



WHISTLER

AGENDA

REGULAR MEETING OF MUNICIPAL COUNCIL
TUESDAY, OCTOBER 5, 2010, STARTING AT 5:30 PM

In the Franz Wilhelmsen Theatre at Maurice Young Millennium Place
4335 Blackcomb Way, Whistler, BC V0N 1B4

APPROVAL OF AGENDA

Approval of the Regular Council agenda of October 5, 2010.

ADOPTION OF MINUTES

Adoption of the Regular Council minutes of September 21, 2010.

PUBLIC QUESTION AND ANSWER PERIOD

MAYOR'S REPORT

PRESENTATIONS

Freedom of the
Municipality

A presentation by Mayor Melamed bestowing Jim Godfrey with the Freedom of the Municipality.

ADMINISTRATIVE REPORTS

Baxter Creek – Road
Naming
Report No. 10-099
File No. 118

That Council approve the road names for the new Baxter Creek development off of Crazy Canuck Drive as shown on Figure 1 of this report.

Property Tax Exemption
Bylaw
Report No. 10-100
File No. 1889

That Council consider giving first three readings to "Taxation Exemption For Not-For-Profit Organizations Amendment Bylaw No. 1952, 2010".

BYLAWS FOR FIRST, SECOND AND THIRD READINGS

Taxation Exemption For Not-For-Profit Organizations Amendment Bylaw 1952, 2010	Taxation Exemption For Not-For-Profit Organizations Amendment Bylaw 1952, 2010 The purpose of Taxation Exemption For Not-For-Profit Organizations Amendment Bylaw 1952, 2010 is to amend the legal description for the Sliding Centre, High Performance Centre, Athletes Centre and Athletes Town Homes.
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BYLAWS FOR ADOPTION

Zoning Amendment Bylaw (Miscellaneous Amendments) No. 1898, 2009	Zoning Amendment Bylaw (Miscellaneous Amendments) No. 1898, 2009 The purpose of Zoning Amendment Bylaw (Miscellaneous Amendments) No. 1898, 2009 is to correct errors in numbering and minor text amendments.
Zoning Amendment Bylaw (Cheakamus Crossing) No. 1937, 2010	Zoning Amendment Bylaw (Cheakamus Crossing) No. 1937, 2010 The purpose of Zoning Amendment Bylaw (Cheakamus Crossing) No. 1937, 2010 is to rezone all land currently zoned R-LCCD with parcel specific zones.

OTHER BUSINESS

Item Having Received Prior Notice of Motion	That Council direct staff to enforce the zoning at the asphalt plant.
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CORRESPONDENCE

Environmental Legacy Fund File No. 3028	Correspondence from Kerry Chalmers, Executive Director of the Community Foundation of Whistler, regarding the fund statement for the Environmental Legacy Fund.
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ADJOURNMENT



WHISTLER

MINUTES

REGULAR MEETING OF MUNICIPAL COUNCIL
TUESDAY, SEPTEMBER 21, 2010, STARTING AT 5:30 PM

In the Franz Wilhelmsen Theatre at Maurice Young Millennium Place
4335 Blackcomb Way, Whistler, BC V0N 1B4

PRESENT:

Mayor K. Melamed

Councillors: R. Forsyth, G. Lamont, T. Milner, C. Quinlan, T. Thomson,
E. Zeidler

Chief Administrative Officer, B. Barratt
General Manager of Community Life, B. MacPherson
General Manager of Environmental Services, H. Kim
General Manager of Resort Experience, J. Jansen
Acting General Manager of Economic Viability, K. Roggeman
Manager of Strategic Alliances and Marketing Services, J. Rae
Manager of Development Services, J. Paul
Manager of Community Planning, B. Brown
Manager of Communications, M. Comeau
Library Director, L. Stara
Planner, M. Laidlaw
Planning Analyst, K. Creery
Senior Communications Officer, M. Darou
Communications Officer, J. Waring
Commuter Challenge Coordinator, D. Savage
Acting Corporate Officer, L. Schimek
Recording Secretary, A. Winkle

General Manager of Whistler Housing Authority, M. Zucht

APPROVAL OF AGENDA

Moved by Councillor E. Zeidler
Seconded by Councillor T. Thomson

That Council approve of the Regular Council agenda of September 21, 2010, with the addition of items of Other Business by Councillor Forsyth.

CARRIED

ADOPTION OF MINUTES

Moved by Councillor C. Quinlan
Seconded by Councillor T. Thomson

That Council adopt the Public Hearing minutes of August 3, 2010 and the Special Council minutes, Regular Council minutes, and Public Hearing minutes of September 21, 2010.

CARRIED

PUBLIC QUESTION AND ANSWER PERIOD

Dave Buzzard, 9295 Emerald Drive, asked how much money the Cheakamus Forest project is bringing into the community.

Mayor Melamed responded that the Community Forest revenues will depend on the market and the approval of logging plans. He commented that there is a requirement to log 20,000 cubic metres, but there is flexibility within the tenure to under log or over log certain years. He commented that the intention is for the forest to cover its expenses and eventually make a profit.

Mr. Buzzard asked if it is accurate to say it will break even or a slight gain. Mayor Melamed responded that is correct.

Mr. Buzzard asked about the history of logging in the Callaghan Valley. Mayor Melamed responded that there has been logging. He commented that prior to 2005 everyone agreed to hold off resource activity in the Valley prior to the Olympics.

Councillor Zeidler commented on work with the Sea to Sky Land Resource Management Plan, and information category and approved category cut blocks.

Mr. Buzzard asked how many private areas are there.

Mayor Melamed responded that the Community Forest acquired a timber license from Western Forest Products, who agreed to forfeit the private lands, and there is negotiation now with the Ministry of Forest to decide how they will be managed.

Mr. Buzzard asked if it will stop others from logging in that region. Mayor Melamed responded yes.

Drago Arh, 6127 Eagle Ridge Crescent, asked about local democracy in Whistler, and asked if the process set out for the public hearing impeded public participation. Mayor Melamed commented the procedure selected was to provide everyone a chance to speak, and that they believe it facilitated public participation.

Mr. Arh asked how Council can properly gauge the opinion of residents when there may be a fear to speak out by employees of the RMOW and Whistler Blackcomb and businesses that do business with these employers.

Mayor Melamed responded that Council has a challenge to obtain the public opinion, but there are a variety of ways of doing it. He commented that he does not believe anyone is "black balled" for speaking out.

Mr. Arh asked about comments made by Councillor Quinlan.

Mayor Melamed reminded Mr. Arh that they cannot discuss issues related to the public hearing, and explained the purpose of the Public Question and Answer Period.

Mr. Arh asked why Council does not use more direct methods of gauging public opinion, such as a referendum or polling.

Mayor Melamed responded that there are a variety of ways to gauge public opinion and public support, and commented on referendum votes.

Mr. Arh asked if the way Council does business improves or impedes democracy. Mayor Melamed responded that his personal opinion is that it improves it.

Mr. Arh asked about the liability to the municipality if Council approves a zoning despite warning that it may cause health problems.
Mayor Melamed responded that Council is well aware of it's duties under the Municipal Act and acts accordingly.

Mr. Arh asked about personal liability and if Councillors have liability insurance.
Mayor Melamed responded that there is municipal liability insurance available for all councillors.

Mr. Arh asked if the environmental assessment that was done when the location was chosen for the Olympics included information on the impact of the surrounding area on the village.
Mayor Melamed responded that the environmental impact assessment for Cheakamus Crossing was done as per Federal government legislation.

Mr. Arh asked if they have a risk assessment or disaster scenarios for the village.

Mr. Arh asked about the market value of the Alta Lake hostel property.
Mayor Melamed responded that it is assessed at 2.5 million, and commented that they have not gone through the process to determine it's ultimate use.

Mr. Arh asked if Council sell the property.
Mayor Melamed responded yes.

Mr. Arh asked if there are other properties that Council could sell if required?
Mayor Melamed responded yes.

Mr. Arh asked if there are any legal obstacles to turn the parking lots into parking garages and build something on top of them.
Mayor Melamed responded that the parking lots are on a flood plane and are not allowed to develop on the parking lots.

Mr. Arh asked about the Rainbow Park litigation.
Mayor Melamed responded that he had no answer.

Mr. Arh asked about legal rights to confiscate a lease.
Mayor Melamed responded that he should study the Community Charter to learn what Council can and can't do.

Tim Koshul, 7261 Spruce Grove Circle, asked if anyone on Council could be personally liable and if they are insured.
Mayor Melamed responded that they can be held personally liable, and that there is precedent.
Mr. Barratt commented that coverage under the Charter usually relates to Council operating outside of their mandate as a Councillor that puts the municipality at risk.
Mayor Melamed responded that some issues might be covered by insurance, and that others might not.

PRESENTATIONS/DELEGATIONS

Sea to Sky Athlete
Recognition

A presentation was given by Mayor Melamed recognizing Mercedes Nicoll and Britt Janyk for their contribution as home town athletes and role models in the 2010 Olympic Winter Games.

Whistler Museum and Archives

A presentation was given by Leah Batisse, Curator/Executive Director of the Whistler Museum and Archives Society, regarding an update on the Whistler Museum and Archives Society.

Baxter Creek Project

A presentation was given by Michael Hutchison, President of Bethel Lands Corporation, regarding a request to add a gas line into the water main easement on the Baxter Creek project.

Moved by Councillor C. Quinlan
Seconded by Councillor E. Zeidler

That Council authorize staff to negotiate the terms of a statutory right-of-way through the municipally-owned Alpine North legacy lands, for the benefit of Terasen Gas.

That Council authorize the Mayor and Corporate Officer to execute the statutory right-of-way provided that an Environmental Impact report is submitted to the satisfaction of staff.

Opposed: Councillor Milner

CARRIED

Rainbow Subdivision

A presentation was given by Luis Garcia, Vice-President of Rainbow Joint Ventures, regarding an update on Rainbow Subdivision.

Commuter Challenge
2010

A presentation was given by Donna Savage, Commuter Challenge Coordinator, regarding an update on The Whistler Way 2010 Commuter Challenge.

MAYOR'S REPORT

Mayor Ken Melamed thanked everyone who attended a community pancake breakfast at Spruce Grove Park on September 12. Mayor Melamed reported the students from the Sister City program helped cook the pancakes to help raise money.

Mayor Melamed reported the Cheakamus Community Forest Society held a public open house on September 9 at the library to help clarify details of the Community Forest. Mayor Melamed noted that misinformation has been circulating about the community forest..

Mayor Melamed reported on the Terry Fox run hosted by the Four Seasons Hotel, and Rotary Family Fun Day and BC Rivers Day held on the weekend.

Mayor Melamed reported that Whistler will be hosting 1,200 delegates for the Union of BC Municipalities annual convention next week, starting on September 27th. Mayor Melamed reported that Provincial Ministers will likely attend to collaborate with local government leaders and plan for BC's future.

Mayor Melamed reported that the Commuter Challenge begins tomorrow, there is a chance to win prizes, and people can participate on facebook and twitter.

INFORMATION REPORTS

Whistler Public Library
Report No. 10-097
File No. 8201.03

Moved by Councillor C. Quinlan
Seconded by Councillor G. Lamont

That Council receive Information Report 10-097, including the Whistler Public Library 2009 Annual Report.

CARRIED

WHA's 2010 Employer
Housing Needs
Assessment
Report No. 10-098
File No. 7717.1

Moved by Councillor T. Thomson
Seconded by Councillor G. Lamont

That Council receive the Whistler Housing Authority's 2010 Employer Housing Needs Assessment.

CARRIED

6:59 p.m. Councillor T. Milner left the meeting.

ADMINISTRATIVE REPORTS

Forest & Wildland
Advisory Committee
Terms of Reference
Report No. 10-084
File No. 832

Moved by Councillor E. Zeidler
Seconded by Councillor R. Forsyth

That Council approve the requested changes to the Forest & Wildland Advisory Committee Terms of Reference as described in this report and the attached Terms of Reference.

CARRIED

7:03 p.m. Councillor T. Milner returned.

Dairy Queen Patio
License Agreement
Report No. 10-094
File No. DP 1150

Moved by Councillor R. Forsyth
Seconded by Councillor T. Milner

That Council authorize execution of a patio license and encroachment agreement between the Resort Municipality of Whistler and 0887305 BC Ltd doing business as Dairy Queen/Orange Julius; and further

That Council authorize the Mayor and Corporate Officer to execute the above referenced agreement.

CARRIED

Blackcomb Way
Reconfiguration
Report No. 10-093
File No. 500

Moved by Councillor T. Thomson
Seconded by Councillor T. Milner

That Council endorse the proposed reconfiguration of Blackcomb Way, adjacent to Celebration Plaza, as shown on the plan appended to this report as Appendix 'B', and to defer this reconstruction until the Celebration Plaza is substantially complete in 2011.

CARRIED

Five-Year Financial Plan
Amendment 2010-2014
Report No. 10-095
File No. 4530

Moved by Councillor C. Quinlan
Seconded by Councillor T. Milner

That Council considers giving first, second and third readings to the Five-Year Financial Plan 2010-2014 Amendment Bylaw No. 1950, 2010.

Opposed: Councillor R. Forsyth, Councillor G. Lamont

CARRIED

Sea To Sky Transit
System – Funding 2011
and Beyond
Report No. 10

Moved by Councillor T. Milner
Seconded by Councillor C. Quinlan

That Council authorize staff to adjust the Sea to Sky Transit fares effective November 1, 2010 to December 31, 2010, from \$5.00 to \$8.00 cash fare, from \$45 for a book of 10 to \$72 and from \$145 to \$232 for a monthly pass; and further,

That Council authorize staff to initiate an immediate service review with a goal to optimize service and reduce costs starting with the winter 2010/2011 service.

Opposed: Mayor K. Melamed

CARRIED

BYLAW FOR FIRST, SECOND AND THIRD READINGS

Five-Year Financial Plan
2010-2014 Amendment
Bylaw No. 1950, 2010

Moved by Councillor T. Milner
Seconded by Councillor E. Zeidler

That Five-Year Financial Plan 2010-2014 Amendment Bylaw No. 1950, 2010 receive first, second, and third readings.

Opposed: Councillor Forsyth

CARRIED

BYLAWS FOR THIRD READING

Official Community Plan
Amendment Bylaw
(Material Extraction) No.
1931, 2009

Moved by Councillor C. Quinlan
Seconded by Councillor T. Thomson

That Official Community Plan Amendment Bylaw (Material Extraction) No. 1931, 2009 receive third reading as altered to remove the word “mineral” and replace it with “material” in the title of the bylaw.

*Opposed: Councillor T. Milner, Councillor R. Forsyth, Councillor E. Zeidler,
Councillor G. Lamont*

DEFEATED

8:52 p.m. Councilor T. Milner and Councilor R. Forsyth left the meeting.

8:55 p.m. Councilor R. Forsyth returned.

8:56 p.m. Councilor T. Milner returned.

Zoning Amendment Bylaw
(Asphalt and Aggregate
Processing) No. 1930,
2009

Moved by Councillor T. Thomson
Seconded by Councillor C. Quinlan

That Zoning Amendment Bylaw (Asphalt and Aggregate Processing) No. 1930, 2009 receive third reading.

*Opposed: Councillor T. Milner, Councillor R. Forsyth Councillor E. Zeidler,
Councillor G. Lamont*

DEFEATED

BYLAWS FOR ADOPTION

Cheakamus Crossing
District Energy System Fee
Bylaw No. 1951, 2010

Moved by Councillor E. Zeidler
Seconded by Councillor R. Forsyth

That Cheakamus Crossing District Energy System Fee Bylaw No. 1951, 2010 be adopted.

CARRIED

OTHER BUSINESS

Notice of Motion

Moved by Councillor Forsyth

That Council direct staff to enforce the zoning at the asphalt plant.

CORRESPONDENCE

Blackcomb Way
Boulevard
File No. 500

Moved by Councillor T. Milner
Seconded by Councillor G. Lamont

That correspondence from Jinny Ladner regarding the boulevard on Blackcomb Way be received.

CARRIED

Commercial Space at
Rainbow
File No. RZ.1034

Moved by Councillor T. Thomson
Seconded by Councillor E. Zeidler

That correspondence from Bob Adams, President of The Grocery Store, regarding opposition to an increase in allowable commercial space on Rainbow Lands be received and added to the file.

CARRIED

High Performance
Centre Agreement
File No. 8200.35

Moved by Councillor G. Lamont
Seconded by Councillor R. Forsyth

That correspondence from the Whistler Gymnastics Club regarding an agreement for the High Performance Centre with the Whistler 2010 Sports Legacy Society be received and referred to staff.

CARRIED

Whistler Towing
File No. 4715

Moved by Councillor R. Forsyth
Seconded by Councillor G. Lamont

That correspondence from Dina I. Brachman regarding Whistler Towing be received and referred to staff.

CARRIED

Parking for Commercial
Buses
File No. 8226

Moved by Councillor C. Quinlan
Seconded by Councillor T. Milner

That correspondence from Robert E. Smith regarding parking regulations for tour buses be received and referred to staff.

CARRIED

Electric Beautification
Projects
File No. 8225.04

Moved by Councillor T. Milner
Seconded by Councillor T. Thomson

That correspondence from Darryl DeSilva, BC Hydro, regarding funding available for BC Hydro beautification projects be received and referred to staff.

CARRIED

Comprehensive
Economic and Trade
Agreement (CETA)
File No. 3009

Moved by Councillor T. Milner
Seconded by Councillor C. Quinlan

That correspondence from Charley Beresford, Executive Director of Columbia Institute, regarding the Comprehensive Economic and Trade Agreement (CETA) be received.

CARRIED

Restorative Justice Week
File No. 3009.1

Moved by Councillor T. Milner
Seconded by Councillor R. Forsyth

That correspondence from Don Head, Commissioner of Correctional Service Canada, regarding a request to proclaim November 14 – 21, 2010, as Restorative Justice Week 2010 be received and that Restorative Justice Week be proclaimed.

CARRIED

ADJOURNMENT

Moved by Councillor T. Milner

That Council adjourn the September 21, 2010 Council meeting at 9:10 p.m.

CARRIED

MAYOR: K. Melamed

ACTING CORPORATE OFFICER: L. Schimek



REPORT | ADMINISTRATIVE REPORT TO COUNCIL

PRESENTED: October 5, 2010

REPORT: 10 - 099

FROM: Environmental Services

FILE: 118

SUBJECT: BAXTER CREEK – ROAD NAMING

COMMENT/RECOMMENDATION FROM THE CHIEF ADMINISTRATIVE OFFICER

That the recommendation of the General Manager of Environmental Services be endorsed.

RECOMMENDATION

That Council approve the road names for the new Baxter Creek development off of Crazy Canuck Drive as shown on Figure 1 of this report.

PURPOSE OF REPORT

Council has the authority to name roads within Whistler and the Baxter Creek development has four private roads that require naming.

DISCUSSION

Staff have taken Council's direction from the June 15th regular Council meeting of using this new development as an opportunity to recognize our Olympic and Paralympic athletes by using athlete names for the neighbourhood's roads to show our great appreciation for the members of our Canadian Olympic and Paralympic teams. The four athletes chosen to have their names used for the private roads in the new Baxter Creek development are Ashleigh McIvor, Lauren Woolstencroft, Jon Montgomery, and Maëlle Ricker. Below is a brief accounting of why these four athletes were chosen over any other deserving athlete:

Ashleigh McIvor: Ashleigh is the first athlete to be raised with Whistler as her home to achieve an Olympic Gold medal on her home soil and she remains a Sea-to-Sky resident.

Lauren Woolstencroft: Lauren achieved 5 Paralympic Gold medals in Whistler and has competed in 3 Paralympic Games with medals totaling 8 Gold, 1 Silver, and 1 Bronze over that time period.

Jon Montgomery: Jon achieved Canada's first Olympic Gold medal in Whistler and proceeded to fully enjoy the Whistler Community... especially the Village Stroll.

Maëlle Ricker: Maëlle became the first Canadian female athlete to achieve a Gold medal on home soil and she is also a Sea-to-Sky resident.

Each of these athletes leaves a unique Games' legacy, and as such, "Legacy" will be used in each of the road names. The proposed names for the 4 private roads in the new Baxter Creek development are "Ashleigh's Legacy", "Lauren's Legacy", "Montgomery's Legacy", and "Ricker's Legacy" as shown on Figure 1 attached.

WHISTLER 2020 ANALYSIS

None.

OTHER POLICY CONSIDERATIONS

Council routinely assigns street names to new roads as they are built in accordance with the Road Naming Procedure published in 1992.

BUDGET CONSIDERATIONS

None.

COMMUNITY ENGAGEMENT AND CONSULTATION

None.

