

POLICY STATEMENT AND REGULATIONS

NUMBER: 900.2

LANDSLIDE HAZARD AREA

WHEREAS:

- A. The District has received a legal opinion recommending that it obtain a comprehensive geotechnical hazard and remediation assessment report (the "Report") which outlines the relative risk of landslide hazard along Lakeshore Drive and the various remediative cost options to the District; and
- B. The District retained the services of Interior Testing Services Ltd. in March, 1994 to evaluate the risk and options for remediation of the silt bluffs above Lakeshore Drive;
- C. Interior Testing Services Ltd. provided the Report to the District in October, 1994 and April, 1995. The Report indicated that the risks associated with the public travelling Lakeshore Drive are at acceptable levels given the existing topography;
- D. The District has caused signs to be posted on the public rights of way adjacent to the areas along Lakeshore Drive which have in the past been subject to landslide which read "**WARNING Lakeshore Drive subject to landslides**";
- E. The District has caused signs to be posted on the public rights of way adjacent to the areas along Lakeshore Drive which have in the past been subject to landslide which read "**WARNING Area may be subject to landslides**";
- F. The District has contacted officials at the Ministry of Municipal Affairs to propose that a new power be granted to the District pursuant to s.290.1 of the Municipal Act to expand the building inspector's powers under s. 734(2) of the Municipal Act to deny occupancy to existing buildings where the building is situated so as to be subject to landslides;
- G. The District has contacted Mr. Jim Beattie, the Member of the Legislative Assembly who serves the District, to encourage and facilitate the financial involvement of the Province in landslide remediation work to Lakeshore Drive;
- H. The District considers that the topography of the silt bluffs located above Lakeshore Drive comprises a unique aesthetic and distinguishing feature within the District;
- I. The District has contacted the Ministry of Environment, Lands and Parks and Provincial Emergency Program to request Provincial funding for landslide remediation work above Lakeshore Drive but these agencies have advised that no funding is available;
- J. The District has adopted a new Official Community Plan Bylaw numbered 96-001 identifying

Environmentally Sensitive Areas, which includes the silt bluffs. The District has also identified the silt bluffs as a Hazard Area in compliance with the Golder Associates report to the District, in order to protect the general public from the recognized instability of this feature. In order to implement protective measures the silt bluffs (Red Zone) has been defined as a Development Permit Area to ensure that future development proposals are not affected by, or directly contribute to, the instability of the silt bluffs;

- K. The Treasurer has prepared a report to the Administrator, dated June 30, 1995 recommending that a program of berm construction along Lakeshore Drive, where financially practical over a period of time, could be accomplished through the District's regular operating budget over a number of years;

NOW THEREFORE, COUNCIL RESOLVES AS FOLLOWS:

Due to the results of the risk analysis report prepared by Interior Testing Services Ltd.; the lack of Provincial monetary assistance available at this time; the District's budgetary restraints and in consideration of other matters which Council believes have fiscal priority over this matter; the unique topographical and aesthetic features of the silt bluffs above Lakeshore Drive and that Council believes that the following resolution is reasonable, the District will not be implementing the remedial action recommended by Interior Testing Services Ltd. in the Report dated April 13, 1995.

Adopted: April 9, 1996