



REVISED AGENDA - VICTORIA CITY COUNCIL

Thursday, September 16, 2021

COUNCIL CHAMBERS - 1 CENTENNIAL SQUARE, VICTORIA BC

To be held immediately following the Committee of the Whole Meeting

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

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

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*Pending approval at the September 16, 2021 COTW
meeting.*

F. BYLAWS

G. CORRESPONDENCE

G.1. Letter from the Mayor of the City of Langford

35

*A letter from the Mayor of the City of Langford regarding support for the City of
Victoria in response to a letter regarding the release of violent and/or repeat
offenders who are awaiting charge disposition.*

H. CLOSED MEETING

I. APPROVAL OF CLOSED AGENDA

J. READING OF CLOSED MINUTES

K. UNFINISHED BUSINESS

L. CORRESPONDENCE

M. NEW BUSINESS

N. CONSIDERATION TO RISE & REPORT

O. ADJOURNMENT



MINUTES - VICTORIA CITY COUNCIL

July 15, 2021, 6:30 P.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,
VICTORIA, B.C.

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

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Dubow (Joined at 6:34 p.m.), Councillor Isitt, Councillor Loveday, Councillor Thornton-Joe, and Councillor Young

PRESENT
ELECTRONICALLY: Councillor Potts

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, T. Soulliere - Director of Parks, Recreation & Facilities, T. Zworski - City Solicitor, B. Eisenhauer - Head of Engagement, P. Bellefontaine - Director of Engineering & Public Works, K. Hoese - Director of Sustainable Planning and Community Development, A. Meyer - Assistant Director of Development Services, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, A. Johnston - Planner, AK Ferguson - Committee Secretary, C. Kingsley - City Clerk, J. Biem - Assistant City Solicitor, G. Milne – Head of Strategic Operations

B. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Andrew

Seconded By Councillor Isitt

That the agenda be approved as amended.

CARRIED UNANIMOUSLY

C. READING OF MINUTES

C.1 Corrected Minutes from the daytime meeting held November 12, 2020

Moved By Councillor Loveday

Seconded By Councillor Thornton-Joe

That the revised minutes from the meeting held November 12, 2020 be adopted.

CARRIED UNANIMOUSLY

D. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Andrew

Seconded By Councillor Dubow

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

D.1 Trudy Aldridge: Overdevelopment of Condo Buildings Built in Downtown Victoria

Outlined for Council her concerns with the amount of traffic in and around downtown.

D.2 Veronica Fisher: Changing the name of Government Street from Wharf to Pandora

Outlined for Council her idea of adding a sign to Government Street that says Promenade.

D.3 Robert June: Missing Middle Housing

Outlined for Council concerns with removing citizen engagement from development discussions.

D.4 Jenn Neilson: Strategic Plan

Outlined concerns with the removal of library services from the Strategic Plan.

F. PUBLIC AND STATUTORY HEARINGS

F.1 701 Tyee Road: Development Permit with Variance Application No. 00080

Development Permit with Variance Application No. 00080

Council is considering issuing a Development Permit with Variances for the land known as 701 Tyee Road, in Development Permit Area 13: Core Songhees, for purposes of constructing a six-storey, multi-unit residential building as the final phase of the Railyards development.

F.1.a Opportunity for Public Comment & Consideration of Approval

Alec Johnson (Planner): Advised that the application is to construct approximately 38 dwelling units in a six-multi-unit residential building as the final phase of the Railyards development.

Mayor Helps opened the opportunity for Public Comment at 6:56 p.m.

Stephan Laroye and Bev Windjack (Applicant): Provided information regarding the application.

Justin Longo (Central Spur Road): Expressed concerns regarding the application but thought the design overall was nice.

Jim Mayer (Tyee Road): Expressed support for the application.

Council recessed from 7:15 p.m. until 7:20 p.m. to provide an opportunity for members of the public to call to speak live.

Councillor Dubow was not present at the recommencement of the meeting

No further persons called in to speak to the proposed application.

Council discussed:

- *Who will maintain the trees and public spaces.*

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

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

“That Council authorize the issuance of Development Permit with Variances Application No. 00080 for 701 Tyee Road, in accordance with:

- a. Plans date stamped April 27, 2021.
- b. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce front (west) setback from 2m to nil for parking levels 1 and 2
 - ii. reduce side (south) setback from 3.5m to nil for parking levels 1 and 2.
- c. The Development Permit lapsing two years from the date of this resolution.”