SUMMARY

The Baxter Creek development accessed off Crazy Canuck Drive has 4 private roads that require names. Staff believe this is an opportunity to recognize our Olympic and Paralympic athletes by using athlete names for the neighbourhood's roads to show our great appreciation for the members of our Canadian Olympic and Paralympic teams. The four athletes chosen to have their names used for the private roads in the new Baxter Creek development are Ashleigh McIvor, Lauren Woolstencroft, Jon Montgomery, and Maëlle Ricker. The proposed road names are "Ashleigh's Legacy", Lauren's Legacy", Montgomery's Legacy", and "Ricker's Legacy" as shown on Figure 1 attached.

Respectfully submitted,

Brian Lutke
ENGINEERING TECHNOLOGIST
for
Harry Kim
GENERAL MANAGER of ENVIRONMENTAL SERVICES



REPORT | ADMINISTRATIVE REPORT TO COUNCIL

PRESENTED: October 5, 2010
FROM: Economic Viability
SUBJECT: PROPERTY TAX EXEMPTION BYLAW

REPORT: 10-100
FILE: 1952

ADMINISTRATOR'S COMMENT/RECOMMENDATION

That the recommendation of the General Manager of Economic Viability be endorsed.

RECOMMENDATION

That Council consider giving first three readings to "Taxation Exemption For Not-For-Profit Organizations Amendment Bylaw No. 1952, 2010".

PURPOSE

The purpose of this amendment bylaw is to update the legal descriptions of the properties owned or managed by the Whistler 2010 Sport Legacies Society which under the original bylaw were provided statutory taxation exemptions. The legal descriptions have changed since the properties have been developed and therefore need to be updated.

DISCUSSION

Section 224(2)(a) of the Community Charter permits Council to grant an exemption for land or improvements owned or held by a charitable, philanthropic, or other not for profit corporation that council considers are used for a purpose that is directly related to the purposes of the corporation. The Whistler Sliding Centre, the High Performance Centre, the Athletic Centre and the Athletes Town Homes are either owned and operated or operated by the Whistler 2010 Sport Legacies Society.

POLICY CONSIDERATIONS

A tax exemption must be adopted by bylaw on or before October 31st in any year. The exemption applies only to the next calendar year and any subsequent years up to ten years that are provided for in the bylaw. This amendment bylaw has not changed the tax exemption time frame of the original bylaw which provided an exemption for five years commencing in the 2009 tax year.

BUDGET CONSIDERATIONS

This amendment bylaw does not have any additional budget implications.

SUMMARY

The proposed amending Bylaw No. 1952, 2010 updates the legal descriptions in order to provide municipal tax exemptions for the Whistler Sliding Centre, High Performance Centre, the Athlete Centre and Athletes Town Homes.

Respectfully submitted,

Ken Roggeman
ACTING GENERAL MANAGER OF ECONOMIC VIABILITY

RESORT MUNICIPALITY OF WHISTLER

**TAXATION EXEMPTION FOR NOT-FOR-PROFIT ORGANIZATIONS
AMENDMENT BYLAW NO. 1952, 2010**

**A BYLAW TO AMEND TAXATION EXEMPTION FOR NOT-FOR-PROFIT
ORGANIZATIONS BYLAW NO. 1889, 2008**

WHEREAS under Section 224 (2) (a) of the *Community Charter*, Council may grant a tax exemption for land or improvements owned or held by a charitable, philanthropic, or other not for profit corporation which council considers are directly related to the purposes of that corporation;

NOW THEREFORE the Council of the Resort Municipality of Whistler **ENACTS AS FOLLOWS:**

1. This Bylaw may be cited for all purposes as the “Taxation Exemption for Not-for-Profit Organizations Amendment Bylaw No. 1952, 2010”.
2. Bylaw No.1889, 2008 is amended by replacing Schedule “A” with Schedule “A” attached to this bylaw.

GIVEN FIRST, SECOND and THIRD READINGS this __ day of _____, _____.

ADOPTED by Council this __ day of _____, _____.

Ken Melamed
Mayor

Laurie-Anne Schimek
Acting Corporate Officer

I HEREBY CERTIFY that this is a true copy
of “Taxation Exemption for Not-for-Profit Organizations
Amendment Bylaw No.1952, 2010”.

Laurie-Anne Schimek
Acting Corporate Officer

Bylaw No. 1952, 2010

SCHEDULE "A"

1. Plan LMP47410, Lot 3, Group 1 New Westminster District
Whistler Mountain Ski Club, 2028 Rob Boyd Way
Roll Number 005316.102

2. Plan LMP 21845, Lot B, District Lot 3866, Group 1 New Westminster District
Sp07ez Cultural Centre and Community Society, Blackcomb Way
Roll Number 006166.090

3. District Lot 8103 Group 1 lease/permit/licence # 240693, Licenced NBR. 240693 covers District Lot 8103 Group 1 New Westminster District containing 21.3HA, Group 1, New Westminster Land District, that part of unsurveyed crown land Group 1 New Westminster Land District, shown on Plan EPP258 containing 19.72 Acres. Licence Covering crown land in the vicinity of Fitzsimmons Creek for the purpose of the Whistler Sliding Centre.

4910 GLACIER LANE
Roll Number 006641.000

4. Plan EPP 1290, Lot A, District Lot 8073 Group 1 New Westminster District - 'That Portion of Lot A Occupied by The High Performance Centre and the Athletes Centre'

1080 Legacy Way
Roll Number 008073.022

5. Plan EPP 1290, Lot B, District Lot 8073 New Westminster District – 'That Portion of Lot B occupied by the Athletes Town Homes'

1345 Cloudburst Drive
Roll Number 008073.023

6. Plan EPP 1290, Lot C, District Lot 8073 Group 1 New Westminster District

1315 Cloudburst Drive
Roll Number 008073.024

RESORT MUNICIPALITY OF WHISTLER

ZONING AMENDMENT BYLAW (MISCELLANEOUS AMENDMENTS) NO. 1898, 2009

A bylaw to amend Resort Municipality of Whistler Zoning and Parking Bylaw No. 303, 1983

WHEREAS Council may, in a zoning bylaw pursuant to Sections 903, 904 and 906 of the Local Government Act, R.S.B.C. 1996, c.323, divide all or part of the area of the Municipality into zones, name each zone and establish the boundaries of the zone, regulate the use of land, buildings and structures within the zones, require the provision of parking spaces and loading spaces for uses, buildings and structures, and establish different density regulations for a zone, one applicable to the zone generally and the other to apply if conditions are met;

NOW THEREFORE the Council of the Resort Municipality of Whistler, in open meeting assembled, **ENACTS AS FOLLOWS:**

1. This bylaw may be cited for all purposes as the “Zoning Amendment Bylaw (Miscellaneous Amendments) No. 1898, 2009”.
2. Section 2.1 of Zoning and Parking Bylaw No. 303, 1983 is amended by:
 - a) Deleting the definition of “front parcel line” and replacing it with the following:

““front parcel line” means, subject to Section 5.10 of this Bylaw, the boundary between a parcel and a highway;”
 - b) Changing the defined term “public institution” to “institution”;
 - c) Changing the defined term “public storage and works yard” to “storage and works yard”;
 - d) Changing the defined term “public utility” to “utility”;
 - e) Deleting from the definitions of “institution” and “storage and works yard”, the words “established by government or by a company operating pursuant to public utility legislation or a franchise granted pursuant to Part 15 of the Municipal Act”.
 - f) Deleting the word “public” where it appears in the definitions of “institution”, “storage and works yard” and “utility”; and
 - g) Making consequential amendment to the order of the defined terms to maintain alphabetical order.
3. Section 5 is amended by:
 - a) Changing the heading of subsection 5.6 to “Utilities”, and deleting subsection 5.6 and replacing it with the following: “All utility uses other than storage or works yards are permitted in every zone.”;
 - b) In subsection 5.7(d), inserting a comma and the words “retaining walls” after “decks”; and

- c) In the first paragraph of section 5.16, inserting a comma and the abbreviation “RSE1” after “RT2”.
4. Section 6.3 is amended by changing the section heading from “Parking for Disabled Persons” to “Accessible Parking Standards” and replacing subsections 6.3.2 and 6.3.3 with the following:
- “6.3.2 All accessible parking shall be:
- a) located adjacent to a main entrance of a building for which the parking is required; and
 - b) in compliance with the Canadian Standards Association’s Vehicular Access standards found at Section 5 of “Accessible Design for the Built Environment”, August 2004, as amended from time to time.”
5. Section 6.8 is repealed.
6. Section 9 is amended by deleting the following subsections: 9.1.1(j)(vii), 9.2.1(g)(x), 9.6.1(e)(vii), and 9.9.1(l)(vii).
7. Subsection 10.14 is amended by:
- a) In subsection 10.14.3(d) inserting the word “not” between the words “shall” and “exceed”;
 - b) In subsections 10.14.4(b) and (c) inserting the word “metres” at the end of the subsection;
 - c) Renumbering subsection 10.14.8 as subsection 10.14.8.1; and
 - d) Renumbering subsection 10.14.8.1 as subsection 10.14.8.2.
8. Subsection 11.43.3.1 is repealed.
9. Subsection 12.47 is amended by renumbering the subsections as follows:
- a) Subsection 12.47.1(d) is renumbered as 12.47.2;
 - b) Subsection 12.47.2 is renumbered as 12.47.3;
 - c) Subsection 12.47.3 is renumbered as 12.47.4;
 - d) Subsection 12.47.4 is renumbered as 12.47.5;
 - e) Subsections 12.47.5.1, .2, and .3 are renumbered as 12.47.6.1, .2, and .3;
 - f) Subsection 12.47.6 is renumbered as 12.47.7; and
 - g) Subsections 12.47.7.1 and .2 are renumbered as 12.47.8.1 and .2.
10. Subsection 12.52.1.3 is amended by renumbering the second subsection (b) as (c).
11. Subsection 12.52.2.3 is amended by substituting “Schedule J” for “Schedule H” in the last line of the first paragraph.

12. Subsections 13.1.1(i) and 13.1.1(j) are deleted and subsequent subsections are renumbered accordingly.

13. Subsection 13.1.1 is amended by adding ‘storage and works yard on District Lot 5615, Plan 20010’ in alphabetical order.

14. Subsections 13.1.6.3, 13.2.1, 13.3.6.4, 16.18.1 and 16.19.1 are amended by deleting the word “public” wherever it appears in those subsections.

