MINUTES - VICTORIA CITY COUNCIL

June 28, 2018, 6:30 P.M.
Council Chambers, City Hall, 1 Centennial Square
Located on the traditional territory of the Esquimalt and Songhees People

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, Councillor Young

STAFF PRESENT: J. Jenkyns - City Manager, C. Coates - City Clerk , P. Bruce - Fire Chief, S. Thompson - Director of Finance, J. Tinney - Director of Sustainable Planning & Community Development, F. Work - Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, P. Martin - Council Secretary, T. Zworski - City Solicitor, M. Angrove - Planner

A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Coleman
Seconded By Councillor Alto
That the agenda be approved as amended.

CARRIED UNANIMOUSLY

B. POETRY READING

The Poet Laureate, Yvonne Blomer read a poem titled "Slow to Change".

C. READING OF MINUTES

Moved By Councillor Alto
Seconded By Councillor Coleman

That the following minutes be adopted:
1. Minutes from the daytime meeting held March 15, 2018
2. Minutes from the daytime meeting held May 10, 2018
3. Minutes from the daytime meeting held May 24, 2018

CARRIED UNANIMOUSLY

D. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Coleman
Seconded By Councillor Thornton-Joe

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

D.1 Ric Houle: The smell of Lush soaps drifting to the patio at Bard and Banker; Getting more money to Ska Fest; Opening of the coffee and genderfied donuts beside Van City would function better with a more co-op style shop and cafe
Outlined concerns relating to his topic, and had Michelle Katerina speak on the issue of affordable housing.

D.2 Jordan Reichert: BC SPCA Recommendation to Ban Horse Carriages
Outlined why Council should take action regarding the BC SPCA's recommendations to ban horse carriages from Victoria city streets.

D.3 Chris Zmuda: Negligent of City Hall
Outlined why Council should review the allowance of cannabis dispensaries in the City.

D.4 David Budd: BCSPCA Recommendations
Outlined why Council should consider the recommendations outlined by the BC SPCA.

D.5 Yvonne Mendel: Topaz Park Improvement Plan
Outlined why Council should start the planning of phase 2 of Topaz Park plan in 2019, instead of 2021.

D.6 Mary Doody Jones: Need for Council to Hear Our Concerns About the Process
Outlined concerns relating to the public consultation process of the Fairfield Neighbourhood Plan.

E. PROCLAMATIONS

E.1 "Pride Week" - July 1 to 8, 2018

Moved By Councillor Isitt
Seconded By Councillor Thornton-Joe

That the following proclamation be endorsed:
1. "Pride Week" - July 1 to 8, 2018

CARRIED UNANIMOUSLY

F. PUBLIC AND STATUTORY HEARINGS

F.1 Rezoning Application No. 00612 and Development Permit with Variances Application No. 00053 for 63 Boyd Street

Zoning Regulation Bylaw, Amendment Bylaw (No. 1151) No. 18-049:
To rezone the land known as 63 Boyd Street from the R-2 Zone, Two Family Dwelling District to the R1-S2 Zone, Restricted Small Lot (Two Storey) District, to permit the land being used for two small lot single family dwellings.

Development Permit with Variances Application:
The Council of the City of Victoria will also consider issuing a development permit for the land known as 63 Boyd Street, in Development Permit Area 15A: Intensive Residential Small Lot for the purposes of approving the exterior design and finishes for the small lot house as well as landscaping. Variances on the new Zone, R1-S2 Zone, Restricted Small Lot (Two Storey) District are requested.

F.1.a Public Hearing & Consideration of Approval:

Michael Angrove (Planner): *Advised that the application is to rezone the land known as 63 Boyd Street to the R1-S2 Zone, Restricted Small Lot (Two Storey) District to create two small lots by rezoning the land.*

Mayor Helps opened the public hearing at 7:01 p.m.

Guillaume LaChance (Applicant): Provided information regarding the application.

Kariann Aarup (Niagara Street): Expressed support for the application, as additional neighbours is a positive aspect and due to the positive consultation that was undertaken.

Mayor Helps closed the public hearing at 7:14 p.m.

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

That the following bylaw **be given third reading:**
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1151) No. 18-039

CARRIED UNANIMOUSLY

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

That the following bylaw **be adopted:**
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1151) No. 18-039

CARRIED UNANIMOUSLY

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00053, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00612 for 63 Boyd Street, in accordance with:
1. Plans date stamped February 28, 2018
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the
following variances:

Proposed Lot A
1. Reduce the side yard setback (south west) for an accessory building from 0.6m to 0.0m
2. Increase the maximum height of from 7.5m to 8.03m

Proposed Lot B
1. Reduce the side yard setback (north east) for an accessory building from .06m to 0.0m.
2. Increase the maximum height from 7.5m to 8.03m
3. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

F.2 Temporary Use Permit Application No. 00011 for 1120-1126 Hillside Avenue

Councillor Thornton-Joe withdrew from the meeting at 7:15 p.m. due to a non-pecuniary conflict of interest with the following item, as a friend owns a business across the street.

