



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**TREES, VIEWS & LANDSCAPES COMMITTEE MEETING
OF THE VILLAGE OF LIONS BAY
HELD ON THURSDAY, JANUARY 23, 2020 at 9:30 AM
ON SITE: 233 BAYVIEW ROAD**

AGENDA

- 1. Call to Order**
- 2. Appointment of Recorder**
- 3. Approval of the Agenda**
- 4. Public Questions & Comments**
- 5. Approval of Minutes**
 - A. Trees, Views and Landscapes Committee – January 9, 2020 (Page 3)
- 6. Business Arising from the Minutes**
 - A. Tree Application #98: 385 Oceanview Road – Discussion of previous application and steps moving forward
- 7. Unfinished Business**
- 8. New Business**
 - A. Tree Application # 99: 233 Bayview Road (Page 5)
- 9. Public Questions & Comments**
- 10. Adjournment**

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Minutes of the Tree Committee meeting

January 9th, 2020

On-site @ 385 Oceanview Road - #98

In attendance; Chair, Simon Waterson, Mike Jury and Jay Barber

1. The meeting was called to order at 09:37 am.
2. Simon Waterson was appointed Recorder for the meeting.
3. The Agenda was approved unanimously.
4. Public Participation – Charlie Bradbury, Simon Hardy and Bruce Kennedy.
5. The minutes from the previous meeting on October 30th, 2019 were approved unanimously.
6. Old Business; None.
7. New Business

Tree Application #98 – 385 Oceanview Road - moved by Simon Waterson; Seconded by Jay Barber, that:

- a) *As requested, the applicant is permitted to trim and level off the four (4) Firs mentioned in the application. The trim line should be no further than the second wire down, the top wire being number one. The applicant must clean up and remove all associated debris.*
- b) *The dogwood mentioned in the application should be removed. Topping is not permitted. The applicant must clean up and remove all associated debris.*

The general feeling was that all parties present, were uncomfortable with the trees being removed because of privacy. Bruce Kennedy who was in attendance, was against any further trimming or cutting, as was Cheryl McKelvie, who was not in attendance. The Dudleys and the McLaughlins, who were not in attendance, had no objection.

Therefore, to satisfy the applicant's desire to preserve some of the view that existed when she purchased the property, the above was seen by the tree committee as a fair compromise.

Because the Fir trimming is viewed as maintenance, the applicant should be allowed to trim, no lower than the second line, at any time, providing that they notify the Lions Bay village office in advance.

8. Adjournment; - The meeting adjourned at 10:12 am.

Simon Waterson

Recorder

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THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

RECEIVED
OCT 22 2019

Schedule "A"

Tree Cutting Application Form

All fields must be completed

Applicant's Full Name: ROMANA EATON	
Address: 233 BAYVIEW ROAD	
Phone: [REDACTED]	Email: [REDACTED]
Arborist/Contractor Name: STEVE'S TREES	
Phone:	Email:

Office Use Only	Tree Application Number: 99
Received by: SD.	Date: OCT. 22/19
Amount Paid: \$75	Cash or Cheque: Chq #070 PAID
Application Complete? (Y/N) NO	If no, reason: waiting for neighbours responses + revised diagram & ext. - REC NN12 OCT 22 2019
Date referred to Public Works: DEC 17 ASPW C170	Date returned by Public Works: (See attached comments) Dec 19
Date Application to Tree Ctte: JAN 15/20	Meeting Date:
Agenda forwarded to Tree Ctte:	Minutes received from Tree Ctte:
Council Agenda Date:	Council Decision:
Parties Notified:	
Date of Letter Notifying Applicant of Decision:	Received Damage Deposit: Name of Arborist/Contractor:
(March 1-July 31: Arborist Certification Required)	Proof of WorkSafe Certificate: Proof of Insurance (\$5 mil/VoLB Add'l Insured):
Permit Issued:	Post-work check by Public Works:
Damage Deposit Returned:	If not, reason:

To CAO ←
Rec 31/19
Jan 14/20

DEC 16
FN 2 res.
DEC 28, all received.



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

Species/Description of Tree(s):
 Variety of evergreens

Location of Tree(s):
 SOUTH SIDE OF BAYVIEW RD OPPOSITE
 233 BAYVIEW RD & ABOVE STEWART RD.

*Trees must be clearly marked with marking tape in time for the Trees, Views and Landscapes Committee's site visit.