READ A FIRST TIME this 7th day of April, 2009.

READ A SECOND TIME this 7th day of April, 2009.

Pursuant to Section 890 of the Local Government Act, a Public Hearing was held this 3rd day of August, 2010.

GIVEN THIRD READING this 3rd day of August, 2010.

APPROVED by the Minister of Transportation this 24th day of September, 2010.

ADOPTED by the Council ___ day of _____, _____.

Ken Melamed
Mayor

Laurie-Anne Schimek
Acting Corporate Officer

I HEREBY CERTIFY that this is
a true copy of Zoning
Amendment Bylaw (Miscellaneous
Amendments) No. 1898, 2009.

Laurie-Anne Schimek
Acting Corporate Officer

RESORT MUNICIPALITY OF WHISTLER

**ZONING AMENDMENT BYLAW
(CHEAKAMUS CROSSING) NO. 1937, 2010**

A Bylaw to Amend the Resort Municipality of Whistler
Zoning and Parking Bylaw No. 303, 1983

WHEREAS the Council may, in a zoning bylaw pursuant to Sections 903 and 906 of the *Local Government Act*, divide all or part of the area of the Municipality into zones, define each zone, regulate the use of land, buildings and structures within the zones, and require the provision of parking spaces and loading spaces for uses, buildings and structures;

NOW THEREFORE the Council of the Resort Municipality of Whistler, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited for all purposes as “Zoning Amendment Bylaw (Cheakamus Crossing) No. 1937, 2010”.
2. The lands that are the subject of this Bylaw are those lands situated in the Resort Municipality of Whistler shown outlined in heavy black on the sketch plans attached as Schedules A1 and A2 to this Bylaw, which lands are rezoned by this Bylaw to the zoning designations indicated on Schedules A1 and A2, and Schedule A to Resort Municipality of Whistler Zoning and Parking Bylaw No. 303, 1983 is amended to depict such rezoning of the lands including by means of such annotations, legends, and other graphic means as are required to depict the zoning.
3. Zoning and Parking Bylaw No. 303, 1983 is further amended:
 - a) by deleting from the table of Residential zones in Section 7 the terms “R-LCCD” and “Residential- Lower Cheakamus Comprehensive Development Zone” and by adding:

To the table of Industrial Zones the following terms:

“AC1” and “Athletes’ Centre One”;

“AC2” and “Athletes’ Centre Two”; and

“AC3” and “Athletes’ Centre Three”.

To the table of Leisure Zones the following terms:

“LR9” and “Leisure Recreation Nine”; and

“LP4” and “Leisure Park Four”.

To The Table of Residential Zones, the following terms:

“RS11” and “Residential Single Family Eleven”;
 “RS12” and “Residential Single Family Twelve”;
 “RM57” and “Residential Multiple Fifty- Seven”;
 “RM58” and “Residential Multiple Fifty- Eight”;
 “RLW- 1” and “Residential Live Work- One”;
 “RM59” and “Residential Multiple Fifty- Nine”;
 “RM60” and “Residential Multiple Sixty”;
 “RM61” and “Residential Multiple Sixty- One”;
 “RM62” and “Residential Multiple Sixty- Two”;
 “RM63” and “Residential Multiple Sixty- Three”;
 “RM64” and “Residential Multiple Sixty- Four”;
 “RM65” and “Residential Multiple Sixty- Five”; and
 “UR1” and “Urban Reserve One”.

To the table of Parking Zones, the terms:

- b) “P2” and “Parking Two”.by adding as Subsections 12, 13, and 14 of Section 9 the AC1, AC2, and AC3 Zones attached as Schedules K, L, and M respectively.
- c) by adding as Subsections 15 and 16 of Section 10 the LR9 and LP4 Zones attached as Schedules E and R respectively.
- d) by adding as Subsections 48 and 49 of Section 11 the RS11 and RS12 Zones attached as Schedules B and P respectively.
- e) by adding as Subsections 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, and 67 of Section 12 the RM57, RM58, RLW-1, RM59, RM60, RM61, RM62, RM63, RM64, RM65, and UR1 Zones attached as Schedules C1, C2, D, F, G, I, J, N, O,Q, and S respectively.
- f) by adding as Subsection 3 of Section 21 the P2 Zone attached as Schedule H.

GIVEN FIRST AND SECOND READINGS this 6th day of April, 2010.

PUBLIC HEARING HELD this 20th day of April, 2010.

GIVEN THIRD READING this 20th day of April, 2010.

APPROVED by the Minister of Transportation and Infrastructure this 7th day of May, 2010.

Second and Third reading rescinded this 20th day of July, 2010.

GIVEN SECOND READING AS REVISED this 20th day of July, 2010.

Pursuant to Section 890 of the *Local Government Act*, a Public Hearing was held this 3rd day of August, 2010.

GIVEN THIRD READING AS REVISED this 3rd day of August, 2010.

Approved by the Ministry of Transportation this 24th day of September, 2010.

ADOPTED by the Council this __ day of _____, ____.

Ken Melamed,
Mayor

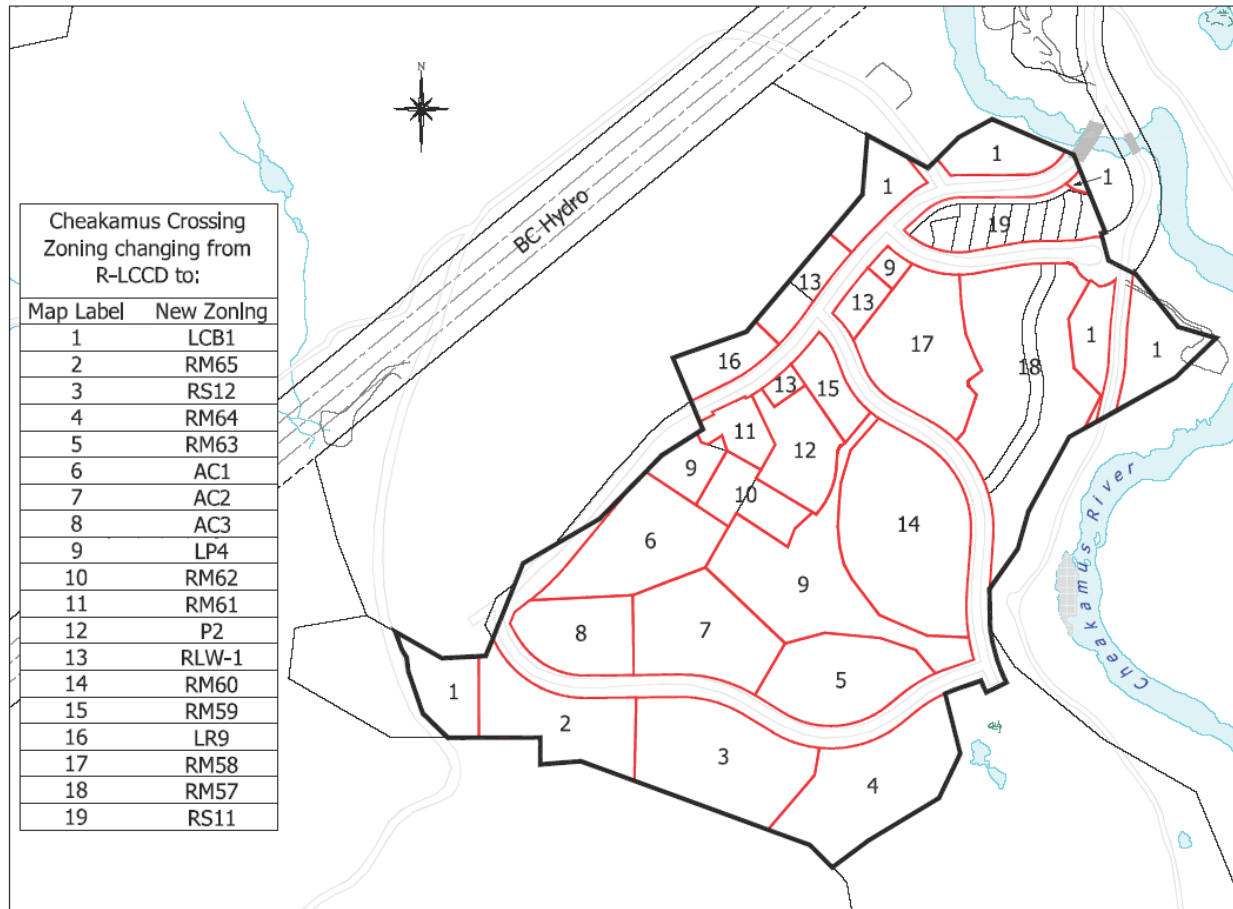
Laurie-Anne Schimek,
Acting Corporate Officer

I HEREBY CERTIFY that this is a true copy of "Zoning Amendment Bylaw (Cheakamus Crossing) No. 1937, 2010"

