



MINUTES - VICTORIA CITY COUNCIL

July 9, 2020, 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
Due to the COVID-19 Pandemic, public access to City Hall is not permitted. This meeting
may be viewed on the City's webcast at www.victoria.ca.

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Dubow,
Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

PRESENT
ELECTRONICALLY: Councillor Loveday and Councillor Potts

STAFF PRESENT: J. Jenkyns - City Manager, C. Coates - City Clerk, T. Soulliere -
Director of Parks, Recreation & Facilities, T. Zworski - City Solicitor,
K. Hoese - Director of Sustainable Planning and Community
Development, P. Bellefontaine - Acting Director of Engineering and
Public Works, C. Havelka - Deputy City Clerk, C. Mycroft - Manager
of Executive Operations, M. Angrove - Planner, P. Martin - Council
Secretary

A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Isitt
Seconded By Councillor Thornton-Joe

That the agenda be approved as amended.

Amendment:

Moved By Councillor Alto
Seconded By Councillor Dubow

That the agenda be amended to add Lynn MacDonald, David & Janet Sime, Jack Gaston, and John Weir to Section C of the agenda and to add Chuck Salmon, Lynn Gordon, and Julie Wheaton to Section F of the agenda.

CARRIED UNANIMOUSLY

On the main motion as amended:
CARRIED UNANIMOUSLY

C. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

C.1 Cory Weagant: Homelessness and My Experience in Beacon Hill Park

Shared with Council by video his experience with homelessness and his experience in Beacon Hill Park.

C.2 Lyall Atkinson: Tenters

Outlined by telephone why Council should not allow 24 hour camping in Beacon Hill Park.

C.4 Lynn MacDonald: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan for Kimta Road and the proposed angle parking.

C.5 David & Janet Sime: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan for Paul Kane Place.

C.6 Jack Gaston: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan around Paul Kane Place.

C.7 John Weir: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan for Kimta Road and the proposed angle parking.

E. PUBLIC AND STATUTORY HEARINGS

Councillor Young withdrew from the meeting at 7:02 p.m. due to a past non-pecuniary conflict of interest with the following item, as his cousin used to live close to the subject property and had recused himself in the past.

E.1 1302 Finlayson Street: Rezoning Application No. 00687 and Development Permit with Variances Application No. 000546

Zoning Regulation Bylaw, Amendment Bylaw (No. 1224) No. 20-051:

To rezone the land known as 1302 Finlayson Street from the R1-B Zone, Single Family Dwelling District, to the R1-S2 Zone, Restricted Small Lot (Two Storey) District on the north portion of the property extending approximately 17 metres from the northern boundary, and the R1-S17, Finlayson Small Lot (Two Storey) District on the south portion of the property extending approximately 19.4 metres from the southern boundary, in order to subdivide and construct a new single family dwelling to the north of the existing building.

Development Permit Application:

The Council of the City of Victoria will also consider issuing a development permit for the land known as 1302 Finlayson Street, in Development Permit Area 15A: Intensive Residential – Small Lot, for the purposes of approving the exterior design and finishes for the small lot house as well as landscaping.

E.1.a Public Hearing & Consideration of Approval

Michael Angrove (Senior Planner): *Advised that the application is to subdivide the property, retain the existing residential/commercial building and construct a new small lot house on the northern portion of the site.*

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

Adrian Brett (Applicant): Provided information regarding the application by video submission.

Council recessed from 7:14 p.m. until 7:19 p.m.

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

Council discussed the following:

- *Why a Heritage Designation was not brought forward with this application.*

Mayor Helps closed the public hearing at 7:21 p.m.

Moved By Councillor Alto
Seconded By Councillor Potts

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1224) No. 20-051

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Dubow

That the following bylaw **be adopted:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1224) No. 20-051

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Dubow

That Council authorize the issuance of Development Permit with Variances Application No. 000546 for 1302 Finlayson Street, in accordance with:

1. Plans date stamped May 3, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce the front yard setback from 6.0m to 2.0m (Lot A)
 - ii. reduce the rear yard setback from 6.0m to 4.63m to the building and to 3.43m to the steps (Lot A)
 - iii. reduce the side yard setback on Finlayson Street from 6.0m to 0.51 m (Lot B)
 - iv. . increase the site coverage from 40% to 47.99% (Lot B).
3. Revised plans, to the satisfaction of the Director of Sustainable Planning and Community Development, that address the asymmetry of the second-floor north facade windows and the width of the exterior railing supports.
4. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Young returned to the meeting at 7:23 p.m.

E.2 1023 Tolmie Avenue: Rezoning Application No. 00672 and Development Permit with Variances Application No. 00097

Zoning Regulation Bylaw, Amendment Bylaw (No. 1227) No. 20-064:

To rezone the land known as 1023 Tolmie Avenue from the R1-B Zone, Single Family Dwelling District, to the R1-S1 Zone, Restricted Small Lot (One Storey) District, to subdivide the property and construct a new single family dwelling to the south of the existing building.

Development Permit with Variances Application:

The Council of the City of Victoria will also consider issuing a development permit for the land known as 1023 Tolmie Avenue, in Development Permit Area 15A: Intensive Residential – Small Lot for the purposes of approving the exterior design and finishes for the small lot house as well as landscaping.

