

3rd Floor 1005 Langley Street	Victoria, BC Canada V8W 1V7	Tel 250 382 1100 Fax 250 405 1984	farris.com
----------------------------------	--------------------------------	--------------------------------------	------------

Reply Attention of: Sean Hern
Direct Dial Number: (250) 405-1982
Email Address: shern@farris.com

Our File No.: 41125-0001-0000

April 3, 2019

VIA EMAIL

Municipality of North Cowichan
7030 Trans-Canada Highway
Duncan BC V9L 6A1

This information has been provided subject to the federal *Copyright Act* and in accordance with the provincial *Freedom of Information and Protection of Privacy Act*.

**Attention: T. Swabey, Chief Administrative Officer
R. Conway, Director of Planning**

Dear Sirs/Mesdames:

**Re: Vancouver Island Motorsport Circuit – August 30, 2017
Official Community Plan Amendment Application**

We are solicitors for 1909988 Ontario Limited (the “**Owner**”) and its agent, SupErb Construction Ltd. (per Chris Erb). The Owner is the registered owner of Lot A, Section 3, Range 1, Somenos Plan EPP35449, PID 029-201-674 (the “**Lands**”). The Lands are used by the Vancouver Island Motorsport Circuit (“**VIMC**”), with facilities authorized by development and building permits issued by the Municipality of North Cowichan (the “**Municipality**”) between 2014 and 2016.

As you are aware, on July 22, 2017 the Owner filed an application to rezone the Lands to establish a comprehensive development zone and allow for an expansion of the VIMC and authorization of additional uses. In August 2017, the Municipality informed the Owner that an amendment to the Municipality’s Official Community Plan (“**OCP**”) was required. Accordingly, on August 30, 2017, the Owner filed an OCP amendment application.

On October 10, 2018, the Owner amended its rezoning application by reconfiguring the proposed circuit extension such that the extended circuit is located entirely on a lot that is currently zoned “I-2”. A development permit application for the reconfigured circuit was filed by the Owner at the same time.

As a result of the proposed reconfiguration of the circuit, it is our understanding from discussions with the Municipality that no amendment to the OCP is required. Accordingly, we advise that the Owner’s August 30, 2017 application for the OCP amendment is hereby withdrawn.

Yours truly,

FARRIS, VAUGHAN, WILLS & MURPHY LLP

Per: 

Sean Hern

cc. Chris Erb
Mark Holland