



MINUTES - VICTORIA CITY COUNCIL

July 26, 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 Loveday, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, Councillor Young

ABSENT FOR A PORTION OF THE MEETING: Councillor Isitt

STAFF PRESENT: J. Jenkyns - City Manager, 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, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, P. Martin - Council Secretary, T. Zworski - City Solicitor, J. Handy - Senior Planner, R. Batallas – Senior Planner

A. APPROVAL OF AGENDA

The Deputy City Clerk outlined amendments to the agenda.

Moved By Councillor Coleman

Seconded By Councillor Alto

That the agenda be approved as amended.

Amendment:

Moved By Councillor Thornton-Joe

Seconded By Councillor Loveday

That the agenda be amended by adding James Coccola and Sarah Potts to the second Request to Address Council section of the agenda.

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

B. READING OF MINUTES

Moved By Councillor Thornton-Joe

Seconded By Councillor Loveday

That the following minutes be adopted:

1. Minutes from the daytime meeting held March 8, 2018
2. Minutes from the daytime meeting held March 22, 2018
3. Minutes from the daytime meeting held July 5, 2018
4. Minutes from the daytime meeting held April 5, 2018
5. Minutes from the evening meeting held April 12, 2018
6. Minutes from the evening meeting held April 26, 2018

CARRIED UNANIMOUSLY

C. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Coleman

Seconded By Councillor Thornton-Joe

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

C.1 Ludo Bertsch: Myrtle Avenue Landscape Buffer, C1-L

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

C.2 Robert Showers: Zoning Violations on Myrtle

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

C.3 Kay Blake: Myrtle Avenue Landscape Buffer, C1-L

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

C.4 Sondra Showers: Bylaw C1-L

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

C.5 Peter Bell: Myrtle Avenue Landscape Buffer, C1-L

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

C.6 Kealey Pringle: Myrtle Avenue Development

Outlined why Council should review a development on Myrtle Avenue, relative to the current zoning.

D. PROCLAMATIONS

D.1 "A Day of Happiness" - August 4, 2018

Moved By Councillor Coleman
Seconded By Councillor Loveday

That the following proclamation be endorsed:

1. "A Day of Happiness" - August 4, 2018

CARRIED UNANIMOUSLY

E. PUBLIC AND STATUTORY HEARINGS

E.1 Rezoning Application No. 00549 and Development Permit Application No. 000490 for 2813-2887 Quadra Street, 2814-2890 Fifth Street, and 2780/82 Fifth Street

Zoning Regulation Bylaw, Amendment Bylaw (No. 1144 & 1145):

To rezone the land known as 2780/82 Fifth Street from the R-2 Zone, Two Family Dwelling District and the southerly portion of the land known as 2813-2887 Quadra Street, 2814-2890 Fifth Street from the R3-G Zone, Garden Apartment District, to the R-87 Zone, Fifth Street Multiple Dwelling District, as well as rezone the northerly portion of the land known as 2813-2887 Quadra Street, 2814-2890 Fifth Street from the R3-G Zone, Garden Apartment District, to the R3-G-QV Zone, Garden Apartment (Quadra Villa) District, to permit three new multi-residential buildings.

Development Permit Application:

The Council of the City of Victoria will also consider issuing a development permit for the land known as 2813-2887 Quadra Street, 2814-2890 Fifth Street, and 2780/82 Fifth Street, in Development Permit Area 16 – General Form and Character, for the purposes of approving the exterior design and finishes for the new multi-residential buildings and accessory buildings as well as landscaping.

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

Jim Handy (Senior Planner): *Advised that the application proposes that 34 new residential units be located within three new buildings on the existing parking lot and adjacent lot.*

Mayor Helps opened the public hearing at 7:06 p.m.

Eric Barker & Andrew Edison (Applicants): Provided information regarding the application.

Councillor Isitt joined the meeting at 7:21 p.m. and advised that he had been watching the webcast and therefore is able to participate in the Public Hearing.

Sabrina Fox (Quadra Street): Expressed concerns relating to the application due to the possible noise of the development.

Mishka (Sighalie Road): Expressed support for the application, as it will provide affordable rental housing.

Jill Sharpe (Fifth Street): Expressed concerns relating to the application due to lack of parking in the area.