CARRIED UNANIMOUSLY

Councillor Dubow joined at 7:23 p.m.

Moved By Councillor Andrew

Seconded By Councillor Alto

That the following bylaw **be adopted:**

- Housing Agreement (701 Tyee Road) Bylaw (2019) No. 19-052.

CARRIED UNANIMOUSLY

F.2 1250 Dallas Road: Development Variance Permit Application No. 00254

Development Variance Permit Application No. 00254

The City of Victoria will be considering the issuance of a Development Variance Permit for the land known as 1250 Dallas Road for the purpose of varying certain requirements of the *Zoning Regulation Bylaw*, Dallas Road Restricted Conversion District, R1-41 Zone, namely:

1. increase the height of the accessory building from 3.5m to 4.73m
2. increase the floor area of an accessory building from 37m² to 55.2 m²

3. reduce the required vehicle parking from 7 stalls to 4 stalls.
The proposal is to allow additional floor area (in the loft) in the existing accessory building (garage).

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

Alec Johnson (Planner): Advised that the application is to add dormers to the existing garage with variances for the height and size of the accessory building and the reduction of one parking stall.

Mayor Helps opened the opportunity for public comment at 7:25 p.m.

Michael Moody and James Colebourn (Applicant): Provided information regarding the application.

Brandi Roth (Howe Street): Expressed her concerns for the application due to parking restraints.

Council recessed from 7:43 p.m. until 7:48 p.m. to provide an opportunity for members of the public to call to speak live.

Taylor Hitchen (Dallas Road): Expressed her approval of the application and provided the idea of allowing a residential parking permit or accessibility parking in front of 11 Howe.

Neighbour (Dallas Road): Expressed her concern with the application and provided the idea of a covenant on the property so that the garage does not turn into another unit.

Council discussed:

- *Is it possible to add an accessibility stall to the block of Howe Street.*
- *Ensuring that concerns over adding more suites to the property are noted for future councils.*
- *The width of the driveway of 11 Howe Street.*
- *Possibility of adding a covenant saying that no plumbing is allowed in the building.*

Mayor Helps closed the opportunity for public comment at 8:06 p.m.

Moved By Councillor Andrew

Seconded By Councillor Loveday

That Council authorize the issuance of Development Variance Permit Application No. 00254 for 1250 Dallas Road, in accordance with:

1. Plans date stamped January 25, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. increase the height of the accessory building from 3.5m to 4.73m
 - ii. increase the floor area of an accessory building from 37m² to 55.2 m²
 - iii. reduce the required vehicle parking from 7 stalls to 4 stalls.
3. One six space bicycle rack to be installed in the rear yard.
4. The Development Variance Permit lapsing two years from the date of this resolution.

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, and Councillor Potts

OPPOSED (2): Councillor Thornton-Joe, and Councillor Young

CARRIED (7 to 2)

F.3 324/328 Cook Street and 1044, 1048 and 1052/1054 Pendergast Street: Rezoning Application No. 00634 and Development Permit with Variance Application No. 000527

Rezoning Application No. 00634 and Development Permit with Variance Application No. 000527

Council is considering an application in order to increase the density and construct a four-storey, mixed-use building with commercial uses and residential uses.

F.3.a Public Hearing & Consideration of Approval

Alec Johnston (Planner): Advised that the application is to increase the density and construct a four-storey, mixed-use building with commercial uses and residential uses.

Mayor Helps opened the public hearing at 8:16 p.m.

Luke Ramsay (Applicant): Provided information regarding the application.

Councillor Potts withdrew from the meeting at 8:34 p.m.

Amy White (Pendergast Street): Expressed her opposition for the application.

Vanessa Hammond (Wilson Street): Expressed her support for the application.

Council recessed from 8:43 p.m. and returned at 8:48 p.m. to provide an opportunity for members of the public to call to speak live.

Katherine Nicols (Pendergast Street): Expressed her concerns regarding traffic congestion and affordability of the units.

James Colby (Hollywood Cres): Expressed his concerns regarding the affordability of the units.

Council discussed:

- *What the amenities are proposed for this application.*
- *What the breakdown of units will be.*
- *What the units are expected to sell for.*
- *Whether the units are going to be larger than typical units.*

Mayor Helps closed the public hearing at 9:02 p.m.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1233) No. 20-081 be amended as follows:

That schedule 1 be amended by adding to part 4.102.4c the words “within 200 metres of this Zone” immediately after the words “a building in the City”

CARRIED UNANIMOUSLY

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the bylaw **be given third reading as amended:**

- Zoning Regulation Bylaw, Amendment Bylaw (No.1233), No. 20-081

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt, and Councillor Loveday

CARRIED (5 to 3)

Council discussed:

- *Their concerns with the affordability of the units compared to current market prices.*

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That the following bylaw **be adopted:**

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1233) No. 20-081
- Housing Agreement (324 Cook Street) Bylaw (2020) No. 20-082

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt, and Councillor Loveday

CARRIED (5 to 3)

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That Council authorize the issuance of Development Permit with Variance Application No. 000527 for 324/328 Cook Street and 1044, 1048, 1052/1054 Pendergast Street, in accordance with:

1. Receipt of final plans, generally in accordance with the plans date stamped October 9, 2019, with refinement of the artwork panels, to the satisfaction of the Director of Sustainable Planning and Community Development.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. increase the building height from 13.5m to 16.2m (to the projecting portions of the roof).

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

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt, and Councillor Loveday

CARRIED (5 to 3)

H. UNFINISHED BUSINESS

H.1 Postponed from the Committee of the Whole Meeting held July 15, 2021: Council Member Motion: Opening Roads in Beacon Hill Park

Amendment:

Moved By Councillor Thornton-Joe
Seconded By Councillor Andrew

That Council direct:

1. As soon as possible to open the following roads in Beacon Hill Park:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to **appropriately balance equitable access** ~~meet equitable access~~ to facilities and amenities in Beacon Hill Park through any future road closures. **the closure or partial closure of the above roads with a reduction in the impacts of motor vehicle traffic on all park users including on people with disabilities.**
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

Amendment to amendment:

Moved By Councillor Thornton-Joe
Seconded By Councillor Andrew

That Council direct:

1. As soon as possible to open the following roads in Beacon Hill Park:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to **appropriately provide balance equitable access** ~~meet equitable access~~ to facilities and amenities in Beacon Hill Park through any future road closures. **the closure or partial closure of the above roads with a reduction in the impacts of motor vehicle traffic on all park users including on people with disabilities.**
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

On the amendment:

That Council direct:

1. As soon as possible to open the following roads in Beacon Hill Park:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to **appropriately provide equitable access** ~~meet equitable access~~ to facilities and amenities in Beacon Hill Park through **a reduction in the impacts of motor vehicle traffic on all park users including on people with disabilities.**
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Young

That Council direct:

1. As soon as possible to open the following roads in Beacon Hill Park:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park **while reducing** ~~through a reduction in~~ the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council direct **staff**:

1. As soon as possible to open the following roads in Beacon Hill Park:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council direct staff:

1. As soon as possible to open the following roads in Beacon Hill Park **for people with disabilities:**
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

Amendment to amendment:

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

amendment to amendment

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park **that were closed due to COVID for people with disabilities:**
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

Moved By Councillor Loveday

Seconded By Councillor Thornton-Joe

That Council close the meeting in order to seek legal advice subject to Community Charter Section 90(1)(i).

CARRIED UNANIMOUSLY

Council went into a closed meeting at 9:46 p.m.

Legal Advice - Section 90(1)(i) of the Community Charter

Council discussed a legal matter.

The discussion was recorded and kept confidential

The open meeting resumed at 10:11 p.m.

Amendment:

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID **for people with disabilities**:
 1. Arbutus Way;
 2. Bridge Way from Arbutus Way to Heywood Way;
 3. Heywood Way from Heywood Avenue to Bridge Way.
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

FOR (2): Councillor Isitt, and Councillor Young

OPPOSED (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, and Councillor Thornton-Joe

DEFEATED (2 to 6)

Amendment:

Moved By Councillor Isitt

Seconded By Mayor Helps

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:
 - a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
 - c. ~~Heywood Way from Heywood Avenue to Bridge Way.~~
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:

- a. Arbutus Way;
 - b. Bridge Way from Arbutus Way to Heywood Way;
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.
4. **Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.**

CARRIED UNANIMOUSLY

Motion to refer:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That this item be referred to the daytime council meeting of July 22nd for staff to report on the implications of proceeding with the reopening envisioned in 1b:

“That Council direct staff:

1. *As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:*
 - a. *Arbutus Way;*
 - b. *Bridge Way from Arbutus Way to Heywood Way;*
2. *To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.*
3. *To ensure any future closures adhere to British Columbia Human Rights Legislation.*
4. *Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.”*

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

OPPOSED (4): Mayor Helps, Councillor Alto, Councillor Andrew, and Councillor Thornton-Joe

DEFEATED (4 to 4)

Councillor Isitt requested that the motion be voted on separately

On the main motion as amended:

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:

- a. Arbutus Way;

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Thornton-Joe,

OPPOSED (3): Councillor Dubow, Councillor Isitt, and Councillor Loveday and Councillor Young

DEFEATED (4 to 4)

- b. Bridge Way from Arbutus Way to Heywood Way;

CARRIED UNANIMOUSLY

- 2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.

CARRIED UNANIMOUSLY

- 3. To ensure any future closures adhere to British Columbia Human Rights Legislation.

CARRIED UNANIMOUSLY

- 4. Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council direct staff:

- 1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:
 - a. Bridge Way from Arbutus Way to Heywood Way;
- 2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
- 3. To ensure any future closures adhere to British Columbia Human Rights Legislation.
- 4. Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.
- 5. **That staff report back to Council on the resource requirements including a potential allocation from the 2021 contingency fund on the reopening of bridge way from the washrooms to Heywood.**

Amendment to amendment:

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:
 - a. Bridge Way from Arbutus Way to Heywood Way;
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.
4. Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.
5. ~~That staff report back to Council on the resource requirements including the 2021 contingency fund on the reopening of bridge way from the washrooms to Heywood.~~ **That staff provide a verbal update at the July 22nd daytime Council meeting on this matter.**

FOR (5): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, and Councillor Loveday

OPPOSED (3): Councillor Andrew, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 3)

On the main motion as amended:

That Council direct staff:

1. As soon as possible to reopen the following roads in Beacon Hill Park that were closed due to COVID:
 - a. Bridge Way from Arbutus Way to Heywood Way;
2. To work with the disability community to appropriately provide equitable access to facilities and amenities in Beacon Hill Park while reducing the impacts of motor vehicle traffic on all park users including on people with disabilities.
3. To ensure any future closures adhere to British Columbia Human Rights Legislation.
4. Consider an allocation in the 2022 Financial Plan to contract external experts to support the city in providing accessibility for people with mobility impairments in Beacon Hill Park while reducing the impacts of motor vehicle traffic on park users.
5. That staff provide a verbal update at the July 22nd daytime Council meeting on this matter.

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

OPPOSED (1): Councillor Andrew

Councillor Potts joined the meeting at 10:37 p.m.

I. REPORTS OF COMMITTEES

I.1 Committee of the Whole

I.1.a Report from the July 15, 2021 COTW Meeting

I.1.a.a Rezoning Application No. 00785 for Gorge Waterway Park

Moved By Councillor Isitt

Seconded By Councillor Loveday

That first and second reading of the Zoning Regulation Bylaw Amendment outlined in Rezoning Application No. 00785 for Gorge Waterway Park be considered by Council and a Public Hearing date be set.

CARRIED UNANIMOUSLY

K. BYLAWS

K.1 Bylaw for 1314-1318 & 1324 Wharf Street (Northern Junk) Rezoning Application No. 00701 and Heritage Alteration Permit No. 00236

Moved By Councillor Loveday

Seconded By Councillor Alto

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

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1256), No. 21-061

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 4)

Moved By Councillor Loveday

Seconded By Councillor Potts

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

- Housing Agreement (1314 and 1318 Wharf Street) Bylaw (2021), No. 21-062

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 4)

K.2 Bylaw for 546 Yates Street and 566-568 Yates Street: Rezoning Application No. 00770

Moved By Councillor Isitt

Seconded By Councillor Thornton-Joe

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

- Zoning Bylaw 2018, Amendment Bylaw (No. 9), No. 21-071

FOR (8): Mayor Helps, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (1): Councillor Alto

CARRIED (8 to 1)

K.3 Bylaw for Gorge Waterway Park District

Moved By Councillor Isitt

Seconded By Councillor Loveday

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

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1258), No. 21-072

CARRIED UNANIMOUSLY

K.4 Bylaw for Tax Incentive Bylaw for 727 Yates Street

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

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

- Tax Exemption (727 Yates Street) Bylaw, No. 21-042

CARRIED UNANIMOUSLY

Moved By Councillor Young

Seconded By Councillor Alto

Direct staff to set a date for final bylaw adoption after conducting statutory public notification.

