



The Corporation of the District of North Cowichan

Public Notice Bylaw

Bylaw 3906

WHEREAS a Council must give notice of certain bylaws, public meetings, elections, public hearings, disposition of land or other matters by advertising, if the *Community Charter* or another Act requires notice to be given;

AND WHEREAS pursuant to section 94.2 of the *Community Charter*, a Council may, by bylaw, provide for an alternative means for publishing a notice instead of publishing the notice in a newspaper in accordance with section 94.1(1)(a) and (b);

AND WHEREAS pursuant to section 94.2(2) a bylaw adopted under this section must specify at least two means of publication by which a notice is to be published, not including posting in the public notice posting places;

AND WHEREAS Council is satisfied that the advertising methods set out in this Bylaw are broad enough in reach to bring matters advertised by that method to the attention of residents in the area to which the bylaw, resolution or other thing relates, or in which the meeting or hearing is to be held;

AND WHEREAS Council considers that the advertising methods set out in this Bylaw are reliable, suitable for providing notices, and accessible, within the meaning of the Public Notice Regulation B.C. Reg. 52/2022;

NOW THEREFORE, the Council of The Corporation of the District of North Cowichan, in open meeting assembled, enacts as follows:

Title

1. This Bylaw may be cited as "Public Notice Bylaw No. 3906, 2023".

Alternative Advertising Method

2. When the District wishes to give notice to the public or is required under a provision of the *Community Charter*, *Local Government Act*, or any other enactment to give public notice, the notice shall be given by using the following methods to advertise, not including posting the notice to the District's public notice posting places, as follows:
 - (a) By posting the first public notice on the District's social media with a link to the District's online public notice posting place, and
 - (b) By posting the second public notice in the local newspaper.
3. The alternative notice given under section 2 of this Bylaw, shall be provided at least seven (7) days before the date for the matter for which the notice is required, unless the *Community Charter* or another Act provides otherwise. If a period is prescribed in the legislation, the notice must be published during that prescribed period.

Notification Distance for Land Use Applications

- 4. The District will provide notification to the owners or occupants within 60 metres of the subject property, if any of the following applications are to be considered in a meeting:
 - (a) A bylaw to alter the permitted use or density of an area,
 - (b) A temporary use permit, or
 - (c) A development variance permit.
- 5. The District shall deliver the notification under Section 4 of this Bylaw, by regular mail or otherwise deliver to the owners or occupants within 60 metres of the subject property for which the application is being made.
- 6. Individual notifications under Section 5 of this Bylaw must be delivered at least 10 days prior to the Council meeting where the land use permit application is being considered or the public hearing for an official community plan or zoning bylaw amendment.

Severability

- 7. If any section, subsection, sentence, clause or phrase of this Bylaw is, for any reason, held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the decision that it is invalid shall not affect the validity of the remainder of this Bylaw.

Repeal

- 8. Public Notice Bylaw No. 3406, 2012, and all amendments, are hereby repealed.

READ a first time on April 19, 2023
READ a second time on April 19, 2023
READ a third time on April 19, 2023
ADOPTED on May 3, 2023

CORPORATE OFFICER

PRESIDING MEMBER