E.2.a Public Hearing & Consideration of Approval:

Michael Angrove (Senior Planner): *Advised that the application is to subdivide the lot into two small lots and construct a new small lot house on the southern portion of the lot.*

Mayor Helps opened the public hearing at 7:27 p.m.

Vincent Portal (Applicant): Provided information regarding the application by telephone presentation.

Doris McLennan (Fifth Street) (Telephone): Expressed concerns with the application due to the size of the proposed building and its close proximity to a neighbouring house.

Matt Garvey (Fifth Street) (Video Submission): Expressed concerns with the application due to the proposed setbacks.

Council recessed from 7:45 p.m. until 7:50 p.m.

Council discussed the following:

- *The reasoning behind the proposed setbacks.*

Mayor Helps closed the public hearing at 7:55 p.m.

Moved By Mayor Helps

Seconded By Councillor Alto

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1227) No. 20-064

Council discussed the following:

- *Consideration of sending the application back to staff, due to concerns relating to the proposed setbacks.*

Motion to refer:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That this matter be referred back to staff to work with the applicant to address the setback on the south of the lot.

Council discussed the following:

- *That further work is needed to have this application be a better fit with the neighbouring properties.*

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That the motion be amended as follows:

That this matter be referred back to staff to work with the applicant to address **concerns expressed by nearby residents related to setbacks** ~~the setback on the south of the lot.~~

CARRIED UNANIMOUSLY

On the main motion as amended:

That this matter be referred back to staff to work with the applicant to address concerns expressed by nearby residents related to setbacks.

FOR (6): Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, and Councillor Young
OPPOSED (2): Mayor Helps, and Councillor Alto

CARRIED (6 to 2)

E.3 750 and 780 Summit Street: Development Permit with Variance Application No. 00136

Development Permit with Variances Application:

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 750 and 780 Summit Avenue in Development Permit Area 7A, Corridors, Douglas Street and Blanshard Street, for purposes of constructing a car storage structure.

E.3.a Opportunity for Public Comment & Consideration of Approval

Michael Angrove (Senior Planner): *Advised that the application is to consider a car storage structure.*

Mayor Helps opened the opportunity for public comment at 8:16 p.m.

Brian Kapuscinski (Applicant): Provided information regarding the application by video submission.

Council recessed from 8:19 p.m. until 8:24 p.m.

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

Council discussed the following:

- *Whether the site will have the capacity for electric vehicles.*

Mayor Helps closed the opportunity for public comment at 8:25 p.m.

Moved By Mayor Helps
Seconded By Councillor Alto

That, subject to the proposed metal panels being reviewed and determined to be to the satisfaction of the Director of Sustainable Planning and Community Development, Council authorize the issuance of Development Permit with Variance Application No. 00136 for 750 and 780 Summit Avenue, in accordance with:

1. Plans date stamped April 14, 2020.

2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. No provision of a loading space (Part 7.2, Section 9).
3. Provision of a short-term bike rack (6 spaces) in a location to the satisfaction of the Director of Engineering and Public Works.
4. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

F. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Alto
Seconded By Councillor Dubow

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

F.1 Chuck Salmon: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan for Kimta Road and the proposed angle parking.

F.2 Lynn Gordon-Findlay: Kimta Road Bike Path

Outlined by telephone concerns relating to the Bicycle Master Plan for Kimta Road.

F.3 Julie Wheaton: Angle Parking and Bike Lanes

Outlined by telephone concerns relating to the Bicycle Master Plan for Kimta Road and the proposed angle parking.

H. REPORTS OF COMMITTEES

H.1 Committee of the Whole

H.1.a Report from the July 2, 2020 COTW Meeting

H.1.a.a Bicycle Master Plan - 2020 Project Designs and Network Update

Moved By Councillor Alto
Seconded By Mayor Helps

2. Approve the design for the Kimta Road / E&N Connector and direct staff to complete engineering drawings and prepare construction tender documents; and Authorize City Staff to apply for funding for the Kimta Road / E&N Connector project through the Province of BC Active Transportation Grant Program. If successful, authorize the City Clerk to execute the agreement under terms similar to those of the 2020/2021 grant program; and Authorize

the City to enter into an agreement with the Capital Regional District (CRD), on terms acceptable to the Acting Director of Engineering and Public Works and in the form satisfactory to the City Solicitor, for cost-sharing towards the detailed design of the Kimta Road / E&N Connector project that includes the following general provisions:

- a. Consent and agreement of the use of Island Corridor Foundation parcels, project representatives, design, tendering and award, project management, communications and debt due.
- b. Development of a Project Charter to detail project representatives, design, tendering and award, project management, communications and implementation costs.
- c. City's total contribution not to exceed \$1.38M.

Amendment:

Moved By Councillor Young
Seconded By Councillor Loveday

Direct staff not to implement angle parking on Cooperage and Paul Kane Place at this time as part of the Kimta Road bike lane project.

Council discussed the following:

- *The number of spaces that would be lost.*

CARRIED UNANIMOUSLY

On the main motion as amended:
CARRIED UNANIMOUSLY

N. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the Council meeting adjourn.
TIME: 8:50 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR