



MINUTES – VICTORIA CITY COUNCIL

MEETING OF THURSDAY, MARCH 9, 2017, AT 6:30 P.M.

<u>PLACE OF MEETING:</u>	Council Chambers, City Hall
<u>PRESENT:</u>	Mayor Helps in the Chair, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, Thornton-Joe, and Young.
<u>STAFF PRESENT:</u>	J. Johnson – City Manager; J. Jenkyns - Deputy City Manager; C. Coates - City Clerk; 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; A. Hudson – Assistant Director of Community Planning; C. Mycroft – Executive Assistant to the City Manager; A. Brett – Heritage Planner; M. Harris – Strategic Planning and Communications Advisor; P. Martin - Council Secretary.

APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the agenda be approved as amended.

Amendment:

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the agenda be amended by moving Douglas Curran to become the first speaker, under the second “Request to Address Council” section.

On the amendment:
Carried Unanimously

On the main motion as amended:
Carried Unanimously

READING OF MINUTES

Motion:

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the minutes from the special meeting held December 1, 2016 and December 8, 2016 be adopted.

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following speakers be permitted to address Council.

Carried Unanimously

1. **Marg Gardiner: James Bay Active Transportation Survey Results**
Provided a summary of the James Bay Active Transportation Survey Results.
2. **Emillie Parish: James Bay Active Transportation Survey Results**
Provided a summary of the James Bay Active Transportation Survey Results.
3. **Deb Baker: James Bay Active Transportation Survey Results**
Provided a summary of the James Bay Active Transportation Survey Results.
4. **Tom Berkhout: James Bay Active Transportation Survey Results**
Provided a summary of the James Bay Active Transportation Survey Results.
5. **Julia Veintrop: 2016 Cannabis Business License Fees**
Outlined why Council should reduce the cost of 2016 Cannabis Business Licenses.
6. **Tim Stemp: Smart Densification**
Outlined why Council should consider objectives other than additional housing within the Official Community Plan, when considering land use applications on Burdett Avenue.

PROCLAMATIONS

Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following Proclamations be endorsed:

1. "Purple Day for Epilepsy Awareness" – March 26, 2017

Carried Unanimously

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the following Proclamations be endorsed:

1. "Neighbour Day" – May 7, 2017

Carried Unanimously

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Coleman, that the following Proclamations be endorsed:

1. "World Kidney Day" – March 9, 2017

Carried Unanimously

PUBLIC AND STATUTORY HEARINGS

1. Proposed Additions to the City of Victoria's Register of Heritage Properties

1. Opportunity for Public Comment

Proposed Additions to the City of Victoria's Register of Heritage Properties

The Council of the City of Victoria will consider adding 50 properties to the City's Heritage Register of Properties, after considering public comment.

Andrea Hudson (Assistant Director of Community Planning): Advised that the City of Victoria is considering adding 50 properties to the City's Heritage Register of Properties, which would not place undue limitations on future developments, but provide an opportunity to negotiate solutions with the respective landowners if these buildings were to be redeveloped or threatened with demolition in the future. A summary of public outreach was also outlined for Council. The statement of significance for Ogden Point Breakwater has also been updated and presented to Council.

Council discussed the following:

- *That properties included in the Register of Heritage Properties are not restricted from redevelopment or demolition.*
- *That the Register of Heritage Properties complies with current provincial statutes.*
- *That all property owners have been advised of which aspect of their property has heritage significance.*

Mayor Helps opened the public hearing at 7:18 p.m.

John Hopper (Douglas Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Mark Crisp (Greater Victoria Harbour Authority): Expressed concerns regarding the property's addition to the heritage register, and requested that the Ogden Point Breakwater not be added to the register.

Steven Cox (Vancouver Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Leonard Sielecki (Wharf Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Brian Low (North Park Street): Expressed concerns regarding the property's addition to the heritage register, and requested that the Chinese Presbyterian Church not be added to the register.

Wayne (North Park Street): Expressed concerns regarding the property's addition to the heritage register, and requested that the Chinese Presbyterian Church not be added to the register.

Reverend Vincent Ka Yu Tan (North Park Street): Expressed concerns regarding the property's addition to the heritage register, and requested that the Chinese Presbyterian Church not be added to the register.

Bob Skene (Hillside Road): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Phil Large (Queen Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Deanne Strongitharm (Menzies Street/Douglas Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Resident (North Park Street): Expressed concerns regarding the property's addition to the heritage register, and requested that the Chinese Presbyterian Church not be added to the register.

Chris Travis (Quadra Street/Fisgard Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

David Adams (John Street/Rock Bay Avenue): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Resident (121 Menzies Street): Expressed concerns regarding the property's addition to the heritage register, and requested that this property not be added to the register.

Council discussed the following:

- *How the proposed 50 properties had been chosen to be added to the Register of Heritage Properties.*
- *How development permitting approvals would be considered and provided if a property was on the register.*
- *The process in which a statement of significance was created for each property.*
- *The purpose of the Register of Heritage Properties.*

Mayor Helps closed the public hearing at 8:19 p.m.

Council recessed from 8:20 p.m. until 8:25 p.m.

2. Approval

Motion:

It was moved by Councillor Coleman, seconded by Councillor Madoff, that the revised Statement of Significance for the Ogden Point Breakwater be received for information as part of Council's consideration to add the Breakwater to the City of Victoria's Register of Heritage Properties and that Council direct staff to:

1. Add the complete list of 50 candidate properties to the City of Victoria's Register of Heritage Properties as listed in Appendix 1 of this report.
2. Prepare further candidate property recommendations for consideration of addition to the City of Victoria's Register of Heritage Properties.

Council discussed the following:

- *That properties that are added to the register give staff and Council an option for dialogue with the property owner regarding protection of heritage aspects.*
- *That further information should be provided to the community, regarding the purpose and importance of the Register of Heritage Properties and how it differs from a Heritage Designation.*
- *The importance of conservation of heritage values.*
- *Concerns regarding possible inaccuracies in the statements of significance.*
- *Whether heritage properties that may have negative histories should be included.*

Amendment:

It was moved by Councillor Alto, seconded by Councillor Loveday, that point one of the motion be amended as follows:

1. Add the ~~complete list of 50~~ **complete list of 50 those** candidate properties to the City of Victoria's Register of Heritage Properties as listed in Appendix 1 of this report, **whose owners have not objected in writing.**

Council discussed the following:

- *Whether sufficient information has been provided on the Register of Heritage Properties.*
- *The number of properties that have objected.*

On the amendment:
Defeated

For: Councillors Alto and Young

Opposed: Mayor Helps, Councillors Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe

Council discussed the following:

- *That the addition of these properties is in support of the City's Strategic Plan's goal as it builds on the past.*

On the main motion:
Defeated

For: Mayor Helps, Councillors Isitt and Madoff

Opposed: Councillors Alto, Coleman, Loveday, Lucas, Thornton-Joe, and Young

REQUESTS TO ADDRESS COUNCIL

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following speakers be permitted to address Council.

Carried Unanimously

1. **Douglas Curran: Accurate Representation of Built Form & Context for Burdett Avenue**

Outlined why Council should insure that accurate representation of form and heights be represented when considering land use applications on Burdett Avenue.

Mayor Helps withdrew from the meeting at 9:22 p.m. due to a potential non-pecuniary conflict of interest with the following item, due to her relationship with an AirBnB operator.

Councillor Isitt assumed the Chair in her absence.

Councillor Lucas withdrew from the meeting at 9:22 p.m. due to a pecuniary conflict of interest with the following item, as she is the general manager of a hotel.

Councillor Madoff withdrew from the meeting at 9:22 p.m. due to a pecuniary conflict of interest with the following item, as she runs a Bed and Breakfast in her home.