Council discussed the following:

- *That the Housing Agreement ensures rental in perpetuity.*
- *How residents can contact Bylaw Services with concerns relating to construction noise.*
- *How an evaluation of parking in this area could be undertaken by staff.*

Mayor Helps closed the public hearing at 7:40 p.m.

Moved By Councillor Loveday

Seconded By Councillor Thornton-Joe

That the following bylaws **be given third reading**:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1144) No. 18-028
2. Zoning Regulation Bylaw, Amendment Bylaw (No. 1145) No. 18-029

Council discussed the following:

- *The need for rental housing in the City of Victoria.*
- *The work done by the applicant to assuage parking concerns in the neighbourhood.*

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe

Seconded By Councillor Isitt

That the following bylaw **be adopted**:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1144) No. 18-028
2. Zoning Regulation Bylaw, Amendment Bylaw (No. 1145) No. 18-029
3. Housing Agreement (2813-2887 Quadra Street and 2814-2890 and 2780/82 Fifth Street) Bylaw (2018) No. 18-038

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe

Seconded By Councillor Loveday

Development Permit Application No. 000490

That Council authorize the issuance of Development Permit Application No. 000490 for 2813 - 2887 Quadra Street and 2814 - 2890 and 2780/82 Fifth Street in accordance with:

1. Plans date stamped August 8, 2017.
2. Development meeting all *Zoning Regulation Bylaw*

3. Prior to the issuance of any Building Permit the siting of Block A be re-evaluated with the intent of providing a greater separation space between the ground floor units and the Statutory Right of Way to the satisfaction of the Director of Sustainable Planning and Community Development.
4. Prior to the issuance of any Building Permit, the entrance of the units be further defined to be more prominent to the satisfaction of the Director of Sustainable Planning and Community Development.
5. Final plans to be in accordance with the plans identified above, to the satisfaction of the Director of Sustainable Planning and Community Development.
6. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Moved By Councillor Isitt

Seconded By Councillor Loveday

Motion arising:

That Council direct staff to consider introducing proactive enforcement of street parking regulations on the 2700 and 2800 blocks of Fifth Street.

Council discussed the following:

- *That staff can undertake an assessment of the parking needs in this area.*

CARRIED UNANIMOUSLY

Councillor Isitt withdrew from the meeting at 8:05 p.m. due to a non-pecuniary conflict of interest with the following item, as his father lives in close proximity.

E.2 Rezoning Application No. 00555 and Development Permit with Variances Application No. 00026 for 308 Menzies Street

Zoning Regulation Bylaw, Amendment Bylaw (No. 1128) No. 18-065:

To rezone the land known as 308 Menzies Street from the C-SS Zone, Special Service Station District, to the C-SM Zone, Menzies Special Service Station District, to permit Service Station, Retail and Office.

Development Permit Application:

The Council of the City of Victoria will also consider issuing a development permit for the land known as 308 Menzies Street, in Development Permit Area 5, Large Urban Villages, for the purposes of approving the exterior design and finishes for the Service Station, Office and Retail use.

E.2.a Public Hearing & Consideration of Approval

Jim Handy (Senior Planner): *Advised that the application is to permit retail and office uses in conjunction with a gas station.*

Mayor Helps opened the public hearing at 8:05 p.m.

Alan Lowe (Applicant): Provided information regarding the application.

Council discussed the following:

- *The proposed hours of operation of the gas station and convenience store.*

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

Mayor Helps closed the public hearing at 8:14 p.m.

Moved By Councillor Lucas

Seconded By Councillor Coleman

That the following bylaw **be given third reading:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1128) No. 18-065

CARRIED UNANIMOUSLY

Moved By Councillor Lucas

Seconded By Councillor Loveday

That the following bylaw **be adopted:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1128) No. 18-065

CARRIED UNANIMOUSLY

Moved By Councillor Lucas

Seconded By Councillor Loveday

Development Permit with Variances Application No. 00026

That Council authorizes the issuance of Development Permit Application No. 00026 for 308 Menzies Street, in accordance with:

1. Plans date stamped July 26, 2017 (as amended to address overhead canopy design to the satisfaction of the Director of Sustainable Planning and Community Design.)
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. Schedule C, Section 16(c), reduce the required number of parking spaces from fifteen to eight;
 - ii. Zoning Bylaw No. 80-159, Part 4.1.6, reduce the required rear yard setback from six metres to 1.52 metres.
3. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 8:19 p.m.

