

MOTION #10
BCC # 09-1854

SQUAMISH INDIAN BAND COUNCIL

ZONING AMENDMENT BYLAW NO. 1, 2009

A By-Law to Create Comprehensive Development
Zone No. 5 on Portions of
Stawamus Indian Reserve No. 24

WHEREAS the Band Council of the Squamish Indian Band wishes to determine the use to which certain portions of the Stawamus Indian Reserve No. 24 lands may be put, the businesses, trades and callings which may be carried out thereon and the manner in which construction or maintenance of buildings thereon may be carried out, an amendment to certain hereinafter referred to By-Laws is required in order to do so.

NOW THEREFORE the Band Council of the Squamish Indian Band at a duly convened meeting of the Band Council assembled on the 22nd day of July, 2009, hereby enacts, pursuant to section 81(1) of the Indian Act, R.S.C. 1985, Chapter I-5, as a Bylaw the following:

1. Squamish Indian Band Zoning Bylaw No. 6, 1972, as amended to the date of this Bylaw, is hereby further amended by adding sections 36, 37 and 38 as follows:
 - “36. The following lands are designated Comprehensive Development Zone No. 5:

Effective as and from the time that the Squamish Indian Band Council Zoning Amendment Bylaw No. 1, 2009 becomes of force and effect those lands situate, lying and being in Stawamus Indian Reserve No. 24 in the Province of British Columbia, legally described as:
 - (a) Lot 83, Plan 94456 CLSR, containing 1.17 hectares, more or less;
 - (b) Lot 84, Plan 94456 CLSR, containing 0.251 hectares more or less; and
 - (c) Lot 85, Plan 94456 CLSR, containing 1.87 hectares more or less.
 37. No business, trade or calling shall be carried out in Comprehensive Development Zone No. 5 except a business, trade or calling that uses any land, buildings or structures within Comprehensive Development Zone No. 5 for one or more of the following and for no other purposes:
 - (a) any residential, commercial, industrial, recreational, institutional or assembly use, and
 - (b) uses necessarily incidental or ancillary to any of the foregoing purposes.
 38. No construction or erection of any structure within Comprehensive Development Zone No. 5 shall be carried out except if carried out in conformity with the terms and conditions contained in
 - (a) a written lease or permit approved by or entered into by the Squamish Indian Band Council and in effect with respect to the land upon which they are carried out,
 - (b) any written agreement between the Squamish Indian Band and the lessee or permittee of a lease or permit approved under paragraph (a), or

- (c) an amendment to Squamish Indian Band Zoning Bylaw No. 6, 1972 as amended to and including the date of adoption of this Bylaw.”
- 2. If, and to the extent only that, there is any conflict between any provision of this Bylaw and any provision or provisions of Squamish Indian Band Bylaw No. 6, 1972, as amended to the date of this Bylaw, the provision or provisions of this Bylaw shall govern.
- 3. This Bylaw may be cited for all purposes as Squamish Indian Band Council Zoning Amendment Bylaw No. 1, 2009.

APPROVED AND PASSED at a duly convened meeting of the Band Council of the Squamish Band of Indians this 22nd day of July, 2009.

A QUORUM OF SQUAMISH NATION COUNCIL CONSISTS OF $\frac{8}{8}$ COUNCILLORS	SQUAMISH NATION COUNCIL 320 SEYMOUR BLVD MEETING HELD AT: NORTH VANCOUVER, B. C.	
	DATED THE 22 DAY OF JULY, 2009	
	MOVED BY: <i>Chief Richard Williams</i>	SECONDED BY <i>Tony Moody</i>

Alroy Baker K'etximtn 	Deborah Baker 	Julie Baker Sxwélhchaliya 
Veronica Baker Tiyaltenaat 	Pamela Baker Hi-mi-ka-las 	Richard E. Baker 
Dale Harry Xwa-xwalkn 	Chief Ian Campbell Xàlek/Sekyú Siyam 	Carla George Kwitelut Kwelaw'ikw 
Byron Joseph Ts'éikwilem Siyam 	Chief Gilbert Jacob KáKeltn Siyam 	Krisandra Jacobs 
Chief Bill Williams telásemkin Siyam 	Dennis Joseph xwechtáal 	Anthony Moody Tsetsimshtn 
Chief Richard Williams Xwélxwelacha Siyam 		