

From: Jorge and Maria Carmita Menyhart <[REDACTED]>
Sent: Tuesday, June 20, 2023 11:01 AM
To: Ben Maberley <bmaberley@islandstrust.bc.ca>; Lisa Gauvreau <lgauvreau@islandstrust.bc.ca>; Timothy Peterson <tpeterson@islandstrust.bc.ca>; Kim Stockdill <kstockdill@islandstrust.bc.ca>; nchadwick@islandstrust.ca
Subject: Bylaw 283

Dear Chair Peterson, Trustee Gauvreau, Trustee Maberley, Planner Stockdill, Planner Chadwick,

.I was going to talk at the Town Hall during today's GLTC meeting but for personal reasons I am not able to attend it.
Instead I am attaching a letter about Bylaw 283 for your attention

Kind Regards,

Maria Carmita de Menyhart
[REDACTED]
Galiano Island,

Attachment:

June 20th, 2023

Dear Chair Peterson, Trustee Gauvreau and Maberley, Planner Stockdill , Planner Chadwick,

1) On March 21· 2023 a letter signed by Jennifer Margison and Jim Hensahall, Debbie Holmes, Carmita de Menyhart and Joan Barley was sent to you. The issue was Bylaw 283 where areas under Covenants 219 are excluded from the protection of Development Permit Areas for water recharge areas.

The letter referred specifically to Lots 30, 31 and 32 (The Community Forest), mostly a groundwater recharge area from which it depends the biggest subdivision on Galiano, Sticks Allison and a future housing development for up to 48 people. These lots enter under Bylaw 283 exemption d) Land that is subject to a conservation covenant under section 219(4) of the Land Title Act in relation to natural, environmental, wildlife or plant life value relating to the land, granted to the Local Trust Committee **or a covenantee designated under section 219 (3)(c) of the Land Title Act.**

The letter presented the case that even though there is a covenant on the land in question is not sufficient protection for the this recharge area.

The signatories of this letter did not receive any response.

2)On April 10th an email was sent by Ms. Margison to the Trustees, Specialist Shulba and Narissa Chadwick due to the lack of response to the March 10th Letter.

3) On the last GLTC meeting (April 11th) Ms. Margison and Ms. Menyhart asked about the lack of response of both letters and Planner Smith told her the person to contact was Islands Trust Planner Narissa Chadwick.

4) On April 14th Ms. Margison sent an email to Planner Chadwick

“Dear Planner Chadwick

At the April 11 Galiano LTC meeting this week, several of us asked again about the matter of the exclusion of the Heritage/Community Forest from the recharge DPA map. The fact that there is a covenant on this land is not sufficient protection for this important recharge area as detailed in previous correspondence. We were advised by our LTC to contact you.

I know you have been away but I would like to have an opportunity to speak with you further about this on your return. Please let me know if there would be a convenient time.”

5) On April 28th email from Planner Chadwick informing Ms Margison that our concerns are best raised with the LTC as they will be the ones deciding on the DPA boundaries and we should want to consider writing to the LTC a letter.

6) Following this email Jennifer Margison and Carmita de Menyhart had a meeting with Trustee Gauvreau to raise their concerns. Trustee Gauvreau told them she would contact Planner Chadwick and let them know. We have not received yet any information about it.

I am writing this letter to ask you to look at this issue. It is important because is about groundwater, the most important resource we have on Galiano and from the one we all, on the island, depend.

I will really appreciate to receive a response from you,

Kind Regards,

Maria Carmita de Menyhart
[REDACTED] Galiano