

CITY OF

C O Q U I T L A M



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KWIKWETLEM FIRST NATION Copies to Mayor & Council
CITY WIDE OFFICIAL COMMUNITY PLAN Item for Council Meeting

MEETING MINUTES
JANUARY 8, 2002

- Correspondence Item for Council Meeting
- For Information Only
- For Response Only

A meeting of the Kwikwetlem First Nation and City of Coquitlam representatives convened on Tuesday, January 8, 2002 at 1:08 p.m. at the City of Coquitlam, Council Committee Room, 3000 Guildford Way, Coquitlam, BC with the following persons present:

P.H. GUPED
GMCS

COUNCIL MEMBERS PRESENT: Mayor J. Kingsbury
Councillor Daniel Chiu
Councillor Louella Hollington
Councillor Diane Thorne

STAFF: N. Cook, City Manager
W. Jones, Deputy City Manager
R. Hicks, General Manager Corporate Services
T. Wingrove, City Clerk

KWIKWETLEM FIRST NATION MEMBERS PRESENT: G. Joe, Councillor and Fisheries Manager
G. Chaffe, Resource Worker
S. Ashcroft, Solicitor
J. Pritchard, Anthropologist
J. Spence, Department of Fisheries and Oceans

ITEM I - NEW BUSINESS

1 Introductions – Mayor Jon Kingsbury

Mayor Kingsbury thanked the Kwikwetlem First Nation representatives for attending this information session and provided regrets from Council members not in attendance who had work commitments.

2 Overview of City Wide Official Community Plan and Input by Kwikwetlem First Nation

Mayor Kingsbury presented a brief overview of Citywide Official Community Plan (CWOCP) content and process and asked for comments and input by Kwikwetlem First Nation representatives.

Mr. Chaffee stated that the Kwikwetlem First Nation band has been researching its history and location of burial remains and is concerned with surface run-off which has increased significantly since 1963 from Eagle Mountain, Coquitlam Mountain and Mary Hill and is compromising these burial sites. He further stated the Kwikwetlem First Nation is concerned with federal land within the Official Community Plan as Kwikwetlem First Nation have made claim to parcels of Crown land in Coquitlam. He finally stated that the siltation levels due to logging are of concern and asked that no dikes be constructed up river until further studies have been completed.

Councillor Joe provided an account of a recent funeral experience and stated that increased bed level has damaged the graveyard and bodies have floated to surface.

Mayor Kingsbury noted that a stormwater management plan for Burke Mountain will be completed and Kwikwetlem First Nation is invited to provide a consultant to participate in this study.

Mr. Chaffee stated that surface run-off increasing on Eagle Mountain and that Kwikwetlem First Nation needs to know the source of this water flow. He stated that Kwikwetlem First Nation would like to participate in the stormwater management planning.

Mr. Chaffee further asked that the proposed CWOCP address hunting rights and archaeological sites of the Kwikwetlem First Nation.

Mr. Chaffee requested that Kwikwetlem First Nation be advised of the future transfer of land from the Government of Canada for the Province of British Columbia and be invited to participate in this process.

Mr. Pritchard stated that bands with fewer than 100 members are encouraged to partner with others and that the Governments of British Columbia and Canada have refused Kwikwetlem First Nation the ability to participate in the treaty process but not rescinded their aboriginal rights.

Mr. Ashcroft stated that the Katzie First Nation wanted to take over Kwkwetlem First Nation interests so Kwkwetlem First Nation declined to participate in the treaty process in this manner. He further stated that excess federal lands are offered to Ministries for their use and then to First Nations who have made claim to these properties.

Mr. Chaffee showed the location of Kwkwetlem First Nation burial sites and provided a copy for consideration by the City of Coquitlam.

Councillor Joe stated that archiaological sites, the band graveyard, mass graveyard, archaeological site and spiritual site have been mapped by the Kwkwetlem First Nation.

Mr. Chaffee noted that there are other native peoples who were buried outside the graveyard for various reasons and that the mapped graveyard does not indicate the full nature of lands in question.

Mayor Kingsbury asked for a written submission prior to the Public Hearing scheduled for 2002 January 24.

Mr. Chaffee stated that the Department of Fisheries and Oceans was present to represent the interests of the Coquitlam River and its streams as a result of development and the City Wide Official Community Plan.

Mr. Ashcroft stated that the portion of IR2 outside of the dike in Port Coquitlam is fish habitat and that appropriate measures must be taken to protect this land.

Mayor Kingsbury noted that much of the property in this area which is contributing to this issue is privately owned and not resulting from development nor any City approvals.

Councillor Hollington provided an explanation of storm water run-off and noted that run-off ponds have been required as part of development on the Westwood Plateau.

Mr. Chaffee stated that any federal land in their traditional territory, placement of dykes and Coquitlam River impacts are of concern to the Kwkwetlem First Nation.

Councillor Joe requested technical studies related to the Riverwalk Development and notes that this request would be forwarded to City staff.

Mr. Chaffee stated that Kwkwetlem First Nation concerns are not limited to the CWOCP but any development in Coquitlam for surface run-off which may affect their traditional territory.

Councillor Joe provided background information for diking which started in 1991 with Province of British Columbia and negotiations to maintain the graveyard and was told that the mathematical model and hydrology report were not available.

Mayor Kingsbury thanked Kwkwetlem First Nation representatives for their input to the CWOCP and asked for a written submission and a copy of traditional mapping sites.

Mr. Pritchard stated use of Crown land and development of this land will infringe on aboriginal rights and some recognition of these rights should be included in the CWOCP. The City of Coquitlam should refer all permit applications on government lands to the Kwkwetlem First Nation for their consideration and comments. He stated that BCBC applying for a permit was an example of the requested referral to Kwkwetlem First Nation to consider the impact to aboriginal rights to this property. He stated that any agency that infringes on aboriginal rights will be responsible for compensation. He further stated that the time to negotiate this matter amicably is now to develop a mechanism to address this matter.

The City Manager stated that the City of Coquitlam meets all *Local Government Act* requirements for referral and consultation and that a referral of all permit applications to Kwkwetlem First Nation would not be workable.

Mr. Pritchard stated that the City of Coquitlam has a positive obligation and not a passive obligation to inform First Nations of any issues which may impact aboriginal input and title.

Mr. Ashcroft stated that infringement of Section 35 of the *Constitution Act* may occur with adoption of CWOCP.

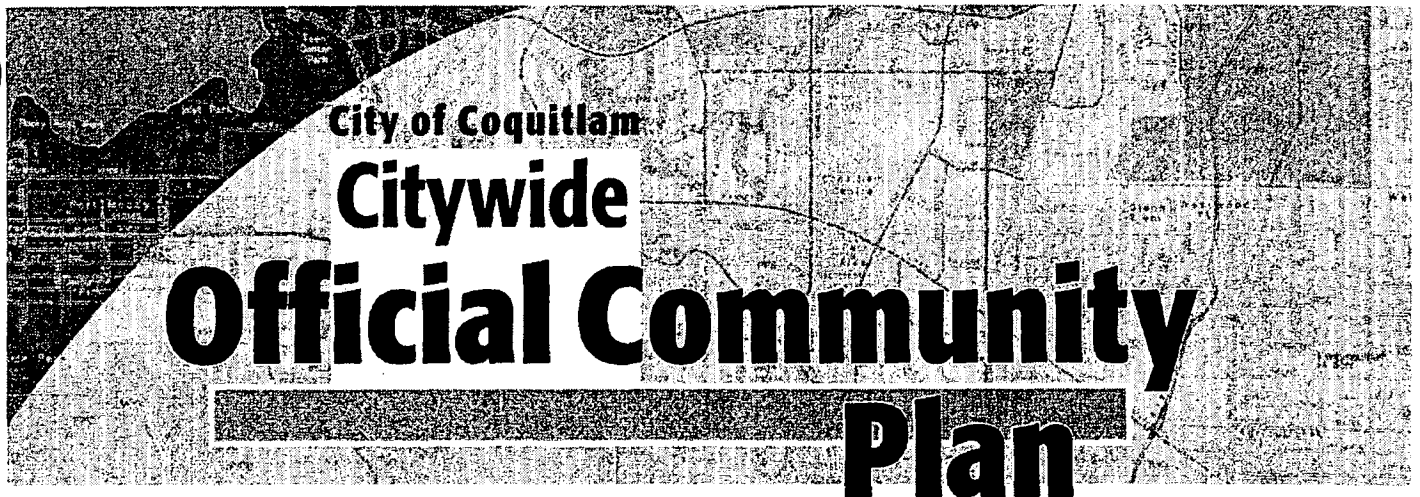
The City Manager stated City staff will review requirements of relevant legislation and confirmed that the intention was certainly to comply.

Mr. Chaffee expressed his appreciation behalf of Chief Joe and Council for taking the time to receive this input and respond to questions.

Mayor Kingsbury expressed his appreciation on behalf of the City of Coquitlam for this session and requested written submission prior to Public Hearing on 2002 January 24.

ITEM II – ADJOURNMENT

Meeting adjourned at 1:54 p.m.

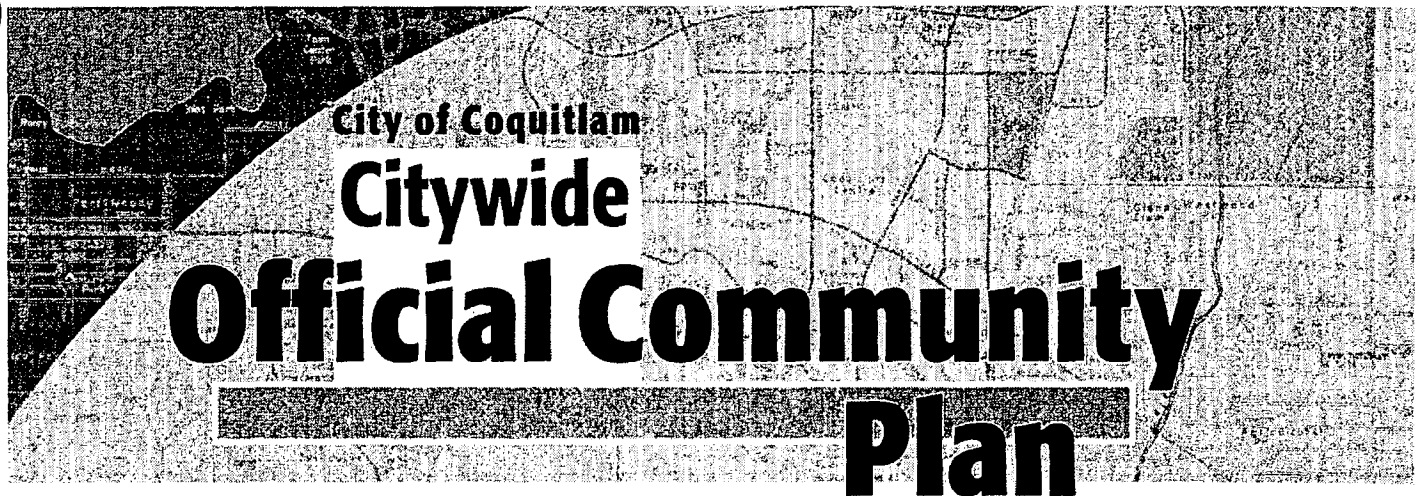
The graphic features a background map of the City of Coquitlam. The text is overlaid on the map. At the top left, it says "City of Coquitlam" in a smaller font. Below that, "Citywide" is written in a large, bold, sans-serif font. The words "Official Community" are written in an even larger, bold, sans-serif font, spanning across the middle of the graphic. The word "Plan" is written in a large, bold, sans-serif font at the bottom right, partially overlapping a dark horizontal bar.

City of Coquitlam
Citywide
Official Community
Plan

RECOMMENDATION

"That Council:

- 1) give consideration to First Reading of City of Coquitlam Citywide Official Community Plan Bylaw No. 3479, 2001 which includes objectives and policies to provide direction for the entire City, and consolidates the content of the existing bylaws;
- 2) in accordance with Section 882 of the *Local Government Act*, consider Bylaw No. 3479 in conjunction with the 2001 Financial Plan Bylaw No. 3416 and 2002 Financial Plan Bylaw No. 3480; Waste Management Plan and the Economic Development Plan: Action Plan 2000;
- 3) refer Bylaw 3479, 2001 to the B.C. Land Reserve Commission in conformity with Section 882 of the *Local Government Act* and the Regional Context Statement of the same Bylaw to the Board of the Greater Vancouver Regional District for acceptance in conformity with Section 866 of the *Local Government Act*;
- 4) refer Bylaw No. 3479, 2001 to Public Hearing;
- 5) having given consideration to the requirements of Section 879 of the *Local Government Act*, and having previously requested staff to advise of willingness to consult with other affected agencies, direct staff to send copies of the proposed Citywide Official Community Plan for comment by the Public Hearing date:
 - each municipality adjacent to the area covered by the plan;
 - the Band Councils of the Kwikwetlem First Nations and Katzie First Nations;
 - School District #43; and
 - the Greater Vancouver Regional District, TransLink, Fraser River Estuary Management Program and the Provincial and Federal Governments;
- 6) approve the Citywide Official Community Plan Implementation Strategy (Attachment 3) to direct staff to report regularly on how the corporation is progressing in implementing the plan."



PART 2 – ACHIEVING THE PLAN GOALS

- **A Compact, Complete Community by Nature**
- **A Healthy Environment**
- **Housing Choices in Distinctive Neighbourhoods**
- **A Vital Economy**
- **Strategic Transportation Choices**
- **Meeting Changing Community Service and Infrastructure Needs**
- **Plan Implementation and Monitoring**



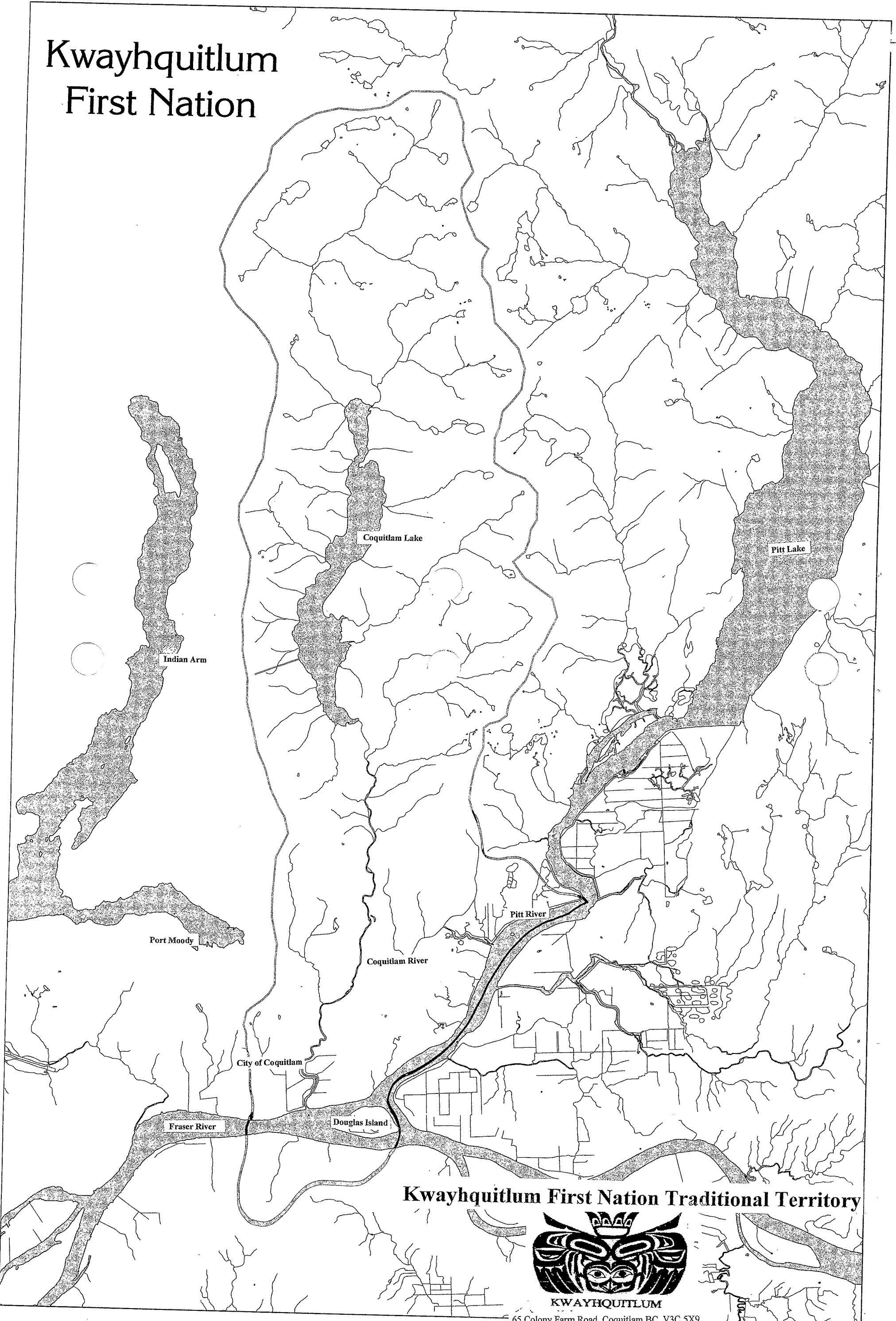
PART 3 – AREA AND NEIGHBOURHOOD PLANS

- **Southwest/Town Centre Area Plans**
 - **Maillardville Neighbourhood Plan**

- **Northwest Area Plan**

- **Northeast Area Plan**

Kwayhquitlum First Nation



Kwayhquitlum First Nation Traditional Territory



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