- | | |
|--|--|
| <p>Reason for Removal:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Too close to property (foundation, garage, fence, etc.) <input type="checkbox"/> Dead, dying or diseased <input type="checkbox"/> Unattractive <input type="checkbox"/> Blocking sunlight <input type="checkbox"/> Attracting wildlife | <ul style="list-style-type: none"> <input type="checkbox"/> Interfering with infrastructure (roads, sidewalks, etc.) <input type="checkbox"/> Leaves causing problems <input type="checkbox"/> Blocking site access <input type="checkbox"/> Affecting house value <input type="checkbox"/> Hazardous <input type="checkbox"/> Interfering with view |
|--|--|

Please provide additional comments which may be useful:
 THE TREES IN THE AREA HAVE BEEN TRIMMED TO A DETERMINED LEVEL OVER MANY YEARS. WE WOULD LIKE TO TRIM THE GROWTH ABOVE THIS LEVEL AND BRING THE TREE HEIGHTS TO THE PREVIOUSLY CUT LEVEL

Replanting Plan, if any (please include anticipated timeframe for completion):
 WE WILL ALSO CLEAN OFF OVERTHANGING GROWTH WHICH PROTRUDES INTO THE ROADWAY.



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

I have attached a colour photograph or colour photocopy of the subject tree(s) with descriptive notes or markings if applicable.

I have verified the information contained within this application is correct. No cutting of Significant Trees, as defined by Schedule "C" to Village of Lions Bay Tree Bylaw No. 393, 2007, as amended, is contemplated by this application or, if it is, this fact is clearly and explicitly set out in the application along with supporting rationale.

I acknowledge that responsibility for bylaw compliance rests with me as the applicant. I will indemnify and save harmless the Village of Lions Bay, its officials, employees and agents against claims, liabilities and expenses of every kind, in respect of anything done or not done pursuant to this application or ensuing permit, if issued, including negligence and/or failure to observe all bylaws, conditions, acts or regulations.

I understand that, should this application be approved, all work performed must comply with any and all conditions of approval incorporated in the Council resolution, and that failure to comply with such conditions may result in fines, penalties and/or legal action.

ROMANA EATON

A solid black rectangular box redacting the signature of the applicant.

SEP 30 2019

Name of Applicant (Please Print)

Signature

Date Signed

SCHEDULE "B"

Permit for Tree Cutting

TREE CUTTING PERMIT NO. _____

This Permit is hereby issued to:

(name of applicant - the Permittee)

for tree cutting on municipal property near:

(insert legal description)

(insert municipal address)

in accordance with the resolution passed by Council on _____

under Agenda Item Number _____.

All work must be undertaken strictly in accordance with Village of Lions Bay Trees, Views and Landscapes Bylaw No. 393, 2007, as amended and all plans and specifications attached hereto as part of this Permit and as approved by Council.

Prior to the issuance of a tree cutting permit, an applicant shall provide a damage deposit of \$500 and the applicant, or his/her designated arborist or contractor, is required to be in good standing with WorkSafe BC and obtain and maintain at all times during the validity of the tree cutting permit, public liability insurance in the amount of \$5,000,000 in connection with the obligations under this bylaw, which insurance policies shall include deductibles and terms satisfactory to the Village, shall name the Village as an "Additional Named Insured", and shall provide that the insurer shall notify the Village in writing at least 30 days prior to cancellation of the policy. The applicant shall deliver a certified copy of the policy to the Village upon demand and evidence of coverage shall be provided in the form of an insurance certificate prior to the commencement of any work.

Where tree cutting work will result in vehicles or machinery blocking a roadway, in whole or in part, or may result in any portion of the tree falling on the roadway, the company or persons performing the work must provide cautionary roadway signage on both sides of the location and a minimum of one flag person to control traffic, and must contact the Village Office prior to undertaking the work.

INDEMNIFICATION

Without limiting any other obligation of the Permittee under this Permit or otherwise, the Permittee hereby agrees to Indemnify and Save Harmless the Village of Lions Bay (the "Village"), its elected officials, officers, employees, servants, agents and others for whom the Village is in law responsible,

from and against any liability, loss, claims, demands, damages, fines and penalties, costs and expenses (including consulting fees), investigatory and legal expenses, and any other actions or causes of actions, suits, caused by or attributed to any willful or negligent act, omission, delay, or allegations thereof on the part of the Permittee, its officers, employees, subcontractors, agents, licensees, assignees, invitees or other persons engaged in the performance, non-performance or attempted performance of the work pursuant to this Permit or anyone else for whom the Contractor is in law responsible.

THIS PERMIT EXPIRES ON:

(Date)

CAO/Village Manager

Dated this _____ day of _____, 20__.

HOUSEHOLDS INFORMED.

242 BAYVIEW RD

251 STEWART

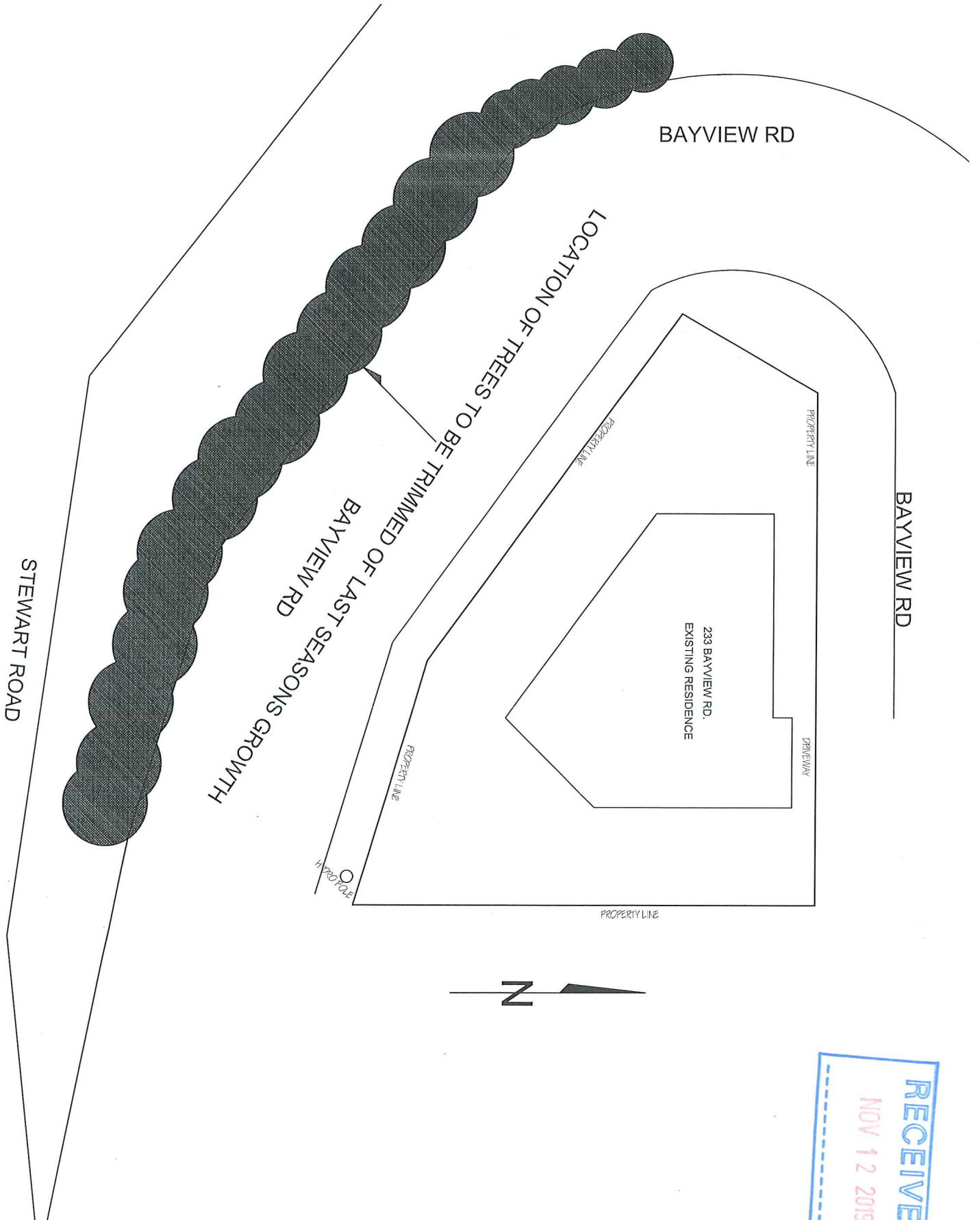
258 STEWART

259 STEWART

260 STEWART (VACANT)

261 STEWART

262 STEWART



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NOV 12 2019





Public Works Tree Cutting Referral Comments

Tree Cutting Application Number:	99
Name of Applicant:	ROMANA EATON
Address of Applicant:	233 BAYVIEW ROAD
Location of Tree(s):	SOUTH WEST OF 233
Clearly on Municipal Land: (Y/N) (If no, survey required at applicant's cost)	YES
Location in Relation to Municipal Infrastructure (Present & Future):	NA
Location in Relation to Others' Infrastructure (Telus / Hydro Lines, etc.):	NA
Slope Stability Considerations:	YES
Replanting Required (Y/N and recommendations, if any):	
Other Considerations / Comments:	SELECTIVE THINNING OF MATURE TREES LEAVING SMALLER TREES TO REPLACE THEM, TOPPING THE OTHERS. TREE TOPPING IS NOT A GOOD PRACTICE. GARTH B.
Attachments (Y/N and Description):	

CAO Comments

Note: neighbor comments regarding rockfall are incorrect. The rock that fell was dislodged from 220 Bayview Rd and the rock fell near the end of Stewart Road, beyond the area under consideration here. The cause of the fall had to do with a pond and gardening area created by the owners, near the top of the slope, rather than with any tree removals.

The recommendations of Public Works recognizes the need for trees to stabilize the subject slope, but to do so by selectively removing some of the larger trees and allowing for the smaller ones to fill in the spaces and result in less of a need to top going forward. Topping is condoned for the remainder in the circumstances.