Temporary Use Permit Application No. 00011:
The Council of the City of Victoria will consider issuing a Temporary Use Permit for the land known as 1120-1126 Hillside Avenue, in Development Permit Area 16 – General Form and Character, for purposes of permitting commercial uses within the existing building.

F.2.a Opportunity for Public Comment & Consideration of Approval

Michael Angrove (Planner): *Advised that the application is to allow commercial uses within the existing property.*

Mayor Helps opened the opportunity for public comment at 7:17 p.m.

Evan Peterson (Applicant): Provided information regarding the application.

JoAnn Knowle (Vista Heights): Expressed concerns relating to the application, if the type of commercial use is broad.

Council discussed the following:

- *Whether a covenant could be placed on the property to ensure the type of commercial use.*

Mayor Helps closed the opportunity for public comment at 7:31 p.m.

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council authorize the issuance of Temporary Use Permit Application No. 00011 for 1120-1126 Hillside Avenue, in accordance with:

1. Plans date stamped March 9, 2018;
2. Development meeting all *Zoning Regulation Bylaw* requirements; and
3. The Temporary Use Permit lapsing three years from the date of this resolution.

Council discussed the following:

- *Whether a covenant to ensure the type of business is necessary.*

Amendment:

Moved By Mayor Helps
Seconded By Councillor Madoff

That a point four be added as follows:

4. That the Temporary Use Permit be issued upon registration of a covenant to limit the use of the space to a furniture store and that the covenant be satisfactory to the Director of Planning.

Amendment to the amendment:

Moved By Mayor Helps
Seconded By Councillor Madoff

That point four be amended to the following wording:

4. That the Temporary Use Permit limit the retail use to that of a furniture store.

FOR (6): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, and Councillor Madoff
OPPOSED (2): Councillor Isitt, and Councillor Young

CARRIED (6 to 2)

On the amendment:

FOR (6): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, and Councillor Madoff
OPPOSED (2): Councillor Isitt, and Councillor Young

CARRIED (6 to 2)

On the main motion as amended:
That Council authorize the issuance of Temporary Use Permit Application No. 00011 for 1120-1126 Hillside Avenue, in accordance with:

1. Plans date stamped March 9, 2018;
2. Development meeting all *Zoning Regulation Bylaw* requirements; and
3. The Temporary Use Permit lapsing three years from the date of this resolution.
4. That the Temporary Use Permit limit the retail use to that of a furniture store.

CARRIED UNANIMOUSLY

Councillor Thornton-Joe returned to the meeting at 7:40 p.m.

F.3 Rezoning Application No. 00573 and Development Permit with Variances Application No. 000504 for 2816 Shelbourne Street

Zoning Regulation Bylaw, Amendment Bylaw (No. 1138) No. 18-012:
To rezone the land known as 2816 Shelbourne Street from the R1-B Zone, Single Family Dwelling District, to the RT Zone, Traditional Residential Attached Dwelling District, to permit a five unit townhouse development.

Development Permit with Variances Application:
The Council of the City of Victoria will also consider issuing a development permit for the land known as 2816 Shelbourne Street, in Development Permit Area 7A - Corridors for the purposes of approving the exterior design and finishes for a five unit townhouse development, and approving landscaping.

F.3.a Public Hearing & Consideration of Approval

Michael Angrove (Planner): *Advised that the application is to rezone the land known as 2816 Shelbourne Street to the RT Zone, Traditional Residential Attached Dwelling District to permit the construction of a five unit townhouse development.*

Mayor Helps opened the public hearing at 7:42 p.m.

Shaun Wedick and Russ Collins (Applicants): Provided information regarding the application.

Duncan Haw (Resident): Expressed support for the application as it will be a good fit for the corridor.

Kent Schnasky (Ryan Street): Expressed concerns relating to the application due to a lack of parking.

Mayor Helps closed the public hearing at 7:53 p.m.

Moved By Councillor Alto
Seconded By Councillor Loveday

That the following bylaw **be given third reading:**
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1138) No. 18-012

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Loveday

That the following bylaw **be adopted:**
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1138) No. 18-012

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council authorize the issuance of Development Permit with Variances Application No. 000504 for 2816 Shelbourne Street in accordance with:
1. Plans date stamped May 8, 2018.
2. Development meeting all *Zoning Regulation Bylaw* requirements except for the following variances:
   a. Reduce the front setback from 10.7m to 8.38m
   b. Reduce the rear setback from 4.0m to 2.25m
   c. Reduce the north side yard setback from 4.0m to 3.77m
   d. Reduce the south side yard setback from 4.0m to 3.35m
   e. Reduce the parking from 8 stalls with one visitor stall to 5 stalls with no visitor stalls
   f. Reduce the site area from 920m^2 to 741.05m^2
   g. Reduce the lot width from 20.0m to 19.71m
   h. Increase the number of dwelling units in an attached dwelling from 4 to 5.
3. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

F.4 Amendment to Schedules 2, 3, and 4 of the 2018 Financial Plan

F.4.a Opportunity for Public Comment & Consideration of Approval

Susanne Thompson (Director of Finance): *Advised that the amendments to schedules 2, 3, and 4, of the Financial Plan are to:*
- *Increase the Engineering and Public Works operating expenditures by $50,000 and decrease the General Government operating expenditures by $50,000 for the removal, storage and reinstallation of various City assets on Laurel Point federal lands*

- *Increase the Cecelia Ravine Park Capital Project budget by $600,000 with funding from the Parks and Greenways Acquisition Reserve*
- *To add $3.1 million for the Environmental Remediation at Laurel Point Park Capital Project with funding from the Tax Sale Lands Reserve*

Mayor Helps opened the opportunity for public comment at 8:01 p.m.

There were no persons present to speak to the proposed amendment.

Mayor Helps closed the opportunity for public comment at 8:02 p.m.

Moved By Councillor Coleman
Seconded By Councillor Thornton-Joe

That the following bylaw **be adopted:**

1. Five Year Financial Plan Bylaw, 2018, Amendment Bylaw (No. 1) No. 18-073

CARRIED UNANIMOUSLY

F.5 2017 Annual Report

F.5.a Opportunity for Public Comment & Consideration of Approval

Bill Eisenhauer (Head of Engagement): *Advised that the Annual Report provides a summary of the 2017 financial and operational activities for the City of Victoria. The report contains achievements, departmental reports, the audited financial statements as well as other financial and statistical information to assist citizens in understanding the City of Victoria's performance in 2017.*

Mayor Helps opened the opportunity for public comment at 8:04 p.m.

Mary Doody Jones: Questioned where the Annual Report records the number of trees that are removed in the City.

Thomas Souliere, Director of Parks, Recreation, and Facilities advised that on page 28 of the Annual Report there is a summary for the total number of trees removed and planted within the City.

Mayor Helps closed the opportunity for public comment at 8:06 p.m.

Moved By Councillor Coleman
Seconded By Councillor Lucas

That Council approve the 2017 Annual Report.

CARRIED UNANIMOUSLY

G. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Madoff
Seconded By Councillor Coleman

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

G.1 Sean Kahil: Consultation Process with Respect to Park Changes
Outlined why Council should create a single plan for the Crystal Pool as well as Central Park, which would involve a consultation process that addresses the interests pool users, park users, local residents, and the general public.

G.2 Scott Chapman: Preservation of Gonzales Hill Park and Gary Oak Ecosystem
Outlined why Council should acquire the lot at 1980 Fairfield Place, in order to preserve Gonzales Hill Park and the Gary Oak ecosystem.

G.3 Sheila Protti: 1980 Fairfield Place, Gonzales Hill
Outlined why Council should acquire the lot at 1980 Fairfield Place, in order to preserve Gonzales Hill Park and the Gary Oak ecosystem.

G.4 Donna Friedlander: Horse Carriages in Victoria
Outlined why Council should install signage on horse-carriage routes, improve access to Beacon Hill Park, and include operators in discussions regarding the City's transportation plans.

G.5 Kate Clark: Horse Carriages in Victoria
Outlined why Council should not ban horse drawn carriages.

G.6 Christine Beattie: Horse Drawn Carriage Tours
Outlined why Council should not ban horse drawn carriages.

G.7 Will Clinging: Carriage Horses in Victoria
Outlined why Council should not ban horse drawn carriages.

G.8 Kirin Rogers: Support of Horse Carriage Industry
Outlined why Council should not ban horse drawn carriages.

G.9 Tom Walker: Carriage Industry and Cruise Ship Passengers
Outlined why Council should not ban horse drawn carriages.

H. UNFINISHED BUSINESS

H.1 Letter from the Minister of Health

Moved By Councillor Alto
Seconded By Councillor Coleman

That the correspondence dated May 30, 2018 from the Minister of Health be received for information.

CARRIED UNANIMOUSLY

H.2 Letter from the President of Union of British Columbia Municipalities (UBCM)

Moved By Councillor Alto
Seconded By Councillor Loveday

That the correspondence dated May 30, 2018 from the President of the Union of British Columbia Municipalities be received for information.

CARRIED UNANIMOUSLY

H.3 Letters from the Ministry and Minister of Health

Moved By Councillor Coleman
Seconded By Councillor Alto

That the correspondence dated June 12 and 13, 2018 from the Ministry and Minister of Health be received for information.

CARRIED UNANIMOUSLY

I. REPORTS OF COMMITTEES

I.1 Committee of the Whole

I.1.a Report from the June 21, 2018 COTW Meeting

I.1.a.a 1202-1214 Wharf Street - Rezoning Application No. 00647 (Downtown)

Moved By Councillor Madoff
Seconded By Councillor Thornton-Joe

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00647 for 1202-1214 Wharf Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and that a Public Hearing date be set.

CARRIED UNANIMOUSLY

I.1.a.b Support for Bid to Host 55+ B.C. Games in 2020, 2021 or 2022

Moved By Councillor Coleman
Seconded By Councillor Alto

That Council:

1. Direct staff to work with the greater Victoria Sport Tourism Commission to apply for the right to host the 2020, 2021, or 2022 55+ B.C. Games; and
2. Approve in-kind support of up to $55,000, should the bid be successful, with funds from the budget surplus for the year prior to hosting the Games.

CARRIED UNANIMOUSLY

I.1.a.c Implementation of Summit Park Management Plan: McNair Trail

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council provide direction to staff to include an allocation in the 2019 draft Financial Plan for improvements to the McNair to Summit Park, consistent with the implementation timeline adopted in the Summit Park Management Plan.

CARRIED UNANIMOUSLY

I.1.a.d Vehicle for Hire Bylaw for Rickshaws

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

That Council direct staff to amend Section 17(2) in the Vehicles for Hire Bylaw to increase the maximum capacity for rickshaws from 2 persons to 3 adults and one child, or 2 adults and 2 children.

CARRIED UNANIMOUSLY

I.1.a.e Greater Victoria Harbour Authority

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

That Council receive the presentation from the GVHA for information.

CARRIED UNANIMOUSLY

I.1.a.f 356-360 Bay Street and 2520 Turner Street - Rezoning and Development Variance Permit Application No. 00604 (Burnside)

Moved By Councillor Coleman
Seconded By Councillor Isitt

Rezoning Application No. 00604
That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00604 for 356-360 Bay Street and 2520 Turner Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once:

1. Staff receive revised plans illustrating the retail area as approximately 25% of the total floor area of the unit.
2. Staff receive proof of registration at the Land Titles Survey Authority of a registered Statutory Right-of-Way (SRW) of 4.91m on Bay Street.

Development Variance Permit Application No. 00604
That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:
"That Council authorize the issuance of a Development Variance Permit Application for 356-360 Bay Street and 2520 Turner Street, in accordance with:

1. Revised plans with a reduced retail floor area.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
   i. reduce the vehicle parking requirement for a strorefront cannabis retailer from 1 stall per 37.5m^2 to 1 staff per 93m^2.
3. The Development Permit lapsing two years from the date of this resolution."

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (8 to 1)

I.1.a.g Topaz Park Improvement Plan

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council approve the Park Improvement Plan for Topaz Park, as described in Attachment A.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Loveday

That the motion be amended by adding the following:

That staff report back at the next Quarterly Update on the option of expediting the planning phases 1 and 2 for completion as soon as possible.

Amendment to the amendment:

Moved By Mayor Helps
Seconded By Councillor Alto

That the amendment be amended by adding "as part of the 2019 budget process", after "that staff report back".

Council discussed the following:

- *That the amendment is unnecessary, as staff would already be reporting back at that time.*

DEFEATED UNANIMOUSLY

Amendment to the amendment:

Moved By Councillor Isitt
Seconded By Councillor Loveday

That the amendment be amended by replacing the word "planning" with "detailed design".

CARRIED UNANIMOUSLY

Amendment to the amendment:

Moved By Mayor Helps
Seconded By Councillor Isitt

That the amendment be amended by adding the following:
"and indicate to Council what elements of the 2018 work plan would not be able to be completed as a result of this".

CARRIED UNANIMOUSLY

On the amendment:
CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Thornton-Joe

That the dog park in Topaz Park be renamed “Chase Dog Park” after the service dog, Chase, who worked in the Police Department in the 1990’s.

Mayor Helps ruled the motion out of order, and requested that it be brought to Council through a notice of motion.

On the main motion as amended:

1. That Council approve the Park Improvement Plan for Topaz Park, as described in Attachment A.
2. That staff report back at the next Quarterly Update on the option of expediting the detailed design phases 1 and 2 for completion as soon as possible, and indicate to Council what elements of the 2018 work plan would not be able to be completed as a result of this.

CARRIED UNANIMOUSLY

I.1.a.h Permissive Exemption Policy - Parking Lots

Moved By Councillor Madoff
Seconded By Councillor Coleman

That Council receive this report for information.

CARRIED UNANIMOUSLY

I.1.a.i Development Cost Charges Review - Consultation Results

Moved By Councillor Coleman
Seconded By Councillor Alto

That Council direct staff to:

1. Transfer the development cost charges balances of $3,502,413.97 and $1,468,723.95 set aside for Parks Acquisition and Parks Development into the new Development Cost Charges Parks and Acquisition Reserve.

CARRIED UNANIMOUSLY

I.1.a.j Emergency Management Program Funding

Moved By Councillor Coleman
Seconded By Councillor Alto

That Council received this report for information.

CARRIED UNANIMOUSLY

I.1.b Report from the June 28, 2018 COTW Meeting

I.1.b.a Bastion Square Market Licence Renewal

Moved By Councillor Lucas
Seconded By Councillor Coleman

That Council authorize the Mayor and Corporate Administrator to sign a three year agreement between the City and the Bastion Square Revitalization Association for the operation of the Bastion Square Public Market.

CARRIED UNANIMOUSLY

I.1.b.b Funding for Extended Hours for Our Place

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council allocate $25,000 from contingency to partner with BC Housing and Island Health to increase the hours and services for Our Place to match winter hours until March 31st, 2019 and that a meeting be held between the City, BC Housing and Island Health and others to determine long term solutions.

CARRIED UNANIMOUSLY

I.1.b.c Protection of Ecologically and Culturally Significant Areas

Moved By Councillor Isitt
Seconded By Councillor Alto

That Council direct staff to:

1. Prepare an amendment to the Parks Regulation Bylaw to add Coffin Island to the areas covered in section 16A of the bylaw;
2. Work with the Esquimalt and Songhees First Nations on potential signage relating to ecologically and culturally significant areas within the municipal parks and greenspace system in the City of Victoria: and
3. Report back to Council following the receipt of advice from the City Family on potential additional tools to increase protection for ecologically and culturally significant areas within the municipal parks and greenspace system.

CARRIED UNANIMOUSLY

I.1.b.d Letter from the President of the Union of BC Municipalities – Motions Arising

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council request that the Mayor write, on behalf of Council, to the federal Minister of Finance and Minister Duclos, requesting that consideration be given to the resolution "A2 Encouraging the Use of Residential Property for Housing" adopted by delegates at the 2017 Union of BC Municipalities convention, and requesting that particular attention be given to the option of phasing in the

Capital Gains Tax exemption for primary residences that increases over time to encourage residential occupancy and discourage speculation.

That the text of the resolution "Encouraging the Use of Residential Property for Housing" be included in the letter to the Minister;

And that the letter to the Minister be copied to the federal Minister of Infrastructure and Communities, the provincial Minister of Finance, the President of the Union of BC Municipalities, the Executive Director of the Union of BC Municipalities, and Members of Parliament representing constituencies on Vancouver Island.

CARRIED UNANIMOUSLY

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council request that the Mayor write, on behalf of Council, to the provincial Minister of Forests, Lands, Natural Resource Operations and Rural Development, expressing concern over the Ministry's response to UBCM Resolution "B36 Optimizing Community Benefits of Forest Resources", with particular attention to ongoing liquidation of the Old-Growth rainforests of Vancouver Island, which compromises the long-term integrity of ecological systems, detracts from recreational opportunities for residents of Victoria and other Vancouver Island communities, and undermines current and future economic development opportunities in the tourism sector;

That the letter to the Minister also express concern over the ongoing export of raw logs from Vancouver Island, which undermines opportunities for employment and revenues in the value-added wood products sector;

That the text of the resolution "Optimizing Community Benefits of Forest Resources" be included in the letter to the Minister;

And that the letter to the Minister be copied to Members of the Legislative Assembly.

CARRIED UNANIMOUSLY

I.1.b.e Advocacy for Adequate and Appropriate Support Services with Housing

Moved By Councillor Isitt
Seconded By Councillor Alto

That Council endorse the following resolution and request that the Mayor forward a copy, on behalf of Council, to the Minister of Social Development and Poverty Reduction, copying the Premier of British Columbia, the Minister Responsible for Housing, the Minister of Health, the Minister of Mental Health and Addictions, and Members of the Legislative Assembly representing constituencies within the Capital Regional District.

Resolution: Provision of Adequate and Appropriate Support Services with Housing

WHEREAS the Housing First model combines the provision of appropriate support services with access to safe, secure housing;

AND WHEREAS inadequate support services are currently creating strains within the supportive housing system in the Capital Region and elsewhere in British Columbia, compromising the housing security, health and wellbeing of residents, while undermining the capacity of housing providers to provide safe, secure and respectful housing;

THEREFORE BE IT RESOLVED THAT the Province of British Columbia provide adequate and appropriate support services in conjunction with housing, developed and delivered through meaningful and respectful engagement with residents, to advance housing security and improve health and wellbeing.

CARRIED UNANIMOUSLY

I.1.b.f 930 Fort Street - Update Report: Rezoning Application No. 00593 & Development Permit Application No. 000502 (Downtown)

Moved By Councillor Isitt
Seconded By Councillor Thornton-Joe

Rezoning Application No. 00593
That Council direct staff to:

1. Prepare the necessary Zoning Regulation Bylaw Amendments that would authorize the proposed development outlined in Rezoning Application No. 00593 for 930 Fort Street, that first and second reading of the Zoning Regulation Bylaw Amendments be considered by Council and a Public Hearing date be set.
2. Secure an amenity contribution in the new zone in accordance with the City of Victoria Density Bonus Policy in the amount $270,675.74 allocated to the Downtown Core Area Public Realm Improvement Fund (75%) and the Downtown Heritage Buildings Seismic Upgrade Fund (25%).

Development Permit with Variance Application No. 000502
That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00593, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 000502 for 930 Fort Street, in accordance with:

1. Plans date stamped June 8, 2018;
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
   ii. reduce the number of parking stalls to 27.
3. Proof of a fully executed car share agreement that includes the purchase of 62 car share memberships and $100 driving credit for each of the memberships to the satisfaction of the Director of Engineering and Public Works.
4. Registration of a covenant on the property's title to secure 62 car share memberships and $100 of driving credit for each of the memberships, to the satisfaction, of the Director of Sustainable Planning and Community Development and in a form satisfactory to the City Solicitor
5. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

I.1.b.g 1663 Oakland Avenue - Rezoning Application No. 00594 & Development Permit No. 00594 (Oaklands)

Moved By Councillor Alto
Seconded By Councillor Coleman

That Council direct staff to work with the applicant to create a design more in keeping with the small lot design guidelines and the form and character of the rest of the street.

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (8 to 1)

I.1.b.h 1139 Chapman Street – Rezoning Application No. 00624 & Development Permit with Variance Application No. 00624 (Oaklands)

Moved By Councillor Madoff
Seconded By Councillor Coleman

Rezoning Application No. 00624
That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00624 for 1139 Chapman Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set, subject to receipt of an executed Statutory Right-of-Way (SRW) of 1.17m along the lane, to the satisfaction of the Director of Engineering and Public Works.

Development Permit with Variance Application No. 00624
That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00624, if it is approved, consider the following motion:
"That Council authorize the issuance of Development Permit Application No. 00624 for 1139 Chapman Street, in accordance with:

1. Plans date stamped May 28, 2018.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
   i. increase the maximum floor area for the first and second storeys from 280.0m^2 to 362.13m^2.
3. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

I.1.b.i 1501-1503 Haultain Street - Development Permit with Variances Application No. 00066 (Oaklands)

Moved By Councillor Lucas
Seconded By Councillor Coleman

That, subject to the preparation and execution of legal agreements to secure the car share memberships, to the satisfaction of the Director of Sustainable Planning and Community Development, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 00066 for 1501 and 1503 Haultain Street in accordance with:

1. Plans date stamped May 22, 2018.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
   i. Decrease the front yard setback from 6.00m to 0.22m to building and 0.00m to allow for a canopy projection.
   ii. Decrease the south side setback from 3.00m to 1.06m for the staircase projection only

iii. Decrease the flanking street setback from 2.40m to 1.67m to building and 0.53m to allow for a canopy projection.
iv. Decrease the required number of parking spaces from 14 to 3.

3. The applicant provide one electric bicycles for use by the residents in the building.
4. Label all materials on the elevation plans and provide plans for the proposed gate to be installed adjacent to the staircase on the north side of the building to the satisfaction of the Director of Sustainable Planning and Community Development.
5. The Development Permit lapsing two years from the date of this resolution.
6. Request that the applicant provide a car share vehicle in a nearby on street parking space."

Motion to refer:

Moved By Councillor Isitt
Seconded By Councillor Young

That the motion be referred back to staff to work with the applicant on concerns raised by nearby residents.

Amendment:

Moved By Councillor Madoff
Seconded By Councillor Isitt

That the motion to refer be amended by adding the following: "and the Advisory Design Panel".

CARRIED UNANIMOUSLY

On the motion to refer as amended:
That the motion be referred back to staff to work with applicant to work on concerns raised by nearby residents and the Advisory Design Panel.

FOR (4): Councillor Isitt, Councillor Loveday, Councillor Madoff, and Councillor Young
OPPOSED (5): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Lucas, and Councillor Thornton-Joe

DEFEATED (4 to 5)

On the main motion:
That, subject to the preparation and execution of legal agreements to secure the car share memberships, to the satisfaction of the Director of Sustainable Planning and Community Development, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 00066 for 1501 and 1503 Haultain Street in accordance with:

1. Plans date stamped May 22, 2018.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
   i. Decrease the front yard setback from 6.00m to 0.22m to building and 0.00m to allow for a canopy projection.
   ii. Decrease the south side setback from 3.00m to 1.06m for the staircase projection only
   iii. Decrease the flanking street setback from 2.40m to 1.67m to building and 0.53m to allow for a canopy projection.
   iv. Decrease the required number of parking spaces from 14 to 3.
3. The applicant provide one electric bicycles for use by the residents in the building.
4. Label all materials on the elevation plans and provide plans for the proposed gate to be installed adjacent to the staircase on the north side of the building to the satisfaction of the Director of Sustainable Planning and Community Development.
5. The Development Permit lapsing two years from the date of this resolution.
6. Request that the applicant provide a car share vehicle in a nearby on street parking space."

Amendment:

Moved By Mayor Helps
Seconded By Councillor Alto

That the motion be amended by adding a point seven, as follows:

7. That the applicant be requested to provide an electric bicycle per unit.

CARRIED UNANIMOUSLY

On the main motion as amended:
That, subject to the preparation and execution of legal agreements to secure the car share memberships, to the satisfaction of the Director of Sustainable Planning and Community Development, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 00066 for 1501 and 1503 Haultain Street in accordance with:

1. Plans date stamped May 22, 2018.

2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
   i. Decrease the front yard setback from 6.00m to 0.22m to building and 0.00m to allow for a canopy projection.
   ii. Decrease the south side setback from 3.00m to 1.06m for the staircase projection only
   iii. Decrease the flanking street setback from 2.40m to 1.67m to building and 0.53m to allow for a canopy projection.
   iv. Decrease the required number of parking spaces from 14 to 3.
3. The applicant provide one electric bicycles for use by the residents in the building.
4. Label all materials on the elevation plans and provide plans for the proposed gate to be installed adjacent to the staircase on the north side of the building to the satisfaction of the Director of Sustainable Planning and Community Development.
5. The Development Permit lapsing two years from the date of this resolution.
6. Request that the applicant provide a car share vehicle in a nearby on street parking space.
7. That the applicant be requested to provide an electric bicycle per unit."

FOR (5): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Lucas, and Councillor Thornton-Joe
OPPOSED (4): Councillor Isitt, Councillor Loveday, Councillor Madoff, and Councillor Young

CARRIED (5 to 4)

I.1.b.j Revised Zoning Bylaw 2018

Moved By Councillor Thornton-Joe
Seconded By Councillor Loveday

That Council give first and second reading of Zoning Bylaw 2018 (Bylaw No. 18-072) and schedule a public hearing.

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Loveday

That Council direct staff to re-examine the issue of minimum unit sizes in the downtown including the impact on liveability.

CARRIED UNANIMOUSLY

K. BYLAWS

K.1 Bylaw for Rezoning, Development Permit with Variances No. 00582 and Heritage Alteration Permit with Variances Application No. 00007 for 224 Superior Street

Moved By Councillor Lucas
Seconded By Councillor Coleman

That the following bylaw be given **first and second readings**:
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1141) No. 18-019

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Thornton-Joe, and Councillor Young
OPPOSED (1): Councillor Madoff

CARRIED (8 to 1)

Moved By Councillor Lucas
Seconded By Councillor Coleman

Development Permit with Variance Application No. 00582
That Council, after giving notice and allowing for an Opportunity for Public Comment and a Public Hearing at a meeting of Council for Rezoning Application No. 00582, consider this updated motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 00582 for 224 Superior Street, in accordance with:
1. Plans date stamped April 23, 2018.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
   i. Reduce the side yard (west) setback from 2.40m to 1.50m to allow for two habitable rooms with windows.
3. That prior to issuance of the Development Permit with Variance, the City receive confirmation of registration of a Statutory Right-of-Way (SRW) of 2.41m on Superior Street, to the satisfaction of the Director of Sustainable Planning and Community Development.
4. The Development Permit lapsing two years from the date of this resolution."

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Thornton-Joe, and Councillor Young
OPPOSED (1): Councillor Madoff

CARRIED (8 to 1)

Moved By Councillor Lucas
Seconded By Councillor Coleman

Heritage Alteration Permit with Variances Application No. 00007
That Council, after giving notice and allowing for an Opportunity for Public Comment and a Public Hearing at a meeting of Council for Rezoning Application No. 00582, consider this updated motion:

"That Council authorize the issuance of Heritage Alteration Permit Application with Variances No. 00007 for the existing Heritage Designated house at 224 Superior Street, in accordance with:

1. Plans date stamped April 23, 2018.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
   i. Reduce the side yard setback from 3.65m to 1.20m
   ii. Reduce the rear yard setback from 4.0m to 1.36m
   iii. Allow parking in the front yard
   iv. Increase the site coverage from 30.0% to 35.09%
3. That prior to issuance of the Heritage Alteration Permit with Variances, the City receive confirmation of registration of a Statutory Right-of-Way (SRW) of 2.41m on Superior Street, to the satisfaction of the Director of Sustainable Planning and Community Development.
4. Heritage Alteration Permit lapsing two years from the date of this resolution."

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Thornton-Joe, and Councillor Young
OPPOSED (1): Councillor Madoff

CARRIED (8 to 1)

K.2 <u>Bylaw for Official Community Plan and Rezoning Application No. 00562 for 3025 Douglas Street</u>

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That the following bylaws **be given first and second readings:**

1. Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 22) No. 18-005
2. Zoning Regulation Bylaw, Amendment Bylaw (No. 1134) No. 18-004

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That the following bylaw **be given first, second, and third readings:**

1. Housing Agreement (3025 Douglas Street) Bylaw (2018) No. 18-006

CARRIED UNANIMOUSLY

Moved By Councillor Lucas
Seconded By Councillor Alto

Development Variance Permit Application No. 00198
Following consideration of the Rezoning Application No. 00562, that Council consider this updated motion with respect to Development Variance Permit Application No. 00198:
"That Council authorize the issuance of Development Variance Permit Application No. 00198 for 3025 Douglas Street, in accordance with:

1. Plans date stamped August 3, 2017
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
   i. reduce the required number of parking spaces for residential uses from 62 to 28
   ii. reduce the required number of visitor parking spaces from 3 to 0
   iii. reduce the required number of parking for commercial and industrial uses from 18 to 0
3. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

K.3 <u>Bylaw for Rezoning Application No. 00614 for 3103 Washington Avenue</u>

Moved By Councillor Madoff
Seconded By Councillor Lucas

That the following bylaw **be given first and second readings:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1146) No. 18-031

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (8 to 1)

K.5 <u>Bylaw for Development Cost Charges Amendment</u>

Moved By Councillor Alto
Seconded By Councillor Lucas

That the following bylaw **be given first, second, and third readings:**

1. Development Cost Charges Bylaw, Amendment Bylaw (No. 1) No. 18-078

CARRIED UNANIMOUSLY

K.6 <u>Bylaw for Reserve Fund</u>

Moved By Councillor Coleman
Seconded By Councillor Lucas

That Council approve the amended Reserve Fund Policy that includes the Park Furnishing Dedication Reserve Fund.

CARRIED UNANIMOUSLY

Moved By Councillor Coleman
Seconded By Councillor Thornton-Joe

That the following bylaw **be given first, second, and third readings:**
1. Reserve Fund Bylaw, Amendment Bylaw (No. 1) No. 18-080.

CARRIED UNANIMOUSLY

L. CORRESPONDENCE

L.1 Letter from the Mayor and Fire Chief of the Corporation of the District of Oak Bay

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto
That the correspondence dated June 5, 2018 from the Mayor and Fire Chief of the Corporation of the District of Oak Bay be received for information.

CARRIED UNANIMOUSLY

L.2 Letters from the Minister of Municipal Affairs and Housing and from the Premier

Moved By Mayor Helps
Seconded By Councillor Alto

Write back to both the Minister of Municipal Affairs and Housing and the Premier to thank them for the opportunity but that as the Capital City with easy access, we would like to free up the time for colleagues in other municipalities.

CARRIED UNANIMOUSLY

M. NEW BUSINESS

M.1 1417 May Street_Reconsideration of Rezoning and Development Permit with Variances Application

Moved By Mayor Helps
Seconded By Councillor Loveday
That Council rescind its decision with regard to third reading of Zoning Regulation Bylaw, Amendment Bylaw (No. 1139) No. 18-013, and direct staff to convene a new public hearing that follows all the regular public hearing requirements (advertising, mailout, etc.).

Council discussed the following:
- *The supportability of this type of gentle density.*
- *That net zero energy buildings would help the City meet their climate commitments.*
- *Whether changes to the design would make the application more supportable.*

Amendment:

Moved By Councillor Loveday
Seconded By Councillor Young

That the motion be amended by striking the following wording:
"direct staff to convene a new public hearing that follows all the regular public hearing requirements (advertising, mailout, etc.)."

and replacing it with the following:
"refer this proposal back to staff for more work on design."

Amendment to the amendment:

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That the amendment be amended by adding the following:
"and return the matter to Council."

CARRIED UNANIMOUSLY

Amendment to the amendment:

Moved By Mayor Helps
Seconded By Councillor Isitt

That the amendment be amended by adding the following:
"based on comments made at the Public Hearing".

CARRIED UNANIMOUSLY

On the amendment:
CARRIED UNANIMOUSLY

Motion as Amended:

That Council rescind its decision with regard to third reading of Zoning Regulation Bylaw, Amendment Bylaw (No. 1139) No. 18-013, and refer this proposal back to staff for more work on design based on the comments made at the public hearing and return the matter to Council.

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, and Councillor Young
OPPOSED (1): Councillor Isitt

CARRIED (8 to 1)

N. QUESTION PERIOD

A question period was held.

O. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Coleman

That the Council meeting adjourn.
TIME: 10:01 p.m.

CARRIED UNANIMOUSLY

CITY CLERK	MAYOR