freestanding or sandwich board signs, tables, chairs, and benches are not permitted in conjunction with the Business unless authorized in writing by the District;
- b) maintain food trucks or trailers in clean condition and in good repair; and
- c) comply with the terms and conditions outlined in its Right-of-way Usage Permit, including consistent participation on scheduled days, as outlined in the permit. The Public Works Manager or designate reserves the right to cancel and/or reassign the permit without reimbursement of permit fees should the Business fail to comply with the terms and conditions therein, including failure to show up for five or more consecutive permitted days.

506. The soliciting of sales of any article, commodity, or thing, or any agreement for the provision of any service shall require a Business License issued under the provisions of this bylaw.

Arcades

507. Arcades shall not be permitted to operate between the hours of 24:00 hours (12:00 midnight) and 09:00 hours (9:00 am).

Automobile Parking Lot

508. It is a condition of the granting of a Business License to any person to carry on the Business of an automobile parking lot that one sign be posted at each entrance and each exit of each automobile parking lot used in operation of the Business, with each sign stating in wording clearly legible by day or night to the satisfaction of the Business License Inspector, the circumstances under which a vehicle may be removed or towed from the lot and the address of the place to which the vehicle will be removed or towed.

Amusement Park/Carnival/Circus/Rodeo - Insurance and Safety Standards

509. A person applying for a License to hold a carnival or circus on public property may be required by the Business License Inspector to obtain and maintain comprehensive general liability insurance in the amount of not less than Five Million Dollars (\$5,000,000) and in conjunction with such insurance:

- a. The District shall be included as an additional insured in the insurance policies that are obtained;
- b. The Business License holder shall hold the District harmless against claims, actions for injury, damage, loss, or death arising out of or resulting from the operation of the activity in this classification;

- c. The Business License holder's insurer must recognize, in writing in the insurance policy, the existence of the above hold harmless clause;
 - d. An endorsement that the policy shall not be cancelled, lapsed, or materially altered without giving thirty (30) days' written notice to the District of Barriere; and
 - e. Proof of such insurance to the satisfaction of the District shall be submitted to the Business License Inspector prior to the issuance of a Business License.
510. As a condition of issuance of a Business License in respect of an activity in this classification on public property, or at any time during the term of the License, the Business License Inspector may require:
- a. Proof that all machines, rides, and equipment to be used by the public at the activity in this classification conform to the safety standards of the provincial authority having jurisdiction; or
 - b. A deposit with the District of a Standby Letter of Irrevocable Credit in the amount of Five Thousand Dollars (\$5,000) which shall be held by the District as security to reimburse any expenses incurred to carry out clean-up operations or repair damage caused by the operation of the carnival or circus, it being understood that the District may bring legal action or exercise other remedies against the License holder if the clean-up operations or cost of repairs exceed the sum of Five Thousand Dollars (\$5,000). The security shall be returned to the Business License holder if the District is satisfied that the Business License holder has carried out the necessary clean-up operations or repairs.

DIVISION SIX - OFFENCES AND PENALTIES

600. No person shall do any act or permit any act or thing to be done in contravention of this bylaw.
601. Every person who violates any provision of this bylaw, or who permits any act or thing to be done in contravention of this bylaw, or who fails to do any act or thing required by this bylaw, shall be deemed to have committed an offence against this bylaw and:
- i. Shall be liable to a fine set out in the District of Barriere Bylaw Notice Enforcement Bylaw No. 95 as amended;
 - ii. Where a specific penalty has not otherwise been designated, shall be liable to a fine and/or penalty provided under the *Community Charter* of not less than One Hundred Dollars (\$100) and not more than Ten Thousand Dollars (\$10,000), plus the costs of prosecution, and any other order imposed pursuant to the *Community Charter*; or
 - iii. Any combination of the above.
602. Each day that an offence against this bylaw continues shall be deemed a separate and distinct offence.

DISTRICT OF BARRIERE

DRAFT - BYLAW NO. 267

SCHEDULE "A"

BUSINESS CATEGORY DESCRIPTIONS

For record keeping convenience the License Inspector may segregate various classes of business licenses numerically within each code.

CODE

0100 ACCOMMODATIONS

Rent or lease suites or rooms in a hotel, motel, rooming house, bed and breakfast house, apartment, mobile home park or campground.

- 0101 Permanent/Temporary residential occupancy
- 0102 Mobile Home Park
- 0103 Campground
- 0104 Bed & Breakfast

0200 AGENT

Any person who, either on their own behalf or as an agent for another, sell or solicits or takes orders to be supplied by any person not carrying on a business within the District of Barriere.

- 0201 Agent

0300 AMUSEMENT PARK/CARNIVAL/CIRCUS/RODEO

Any water slide, miniature golf course, go-kart track, bumper cars, rodeo, rides, or similar place of entertainment. Any person holding a license under this section may also sell by retail, without further license or fee: food novelties, tobacco, gifts and souvenirs. Each applicant for a license issued for under this classification shall provide to the License inspector proof of \$5,000.00.00 liability insurance co-naming the District as insured.

- 0301 Amusement Park/Carnival/Circus - Daily
- 0302 Amusement Park/Carnival/Circus - Annual

0400 AUTOMOBILE/VEHICLE SALES, RENTAL AND SERVICE

Sales/rental and service; new or used cars snowmobiles, motorcycles, boats, trucks or recreational vehicles.

- 0401 Sales and rental only
- 0402 Sales, rental and service
- 0403 Sales, rental and service of snowmobiles, motorcycles, boats & recreational vehicles

0500 AUTO WRECKER

Retail sales of used goods, scrap metals, and wrecking.

0501 Auto wrecker

0600 BEAUTY SALON

Beauty salon, hairdresser, esthetician, cosmetologist, or barber.

0601 Beauty Salon

0700 BUSINESS SERVICES

Appliance & electronic repair service, auctioneer, collection agency, counseling service, desktop publisher, hall rental, janitorial, research and development laboratory, liquor delivery, office assistant/answering office use, photographic studio, commercial printing, security/enforcement, steam cleaning, tax preparation, travel agency, upholsterer, consulting, mobile hairdresser, automobile towing, property maintenance and management, business machine maintenance, and general handyman.

0701 Business Services

0800 CAR WASH

0801 Car Wash

0900 CHIMNEY CLEANING SERVICE

0901 Chimney Cleaning Service

1000 CHRISTMAS TREE SALES

1001 Christmas Tree Sales

1100 CONCESSION SALES

Any business in which light refreshments, lunches, confectionary and tobacco, or any one or more of them are served or offered for sale in premises that do not exceed 47 square meters.

1101 Concession Sales

1200 CONTRACTOR

A person carrying on the business of constructing, repairing or demolishing a building, structure or thing, or offering the service of an associated building, construction or engineering sub-trade is as follows:

Contractor (General) – means any person who enters into a contract to construct, repair or demolish a building, structure or thing, wherein more than two sub-trades are required to assist the general contractor and possess proof of valid contractor's license or accreditation.

Subcontractor (Sub)/Tradesman – means without storefront or office within the District of Barriere and possesses proof of valid contractor's license or accreditation.

1201 Contractor (General)

1202 Subcontractor (Sub)/Tradesman

1300 DAYCARE

In home or rented/leased premises.

1301 Daycare

1400 EQUIPMENT SALES, RENTALS, AND SERVICE

Sales and service of industrial, farm and light commercial.

1401 Equipment Sales, Rentals, and Service

1500 ENTERTAINMENT PLACES PERMANENT

Theater, Amusement Halls, or other Place of Assembly – includes drive-in/movie theatres, amusement hall, concert hall, music hall, opera house, rink, amusement park, bingo hall or other place of amusement, entertainment, or fall fair exhibition grounds.

1501 Entertainment Places

1600 EXHIBITION RETAIL

Exhibition/Itinerant Show/Special Event, including Horse Racing – when held elsewhere than in a licensed theatre or other licensed place.

1601 Exhibition Retail - Daily

1602 Exhibition Retail - Annual

1650 EXHIBITION RETAIL SALES (TEMPORARY)

Carry on a business or displaying or showing to the public, goods, wares, or other merchandise on premises temporarily rented, leased, or otherwise obtained, including but not limited to trade fairs, fall fairs, flea markets, and fruit stands.

1651 Exhibition Retail (Temporary) - Daily

1652 Exhibition Retail (Temporary) - Annual

1700 FARMER'S MARKET, FLEA MARKET, FRUIT STAND

1701 Farmer's Market/Flea Market/Fruit Stand - 3 month

1702 Farmer's Market/Flea Market/Fruit Stand - 6 month

1703 Farmer's Market/Flea Market/Fruit Stand - Annual

1800 FABRICATING

Pre-finished materials are used to make a product or thing, including but not limited to tire retread shop, sheet metal, steel fabricating, sign shop, fiberglass.

1801 Fabricating

1900 FINANCIAL AND BROKERAGE COMPANY

A person or company carrying on the business of a bank, trust company, credit union, finance and loan company, brokerage company, cheque cashing services, payday loans services, independent stock broker, or independent mortgage broker.

1901 Financial and Brokerage Company

2000 FOOD SERVICE

A person carrying on a business for the preparation and sale of food, including but not limited to a licensed restaurant, butcher, deli, bakery, caterer, and tea room.

2001 Food Service

2100 FOOD VENDORS

Means a person carrying on the business of selling food products from a vehicle parked on private or public property at a location permitted for such commercial use under the District of Barriere Zoning Bylaw.

Where the mobile business is limited to the selling of ice cream and other frozen confections, it shall be permitted to operate at roadside in residential areas:

2101 Food Vendors – non motorized
Push or Pedal Mobile units

Food Vendors – Motorized

2102 Pulled or Self powered mobile unit - Monthly

2103 Pulled or Self powered mobile unit - Annual

2200 FUEL SALES AND SERVICE

Fuel bar, service station, or bulk fuel agent/dealer, but can include gas, propane, and fiber wood products.

2201 Fuel Sales and Service

2300 FUNERAL SERVICE/CREMATORIUM

Funeral Services/Arrangements

2301 Funeral Service/Crematorium

2400 HANDICRAFTS AND ARTS

Home Based – of making or producing a product as a handicraft or art form.

2401 Handicrafts and Arts

2500 LAUNDROMAT AND DRY CLEANER

Laundromat or dry cleaners which may include on site fabric repair.

2501 Laundromat and Dry Cleaner

2600 LICENSED LIQUOR ESTABLISHMENT/LIQUOR SALES/CANNABIS SALES

Selling liquor to the public and including the accessory sale of food. A business license for Cannabis Retail Sales can not be combined with any other classification.

2601 Licensed Liquor Establishment/Liquor Sales

2602 Licensed Cannabis Retail Sales

2700 MANUFACTURING

All products, processes and plants; from unfinished or raw materials.

2701 Manufacturing

2800 MEDIA SERVICE

Media-oriented service, including but not limited to newspaper publishers, broadcasting stations, telecommunications, and internet.

2801 Media Service

2900 MOBILE HOME MANUFACTURING/SALES

Dealer for new and used mobile home sales from commercial premises or a listing agency for used mobile homes located on private premises.

2901 Mobile Home Manufacturing/Sales

3000 MOBILE VENDOR

A person carrying on the business of selling goods from a vehicle parked on private property at a location permitted for such commercial use under the District of Barriere Zoning Bylaw.

3001 Mobile Vendor

3200 NURSING HOME/PRIVATE HOSPITAL/HEALTHCARE AID

Persons caring in a volunteer capacity for not more than two patients or for patients who are immediate family members, shall not be required to take out or hold a license or pay a fee under this classification.

3201 Licensed Nursing Home/Private Hospital or agency overseeing employees tasked with the care and wellbeing of patients in and out of clinic care on a part or full-time basis.

3202 Independent and licensed healthcare aid hired to care for the health and wellbeing of non-family members on a part-time or full-time basis.

3300 PARKING LOT

A person carrying on business of renting or leasing parking in stalls.

3301 Parking Lot

3400 PAWNBROKER

3401 Pawnbroker

3500 PROFESSIONAL

Including but not limited to engineering, veterinarians, accounting, barristers & solicitors, notaries, medical, dental, surveyors, psychologists, real estate appraisers, physiotherapists, naturopathic, architects, chiropractors.

3501 Professional

3600 REAL ESTATE AGENT/SALES PERSON AND INSURANCE AGENT/SALESPERSON

A licensed real estate agent/sales/person or insurance agent/salesperson with or without a storefront or operating as a home-based business. An agent/salesperson based outside of the District of Barriere but operating within the municipal boundary, is required to obtain a valid business license under this classification unless the applicant is a holder of an Inter-Community Business License from a participating community by its relative bylaw.

3601	Real Estate Agent/Salesperson	1 st Person
3602	Real Estate Agent/Salesperson	additional person
3603	Insurance Agent/Salesperson	1 st Person
3604	Insurance Agent/Salesperson	additional person

3700 RECREATION/HEALTH SPA FACILITY

Recreation facility (indoor/outdoor), bingo hall, health spa, or bowling alley, including but not limited to aerobic fitness studios, bodybuilding gymnasiums, billiard halls, and arcades.

3701 Recreation/Health Spa Facility

3800 REPAIR SHOP

For automobiles, trucks, snowmobiles, motorcycles, recreation vehicles and boats, including but not limited to auto body shop, radiator shop, tire store, brake shop, muffler shop, machine shop, welding shop, and mechanical repair shop.

3801 Repair Shop

3900 RETAIL BUSINESS/SECOND STORES

Retail sales of goods or food products from permanent commercial premises.

- 3901 Retail Business up to 1000 sq. feet-small
- 3902 Retail Business from 1001 to 2001 sq. feet-med.
- 3903 Retail Business over 2001 sq. feet-large

4000 SCHOOLS/HOME-BASED OR COMMERCIAL SPACE

Includes driving school, dance, martial arts, craft, and music.

4001 Schools/Home Based or Commercial Space

4100 THEATRES AND MARKET

Includes drive-in theatres, amusement hall, concert hall, music hall, opera house, rink, amusement park, movie theatre, bingo hall, or other place of amusement, entertainment, or exhibition.

4101 Theatres and Market - daily

4102 Theatres and Market - monthly

4103 Theatres and Market - 3 month

4104 Theatres and Market - 6 month

4200 TRANSPORTATION OF GOODS AND/OR PEOPLE

Provision of a lawful public or charter transportation service or a moving, delivery or courier service and includes licensed Pilot Car service.

4201 Transportation of Goods and/or People

4300 UNCLASSIFIED

A person carrying on a business that is not herein classified as determined by the License Inspector.

4301 Unclassified

4302 Unclassified – Seasonal (less than 8 weeks)

4400 VENDING MACHINES

Operation of a vending machine in one or more locations and includes ATM Machines not owned and operated by the establishment in which the ATM is located.

4401 Vending Machines

1st machine

4402 Vending Machines

additional machine

4500 WAREHOUSING

4501 Warehouse, Storage Warehouse, Bonded Storage

4600 WHOLESALE

Refers to selling goods in quantity for resale by retail stores or for re-use in the manufacturing or construction process.

4601 Wholesale

District of Barriere

REPORT TO COUNCIL

Request for Decision

Date: December 15, 2025	File: 5f
To: Council	From: T. Buchanan, Corporate Officer
Re: DRAFT Business License Regulation Bylaw No. 267	
Recommendation: THAT Council give first three readings to Business License Regulation Bylaw No. 267	

Purpose

To present *Draft Business License Regulation Bylaw No. 267* for Council's consideration as a replacement for *Business License Regulation Bylaw No. 0041*, which has not been substantively updated since its adoption in 2009. The new bylaw modernizes the District's business licensing framework, consolidates regulation language, and reintroduces a revised *Schedule "A"* containing classification descriptions consistent with the District's *Fees & Charges Bylaw No. 73*.

Background

Bylaw No. 0041 has served as the District's business regulation bylaw since 2009; however, it predates many subsequent administrative, legislative, and operational updates. In 2013, the District adopted *Fees & Charges Bylaw No. 73*, which consolidated all District fee schedules into a single bylaw. In that process, *Bylaw No. 0041's* *Schedule "A"* (which contained both classification descriptions and fees) was repealed. This historic fee consolidation resulted in classification descriptions no longer being included in a regulatory bylaw, creating gaps in clarity for applicants, staff, and enforcement processes.

The new *Draft Bylaw No. 267*:

- Fully updates the business licensing regulatory framework.
- Repeals *Bylaw No. 0041* in its entirety.
- Reintroduces *Schedule "A"*, but only for **classification descriptions**—fees remain exclusively in *Fees & Charges Bylaw No. 73*, consistent with modern municipal best practice.
- Aligns definitions, language, and authority sections with current legislation and operational practices.
- Incorporates clearer structure, updated definitions, and improved regulatory clarity.

Staff have also reviewed the classification descriptions and propose several updates to wording for clarity, accuracy, and consistency, which are summarized in the second table of this report.

Summary

The draft bylaw modernizes language, reorganizes content, strengthens administrative authority, and clearly separates fee schedules from classification descriptions. It provides a more robust, up-to-date administrative framework and supports operational efficiency using best practices.

Table 1 – Comparison of Key Differences of Proposed & Existing Bylaws incl. Benefits of Changes

Topic / Section	Bylaw No. 0041 (2009)	Draft Bylaw No. 267	Benefit of Change
Bylaw Structure	Older formatting; limited division structure; definitions and regulations intermixed.	Organized into seven clear divisions with logical flow: Interpretation, Definitions, General Regulations, Business License Regulations, Specific Regulations, Offences, Schedules.	Enhances clarity; improves ease of implementation; supports consistency with other District bylaws.
Definitions	Contains older, sometimes outdated definitions; lacks clarity on several modern business types.	Substantially expanded and modernized definitions (e.g., cannabis sales, food trucks, mobile vendors, inter-community licensing).	Reflects current business environment; clearer interpretation for enforcement and applicants.
Appointment & Authority of Licence Inspector	More limited wording and while notes that the CFO and CAO are the Business license inspectors, is less explicit procedural authority.	Appoints the CFO as the Business License Inspector & the CAO in the CFO's absence. Expanded regulatory tools, clear authority delegations, conditions, inspections, and reconsideration process per Community Charter.	Improves administrative efficiency; aligns with legislative requirements; reduces ambiguity.
Business License Renewal	No renewal deadline imposed.	Renewal deadline of February 15 th of each year is imposed. <i>*Renewal payments are not accepted until the previous year is closed out with the renewal payments included in the new fiscal year as they apply.</i>	Historical practice has included an unwritten deadline of May 1 st of each year. This change aligns with basic common practice and provides clarity for Financial Administration.
Submission of Additional Documentation	Did not clearly indicate what documents may be required to provide to the License Inspector	Clearly states the documents that may be required by the License Inspector including proof of insurance and fire inspection. S.412(b) points to the Fire Bylaw & Fire Inspection Policy which is in the process of being amended. Details of this requirement will be described in more detail within those regulatory documents. Formally outlines current policy practice of the initial annual fee being included in the Business License Fee with subsequent inspections resulting in a fee as prescribed in the Fees & Charges Bylaw.	Fire Inspections of commercial and industrial spaces are especially important to reduce the risk to the public and fire fighting personnel.

Amusement Park/Circus/Rodeo	No additional regulations for high risk activity on Municipal Property	<p>S.509 outlines an additional requirement for proof of comprehensive liability insurance and include clauses that hold the District harmless, name the District as an additional insured and sets minimum insurance amount.</p> <p>S. 510(b) Requires a \$5,000 security deposit to ensure adequate clean-up and premises restoration.</p>	Reduces the District's liability for the high-risk activity of amusement parks, circuses, carnivals and rodeos held on public property.
Schedule "A" – Classifications	Previously included fee schedule and classification descriptions; repealed when Fees & Charges Bylaw adopted.	Reintroduces Schedule "A" with classification descriptions only—fees remain in Bylaw 73.	Restores clarity on classification definitions without duplicating fee information; simplifies administration.
Mobile Vendor Regulations	Limited references; no detailed criteria.	<p>Extensive regulations for mobile food vendors, mobile concessions, and vendors on District property.</p> <p>S. 501 includes regulations for art vendors conducting business on public property.</p> <p>S. 503 outlines an additional requirement for proof of comprehensive liability insurance and include clauses that hold the District harmless, name the District as an additional insured and sets minimum insurance amount.</p>	<p>Supports public safety, consistent expectations, and operational fairness; reflects modern business types.</p> <p>Reduces District's liability for this classification's business carried out on public property.</p>
Enforcement / Offences	General offence section with limited specificity.	Updated penalties, offences, and authority language consistent with Community Charter and Bylaw Notice Enforcement Bylaw No. 95.	Strengthens enforceability and legal clarity.
Repeal Clause	Not applicable (original bylaw).	Explicitly repeals Bylaw No. 0041 upon adoption.	Ensures clean legislative transition.

Many of the proposed, regulations in this draft do not apply to any business classification currently operating within the District of Barriere. Rather, they are pro-actively included should such a business classification look to establish themselves in the Municipality in the future.

