



MINUTES - VICTORIA CITY COUNCIL

August 6, 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 Potts, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Loveday

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, T. Zworski - City Solicitor, C. Coates – City Clerk, B. Eisenhauer - Head of Engagement, A. Meyer - Assistant Director of Development Services, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, L. Taylor - Senior Planner, P. Martin - Council Secretary

B. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Alto
Seconded By Councillor Potts

That the agenda be approved as amended.

CARRIED UNANIMOUSLY

D. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Alto
Seconded By Councillor Potts

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Isitt

That Janine Grace be added to list of speakers.

CARRIED UNANIMOUSLY

D.1 Lindsay Cerilli: Removal of the Encampment Across from South Park School

Outlined by telephone why Council should remove the encampment located across from South Park School.

D.3 Kate Korte: Addressing the Motion to Remove Newspaper Boxes

Outlined by telephone why Council should look into alternatives to removing all newspaper boxes.

D.4 Janine Grace: Motion Re: Covid/School Application for Land Use Change

Outlined by telephone concerns with the Council Member Motion regarding expediting land use and permitting applications for schools during Covid-19.

F. PUBLIC AND STATUTORY HEARINGS

F.1 2649-2659 Douglas Street and 735 Hillside Avenue (Scott Building): Rezoning Application No. 00664, Development Permit Application No. 000123, and Heritage Designation Application No. 000180

Zoning Regulation Bylaw, Amendment Bylaw (No. 1222) No. 20-047:

To rezone the land known as 2649, 2651, 2655, 2657 and 2659 Douglas Street and 735 Hillside Avenue from the C1-NN Zone, Suburban Centre District, and C1-N Zone, Neighbourhood Shopping District, to the CR-DH Zone, Douglas-Hillside District, to increase the density and permit a six-storey, mixed-use building consisting of commercial and residential uses.

Development Permit Application:

The Council of the City of Victoria will also consider issuing a development permit for the land known as 2649, 2651, 2655, 2657 and 2659 Douglas Street and 735 Hillside Avenue, in Development Permit Area 7A: Corridors for the purposes of approving the exterior design and finishes of the proposed addition to the existing building, the new six-storey, multi-unit residential building, and landscaping.

Heritage Designation Application:

The Council of the City of Victoria will also consider approving the heritage designation of the exterior of the building at 2659 Douglas Street, on the lot legally described as PID 026-816-415, Lot A, Section 4, Victoria District, Plan VIP81776.

F.1.a Public Hearing & Consideration of Approval

Leanne Taylor (Senior Planner): *Advised that the application is to increase the density in order to construct an approximately five to six-storeys, mixed-use building consisting of ground floor commercial and rental apartment units above, as well as heritage-designate, renovate, and add an additional storey to the existing building and convert the upper-storeys to rental apartment units.*

Mayor Helps opened the public hearing at 6:52 p.m.

Michael Green (Applicant): Provided information regarding the application.

Council recessed from 7:09 p.m. until 7:14 p.m.

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

Mayor Helps closed the public hearing at 7:16 p.m.

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1222) No. 20-047
2. Heritage Designation (2659 Douglas Street) Bylaw No. 20-049

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the following bylaw **be adopted**:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1222) No. 20-047
2. Heritage Designation (2659 Douglas Street) Bylaw No. 20-049
3. Housing Agreement (2649, 2651, 2655, 2657 And 2659 Douglas Street And 735 Hillside Avenue) Bylaw (2020) No. 20-048

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council authorize the issuance of Development Permit Application No. 00123 for 2649- 2659 Douglas Street and 735 Hillside Avenue, in accordance with:

1. Plans date stamped November 4, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements.
3. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Isitt withdrew from the meeting at 7:21 p.m. due to a non-pecuniary conflict of interest with the following item, as two close friends live in close proximity to the property.

F.2 2251 Lydia Street: Development Permit with Variances Application No. 00040 and Heritage Alteration Permit with Variances Application No. 00015

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 2251 Lydia Street, in Development Permit Area 15A: Intensive Residential Small Lot, for purposes of constructing two small lot houses.

Heritage Alteration Permit with Variances Application:

The Council of the City of Victoria will also consider issuing a Heritage Alteration Permit with a variance for the land known as 2251 Lydia Street, in Development Permit Area 15A (Intensive Residential – Small Lot), for purposes of adding a garage with a deck on the south elevation of this heritage-designated house.

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

Leanne Taylor (Senior Planner): *Advised that the application is to subdivide to three lots while retaining the existing single family dwelling on one lot and proposing new single family dwellings on the two remaining lots.*

Mayor Helps opened the opportunity for public comment at 7:22 p.m.

Brad Cunnin (Applicant): Provided information regarding the application.

Council recessed from 7:25 p.m. until 7:30 p.m.

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

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

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council authorize the issuance of Development Permit with Variances Application No. 00040 for 2251 Lydia Street, in accordance with:

1. Plans date stamped June 2, 2020
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce the minimum rear yard setback on Lot 2 from 6.00m to 5.25m
 - ii. reduce the minimum (south) side yard setback on Lot 2 from 2.40m to 1.50m
 - iii. reduce the minimum (north) side yard setback on Lot 2 from 2.40m to 1.64m
 - iv. reduce the minimum rear yard setback on Lot 3 from 6.00m to 4.80m
 - v. reduce the minimum (east) side yard setback on Lot 3 from 2.40m to 1.50m

3. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council authorize the issuance of Heritage Alteration Permit with Variances Application No. 00015 for 2251 Lydia Street for the existing house, in accordance with:

1. Plans date stamped June 2, 2020
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. reduce the minimum side yard setback from 1.5m to 0.6m
3. Final plans to be generally in accordance with the plans identified above to the satisfaction of the Assistant Director, Development Services Division, Sustainable Planning and Community Development, with the changes recommended by the Heritage Advisory Panel incorporated into the design.
4. Heritage Alteration Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 7:31 p.m.

F.3 2003 Shakespeare Street: Development Variance Permit Application No. 00233

Development Variance Permit Application No. 00233

The Council of the City of Victoria will consider issuing a Development Variance Permit for the land known as 2003 Shakespeare Street, for the purposes of reducing the north side yard setback of the south lot (Lot 1) and reducing the lot width of the north lot (Lot 2).

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

Leanne Taylor (Senior Planner): *Advised that the application is to vary a side yard setback on Lot 1 and lot width on Lot 2.*

Mayor Helps opened the opportunity for public comment at 7:32 p.m.

Pam Hartling (Applicant): Provided information regarding the application.

Council recessed from 7:35 p.m. until 7:40 p.m.

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

Mayor Helps closed the opportunity for public comment at 7:41 p.m.

Moved By Councillor Alto
Seconded By Councillor Potts

That Council authorize the issuance of Development Variance Permit Application No. 00233 for 2003 Shakespeare Street, in accordance with:

1. Plans date stamped April 9, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce the north side yard setback of the Lot 1 (south lot) from 2.45m to 1.60m;
 - ii. reduce the lot width of the Lot 2 (north lot) from 15m to 14.33.
3. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

O. CLOSED MEETING

Moved By Councillor Potts
Seconded By Councillor Dubow

MOTION TO CLOSE THE AUGUST 6, 2020 COUNCIL MEETING TO THE PUBLIC

That Council convene a closed meeting that excludes the public under Section 90 of the Community Charter for the reason that the following agenda items deal with matters specified in Sections 90(1) and/or (2) of the Community Charter, namely:

Section 90(1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- Section 90(1)(c) labour relations or other employee relations;
- Section 90(1)(e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- Section 90(1)(f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- Section 90(1)(g) litigation or potential litigation affecting the municipality;
- Section 90(1)(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public.

Section 90(2) A part of a council meeting may be closed to the public if the subject matter being considered relates to one or more of the following:

- Section 90(2)(b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

CARRIED UNANIMOUSLY

The Closed Council Meeting commenced at 7:43 p.m.

P. NEW BUSINESS

P.1 Municipal Service - Community Charter Section 90(1)(k)

Council discussed a municipal services matter.

The discussion and motion were recorded and kept confidential.

P.2 Land - Community Charter Section 90(1)(e)

Council discussed a land advice matter.

The discussion and motion were recorded and kept confidential.

P.3 Intergovernmental Relations - Community Charter Section 90(2)(b)

Council discussed an intergovernmental relations matter.

The discussion was recorded and kept confidential.

P.4 Law Enforcement/Litigation - Community Charter Section 90(1)(f) and 90(1)(g)

Council discussed a law enforcement and litigation advice matter.

The discussion was recorded and kept confidential.

P.5 Law Enforcement/Employee Relations - Community Charter Section 90(1)(f) and 90(1)(c)

Council discussed a law enforcement and employee relations matter.

The discussion and motion were recorded and kept confidential.

P.6 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

The discussion was recorded and kept confidential.

P.7 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

The discussion was recorded and kept confidential.

R. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Loveday

That the Council meeting adjourn.
TIME: 8:37 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR