



Regional Board Report

TO: Regional Board

FROM: Wayne Darlington
Manager of Park Planning & Capital Projects

DATE: November 4, 2021

SUBJECT: Glen Canyon Regional Park Crown Land Tenure Renewal - File 3406305

Voting Entitlement: *All Directors - Unweighted Corporate Vote - Simple Majority - LGA 208*

Purpose: To seek approval to renew the provincial Crown Land Licence of Occupation for Glen Canyon Regional Park.

Executive Summary:

Glen Canyon Regional Park is a conservation park located in the City of West Kelowna. In 2017, the License of Occupation expired and is currently operating on a month-to-month basis with the Province of BC. During this time, the Province has adopted a policy of renewing all Provincial Crown tenures with a 30-year term where possible. As such, the Province of BC is now preparing a renewal License of Occupation Agreement for Glen Canyon Regional Park under the same terms and conditions as the previous agreement with a 30-year term. In order to complete the preparation of this renewal document the Province of BC is requesting Regional Board approval of the recommendation below.

RECOMMENDATION:

THAT the Regional Board agrees to acquire a 30-Year License of Occupation with the Province of British Columbia for Glen Canyon Regional Park over the land that part of District Lot 3479, Osoyoos Division Yale District, containing 32.0 hectares, more or less for regional park purposes.

Respectfully Submitted:

A handwritten signature in black ink that reads "Wayne Darlington".

Wayne Darlington, Manager - Park Planning

Approved for Board's Consideration

A handwritten signature in black ink that reads "Brian Reardon".

Brian Reardon, CAO

Prepared by: Beverley Krakau, Administrative Assistant

Attachment(s):

- Map of Glen Canyon Regional Park
- Glen Canyon Existing License 342029 File 3406305

Implications of Recommendation:

Strategic Plan:	The operation of the Regional Parks Service over Crown lands assists in delivering critical park access to all residents of the Central Okanagan and meets the strategic priorities of the Regional Board: Transportation and Mobility; Economic Development; and Environment.
Financial:	No additional financial requirements as this is a renewal of an existing provincial Crown tenure agreement. On-going operational and capital funding is considered through the development of annual financial plans.
Policy:	Bylaw #884 Official Regional Parks Plan and the Regional Parks and Greenways Plan for the Central Okanagan (2008-2020) provides the overall general guidance for the delivery of Regional Parks.
Legal/Statutory Authority:	Local Government Act Section 191; Regional Parks and Regional Trails Regulation (B.C. Reg. 361/2004, O.C. 772/2004).

Background:

The Regional District operates a number of parks wholly or partially under provincial Crown land tenures, either as a lease or licence of occupation agreement for both foreshore and upland portions of the parks. In total the Regional District has 20 tenure agreements with the Province of BC, located in 29 parks (21 Regional Parks, 6 Central Okanagan West Electoral Area Community Parks and 2 Central Okanagan East Electoral Area Community Parks).

Each provincial Crown tenure has a different term, however in the past a typical Province of BC Crown tenure term was 10 years. The Province is looking to extend these terms on the renewals of all the provincial Crown tenures to 30 years where possible. The Province has experienced a back log of renewals as a result of the flood years of 2017 and 2018, and a current pandemic, where provincial staff and resources have been stretched in dealing with outcomes these situations.

Glen Canyon Regional Park is 92 hectares in size, consisting of 32.0 hectares of Crown land tenure and 60 hectares of RDCO owned/leased lands. The Park is classified as Trails (Greenways). This natural park has a network of non-designated and designated trails, including trail wayfinding signs, parking and washroom facilities, interpretive kiosks, wood crib steps, timber stairs and park benches.

The Crown land Licence of Occupation is ready for renewal and the Province of BC requires Regional Board approval to renew the Licence of Occupation as per the terms of the tenure agreement. As a result, and in conclusion, staff request that the Regional Board approve the renewal of the Crown Land Licence of Occupation for a term of 30 years for the lands as identified in the recommendation.

External Implications:

Since the expiry date for each of these provincial Crown tenures, of October 27th, 2017, each tenure has been continued on a month-to-month basis as per the tenure agreements. It is critical to work with the province to renew each tenure as the province finds the time and resources to prepare each tenure for renewal, in order to ensure that the parks services are maintained.

Alternative Recommendation:

THAT the Regional Board does not approve a 30-Year License of Occupation with the Province of British Columbia for Glen Canyon Regional Park over the land that part of District Lot 3479, Osoyoos Division Yale District, containing 32.0 hectares, more or less for regional park purposes.

Considerations not applicable to this report:

- *General*
- *Organizational*