Summary of Proposed Changes to Classification Descriptions (Draft Schedule “A”)

Staff have reviewed the classification descriptions and prepared updated wording for clarity, accuracy, and alignment with current business practices. The following table summarizes the classification descriptions that show proposed changes (based on the highlighted revisions in the attached Schedule “A” document):

Table 2 – Classification Description Updates in Draft Schedule ‘A’

Code	Previous Description	Updated Draft Description	Rationale / Benefit
3201 (Nursing Home / Private Hospital)	More general description of care providers.	Expanded to include agencies overseeing employees providing in-clinic and out-of-clinic care.	Clarifies applicability; aligns with actual business operations.
2101/2102/2103 (Food Vendors)	Definitions focused mostly on vending structure.	Updated to clearly differentiate motorized vs. non-motorized units and specify when roadside vending is permitted.	Provides regulatory clarity.
2600 (Licensed Liquor Establishment / Cannabis)	Previous bylaw contained no cannabis classification (pre-legislation)	Cannabis retail added distinctly and cannot be combined with other classifications. <i>*Fees & Charges Bylaw has already been amended to include this classification and related fee.</i>	Ensures legislative compliance; provides clarity for applicants and staff.
3600 (Real Estate / Insurance Agents)	Did not clearly distinguish first vs. additional persons or inter-community licensing interaction.	Updated descriptions now specific applicability, storefront vs. home-based, and inter-community license exemptions.	Eliminates historical confusion; aligns fees with Bylaw No. 73.
4200 (Transportation of Goods and/or People)	Did not include Pilot Car Service	Now includes licensed Pilot Car Service providers based out of Barriere.	Previously this service would have been classified as “Unclassified”.
4400 (Vending Machines)	Did not include ATM Machines.	Independent businesses that lease/rent space for the placement of an ATM Machine(s) in other commercial establishments are a separate business endeavor than the establishment in which it is placed and, for all intents and purposes is a vending machine – for cash instead of food & beverages.	Ensures fairness by applying this definition to ATM Machines along with other similarly operated machines of independent businesses.

Benefits or Impact

General

- Provides a modern, clear, and enforceable business licensing framework.
- Reduces administrative inefficiencies and improves clarity for applicants.
- Better aligns with contemporary business models and legislative requirements.

Finances

- No new fees are introduced; all fees remain governed by *Fees & Charges Bylaw No. 73* which has recently been amended to include a 5% fee increase as of February 26, 2024.
- Improved classification clarity supports accurate fee assessment and compliance.

Strategic Impact

Priority #4 – General Governance and Community Engagement – Review and Update Bylaws & Policies.

Risk Assessment

Compliance: Draft Bylaw No. 267 enhances alignment with S.8(6), 15, & Div. 9, Part 3 of the *Community Charter*, District operational procedures, and other regulatory bylaws, thereby reducing compliance gaps.

Risk Impact: If not updated, the District risks ambiguity in enforcement, inconsistent application of regulations, and reliance on an outdated regulatory framework.

Internal Control Process: Adoption will ensure consistent application of business licensing standards and clear administrative authority.

Next Steps / Communication

- If Council gives first three readings, staff will schedule the bylaw for adoption at a subsequent meeting.
 - Staff will update the District website and business license materials upon adoption.
 - Communication will be provided to all licensed businesses regarding the updated bylaw framework.
-

Attachments

- Draft Bylaw No. 267 – Business License Regulation
- Draft Schedule “A” – Business Classification Descriptions
- Bylaw No. 0041 (2009)

Recommendation

THAT Council give first three readings to Business License Regulation Bylaw No. 267.

Alternative Options

1. Council could choose not proceed with the first three readings at this time.
2. Council could choose to request amendments to Draft Bylaw No. 267 prior during the reading process.

Prepared by: T. Buchanan, Corporate Officer

Reviewed by: D. Drexler, Chief Administrative Officer

K. Abel, Chief Financial Officer

DISTRICT OF BARRIERE
BYLAW NO. 0041
AMENDED BY BYLAW NO. 0059, NO. 73 and No. 130

A Bylaw to Regulate and License Businesses

Complied for convenience purposes only

WHEREAS the Community Charter permits a Council to provide for a system of licenses, permits or approvals;

AND WHEREAS Council of the District of Barriere deems it necessary to authorize and regulate the issuance of and the levying and collecting of license fees in respect to the trades, occupations, professions and businesses hereinafter set forth;

NOW THEREFORE the Council of the District of Barriere in open meeting assembled, enacts as follows:

1. This bylaw may be cited as “District of Barriere Business License Bylaw No. 0041, 2009.”
2. This Bylaw applies to the whole of the area within the boundaries of the District of Barriere as may be amended from time to time.
3. This Bylaw comes into force and takes effect on the day of its final adoption by the Council of the District of Barriere.
4. This Bylaw is divided into the following parts:

PART 1 - DEFINITIONS

PART 2 - LICENSE REGULATIONS

PART 3 - LICENSE SUSPENSION AND APPEALS

PART 4 - BUSINESS REGULATIONS

PART 5 - ENFORCEMENT

PART 1 – DEFINITIONS

“ACCESSORY RESTAURANT” means a restaurant which is subordinate or accessory to and is located in the same premises as the principal business.

“APPLICANT” means any person who makes application for a business license pursuant to this bylaw.

“ARCADE” means premises into which the public is invited for the purposes of using amusement machines, but does not include a premises containing six (6) or less amusement machines.

“BEER AND WINE STORE” means a retail trade store that primarily sells beer and wine products for consumption off the premises.

“BUILDING INSPECTOR” means the Building Inspector for the District of Barriere or a duly authorized representative.

“BUSINESS” means the carrying on of a commercial or industrial undertaking of any kind or the providing of professional, personal or other services for the purpose of receiving income or revenue, but does not include an activity carried on by a Municipal, Provincial or Federal Government, or Crown Corporation.

“CABARET AND NIGHTCLUB” means an establishment where a full range of liquor products are sold for consumption on the premises and where a dance floor and entertainment is provided.

“CORPORATE OFFICER” means the person appointed by District Council from time to time.

“COUNCIL” means the Council of the District of Barriere.

“FAMILY DAY CARE” means a facility which provides day care services to not more than seven (7) children, and which is licensed by the Community Care Facility Act for family day care facilities.

“FIRE CHIEF” means any person appointed from time to time as Fire Chief for the District and includes any person acting lawfully in that capacity.

“FLOOR AREA” means that area within a building that is used for display purposes or to service customers, but shall not include those areas set aside exclusively for the storage of supplies or for the use of the employees of the business.

“GROUND AREA” means the total ground area used for the carrying on of the business. Where more than one business is carried on from a single lot or ground area, the ground area for each business shall be as determined by the License Inspector.

“HOME BASED BUSINESS” means an occupation or profession carried on by an occupant of a residence, for consideration, which is clearly incidental and accessory to the use of the property for residential purposes.

“HOTEL PUB” means an establishment located within a hotel, where liquor products are sold for consumption on the premises and where entertainment may be provided.

“LICENSE INSPECTOR” means the person appointed from time to time by the Council as License Inspector of the District of Barriere and includes any person lawfully acting in that capacity including the Chief Administrative Officer (CAO) and the Financial Officer.

“LICENSE” means a license issued under this Bylaw.

“LOUNGE” means an establishment where liquor products are sold for consumption on the premises and where entertainment except a dance floor may be provided.

“NEIGHBOURHOOD PUB” means an establishment where liquor products are sold for consumption on the premises only.

“NON-RESIDENT BUSINESS” means a business, other than a resident business, carried on within the Municipality or with respect to which any work or service is performed within the Municipality.

“PERSON” means a natural person, his heirs, executors, administrators or assigns and shall also include a firm or corporation.

“RESIDENT BUSINESS” means a business carried on, in, or from premises within the Municipality.

PART 2 – LICENSE REGULATIONS

2.1 LICENSE REQUIRED

No person shall carry on a business within the District without having obtained a valid business license.

2.2 FORM OF LICENSE

Every license granted pursuant to this Bylaw shall state that the holder is licensed to carry on the business stipulated therein in a lawful manner for the period specified at the place therein stated.

2.3 DISPLAY OF LICENSE

Licenses shall be permanently displayed at all times in the business area of the premises to which the public has access.

2.4 TERM OF LICENSE

- a) Except as otherwise provided, every license issued pursuant to this Bylaw shall terminate on the 31st day of December of the year in which it was issued.
- b) The license fees for new businesses starting after the first quarter (March 1st), second (June 1st) and third (September 1st) quarter periods of the licensing year may be prorated accordingly with a minimum fee of Fifty (\$50.00) Dollars. Prorating shall not apply to

existing businesses which obtain temporary licenses pursuant to Section 2.8(a), nor shall it apply to businesses for which a license was required within three (3) years previous to the new application.

- c) Subject to Section 2.4(b) no proportionate reduction shall be made on account of any person commencing or ceasing to do business at a particular time, in any one year.
- d) The period for a license in respect of a theatre, concert-hall, amusement park, or other place of amusement, entertainment, or exhibition may be one year, six months, three months one month or one day.

2.5 LICENSE FEES

- a) No license shall be issued until the fee therefore as set out in *Fees & Charges Bylaw No. 73* as amended.
- b) Except as otherwise provided, the minimum fee prescribed under this Bylaw shall be Seventy-five (\$75.00) Dollars.
- c) The maximum fee prescribed under this Bylaw shall not exceed One Thousand (\$1,000.00) Dollars.

2.6 APPLICATION

- a) Every person applying for a license or a transfer of license shall complete an application form obtained from the District. Applications may be signed by the owner or his duly authorized representative.
- b) Any person making an application for a license shall give true and correct details for the business that the license is being applied for, on the application form supplied by the License Inspector. Any false declaration or concealment of material facts shall be deemed an infraction of this Bylaw and shall be liable to the penalties set forth in Section 5.3.

2.7 SEPARATE LICENSE

- a) Where a business is carried on in or from more than one premises in the District, the business carried on in or from each premises shall be deemed to be a separate business and shall require a separate license except as provided in Section 2.8(a)
- b) Where there is more than one separate and distinct business category located within the same premises, each business category shall have a separate license.

2.8 TEMPORARY LICENSES

- a) Where an existing business is carried on from a fixed commercial premises in the District and the business wishes to carry on for a temporary period of time from a separate fixed commercial premises, the following fee schedule shall apply:
 - 7 consecutive days - \$50.00
 - 15 consecutive days - \$85.00
- b) Where a resident business is not carried on continuously in the District for at least six months, the business shall pay twice the fee normally required for businesses of the same classification.

2.9 CHANGE OF LOCATION, NAME OR OWNERSHIP

Business licenses are not transferrable and no change of location, name or ownership shall be allowed without the licensee completing a new application for a business license, submitting an administrative fee in the amount of Thirty-five (\$35.00) Dollars and being issued a new business license.

2.10 LOCATION OF BUSINESS

All premises upon or in which the applicant for license proposes to carry on or conduct any business shall, before any such license is granted, first be approved by the License Inspector who may, in his discretion, also require such premises to be approved by the Medical-Health Inspector, the Commissioner's Inspector, the Building Inspector or any other official of a Provincial or Municipal Department involved or all of the above. Where any Federal/Provincial Act or Regulation or any other District Bylaw applies to any matter covered by this Bylaw, the issuance of a business license under the provisions of this Bylaw shall not relieve the licensee from complying with the provisions of such other enactments.

2.11 NOTIFICATION OF BUSINESS CHANGE

Every holder of a license shall notify the License Inspector of any change in the mailing and/or the business address, the business practice, the floor area of the premises, the number of people, rental units, games machines or vehicles used in the operation of the business, or any alteration to the premises in which the business is carried out.

Upon the termination of the business by the license holder, the licensee shall notify the License Inspector that the license is no longer required and shall surrender the license to the License Inspector.

