



SALISH SEASIDE RV HAVEN

March 16, 2017

To: Mayor and Council, Township of Esquimalt

Re: Salish Seaside RV Haven, 445 Head Street

Your Worship,

Recently during construction of the new driveway to the RV park, a drainline pipe was uncovered. The pipe is purportedly on a Statutory Right of Way in favour of DND. The purpose of the SRW is to drain DND property. Municipal engineering staff inspected the pipe, and deemed it to be poorly constructed. The municipality claims ownership of the pipe, and the benefit of the SRW. Staff acknowledge that the pipe is used to drain municipal property, in spite of the restrictions in the document and its registration in favour of DND, not Esquimalt.

Engineering staff requested that the pipe be upgraded and replaced with new pipe. However Esquimalt does not have funds in its current budget to enable it to do the work, and requested that we do the work on its behalf while undertaking the driveway construction. Quite simply we cannot delay construction while we wait for Esquimalt to find the necessary funding, nor do we want Esquimalt digging up our new pavement to replace the pipe at some later date. In the result we agreed to do the necessary work. We have received an estimate from Ralmax, our contractor, for \$11,000.

We respectfully request that Esquimalt compensate us for undertaking this expense by offsetting permit fees. We have tree removal, plumbing, variance and soon building permit fees, all of which will be assessed shortly. In our view a compensating offset would be the fair and proper way to deal with this situation. We hope you concur.

We should also point out that we have advised staff of serious potential problems to the detriment of Esquimalt with the current form of SRW, as registered, and we have offered to allow the SRW to be expanded to include the municipality's actual use. We understand that Esquimalt's lawyers are now looking into the matter. We hope that this offer, and our willingness to undertake the pipe replacement, are viewed favourably by council when it exercises its discretion to waive permit fees.

Thank you.


Chief Ron Sam


Chief Andy Thomas