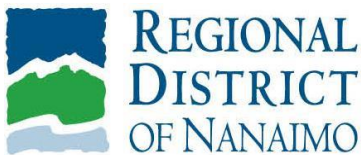


**Attachment 2
Draft Development Variance Permit**

 <p>REGIONAL DISTRICT OF NANAIMO</p>	<p style="text-align: right;">PLANNING AND DEVELOPMENT</p> <p style="text-align: right;">6300 Hammond Bay Road, Nanaimo, BC V9T 6N2 250-390-6510 or 1-877-607-4111 www.rdn.bc.ca</p> <p style="text-align: right;">DEVELOPMENT VARIANCE PERMIT NO. PL2022-075</p>
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To: ("Permittee") Margaret Miriam Logan and Allen Watt Leong

Mailing Address: c/o Peter Mason Geomatics, PO Box 185, Bowser, BC V0R 1G0

1. Except as varied or supplemented by this permit, the development variance permit is issued subject to compliance with all applicable bylaws and provincial and federal statutes and regulations.
2. This development variance permit applies only to those lands within the Regional District of Nanaimo described below, and all buildings, structures and other development thereon:

Legal Description: Lot 1, District Lot 27, Newcastle District, Plan 13438 ("Lands")

Civic Address: 5224 Gainsberg Road P.I.D.: 000-749-818

3. The Lands shall be developed strictly in accordance with the terms and conditions of this permit.
4. The Permittee, as a condition of issuance of this permit, agrees to comply with the conditions of Schedule 1, which is attached to and forms part of this permit.
5. The Permittee, as a condition of issuance of this permit, agrees to develop the Lands in substantial compliance with the plans and specifications included in Schedule 2, which is attached to and forms part of this permit.
6. With respect to the Lands, "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987" is varied as outlined in Schedules 1 and 2 which are attached to and form part of this permit.
7. Subject to the terms of the permit, if the Permittee does not substantially start construction with respect to which the permit was issued within two years after the date it is issued, the permit shall lapse in accordance with Section 504 of the *Local Government Act*.
8. This permit prevails over the provisions of the bylaw in the event of conflict.
9. The RDN shall file the notice in the Land Title Office at Victoria under Section 503 of the *Local Government Act*, and upon such filing the terms of this permit or any amendment hereto shall be binding upon all persons who acquire an interest in the Lands affected by this permit.
10. This permit is not a building permit.

Authorizing Resolution to issue passed by the Board this XXth day of Month, 2022.

Schedule 1
Terms and Conditions of Permit

The following sets out the terms and conditions of Development Variance Permit No. PL2022-075:

Bylaw No. 500, 1987 Variances

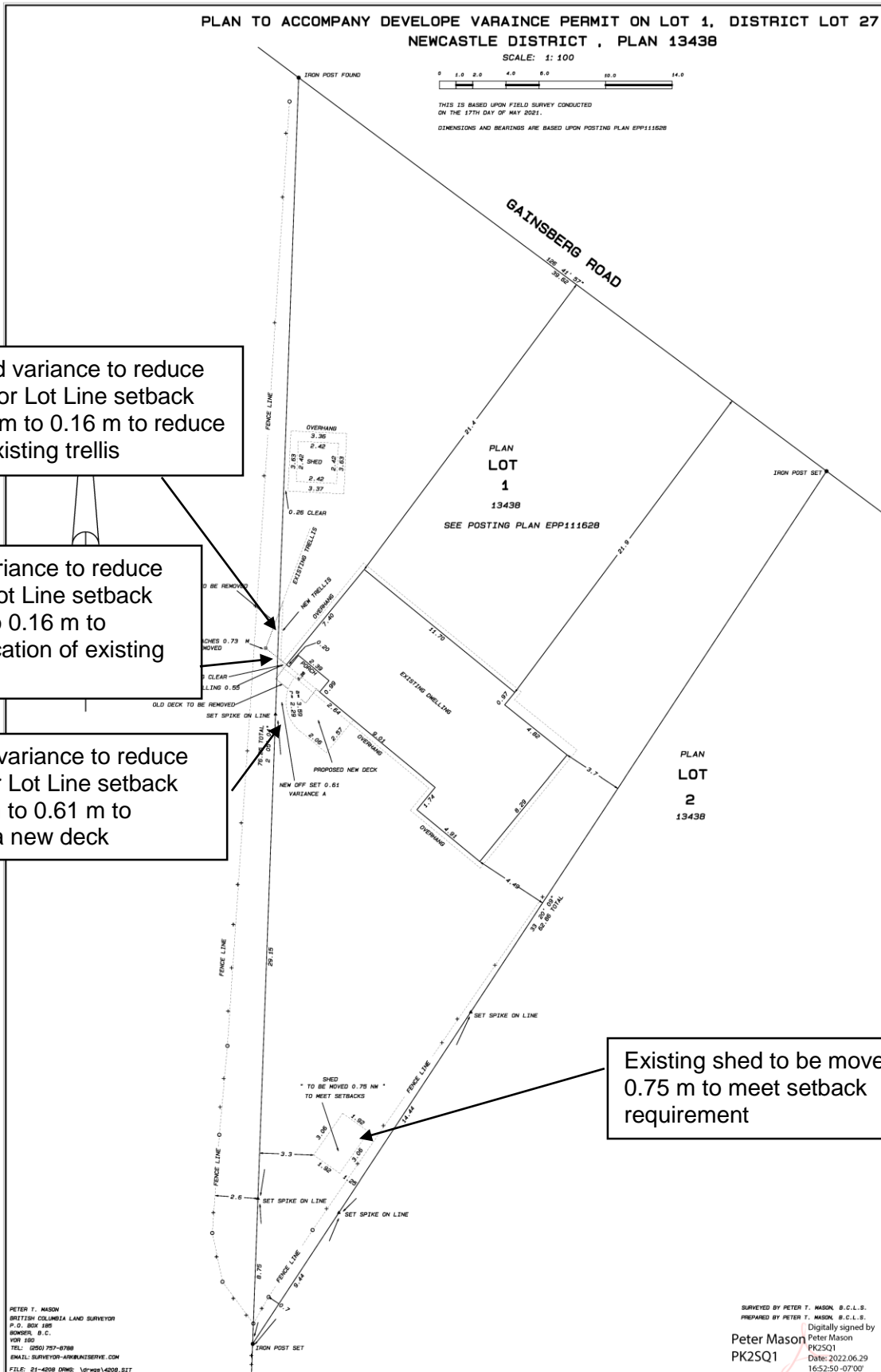
With respect to the Lands, “Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987” is varied as follows:

1. **Section 3.4.62 – Interior Side Lot Line Setback** to decrease the minimum interior side lot line setback from 2.0 metres to 0.16 metres to allow an existing trellis to be reduced in size and remain in its existing location on the subject property.
2. **Section 3.4.62 – Interior Side Lot Line Setback** to decrease the minimum interior side lot line setback from 2.0 metres to 0.16 metres to recognize the location of the existing dwelling on the subject property.
3. **Section 3.4.62 – Interior Side Lot Line Setback** to decrease the minimum interior side lot line setback from 2.0 metres to 0.61 metres to allow for the construction of a new deck on the subject property.

Conditions of Approval

1. The Lands are developed in accordance with the Survey Plan prepared by Peter Mason, dated June 29, 2022, and attached as Schedule 2.
2. The shed located at the southernmost end of the property must be moved 0.75 metres to meet the setback requirements of the zone.

Schedule 2 Survey Plan with Variances (1 of 2)



Schedule 2
Survey Plan with Variances (Enlarged)
(2 of 2)