Laurie-Anne Schimek
Acting Corporate Officer

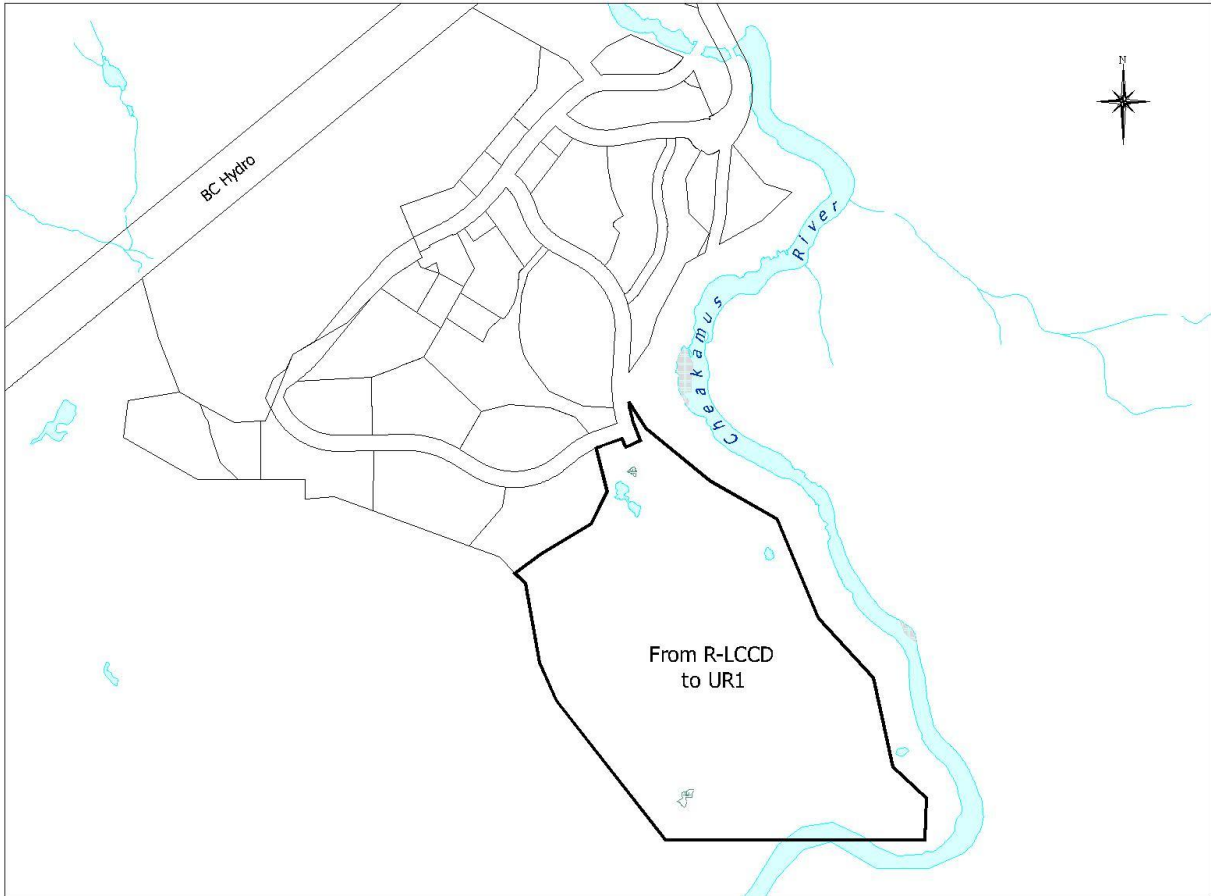
SCHEDULE A1

MAP OF SUBJECT LANDS AND NEW ZONING DESIGNATIONS



SCHEDULE A2

MAP OF SUBJECT LANDS AND NEW ZONING DESIGNATIONS



SCHEDULE B**RS11 Zone (Residential Single Family Eleven)****Intent**

The intent of this zone is to provide low density detached residential dwelling development.

48.0 In the RS11 Zone:

Permitted Uses

48.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Auxiliary residential dwelling units
- c) Detached dwellings
- d) Parks and playgrounds

Density

48.2.1 The maximum permitted gross floor area of all buildings on a parcel is 279 square metres.

48.2.2 The minimum permitted gross floor area of a detached dwelling is 46.5 square metres.

48.2.3 An auxiliary residential dwelling unit shall contain a gross floor area no greater than 90 square metres and no less than 32.5 square metres.

48.2.4 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building is 55 square metres per parcel.

Height

48.3.1 The maximum permitted height of a principal use building is 8.0 metres.

48.3.2 The maximum permitted height of an auxiliary building is 5.0 metres.

Parcel and Site Area

48.4 The minimum permitted parcel area is shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Minimum Permitted Parcel Area
1	553 square metres
2	658 square metres
3	637 square metres
4	592 square metres
5	549 square metres
6	539 square metres
7	599 square metres
8	676 square metres
9	661 square metres

Setbacks and Siting

48.5 Minimum building setbacks are shown in the following table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	North Setback	South Setback	Side Setback
1	4.0 m	3.0 m	3.0 m
2, 3, 4, 5, 6, 7, 8, 9	10.0 m	3.0 m	3.0 m

Off-Street Parking and Loading

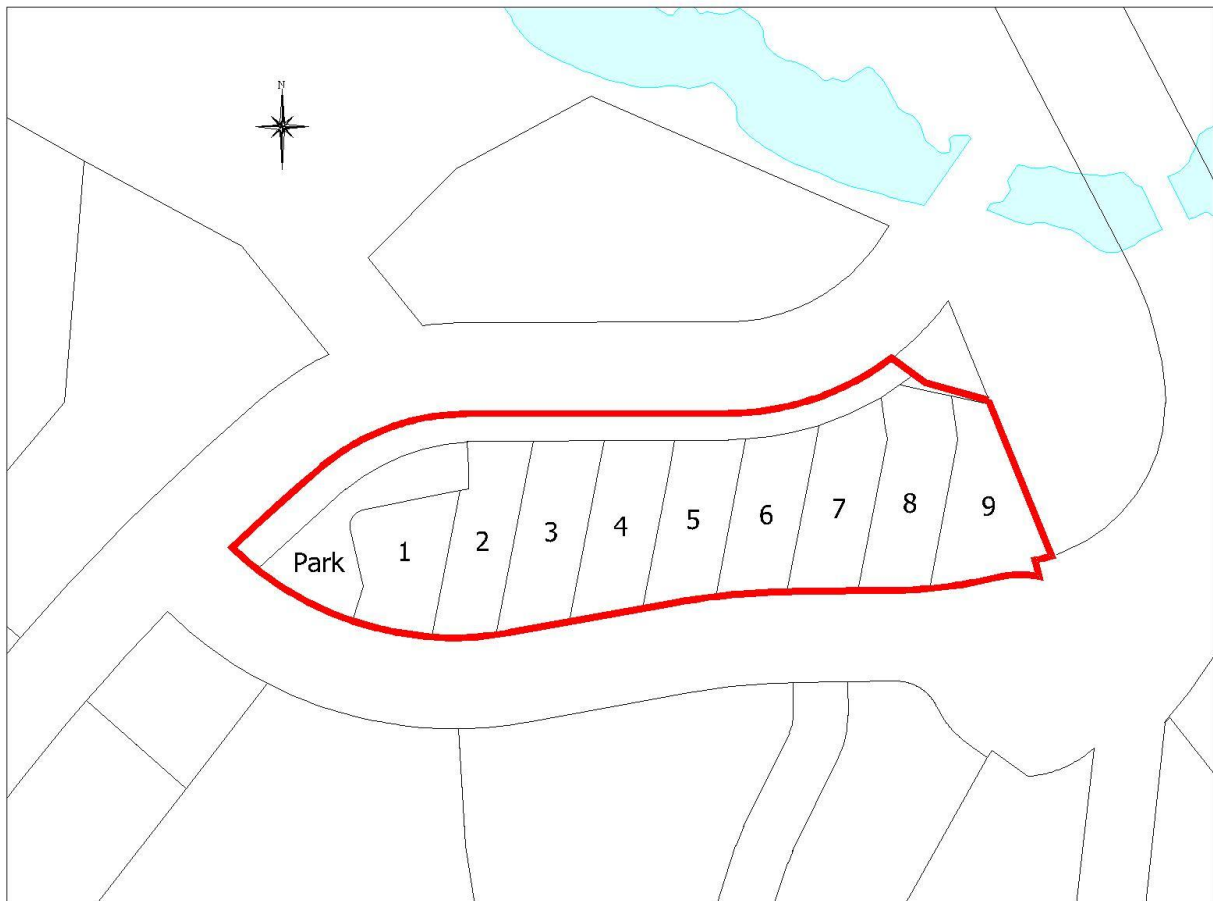
48.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to detached dwellings, the owner must provide at least 2 parking spaces for a principal dwelling unit plus one parking space for an auxiliary residential dwelling unit. Tandem parking is permitted in any configuration.

Other Regulations

48.7 The maximum permitted number of occupants per bedroom is two.

48.8 An auxiliary residential dwelling unit shall be located within the principal residential building on a parcel.

Key Plan To The RS11 Zone



SCHEDULE C1

RM57 Zone (Residential Multiple Fifty-Seven)

Intent

The intent of this zone is to provide medium density multiple residential employee housing development.

Permitted Uses

57.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Duplex dwellings for employee housing
- c) Parks and playgrounds
- d) Townhouses for employee housing

Density

57.2.1 The maximum permitted gross floor area of all buildings is 6,780 square metres.

57.2.2 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

57.3 The maximum permitted height of a principal use building is 7.6 metres.

Parcel and Site Area

57.4 The minimum permitted parcel area and site area is 20,800 square metres.

Setbacks and Siting

57.5.1 No building shall be located within 6.0 metres of any parcel line.

57.5.2 No principal use building shall be located within 4.0 metres of any other principal use building.

Off-Street Parking and Loading

57.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to duplex dwellings, the owner must provide at least 1.5 spaces per dwelling unit; and in relation to townhouse dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

57.7.1 The maximum occupancy is two persons per bedroom.

57.7.2 The required number of dwelling units is 40 units in 15 buildings.

SCHEDULE C2

RM58 Zone (Residential Multiple Fifty- Eight)

Intent

The intent of this zone is to provide medium density multiple residential housing development.

Permitted Uses

58.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Duplex dwellings
- c) Parks and playgrounds
- d) Townhouses

Density

58.2 The maximum permitted gross floor area of all buildings is 3177 square metres.

58.2.1 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

58.3 The maximum permitted height of a principal use building is 7.6 metres.

Parcel and Site Area

58.4 The minimum permitted parcel area and site area is 10,900 square metres.

Setbacks and Siting

58.5.1 No building shall be located within 6.0 metres of any parcel line.

58.5.2 No principal use building shall be located within 4.0 metres of any other principal use building.

Off-Street Parking and Loading

58.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to duplex dwellings, the owner need only provide 1.5 spaces per dwelling unit; and in relation to townhouse dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

58.7.1 The maximum occupancy is two persons per bedroom.

58.7.2 The required number of units is 20 units in 7 buildings.

SCHEDULE D

RLW-1 Zone (Residential Live Work - One)

Intent

The intent of this zone is to provide for live work units with associated uses.

Permitted Uses

59.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments
- b) Apartments for employee housing
- c) Auxiliary buildings and uses
- d) Child Care Facility
- e) Live Work Units
- f) Live work units for employee housing
- g) Local service commercial
- h) Local personal service
- i) Parks and playgrounds
- j) Professional office
- k) Restaurant (Excluding drive-in and window sales)
- l) Schools
- m) Townhouses
- n) Townhouses for employee housing

Density

59.2.1 The maximum permitted gross floor area of all buildings on a parcel is shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Maximum Permitted GFA
1, 2, & 3	1669 square metres
4	975 square metres

59.2.2 Of the allowable gross floor area on each parcel, the maximum permitted gross floor areas for commercial uses are shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Local Service Commercial, Local Personal Service, & Restaurant	Professional Office
1, 2, & 3	195square metres	60square metres
4	100square metres	40 square metres

59.2.3 In the case of Townhouse use, the maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is 40 square metres per dwelling unit.

Height

59.3 The maximum permitted height of a principal use building is shown in the accompanying table:

Use	Maximum Building Height
Apartments	18.0 m
Child Care Facility	12.0 m
Live Work Units	12.0 m
School	12.0 m
Townhouses	10.7 m

Parcel and Site Area

59.4 The minimum permitted parcel area and site area is shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Minimum Permitted Parcel Area
1	1580 square metres
2	1460 square metres
3	1430 square metres
4	709 square metres

Setbacks and Siting

59.5.1 No building shall be located within 3.0 metres of a front parcel line.

59.5.2 No building shall be located within 6.0 metres of a rear parcel line.

59.5.3 No building shall be located within 4.0 metres of a side parcel line.

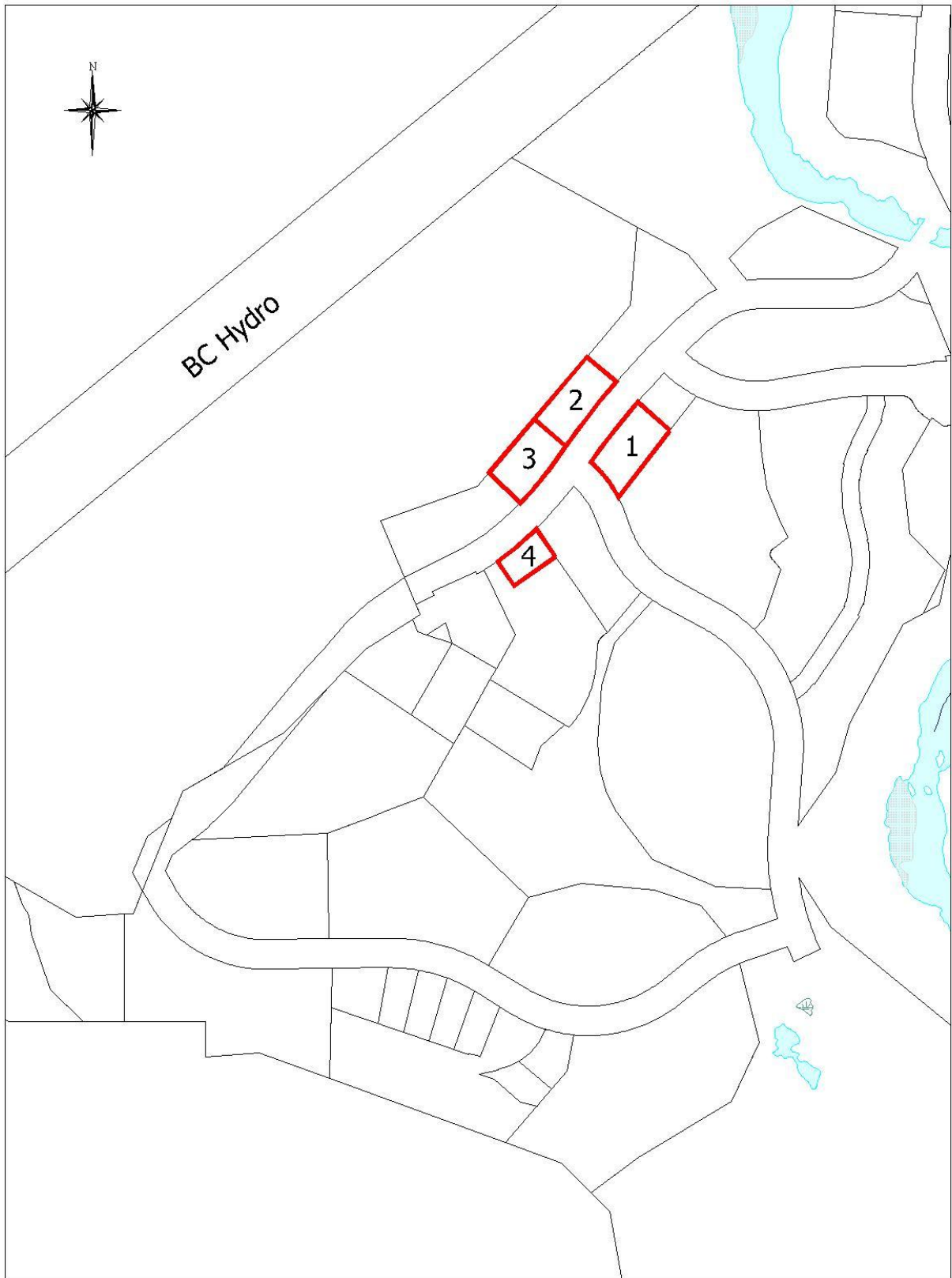
Off-Street Parking and Loading

59.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to apartment dwellings the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6; and in relation to all other uses, the owner must provide at least 75 percent of the number of parking spaces that would be required if the uses were in the CC1 (Commercial Core One) Zone.

Other Regulations

59.7 Local Personal Service, Local Service Commercial, Restaurant, and Professional Office uses are permitted on the ground floor only.

Key Plan to the RLW-1 Zone



SCHEDULE E**LR9 Zone (Leisure Recreation Nine)****Intent**

The intent of this zone is to provide a hostel and associated uses.

Permitted Uses

15.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Hostel
- c) Local service commercial
- d) Local personal service
- e) Parks and playgrounds
- f) Professional Office
- g) Retail
- h) Restaurant (excluding drive-in and window sales)

Density

- 15.2.1 The maximum permitted gross floor area of the hostel with associated restaurant and café is 2,610 square metres of which the restaurant/café associated with the hostel uses will be not less than 33.1 square metres of gross floor area and not greater than 133.1 square metres of gross floor area.
- 15.2.2 Local Service Commercial, Local Personal Service, Professional Office, Restaurant, and Retail uses shall comprise an area of not greater than 67 square metres of gross floor area.
- 15.2.3 The maximum permitted gross floor area of all buildings is 2677 square metres.
- 15.2.4 The maximum permitted floor area for auxiliary parking use contained in a principal building or structure is 50 square metres.

Height

- 15.3 The maximum permitted height of a principal use building is 18.2 metres.

Parcel and Site Area

15.4 The minimum permitted parcel area and site area is 3000 square metres.

Setbacks and Siting

15.5.1 No building shall be located within 4.9 metres of a front parcel line.

15.5.2 No building shall be located within 12.5 metres of a rear parcel line.

15.5.3 No building shall be located within 7.6 metres of a side parcel line.

Off-Street Parking and Loading

15.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that for all the permitted uses, the owner must provide at least 75 percent of the number of parking spaces that would be required if the uses were in the CC1 (Commercial Core One) Zone.

Other Regulations

15.7 Local service commercial, Local personal service, and Restaurant uses are permitted on the ground floor only.

SCHEDULE F

RM59 Zone (Residential Multiple Fifty-Nine)

Intent

The intent of this zone is to provide medium density multiple residential employee housing development.

Permitted Uses

60.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments
- b) Apartments for employee housing
- c) Auxiliary buildings and uses
- d) Parks and playgrounds
- e) Townhouses
- f) Townhouses for employee housing
- g) Duplexes
- h) Duplexes for employee housing

Density

60.2 The maximum permitted gross floor area of all buildings is 1400 square metres.

60.2.1 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

60.3 The maximum permitted height of a principal use building is shown in the accompanying table.

Use	Maximum Building Height
Apartments	18.0 m
Townhouses	10.7 m
Duplexes	8.2 m

Parcel and Site Area

60.4 The minimum permitted parcel area and site area is 2910 square metres.

Setbacks and Siting

60.5.1 No building shall be located within 6.0 metres of any parcel line.

60.5.2 No principal use building shall be located within 4.0 metres of any other principal use building.

Off-Street Parking and Loading

60.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw, except that in relation to duplex dwellings, the owner need only provide 1.5 spaces per dwelling unit; and in relation to townhouse and apartment dwellings, the owner need only provide 75 percent of the parking spaces that would normally be required under Section 6.

Other Regulations

60.7 The maximum occupancy is two persons per bedroom.

SCHEDULE G

RM60 Zone (Residential Multiple Sixty)

Intent

The intent of this zone is to provide medium density multiple residential employee housing development.

Permitted Uses

61.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Parks and playgrounds
- c) Townhouses for employee housing

Density

61.2 The maximum permitted gross floor area of all buildings is 6,487 square metres.

Height

61.3 The maximum permitted height of a principal use building is 8.0 metres.

Parcel and Site Area

61.4 The minimum permitted parcel area and site area is 17,500 square metres.

Setbacks and Siting

61.5.1 No building shall be located within 6.0 metres of any parcel line.

61.5.2 No principal use building shall be located within 4.0 metres of any other principal use building.

Off-Street Parking and Loading

61.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to townhouse dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

61.7.1 The maximum occupancy is two persons per bedroom.

61.7.2 The required number of units is 60 units in 15 buildings.

SCHEDULE H

P 2 Zone (Parking Two)

Intent

The intent of this zone is to provide an area for parking use.

Permitted Uses

- 3.1 The following uses are permitted and all other uses are prohibited:
- a) Motor Vehicle Parking Uses
 - b) Auxiliary Buildings and structures
 - c) Parks and playgrounds

Restrictions on Use

- 3.2 No buildings or structures shall be constructed, erected, placed, or maintained except buildings or structures auxiliary to surface parking and buildings or structures for garbage and recycling. In no case shall such buildings or structures exceed 5 metres in height.

Minimum Parcel Area

- 3.3 The minimum parcel area and site area is 5,700 square metres.

SCHEDULE I

RM61 Zone (Residential Multiple Sixty-One)

Intent

The intent of this zone is to provide high density apartment employee housing development with associated uses.

Permitted Uses

62.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments for employee housing
- b) Auxiliary buildings and uses
- c) Local service commercial
- d) Local personal service
- e) Parks and playgrounds
- f) Restaurant (excluding drive-in and window sales)
- g) Retail
- h) Neighbourhood Public House

Density

62.2.1 The maximum permitted gross floor area of all buildings is 3,888 square metres.

62.2.2 Local Service Commercial, Local Personal Service, Restaurant, and Neighbourhood Public House uses shall not exceed 230 Square Metres gross floor area.

62.2.3 Retail use shall not exceed 175 Square Metres gross floor area.

Height

62.3 The maximum permitted height of a principal use building is 16 metres.

Parcel and Site Area

62.4 The minimum permitted parcel area and site area is 2530 square metres.

Setbacks and Siting

62.5.1 No building shall be located within 1.5 metres of a front parcel line.

62.5.2 No building shall be located within 3.9 metres of a rear parcel line.

62.5.3 No building shall be located within 7.2 metres of a side parcel line.

Off-Street Parking and Loading

62.6 Off-street parking spaces are not required.

Other Regulations

62.7.1 Local personal service, local service commercial, restaurant, and retail uses are permitted on the ground floor only.

62.7.2 The required number of dwelling units is 33.

SCHEDULE J

RM62 Zone (Residential Multiple Sixty-Two)

Intent

The intent of this zone is to provide high density apartment employee housing development.

Permitted Uses

63.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments for employee housing
- b) Auxiliary buildings and uses
- c) Parks and playgrounds

Density

63.2 The maximum permitted gross floor area of all buildings on each parcel is shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Maximum Permitted Gross Floor Area	Minimum Permitted Parcel Area
2	2813 square metres	2010 square metres
1	2902 square metres	1990 square metres

Height

63.3 The maximum permitted height of a principal use building is 16 metres.

Setbacks and Siting

63.4 No building shall be located within 6 metres of any parcel line.

Off-Street Parking and Loading

63.5 Off-street parking spaces are not required.

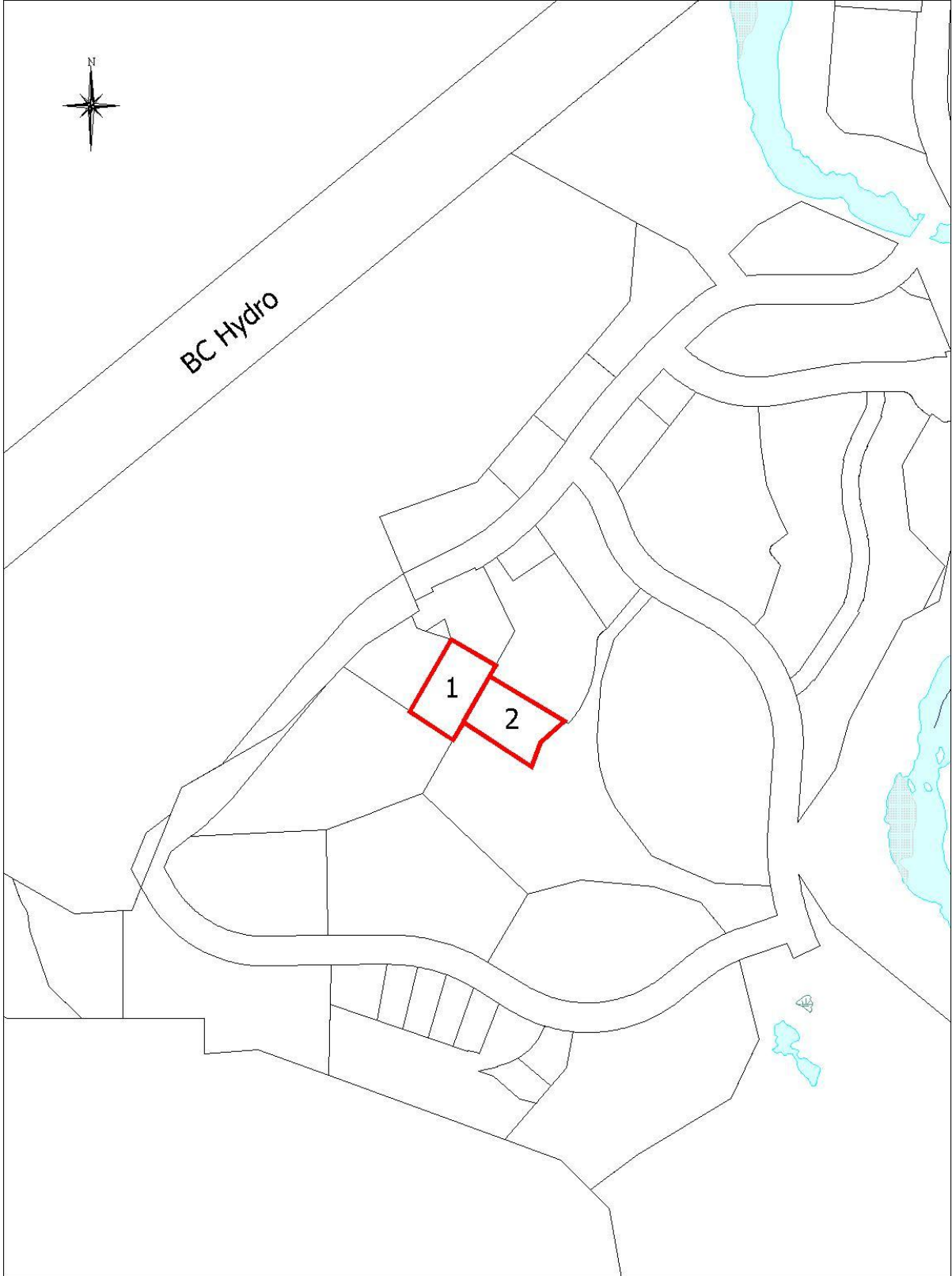
Other Regulations

63.6.1 The Maximum occupancy is two persons per bedroom.

63.6.2 The required number of dwelling units is shown in the accompanying table:

Parcel Number (as shown in the Key Plan that forms a part of this zone).	Required number of Dwelling Units
2	34
1	55

Key Plan to the RM62 Zone



SCHEDULE K**AC1 Zone (Athletes' Centre One)****Intent**

The intent of this zone is to provide high density athletic centre with associated uses and athletes' centre accommodation.

Permitted Uses

12.1 The following uses are permitted and all other uses are prohibited:

- a) Athletes' Centre
- b) Athletes' Centre Accommodation
- c) Auxiliary buildings and uses
- d) Parks and playgrounds

Density

12.2 The maximum permitted gross floor area of all buildings is shown in the accompanying table:

Use	Maximum Permitted Gross Floor Area
Athletes' Centre	1768 square metres
Athletes' Centre Accommodation	3740 square metres
Total:	5508 square metres

Height

12.3 The maximum permitted height of a principal use building is as follows:

Use	Maximum Permitted Building Height
Athletes' Centre Accommodation	17.4 m
Athletes' Centre	13.0 m

Parcel and Site Area

12.4 The minimum permitted parcel area and site area is 10,100 square metres.

Setbacks and Siting

12.5.1 No building shall be located within 9.5 metres of a front parcel line.

12.5.2 No building shall be located within 6 metres of a rear parcel line.

12.5.3 No building shall be located within 5 metres of a side parcel line.

Off-Street Parking and Loading

12.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this bylaw except that 16 spaces are required for any athletes' centre and no spaces are required for athletes' centre accommodation.

Other Regulations

12.7 The required number of dwelling units in the Athletes' Centre Accommodation Building is 102.

SCHEDULE L**AC2 Zone (Athletes' Centre Two)****Intent**

The intent of this zone is to provide medium density athletes' centre accommodation development.

Permitted Uses

13.1 The following uses are permitted and all other uses are prohibited:

- a) Athletes' Centre Accommodation
- b) Auxiliary buildings and uses
- c) Parks and playgrounds

Density

13.2 The maximum permitted gross floor area of all buildings is 2433 square metres.

Height

13.3 The maximum permitted height of a principal use building is 10.7 metres.

Parcel and Site Area

13.4 The minimum permitted parcel area and site area is 10,000 square metres.

Setbacks and Siting

13.5.1 No building shall be located within 6 metres of any parcel line.

13.5.2 No principal use building shall be located within 10 metres of any other principal use building.

Off-Street Parking and Loading

13.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that in relation to the Athletes' Centre Accommodation, the owner need only provide 75 percent of the number of parking spaces that would be required if the uses were in the CC1 (Commercial Core One) Zone.

Other Regulations

13.7 The required number of dwelling units is 20 in 4 buildings.

SCHEDULE M

AC3 Zone (Athletes' Centre Three)

Intent

The intent of this zone is to provide for the expansion of the Athletes' Centre.

Permitted Uses

14.1 The following uses are permitted and all other uses are prohibited:

- a) Athletes' Centre
- b) Athletes' Centre Accommodation
- c) Auxiliary buildings and uses
- d) Parks and playgrounds

Density

14.2.1 The maximum permitted gross floor area of all buildings is 2500 square metres.

14.2.2 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is 40 square metres per dwelling unit.

Height

14.3 The maximum permitted height of a principal use building is shown in the accompanying table:

Use	Maximum Building Height
Athletes' Centre	18.0 m
Athletes' Centre Accommodation	18.0 m

Parcel and Site Area

14.4 The minimum permitted parcel area and site area is 6590 square metres.

Setbacks and Siting

14.5.1 No building shall be located within 9.5 metres of a front parcel line.

14.5.2 No building shall be located within 6.0 metres of any other parcel line.

14.5.3 No building shall be located within 4 metres of any other principal use building.

Off-Street Parking and Loading

14.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that in relation to the Athletes' Centre Accommodation, the owner need only provide 75 percent of the number of parking spaces that would be required if the uses were in the CC1 (Commercial Core One) Zone.

SCHEDULE N

RM63 Zone (Residential Multiple Sixty-Three)

Intent

The intent of this zone is to provide medium density multiple residential employee housing development.

Permitted Uses

64.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Parks and playgrounds
- c) Townhouses for employee housing

Density

64.2 The maximum permitted gross floor area of all buildings is 3817 square metres.

64.2.1 The maximum permitted floor area for auxiliary parking use contained within a principal or auxiliary building is 40 square metres per dwelling unit.

Height

64.3 The maximum permitted height of a principal use building is 10.7 metres.

Parcel and Site Area

64.4 The minimum permitted parcel area and site area is 9060 square metres.

Setbacks and Siting

64.5.1 No building shall be located within 6 metres of any parcel line.

64.5.2 No principal use building shall be located within 6 metres of any other principal use building.

Off-Street Parking and Loading

64.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that in relation to town house dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

64.7.1 The maximum occupancy is 2 persons per bedroom.

64.7.2 The required number of dwelling units is 27 in 5 buildings.

SCHEDULE O

RM64 Zone (Residential Multiple Sixty-Four)

Intent

The intent of this zone is to provide medium density townhouse development.

Permitted Uses

65.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Duplex Dwellings for employee housing
- c) Parks and playgrounds
- d) Townhouses for employee housing

Density

65.2 The maximum permitted gross floor area of all buildings is 3906 square metres.

65.2.1 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

65.3 The maximum permitted height of a principal use building is 10.7 metres.

Parcel and Site Area

65.4 The minimum permitted parcel area and site area is 12,500 square metres.

Setbacks and Siting

65.5.1 No building shall be located within 6 metres of any parcel line.

65.5.2 No principal use building shall be located within 2.5 metres of any other principal use building.

Off-Street Parking and Loading

65.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to duplex dwellings, the owner must provide at least 1.5 parking spaces per dwelling unit; and in relation to townhouse dwellings the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

65.7 The maximum occupancy is two persons per bedroom.

65.8 The required number of dwelling units is 27 in 7 buildings.

SCHEDULE P**RS12 Zone (Residential Single Family Twelve)****Intent**

The intent of this zone is to provide low density residential housing development.

Permitted Uses

49.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Auxiliary residential dwelling units
- c) Detached dwellings
- d) Parks and playgrounds

Density

49.2.1 The maximum permitted gross floor area of all buildings on a parcel is 325 square metres.

49.2.2 The minimum permitted gross floor area of a detached dwelling is 46.5 square metres.

49.2.3 An auxiliary residential dwelling unit shall contain a gross floor area no greater than 90 square metres and no less than 32.5 square metres.

49.2.4 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is 55 square metres per parcel.

Height

49.3.1 The maximum permitted height of a principal use building is 8.0 metres.

49.3.2 The maximum permitted height of an auxiliary building is 5.0 metres.

Parcel and Site Area

49.4 The minimum permitted parcel area and site area is shown in the accompanying table:

Parcel No. (As shown in the Key Plan that forms a part of this zone)	Minimum Permitted Parcel Area and Site Area
1	1026 square metres
2	711 square metres
3	756 square metres
4	738 square metres
5	666 square metres
6	603 square metres
7	738 square metres

Setbacks and Siting

49.5 Minimum building setbacks are shown in the key plan that forms a part of this zone.

Off-Street Parking and Loading

49.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to detached dwellings, the owner must provide at least 2 parking spaces for a principal dwelling unit plus one parking space for an auxiliary residential dwelling unit. Tandem parking is permitted in any configuration.

Other Regulations

49.7.1 The maximum occupancy is 2 persons per bedroom.

49.7.2 An auxiliary residential dwelling unit shall be located within the principal residential building on a parcel.

Key Plan To The RS12 Zone Showing Setbacks



SCHEDULE Q

RM65 Zone (Residential Multiple Sixty-Five)

Intent

The intent of this zone is to provide medium density employee housing residential development.

Permitted Uses

66.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments
- b) Apartments for employee housing
- c) Auxiliary buildings and uses
- d) Duplex dwellings
- e) Duplex dwellings for employee housing
- f) Parks and playgrounds
- g) Townhouses
- h) Townhouses for employee housing
- i) School
- j) Childcare Facility

Density

66.2.1 The maximum permitted gross floor area of all buildings is 6000 square metres.

66.2.2 The maximum permitted size for a dwelling unit is 175 square metres.

66.2.3 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

66.3 The maximum permitted height of a principal use building is shown in the accompanying table:

Use	Maximum Building Height
Apartments	18.0 m
Duplexes	8.2 m
Townhouses	10.7 m
School	12.0 m
Childcare Facility	12.0 m

Parcel and Site Area

66.4 The minimum permitted parcel area and site area is 8,980 square metres.

Setbacks and Siting

66.5.1 No building shall be located within 6 metres of any parcel line.

66.5.2 No principal use building shall be located within 4 metres of any other principal use building.

66.5.3 No principal use building shall be located within 6 metres of an internal access road.

Off-Street Parking and Loading

66.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to duplex dwellings, the owner must provide at least 1.5 spaces per dwelling unit; and in relation to townhouse and apartment dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

66.7 The maximum occupancy is two persons per bedroom.

SCHEDULE R**LP4 Zone (Leisure Park 4)****Intent**

The intent of this zone is to provide a park area for recreational use.

Permitted Uses

16.1 The following uses are permitted and all other uses are prohibited:

- a) Auxiliary buildings and uses
- b) Parks and playgrounds

Density

16.2 The maximum gross floor area on a parcel is 75 square metres.

Height

16.3 The maximum permitted height of a building is 5.0 metres.

Parcel and Site Area

16.4 No regulations.

Site Coverage

16.5 No regulations.

Setbacks and Siting

16.6.1 No building shall be located within 4 metres of any parcel line.

16.6.2 The minimum permitted separation between buildings is 4 metres.

Off-Street Parking and Loading

16.7 Off-street parking and loading spaces are not required.

SCHEDULE S**UR1 Zone (Urban Reserve 1)****Intent**

The intent of this zone is to provide an area reserved for multifamily residential development for employee housing and associated uses.

Permitted Uses

67.1 The following uses are permitted and all other uses are prohibited:

- a) Apartments
- b) Apartments for employee housing
- c) Auxiliary buildings and uses
- d) Auxiliary residential dwelling unit provided it is contained in a detached dwelling.
- e) Detached Dwellings
- f) Duplexes
- g) Duplexes for employee housing
- h) Live work units
- i) Live work units for employee housing
- j) Park and playground
- k) Townhouses
- l) Townhouses for employee housing

Density

67.2.1 The maximum permitted gross floor area of all buildings in the zone is 41,850 square metres.

67.2.2 The maximum permitted size for a detached dwelling is 325 square metres.

67.2.3 The minimum permitted size for a detached dwelling is 46.5 square metres.

67.2.4 An auxiliary residential dwelling unit shall contain a gross floor area no greater than 90 square metres and no less than 32.5 square metres.

67.2.5 The maximum permitted size for any other dwelling unit is 175 square metres.

67.2.6 The maximum permitted floor area for auxiliary parking use contained in a principal or auxiliary building or structure is shown in the accompanying table:

Use	Maximum Enclosed Parking Area
Detached Dwellings	55 square metres per parcel
Duplexes	50 square metres per dwelling unit
Townhouses	40 square metres per dwelling unit

Height

67.3 The maximum permitted height of a principal use building is shown in the accompanying table:

Use	Maximum Building Height
Apartments	18.0 m
Detached Dwellings	8.0 m
Duplexes	8.2 m
Live Work Units	12.0 m
Townhouses	10.7 m

Parcel and Site Area

67.4 The minimum permitted parcel area is 15.49 hectares.

Setbacks and Siting

67.5.1 No building shall be located within 6 metres of any parcel line.

67.5.2 The minimum permitted separation between buildings is 4 metres.

Off-Street Parking and Loading

67.6 Off-street parking and loading spaces shall be provided and maintained in accordance with the regulations contained in Section 6 of this Bylaw except that, in relation to duplex dwellings, the owner must provide at least 1.5 spaces per dwelling unit; and in relation to townhouse and apartment dwellings, the owner need only provide 75 percent of the number of parking spaces that would normally be required under Section 6.

Other Regulations

67.7 The maximum occupancy is two persons per bedroom.



September 10, 2010

Mayor & Council
Resort Municipality of Whistler
4325 Blackcomb Way
Whistler, BC V0N1B4



Dear Mayor & Council,

Enclosed is the fund statement for the Environmental Legacy Fund for the period from January 1, 2009 through December 31, 2009.

2009 continued to be a challenging time for many organizations in the charitable sector. The world entered the year with very fragile confidence after the 2008 global economic collapse. While last year was marked with decent financial returns compared to the previous year, the recovery will be a long, slow one requiring more government intervention, more re-regulation, and most importantly, more economic de-leveraging that requires time and patience.

However, there is a light at the end of the tunnel: Canada's economy is in an excellent position relative to many other regions of the globe. For example, the S&P TSX300 increased 41% in 2009 and further 3% to date in 2010. Canada is in far better shape than other G10 economies because of our government's conservative fiscal policies and banking system. We are fortunate to be rated as having the world's safest banking system according to the World Economic Forum, while the United States is ranked 40th and the United Kingdom at 44th.

We continue to manage the CFOW's investments conservatively and with prudence. The investment portfolio is professionally managed and broadly diversified. On a pooled basis, our portfolio saw a +19.81% gain – excellent when compared to our 2008 return of -17.8%. It is important to keep in mind, however, that these figures are on a pooled basis. Individually some funds have done better than others. While the growth of each fund is slightly different, its performance on an annual basis is relative to a number of factors including inception date, size and gift history.

This year \$24,500 has been granted to date from the Environmental Legacy Fund. The following projects received grants:

- Cheakamus Community Forest Certification Program - \$5000
- Get Bear Smart Society - \$5000
- Whistler Community Services Society - Greening the Food Bank Program - \$3770
- AWARE Building Community Engagement Stakeholder Workshop - \$1900
- BC Sustainable Energy Association Elementary Schools Climate Change Showdown Program - \$1750
- Bird Studies Canada BC Breeding Birds Habitat Project – Whistler Program - \$6080

We look forward to continuing to work with you and RMOW representatives on the ELF Committee to support environmental projects in the Whistler area.

Yours truly,

A handwritten signature in black ink, appearing to read "K. Chalmers".

Kerry Chalmers
Executive Director

PO Box 1184, Whistler, B.C. V0N 1B0
Ph: 604-935-8080 www.whistlerfoundation.com

Annual Fund Statement - Environmental Legacy Fund

Historical Gifts to date:	2,405,305.00
Opening Fund Balance:	2,105,760.99
Closing Fund Balance:	2,469,121.41
Annual Gifts:	35,195.00
Investment Income:	408,647.94
Management Fees:	-15,047.76
Admin Fees:	-33,886.76
Annual Grants:	-31,548.00

Detailed Gifts:

Donor	Date	Amount
Anonymous Gift	02/17/2009	95.00
Resort Municipality of Whistler	05/27/2009	34,500.00
BC Recreation and Parks Association	08/18/2009	600.00
*** Total Gifts:		35,195.00

Detailed Grants:

Grantee	Date	Amount
Whistler Off Road Cycling Association	05/10/2009	25,000.00
AWARE	05/10/2009	2,000.00
Get Bear Smart Society	05/10/2009	7,500.00
Whistler Secondary School Parent Advisory Council	10/08/2009	-1,750.00
AWARE	10/08/2009	-312.00
Girl Guides of Canada - BC Council	10/08/2009	-1,480.00
Success Foundation	12/30/2009	590.00
*** Total Grants:		31,548.00