Council recessed at 8:19 p.m. and returned at 8:25 p.m.

E.3 Zoning Bylaw 2018

Zoning Bylaw 2018, Bylaw (No. 18-072):

The purpose of this bylaw is to adopt and enact Zoning Bylaw 2018 including new zones, land use regulations and off-street parking requirements for those properties identified in the map below. New zones include the Central Business District-1 Zone (CBD-1), Central Business District-2 Zone (CBD-2), Mixed Use Residential District-1 Zone (MRD-1) and the Old Town District-1 Zone (OTD-1).

E.4 Administrative Amendment to Zoning Regulation Bylaw

Zoning Regulation Bylaw, Amendment Bylaw (No. 1132) No. 18-082:

The purpose of this Bylaw is to amend the Introduction and General Regulations section of Zoning Regulation Bylaw No. 80-159 to exempt from that bylaw those areas of the City of Victoria that will be regulated by the Zoning Bylaw 2018, No. 18-072.

E.5 Schedule C - Off Street Parking Regulations and Delegation of Minor Parking Variances

Zoning Regulation Bylaw, Amendment Bylaw (No. 1130) No. 18-017:

To amend the Zoning Regulation Bylaw:

- (a) to replace Schedule C – Off-Street Parking provisions with new off-street parking regulations; and
- (b) to add and amend definitions associated with off-street parking regulations in Schedule A – Definitions.

E.3, 4, & 5.a Public Hearing & Consideration of Approval

Robert Batallas (Senior Planner): *Advised that the city-led application, proposes approval of Zoning Bylaw 2018, which would divide the City into zones and regulate and control the use of land and buildings within those zones. As well as approval of administrative amendments to Zoning Regulation Bylaw No. 80-159, to exempt from that bylaw those areas of the City that would be regulated by Zoning Bylaw 2018.*

Jim Handy (Senior Planner): *Advised that the city-led application proposes approval of bylaws which would create new off-street parking regulations and the allowance of delegation of certain minor parking variances relating to small businesses.*

Mayor Helps opened the public hearing at 8:39 p.m.

Olimpia Cisneros: Expressed concerns relating to the allowance of distilleries with Zoning Bylaw 2018.

Cory Burger: Expressed concerns relating to bicycle parking regulations within Off-Street Parking Regulations.

Williams: Expressed support for the bylaws as they will add efficiencies to the zoning and development process.

Alan Lowe: Expressed concerns relating to the density and minimum unit size amendments within Zoning Bylaw 2018.

Justin Fillick: Expressed support for the bylaws as they will add efficiencies to the zoning and development process.

Marg Gardiner: Expressed concerns that variances could be requested to Schedule C - Off Street Parking Regulations.

Council discussed the following:

- *The regulations in place for uses of brewpubs and distilleries.*
- *The changes made to density regulations within the bylaws.*
- *The requirements to ensure accessibility in the off-street parking regulations.*
- *The opportunity to include other areas into this framework.*

Councillor Thornton-Joe withdrew from the meeting at 9:26 p.m. due to a non-pecuniary conflict of interest, as she is member of an association related to an anticipated application that is being discussed.

- *The City Solicitor advised that the new Zoning Bylaw 2018 would allow for site-specific regulations without the need for multiple zones, so the application in question could include a provision that would exempt it when it comes to Council for a rezoning application.*

Councillor Thornton-Joe returned to the meeting at 9:29 p.m.

- *That further work is being undertaken by staff to consider design guidelines in relation to bicycles.*

Council recessed at 10:15 p.m. and returned at 10:22 p.m.

Moved By Councillor Thornton-Joe

Seconded By Councillor Madoff

That the following bylaw **be given third reading:**

1. Zoning Bylaw 2018 No. 18-072

Council discussed the following:

- *Whether exterior balconies, stairs, and walkways should be considered for exclusion from density calculations.*

Amendment:

Moved By Councillor Young

Seconded By Councillor Coleman

That the bylaw be amended to remove the following wording from the definition related to Floor Space Ratio:
"Exterior hallway, exterior staircases"

Council discussed the following:

- *Whether this would be better included in the Old Town Design Guidelines.*
- *Whether the allowance of exterior hallways and staircases should be reviewed on a case by case basis.*

DEFEATED

On the main motion:
CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Loveday

That the following bylaw **be adopted**:
1. Zoning Bylaw 2018 No. 18-072

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Young

That the following bylaw **be given third reading**:
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1132) No. 18-082

CARRIED UNANIMOUSLY

Moved By Councillor Loveday
Seconded By Councillor Alto

That the following bylaw **be adopted**:
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1132) No. 18-082

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Loveday

That the following bylaw **be given third reading**:
1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1130) No. 18-017

Council discussed the following:

- *The need for further work and the creation of guidelines.*

CARRIED UNANIMOUSLY

Moved By Councillor Coleman
Seconded By Councillor Alto

That the following bylaw **be adopted**:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1130) No. 18-017
2. Land Use Procedures Bylaw, Amendment Bylaw (No. 7) No. 18-018

CARRIED UNANIMOUSLY

Motion arising:

Moved By Councillor Young
Seconded By Councillor Alto

Direct staff to examine the issue of exterior staircases and exterior hallways as they relate to Floor Space Ratios and report back to Council.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Thornton-Joe

That the motion be amended to change the word Council to Committee of the Whole.

CARRIED UNANIMOUSLY

Main motion as amended:

Direct staff to examine the issue of exterior staircases and exterior hallways as they relate to Floor Space Ratios and report back to Committee of the Whole.

CARRIED UNANIMOUSLY

Moved By Mayor Helps
Seconded By Councillor Loveday
That Council direct staff to review Schedule C every five years.

CARRIED UNANIMOUSLY

F. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Coleman
Seconded By Councillor Alto

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

- F.1 Chris Zmuda: Disobey Victoria Bylaws**
Outlined why Council should review the allowance of cannabis dispensaries in the City.
- F.3 Alex Robb: Cannabis Consumption Spaces in the City of Victoria**
Outlined why Council should look at the viability of cannabis consumption business licenses.
- F.4 Addendum: Ted Smith: Safe Consumption Site**
Outlined why Council should look at the viability of cannabis consumption business licenses.
- F.5 Addendum: Sariah Korneluk: Safe Consumption Site at VCBC**
Outlined why Council should look at the viability of cannabis consumption business licenses.
- F.6 Addendum: Julia Veintrop: On Site Consumption (Withdrawn)**
Outlined why Council should allow the Victoria Cannabis Buyers Club an exemption in order to allow onsite consumption.
- F.7 Addendum: David MacDonald: Condo Residents' Safety**
Outlined why Council should address the BC Government mandated safety issue of the temperature of hot water delivered to bathtubs.
- F.8 Addendum: James Coccola: Living Wage for Families**
Outlined why the City of Victoria should become a certified Living Wage Employer.
- F.9 Addendum: Sarah Potts: Living Wage for Families**
Outlined why the City of Victoria should become a certified Living Wage Employer.

G. UNFINISHED BUSINESS

- G.1 Letter from the Minister of Environment and Climate Change**
Moved By Councillor Alto
Seconded By Councillor Lucas

That the correspondence dated June 29, 2018 from the Minister of Environment and Climate Change be received for information.

CARRIED UNANIMOUSLY

Motion to extend the meeting:
Moved By Councillor Loveday
Seconded By Councillor Isitt

That the meeting be extended to 12:00 a.m.

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

OPPOSED (1): Councillor Coleman

CARRIED (8 to 1)

H. REPORTS OF COMMITTEES

H.1 Committee of the Whole

H.1.a Report from the July 19, 2018 COTW Meeting

H.1.a.a 350 Bay Street - Development Variance Permit Application No. 00217 (Burnside)

Moved By Councillor Thornton-Joe
Seconded By Councillor Young

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 Variance Permit Application No. 00217 for 350 Bay Street, in accordance with:

1. Plans date stamped June 15, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
Schedule C - Section 16.C.13: Reduce the required parking stalls from 44 to 26 (existing variance of 7 stalls [previously approved] is included within this current request).
3. The Development Variance Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

H.1.a.b Late Night Advisory Committee Referral

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

Council agreed to vote on item five separately.

Be it resolved that:

1. That the Mayor write to the Liquor Control and Licensing Branch to require Food Primary licensees who consistently serve significantly more alcohol than food to obtain a Liquor Primary or split liquor licence.
2. That the Mayor write to the Liquor Control and Licensing Branch requesting an increase in the number of liquor inspectors serving the Greater Victoria area.

3. That Mayor and Council direct staff to report back at the next quarterly update on the resource implications to assess the opportunity for developing a municipal alcohol policy with the support of a BC Healthy Communities grant.
4. That the City give consideration to a new sidewalk washroom in the 900 block of Douglas Street area in the 2019 budget.
6. That the Mailout Notice be forwarded to the Late Night Advisory Committee to review and make recommendations on wording to ensure that those most affected have the opportunity to express whether or not there are any concerns with the application.

CARRIED UNANIMOUSLY

Councillor Thornton-Joe withdrew from the meeting at 10:57 p.m. due to a pecuniary conflict of interest with the following item, as her husband is employed with BC Transit.

Moved By Councillor Alto
Seconded By Councillor Loveday

5. That the Mayor write a letter to the BC Transit Commission to support the request for extended late night service.

CARRIED UNANIMOUSLY

Councillor Thornton-Joe returned to the meeting at 10:58 p.m.

H.1.a.c 1415 Broad Street - Application for a Permanent Change to Hours of Service for a Liquor Primary License for the Victoria Event Centre

Councillor Lucas withdrew from the meeting at 10:58 p.m., due to a non-pecuniary conflict of interest, as she is the general manager of a hotel located in close proximity to the application.

Moved By Councillor Loveday
Seconded By Councillor Isitt

That Council direct Staff to provide the following response to the Liquor Licensing Agency:

1. Council, after conducting a review with respect to noise and community impacts, does support the application of Victoria Event Centre, located at 1415 Broad Street, to change the hours of liquor service from 5:00 pm to 1:00 am daily, to 9:00 am to 2:00 am daily.

Providing the following comments on the prescribed considerations:

1. The impact of noise on the community in the vicinity of the establishment has been considered in relation to the request is not expected be a significant issue.
2. If the application is approved, the net impact on the community is expected to be positive economically as the approval supports the request of the business and presumably their long term viability as a local business and employer. The Victoria Event Centre is also known to contribute positively to the cultural vitality of the region.
3. The views of residents were solicited via a mail-out to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. The City received two letters opposed to the application, one letter from the Downtown Victoria Residents Association stating preferred hours and overall support, and one letter indicating support.
4. Council recommends the issuance of the license.
5. That a change to a nightclub use would require an application for a change to the license including input from Victoria Council.

FOR (6): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, and Councillor Madoff

OPPOSED (2): Councillor Thornton-Joe, and Councillor Young

CARRIED (6 to 2)

Councillor Lucas returned to the meeting at 11:00 p.m.

H.1.a.d Motion Arising - Liquor License Policy

Moved By Councillor Loveday

Seconded By Councillor Alto

That the Mayor write to the provincial government to ask that the province reconsider its liquor license policy to distinguish between not-for-profit and for-profit venues.

CARRIED UNANIMOUSLY

H.1.a.e Crystal Pool and Wellness Centre Replacement Project Update and Parking at Crystal Pool

Moved By Councillor Alto

Seconded By Councillor Coleman

That Council receive this report for information and that staff be requested to examine alternatives for providing parking for pool users to ensure no net loss of park space.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt
and that council direct staff to explore alternate siting options for the new pool.

DEFEATED DUE TO NO SECONDER

H.1.a.f Crystal Pool Uses Requiring Park Dedication Removal Bylaw

Moved By Councillor Coleman
Seconded By Councillor Alto

That Council receive this report for information.

CARRIED UNANIMOUSLY

H.1.a.g Accessibility at City Hall

Moved By Councillor Isitt
Seconded By Councillor Alto

That Council direct staff to report back at the next quarterly update on the implications of achieving 1 and 2:

1. Take steps on a priority basis to create a meeting space at City Hall that is accessible to people with a range of disabilities, including people who cannot participate due to allergens / air quality.
2. Continue to remove barriers to access in the Council Chamber and other public areas at City Hall, including entrances, corridors and washroom facilities associated with access to, and use of, these public spaces.

CARRIED UNANIMOUSLY

H.1.a.h Adoption of Canadian Code of Advertising Standards

Moved By Councillor Isitt
Seconded By Councillor Loveday

That Council direct staff to report back at the next quarterly update on the implications of adopting the Canadian Code

of Advertising Standards for advertisements posted on City of Victoria infrastructure, including parking pay stations.

CARRIED UNANIMOUSLY

Councillor Thornton-Joe withdrew from the meeting at 11:04 p.m. due to a pecuniary conflict of interest with the following item, as her husband is employed with BC Transit.

Moved By Councillor Isitt
Seconded By Councillor Alto

That Council request that the Mayor, on behalf of Council, write to the Victoria Regional Transit Commission, copying the Chief Executive Officer of BC Transit, requesting that BC Transit consider the adoption of the Canadian Code of Advertising Standards for advertisements posted on bus shelters and transit buses operating within the City of Victoria.

CARRIED UNANIMOUSLY

Councillor Thornton-Joe returned to the meeting at 11:05 p.m.

H.1.b Report from the July 26, 2018 COTW Meeting

H.1.b.a Urban Food Table

Moved By Councillor Isitt
Seconded By Councillor Alto

1. That Council adopt the revised Terms of Reference of the Urban Food Table at Attachment 1.
2. That Council refer to the City's 2019 budget process consideration of an annual allocation of \$6,000 for the Urban Food Table.

CARRIED UNANIMOUSLY

H.1.b.b Victoria Airport Authority - Report to Nominators Presentation

Moved By Councillor Coleman
Seconded By Councillor Lucas

That Council receive the report for information.

CARRIED UNANIMOUSLY

H.1.b.c

**Update Report: 1501 Haultain Street - Development
Variance Permit Application No. 00066 (Fernwood)**

Moved By Councillor Coleman

Seconded By Councillor Lucas

That, subject to the preparation and execution of legal agreements to secure a transportation demand management program, to the satisfaction of the Director of Sustainable Planning and Community Development, which would include:

- purchase of one car share vehicle
- dedication of a car share parking space onsite
- provision of five car share memberships (one for each residential unit)
- provision of car share usage credits in the amount of \$100 towards each car share membership.
- car share membership for each residential unit
- provision of each resident with a \$400 contribution towards the purchase of a bicycle.

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, subject to registration of the required legal agreements, to the satisfaction of the City Solicitor, and in accordance with:

1. Plans date stamped July 10, 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. Provide a sketch of 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.
4. The Development Permit lapsing two years from the date of this resolution."

FOR (7): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe
OPPOSED (2): Councillor Isitt, and Councillor Young

CARRIED (7 to 2)

H.1.b.d Official Community Plan 5-Year Review

Moved By Councillor Coleman
Seconded By Councillor Loveday

1. That Council:
Receive the following for information and direct staff to communicate the findings and highlights to the public:
 - a. Official Community Plan Annual Review 2017
 - b. City of Victoria 2017 Housing Report
 - c. Official Community Plan Annual Review 2016
 - d. City of Victoria 2016 Housing Report
2. Consider the data and trends highlighted in the OCP 5-Year Review to inform future policy initiatives and priorities.
3. Direct staff to report back with the second annual review of the Victoria Housing Strategy at a Council workshop in November 2018 to summarize progress on action items and establish new actions for an updated strategy.
4. Direct staff to hold a workshop with Council in early 2019 to get direction on which indicators are most important to track and capture in the next 5 years.

CARRIED UNANIMOUSLY

H.1.b.e Climate Leadership Plan and Climate Action Program Update

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council approve the City's Climate Leadership Plan for publishing and ongoing work/collaboration with community stakeholders.

CARRIED UNANIMOUSLY

H.1.b.f Overnight Sheltering and Supports Program

Moved By Councillor Thornton-Joe
Seconded By Councillor Coleman

That Council approve \$100,000 in additional funding for the Overnight Sheltering and Supports program, to be funded from 2018 Financial Plan Contingencies.

