

## News Release

FOR IMMEDIATE RELEASE

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### **Supreme Court of British Columbia rules in favour of CVRD**

**Duncan, B.C.** – The Cowichan Valley Regional District (CVRD) has received a Judgement in response to its petition to the Supreme Court of British Columbia for a statutory injunction to prevent the respondents from using their property on Shawnigan Lake Road for the operation of a commercial sawmill.

In the decision of *Cowichan Valley (Regional District) v. Stack*, Justice Baird agreed with the CVRD’s primary argument and concluded, “In my view the CVRD is 100% correct in taking the position that commercial sawmilling and the storage and distribution of wood products, which together are clearly the Company’s main functions, are not permitted in an R-2 Residential zone.”

Justice Baird did permit the property owners to undertake limited sawmilling activity for the non-commercial purpose of constructing permitted improvements on the property, but ordered the owners to immediately cease and desist any commercial sawmilling activity on the property and to pay costs to the CVRD.

“The CVRD is pleased with the outcome of this case. The ruling reinforces the fact that property owners have an obligation to be respectful of local zoning in relation to the use of their property,” said Ian Morrison, Chair of the Cowichan Valley Regional District. “Resolution through the courts is costly for everyone involved. The CVRD will continue to pursue enforcement of its bylaws through other means, referring matters to court as a last resort.”

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