

## **APPENDIX II**

(4 page excerpt from Bylaw 1824)

**THIS CONSOLIDATED BYLAW IS FOR CONVENIENCE PURPOSES ONLY AND SHOULD NOT BE USED FOR LEGAL OR INTERPRETIVE PURPOSES WITHOUT REFERENCE TO THE ORIGINAL BYLAW AND AMENDING BYLAWS.**

### **COMOX DRAINAGE INFRASTRUCTURE PROTECTION BYLAW 1824**

#### **SCHEDULE B**

#### **ACKNOWLEDGEMENTS AND CERTIFICATIONS**

**(to be attached to Erosion and Sediment Control Plan)**

#### **PROPERTY DESCRIPTION**

Civic Address: \_\_\_\_\_

Legal Description: \_\_\_\_\_

<b>Check one ✓</b>	<b>Type of development</b>	<b>Bylaw 1824 Section Number</b>	<b>Parts of this form required</b>
	Subdivision	10(a)	1,2(a),3(a),4,5
	Building permit – minor development	11(b)	2(b),3(b),4,5
	Building permit – other development	10(b)	1,2(a),3(a),4,5
	Soil removal or deposit	10(c)	1,2(a),3(a),4,5
	Tree cutting	10(d)	1,2(a),3(a),4,5

("Minor development": the construction of, addition to or alteration of a maximum of one single- or two-family dwelling, coach house, secondary suite, bed and breakfast accommodation, home occupation, or accessory buildings and structures thereto where Comox Zoning Bylaw 1850 does not permit more than one single- or two-family dwelling on a parcel.)

#### **PART 1: DESIGNATED PROFESSIONAL ENGINEER'S CERTIFICATION**

The undersigned member of the Association of Professional Engineers and Geoscientists of British Columbia certifies that the Erosion and Sediment Control Plan to which this certification is attached complies in all respects with Comox Drainage Infrastructure Protection Bylaw 1824 including the external standards referenced in s. 13(a) of the Bylaw.

Name of Engineer or Geoscientist: \_\_\_\_\_

Signature: \_\_\_\_\_

Telephone Contact Number: \_\_\_\_\_

Email address: \_\_\_\_\_

Seal:

**PART 2(a): DESIGNATION OF ENVIRONMENTAL MONITOR AND OWNER'S ACKNOWLEDGEMENTS**

The undersigned owner of the land described above acknowledges and represents to the Town of Comox that:

1. I have engaged \_\_\_\_\_ (the "Designated Environmental Monitor") to monitor the work that is the subject of the Erosion and Sediment Control Plan to which this certification is attached, including without limitation to sample and analyse in accordance with the Plan surface water that is being discharged from the land; to deal with any incidents of excess turbidity or suspended solids in accordance with the Bylaw and the Plan including by halting all work until the incident is resolved; to modify the Plan as required and secure the Town's approval of any such modifications and, the approval of the professional engineer or geoscientist who prepared the Plan; to notify the Municipal Engineer of any onsite or off-site deficiencies or infractions of the Bylaw that have not been resolved in 24 hours; to provide certifications to the Town preceding and following the completion of the work that the work has been performed in accordance with the Plan; and generally to ensure that the work is performed in accordance with Comox Drainage Infrastructure Protection Bylaw 1824;
2. I will not terminate the engagement of the Designated Environmental Monitor before the certifications mentioned above are provided to the Town, without engaging a replacement Designated Environmental Monitor and providing to the Town a replacement for this document with the replacement Designated Environmental Monitor's acknowledgement of appointment; and
3. The Town may, in the event of any contravention of the Bylaw or failure to comply with and implement the Erosion and Sediment Control Plan, at its discretion issue a Stop Work Order, commence a prosecution, issue a municipal ticket or use security that I have provided to remedy the contravention.

Name of Owner: \_\_\_\_\_

Signature of Owner: \_\_\_\_\_

Telephone Contact Number: \_\_\_\_\_

Email address: \_\_\_\_\_

*(PART 2(b) deleted, Bylaw 1824.01, Apr 19, 2023)*

**PART 2(b): DESIGNATION OF ENVIRONMENTAL MONITOR AND OWNER'S ACKNOWLEDGEMENTS**

### **PART 3(a): DESIGNATED MONITOR'S CERTIFICATION**

The above-named and undersigned Designated Environmental Monitor, being

an engineer, registered professional biologist, geoscientist, applied science technologist or applied science technician who is registered and in good standing in British Columbia, is trained in designing and implementing ESC plans, is responsible for inspecting, monitoring and reporting on the ESC facilities constructed and installed pursuant to an ESC plan under the Bylaw, certifies that:

1. the Erosion and Sediment Control Plan to which this certification is attached in my opinion complies in all respects with Comox Drainage Infrastructure Protection Bylaw 1824 including the external standards referenced in s. 13(a) of the Bylaw; and
2. I have been engaged by the above signed owner of the land described above to monitor the work that is the subject of the Erosion and Sediment Control Plan, including without limitation to sample and analyse in accordance with the Plan surface water that is being discharged from the land; to deal with any incidents of excess turbidity or suspended solids in accordance with the Bylaw and the Plan including by halting all work until the incident is resolved; to modify the Plan as required and secure the Town's approval of any such modifications and, the approval of the professional engineer or geoscientist who prepared the Plan; to notify the Municipal Engineer of any onsite or off-site deficiencies or infractions of the Bylaw that have not been resolved in 24 hours; to provide certifications to the Town preceding and following the completion of the work that the work has been performed in accordance with the Plan; and generally to ensure that the work is performed in accordance with Comox Drainage Infrastructure Protection Bylaw 1824, and I acknowledge my duties to the Town in that regard.

Name of Designated Environmental Monitor: \_\_\_\_\_

Professional Designation: \_\_\_\_\_

Telephone Contact Number: \_\_\_\_\_

Email address: \_\_\_\_\_

Signature: \_\_\_\_\_

*(PART 3(b) deleted, Bylaw 1824.01, Apr 19, 2023)*

### **PART 3(b): DESIGNATED ENVIRONMENTAL MONITOR'S CERTIFICATION**

**PART 4: PRE-CONSTRUCTION CERTIFICATION OF DESIGNATED ENVIRONMENTAL MONITOR**

The undersigned certifies that all pre-construction erosion and sediment control facilities and measures identified in the Erosion and Sediment Control Plan to which this certification is attached have been installed and are operational. I acknowledge that the Town will be relying on this certification in issuing a building permit, tree cutting permit or subdivision approval.

Name of Designated Environmental Monitor: \_\_\_\_\_

Signature: \_\_\_\_\_

**PART 5: POST-CONSTRUCTION CERTIFICATION OF DESIGNATED ENVIRONMENTAL MONITOR**

The undersigned certifies that the Erosion and Sediment Control Plan to which this certification is attached has been implemented, that all temporary erosion and sediment control facilities have been decommissioned, that all waste materials have been properly disposed of, and that all exposed soil areas have been stabilized and revegetated including / excluding the maintenance of planting and revegetated areas for a minimum 1 year period, all in accordance with Comox Drainage Infrastructure Protection Bylaw 1824. I acknowledge that the Town will be relying on this certification in determining compliance with the bylaw.

Name of Designated Environmental Monitor: \_\_\_\_\_

Signature: \_\_\_\_\_