2. **Eric Ney: Transient Accommodation Business Licences**

Outlined why transient accommodation should not be permitted for strata properties.

3. **Ruth Annis: Better Solutions for Regulating Short Term Vacation Rentals**

Outlined why Council should consider alternative scenarios for the regulation of Short Term Vacation Rentals.

Mayor Helps returned to the meeting at 9:32 p.m. and assumed the Chair.

Councillor Lucas returned to the meeting at 9:32 p.m.

Councillor Madoff returned to the meeting at 9:32 p.m.

UNFINISHED BUSINESS

1. **Update Report for Rezoning Application No. 00485 for 2330 Richmond Road**

Council received a report dated February 17, 2017 from the Director of Sustainable Planning and Community Development, providing an update on the rezoning application for 2330 Richmond Road, advising that the required bylaws have been prepared, and that the sewage attenuation and associated legal agreement are not required.

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council receive this report for information.

Carried Unanimously

2. **Victoria Housing Strategy Implementation – Garden Suites**

Council received a presentation from the Assistant Director of Community Planning and a report dated February 24, 2017 from the Director of Sustainable Planning and Community Development, providing an update on the Victoria Housing Strategy Implementation of Garden Suites.

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman:

1. That Council direct staff to amend the *Official Community Plan* Development Permit Area 15E: Intensive Residential - Garden Suites by updating the development permit area guidelines (Garden Suite Policy, 2011) to include additional guidelines to mitigate privacy impacts in response to public feedback provided on this initiative.
2. That Council consider consultation with those potentially affected by the OCP amendments under Sections 475(1) and (2) of the *Local Government Act*, and direct staff to undertake the following consultation:
 - a. Post a notice on the City's website identifying the proposed OCP amendments, and such notice will provide the contact information of a Planning staff member to which members of the public may speak and provide input, and the staff member will provide a report on input received to Council prior to the public hearing.
3. That Council consider first and second readings of Bylaw No. 17-001, 17-023, and 17-025
4. That Bylaw No. 17-001, 17-023, and 17-025 be considered at a Public Hearing;
5. That Council consider a new policy for Preservation of Garden Suites as Rentals in Appendix 4 for approval.

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Madoff, that the motion be referred back to a Committee of the Whole meeting for further discussion.

Council discussed the following:

- *That this initiative is needed within the community and should be moved forward.*
- *Whether further information is required.*

On the amendment:

Defeated

For: Councillors Isitt, Madoff, and Young

Opposed: Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe

On the main motion:

Carried

For: Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe

Opposed: Councillors Isitt, Madoff, and Young

REPORTS OF COMMITTEES

1. Committee of the Whole – March 2, 2017

1. Rezoning Application No. 00552 for 695 Alpha Street

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in the Rezoning Application No. 00552 for 695 Alpha Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

Carried Unanimously

2. Motorized Sightseeing Vehicle Parking Stands – Management Review Update

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council direct staff to:

1. Amend Schedule D of the *Vehicles for Hire Bylaw* to extend the current Motor Sightseeing Vehicle Parking Stands 1, 2, and 4 allocations to December 31, 2017.
2. Conduct a competitive process for the allocation of Motor Sightseeing Vehicle Parking Stand 3 from April 1, 2017 to December 31, 2017 using the current criteria, subject to the condition that Stand 3 be used exclusively by zero tail pipe emissions vehicles.
3. Obtain bus operating and technical data from Motor Sightseeing Vehicle Parking Stand users and use this data to assess the relative impact of emissions from the buses using the parking stand on air quality.
4. Complete a bus-stand economic assessment to define the value of the parking stands to inform the 2018 management plan and determination of fees.
5. Consult with the key stakeholders using the results from the operational and economic assessment, on the development of the new process for allocating the Motor Vehicle Parking Stands that balances the triple bottom line of social responsibility, environmental stewardship and economic prosperity.
6. Report in October 2017 with recommendations for a new process for allocating the Motor Sightseeing Vehicle Parking Stands.

Carried Unanimously

3. Centennial Square – Public Washroom Design

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council direct staff to proceed with the design build tender for the public washrooms next to Centennial Square as outlined in the report of February 8, 2017.

Council discussed the following:

- *Whether considerations regarding a gender neutral washroom should undertaken first.*

Motion:

It was moved by Councillor Isitt, that the motion be referred back to a Committee of the Whole meeting for further discussion.

Defeated due to no seconder

Council discussed the following:

- *That public washrooms are highly needed in Centennial Square.*
- *That transgendered policies are being undertaken by Councillors for implementation within the City of Victoria.*

On the main motion:
Carried

For: Mayor Helps, Councillors Alto, Coleman, Lucas, Madoff, Thornton-Joe, and Young
Opposed: Councillors Isitt and Loveday

4. Capital Regional District Water Supply Commission - Voting

Motion:

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the extra vote be allocated:

1. To the Mayor when she or he is a water board member.
2. To other members in order of votes received at the most recent election

Carried Unanimously

5. Conference Attendance Request

Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council authorizes the attendance and associated costs for Councillor Alto to attend the Crime Prevention Workshop meeting to be held in Surrey, BC on March 10th, 2017.

Carried Unanimously

6. Appointment of an Alternate to the CRD Arts Commission

Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe:

BE IT RESOLVED THAT Council appoint Councillor Madoff as the alternate to the CRD Arts Commission.

Carried Unanimously

Mayor Helps withdrew from the meeting at 9:48 p.m. due to a potential non-pecuniary conflict of interest with the following item, due to her relationship with an AirBnB operator.

Councillor Isitt assumed the Chair in her absence.

Councillor Madoff withdrew from the meeting at 9:48 p.m. due to a pecuniary conflict of interest with the following item, as she runs a Bed and Breakfast in her home.

Councillor Lucas withdrew from the meeting at 9:48 p.m. due to a pecuniary conflict of interest with the following item, as she is the general manager of a hotel.

7. Short Term Vacation Rental

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday:

Scenario 1: Entire condo with no transient zoning

1. That Council direct staff to proactively enforce current prohibition in zoning so Short-Term Vacation Rentals cease.
2. That staff report back to Council on options for permitting and enforcing limited, ancillary use of residential properties (in multi-unit and single-family dwellings, in all neighbourhoods in the city) by the occupants (owners or renters) for a limited number of maximum days in each calendar year for the commercial purpose of providing short-term vacation rentals.
3. Motion to refer to the February 16, 2016 Committee of the Whole meeting and invite comment from the BnB Association, the Hotel Association and other operator, industry representatives that want to provide comment:
That the City write to the province asking there be a repeal of Section 78(1)(b) of the Provincial Sales Tax exemption and refund regulation.

Scenario 2: Entire condo with transient zoning

Direct staff to provide advice on what tools are available to limit the number of Short-Term Vacation Rentals where they are currently allowed, and that this report includes the option of an "opt-in" mechanism for a City initiated rezoning to prohibit transient accommodation as a permitted use, where a majority of owners of units in a residential multi-unit building (condominium) downtown indicate their preference for this rezoning.

Scenario 3: 1-2 bedrooms within occupied condo

That Council direct staff to permit and proactively enforce through business license registration and tracking.

Scenario 4: Entire homes

That Council direct staff to proactively enforce current regulations so Short-Term Vacation Rentals cease.

Scenario 5: Entire secondary suites (including garden suites)

That Council direct staff to proactively enforce current regulations so Short-Term Vacation Rentals cease.

Scenario 6: 1 - 2 Bedrooms within occupied SFD

That Council direct staff to proactively enforce current zoning rights through business license registration and monitor use through business license tracking.

1. That Council receive the December 23, 2016 report to guide and inform the short-term vacation rentals workshop on January 19, 2017; and
2. That staff report back with policy, regulatory, and enforcement recommendations based on the workshop discussion.

Amendment:

It was moved by Councillor Loveday, seconded by Councillor Thornton-Joe, that Scenario 2 be amended as follows:

Scenario 2: Entire condo with transient zoning

Direct staff to provide advice on what tools are available to limit the number of Short-Term Vacation Rentals where they are currently allowed, and that this report includes **options for:**

(a) a City-initiated rezoning to remove transient accommodation as a permitted use from residential strata property, with an "opt-out" process where stratas can apply to retain transient accommodation as a permitted use, where a majority of strata lot owners in a residential strata indicate their support for that use.

(b) a business license scheme for Short-Term Vacation Rentals that is consistent with the Strata Property Act and does not include granting licences for stratas that do not allow Short-Term Vacation Rentals in their bylaws.

(c) maintaining transient accommodation as a permitted use, with the option of an "opt-in" mechanism for a City initiated rezoning to prohibit transient accommodation as a permitted use, where a majority of owners of units in a residential multi-unit building (condominium) downtown indicate their preference for this rezoning.

Council discussed the following:

- *That the amendment will allow for more available options and considerations.*

On the amendment:
Carried Unanimously

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Scenario 2 be amended as by removing part c, as follows:

Scenario 2: Entire condo with transient zoning

Direct staff to provide advice on what tools are available to limit the number of Short-Term Vacation Rentals where they are currently allowed, and that this report includes options for:

(a) a City-initiated rezoning to remove transient accommodation as a permitted use from residential strata property, with an "opt-out" process where stratas can apply to retain transient accommodation as a permitted use, where a majority of strata lot owners in a residential strata indicate their support for that use.

(b) a business license scheme for Short-Term Vacation Rentals that is consistent with the Strata Property Act and does not include granting licences for stratas that do not allow Short-Term Vacation Rentals in their bylaws.

~~(c) maintaining transient accommodation as a permitted use, with the option of an "opt-in" mechanism for a City initiated rezoning to prohibit transient accommodation as a permitted use, where a majority of owners of units in a residential multi-unit building (condominium) downtown indicate their preference for this rezoning.~~

Council discussed the following:

- *Whether the amendment is necessary and whether it would allow for a more focused staff report.*

On the amendment:
Defeated

For: Councillor Isitt

Opposed: Councillors Alto, Coleman, Loveday, Thornton-Joe, and Young

Council discussed the following:

- *Whether a policy should be created to eliminate Short-Term Vacation Rentals in the interim.*

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council should adopt a policy that Short-Term Vacation Rentals should be eliminated to the greatest extent possible in strata buildings.

Motion to refer:

It was moved by Councillor Loveday, seconded by Councillor Coleman, that the amendment be referred back to the Committee of the Whole meeting when the staff report is presented.

On the motion to refer:
Defeated

For: Councillors Coleman, Loveday, and Young
Opposed: Councillors Alto, Isitt, and Thornton-Joe

Council discussed the following:

- Whether a policy is necessary prior to receipt of the staff report.

On the amendment:
Defeated

For: Councillors Isitt and Loveday
Opposed: Councillors Alto, Coleman, Thornton-Joe, and Young

Main motion as amended:

Scenario 1: Entire condo with no transient zoning

1. That Council direct staff to proactively enforce current prohibition in zoning so Short-Term Vacation Rentals cease.
2. That staff report back to Council on options for permitting and enforcing limited, ancillary use of residential properties (in multi-unit and single-family dwellings, in all neighbourhoods in the city) by the occupants (owners or renters) for a limited number of maximum days in each calendar year for the commercial purpose of providing short-term vacation rentals.
3. Motion to refer to the February 16, 2016 Committee of the Whole meeting and invite comment from the BnB Association, the Hotel Association and other operator, industry representatives that want to provide comment:
That the City write to the province asking there be a repeal of Section 78(1)(b) of the Provincial Sales Tax exemption and refund regulation.

Scenario 2: Entire condo with transient zoning

Direct staff to provide advice on what tools are available to limit the number of Short-Term Vacation Rentals where they are currently allowed, and that this report includes **options for:**

(a) a City-initiated rezoning to remove transient accommodation as a permitted use from residential strata property, with an "opt-out" process where stratas can apply to retain transient accommodation as a permitted use, where a majority of strata lot owners in a residential strata indicate their support for that use.

(b) a business license scheme for Short-Term Vacation Rentals that is consistent with the Strata Property Act and does not include granting licences for stratas that do not allow Short-Term Vacation Rentals in their bylaws.

(c) maintaining transient accommodation as a permitted use, with the option of an "opt-in" mechanism for a City initiated rezoning to prohibit transient accommodation as a permitted use, where a majority of owners of units in a residential multi-unit building (condominium) downtown indicate their preference for this rezoning.

Scenario 3: 1-2 bedrooms within occupied condo

That Council direct staff to permit and proactively enforce through business license registration and tracking.

Scenario 4: Entire homes

That Council direct staff to proactively enforce current regulations so Short-Term Vacation Rentals cease.

Scenario 5: Entire secondary suites (including garden suites)

That Council direct staff to proactively enforce current regulations so Short-Term Vacation Rentals cease.

Scenario 6: 1 - 2 Bedrooms within occupied SFD

That Council direct staff to proactively enforce current zoning rights through business license registration and monitor use through business license tracking.

1. That Council receive the December 23, 2016 report to guide and inform the short-term vacation rentals workshop on January 19, 2017; and
2. That staff report back with policy, regulatory, and enforcement recommendations based on the workshop discussion.

On the main motion as amended:
Carried Unanimously

Mayor Helps returned to the meeting at 10:21 p.m. and assumed the Chair.

Councillor Lucas returned to the meeting at 10:21 p.m.

Councillor Madoff returned to the meeting at 10:21 p.m.

2. Committee of the Whole – March 9, 2017

1. CRD Regional Parks Loan Authorization Bylaw Consent

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council consent to the adoption of the CRD Bylaw No. 4142, Regional Parks Loan Authorization Bylaw No. 1, 2016.

Carried Unanimously

2. Attendance at Association of Vancouver Island and Coastal Communities Conference

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council authorize the attendance and associated costs for Councillor Isitt to the AVICC conference to be held in Campbell River, April 7 to 9, 2017. The approximate cost for attending is: Registration: \$200.00, Travel: \$100.00, Accommodation: \$300.00, Meals: \$120.00, Approximate Cost \$720.00

Carried Unanimously

3. Attendance at Federation of Canadian Municipalities Annual Conference

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council authorize the attendance and associated costs for Councillor Isitt to the FCM conference to be held in Ottawa, June 3 to 5, 2017. The approximate cost for attending is: Registration: \$800.00, Travel: \$580.00, Accommodation: \$680.00, Meals: \$160.00, Approximate Cost: \$2220.00.

Carried Unanimously

4. Proposed Burnside-Gorge Neighbourhood Plan & OCP Amendments

Motion:

It was moved by Councillor Young, seconded by Councillor Thornton-Joe, that Council:

1. Direct staff to prepare *Official Community Plan* (OCP) amendment bylaws to adjust urban place designations, expand development permit area boundaries and introduce new guidelines, and create a new heritage conservation area in accordance with the draft Burnside Gorge Neighbourhood Plan.
2. Consider consultation under Section 475(1) and 475(2) of the *Local Government Act* and direct staff to undertake consultation with those affected by the proposed amendments to the OCP as outlined in this report, prior to finalization of the amendment bylaws and the Public Hearing.
3. Consider consultation under Section 475(2)(b) of the *Local Government Act* and direct staff:
 - a. to refer the proposed amendments to the OCP to the Songhees Nation, the Esquimalt Nation, the School District Board, the Island Health Board of Directors and the District of Saanich; and
 - b. that no referrals are necessary to the Capital Regional District Board, the Councils of Oak Bay or Esquimalt, or the provincial or federal governments.
4. Refer the proposed development permit area boundary adjustments and new guidelines to the Advisory Design Panel for review and comment.
5. Refer the proposed heritage conservation area and statement of significance to the Heritage Advisory Panel for review and comment.
6. Refer the proposed Burnside Gorge Neighbourhood Plan to the meeting of Council at which the above OCP amendments will be considered, for consideration of final approval.

Carried Unanimously

Councillor Coleman withdrew from the meeting at 10:22 p.m. due to a pecuniary conflict of interest with the following item, as his wife works for the Anglican Synod of the Diocese of BC.

5. Potential Permissive Tax Exemption Policy Amendments – Parking Lots

Motion:

It was moved by Councillor Isitt, seconded by Councillor Lucas, that Council direct staff to report back on the feasibility of expanding the supply of parking Downtown and in the vicinity of Downtown through amendments to the Permissive Tax Exemption Policy relating to parking lots and as part of the Sustainable Transportation Strategy.

Carried Unanimously

Councillor Coleman returned to the meeting at 10:23 p.m.

BYLAWS

1. FIRST READING

a. Bylaws for the Rezoning Application for 2330 Richmond Road

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaws **be given first reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1087) No. 17-021*
2. *Housing Agreement (2330 Richmond Road) Bylaw No. 17-022*

Carried Unanimously

b. Bylaws for Garden Suite Regulations

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaws **be given first reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1081) No. 17-001*
2. *Land Use Procedures Bylaw, Amendment Bylaw (No. 4) No. 17-023*
3. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 17) No. 17-025*

Carried

For: Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe
Opposed: Councillors Isitt, Madoff, and Young

2. SECOND READING

a. Bylaws for the Rezoning Application for 2330 Richmond Road

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaws **be given second reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1087) No. 17-021*
2. *Housing Agreement (2330 Richmond Road) Bylaw No. 17-022*

Carried Unanimously

b. Bylaws for Garden Suite Regulations

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaws **be given second reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1081) No. 17-001*
2. *Land Use Procedures Bylaw, Amendment Bylaw (No. 4) No. 17-023*
3. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 17) No. 17-025*

Carried

For: Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe
Opposed: Councillors Isitt, Madoff, and Young

3. THIRD READING

a. Bylaws for the Rezoning Application for 2330 Richmond Road

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Housing Agreement (2330 Richmond Road) Bylaw No. 17-022*

Carried Unanimously

b. Bylaws for Garden Suite Regulations

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Land Use Procedures Bylaw, Amendment Bylaw (No. 4) No. 17-023*

Carried Unanimously

CORRESPONDENCE

1. **Letter from CREST Emergency Communications**

Council received a letter dated February 24, 2017 providing an update on the Capital Region's emergency communications system by highlighting the board's February meeting.

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the correspondence dated February 24, 2017 from CREST Emergency Communications be received for information.

Carried Unanimously

2. **Letter from the James Bay Neighbourhood Association**

Council received a letter dated December 22, 2016 regarding concerns on the City's approach to the licensing of the marijuana operations and activities.

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the correspondence dated December 22, 2016 from the James Bay Neighbourhood Association be received for information.

Carried Unanimously

3. **Letter from the Victoria Downtown Residents Association**

Council received a letter dated December 16, 2016 regarding concerns on the Storefront Cannabis Retailer Bylaw and their participation in facilitating public meetings relating to rezoning applications for Cannabis Dispensaries.

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Coleman, that the correspondence dated December 16, 2016 from the Victoria Downtown Residents Association be received for information.

Amendment:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that staff respond to the letter received by the Victoria Downtown Resident's Association to address the questions mentioned within.

On the amendment:
Carried Unanimously

On the main motion as amended:
Carried Unanimously

QUESTION PERIOD

A question period was held.

ADJOURNMENT

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that the Council meeting adjourn.
Time: 10:28 p.m.

Carried Unanimously

CERTIFIED CORRECT:

CITY CLERK

MAYOR