

# ATTACHMENT A

## PERMIT TERMS AND CONDITIONS

### TERMS OF PERMIT

“City of Nanaimo Zoning Bylaw 2011 No. 4500” is varied as follows:

1. Section 6.3.1.5. – *Location and Siting of Buildings and Structures to Water Courses* – reduce the minimum watercourse setback from 30m to 6.9m as measured from the top of bank of Cottle Creek in order to permit the construction of the proposed single residential dwelling and site improvements.

### CONDITIONS OF PERMIT

1. The subject property is developed in accordance with the proposed Site Plan prepared by Kate Stefiuk Studio, received 2020-JUN-01, as shown on Attachment C.
2. The subject property is developed in accordance with the Environmental Assessment prepared by Toth and Associates Environmental Services dated 2019-OCT-21.
3. The subject property is developed and maintained in substantial compliance with the Vegetation Management Plan and Three-Year Monitoring and Maintenance Plan prepared by Kate Stefiuk Studio, received 2019-NOV-29, as shown on Attachment E.
4. Security is to be submitted prior to building permit issuance and held for three years from the date of completion, to ensure the lot is developed in accordance with the proposed Vegetation Management Plan and Three-Year Monitoring and Maintenance Plan. A certified Letter of Completion is required from a qualified professional at the end of the three-year maintenance period.
5. The subject property is developed in accordance with the proposed Landscape Plan and Details prepared by Kate Stefiuk Studio, received 2020-JUN-01, as shown on Attachment F.
6. Permanent, post and rail fencing adjacent Cottle Creek with signage identifying the environmentally-sensitive area is to be installed prior to Building Permit issuance.
7. Discharge of the Fish & Wildlife Covenant (EJ95044) or proof of encroachment permission from Provincial Ministry required prior to Building Permit issuance.
8. Tree removal permit issuance required prior to Building Permit issuance.
9. Temporary construction fencing identifying the 15m setback to the sea is to be in place prior to any construction activity.