



LICENCE INSPECTORS' AND BYLAW OFFICERS' ASSOCIATION

48TH ANNUAL GENERAL MEETING AND CONFERENCE

JUNE 5TH TO 8TH, 2018

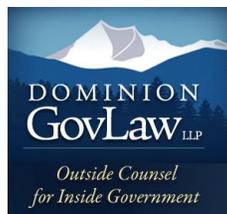
COMFORT INN & SUITES
3020 BLANSHARD ST, VICTORIA

GREATER VICTORIA AREA, BC
HOSTED BY THE DISTRICT OF SAANICH



CONFERENCE TITLE SPONSORS

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TUESDAY, JUNE 5TH

Time	Presenter	Session Title
9:00 am to 4:00 pm	Troy DeSouza & Don Howieson	Occupy This
4:00 pm to 5:00 pm	LIBOA	Executive and Zone Rep Meeting
4:00 pm to 6:00 pm	LIBOA	Sign In and Registration
6:30 pm to 8:30 pm	LIBOA	Meet and Greet
8:30 pm to 11:00 pm	LIBOA	Hospitality Suite

WEDNESDAY, JUNE 6TH

Time	Presenter	Session Title
7:30 am to 8:30 am	Sponsored by Stewart McDannold Stuart	Breakfast & Single Day Registration
8:35 am to 9:00 am	LIBOA President, District of Saanich Mayor, First Nation Chief	Introduction, Welcome & Commencement of Conference
Session 1 9:00 am to 9:30 am	Troy DeSouza – On Behalf of LIBOA	Address to Membership
Session 2A 9:45 am to 10:45 am	Troy DeSouza - GovLaw	Case Law Updates
Session 2B 9:45 am to 10:45 am	Derek Rees - Pound Inspector Steve Robinson - Saanich Police	Saanich Police Animal Control (Special Constable) & Officer Safety
10:45 am to 11:00 am	Sponsored by LIBOA	Coffee Break
Session 3A 11:00 am to 12:15 pm	Lorne Fletcher – City of Langford	Langford's Progressive Bylaw Department & Public Safety Initiatives
Session 3B 11:00 am to 12:15 pm	Amy Morris – BCSPCA Erika Paul - BCSPCA	Model Bylaw & Enforcement Options Related to Standards of Care
12:15 pm to 1:00 pm	Sponsored by LIBOA	Lunch
Session 4A 1:00 pm to 2:15 pm	Troy DeSouza - GovLaw Don Howieson	Latest on Dangerous Dog Remedies & Court Action
Session 4B 1:00 pm to 2:15 pm	Ryan Bortolin – Stewart McDannold Stuart	Short Term Rentals – Enforcement, Information Gathering & Laying a Charge
2:15 pm to 2:30 pm	Sponsored by LIBOA	Coffee Break
Session 5A 2:30 pm to 3:45 pm	Mike Morin - City of Richmond Reed Bailey - ALC	Soil Bylaw Enforcement & Working with the ALC
Session 5B 2:30 pm to 3:45 pm	Jarrett Plonka - GovLaw	Commercial Vehicle Enforcement & Bylaw Enforcement Stopping Vehicles
5:00 pm to 9:00 pm	Sponsored by GovLaw	Social Event - Appetizers & Drinks



THURSDAY, JUNE 7TH

Time	Presenter	Session Title
7:30 am – 8:30 am	Sponsored by LIBOA	Breakfast & Single Day Registration
Session 1 8:30 am – 10:00 am	LIBOA	Annual General Meeting
10:00 am – 10:15 am	Sponsored by Young Anderson	Coffee Break
Session 2A 10:15 am – 11:30 am	Jarrett Plonka - GovLaw	Legal Solutions to Homeless Encampments
Session 2B 10:15 am – 11:30 am	Don Howieson	Urban Sound – Health Related Concerns & Enforcement
11:30 am – 12:15 am	Sponsored by LIBOA	Lunch
Session 3A 12:15 pm – 1:30 pm	Michael Moll & Elizabeth Anderson – Young Anderson	Injunctions – Roots to Results
Session 3B 12:15 pm – 1:30 pm	Jon Wilson – Regional District of Nanaimo	Emergency Preparedness & the Role of Bylaw Enforcement
1:30 pm – 1:45 pm		Break
Session 4A 1:45 pm – 2:45 pm	Sara Dubinsky - Lidstone & Company	Marijuana Dispensaries – Enforcement & Compliance Mechanisms
Session 4B 1:45 pm – 2:45 pm	James Yardley – Murdy McAllister	Mock Trial & Court Room Decorum
2:45 pm – 3:00 pm	Sponsored by Young Anderson	Coffee Break
Session 5 3:00 pm – 4:30 pm	Troy Desouza, Don Howieson, Michael Moll, Sara Dubinsky, James Yardley	Ask a Lawyer – Open Format Question Period with Legal Experts in Bylaw Enforcement & Litigation
6:00 pm – 9:00 pm	Sponsored by LIBOA	Banquet & Entertainment

