



THE GOVERNMENT OF  
THE PROVINCE OF BRITISH COLUMBIA

1354

APPROVED AND ORDERED APR. 29 1976

*Bob T. ...*  
**Administrator**  
~~Lieutenant-Governor~~

EXECUTIVE COUNCIL CHAMBERS, VICTORIA APR. 29 1976

Pursuant to the **Administrator** Municipal Act, and upon the recommendation of the undersigned, the ~~Lieutenant-Governor~~, by and with the advice and consent of the Executive Council, orders that By-law No. 191 of the Regional District of North Okanagan cited as "Rezoning By-law No. 191, 1976, No. 1" be approved in the form of by-law hereto attached.

*lw*

*[Signature]*  
Minister of Municipal Affairs.

*[Signature]*  
Presiding Member of the Executive Council.

REGIONAL DISTRICT OF NORTH OKANAGAN

BY-LAW NO. 191

A By-law to amend Zoning By-law No. 62

The Regional Board of the Regional District of North Okanagan in open meeting assembled enacts as follows:

1. Rezone Lot 1, Plan 1972 District Lot 409, O.D.Y.D., Electoral Area "D" Swartz Road from Rural-Residential to Non-Urban.
2. For the purposes of this section, the following definitions shall apply:  
"Natural Boundary" - means the visible high-water mark of any lake, river, stream or other body of water where the presence and action of the water are so common and usual, and so long continued in all ordinary years, as to mark upon the soil of the bed of the lake, river, stream, or other body of water, a character distinct from that of the banks thereof, in respect to vegetation, as well as in respect to the nature of the soil itself.
3. "Notwithstanding any other provisions of this by-law, no building shall be constructed, nor mobile home located:
  - (a) with the underside of the floor system of any area used for habitation, business, or storage of goods damageable by floodwaters, or in the case of a mobile home, the ground level on which it is located, lower than five (5) feet above the natural boundary of Bessette Creek.
  - (b) within fifty (50) feet of the natural boundary of Bessette Creek. If landfill is used to achieve the required elevation, no portion of the fill slope shall be closer than the above distance from the natural boundary, and the face of the fill slope must be adequately protected against erosion from floodwaters.Provided that, with the approval of the Deputy Minister of Water Resources, these requirements may be reduced."

4. This by-law may be cited as "Rezoning By-law No. 191, 1976, No. 1".

READ A FIRST TIME this 14th day of January, 1976.

READ A SECOND TIME this 14th day of January, 1976.

READ A THIRD TIME this 14th day of January, 1976.

Advertised on the 30th day of December, 1975 and the 7th day of January, 1976, and a Public Hearing held pursuant to the provisions of Section 798A of the Municipal Act on the 14th day of January, 1976.

Received the approval of the Department of Highways this \_\_\_\_\_ day of \_\_\_\_\_ 1976.

Received the approval of the Lieutenant Governor in Council this \_\_\_\_\_ day of \_\_\_\_\_, 1976.

RECONSIDERED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 1976.

\_\_\_\_\_  
SECRETARY-TREASURER

\_\_\_\_\_  
CHAIRMAN

I hereby certify the foregoing to be a true and correct copy of By-law No. 191, cited as "Rezoning By-law No. 191, 1976, No. 1" as read a third time by the Regional Board on the 14th day of January, 1976.

  
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SECRETARY-TREASURER

I hereby certify the foregoing to be a true and correct copy of By-law No. 191, being "Rezoning By-law No. 191, 1976, No. 1" as reconsidered and adopted by the Regional Board on the \_\_\_\_\_ day of \_\_\_\_\_, 1976.

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SECRETARY-TREASURER