



COWICHAN VALLEY REGIONAL DISTRICT

BYLAW No. 4570

A Bylaw for the Purpose of Amending CVRD Bylaw 4331 – Electoral Areas Works and Servicing Bylaw, Applicable to Electoral Areas A, B, C, D, E, F, G, H and I

WHEREAS the *Local Government Act* empowers the Regional Board to adopt and amend subdivision servicing bylaws;

AND WHEREAS Section 506 of the *Act* empowers the Regional Board to establish requirements for the provision of works and services in respect of the subdivision of land and as a condition of the issuance of a building permit;

AND WHEREAS the Regional District has adopted a Works and Servicing Bylaw for the nine Electoral Areas, that being CVRD Bylaw No. 4331;

AND WHEREAS the Regional Board voted on and received the required majority vote of those present and eligible to vote at the meeting at which the vote is taken, as required by the *Act*;

AND WHEREAS after the close of the notification period and with due regard to the public comments received, the Regional Board considers it advisable to amend CVRD Bylaw No. 4331;

NOW THEREFORE the Board of Directors of the Cowichan Valley Regional District, in open meeting assembled, enacts as follows:

1. **CITATION**

This bylaw shall be cited for all purposes as "**CVRD Bylaw No. 4570 – Electoral Areas Works and Servicing Bylaw Amendment (Proof of Water for Building Permit), 2024**".

2. **AMENDMENTS**

CVRD Bylaw 4331 – Electoral Areas Works and Servicing Bylaw, is hereby as follows:

- a) The first WHEREAS clause is deleted and replaced with the following:

WHEREAS, pursuant to Section 506 of the *Local Government Act*, the Regional Board may adopt bylaws to regulate and require the provision of works and services in respect of the subdivision of land and in respect of the issuance of building permits within the Cowichan Valley Regional District;

- b) Section 3 – PURPOSE – of the bylaw is deleted and replaced with the following:

The purpose of this bylaw is to establish standards for works and services that are required in respect of the subdivision of land and the issuance of building permits.

- c) Section 4 – DEFINITIONS – is amended by deleting the definition of “applicant” and

replacing it with the following:

“applicant” means an owner who is applying for subdivision approval under this bylaw, or for a building permit under the CVRD Building Bylaw; and in both cases the applicant includes an authorized agent acting on the owner’s behalf;

- d) Section 4 – DEFINITIONS – is further amended by adding the following definition in alphabetical order:

“dwelling” means one or more attached habitable rooms in a building intended to be solely for residential use for one household, that together contain or provide for the installation of:

- a) one kitchen
 - b) one or more washrooms
 - c) one or more sleeping areas;
- e) Section 5 is retitled from “GENERAL REQUIREMENTS” to “GENERAL REQUIREMENTS FOR SUBDIVISION”.
- f) Section 6 is renamed from “FEES” to “FEES FOR SUBDIVISION APPLICATION”.
- g) Section 7.3.3 is amended by inserting “prepared and certified by a qualified well driller” after the phrase “well construction report”.
- h) The following section is added after 7.5.1:

6 PROOF OF WATER FOR BUILDING PERMIT – **PRIVATE SOURCE**

7.6.1 As a pre-requisite to the issuance of a building permit for any dwelling including a suite and the proposed source of water is a well or surface water source, the applicant shall provide proof of water in the form of a written recommendation from a qualified well driller or professional engineer or professional geoscientist indicating that the water source is properly licensed, free of bacteriological contaminants and available in a volume sufficient to provide domestic water to all buildings and structures that the licensed supply would be serving.

7 PROOF OF WATER FOR BUILDING PERMIT – **COMMUNITY WATER SYSTEM**

7.6.2 As a pre-requisite to the issuance of a building permit for any dwelling including a suite and the parcel lies within a community water service area, the applicant shall provide proof of water in the form of a written approval from the community water system purveyor for the connection of the proposed building or structure.

3. **FORCE AND EFFECT**

This bylaw shall take effect upon its adoption by the Regional Board.

PUBLIC NOTICE GIVEN in ACCORDANCE WITH THE LOCAL GOVERNMENT ACT this	_____	day of	_____.	2024 and 2024.
	_____	day of	_____.	

READ A FIRST TIME this	_____	day of	_____,	2024.
READ A SECOND TIME this	_____	day of	_____,	2024.
READ A THIRD TIME this	_____	day of	_____,	2024.
RECEIVED MINISTRY OF TRANSPORTATION & INFRASTRUCTURE APPROVAL this	_____	day of	_____,	2024.
ADOPTED this	_____	day of	_____,	2024.

Chair

Corporate Officer