



## MINUTES - SPECIAL VICTORIA CITY COUNCIL

August 2, 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, 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, L. Taylor - Senior Planner

### A. APPROVAL OF AGENDA

**Moved By** Councillor Coleman

**Seconded By** Councillor Alto

That the agenda be approved as amended.

**CARRIED UNANIMOUSLY**

### D. PUBLIC AND STATUTORY HEARINGS

#### D.1 Rezoning Application No. 00645 for 230 Cook Street

Zoning Regulation Bylaw, Amendment Bylaw (No. 1157) No. 18-074:

To rezone the land known as 230 Cook Street by amending the CR-3M-1 Zone, Commercial Residential Apartment (Cook Street Village) District to include storefront cannabis retailer as a permitted use.

#### D.1.a **Public Hearing & Consideration of Approval**

Leanne Taylor (Senior Planner): *Advised that the application is to rezone the property to allow for the retail sale of cannabis.*

*Mayor Helps opened the public hearing at 6:32 p.m.*

Alex Robb (Applicant): Provided information regarding the application.

*Council discussed the following:*

- *The new federal requirements for cannabis related businesses.*

Mayor Helps closed the public hearing at 6:39 p.m.

**Moved By** Councillor Isitt  
**Seconded By** Councillor Coleman

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1157) No. 18-074

*Council discussed the following:*

- *That having a cannabis businesses close to a pharmacy is beneficial to the community.*

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)**

**Moved By** Councillor Coleman  
**Seconded By** Councillor Alto

That the following bylaw **be adopted:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1157) No. 18-074

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)**

**D.2 Development Permit with Variance Application No. 00068 for 1622-1628 Store Street**

Development Permit with Variances Application No. 00068:

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 1622-1628 Store Street, in Development Permit Area 9 (HC), Inner Harbour, for purposes of the construction of a seven-storey residential building with ground floor commercial.

**D.2.a Opportunity for Public Comment & Consideration of Approval**

Leanne Taylor (Senior Planner): *Advised that the application is to develop a seven storey residential building with ground floor commercial.*

Mayor Helps opened the opportunity for public comment at 6:53 p.m.

Franklin Dambrosio & Erica Sangster (Applicant): Provided information regarding the application.

Darryl Butler (Swift Street): Expressed concerns relating to the lack of public access and public safety in this area.

*Council discussed the following:*

- *The City's plan for improvements to the David Foster Harbour Pathway.*

*Mayor Helps closed the opportunity for public comment at 7:15 p.m.*

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Lucas

That Council authorize the issuance of Development Permit Application No. 00068 for 1622-1628 Store Street in accordance with:

1. Plans date stamped March 29, 2018.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. increase the height from 15m to 18.00m
  - ii. increase the interior floor area access length from 4.5m to 6.5m
  - iii. allow residential uses below the second storey.
3. Registration of legal agreements on the property's title to secure a Statutory Right-of-Way over the Harbour Pathway, 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.

*Council discussed the following:*

- *That the proposed development integrates and transitions well with the surrounding neighbourhood.*

**CARRIED UNANIMOUSLY**

## **H. NOTICE OF MOTIONS**

### **H.1 For the August 9, 2018 Council Meeting**

That Council direct staff to report back at the next Quarterly Update on the implications of the following actions:

1. That staff be directed to investigate regulations in other jurisdictions governing safe consumption sites for cannabis use.
2. That this review take into consideration the City and County of Denver, Colorado's Cannabis Consumption Pilot Program, as well as the regulatory context in the City of Victoria arising from regional, provincial and federal regulations.
3. That staff report back to Council on the advisability of initiating a Pilot Program or introducing regulations for safe consumption sites for cannabis use.

I. **BYLAWS**

I.1 **Bylaw for Amendment to Parks Regulation Bylaw**

**Moved By** Councillor Lucas

**Seconded By** Councillor Thornton-Joe

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

1. Park Regulation Bylaw, Amendment Bylaw (No. 9) No. 18-044

*Council discussed the following:*

- *That these parks are not appropriate for overnight sheltering due to their small size and lack of washroom facilities.*

**Amendment:**

**Moved By** Councillor Alto

**Seconded By** Councillor Isitt

That Reeson and Quadra Park be removed from the bylaw.

*Council discussed the following:*

- *The rationale for the inclusion of Reeson Park and Quadra Park in this bylaw.*

FOR (3): Councillor Alto, Councillor Isitt, and Councillor Loveday

OPPOSED (6): Mayor Helps, Councillor Coleman, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, and Councillor Young

**DEFEATED (3 to 6)**

**On the main motion:**

**CARRIED UNANIMOUSLY**

M. **ADJOURNMENT**

**Moved By** Councillor Coleman

**Seconded By** Councillor Lucas

That the Council meeting adjourn.

TIME: 7:50 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR