



REPORT

---

TO: Chair and Directors

FROM: Karen Goodings, Chair - Electoral Area Directors' Committee

DATE: January 21, 2010

RE: Electoral Area Directors' Committee Meeting Recommendations

---

Following are recommendations arising from the January 19, 2010 Electoral Area Directors' Committee Meeting for the Regional Board's consideration and approval. The meeting minutes are on the Consent Calendar for your perusal.

**Recommendation 1 - Consulting Draft for Consultation and Notification Requirements**

that the Electoral Area Directors' Committee recommend to the Regional Board that the comments regarding the Consultation Draft for the Consultation and Notification Requirements be forwarded to Mr. Paul Jeakins, Deputy Commissioner, Regulatory Affairs and Stewardship Division, Oil and Gas Commission.

The comments are as follows:

- recognize landowners' rights and that landowners be dealt with respectfully;
- ensure negotiations are fair and equitable;
- recognize that the landowner owns more than six inches of soil, they own the soil below the surface but not the mineral rights
- recognize overlapping tenures;
- more authority over roads (as transportation routes to a tenure);
- make reports on notification and consultation more transparent by recording what was done; what the responses were and make those reports available to the public (or at least all affected landowners) similar to the Environmental Assessment processes or local government processes;
- ensure the landowner of the property where the activity is to take place has a copy of what the company reports the notification or consultation comprised of;
- response timelines for referrals needs to be longer (i.e., 20 working days (28 calendar days);
- take school zones into consideration when planning activities (i.e. fracking during the summer break rather than the school term) or not include school zones in the EPZ;
- establish a point when a multi-pad site requires a higher degree of consultation; i.e., after a certain level of surface development is required (450 square metres of structures and buildings);
- the number of pads, size of overall site and timeframe that industry will be on site must be included in the notification or consultation;
- using multi-pads creates a lesser footprint and addressing elements of dust, noise, and traffic is good but causes concern about industrial activity 24/7 for up to twelve months a year;
- ensure building stakeholders that are not Regional District property are notified or consulted (i.e., community halls, gymkhanas, water facilities, recharge areas, arenas);

---

  
Department Head

January 28, 2010

  
CAO

**Recommendation 1 - (continued)**

- Official Community Plan (OCP) references must be included with additional wording around infrastructure information;
- multi-year tenure planning, considering timing of operations and the length of time they will be in an area and disrupting rural resident's lives;
- consider that not all notification and consultation perimeters are simple circles; great impact may occur along the linear route required to get to the site and should also be considered.

**Recommendation 2 - Unsightly Premises By-law**

that the Electoral Area Directors' Committee recommend to the Regional Board that staff be requested to prepare an Unsightly Premises By-law for Electoral Area 'C'.