



The Planning Institute of BC
In partnership with the City of Penticton host:

Current Topics in Planning Law

With Bill Buholzer and Guy Patterson from Young Anderson Barristers & Solicitors

Friday, September 22, 2023

10:00am to 3:30pm at the Penticton Lakeside Resort (21 Lakeshore Drive West)
Coffee, Tea and Snacks 9:30am to 10:00am - Lunch break 12:30pm to 1:30pm

Topics to be covered:

1. Basics

- 1) Non conforming uses
 - Legislation
 - Common law

- 2) Tourist Accommodation
 - Owner-occupancy
 - Enforcement
 - Overlap with business licencing

- 3) Affordable Housing
 - Old tools
 - New directions
 - Mobile and manufactured home parks

- 4) Covenants
 - If time permits

2. Legislation

- 1) *REDMA* and earlier marketing
- 2) *Housing Supply Act*
- 3) Housing plan implementation
- 4) *Municipalities Enabling and Validating Legislation*
 - Overview
 - Whistler, Nita Lake example
 - Vancouver, Arbutus Street example

3. Case Law

- 1) *Vanderhaeghe v Sunshine Coast (Regional District)*, 2022 BCSC 2100
 - Development Permit (with variance?)
- 2) *Cowichan Valley (Regional District) v. Wilson*, 2023 BCCA 25
 - Riparian area protection
- 3) *Hammer Head Equities Inc. v Rossland (City)*, 2023 BCSC 73
 - Development permit and tree protection
- 4) *V.I.T. Estates Ltd. v. New Westminster (City)*, 2023 BCCA 183
 - Rental tenure zoning
- 5) *6165347 Manitoba Inc. v Smith et al.*, 2023 MBKB 114
 - Planners behaving badly?
- 6) *Onni Wyndansea Holdings Ltd. v. Ucluelet (District)*, 2023 BCCA 342
 - “Downzoning” and non-conforming uses

Social event to follow - 3:30pm to 6:30pm

@

Neighbourhood Brewing
187 Westminster Ave W, Penticton
www.neighbourhoodbrewing.com