



# SQ'EWÁ:LXW FIRST NATION

## SKAWAHLLOOK

### Summary of Information

## Subdivision, Development, and Servicing Law 2021

Given the inherent right of Sq'ewá:lxw to self-government and stewardship of our lands, and as enabled by the Sq'ewá:lxw *Land Code*, the Sq'ewá:lxw Land Advisory Committee recommended to Chief and Council the enactment of the *Sq'ewá:lxw Subdivision, Development and Servicing Law*. The Law was tabled at a duly convened meeting of Chief and Council on March 21<sup>st</sup>, 2017 and enacted at a duly convened meeting of Chief and Council on May 23<sup>rd</sup>, 2017.

The purpose of the *Sq'ewá:lxw Subdivision, Development and Servicing Law* is to enable land development which meets community goals, protects Sq'ewá:lxw values, and supports socio-economic objectives. A Development Permit process is defined. The harvest of trees requires a Tree Harvest Permit. The Law will apply to the whole area of the reserves (Skawahlook IR# 1 and Ruby Creek IR# 2), including to Nation Land and to land held under Certificate of Possession, and to members and non-members.

Development is defined as:

- Subdivision or partitioning of land;
- Stratification or other division of legal interests in lands or structures into strata units, sub-leases or shares;
- Development of land;
- Installation of roads, intersections, sewer, water, and other infrastructure;
- Construction, alteration, enlargement, addition, demolition or removal of industrial, commercial or residential structures, including the installation, demolition, or removal of swimming pools and decks;
- Cutting of trees or disturbance of soil; and
- Deposit or removal of more than 6 m<sup>3</sup> of soil, gravel or other materials.

The following do not require a permit:

- Construction of any non-residential structure the footprint of which is less than 200 square feet;
- Construction of an accessory building within 10 meters of the primary building if carried out in accordance with the FireSmart requirements;
- Construction or finishing of trails, driveways, or internal roads for single family residential sites on which the internal road or driveway is completely within a single parcel of land;
- Landscaping and minor yard work which does not require excavation deeper than 1.5 m or the removal or deposit of more than 6 m<sup>3</sup> of soil, gravel, or other material; and
- Installation of trailers and temporary structures provided such trailers and temporary structures have no hook-ups or connections to services.

The *Sq'ewá:lxw Subdivision, Development and Servicing Law* provides for:

- The definition of works or activities requiring a development permit;
- The distinction between minor and major projects and the definition of a permitting process specific to each;
- A *Development and Permitting Guide* which provides clear and transparent processes for the developer;
- Policy which guides administration of the processes by Sq'ewá:lxw staff including internal review, Council decision making, and community input and approval as required; and
- The definition of fees supporting the application and development processes.

For more information please refer to the *Sq'ewá:lxw Subdivision, Development, and Servicing Law*.

Any questions can be directed to the Lands Manager at the Sq'ewá:lxw First Nation administration office. Potential applicants are required to discuss their project with the Lands Manager before submitting an application.

Copies of the Law are available on line or in hard copy at the administration office.

Version 1.1 March 31<sup>st</sup>, 2021.