CARRIED UNANIMOUSLY

K.5 Bylaw for Land Use Procedure Bylaw

Moved By Councillor Alto

Seconded By Councillor Young

That the following bylaw **be adopted**:

- Land Use Procedures Bylaw, Amendment Bylaw (No. 13). No. 21-055

CARRIED UNANIMOUSLY

L. CORRESPONDENCE

L.1 Letter from the Corporation of the District of Saanich

Council received a letter dated July 2, 2021 from the Mayor of the Corporation of the District of Saanich to the Prime Minister regarding residential schools.

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the correspondence dated July 2, 2021 from the Mayor of the District of Saanich be received for information.

CARRIED UNANIMOUSLY

O. ADJOURNMENT

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That the Council meeting adjourn.

TIME: 10:53 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR



MINUTES - VICTORIA CITY COUNCIL

August 5, 2021, 6:30 P.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,
VICTORIA, B.C.

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

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Andrew,
Councillor Thornton-Joe, Councillor Young

PRESENT
ELECTRONICALLY: Councillor Dubow (joined at 6:34 p.m.), Councillor Isitt, Councillor
Loveday, Councillor Potts

STAFF PRESENT: J. Jenkyns - City Manager, T. Soulliere - Director of Parks,
Recreation & Facilities, T. Zworski - City Solicitor, B. Eisenhauer -
Head of Engagement, P. Bellefontaine - Director of Engineering &
Public Works, K. Hoese - Director of Sustainable Planning and
Community Development, C. Havelka - Deputy City Clerk, C.
Mycroft - Manager of Executive Operations, AK Ferguson -
Committee Secretary, C. Kingsley - City Clerk

A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the agenda be approved as amended.

CARRIED UNANIMOUSLY

B. POETRY

The Youth Poet Laureate, James Summer, provided Council with a poem.

Councillor Dubow joined the meeting electronically at 6:34 p.m.

D. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Alto

Seconded By Councillor Andrew

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

D.1 PJ L'Heureux: City Approval at 450 Swift Street

Did not join the meeting

F. PUBLIC AND STATUTORY HEARINGS

F.1 425-475 Simcoe Street: Rezoning Application No. Rezoning Application No. 00773

Council is considering a Rezoning application to allow for the use of storefront cannabis retailer.

Councillor Isitt recused himself at 6:38 p.m. due to a pecuniary conflict of interest as his father lives within close proximity of the application.

F.1.a Public Hearing & Consideration of Approval

Michael Angrove (Senior Planner): Advised that the application is to permit a storefront cannabis retailer.

Mayor Helps opened the public hearing at 6:41 p.m.

Peter and Darren Saunders (Applicant): Provided information regarding the application.

Council recessed from 6:45 p.m. until 6:49 p.m. to provide an opportunity for members of the public to call to speak live.

No persons called in to speak to the proposed bylaw.

Council discussed the following:

- *Where the closest cannabis shop would be*

Mayor Helps closed the public hearing at 6:50 p.m.

Moved By Councillor Andrew

Seconded By Councillor Alto

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

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1259) No. 21-073

CARRIED UNANIMOUSLY

Moved By Councillor Andrew

Seconded By Councillor Alto

That the following bylaw **be adopted:**

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1259) No. 21-073

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 6:51 p.m.

F.2 Gorge Waterway Park: Rezoning Application No. 00785

Council is considering a Rezoning application to allow for public docks within Gorge Waterway Park in order to expand the existing swim dock.

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

Derrick Newman (Assistant Director, Parks, Recreation and Facilities):
Advised that the application is to allow for public docks within Gorge Waterway Park in order to expand the existing swim dock.

Mayor Helps opened the public hearing at 6:55 p.m.

Council recessed from 6:56 p.m. p.m. until 7:01 p.m. to provide an opportunity for members of the public to call to speak live.

No persons called in to speak to the proposed bylaw.

Mayor Helps closed the public hearing at 7:01 p.m.