CARRIED UNANIMOUSLY

H.1.b.g Living Wage for Families

Moved By Councillor Isitt
Seconded By Councillor Alto

That Council:

1. Endorse the “Living Wage for Families” campaign.
2. Agree in principle to the adoption of a Living Wage Policy, and direct staff to report back with a draft policy for Council’s consideration, as a step toward becoming a certified Living Wage Employer.

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)

H.1.b.h Sheltering Prohibition in Reeson Park and Quadra Park

Moved By Councillor Lucas
Seconded By Councillor Thornton-Joe

1. That Council direct staff to amend the Parks Regulation Bylaw to prohibit overnight sheltering in Reeson Park and Quadra Park.

FOR (6): Mayor Helps, Councillor Coleman, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, and Councillor Young
OPPOSED (3): Councillor Alto, Councillor Isitt, and Councillor Loveday

CARRIED (6 to 3)

Moved By Councillor Alto
Seconded By Councillor Loveday

1. That Council direct staff to work with BC Housing to ensure that in the summer of 2019 there is no net loss of sheltering spaces even while the cold weather beds may need to close because of programming considerations of shelter operators.

CARRIED UNANIMOUSLY

J. BYLAWS

J.1 Bylaw for Rezoning Application for 930 Fort Street

Moved By Councillor Lucas
Seconded By Councillor Alto

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1156) No. 18-071

CARRIED UNANIMOUSLY

J.2 Bylaw for Rezoning Application for 3175-3177 Harriet Road and 105 Burnside Road East

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. 1155) No. 18-068

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)

J.3 Bylaw for Rezoning Application for 356 Harbour Road

Moved By Councillor Loveday
Seconded By Councillor Coleman

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1152) No. 18-055

CARRIED UNANIMOUSLY

J.4 Bylaw for Tax Exemption for 727-729 Johnson Street

Moved By Councillor Madoff
Seconded By Councillor Thornton-Joe

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

1. Tax Exemption (727-729 Johnson Street) Bylaw No. 18-062

CARRIED UNANIMOUSLY

J.5 Bylaw for Tax Exemption for 888 Government Street and 811-813 Wharf Street

Moved By Councillor Lucas

Seconded By Councillor Coleman

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

1. Tax Exemption (888 Government Street / 811-813 Wharf Street) Bylaw No. 18-063

Council discussed the following:

- *Whether council should be subsidizing luxury condos.*
- *The costs associated with maintaining the heritage facade.*
- *That the program ensures seismic resilience for heritage properties.*

Moved By Councillor Isitt

Seconded By Councillor Alto

That Council let Councillor Loveday speak a second time.

CARRIED UNANIMOUSLY

Council discussed the following:

- *That the policy has discretion, which allows consideration of other factors.*

FOR (7): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, and Councillor Young

OPPOSED (2): Councillor Isitt, and Councillor Loveday

CARRIED (7 to 2)

L. NEW BUSINESS

L.1 Reconsideration of Rezoning and Development Permit with Variances Application for 224 Superior Street

Moved By Mayor Helps

Seconded By Councillor Thornton-Joe

1. That Council rescind its decision with regard to third reading of Zoning Regulation Bylaw, Amendment Bylaw (No. 1141) No. 18-019.
2. That Council direct staff to work with the applicant to secure the changes outlined in the applicant's letter (Appendix A) and return to Council with a revised proposal.

Amendment:

Moved By Councillor Madoff

Seconded By Councillor Thornton-Joe

That the letter from the resident at 218 Superior Street also be considered.

Amendment to the amendment :

Moved By Councillor Lucas

Seconded By Councillor Thornton-Joe

That the amendment be amended to include the resident from 216 Superior Street.

CARRIED UNANIMOUSLY

On the amendment:

CARRIED UNANIMOUSLY

On the main motion as amended:

1. That Council rescind its decision with regard to third reading of Zoning Regulation Bylaw, Amendment Bylaw (No. 1141) No. 18-019.
2. That Council direct staff to work with the applicant to secure the changes outlined in the applicant's letter (Appendix A) and return to Council with a revised proposal.
3. That the letters from the residents at 216 and 218 Superior Street also be considered.

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)

M. QUESTION PERIOD

A question period was held.

N. ADJOURNMENT

Moved By Councillor Alto

Seconded By Councillor Loveday

That the Council meeting adjourn.

TIME: 11:34 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR