



## MINUTES - VICTORIA CITY COUNCIL

May 23, 2019, 6:30 P.M.

Council Chambers, City Hall, 1 Centennial Square

The City of Victoria is located on the homelands of the Songhees and Esquimalt People

PRESENT: Councillor Potts as Acting Mayor in the Chair, Councillor Alto, Councillor Collins, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Thornton-Joe, Councillor Young

ABSENT: Mayor Helps

STAFF PRESENT: J. Jenkyns - City Manager, C. Coates - City Clerk, P. Bruce - Fire Chief, S. Thompson - Deputy City Manager / Director of Finance, T. Soulliere - Director of Parks, Recreation & Facilities, T. Zworski - City Solicitor, B. Eisenhauer - Head of Engagement, C. Havelka - Deputy City Clerk, A. Hudson - Acting Director of Sustainable Planning & Community Development, C. Mycroft - Manager of Executive Operations, P. Martin - Council Secretary, P. Bellefontaine - Assistant Director of Transportation

### A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

**Moved By** Councillor Collins

**Seconded By** Councillor Thornton-Joe

That the agenda be approved as amended.

#### **Amendment:**

**Moved By** Councillor Collins

**Seconded By** Councillor Thornton-Joe

That the following speakers be added to the second Request to Address Council section:

1. Amanda Sather: Support of the Motion to Ban Horse Carriages
2. Emma Stanton: Support of the Motion to Ban the Horse Carriages
3. Connie Mahoney: Support of the Motion to Ban Horse Carriages
4. Jennifer Forberg: Support the Ban of the Horse Drawn Carriages
5. Kelly Carson: Support for the Phasing Out of Horse Carriages
6. Lisa Warden: Support of the Motion to Ban Horse-Drawn Carriages
7. Anika Bell: Support the Motion to Ban Horse-Drawn Carriages
8. Al Reford: Horse Carriages
9. Natasha Illi: Horse Carriages Ban Proposal
10. Mike Urssel: Support of the Motion to Ban Horse Carriages
11. Leslie Urssel: Support of the Motion to Ban Horse Carriages

12. Bonnie Takahashi: Support of the Motion to Ban Horse Carriages
13. Deyan Keller: Support of the Motion to Ban Horse Carriages
14. Brandon Lau: Horse Carriages
15. Anita: Support of the Motion to Ban Carriage Horses
16. Angela Scotton: Support of the Motion to Ban Horse Carriages
17. James Richardson: Support of the Motion to Ban Horse Carriages
18. Leah Blackburn: Support of a Ban on Horse Carriages
19. Chris Anthony: Support on the Ban of Horse Carriages
20. Jen Larose: Support on the Ban of Horse Carriages
21. Magnus McElroy: Horse Carriage Ban
22. Lexi Vigilante: Support of the Motion to Ban Horse Carriages
23. Carla Hyslop: Support of a Ban on Horse Carriages
24. Holly Vear: Support of the Motion to Ban Horse Carriages
25. Matt Scott: Support of the Motion to Ban Horse Carriages
26. Hillary Wakefield: Support of the Motion to Ban Horse Carriages
27. Tino Martinez: Veterinary Oversight of Tally-Ho Horses
28. Pat Bastone: Support of the Motion to Ban Horse Carriages
29. Kennadie Friedlander: Horse Drawn Carriages
30. Jordan Reichert: Horse Carriages
31. Tom Tucker: Horse Carriages

**CARRIED UNANIMOUSLY**

**On the main motion as amended:  
CARRIED UNANIMOUSLY**

**B. POETRY READING**

The Youth Poet Laureate, Aziza Moqia Sealey-Qaylow read a poem titled "I can accomplish anything".

**C. READING OF MINUTES**

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the following minutes be adopted:

1. Minutes from the daytime meeting held May 9, 2019
2. Minutes from the evening meeting held May 9, 2019

**CARRIED UNANIMOUSLY**

**D. REQUESTS TO ADDRESS COUNCIL**

**Moved By** Councillor Dubow  
**Seconded By** Councillor Alto

That the following speakers be permitted to address Council.

**Amendment:**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Collins

That Jaime Kelly be added to the second Request to Address Council section.

**CARRIED UNANIMOUSLY**

**On the main motion as amended:**  
**CARRIED UNANIMOUSLY**

- D.1 Ryan Moen: Single Use Waste**  
Outlined why Council should expand the single-use plastic bag ban to include all single-use containers, boxes, cups, and bags.
- D.2 Chris Zmuda: Questions to Mayor and City Council**  
Outlined various questions and concerns to Mayor and Council.
- D.4 Andrew Hill: Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- D.5 Taylor Zavitz: Horse Carriage Ban**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- D.6 Corie Kielbiski: Motion to Phase Out and Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.

**E. PROCLAMATIONS**

**E.1 "Brain Injury Awareness Month" - June 2019**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Alto

That the following proclamation be endorsed:  
1. "Brain Injury Awareness Month" - June 2019

**CARRIED UNANIMOUSLY**

**E.2 "Orca Action Month" - June 2019**

**Moved By** Councillor Collins  
**Seconded By** Councillor Dubow

That the following proclamation be endorsed:  
1. "Orca Action Month" - June 2019

**CARRIED UNANIMOUSLY**

**E.3 "Orca Awareness Month - Southern and Northern Residents" - June 2019**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Collins

That the following proclamation be endorsed:

1. "Orca Awareness Month - Southern and Northern Residents" - June 2019

**CARRIED UNANIMOUSLY**

**E.4 "Intergenerational Day Canada" - June 1, 2018**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Collins

That the following proclamation be endorsed:

1. "Intergenerational Day Canada" - June 1, 2018

**CARRIED UNANIMOUSLY**

**E.5 "Pollinator Week" - June 17 to 23, 2019**

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the following proclamation be endorsed:

1. "Pollinator Week" - June 17 to 23, 2019

**CARRIED UNANIMOUSLY**

**E.6 "ALS Awareness Month" - June 2019**

**Moved By** Councillor Alto  
**Seconded By** Councillor Loveday

That the following proclamation be endorsed:

1. "ALS Awareness Month" - June 2019

**CARRIED UNANIMOUSLY**

**E.7 "Myalgic Encephalomyelitis Awareness Day" - May 12, 2019**

**Moved By** Councillor Alto  
**Seconded By** Councillor Isitt

That the following proclamation be endorsed:

1. "Myalgic Encephalomyelitis Awareness Day" - May 12, 2019

**CARRIED UNANIMOUSLY**

**E.8 "Built Green Day" - June 5, 2019**

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the following proclamation be endorsed:  
1. "Built Green Day" - June 5, 2019

**CARRIED UNANIMOUSLY**

**G. REQUESTS TO ADDRESS COUNCIL**

**Moved By** Councillor Dubow  
**Seconded By** Councillor Isitt

That the following speakers be permitted to address Council.

**CARRIED UNANIMOUSLY**

**G.1 Ellen Campbell: Legal Options for Horse-Drawn Carriages**

Outlined why Council should support the motion to phase out horse-drawn carriages.

**G.2 Benjamin Baird: Presenting Petition for Affordable Housing**

Presented a petition requesting that Council consider integrating a policy into the Victoria Housing Strategy related to inclusionary and affordable housing.

**G.5 Gregory Vriend: Down Zoning 950 Kings**

Outlined why Council should support the community programming that was available at 950 Kings Road.

**G.6 Laura Taylor: Save 950 Kings Road**

Jennifer Farris, on behalf of Laura Taylor, outlined for Council why they should save the green space available at 950 Kings Road.

**G.7 Katarina Sjoblom: Victoria Horse Carriage Industry**

Outlined why Council should not support the motion to phase out horse-drawn carriages.

**G.8 Tom Walker: Horse Carriage**

Mark Cammiade: Outlined why Council should not support the motion to phase out horse-drawn carriages.

**G.9 Donna Friedlander: Horse Drawn Carriages**

Outlined why Council should not support the motion to phase out horse-drawn carriages.

**G.10 Will Clinging: Carriage Horses in Victoria**

Outlined why Council should not support the motion to phase out horse-drawn carriages.

- G.11 Hannah Keown: Carriages in Victoria**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.12 Emily May: Horse Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.13 Jennifer Gravel: Carriage Horses**  
Joshua Hoyles, on behalf of Jennifer Gravel, outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.14 Martha Gerlach: Horse-Drawn Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.15 Mandi Mcleod: Carriage**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.16 Breghnan Dolan: Animal Rights**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.19 Vincent Gornall: 950 Kings Road**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.20 Jenn Neilson: 950 Kings**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.21 Kelly Greenwell: Public Park Space and a Community Hub at 950 Kings**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.24 Christine Beattie: Horse-Drawn Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.25 Chloé Dufort: 950 Kings**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.26 Carol Lewis: Preserving the Carriage Industry in Victoria**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.27 Domenico Trombetta: Caleche Tours**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.

- G.28 Kari Sloane: Motion to Phase Out Horse-Drawn Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.29 Rowena Locklin: 950 Kings Greenspace and Recreation**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.30 Katie Underwood: Food and Farmland Trust**  
Outlined why Council should support the motion to establish a regional food and farmland trust.
- G.31 Tesla Palmatier: Community and Recreational Space at 950 Kings**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.

*Council recessed from 8:56 p.m. to 9:03 p.m.*

- G.32 Anisa Newell: 950 Kings Rd**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.33 Michelle Gorman: Phasing Out the Horse Drawn Carriage Industry by 2023**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.35 John Hall: 950 Kings**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.
- G.36 Kayla Balfour: Horse Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.37 Tony Aston: Horse Drawn Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.38 Reid James: Phasing Out of Horse-Drawn Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.39 Taylor Dew-Jones: Horse Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.41 Emma Stanton: Support of the Motion to Ban the HorseCarriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.

- G.42 Connie Mahoney: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.43 Jennifer Forberg: Support the Ban of the Horse Drawn Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.44 Kelly Carson: Support for the Phasing Out of Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.45 Lisa Warden: Support of the Motion to Ban Horse-Drawn Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.46 Anika Bell: Support the Motion to Ban Horse-Drawn Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.47 Al Reford: Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.48 Natasha Illi: Horse Carriages Ban Proposal**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.49 Mike Ursel: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.50 Leslie Ursel: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.51 Bonnie Takahashi: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.52 Deyan Keller: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.53 Brandon Lau: Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.56 James Richardson: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.



- G.57 Leah Blackburn: Support of a Ban on Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.58 Chris Anthony: Support on the Ban of Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.61 Lexi Vigilante: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.62 Carla Hyslop: Support of a Ban on Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.63 Holly Vear: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.64 Matt Scott: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.65 Hillary Wakefield: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.66 Dr. Tino Martinez: Veterinary Oversight of Tally-Ho Horses**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.67 Pat Bastone: Support of the Motion to Ban Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.68 Kennadie Friedlander: Horse Drawn Carriages**  
Outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.69 Jordan Reichert: Horse Carriages**  
Outlined why Council should support the motion to phase out horse-drawn carriages.
- G.70 Tom Tucker: Horse Carriages**  
John Phillips, on behalf of Tom Tucker, outlined why Council should not support the motion to phase out horse-drawn carriages.
- G.71 Jaime Kelly: 950 Kings Road**  
Outlined why Council should rezone 950 Kings Road to ensure the community space remains available.

## H. **UNFINISHED BUSINESS**

*Councillor Thornton-Joe withdrew from the meeting at 10:30 p.m. due to a pecuniary conflict of interest with the following item, as her husband is employed with BC Transit.*

### H.1 **Letter from the Minister of Transportation and Infrastructure**

A letter of response dated April 24, 2019, regarding the City's resolution on transformational improvements for regional transit.

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the correspondence dated April 24, 2019 from the Minister of Transportation and Infrastructure be received for information.

**CARRIED UNANIMOUSLY**

### H.2 **Letter from the District of Lillooet**

A letter of response dated April 30, 2019, regarding support for the City's resolution 'Shifting Investment to Low-Emission Transportation'.

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the correspondence dated April 30, 2019 from the District of Lillooet be received for information.

**CARRIED UNANIMOUSLY**

### H.3 **Letter from the Minister of Municipal Affairs and Housing**

A letter of response dated May 2, 2019, regarding the City's request for ongoing funding to extend Our Place Society's Drop-In Centre hours in the spring and summer months, starting in 2020.

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the correspondence dated May 2, 2019 from the Minister of Municipal Affairs and Housing be received for information.

**CARRIED UNANIMOUSLY**

### H.4 **Letter from the Federal Minister of Finance**

A letter of response dated May 8, 2019, regarding the University of Victoria's proposal to create a dual degree in common law and Indigenous legal orders and build a Legal Lodge to house this program.

**Moved By** Councillor Collins  
**Seconded By** Councillor Alto

That the correspondence dated May 8, 2019 from the Federal Minister of Finance be received for information.

**CARRIED UNANIMOUSLY**

*Councillor Thornton-Joe returned to the meeting at 10:31 p.m.*

**I. REPORTS OF COMMITTEES**

**I.1 Committee of the Whole**

**I.1.a Report from the May 16, 2019 COTW Meeting**

**I.1.a.a Restoring Provincial Support for Libraries**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Dubow

WHEREAS libraries are a social justice equalizer that provide universal access to information and learning materials irrespective of income levels;

WHEREAS libraries are now so much more than books, building community and a sense of inclusion;

WHEREAS restoring funding to libraries supports the BC Government's agenda to eliminate poverty, improve access to education, and address social justice in BC;

WHEREAS funding rates have been frozen since 2009 and inflationary costs have increasingly been put on municipal property tax payers which is a regressive approach to funding public libraries;

WHEREAS municipalities face downloading from upper levels of government and have few tools to raise funds,

THEREFORE BE IT RESOLVED that Council request the Mayor write to the Minister of Education, the Premier, and all local MLAs strongly advocating for the restoration of library funding to a level that reflects both inflationary cost increases since 2009 and the value of this system to the Province.

BE IT FURTHER RESOLVED that this resolution be forwarded to other municipalities in the Capital Regional District and across BC requesting their favourable consideration.

**CARRIED UNANIMOUSLY**

### **I.1.a.b Late Night Program Update**

**Moved By** Councillor Thornton-Joe  
**Seconded By** Councillor Loveday

1. That Council receive this report for information.
2. That Council direct staff to reach out to the “May 1?” Project, the Retail Action Network, and the Good Night Out project to invite them to participate in the Late Night Advisory Committee, and connect with downtown service providers and others to include individuals from marginalized communities, including but not limited to the street-involved community, international students, racialized communities, and the LGBTQI+ community.

**CARRIED UNANIMOUSLY**

### **I.1.a.c Transitioning from Commercial Horse-Drawn Carriage Operations to E-Carriages**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Dubow

That Council refers the following resolution to the next Quarterly Update, with staff providing information on the resource implications of proceeding with the action outlined:

1. That Council amends the Strategic Plan 2019-2022 to include the new 2020 action: “Develop regulations to phase out commercial horse-drawn carriage operations on city streets by 2023, providing adequate notice to operators, employees and members of the public.”
2. The Council encourages collaboration between industry, the City and provincial regulators to pursue innovation in electric-powered vehicles for hire, to provide ongoing and enhanced opportunities for experiential tourism, employment and economic development.
3. That Council refers the recommendations in the letters received by Council on May 28, 2018 and July 25, 2018, to staff to inform revisions to regulations and policies between now and 2023.

**Amendment:**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Loveday

That the motion be amended as follows:

That Council refers the following resolution to the next Quarterly Update, with staff providing **a short report information** on the resource implications of proceeding with the action outlined:

1. That Council amends the Strategic Plan 2019-2022 to include the **new following** 2020 action: “~~Develop regulations to phase out commercial horse-drawn carriage operations~~”

~~on city streets by 2023, providing adequate notice to operators, employees and members of the public.”~~

**“Amend bylaws to meet SPCA recommendations and limit horse-drawn carriage operations to single-horse carriages outside Downtown Victoria by 2020.”**

2. The Council encourages collaboration between industry, the City and provincial regulators to pursue innovation in electric-powered vehicles for hire, to provide ~~ongoing and~~ enhanced opportunities for experiential tourism, employment and economic development.
3. That Council refers the ~~recommendations in the BC SPCA~~ letters ~~received by Council on~~ of May 28, 2018 and July 25, 2018 to staff to inform revisions to regulations and policies ~~between now and 2023.~~

*Council discussed the following:*

- *The importance of following recommendations from experts, such as the BCSPCA.*
- *The importance of listening to a group of experts to develop either best practices or recommendations on phasing out the industry.*

**Motion to extend:**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Collins

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

**CARRIED UNANIMOUSLY**

- *The need to create a process, not an outcome at this time.*

**Moved By** Councillor Loveday

**Seconded By** Councillor Isitt

That Councillor Dubow be allowed to speak a second time.

**CARRIED UNANIMOUSLY**

- *That the amendment does not address receiving information on the phasing out of the industry.*

**Moved By** Councillor Loveday

**Seconded By** Councillor Collins

That Councillor Thornton-Joe be allowed to speak a second time.

**CARRIED UNANIMOUSLY**

- *The need to have staff focus on other important tasks in the Strategic Plan, such as the issues of climate change and housing.*

FOR (4): Councillor Dubow, Councillor Isitt, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Alto, Councillor Collins, Councillor Thornton-Joe, and Councillor Young

**DEFEATED (4 to 4)**

**Motion to refer:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Dubow

That this matter be referred back to COTW, pending clarification from the SPCA on their policy towards horse-drawn carriages.

**Amendment:**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Potts

That a point two be added as follows:

2. That Council request that the BC SPCA send a letter clarifying and updating their position on the horse-drawn carriage industry.

FOR (7): Councillor Alto, Councillor Collins, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (1): Councillor Dubow

**CARRIED (7 to 1)**

**On the motion to refer, as amended:**

1. That this matter be referred back to COTW, pending clarification from the SPCA on their policy towards horse-drawn carriages.
2. That Council request that the BC SPCA send a letter clarifying and updating their position on the horse-drawn carriage industry.

FOR (4): Councillor Isitt, Councillor Loveday, Councillor Potts, and Councillor Young

OPPOSED (4): Councillor Alto, Councillor Collins, Councillor Dubow, and Councillor Thornton-Joe

**DEFEATED (4 to 4)**

**Motion to refer:**

**Moved By** Councillor Loveday

**Seconded By** Councillor Isitt

Refer this matter back to COTW, pending a delegation from the BC SPCA to a COTW meeting.

FOR (7): Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (1): Councillor Collins

**CARRIED (7 to 1)**

**I.1.b Report from the May 23, 2019 COTW Meeting**

**Motion to extend:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Alto

That the meeting be extended to 12:15 a.m.

**CARRIED UNANIMOUSLY**

**I.1.b.a Support for Victoria Reconciliation Dialogues Grant Applications**

**Moved By** Councillor Alto

**Seconded By** Councillor Isitt

1. That Council support a \$10,000 grant application to be submitted by staff on May 24, 2019 to the Union of BC Municipalities (UBCM) Urban Communities Partnering for Reconciliation Fund to support the Victoria Reconciliation Dialogues.
2. Authorize the Mayor and City Clerk to execute any agreement related to a successful grant application.

**CARRIED UNANIMOUSLY**

**I.1.b.b Supporting the Ban on Shark Fin Importation Act Bill S238**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Loveday

Whereas:

1. The Canadian Government has banned "shark finning" in Canadian waters since 1994 as has the United States (2009) and the European Community (2003), but the sale and importation of shark fins continues in cities across Canada and the world;
2. In July 2012, Victoria City Council unanimously passed a motion put forward by Councillor Thornton-Joe and seconded by then Councillor Lisa Helps that Council endorse the Federation of Canadian Municipalities (FCM) resolution regarding Shark Fins and Related Products Bill C-380.
3. In March 2014 the motion was narrowly defeated in Parliament by 143 nays to 138 yeas.

4. On April 11, 2017, Senator Michael MacDonald introduced Bill S-238, "An Act to amend the Fisheries Act and the Wild Animal and Plant Protection and Regulation of International and Interprovincial Trade Act (importation of shark fins)", also referred to as "The Ban on Shark Fin Importation Act". This Bill will create a law that will prohibit the inhumane act of shark finning in Canada and ban the importation of shark fins that have been harvested through shark finning
5. In the last two years, Toronto and Vancouver City Council passed a motion expressing its support to the Prime Minister and Government of Canada for Bill S238, The Ban on Shark Fin Importation Act;
6. Shark finning is a wasteful, inhumane practice that involves cutting off a shark's fins and then tossing the still-live shark back overboard to drown, bleed to death, or be eaten alive by other animals. Each year, up to 73 million sharks are killed primarily for their fins, threatening one-third of open ocean sharks with extinction;
7. A ban on the importation of shark fin would have a significant impact on the shark fin industry in Canada and would reduce the demand for shark fin imports and subsequently the practice of shark finning. Endorsing Bill S-238 will demonstrate Council's commitment to protecting shark populations and help prevent the extinction of shark species.

THEREFORE BE IT RESOLVED THAT Council endorse Bill S-238, The Ban on Shark Fin Importation Act expressing its support for protecting shark populations and the role they play in our marine ecosystems by writing to the Prime Minister immediately, as the vote will be taken in Parliament in June; and

FURTHER THAT the Mayor, on behalf of Council, forward this motion to the Federation of Canadian Municipalities asking them to encourage other municipalities to express their support for Bill S-238.

**CARRIED UNANIMOUSLY**

**I.1.b.c Victoria Airport Authority - Report to Nominators Presentation**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

That Council receive this presentation for information.

FOR (6): Councillor Alto, Councillor Collins, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (2): Councillor Dubow, and Councillor Isitt

**CARRIED (6 to 2)**



### **I.1.b.d First Quarter Accountability Report**

**Moved By** Councillor Alto  
**Seconded By** Councillor Loveday

That Council receive the report for information.

**CARRIED UNANIMOUSLY**

### **I.1.b.e 3020 Douglas Street and 584 Burnside Road East - Rezoning Application No. 00676 and & Development Permit with Variance Application No. 00542 (Burnside)**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Alto

#### Rezoning Application No. 00676

1. That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00676 for 3020 Douglas Street and 584 Burnside Road East, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:
  - a. Prepare and execute a housing agreement to secure the following:
    - i. all dwelling units remain affordable and rental in perpetuity
    - ii. a minimum of nine three-bedroom units are provide
    - iii. a minimum of ten accessible dwelling units are provided.
  - b. Prepare and execute legal agreements to secure the following:
    - i. a 3.95m Statutory Right-of-Way on Burnside Road East
    - ii. the location and construction of a publicly-accessed pathway linking Douglas Street and Burnside Road East
    - iii. a rain garden and shrub planting in the City-owned Right-of-Way along Burnside Road East.
2. That Council authorize the extension of the existing Temporary Use Permit (TUP) No. 00003 for another three years to allow the existing building to operate as transitional housing and direct staff to make any necessary modifications to the existing Section 219 Covenant (CA6508837 and CA6508838) to permit the extension of the TUP.

#### Development Permit with Variance Application No. 000542

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. 00676, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 000542 for 3020 Douglas Street and 584 Burnside Road East in accordance with:

1. Plans date stamped March 8, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
  - i. increase the height of the building from 17m to 24.24m.
3. The Development Permit lapsing two years from the date of this resolution."

**CARRIED UNANIMOUSLY**

**I.1.b.f 2220 Cook Street - Rezoning Application No.00684 & Development Permit with Variances Application No. 00107 (North Park)**

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

Rezoning Application No. 00684

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00684 for 2220 Cook Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Preparation and execution of a Statutory Right-of-Way of 4.91m off Cook Street, to the satisfaction of the City Solicitor.
2. Preparation and execution of a Statutory Right-of-Way and Section 219 Covenant, which secures the northern-most parking stall as a car share stall and provides free access to this stall for public use, to the satisfaction of the City Solicitor.
3. Preparation and execution of an easement that permits shared use between the two lots of the driveway, to the satisfaction of the City Solicitor.
4. Proof of an agreement with a car share organization, to the satisfaction of the Director of Sustainable Planning and Community Development, ensuring eleven lifetime car share memberships (three on the southern lot and eight on the northern lot) that run with the individual units.
5. Preparation of a Housing Agreement to secure the northern property as rental in perpetuity and to ensure that any stratas on the southern property cannot prohibit rental of the units, executed by the applicant to the satisfaction of the City Solicitor and Director of Sustainable Planning and Community Development.

Development Permit with Variances Application No. 00107

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. 00684, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00107 for 2220 Cook Street, in accordance with:

1. Plans date stamped April 18, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. reduce the required number of vehicle parking stalls on the north lot from 6 to 3
  - ii. reduce the required number of vehicle parking stalls on the south lot from 4 to 2
  - iii. reduce the landscape area adjacent to a street boundary from 1.0m to 0.60m on the north lot
  - iv. reduce the landscape area adjacent to a residential boundary from 1.0m to 0m on the north and south lots
  - v. eliminate the requirement for a landscape screen adjacent to a residential boundary.
3. The Development Permit lapsing two years from the date of this resolution."

**CARRIED UNANIMOUSLY**

**I.1.b.g 2566-2580 Fifth Street - Rezoning Application No. 00673 and Associated Official Community Plan Amendment & Development Permit with Variances Application No. 00100 (Hillside/Quadra)**

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

Rezoning Application No. 00673

1. That Council instruct staff to prepare the necessary Official Community Plan Amendment Bylaw in accordance with Section 475 of the Local Government Act and the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00673 for 2566-2580 Fifth Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:
  - a. Preparation of the following documents, executed by the applicant, to the satisfaction of City Staff:
    - i. Housing Agreement Bylaw to secure the building as rental in perpetuity, secure 10% of the units as affordable in perpetuity, and securing an additional 10% of the units as affordable for five years; and
    - ii. Legal agreements and a car share agreement to secure the purchase of one car share vehicle, one parking stall for the car share vehicle on-site, access for the public to the car share stall, one car share

- membership for that runs with each unit and \$100 in credit to the car share company for each unit.
- b. That Council determine, pursuant to section 475(1) of the Local Government Act that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject properties; that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
  - c. That Council, having provided the opportunity for consultation pursuant to Section 475(1) of the Local Government Act with persons, organizations and authorities it considers will be affected, specifically, the property owners and occupiers within a 200m radius of the subject properties have been consulted at a Community Association Land Use Committee (CALUC) Community Meeting, consider whether the opportunity for consultation should be early and ongoing, and determine that no further consultation is required.
  - d. That Council specifically consider whether consultation is required under Section 475(2)(b) of the Local Government Act and determine that no referrals are necessary with the Capital Regional District Board, Councils of Oak Bay, Esquimalt and Saanich, the Songhees and Esquimalt First Nations, the School District Board and the provincial and federal governments and their agencies due to the nature of the proposed amendment.
  - e. That Council give first reading to the Official Community Plan Amendment Bylaw.
  - f. That Council consider the Official Community Plan Amendment Bylaw in conjunction with the City of Victoria 2019-2023 Financial Plan, the Capital Regional District Liquid Waste Management Plan and the Capital Regional District Solid Waste Management Plan pursuant to Section 477(3)(a) of the Local Government Act, and deem those Plans to be consistent with the proposed Official Community Plan Amendment Bylaw.
  - g. That Council give second reading to the Official Community Plan Amendment Bylaw.
  - h. That Council refer the Official Community Plan Amendment Bylaw for consideration at a Public Hearing.
2. That Council instruct staff to prepare the Zoning Regulation Bylaw Amendment that would authorize the amendment of Figure 1 in Schedule 'C' of Zoning Bylaw No. 80-159 to include the subject property within the Village/Centre Geographic Area, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the above conditions are met.

Development Permit with Variances Application No. 00100

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Official Community Plan Amendment and Rezoning Application No. 00673, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variance Application No. 00100 for 2566-2580 Fifth Street, in accordance with:

1. Plans date stamped April 24, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. reduce the residential vehicle parking stalls from 45 to 25
  - ii. reduce the visitor vehicle parking stalls from 6 to 0
  - iii. reduce the commercial vehicle parking stalls from 8 to 0.
3. Council authorizing anchor-pinning into the City Right-of-Way, provided that the applicant enters into an Encroachment Agreement in a form satisfactory to the City Solicitor and the Director of Engineering and Public Works.
4. The Development Permit lapsing two years from the date of this resolution."

**CARRIED UNANIMOUSLY**

**I.1.b.h Bylaw Amendment to Indicate Access to Sightseeing Vehicle Parking Stands**

**Moved By** Councillor Dubow

**Seconded By** Councillor Isitt

That Council direct staff to:

Bring forward amendments to Schedule D of the City of Victoria *Vehicles for Hire Bylaw No. 03-060* that will allocate Sightseeing Vehicle Parking Stands as follows:

- a. Parking Stand 1 - CVS Cruise Victoria Ltd.;
- b. Parking Stand 2 - Gray Line Sightseeing;
- c. Parking Stand 3 - Rolling Barrel Tours;
- d. Parking Stand 4 - Wilson's Transportation Ltd.;

And assess an additional future amendment to the bylaw should the fifth respondent to the 2018 Request for Expressions of Interest meet the emissions standards.

**Amendment:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Loveday

That staff report back at the time renewal is considered on options for expediting the transition to zero emission vehicles.

**Amendment to the amendment:**

**Moved By** Councillor Thornton-Joe  
**Seconded By** Councillor Young

That the motion be amended as follows:  
That staff report back at the time of renewal is considered on options **and implications** for expediting the transition to zero emission vehicles.

**CARRIED UNANIMOUSLY**

**On the amendment:**

FOR (7): Councillor Alto, Councillor Collins, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, and Councillor Thornton-Joe  
OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

**On the main motion as amended:**

That Council direct staff to:

Bring forward amendments to Schedule D of the City of Victoria *Vehicles for Hire Bylaw No. 03-060* that will allocate Sightseeing Vehicle Parking Stands as follows:

- a. Parking Stand 1 - CVS Cruise Victoria Ltd.;
- b. Parking Stand 2 - Gray Line Sightseeing;
- c. Parking Stand 3 - Rolling Barrel Tours;
- d. Parking Stand 4 - Wilson's Transportation Ltd.;

And assess an additional future amendment to the bylaw should the fifth respondent to the 2018 Request for Expressions of Interest meet the emissions standards.

That staff report back at the time of renewal is considered on options and implications for expediting the transition to zero emission vehicles.

**CARRIED UNANIMOUSLY**

**I.1.b.i Support for Establishment of Regional Food and Farmland Trust**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Loveday

That Council requests that the Mayor respond, on behalf of Council, to the Capital Regional District Board Chair's letter regarding establishing a Regional Food and Farmland Trust, indicating that Council:

1. Endorses the establishment a Regional Food and Farmland Trust on a priority basis.
2. Requests that the Capital Regional District prepare a Service Establishment Bylaw for referral to member local governments, based on:
  - a. Voluntary participation among local governments;
  - b. Collection of a Regional Food and Farmland Levy from ratepayers in participating local governments beginning in the 2020 Financial Plan, priced at an initial rate of \$10 per average household per year, with indexation to inflation for future years;
  - c. A mandate to acquire lands to expand food production and improve access to healthy, locally grown, affordable food in perpetuity in the context of climate change.
3. Requests that the Capital Regional District work with members of the agricultural sector, including established farmers as well as prospective farmers who currently lack access to land, and report back to the Capital Regional District Board with a proposed operating model for the leasing and improvement of lands held in the Regional Food and Farmland Trust.
4. Indicates that the City of Victoria, as a built-out municipality in the core area of the region, does not own parcels of land available for inclusion in a Regional Food and Farmland Trust.
5. Supports an examination of selected areas within Regional Parks which could be used for food production alongside other recreational and ecological services provided in these parks, for example the easterly portion of Elk and Beaver Lake Regional Park in the vicinity of the Patricia Bay Highway and Sayward Road, subject to ongoing public access and consultation with the District of Saanich.

**Amendment:**

That point four of the motion be amended, as follows:

4. Indicates that the City of Victoria, as a built-out municipality in the core area of the region, does not **currently** own parcels of land available for inclusion in a Regional Food and Farmland Trust; **however, the City will advise the Capital Regional District if and when parcels become available in the future.**

FOR (7): Councillor Alto, Councillor Collins, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

**On the main motion as amended:**

That Council requests that the Mayor respond, on behalf of Council, to the Capital Regional District Board Chair's letter regarding establishing a Regional Food and Farmland Trust, indicating that Council:

1. Endorses the establishment a Regional Food and Farmland Trust on a priority basis.
2. Requests that the Capital Regional District prepare a Service Establishment Bylaw for referral to member local governments, based on:
  - a. Voluntary participation among local governments;
  - b. Collection of a Regional Food and Farmland Levy from ratepayers in participating local governments beginning in the 2020 Financial Plan, priced at an initial rate of \$10 per average household per year, with indexation to inflation for future years;
  - c. A mandate to acquire lands to expand food production and improve access to healthy, locally grown, affordable food in perpetuity in the context of climate change.
3. Requests that the Capital Regional District work with members of the agricultural sector, including established farmers as well as prospective farmers who currently lack access to land, and report back to the Capital Regional District Board with a proposed operating model for the leasing and improvement of lands held in the Regional Food and Farmland Trust.
4. Indicates that the City of Victoria, as a built-out municipality in the core area of the region, does not currently own parcels of land available for inclusion in a Regional Food and Farmland Trust; however, the City will advise the Capital Regional District if and when parcels become available in the future.
5. Supports an examination of selected areas within Regional Parks which could be used for food production alongside other recreational and ecological services provided in these parks, for example the easterly portion of Elk and Beaver Lake Regional Park in the vicinity of the Patricia Bay Highway and Sayward Road, subject to ongoing public access and consultation with the District of Saanich.

FOR (7): Councillor Alto, Councillor Collins, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, and Councillor Thornton-Joe  
 OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

**I.1.b.j Application of Equity and Affordability Policies**

**Moved By** Councillor Alto  
**Seconded By** Councillor Dubow

That this entire matter be referred to the June 13 COTW meeting, for consideration following a presentation by the North Park Neighbourhood Association, and that Council suspend the Rules of Procedure at the June 6 Committee meeting to allow the North Park Neighbourhood Association to present to Council.

**CARRIED UNANIMOUSLY**



### **I.1.b.k Ensuring Appropriate Land Use at 950 Kings Road**

**Moved By** Councillor Isitt

**Seconded By** Councillor Dubow

That Council:

1. Direct staff to prepare and bring forward for Council's consideration necessary amendments to the Zoning Regulation Bylaw and the Official Community Plan to limit the permitted uses at 950 Kings Road to:

- school;
- park;
- community centre;
- gymnasium or fitness centre;
- daycare centre;
- art school;
- cultural centre;
- community garden;
- library.

and to restrict the maximum site coverage to:

- a percentage equivalent to the current building footprint.

and to provide the following setbacks:

- westerly (side yard) setback consistent with the existing building;
- southerly (front yard) setback consistent with the existing building.

2. Direct staff to explore with all the stakeholders, as part of the development of an updated Hillside-Quadra Neighbourhood Plan, the potential of 950 Kings Road for future residential or health facility development that includes parkland and appropriate community amenities.

**CARRIED UNANIMOUSLY**

**Motion to extend:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Collins

That the meeting be extended to 12:25 a.m.

**CARRIED UNANIMOUSLY**

**K. BYLAWS**

**K.1 Storefront Cannabis Retailer Regulation Bylaw**

*Councillor Loveday withdrew from the meeting at 12:15 a.m.*

**Moved By** Councillor Isitt  
**Seconded By** Councillor Potts

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

1. Storefront Cannabis Retailer Regulation Bylaw No. 19-053

**CARRIED UNANIMOUSLY**

**K.2 Land Use Procedures Bylaw**

**Moved By** Councillor Alto  
**Seconded By** Councillor Potts

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

1. Land Use Procedures Bylaw, Amendment Bylaw (No. 10) No. 19-037

**CARRIED UNANIMOUSLY**

**K.3 Bylaw and Update for 2832 and 2838 Shakespeare Street: Rezoning Application No. 00656 and Development Permit with Variances Application No. 00116**

*Councillor Loveday returned to the meeting at 12:18 a.m.*

**Moved By** Councillor Alto  
**Seconded By** Councillor Collins

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1188) No. 19-056

**CARRIED UNANIMOUSLY**

**Moved By** Councillor Alto  
**Seconded By** Councillor Collins

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. 00656, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00116 for 2832 and 2838 Shakespeare Street in accordance with:

1. Plans date stamped March 7, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. reduce the rear yard setback from 6.00m to 1.80m for Lot 2

- ii. allow an accessory building in the front yard for Lot 2
  - iii. reduce the front yard setback for an accessory building from 18.00m to 15.25m for Lot 2
  - iv. reduce the side yard setback for an accessory building from 0.60m to 0.30m for Lot 2.
3. The Development Permit lapsing two years from the date of this resolution."

**CARRIED UNANIMOUSLY**

**K.4 Bylaw for 553 Raynor Avenue: Rezoning Application No. 00616**

**Moved By** Councillor Loveday

**Seconded By** Councillor Alto

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1190) No. 19-059

**CARRIED UNANIMOUSLY**

**L. CORRESPONDENCE**

**L.1 Letter from the Mayor of the City of Calgary**

A letter dated March 21, 2019, expressing concern on the decision by Victoria's City Council to ask the Union of BC Municipalities to explore filing a lawsuit against oil and gas companies to recover the costs of climate change.

**Moved By** Councillor Alto

**Seconded By** Councillor Collins

That the correspondence dated March 21, 2019 from the Mayor of the City of Calgary be received for information.

**CARRIED UNANIMOUSLY**

**L.2 Letter from CREST**

A letter dated March 26, 2019, providing an update on the Capital Region's emergency communications system from their February board meeting.

**Moved By** Councillor Alto

**Seconded By** Councillor Collins

That the correspondence dated March 26, 2019 from CREST be received for information.

**CARRIED UNANIMOUSLY**

**L.3 Letter from the Mayor of the Corporation of the District of Saanich**

A letter dated April 23, 2019, requesting that the City continuing to provide the Victoria Sexual Assault Centre with long-term and continuous funding.

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the correspondence dated April 23, 2019 from the Mayor of the Corporation of the District of Saanich be received for information.

**CARRIED UNANIMOUSLY**

**Motion Arising:**

**Moved By** Councillor Potts  
**Seconded By** Councillor Isitt

That Council direct the Mayor to write a letter, on behalf of Council, to the province on this matter.

**CARRIED UNANIMOUSLY**

*Councillor Isitt requested that the motion be recalled to amend the language.*

**Motion Arising:**

**Moved By** Councillor Potts  
**Seconded By** Councillor Isitt

That Council direct the Mayor write a letter, on behalf of Council, to the province on this matter.

**Amendment:**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Alto

That the motion be amended as follows:  
That Council ~~direct request~~ the Mayor write a letter, on behalf of Council, to the province on this matter.

**CARRIED UNANIMOUSLY**

**On the motion arising as amended:**

That Council request the Mayor write a letter, on behalf of Council, to the province on this matter.

**CARRIED UNANIMOUSLY**

**N. QUESTION PERIOD**

A question period was held.

O. **ADJOURNMENT**

**Moved By** Councillor Alto  
**Seconded By** Councillor Isitt

That the Council meeting adjourn.  
TIME: 12:22 a.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR