

VILLAGE OF NAKUSP

Official Community Plan Bylaw No. 697, 2021

A bylaw to adopt the Village of Nakusp Official Community Plan pursuant to Part 14, Division 4, Sec 472 of the *Local Government Act*.

NOW THEREFORE Council of the Village of Nakusp, in open meeting assembled hereby enacts as follows:

I. TITLE

This Bylaw may be cited for all purposes as the **Village of Nakusp Official Community Plan Bylaw No. 697, 2021**.

II. APPLICATION

The Village of Nakusp Official Community Plan Bylaw No. 697, 2021 applies to all lands within the Village of Nakusp as outlined in Map 1.0 – General Land Uses Map.

The provisions of this Bylaw include:

Schedule A: Official Community Plan text:

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The attached Schedule A forms part of this Bylaw and constitute, **The Village of Nakusp Official Community Plan Bylaw No. 697, 2021** pursuant to Part 14 of the

Local Government Act of British Columbia.

In accordance with Section 472 of the *Local Government Act*, this Bylaw has been examined in conjunction with the financial plan and the wastewater management plan of the Village of Nakusp.

III. PURPOSE OF THE PLAN

The Nakusp Official Community Plan Bylaw No. 697, 2021 is intended to ensure that decisions on the use and development of property within the Village of Nakusp shown on Map 1.0 – General Land Uses Map are made with regard to the provisions identified in Part 14 of the *Local Government Act*. The Plan is intended to form the basis for regulatory land use bylaws, capital expenditure programming and to provide guidance and information for private and public agencies and individuals.

IV. AUTHORITY AND REQUIREMENT OF THE LEGISLATION

Section 472 of the *Local Government Act* gives the Village of Nakusp the authority to adopt an official community plan.

Section 473 of the *Local Government Act* identifies the content that must be addressed in an official community plan.

Section 474 of the *Local Government Act* identifies policies, which a local government may include within an official community plan.

An Official Community Plan prohibits local government from stating anything but broad objectives on matters beyond its jurisdiction unless the Minister of Community Services, under Section 474(2) specifically permits it. Nevertheless, the Plan may indicate directions which the Village intends to take in order to encourage senior levels of government and agencies with authority to undertake certain actions consistent with the Plan.

V. DEFINITION OF THE OFFICIAL COMMUNITY PLAN

The Official Community Plan is a document that defines a set of general objectives and policies for the Plan Area. It provides a conceptual framework for decision-making concerning land use in the Plan Area and the form and character of land use patterns. It is intended as a reference for public and private agencies, groups and individuals.

The Community Plan becomes official when it is adopted through bylaw. Implementation of an Official Community Plan helps assure that future decisions of the Council of the Village of Nakusp and government agencies will be compatible with the defined objectives and policies.

Preparation of the Community Plan involved public input and reflects community views on what are most important considerations in land use matters. Private investors may use the Plan as a source of guidelines, which may impact on project decisions. The Plan also suggests ways in which senior levels of government can

co-ordinate their responsibilities with the preferences of the Community.

VI. CONSULTATION

Pursuant to Section 475 of the *Local Government Act*, the Village of Nakusp has provided numerous opportunities through open houses, workshops, questionnaires, invitations, presentations and referrals to numerous persons, organizations and authorities that may be affected by the official community plan. The content of the official community plan has been based on input from the public and referral agency comments. The official community plan was referred to the Regional District of Central Kootenay, School District No. 10, the Interior Health Authority, the Ministry of Transportation, Waterbridge Ferries Inc., Investment Ready Nakusp, Agricultural Land Commission, Government of BC Conservation Lands Program Ministry of Forests, Lands, Natural Resource Operation and Rural Development, Government of BC Conservation Lands Program the Nature Trust of British Columbia.

VII. ADMINISTRATION

The Council of the Village of Nakusp has four categories available for implementation of the Plan: a zoning bylaw, development permits, temporary commercial and industrial use permits, and covenants.

The Plan may be amended by the Village of Nakusp on its own initiative or in response to an application for amendment. Implementation strategies within the plan represent optional alternatives, and are at the pleasure of Council.

VIII. REPEAL

The Village of Nakusp Official Community Plan Bylaw 612, 2007, and all amendments thereto, are hereby repealed.

IX. SEVERANCE

If any section, subsection, sentence, clause or Phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the decision that is invalid shall not affect the validity of the remainder.

X. READINGS, APPROVAL AND ADOPTION


READ A FIRST TIME this 11th day of January 2021.

WHEREAS PUBLIC HEARINGS were held on the 8th day of February 2021

READ A SECOND TIME this 8th day of February, 2021.

READ A THID TIME this 22nd day of February, 2021

RECONSIDERED AND ADOPTED this 22nd day of February, 2021.



Mayor



CAO