Moved By Councillor Isitt

Seconded By Councillor Loveday

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

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1258) No. 21-072

CARRIED UNANIMOUSLY

Moved By Councillor Isitt

Seconded By Councillor Alto

That the following bylaw **be adopted:**

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1258) No. 21-072

CARRIED UNANIMOUSLY

F.3 1314 and 1318 Wharf Street: Rezoning Application No. 00701 and Heritage Alteration Permit with Variances Application No. 00236

Council is considering a rezoning application for the land known as 1314 and 1318 Wharf Street in the IHH Zone, Inner Harbour Heritage District, to increase the maximum density as well as to consider issuing a Heritage Alteration Permit for the land known as 1314 and 1318 Wharf Street, in Development Permit Area 9: Inner Harbour, for the purposes approving the exterior alterations to the heritage-designated buildings and the following variances:

- Reduce the required short term bicycle parking spaces from 10 to 0;
- Increase the maximum permitted height from 8 metres to 21 metres.

The Public Hearing was held and adjourned on July 29, 2021.

F.3.a Public Hearing & Consideration of Approval

Council discussed the following:

- *How the heritage guidelines were taken into consideration for the application.*
- *How the heritage advisory panel's recommendations are incorporated into the applications.*
- *Whether there will be bike parking on site.*
- *Whether Old Town could become a UNESCO heritage site.*
- *Whether there are character defining interior elements.*
- *What could be built on the grounds under the existing zoning.*
- *Heritage requirement for buildings following the 2018 building code.*
- *Possibility of a park being part of the development using the City owned land.*
- *Possibility of the developer getting a heritage tax exemption.*

Councillor Andrew withdrew from the meeting at 8:22 p.m. and returned at 8:49 p.m.

Moved By Mayor Helps

Seconded By Councillor Potts

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

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1256) No. 21-061

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 4)

Moved By Councillor Alto

Seconded By Councillor Andrew

That the following bylaw **be adopted:**

- Housing Agreement (1314 and 1318 Wharf Street) Bylaw (2021) No. 21-062

CARRIED UNANIMOUSLY

Moved By Councillor Andrew

Seconded By Councillor Alto

Heritage Alteration Permit with Variances No. 00236

That Council authorize the issuance of Heritage Alteration Permit with Variances Application No. 00236 for 1314 and 1318 Wharf Street, in accordance with:

1. Plans date stamped August 10, 2020.
2. The Conservation Plan for the Caire and Grancini Warehouse at 1314 Wharf Street, date stamped October 22, 2019.

3. The Conservation Plan for the Fraser Warehouse at 1316-1318 Wharf Street, date stamped October 22, 2019.
4. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - a. Reduce the required short term bicycle parking spaces from 10 to 0; and
 - b. Increase the maximum permitted height from 8 metres to 21 metres.
5. Final plans to be generally in accordance with the plans identified above, to the satisfaction of the Director of Sustainable Planning and Community Development.
6. The applicant provide details regarding their intended process for commissioning a story wall for the north elevation of the building, including an artist selection process, scope and content, and an explanation for how their project will consider the Indigenous cultural heritage of the waterfront public realm, to the satisfaction of the Director of Sustainable Planning and Community Development.
7. The applicant providing a lighting plan for the heritage buildings, to the satisfaction of the Director of Sustainable Planning and Community Development.
8. Heritage Alteration Permit lapsing two years from the date of this resolution.

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 4)

Moved By Councillor Andrew
Seconded By Councillor Alto

That the following bylaw **be adopted**:

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1256) No. 21-061

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Thornton-Joe, and Councillor Young

CARRIED (5 to 4)

Moved By Councillor Alto
Seconded By Councillor Andrew

That Council direct staff to bring forward an amendment to the Heritage Designation Bylaw to include the interior demising wall in the designation of the Fraser Warehouse building.

CARRIED UNANIMOUSLY

L. CORRESPONDENCE

L.1 Letter from the minister of Municipal Affairs

Council received a letter dated July 27, 2021 from the Minister of Municipal Affairs regarding CARIP.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence be received for information.

CARRIED UNANIMOUSLY

L.2 Letter from the Resort Municipality of Whistler

Council received a letter dated July 21, 2021 from the Resort Municipality of Whistler regarding laid off tourism and restaurant workers.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence be received for information.

CARRIED UNANIMOUSLY

L.3 Letter from the Resort Municipality of Whistler

Council received a letter dated July 21, 2021 from the Resort Municipality of Whistler regarding the Help Cities Lead campaign.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence be received for information.