FRIDAY, JUNE 8TH

Time	Presenter	Session Title
7:30 am - 8:30 am	Sponsored by LIBOA	Breakfast
8:30 am – 9:30 am	LIBOA	Round Table Discussion



Troy DeSouza - GovLaw

Troy DeSouza is one of the most recognized names in local government litigation in British Columbia today. With 18 years of legal experience advising and representing local government clients throughout the Province, Troy makes regular appearances in the Provincial, Supreme and Court of Appeal Courts in British Columbia. Mr. DeSouza is also a highly sought after speaker and educator in the field of statutory compliance and enforcement. Troy was called to the

Bar in 1998. He obtained his law degree from the University of Windsor and received the Whiteside Award for community service as Student President of the Law School. In 2006, he was named the Top Lawyer Under 40 on Vancouver Island.

Troy DeSouza also serves in a federally appointed quasi-judicial role as Member of the Military Police Complaints Commission. Troy is past chair of the CBA-BC Municipal Lawyers Section, involved with multiple professional associations and most importantly, is an Honourary Member of the Licensing Inspectors and Bylaw Officer's Association of BC. Troy is a long time resident of Victoria, B.C where he resides with his wife Kismet and two daughters, one of which he is a soccer coach to, much to the chagrin of said daughter.



Jarrett Plonka - GovLaw

Jarrett Plonka is an experienced British Columbia litigator who has appeared in all levels of court in British Columbia, as well as the Federal Court of Canada, the Alberta Court of Queen's Bench, and various administrative and arbitration tribunals. Jarrett's local government practice focuses on employment law, complex commercial litigation, building, zoning and construction law, contract law, bylaw revision and bylaw Enforcement. Prior to joining Dominion GovLaw, Jarrett practiced civil and

commercial litigation at a well-known BC litigation boutique.

Born in Victoria, Jarrett obtained his B.A. (Hons.) in History from the University of Victoria in 2007 and his law degree from the University of British Columbia in 2010. Jarrett also studied law in France prior to being called to the Bar in 2011 and is fluent in French. Jarrett is a member of the Victoria Bar Association, Victoria Inns of Court, and teaches Civil Procedure at the UVic Faculty of Law.



Elizabeth Anderson – Young Anderson

Elizabeth appears on behalf of local government clients in matters including environmental infractions, development and land use permitting disputes, bylaw violations, and protection of municipal property. She has successfully sought civil injunctions in BC Supreme Court restraining trespass and bylaw breaches, and requiring corrective action by defendants or authorizing such action by local governments at the defendant's cost. Elizabeth also prosecutes bylaw offences in Provincial Court. Outside the courtroom, she has experience in remedial action requirements, bylaw drafting and preparation, RFP and contract development, municipal labour and employment matters, and proceedings before the BC Human Rights Tribunal.



Michael Moll – Young Anderson

Michael Moll is a lawyer with Young Anderson and is pleased to return to speak at LIBOA's annual conference, by his count for the eighth time. Michael's diverse practice includes advising local governments on business licensing and remedial action requirements and representing them in prosecutions, civil bylaw enforcement proceedings and general litigation. Although LIBOA attendees are spared from listening to him talk on these non-enforcement subjects, Michael's practice also includes assisting clients with tax sales, development cost charges and tax revitalization schemes.



Sara Dubinsky - Lidstone & Company

Sara has exclusively practiced local government law since being called to the bar. She is a litigation lawyer and also provides legal opinions on a wide variety of issues, with a particular emphasis on medical marijuana, bylaw enforcement, conflicts of interest and freedom of information. Sara has represented clients at the BC Court of Appeal, Supreme Court and Provincial Court and in matters involving the Office of the Information and Privacy Commissioner and Ombudsperson. She is counsel of record in more than a dozen marijuana cases including for the City of Abbotsford, the City of Campbell River, the City of Chilliwack, and the Corporation of the District of Delta and regularly advises numerous additional municipalities and liaises with counsel from various jurisdictions on marijuana issues.



James G. Yardley - Partner, Murdy McAllister

James has practised law involving local governments since his call to the Bar in 1991. James was born and raised in Prince George, has a law degree from the University of Toronto, and a Masters degree in Community and Regional Planning from UBC. While James provides general advice on a broad variety of local government matters, James' practice is largely devoted to litigation and conflict resolution. He has appeared in numerous trials, appeals, petitions, mediations and arbitrations on matters that include construction disputes, administrative law matters, planning law, expropriation and injurious affection claims, bylaw challenges, bylaw enforcement proceedings, constitutional law matters, claims alleging misfeasance in public office and bad faith, environmental law disputes and prosecutions, contract disputes, insurance coverage disputes, election challenges, property taxation disputes, and claims involving police forces. James has appeared before tribunals that include the B.C. Utilities Commission, the National Energy Board, the Environmental Appeal Board of British Columbia, and the former Expropriation Compensation Board.



Ryan Bortolin – Stewart McDannold Stuart

Ryan Bortolin is associate with Stewart McDannold Stuart. He is a member of both the firm's solicitors and litigation groups. He advises local government clients on a wide range of legal issues, including bylaw drafting, procurement, and development matters. He has appeared at all levels of court in B.C. on matters ranging from bylaw enforcement to contractual disputes. When not at the office, Ryan enjoys camping and hiking with his family.



Don Howieson

Municipal lawyer with a focus on litigation, both prosecutorial and civil, experienced in bylaw enforcement, including animal control issues, unsightly premises, noise, zoning, building, fire issues and remedial actions. Claims work in the areas of negligent misrepresentation, construction, flooding and building bylaw issues. Recent experience with rendering of opinions and representing clients in litigation related to marijuana dispensaries. Appeared at all levels of court in British Columbia. Don started practicing in 1986 working with legal aid in Ontario focusing on rental housing issues, then with City of Toronto for ten years as an lawyer and manager in the building department and since being in British Columbia for sixteen years with two municipal law firms as a litigator. He is currently working with the City of Vancouver.



Lorne has enjoyed Bylaw Enforcement work for 28 years. He successfully launched the Bylaw Enforcement Department for the newly incorporated District of Langford in 1994 and has since fostered substantial advances in the function and mandate of the department. Lorne is the architect of Langford's award winning (UBCM 2009 – Best Practices) Community Safety Officer Project. This Initiative re-organized the Department, added specially trained officers for evening and weekend protection patrols utilizing existing and enhanced Bylaws. Implementation of the project allowed for local police

resources to be better focused in more severe criminal based calls for service as Langford's CSOs tended to lower level social nuisance complaints such as noise, vandalism, graffiti and neighbourhood disputes. In 2010/11, Lorne and his CSO team, with support of Mayor and Council, set new precedents in BC Supreme Court for youth and parental responsibilities in graffiti vandalism enforcement and made national news. A recipient of the Queen's Diamond Jubilee and Peace Officer Exemplary Service medals, Lorne continues to find ways to advance the utility and professionalism of Bylaw Enforcement. He currently teaches the Level 1 and 2 Bylaw Investigative Skills Courses at the JIBC.



Erika Paul - Senior Animal Protection & Outreach Officer, BC SPCA

After attending school in both Canada and the United Kingdom, Erika completed her electronics technician certificate at Conestoga College, and spent years working in hearing aid research and development.

In 1992, Erika moved to Vancouver Island and connected with the BCSPCA. Soon after, she evolved from volunteer emergency response attendance to full time special provincial constable and branch manager. Since being appointed as a BCSPCA Constable, Erika has continued her education through the Justice Institute of British Columbia. In 2007, Erika stepped away from branch management to focus primarily on investigations and developing a large network of community stakeholders to assist in improving the quality of lives for animals in Victoria, BC and the Capital Regional District.



Amy Morris - Manager, Public Policy and Outreach, BC SPCA

Amy Morris is the Manager of Public Policy and Outreach at the BC SPCA and a graduate of the Master of Public Policy program at Simon Fraser University. She is passionate about the cycle that turns welfare science into practice, improving the lives of animals of all species. She is particularly interested in drafting animal bylaws that are science-based and effective without being punitive to responsible guardians. She has worked on farms with

cattle, goats, sheep and chickens, volunteered to rehabilitate hoarder and 'puppy mill' pets, and now spends her free time enjoying off-leash trails on the Sunshine Coast with her collie mix, Clover.



Jon Wilson – Regional District of Nanaimo

Jon Wilson is the Manager of Emergency Services for the Regional District of Nanaimo (RDN) and responsible for the emergency program for 7 Electoral Areas and fire services for 6 rural fire departments within the region. He oversees emergency preparedness including the staff development and training for the RDN Emergency Operations Centre, updating Emergency Plans, undertaking hazard risk vulnerability assessments and delivering effective public education and awareness programs to residents and businesses for emergency preparedness and business continuity in order to promote disaster resiliency within the region. Jon is a past President and member of the License Inspectors and Bylaw Officers Association of British Columbia with 20 years experience in local government bylaw enforcement as both an officer and manager and therefore comes with extensive experience in the profession. Jon also has over 15 years experience in emergency management and is able to reflect on his experience in both professional arenas to share his perspective on the role bylaw enforcement can have in emergency management.



Derek Rees – Pound Inspector/Special Constable, Saanich Police Department

Derek Rees is a Pound Inspector with the Saanich Police Department located in the Greater Victoria area. Derek has been involved in the animal bylaw services for a total of fifteen years: 5 years service in the City of Victoria and the Municipality of Oak Bay combined, the last ten years with the District of Saanich. Raised on a Vancouver Island farm, Derek provides years of experience in capturing, rescuing, releasing, and dispatching a wide range of animals. Trained via the JIBC for bylaw, he has also received instructional training in the handling of wildlife, marine mammals, livestock, and domestic animals. He has been successful in Provincial Court prosecutions under the Saanich Noise Suppression Bylaw and the Saanich Animals Bylaw. During his daily work routine, Derek enforces the Saanich Animals bylaw, investigates complaints, prepares and submits RCC's for prosecution, and in addition, researches, reviews and submits bylaw amendments. He has been an advocate in Animal Emergency Preparedness since 2006.



Mike Morin – Soil Bylaw Officer, City of Richmond

Mike's work experience in local government spans over 25 years. He is presently employed by the City of Richmond within the Community Safety Division as a Soil Bylaw Officer. His present duties include reviewing soil deposit proposals, issuing permits, monitoring approved fill projects, investigating issues of non-compliance related to unauthorized fill within the Agricultural Land Reserve (ALR), and coordinating with land owners, internal staff, and outside agencies with respect to removal/remediation orders.

In addition, recent work has included the creation of 'new' Soil Bylaw (yet to be adopted) and the creation of standard operating procedures related to regulation and enforcement.

The opportunity to work in this field has provided Mike ample opportunity to work with staff from many different external agencies, land owners, consultants, contractors and qualified professionals. In particular, he has spent a considerable amount of time working with ALC staff from both the Planning side and from Compliance and Enforcement. These experiences have provided Mike an opportunity to understand the at times disparate interests of the many parties involved when addressing issues of non-compliance, enforcement, fill projects, etc.

In his spare time, Mike spends the majority of his time coaching "the beautiful game".

Reed Baily - Planner, Provincial Agricultural Land Commission

Reed is a Land Use Planner with the Agricultural Land Commission (ALC) with a focus on soils related work. Working closely with the Ministry of Energy and Mines, Reed's dominant area of work includes reviewing soil extraction projects throughout British Columbia. Additional work includes collaborating with numerous local governments throughout the Lower Mainland, Vancouver Island and the Okanagan to tackle the emerging issue of the unauthorized placement of fill (soil) on land within the Agricultural Land Reserve (ALR). Previous work at the ALC entailed conducting a multi-jurisdictional review of the ALR boundaries in several Electoral Areas in the East Kootenays to ensure the accuracy of said boundaries. Reed has worked at the ALC since 2012.

This Year's Conference Charity



HeroWork builds community, literally and figuratively.

They are an innovative organization that harnesses the power of community to uplift essential charitable agencies in our society. They inspire, engage and organize community members to donate their time, resources and spirit to charities that need better buildings to deliver services to the vulnerable among them.

When recipients partner with HeroWork to respond to this basic need for refuge, the result is increased engagement of the community, increased awareness of the recipient charity, and the development of leadership and volunteer capacity that ripples out to touch other parts of society.

They create events called Radical Renovations – imagine a modern-day barn raising – where dozens of companies and hundreds of volunteers come together with exceptional cooperation and common vision. Events kick off with an opening ceremony and block party, and then continue for anywhere from two days to four weekends. Everyone stops work for lunch and dinner, which is donated and catered for volunteers by local restaurants and hotels. At the end of the project, they put on a “Big Reveal” during which the building is unveiled to a select group from the charity. This reveal is streamed live on to monitors so all the volunteers can see the amazed look of gratitude on recipients’ faces.

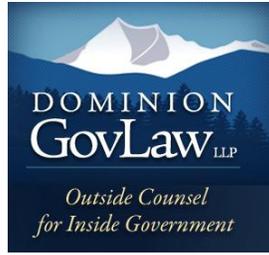
The short timelines, close quarters, and cooperative atmosphere bind people together. There is constant excitement and camaraderie. They use social media to tell the story of the people and businesses who rise up to make it happen. Radical Renovations ripple out goodwill into the community by providing an example of what can be done when people work together with common vision and good planning.

They spend time and resources to layout and plan the available space to meet the long-term vision for future program delivery, to identify and mitigate risks associated with major renovations and to provide professionals who develop the engineering and architectural plans that are essential for a successful project.

Between 2011 and 2016, they have delivered seven projects, valued at nearly \$1.9 million. Each one has been delivered on (or below) budget and on schedule. After each project, they spend significant time reviewing the details of the Radical Renovation and adjust to make the next project even better.

<http://www.herowork.com/>

LIBOA would like to thank our Presenters



City of Langford



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