PART 3 – LICENSE SUSPENSION AND APPEALS

3.1 AUTHORITY TO SUSPEND

The License Inspector may suspend any license for such period as he may determine if the holder of the license:

- a) is convicted of an offence indictable in Canada;
- b) is convicted of any offence under any Municipal Bylaw or Statute of the Province of British Columbia in respect of the business for which he is licensed or with respect to the premises named in his license;
- c) has, in the opinion of the License Inspector, been guilty of such gross misconduct in respect of the business or in or with respect to the premises named in his license as to warrant the suspension of his license;
- d) has ceased to meet the lawful requirements to carry on the business for which he is licensed or with respect to the premises named in his license; and
- e) has, in the opinion of the License Inspector, conducted his business in a manner, performed a service in a manner, or sold, offered for sale, displayed for sale or distributed to a person actually or apparently under the age of 16 years anything, that may be harmful or dangerous to the health or safety of a person actually or apparently under the age of 16 years.

3.2 NOTICE OF SUSPENSION

- a) Where a license has been suspended pursuant to the Municipal Act, a "Notice of Suspension" shall be issued to the licensee by the License Inspector, in writing, outlining the reasons for the suspension and shall be served on the licensee or delivered to the licensee by registered mail to the address of the business shown on the business license application.
- b) A "Notice of Suspension" of a license may be posted by the License Inspector upon the premises for which the license was issued and such notice shall not be removed until the license is reinstated, the former licensee ceases to occupy the premises or a new business other than the one carried on by the licensee is started in the premises.

3.3 RIGHT TO APPEAL SUSPENSION

Any person whose license has been suspended, or who has been refused a license, or who wishes to appeal the classification as given by the License Inspector, may appeal to Council by giving written notice to the Corporate Administrator of their intention to appeal. Such appeal shall state the grounds upon which the appeal is made. Council shall appoint a time and a place for the hearing of the appeal and may confirm or set

aside such decisions made by the License Inspector as it may deem appropriate.

3.4 REVOCATION

- a) Council may revoke a license pursuant to the Municipal Act for “reasonable cause” after giving notice to the licensee and after giving the licensee an opportunity to be heard.
- b) The notice and opportunity to be heard referred to in sub-section a) of this section is not required in respect to the licensee who by reasonable efforts cannot be found.
- c) A “Notice of Revocation” may be posted by the License Inspector upon the premises for which the license was issued and such notice shall not be removed until the license is reinstated, the former licensee ceases to occupy the premises, or a new business other than the one carried on by the licensee is started in the premises.

3.5 NOTICE OF HEARING

A Notice of Hearing to revoke a license under Section 3.4 or after a refusal by the License Inspector to issue a license or to consider the granting of a license shall be made in writing, outlining the time, date, and place of the hearing and the reasons for Council’s consideration of a request to revoke or refuse the license and served on the licensee(s) or delivered to the licensee(s) by registered mail to the address shown on the application for the license.

PART 4 – BUSINESS REGULATIONS

4.1 HOME-BASED BUSINESS

- a) Every person operating a Home-Based Business that is not included in the Handicrafts and Arts classification of Schedule “A” hereto, shall be licensed under the classification which reflects the nature of the business.

4.2 MOBILE VENDORS/SOLICITATION

- a) No person shall carry on any business from or on any street or sidewalk in the District, except in accordance with the Regulation and Control of Sidewalk Vendors Bylaw.
- b) Businesses classified as “Mobile Vendor” shall be permitted to offer the sale of goods and food products from private property only with permission of the owner, at a location where such use is permitted under the District of Barriere Zoning Bylaw.
- c) Every person who sells from a vehicle shall provide vehicle registration for the vehicle and personal identification in the form of a driver’s license.

d) The soliciting of sales of any article, commodity or thing, or any agreement for the provision of any service shall require a business license issued under the provisions of this Bylaw.

4.3 CONSTRUCTION CONTRACTORS

Every person licensed as a General Contractor shall, on the request of the License Inspector, provide a list of all subtrades engaged on each specific project as well as proof of mandatory trade qualification certificates for the following subtrades:

- a) Plumbing, steam fitting, pipe fitting
- b) Refrigeration
- c) Electrical
- d) Gas fitting

4.4 INSURANCE AND SAFETY STANDARDS

a) A person applying for a license to hold a carnival may be required by the License Inspector to obtain and maintain comprehensive general liability insurance of an amount not less than Three Million (\$3,000,000.00) Dollars.

The District shall be included as an additional insured.

The Licensees shall hold the District harmless against claims, actions for injury, damage, loss or death arising out of or resulting from the operation of the business. The licensees' insurer must recognize the existence of the hold harmless clause.

Proof of such insurance to the satisfaction of the District shall be submitted to the License Inspector prior to the issuance of a license.

b) Proof that all machines, rides and equipment to be used by the public at any carnival conform to the safety standards of the provincial authority having jurisdiction may be required by the License Inspector before a license is issued, or at any time during the term of the license.

4.5 SECONDHAND SALES

Persons carrying on the business of retail sales of secondhand goods shall comply with provisions of District of Barriere Bylaw to Regulate Persons Dealing in Secondhand Goods. (This does not apply to auto wreckers or sale of scrap metal).

4.6 SECURITY AND PATROL SERVICE

a) Every person carrying on the business of watching, guarding or patrolling for the protection of persons or property, or as a private detective shall be required to hold a license as set forth in the Private Investigators Act of the Province of British Columbia.

b) All applications for security and patrol service shall be forwarded by the License Inspector for approval by the local detachment of the Royal Canadian Mounted Police prior to issuance of the business license.

PART 5 – ENFORCEMENT

5.1 AUTHORITY TO ENFORCE

a) The Council may by Resolution, appoint a person to be the License Inspector, whose duty it shall be to carry out and administer the provisions of this Bylaw and other licensing Bylaws as may be enacted from time to time.

b) The Council may by Resolution, from time to time, appoint a person or persons as Assistant License Inspector or Inspectors with like duties and powers as delegated to the License Inspector by the provisions of this Bylaw.

c) It shall be the duty of the License Inspector, and he/she is hereby authorized and empowered to inspect, compel and require that all regulations and provisions prescribed in this Bylaw and other licensing Bylaws as may be enacted from time to time, shall be carried out.

d) The License Inspector shall make rules and regulations for the internal management of his department.

e) The License Inspector shall maintain and keep records of all licenses issued.

f) All such records shall be considered public records and shall be open for inspection at reasonable times to any person having business with the License Inspector. No person shall be entitled to inspect more than one License Application at any one time without paying a search fee of \$25. for each additional license application viewed.

5.2 OFFENSES

Any person who:

a) fails to comply with the provisions of this Bylaw, or

- b) tenders a cheque or other negotiable instrument, in full or partial payment of any fee payable hereunder, which is not honoured by the financial institution or bank against which it is issued, or
- c) provides false information with regard to size, location, ownership or legal conformity of the business, or
- d) carries on the business after receiving notice of suspension or after the business license has been revoked, or
- e) carries on business without a Business License,

commits an offence, and each day's continuance of an offence constitutes a new and distinct offence.

5.4 PAYMENT OF FINES

5.4.1 Any person guilty of an infraction of Sections 5.2(a) or 5.2(e) may voluntarily:

- a) within seven (7) days of issuance of the Business License Violation Notice, pay to the District of Barriere the sum of Fifty (\$50.00) Dollars as full satisfaction for each violation;
- b) after a charge has been preferred and before a court appearance date has been set, settle this matter by payment of a voluntary penalty of one Hundred (\$100.00) Dollars to the Clerk of the Provincial Court.

5.4.2 Any person guilty of an infraction of Sections 5.2(b) or 5.2(c) may voluntarily:

- a) within seven (7) days of issuance of the Business License Violation Notice, pay to the District of Barriere the sum of Twenty-Five (\$25.00) Dollars as full satisfaction for each violation;
- b) after a charge has been preferred and before a court appearance date has been set, settle this matter by payment of a voluntary penalty of Fifty (\$50.00) Dollars to the Clerk of the Provincial Court.

5.4.3 Any person guilty of an infraction of Section 5.2(d) may voluntarily:

- a) within seven (7) days of issuance of the of the Business License Violation Notice, pay to the District of Barriere the sum of Seventy-Five (\$75.00) Dollars as full satisfaction for each violation;

- b) after a charge has been preferred and before a court appearance date has been set, settle this matter by payment of a voluntary penalty on One Hundred and Fifty (\$150.00) Dollars to the Clerk of the Provincial Court.

5.4.4 Any person guilty of an infraction not mentioned in Sections 5.4.1, 5.4.2 or 5.4.3 shall be liable on summary conviction to a fine not less than Fifty (\$50.00) Dollars as full satisfaction for each violation.

Any person may voluntarily:

- (a) within seven (7) days of the issuance of the Business License Violation Notice, pay to the District of Barriere the sum of Thirty-Five (\$35.00) Dollars as full satisfaction for each violation;
- (b) after a charge has been preferred and before a court appearance date has been set, settle this matter by payment of a voluntary penalty of Fifty (\$50.00) Dollars to the Clerk of the Provincial Court.

5.4.5 Where a Business License Violation Notice has been issued pursuant to this Bylaw and that person has not paid the voluntary fine, the cost of service of the summons shall be added to the amount of the voluntary fine.

5.5 SEVERABILITY

If any provision of this Bylaw is found invalid, such provision is severable and shall not affect the validity of the Bylaw as a whole.

Read a First Time this 16th day of November, 2009
 Read a second time this 16th day of November, 2009
 Read a third time this 16th day of November, 2009

Adopted this 30TH day of November, 2009

ORIGINAL SIGNED BY

 Mayor Mike Fennell

ORIGINAL SIGNED BY

Wayne Vollrath, CAO

District of Barriere

REPORT TO COUNCIL

Request for Decision

Date: January 12, 2026	File: 5c
To: Council	From: Chief Administrative Officer
Re: DRAFT Wastewater Regulations Bylaw No. 268	
Recommendation: THAT Council gives first three readings to Wastewater Regulations Bylaw No. 268.	

Purpose

For Council to consider adopting a Wastewater Regulations Bylaw to formally regulate the District's wastewater collection systems and codify existing operational practices.

Background

As part of the District's ongoing review and modernization of its utility-related bylaws, Council has been undertaking a coordinated and comprehensive update to ensure legislative compliance, consistency across utility services, and the codification of current best practices.

At the October 6, 2025 Regular Meeting, Council adopted Utility Billing Bylaw No. 260, which now governs customer accounts and billing processes for all utilities. Following this adoption, staff have been bringing forward individual utility service bylaws to align with the new billing framework and to ensure clarity for both staff and the public.

The District currently operates three wastewater collection systems:

- Siska Wastewater Collection System
- Riverwalk Wastewater Collection System
- Downtown SAWRC Wastewater Collection System

At present, there is no standalone bylaw that comprehensively governs wastewater collection services within the District. Wastewater-related practices have historically been managed through operational procedures, development requirements, and indirect regulatory tools. As the District continues to grow and wastewater service areas expand, a formal bylaw is required to clearly define responsibilities, standards, and authorities related to wastewater services.

Draft Wastewater Regulations Bylaw No. 268 has been prepared to address this gap. The draft bylaw is designed to codify the District's current regulations, operational practices, and industry standards that are already being applied across all three wastewater systems.

Overview of the Draft Bylaw

The proposed Wastewater Regulations Bylaw establishes a clear and consistent regulatory framework for the use, connection to, and protection of the District's Wastewater Collection Systems.

Key elements of the draft bylaw include:

- Establishment and regulation of the Wastewater Collection Systems and service areas.
- Requirements for mandatory connection where wastewater services are available subject to a Council approved exemption. **Section 4** of the proposed Bylaw outlines the exemption criteria and addresses those properties that currently have an approved 5yr exemption to connect due to a recent ROWP report being provided to the District:
 - *The Owner of property that produces wastewater and is eligible to connect to a District's Wastewater Collection System, must connect the property's Wastewater discharge to the District's Wastewater Collection System unless:*
 - *Council has approved an exemption under section 4.2 of this bylaw; or*
 - *At the date of bylaw adoption, the owner has a current District approved exemption due to an accepted Registered Onsite Wastewater Professional (ROWP) report indicating that the property is serviced by a private septic system that has been inspected and the ROWP attests that in their professional opinion, the private septic system is currently, and will continue to be, in good working order for at least five (5) years from the date of inspection.*
 - *An Owner of property subject to an exemption under Section 4.1 ii. of this bylaw, remains exempt of this Section for a period of five (5) years from the date of bylaw adoption. At the end of the five (5) year exemption period, property owners subject to this exemption must apply to Council for a further extension, on a year to year basis, up to no more than a five (5) additional years.*
- Application and approval processes for wastewater service connections and disconnections.
- Alignment with the District's Fees and Charges Bylaw and Utility Billing Bylaw for cost recovery.
- Construction and material standards consistent with the Master Municipal Construction Documents (MMCD).
- Wastewater quality standards, including authority for staff to require pre-treatment where necessary to protect infrastructure and treatment processes.
- Clear delineation of maintenance responsibilities between the District and property owners.
- Authority for temporary or permanent disconnection of service to protect system integrity or respond to emergencies.
- Inspection and enforcement provisions consistent with other District bylaws.
- Alignments will be made for this proposed bylaw's offences and penalties with the District's Bylaw Notice Enforcement framework once necessary amendments are made to Bylaw Notice Enforcement Bylaw No. 95. Staff plan on presenting a draft amendment for Council consideration early this spring.

The draft bylaw also provides staff with authority to update the Wastewater Service Area map as infrastructure expands, ensuring the bylaw remains current without requiring frequent amendments.

Rationale for Adoption

The adoption of Wastewater Regulations Bylaw No. 268 provides several important benefits:

- Codifies existing District practices that are already being applied across all wastewater systems.
- Provides transparency and certainty for property owners regarding connection requirements, responsibilities, and standards.
- Ensures consistency with recently adopted and forthcoming utility-related bylaws.
- Strengthens the District's ability to protect wastewater infrastructure and comply with provincial regulatory requirements.
- Establishes a scalable regulatory framework to support future growth and expansion of wastewater services.

Summary

Overall, the bylaw reflects how the District currently operates its wastewater utilities and formalizes these practices into an enforceable regulatory document.

Benefits or Impact

General

The proposed bylaw provides clear guidance to staff, property owners, and developers regarding wastewater services and expectations within the District.

Finances

There are no direct financial impacts associated with adopting this bylaw. Costs associated with wastewater services and connections are recovered through existing fees, charges, and utility billing mechanisms.

Strategic Impact

Priority #3: Create Opportunities for Community Growth

Goal 3. Complete critical Utility Bylaw and Utility Master Plan revisions

Actions to get us there:

- a. Develop a new Wastewater Regulations Bylaw.
- b. Update the Water Regulations Bylaw to include provisions that address mobile home parks and other emerging items.

The Results We Want to See:

- a. Present a Wastewater Bylaw for Council consideration in 2025.
- b. Present a Water Bylaw update for Council consideration in 2025.

Risk Assessment

The bylaw aligns with the Community Charter and applicable provincial legislation governing municipal wastewater services.

Risk Impact: Low

Internal Control Process:

The draft bylaw has undergone a thorough internal review and reflects current operational practices, applicable legislation, and industry standards.

Next Steps / Communication

- If Council grants first three readings, the Wastewater Regulations Bylaw No. 268 will be brought forward for final adoption at a subsequent Council meeting.
 - Staff will continue advancing the related bylaws to ensure full alignment across all District utility services and enforcement.
-

Attachments

- Draft Bylaw No. 268 – Wastewater Regulations Bylaw

Recommendation

THAT Council gives first three readings to Wastewater Regulations Bylaw No. 268.

Alternative Options

1. Council could amend the bylaw.
2. Council could choose not to implement an updated bylaw at this time. This is not recommended as a utility billing bylaw was established recently, and this bylaw needs to be created to ensure that there is no conflicting language in place and current best practices are codified.

Prepared by:

T. Buchanan, Corporate Officer

Reviewed by:

D. Drexler, Chief Administrative Officer

DISTRICT OF BARRIERE
DRAFT - BYLAW NO. 268

A BYLAW TO PROVIDE FOR THE USE AND REGULATION OF THE WASTEWATER
COLLECTION SYSTEM OF THE DISTRICT OF BARRIERE

The Council for the District of Barriere, in open meeting lawfully assembled, **ENACTS** as follows:

1. Title

1.1 This bylaw may be cited as the “*Wastewater Regulations Bylaw No. 268*”.

2. Definitions:

2.1 In this bylaw, unless the context requires otherwise:

“Authorized” or “Authorization” granted by Staff means approved in writing by Staff on the terms and conditions specified in that written approval;

“Bylaw Notice Enforcement Bylaw” means the District’s current Bylaw Enforcement Bylaw No. 95, as amended or replaced from time to time.

“Bylaw Enforcement Officer” means an RCMP Officer, peace officer, and/or any of the following District of Barriere staff or their designate:

- Chief Administrative Officer
- Bylaw Enforcement Officer
- Utilities Manager
- Utilities Staff (Operators)
- Building Inspector

“Council” shall mean the Council of the District of Barriere;

“Domestic Wastewater” shall have the same definition as “domestic sewage” in the *Sewerage System Regulation, BC. Reg. 326/2004*;

“Effluent” means the liquid outflow of any facility designed to treat or convey Wastewater;

“Eligible Property” means a parcel of land that is serviceable by a municipal wastewater collection system via installed infrastructure adjacent to the parcel of land.

“Fees and Charges Bylaw” means the current Fees and Charges Bylaw No.73, as amended or replaced from time to time;

“Inspection Chamber (IC)” shall mean the valve on a wastewater service connection located on the street or lane at or near an Owner’s parcel boundary;

“Master Municipal Construction Documents” or “MMCD” means the most current construction documents applicable to the Wastewater Collection System;

"Owner" has the same meaning as in the *Community Charter*, as amended or replaced from time to time.

"Pre-treatment" means the use of any physical or chemical process to ensure the composition of private Effluent conforms to the minimum requirements of this bylaw;

"Staff" means Chief Administrative Officer or designate.

"Utility Billing Bylaw" means the District's current Utility Billing Bylaw No. 260, as amended or replaced from time to time.

"Wastewater" means the water-borne wastes of the community derived from human, non-domestic, commercial, industrial or institutional sources, but does not include rainwater, groundwater, or drainage of uncontaminated water.

"Wastewater Service" means the supply of a Wastewater Service Connection from the District's Wastewater Collection System to any premises;

"Wastewater Service Connection" means the pipe or fitting which forms the connection between private property and the Wastewater Collection System;

"Wastewater Collection System" means all sewerage works and all appurtenances thereto, including sewer mains, wastewater service connections, pumping stations, treatment plants, lagoons, and sewer outfalls laid within any highway, municipal right-of-way or easement and owned and operated by the District and installed for the purpose of conveying, treating, and disposing of Wastewater.

3. General Provisions:

- 3.1. To the extent that the District has not already established the service of Wastewater collection, the District hereby establishes the service of collecting Wastewater into the Wastewater Collection System from properties in the area defined by Schedule A, by operating, constructing, maintaining, regulating, repairing, and imposing requirements on the Wastewater Collection System.
 - a. Staff is authorized to update the map in Schedule A as the District's Wastewater Collection System is expanded.
- 3.2. The District does not guarantee collection but shall make reasonable effort to collect Wastewater.
- 3.3. The District is not liable for damages caused by failure of the Wastewater Collection System.
- 3.4. A person shall not cause the Wastewater Collection System to fail a Ministry of Environment or any other permit requirement.
- 3.5. A person may discharge Wastewater to the Wastewater Collection System provided they meet the conditions of this bylaw.

- 3.6. Staff is authorized to make orders, deliver notices, approve or refuse to approve applications for service connections and to make other decisions about specific service connections and the Wastewater Collection System, and otherwise administer this Bylaw.

4. Requirement To Connect:

- 4.1. The Owner of property that produces wastewater and is eligible to connect to a District's Wastewater Collection System, must connect the property's Wastewater discharge to the District's Wastewater Collection System unless:
 - i. Council has approved an exemption under section 4.2 of this bylaw; or
 - ii. At the date of bylaw adoption, the owner has a current District approved exemption due to an accepted Registered Onsite Wastewater Professional (ROWP) report indicating that the property is serviced by a private septic system that has been inspected and the ROWP attests that in their professional opinion, the private septic system is currently, and will continue to be, in good working order for at least five (5) years from the date of inspection.
- 4.2. An Owner of property subject to an exemption under Section 4.1 ii. of this bylaw, remains exempt of this Section for a period of five (5) years from the date of bylaw adoption. At the end of the five (5) year exemption period, property owners subject to this exemption must apply to Council for a further extension, on a year to year basis, up to no more than a five (5) additional years.
- 4.3. If the District expands a Wastewater Collection System Service Area, property owners eligible to connect to such a system shall within 5 years of Wastewater Collection System availability, connect to the District's Wastewater Collection System. Council may, in extenuating circumstances, by resolution, grant a further extension beyond the initial 5 year term, on a year to year basis, up to no more than five (5) additional years.

5. Applications and Permits:

- 5.1. An Owner may not connect a Wastewater Service Connection to or disconnect a Wastewater Service Connection from the District's Wastewater Collection System without prior authorization from Staff.
- 5.2. An Owner must apply for provision of Wastewater Service using the District's current form and process as may be amended from time to time.
- 5.3. Staff shall process a completed application in a timely manner.
- 5.4. Staff shall not process an application until an applicant pays the applicable fees and charges.

6. Fees and Charges:

- 6.1. The District shall charge the applicable fees in the Fees and Charges Bylaw for Wastewater Service.
- 6.2. An Owner shall pay the applicable fees and charges in the Fees and Charges Bylaw for Wastewater Service.

- 6.3. The District may charge a fee to any eligible property able to be serviced by a municipal Wastewater Collection System regardless of the existence of the production of Wastewater by that property unless an exemption is granted under section 4.2 of this Bylaw.
- 6.4. An Owner requesting a wastewater service extension in order to connect to a municipal Wastewater Collection System, is responsible for all costs associated with extending the District's Wastewater Collection System to service their property including, but not limited to, the cost of installing a Wastewater Service Connection, and any upgrades to or extensions of other parts of the Wastewater Collection System should the extension request be approved by the District.
- 6.5. An Owner is responsible for all costs associated with meeting the standards of this bylaw.
- 6.6. An Owner is responsible for all costs associated with disconnecting a Wastewater Service Connection.

7. Wastewater Service Standards:

- 7.1. Staff shall approve parts and materials used in Wastewater Services, and a Wastewater Service Connection connected to the District's Wastewater Collection System must conform to the Master Municipal Construction Documents as amended from time to time.
- 7.2. An Owner must construct or disconnect a Wastewater Service Connection in compliance with the District's standards.
- 7.3. Staff must approve a person or a business constructing or disconnecting a Wastewater Service.

8. Wastewater Standards:

- 8.1. Staff may designate any substance or concentration of substance as harmful to the Wastewater Collection System as consistent with industry practices and/or District treatment capability.
- 8.2. Staff may set the District's Wastewater quality standards, which shall, at a minimum, comply with applicable provincial laws and regulations regarding Wastewater.
- 8.3. An Owner must only discharge Domestic Wastewater to the Wastewater Collection System that meets the District's Wastewater quality standards unless otherwise expressly permitted by an applicable District Bylaw.
- 8.4. An Owner may apply to Staff in writing for permission to discharge Wastewater that does not meet Wastewater quality standards; however, any permission shall include the condition that the Owner shall be liable for any discharges of Wastewater which contravene any provincial or federal law or regulation.

- 8.5. Upon receiving permission from Staff, a person may discharge Wastewater to the Wastewater Collection System that does not meet the Wastewater quality standards, subject to any terms and conditions imposed by Staff, and in such a way that it does not harm the Wastewater Collection System.
- 8.6. Staff may require the pre-treatment of Wastewater that does not meet the Wastewater quality standards, including, but not limited to, the permanent installation of an engineered device capable of intercepting grease, oil, grit, flammable or reactive liquids/gases, or other such harmful substances.
- 8.7. Staff must approve any pre-treatment system connected to the Wastewater Collection System.

9. Volume:

- 9.1. Where Wastewater is discharged into the Wastewater Collection System in volumes that Staff determines may exceed the available downstream system capacity, Staff may by written notice require the Owner to take measures to equalize the discharge volumes and strengths.

10. Maintenance:

- 10.1. The District shall be responsible for the maintenance of the wastewater collection service from the center of Inspection Chamber (IC) to the District's sewer main. The property Owner shall be responsible for the maintenance of the wastewater collection service, from the center of Inspection Chamber (IC) to their building.
- 10.2. An Owner is responsible for maintaining in good repair a Wastewater Service Connection from their building to the centre of Inspection Chamber.
- 10.3. An Owner must immediately advise the District of any defect in their Wastewater Service Connection.

11. Disconnection of Service:

- 11.1. Staff are authorized to temporarily disconnect a Wastewater Service Connection for any reasonable cause including, but not limited to:
 - a. maintaining, repairing, replacing, disinfecting, or otherwise operating the Wastewater Collection System;
 - b. an emergency;
- 11.2. Staff must give notice of not less than two days for any non-emergency or scheduled shut off of the Wastewater Service Connection.
- 11.3. Staff may disconnect a service if:
 - a. it jeopardizes the Wastewater Collection System's quality or performance because of its construction;

- b. a property Owner requests a Disconnection;
 - c. a person contravenes a provision of this bylaw.
- 11.4. Where water supply is to be disconnected, the regulations as set out in the Utility Billing Bylaw will apply, unless an immediate disconnect is required to maintain the integrity of the Waterworks System.

12. Offences and Penalties:

- 12.1. A person who contravenes this bylaw is subject to a fine as specified in the District's Bylaw Notice Enforcement Bylaw.
- 12.2. Each day that a contravention of this bylaw continues constitutes a separate offence.
- 12.3. The District may fulfill a requirement of this bylaw at the expense of a person failing to take the required action and recover the costs incurred as a debt.
- 12.4. An Owner must not:
 - a. enter into or undertake any work upon or interfere with any aspect of the Wastewater Collection System unless authorized by Staff;
 - b. discharge into the Wastewater Collection System anything that will:
 - i. cause the Wastewater Collection System to not meet a regulatory requirement;
 - ii. harm the Wastewater Collection System;
 - iii. negatively impact the Wastewater treatment process;
 - iv. cause public or employee health or safety hazards;
- 12.5. A person must not sell, give away or permit use of the Wastewater Collection System for benefit, except to those persons authorized by Staff.
- 12.6. A person must not use the Wastewater Collection System to drain rainwater from their property, remove ground water, or receive septage.
- 12.7. At the Owner's expense, a person must ensure that every inspection chamber and manhole on or adjacent to their property remains accessible for inspection by Staff at all times.

13. Inspections:

- 13.1. Staff or a Bylaw Enforcement Officer may enter a property at a reasonable time for the purpose of inspecting and ascertaining whether a person or Owner is observing the regulations and requirements of this bylaw.

- 13.2. Except in the case of an emergency, the District shall take reasonable steps to advise the property Owner of their intent to enter a property.
- 13.3. Staff may, at any time and without notice, take Wastewater samples from a Wastewater Service or otherwise inspect it to determine whether a person or Owner is contravening this bylaw.
- 13.4. A person shall not obstruct or interfere with Staff or a Bylaw Enforcement Officer in the performance of their duties or the exercise of their powers.

14. Reporting of Accidental Discharges:

- 14.1. A person responsible for, or aware of, the accidental discharge of prohibited substances into the Wastewater Collection System must promptly report that discharge to the District Office.

15. Compliances with Other Regulations:

- 15.1. Notwithstanding the provisions contained within this bylaw, a person is responsible for ascertaining, and ensuring compliance with, all other District bylaws, provincial or federal enactments and legislation, as in effect from time to time.

16. Fees and Charges:

- 16.1. The District shall charge the applicable fees in the District's Fees and Charges Bylaw, as amended or replaced from time to time, for Wastewater Service.

17. Schedules:

- 17.1. "*Schedule A – Wastewater Service Area*" is attached to this bylaw and will form part of the Bylaw once adopted.

18. General

- 18.1. Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
- 18.2. If any section, paragraph or phrase of this bylaw is for any reason held to be invalid by a decision of a Court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this bylaw.

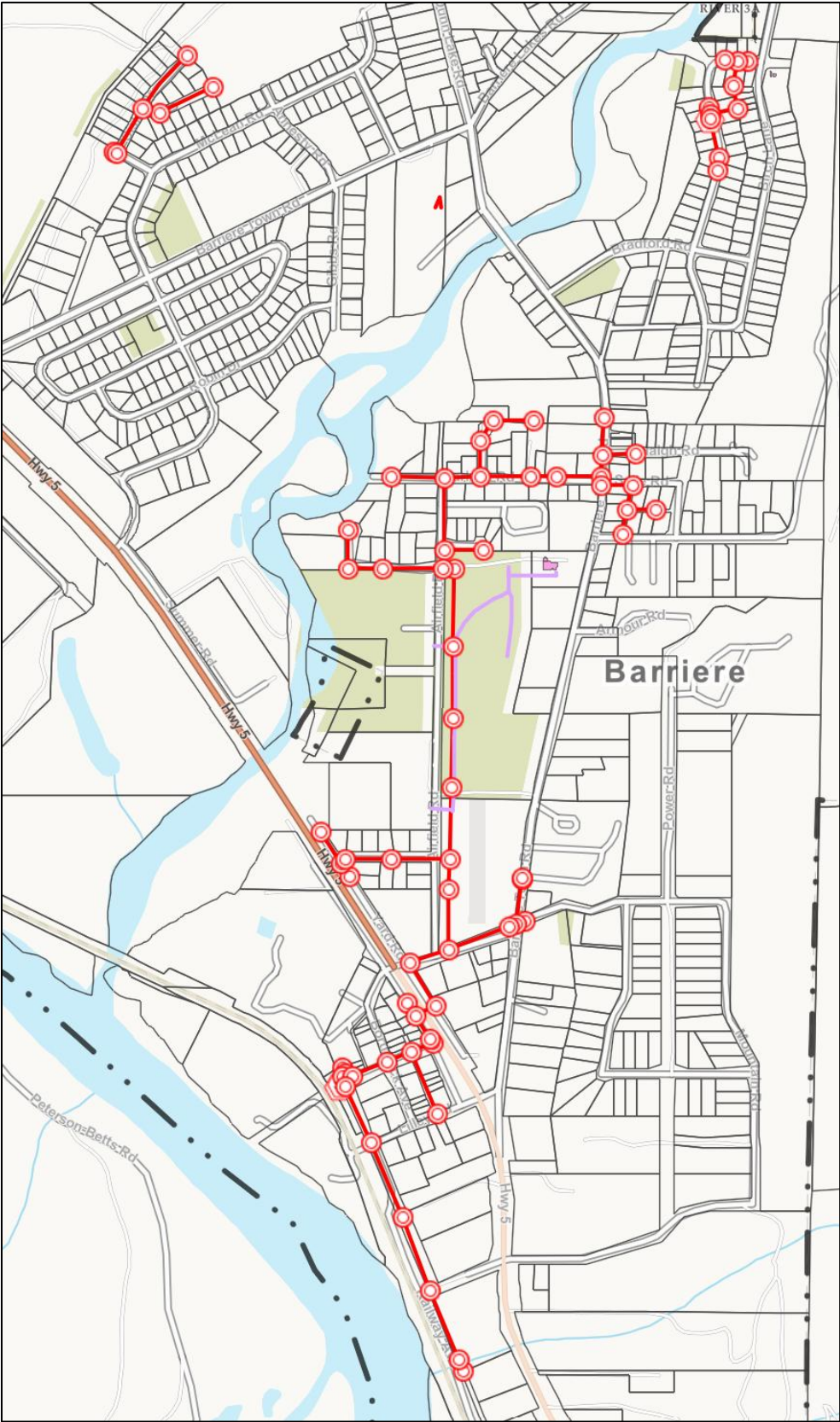
Read a first, second, and third time this _____ day of _____, 2026.

Finally adopted this _____ day of _____, 2026.

Mayor – Rob Kerslake

Corporate Officer – Tasha Buchanan

Schedule A – Wastewater Service Area



Simpcw & the District of Barriere,
partnered with True Consulting,
invite you to our

COMMUNITY OPEN HOUSE

Tuesday, January 27, 2026

Ridge Gym - 4936 Barriere Town Rd

Drop-in between 4:00pm - 8:00pm

Coffee, tea, and snacks provided

Projects & Partnerships:

- Simpcw-District Partnerships
- Cultural Connections
- Community Safety
- Leonie Lake Dam
- Water, Wastewater, and Infrastructure
- Roads, Services, and Local development
- Asset Planning

Drop in to learn more about
current projects, long-term
planning, and how we are
working together to support
the community

For more information please contact:

Simpcw Communications Coordinator, Suzie Price:
suzie.price@simpcw.com or 250-851-6707

District of Barriere, Deputy Corporate Officer:
jmosdell@barriere.ca or 250-672-9751





Honourable David Eby
Premier of British Columbia
Honourable Christine Boyle
Minister of Housing and Municipal Affairs
Donegal Wilson
Member of the Legislative Assembly, Boundary - Similkameen

December 15, 2025

Subject: *Bill M216 Professional Reliance Act* – City of Greenwood Remarks

On behalf of the City of Greenwood, following a motion passed by Council on December 15, 2025. The City of Greenwood Council has directed that I convey our concerns regarding *Bill M216, the Professional Reliance Act*. While we share the Province's objective of increasing housing supply, we believe this legislation undermines the foundations of local democracy and responsible community planning.

Municipal councils are elected to represent their residents and are entrusted with balancing growth, sustainability, and community character. *Bill M216* would diminish that role by transferring key decision-making powers away from local governments and into provincial processes that lack the nuance of local context. Greenwood's professional staff and the Regional District of Kootenay Boundary's planners bring essential expertise to these matters, and their work is grounded in the realities of our community. Removing or sidelining that expertise risks poor outcomes and erodes public confidence.

Greenwood has consistently met housing requirements established by both the Province and our own Council. This demonstrates that municipalities are capable of delivering solutions without heavy-handed provincial intervention. Imposing a uniform framework across diverse communities disregards the unique circumstances of each municipality and penalizes those that have acted responsibly.

We are also troubled by the dispute resolution mechanism proposed in *Bill M216*. Assigning authority to the Office of the Superintendent of Professional Governance - an office without mandate or capacity in local land-use planning - creates uncertainty and weakens accountability. Residents expect their elected representatives to make these decisions, not an external body removed from community realities.

For these reasons, Greenwood Council urges the Province to suspend implementation of *Bill M216* and to engage in genuine consultation with municipalities and professional organizations. Constructive dialogue will ensure that housing goals are advanced while respecting local autonomy and preserving democratic governance.

We remain committed to working with the Province on housing solutions that strengthen communities, respect municipal authority, and uphold public trust.

Sincerely,

A handwritten signature in black ink, appearing to read "John Bolt". The signature is fluid and cursive, with a large loop at the beginning and a long, sweeping tail.

Mayor John Bolt

cc: Dean Trumbley, Chief Administrative Officer
Brooke McCourt, Corporate Officer
Donna Dean, RDKB Manager of Planning and Development
Brian Champlin, RDKB Manager of Building Inspection Services
BC Municipalities & Regional District



City of Parksville
Office of the Mayor

December 12, 2025

The Honourable David Eby, Premier
The Honourable Brenda Bailey, Minister of Finance
Stephanie Higginson, MLA, Ladysmith-Oceanside
George Anderson, MLA, Nanaimo-Lantzville

Re: Bill M216 - Professional Reliance Act

On behalf of the Council of the City of Parksville, I am writing to express our strong opposition to Bill M216, the Professional Reliance Act.

While we recognize the intent of the legislation to streamline development approvals and reduce administrative costs, we have serious concerns about the implications for local governance and community planning. Bill M216 would force local governments to accept submissions certified by registered professionals as meeting permit or bylaw requirements, effectively removing municipal discretion and oversight. This represents a serious erosion of local authority and undermines the role of local governments as the order of government closest to citizens and best positioned to reflect community priorities. Moreover, the proposed changes create liability for local governments, with limited recourse for reparations.

Furthermore, the bill was introduced without meaningful engagement or consultation with local governments or the Union of BC Municipalities (UBCM). Systemic changes of this magnitude should be developed collaboratively to avoid unintended consequences. Shifting approval processes from local governments to private professionals and provincial dispute resolution mechanisms raises questions about accountability, liability, and public interest. It also places additional strain on the Office of the Superintendent of Professional Governance, which may not be adequately resourced for this expanded role.

Moreover, local governments are already adapting to significant legislative changes handed down from the Province, including housing targets under the *Housing Supply Act*, Bills 44 and 47 on small-scale multi-unit housing and transit-oriented development, and the *Infrastructure Projects Act*, among numerous others. Adding another sweeping change without consultation risks overwhelming municipal capacity and delaying critical housing and infrastructure projects.

.../2

For these reasons, the City of Parksville supports UBCM's position and urges the Province to withdraw Bill M216. Any future changes to local approval processes should be developed through a transparent, consultative process that respects local autonomy and ensures practical implementation. We also request that the Province engage with local governments and UBCM to explore alternative solutions that balance efficiency with accountability and community input.

The City of Parksville sponsored resolution EB77, which was endorsed at both the Association of Vancouver Island and Coastal Communities annual convention and the Union of BC Municipalities annual convention. The resolution urges the Province to conduct meaningful technical level consultation with local governments about the feasibility and practicality of implementation, prior to amending legislation that affects the capacity and authority of local governments; to consider reasonable timelines for local governments to adapt to legislative changes; to consider the timing of multiple significant changes to core legislation across multiple topics; to coordinate the release of regulations and policy with statute amendments to assist local government staff in meeting timelines; and to provide sustained core funding to local governments to accompany permanent changes that create additional workload for local government staff. We strongly encourage the Province to heed the voices of many local governments across BC who endorsed this resolution.

Thank you for considering the concerns being voiced by the City of Parksville, the Union of BC Municipalities and many other local governments. We look forward to working collaboratively on solutions that strengthen, rather than diminish, local governance.

Sincerely,



DOUG O'BRIEN
Mayor

cc: Council
Union of BC Municipalities Executive
Union of BC Municipalities Members

December 10, 2025

File No. 0530-01

Hon. Christine Boyle
Minister of Housing and Municipal Affairs
Parliament Buildings
Victoria, BC V8V 1X4

Via email: hma.minister@gov.bc.ca

Dear Minister Boyle:

Re: Bill M216 – *Professional Reliance Act*

On behalf of City of Williams Lake Council, I am writing to express our concerns and opposition to Bill M216, the *Professional Reliance Act*. While we acknowledge the Province's commitment to addressing housing supply challenges and streamlining approvals, this legislation represents a significant overreach into municipal jurisdiction and is likely to create unnecessary risks related to both human and environmental health and safety.

It appears to us that Bill M216 would undermine local government decision-making authority and oversight over development projects, bypassing the professional expertise of municipal planners, engineers, and building officials, whose knowledge of local context is essential for responsible and sustainable development.

Protection of Local Knowledge

The City of Williams Lake, like many local governments, has been diligently striving to improve and streamline development approval processes in alignment with local and provincial housing goals, while also ensuring the long-term tenets of public safety and economic and environmental sustainability are protected. Members of the development review staff, regulated by their respective professional bodies, work closely and collaboratively with developers to ensure the above goals are met, and yet frequently find themselves reviewing plans and drawings created by individuals that are unfamiliar with local, regional, or even provincial context. City staff often note omissions and concerns with designs that would have a significant local impact if implemented - for instance related to unique geotechnical or transportation conditions - but would go unnoticed and unaddressed by those unfamiliar with such dynamics. Often developers' professionals face pressure to prioritize budget and schedule constraints over the need to build safer and more sustainable neighbourhoods that reflect community needs and protect the environment over the long-term.

The Opposite Effect – Increased Delays

It is ultimately inevitable that a local government will face a situation where concerns about the quality, accuracy, or assumptions of a professional cannot be left unaddressed in good conscience. Often resolved quickly via open dialogue and comments from staff, Bill M216 will force a new practice of referring the matter to the provincial Superintendent of Professional

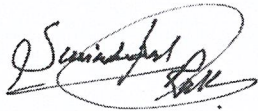


Governance for formal dispute resolution. This office focuses on professional regulation, not deliberation on the unique technical aspects of professional work in settings across the province. As such, requiring the Superintendent to resolve potential disputes from multiple municipalities, each with the potential for many annual developments, will almost certainly lead to increased inefficiencies and processing delays, exacerbating the very issue Bill M216 seeks to address.

In short, British Columbians that live, play, and raise families in local communities expect decisions regarding their safety and health to be made by those with local accountability and vested, personal interest in their neighbours – not delegated to remote consultants or developers that are motivated primarily by financial gain.

Although the City of Williams Lake recognizes the need for increased housing and supports efforts to accelerate delivery, we urge the Province to pause Bill M216 and engage in meaningful consultation with local governments and professional organizations before proceeding. Respecting municipal authority and democratic processes is critical to achieving housing goals while safeguarding public trust.

Yours truly,



Mayor Surinderpal Rathor

c: Premier David Eby premier@gov.bc.ca
Hon. Brittny Anderson, Minister of State for Local Governments &
Rural Communities MSP.Minister@gov.bc.ca
MLA Lorne Doerkson, Cariboo Chilcotin Lorne.Doerkson.MLA@leg.bc.ca
MLA George Anderson george.anderson.MLA@leg.bc.ca
Cori Ramsay, President, UBCM cori.ramsay@princegeorge.ca
BC Municipalities
Select Standing Committee on Private Bills and Private Members' Bills PMBCCommittee@leg.bc.ca

For Immediate Release | Dec. 17, 2025

Kamloops maternity services update

KAMLOOPS –Interior Health continues to work with partners to stabilize existing services and design a future model of maternity care for Kamloops and the surrounding region. Together we provide the following update:

Patients requiring immediate care:

- Anyone in labour, or experiencing urgent pregnancy related concerns, should always present to their closest hospital, including Royal Inland Hospital (RIH).
- For information and assistance, patients may call 250-314-2635 to speak with RIH Labour and Delivery.

Hospital Maternity Services:

- Interior Health has secured full coverage of obstetrician on-call services at RIH.
- Dedicated efforts continue to recruit on-call coverage for low-risk deliveries with family practice physicians trained in obstetrics and midwives. We have full coverage for December and continue to work to obtain full coverage for January.

Recruitment:

- Recruitment of new specialist obstetricians remains active with eight candidates in different parts of the recruitment process.
- We are pleased to announce two new obstetricians have been recruited and are estimated to start in May 2026.

Care options in community:

Early Pregnancy Access to Care &Triage Clinic (EPACT):

- In partnership with the Department of Midwifery, Interior Health has supported the expansion of EPACT utilizing the North Shore Primary Care Clinic. Two additional days per week (16 appointments) have been added, and plans are in place to add a third day in January.
- This clinic offers easy access for expectant individuals in the first and second trimester to receive initial pregnancy care including prenatal bloodwork and ultrasounds. No referral is required to access care at this clinic.
- EPACT provides complete first and second trimester care and supports referrals to another provider for late pregnancy care and delivery, as well as referrals to high-risk specialists as needed. EPACT also supports early postpartum care for mother and newborn up to six weeks following delivery.
- Together, we would like to acknowledge the support of the Royal Inland Hospital Foundation who funded equipment to support these rapid service expansion efforts.

Interior Health would like to recognize and acknowledge the traditional, ancestral, and unceded territories of the Däkelh Dené, Ktunaxa, Nlaka'pamux, Secwépemc, St'át'imc, syilx, and Tsilhqot'in Nations where we live, learn, collaborate and work together.

MEDIA, FOR INFORMATION:

PHONE 1.844.469.7077 **EMAIL** media@interiorhealth.ca

- To book an appointment with EPACT, please call or text: 250-318-3861.

Family Practices and Community Health Centres:

- Community family physicians and midwives have increased primary care maternity services for patients from 30 weeks to term in collaboration with EPACT and Supporting Team Excellence with Patients Society (STEPS). Patients are referred to a family physician or midwife when community provider capacity is available.

Future Service Model Development:

- We are working on a new vision for an integrated, team-based approach to maternity care, which supports pregnant mothers and families throughout their pregnancies. This model brings together physicians, midwives, nurses, allied health professionals and community partners to provide seamless, patient-centered care.
- This future model of maternity services is being developed in collaboration with Interior Health, the Thompson Region Division of Family Practice, providers STEPS, EPACT and community partners.
- This vision is in the early days as further engagement with providers, patients and key community partners is required before implementing a future model of care.
- We appreciate the collaborative planning efforts of the dedicated and engaged community providers and partners who are designing our way forward – collectively, we will move forward to support a new model for local care for expectant families.

To support patients, a webpage has been developed which can be found [here](#). Updates will be provided to the public as the situation changes.

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DISTRICT OF METCHOSIN

File No. 0400-08

December 16, 2025

Hon. Christine Boyle
Minister of Housing and Municipal Affairs
Parliament Buildings
Victoria, BC V8V 1X4
Via email: hma.minister@gov.bc.ca

BC Municipalities Select Standing Committee on Private Bills and Private Members' Bills
P.MBCcommittee@leg.bc.ca

Dear Minister Boyle and BC Municipalities Select Standing Committee on Private Bills and Private Members' Bills,

Re: Bill M216 - Professional Reliance Act

On behalf of the District of Metchosin Council, I am writing to express our deep concerns and opposition to Bill M216, the *Professional Reliance Act*. We acknowledge the Province's commitment to address housing supply challenges and streamline approvals; however, this legislation challenges municipal authority in its significant overreach into municipal jurisdiction and is likely to create unnecessary risks.

As stated, it appears that Bill M216 would undermine local government decision-making authority and oversight over development projects, bypassing the professional expertise of municipal planners, engineers, and building officials, whose knowledge of local context is essential for responsible and sustainable development. It proposes to weaken local government oversight over approvals, bypassing local government oversight at the expense of due diligence in local decision-making in favour of expedited approvals. Under Bill M216, oversight over development shifts from our realm in the public sector, where it is transparent and democratically accountable, to the private sector, where the primary obligation is to the client rather than the broader community. Essentially, the bill removes authority from local governments potentially causing regulatory deadlock leaving projects entwined in the under-resourced dispute resolution process. Furthermore, local governments will be left in a precarious liability situation.

The lack of consultation on Bill M216 is concerning. The bill was introduced without any substantive discussions with local government officials as part of a clear and transparent process. Several local governments have raised questions and valid concerns about how Bill M216 would impact local government powers as defined in the *Local Government Act* and the *Land Title Act*. We believe that

significant legislative changes affecting development, land use and municipal authority need to be developed through a process of dialogue and engagement with local governments.

We respectfully request that the provincial government pause consideration of Bill M216 and engage in meaningful and substantive consultation with local governments before moving forward with changes that fundamentally alter local land use authority and the development process.

Sincerely



Marie-Térèse Little, PhD
Mayor

cc: Premier David Eby premier@gov.bc.ca
Hon. Brittney Anderson, Minister of State for Local Governments & Rural Communities
MSP.Minister@gov.bc.ca
MLA Lorne Doerkson, Cariboo Chilcotin Lorne.Doerkson.MLA@leg.bc.ca
MLA George Anderson george.anderson.MLA@leg.bc.ca
Cori Ramsay, President, UBCM cori.ramsay@princegeorge.ca
BC Municipalities
Select Standing Committee on Private Bills and Private Members' Bills
P.MBCommittee@leg.bc.ca

December 9, 2025

Select Standing Committee on Private Bills and Private Members' Bills
c/o Parliamentary Committees Office
Room 224, Parliament Buildings
Victoria, BC V8V 1X4

Dear Chair Amna Shah:

Re: Town of Osoyoos concerns with the proposed *Professional Reliance Act* (Bill M216)

On behalf of the Council of the Town of Osoyoos, I am writing to express concerns regarding the recently introduced *Professional Reliance Act* (Bill M216), currently before the Legislative Assembly as a private member's bill.

While we support provincial efforts to streamline development approvals and improve housing delivery, several aspects of the proposed legislation raise substantial governance, risk management, and operational issues for local governments. More specifically, Council's concerns relate to the following matters:

1. Loss of Local Government Flexibility and Oversight

The Bill proposes to prohibit local governments from requiring peer reviews of professional reports certified under the *Professional Governance Act*, except with authorization from the Office of the Superintendent of Professional Governance (OSPG). As drafted, this restriction applies broadly to "submissions" provided under a development approval process, including rezonings, OCP amendments, development permits, variances, temporary use permits, phased development agreements, heritage permits, and building permit-related assessments.

This approach would effectively impose a one-size-fits-all approval framework across B.C. and remove an important tool that local governments rely on to ensure that professional reports are complete, reliable, and consistent with local bylaws, development guidelines, environmental protection measures, and hazard mitigation standards. Even though the Town of Osoyoos has not historically required third-party reviews, maintaining the authority to do so remains essential to ensure due diligence and uphold public interest.

2. Risk of Increased Delays to Development

Contrary to the Bill's stated intention of accelerating development, the proposed dispute-resolution mechanism—relying on the OSPG to assess disagreements over professional findings—poses a significant risk of introducing new delays. The OSPG is not currently mandated or resourced to adjudicate such disputes, and local governments may experience extended application stalls while awaiting provincial direction. This outcome would be inconsistent with the Province's recent efforts to streamline land-use approvals and increase housing supply.

3. Liability and Risk Exposure

Although the Bill asserts that local governments will be shielded from liability for relying on certified submissions, it does not prevent local governments from being named in legal claims. In cases where the responsible professional is unavailable or underinsured, local governments may face joint and several liability exposure. This represents a material financial risk for the public sector and contradicts the Bill's stated purpose of reducing administrative burdens.

4. Loss of Local Government Flexibility and Oversight

The Union of British Columbia Municipalities (UBCM) has advised that the proposed Act was not subject to the typical policy development or consultation processes associated with government bills. System-wide changes to local government approval authority should not be advanced without meaningful engagement with the municipalities and regional districts who will be responsible for administering the resulting framework. Early consultation ensures policies are practical, aligned with public expectations, and grounded in operational realities.

5. Proposed Mandatory Timelines for Development Processing

The Town is also concerned by the Bill's enabling provisions to establish mandatory processing timelines for development applications through regulation. In other jurisdictions, failure to issue a decision within a prescribed timeline results in deemed approvals. Such an approach does not account for the significant variation in resources, complexity of applications, and statutory obligations across B.C.'s diverse local governments, and may lead to sub-optimal or unsafe development outcomes.

In light of these issues, the Town respectfully requests that:

1. The Province suspend further consideration of Bill M216 pending comprehensive consultation with local governments and UBCM;
2. The Ministry undertake a detailed review of potential liability impacts, dispute-resolution timelines, and operational implications; and
3. Any future professional-reliance reforms be developed collaboratively with local governments to ensure they support both efficient development and public safety.

Thank you for your attention to these concerns and please know that the Town of Osoyoos would welcome the opportunity to participate in further dialogue on this matter and that I can be reached at 250-498-1857 or by email at smckortoff@osoyoos.ca.

Yours truly,



Sue McKortoff, Mayor
Town of Osoyoos

Enclosure(s)

C: The Honourable Christine Boyle, Minister of Housing and Municipal Affairs

CC: Union of British Columbia Municipalities

Tasha Buchanan

Subject: Film Commission updates December 2025

From: Terri Hadwin

Sent: December 19, 2025 4:20 PM

To: All TNRD Board <alltnrdboard@tnrd.ca>

Cc: Scott Hildebrand <shildebrand@tnrd.ca>; Colton Davies <cdavies@tnrd.ca>; Katie Brooks <kbrooks@tnrd.ca>; TNFC Special Projects <tnfcspecialprojects@tnrd.ca>

Subject: Film Commission updates December 2025

Here is a brief update on some of the recent Film Commission activities, it has been a couple of months so there is a bit to update you on:

- [My Secret Santa](#), a Christmas movie 100% filmed in the TNRD premiered on Netflix on December 3rd and [People Magazine](#) listed it as one of the must-watch Holiday movies. The movie featured many locations at Sun Peaks and in Kamloops and several locals were featured as background performers. Last week it was [#2 on the most viewed film on all streaming](#) platforms.
- Preparations are being made for *Learn about Film* (March 7-8, 2026), and an exciting year of F.I.N.E. networking evenings including a local film showcase on January 18th
- Terri will be representing the Thompson-Nicola at [Prime Time](#) in Ottawa in January (Brrrr!)
- October was a very busy month for TNFC – over 21 projects contacted us for locations and assistance, 7 projects filmed in Kamloops, Merritt, Ashcroft, and Tobiano.
- Kamloops local, Amanda Wandler's film, *W7éyle* (Moon's Wife), screens at the LA Skins Fest (the USA's largest Indigenous Film Festival) at the world-famous TCL Chinese Theatre in Hollywood — a remarkable milestone for a story rooted in our region. Amanda was also selected by the Whistler Film Festival for and Indigenous Filmmaker Fellowship.
- Local filmmaker, Todd Sullivan, took away top honors at the 2025 Okanagan+ 48 Hour Film Project in October.
- [Heated Rivalry](#) is the #1 Crave Original Series debut of all time and features a Kamloops lead actor. *"Two rival hockey stars at the top of their game face an unexpected challenge when they develop feelings for each other, complicating their careers and the sport's expectations."*
- [Incandescence](#), the award-winning National Film Board feature documentary on wildfires, partially filmed in the TNRD, is one of the top ten most watched films of 2025 on the NFB's streaming site.
- Our print calendars were a big hit this year, we have run out of copies, but we have ordered more due to popular demand. If you would like copies, please let us know and we will ensure that you receive them.

Feel free to reach out if you have follow up inquiries. Thank you for your ongoing support of Film Industry growth in the Thompson-Nicola. Happy Holidays!



The Region of BC's Best

Terri Hadwin (she/her)

Thompson-Nicola Film Commissioner

300 - 465 Victoria Street | Kamloops, BC | V2C 2A9

Cell 250-319-6211 | Main Office: 250-377-8673

Located on the traditional Tk'emlúps te Secwépemc territory,
within the unceded, ancestral lands of the Secwépemc Nation.

tnrd.ca filmthompsonnicola.com

[Facebook](#) [Instagram](#)

[LinkedIn](#) [Bluesky](#)

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