Indian and Northern Affairs Canada | Affaires indiennes Et du Nord Canada

| Chronological no. |
|---|
| COM-22-05-01 |
| File reference no. |

# BAND COUNCIL RESOLUTION

NOTE:

The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.

| | | Cash free balance |
|---|---|---|
| The council of the | K'ómoks First Nation | Capital account $ _____ |
| Date of duly convened meeting | D 14 M 04 Y 22 Province BC | Revenue account $ _____ |

DO HEREBY RESOLVE:

**WHEREAS** K'ómoks First Nation has entered into the Framework Agreement on First Nations Land Management, as amended, which was ratified on behalf of the Government of Canada by the First Nations Land Management Act (1999);

**AND WHEREAS** K'ómoks First Nation has ratified the Framework Agreement and brought its Land Code into effect on November 30, 2016;

**AND WHEREAS** pursuant to section 12.1 of the Land Code, Council has the authority to make laws relating to the protection, management, use and possession of KFN Lands;

**AND WHEREAS** the use of trailers, motor homes, and other recreational vehicles as permanent and semi-permanent dwelling units gives rise to an increased risk of fire and sanitation and environmental concerns amongst others;

**AND WHEREAS** due to these concerns, Council deemed it advisable and in the best interests of KFN to enact a law to prohibit all persons from living in trailers, motor homes, and other recreational vehicles on a permanent or semi-permanent basis on KFN Lands;

**AND WHEREAS** Council previously enacted the Unauthorized Residential Dwelling Law on an urgent basis on March 11, 2022, pursuant to the urgent enactment process set out at section 14.4 of the Land Code;

**AND WHEREAS** Council now wishes to enact, under section 14.3 of the Land Code, the Unauthorized Residential Dwelling Law on a more permanent basis;

**AND WHEREAS** a draft of the Unauthorized Residential Dwelling Law was tabled for regular enactment at a Council meeting on October 13th, 2021, being more than 28 days ago, and posted at the Band Administration office on March 22nd, 2022, being more than 21 days ago, all in accordance with the requirements of section 14.3 of the Land Code.

**NOW THEREFORE, BE IT RESOLVED THAT** Council on behalf of the K'ómoks First Nation hereby:

1. authorizes and approves the form and content of the KFN Unauthorized Residential Dwelling Law, 2022;
2. appoints the KFN Band Administrator as a KFN Law Enforcement Officer for the purposes of the KFN Unauthorized Residential Dwelling Law, 2022; and
3. designates the lot located at 3322 Comox Rd, Courtenay BC as a suitable place for the storage of Vehicles pursuant to section 6 of the KFN Unauthorized Residential Dwelling Law, 2022.

SIGNED by the K'OMOKS FIRST NATION COUNCIL on behalf of the K'OMOKS FIRST NATION, pursuant to the consent of majority of the Councilors of the K'OMOKS FIRST NATION at a duly convened Council meeting, on the 14th day of April, 2022.

Quorum 3

| | | |
|---|---|---|
| | (Chief) | |
| (Councillor) | (Councillor) | (Councillor) |
| (Councillor) | (Councillor) | (Councillor) |
| (Councillor) | (Councillor) | (Councillor) |

FOR DEPARTMENTAL USE ONLY

| Expenditure | Authority (Indian Act Section) | Source of funds O Capital O Revenue | Expenditure | Authority (Indian Act Section) | Source of funds O Capital O Revenue |
|---|---|---|---|---|---|
| Recommending officer | | | | | |
| Signature | Date | | Signature | Date | |
| Approving officer | | | | | |
| Signature | Date | | Signature | Date | |