

THE CORPORATION OF THE CITY OF ROSSLAND

Minutes of a Special Meeting of Council Held Friday, September 25, 2009

Present

Mayor G.E. Granstrom
Councillor T. L. Charlton
Councillor J.H. Smith
Councillor D.J. Spearn
Councillor K.H. Wallace
Councillor M.K. Moore

Absent

Councillor A.W. Stradling

Staff In Attendance

Deputy City Clerk – T. Butler
Manager of Planning and Development Services – M. Maturo
City Engineer – M. Thomas

Mayor Granstrom called the meeting to order at 11:03 am.

Agenda

Moved by Councillor Spearn / Seconded by Councillor Wallace

THAT the agenda for the Special Meeting of Council held September 25, 2009 be adopted.

CARRIED

BUSINESS

Development Permit – Blackjack Ski Club

Blackjack Ski Club Development Permit – development and relocation of trail.

Moved by Councillor Wallace / Seconded by Councillor Smith

THAT Council approve the Development Permit application by the Blackjack Ski Club to relocate the Gibbard's Trail, with specific conditions on the city-owned property legally described as Lot 1, Section 15, Township 28, Kootenay District Plan NEP78098, located at Ophir Reservoir, and all other lands within Blackjack's tenure within City boundaries with the following conditions:

1. THAT the Blackjack Ski Club funds and posts directional signage on the new trail to deter use of the old trail.
2. THAT the Blackjack Ski Club requires their members to leash their pets to prevent them from accessing the reservoir.
3. THAT the Blackjack Ski Club ensures that all trail approaches provide setbacks from the natural boundary of all creeks and tributaries supplying water to either to the Ophir Reservoir or Star Gulch, with greater setback distances required for steep bank areas where erosion potential is higher or where closer proximity land excavation would jeopardize slope stability.

4. THAT the Blackjack Ski Club shall adhere to the fullest practical extent with the Topping Creek Best Management Practices while working on trails within the City's watershed.
5. THAT the Blackjack Ski Club assumes full financial responsibility for any remedial work necessary in relocating the trail adjacent to Ophir Reservoir and for all works on trails within the City's boundaries.
6. THAT Blackjack Ski Club adheres to the conditions of the Tree Retention Bylaw and applies for a tree removal permit.
7. THAT Blackjack Ski Club follows the guidelines in the Rossland OCP, Section 33, with particular attention to sections 33.4.4 and 33.4.15:

33.4.4 - Riparian reserve zone setbacks will be staked and determined by a qualified registered professional.

33.4.15 - Where a development proposal is situated within an environmentally sensitive area, an environmental review prepared by a qualified registered professional (e.g. RPBio, P Ag, BCSLA/CSLA) will be required. The requirement for an environmental review can be waived where the applicant, City government staff and federal and provincial government agencies agree that development impacts will be negligible.

8. THAT the new trail location, on City owned land, West of the Ophir Reservoir be subject to approval by City Staff.

CARRIED

Moved by Councillor Spearn / Seconded by Councillor Wallace

THAT Staff enter into an agreement with the Blackjack Ski Club which indemnifies the City of all liability in the case of any incident resulting in injury to any Blackjack Member or guest on any trail on City owned land.

CARRIED

Close of Meeting

Mayor Granstrom closed the meeting at 11:50 pm

I hereby certify the preceding to be a true and correct account of the Special Meeting of Council held on September 25, 2009.

Mayor

Corporate Officer