CARRIED UNANIMOUSLY

L.4 Letter from the Minister of Municipal Affairs

Council received a letter dated July 27, 2021 from the Minister of Municipal Affairs regarding the Citizens' Assembly.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence be received for information.

CARRIED UNANIMOUSLY

L.5 Letter from the City of Langley

Council received a letter dated July 29, 2021 from Langley regarding Improvements to Pre-Hospital Care System.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence be received for information.

CARRIED UNANIMOUSLY

L.6 Letter from the Greater Victoria School District

Council received a letter dated June 25, 2021 from the Greater Victoria School District regarding the Bank Street School Building.

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the correspondence dated be received for information.

Amendment:

Moved By Councillor Thornton-Joe

Seconded By Councillor Isitt

That the Mayor write a letter to the Greater Victoria School District thanking them for the letter and asking them to meet with the South Jubilee neighbourhood to discuss the future of the Bank Street School.

CARRIED UNANIMOUSLY

On the main motion:

CARRIED UNANIMOUSLY

O. CLOSED MEETING

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

MOTION TO CLOSE THE AUGUST 5, 2021 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)(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;*
- *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.*

CARRIED UNANIMOUSLY

P. NEW BUSINESS

P.1 Appointment - Community Charter Section 90(1)(a)

Council discussed an Appointment matter.

The discussion and motion were recorded and kept confidential.

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

Council discussed a Land matter.

The discussion and motion were recorded and kept confidential.

P.3 Land - Community Charter Section 90(1)(e)

Council discussed a Land matter.

The discussion and motion were recorded and kept confidential.

All staff were excused at 9:50 p.m. except for the City Manager.

P.4 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an Employee Relations matter.

Q. ADJOURNMENT

Moved By Councillor Andrew

Seconded By Councillor Alto

That the Council meeting adjourn.

CARRIED UNANIMOUSLY

TIME: 10:20 p.m.

CITY CLERK

MAYOR



MINUTES - VICTORIA CITY COUNCIL

September 9, 2021, 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: Mayor Helps in the Chair, Councillor Andrew, Councillor Isitt, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Alto, Councillor Loveday, Councillor Potts

ABSENT: Councillor Dubow

STAFF PRESENT: J. Jenkyns - City Manager, T. Soulliere - Director of Parks, Recreation & Facilities, T. Zworski - City Solicitor, P. Bellefontaine - Director of Engineering & Public Works, A. Meyer - Assistant Director of Development Services, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, C. Kingsley - City Clerk, G. Milne - Head of Strategic Operations, M. Betanzo - Planner, C. Royle - Deputy Fire Chief, M. Heiser - Committee Secretary

B. MUSIC

A video of a Post-secondary student (Diploma of Music Performance) that was recorded at the Lansdowne Campus of Camosun in the Spring of 2018. It was recorded through the Camosun Communications Applied Communications program directed by Lois Ferneyhough, Chair and Andy Bryce, Lead Instructor.

A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Thornton-Joe

Seconded By Councillor Young

That the agenda be approved as amended.

CARRIED UNANIMOUSLY

D. REQUESTS TO ADDRESS COUNCIL

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the following speakers be permitted to address Council.

CARRIED UNANIMOUSLY

D.1 Ruth Magnusson: Light Pollution from Night-time Floodlights and Clover Point Ease of Access

Outlined why Council should consider the creation of a bylaw to govern light pollution in residential areas and to open up all parking spaces at Clover Point.

D.3 Lavinia Rojas: Trying Again

Outlined why Council should consider banning horse drawn carriages and replacing them with electric carriages.

F. PUBLIC AND STATUTORY HEARINGS

F.1 2316 Howard Street: Development Variance Permit Application No. 00262

Councillor Isitt withdrew from the meeting at 6:46 p.m. due to a non-pecuniary conflict of interest, as an individual who he previously worked with owns property in close proximity to this parcel.

Development Variance Permit Application No. 00262

The City of Victoria will be considering the issuance of a Development Variance Permit for the land known as 2316 Howard Street for the purpose of varying certain requirements of the *Zoning Regulation Bylaw*, namely: reducing the required motor vehicle parking from one stall to nil.

F.1.a Opportunity for Public Comment & Consideration of Approval

Miko Betanzo (Planner): Advised that the application is for a variance to the parking from one stall to nil.

Mayor Helps opened the opportunity for public comment at 6:45 p.m.

Council recessed from 6:46 p.m. until 6:51 p.m. to provide an opportunity for members of the public to call to speak live.

No persons called in to speak to the proposed application.

Mayor Helps closed the opportunity for public comment at 6:51 p.m.

Moved By Councillor Thornton-Joe
Seconded By Councillor Andrew

Development Variance Permit Application No. 00262

That Council authorize the issuance of Development Variance Permit Application No. 00262 for 2316 Howard Street, in accordance with:

1. Plans date stamped April 21, 2021.

2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - a. reduce motor vehicle parking from one stall to nil.
3. The Development Variance Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 6:52 p.m.

F.2 610-624 Herald Street and 611-635 Chatham Street: Development Permit with Variances Application No. 00156

Councillor Isitt withdrew from the meeting at 6:53 p.m. due to a potential non-pecuniary conflict of interest as he sits on the Board of Directors for a society delivering a social service in close proximity to the subject property.

Development Permit with Variances Application No. 00156

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 610 - 624 Herald Street and 611 - 635 Chatham Street, in Development Permit Area (DPA) 1, Core Historic, for purposes of constructing two buildings that range in height from four to six storeys with ground floor commercial units.

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

Miko Betanzo (Planner): Advised that the application is for a rental residential building with ground floor commercial.

Mayor Helps opened the opportunity for public comment at 6:56 p.m.

David Fawley (Applicant): Provided information regarding the application.

Council recessed from 7:12 p.m. until 7:17 p.m. to provide an opportunity for members of the public to call to speak live.

No persons called in to speak to the proposed application.

Council discussed the following:

- *Changes implemented to plans*
- *Aspects of design to compliment China Town*
- *Mural designs and proposed art*

The opportunity for public comment was closed by unanimous consent at 7:25 p.m.

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That the following bylaw **be adopted**:

1. Housing Agreement (610-624 Herald Street and 611-635 Chatham Street) Bylaw (2021), No. 21-080

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

Development Permit with Variances Application No. 00156

That Council authorize the issuance of Development Permit with Variance Application No. 00156 for 610 - 624 Herald Street and 611 - 635 Chatham Street, in accordance with:

1. Plans date stamped May 14, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. increase building height to 21.1m.
3. Registration of legal agreements on the property's title to secure all residential units as rental for 60 years or the life of the building, to the satisfaction of City Staff.
4. A legal agreement to secure public realm improvements as indicated on Plans dated May 14, 2021.
5. Council authorizing the street-level projecting canopies over the City Right-of-Way on Herald, Chatham and Government Streets, 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.
6. Council authorizing anchor-pinning in the City right-of-way, with form and contents satisfactory to the City Solicitor and the Director of Engineering and Public Works.
7. That the mural be changed to reflect the Old Town and Chinatown neighborhood history and culture.
8. Further consideration of diversifying the brick colours in the project and make colours and design elements more consistent with those found in Chinatown
9. The Development Permit lapsing two years from the date of this resolution.

Amendment:

Moved By Councillor Thornton-Joe

Seconded By Mayor Helps

Development Permit with Variances Application No. 00156

That Council authorize the issuance of Development Permit with Variance Application No. 00156 for 610 - 624 Herald Street and 611 - 635 Chatham Street, in accordance with:

1. Plans date stamped May 14, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. increase building height to 21.1m.
3. Registration of legal agreements on the property's title to secure all residential units as rental for 60 years or the life of the building, to the satisfaction of City Staff.

4. A legal agreement to secure public realm improvements as indicated on Plans dated May 14, 2021.
5. Council authorizing the street-level projecting canopies over the City Right-of-Way on Herald, Chatham and Government Streets, 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.
6. Council authorizing anchor-pinning in the City right-of-way, with form and contents satisfactory to the City Solicitor and the Director of Engineering and Public Works.
7. That the mural be changed to reflect the Old Town and Chinatown neighborhood history and culture **and that this be approved to the satisfaction of the Director of Sustainable Planning and Community Development.**
8. Further consideration of diversifying the brick colours in the project and make colours and design elements more consistent with those found in Chinatown
9. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Council discussed the following:

- *Needed rental stock in the downtown area*
- *Legal agreements for public realm improvements*

On the main motion as amended:

Development Permit with Variances Application No. 00156

That Council authorize the issuance of Development Permit with Variance Application No. 00156 for 610 - 624 Herald Street and 611 - 635 Chatham Street, in accordance with:

1. Plans date stamped May 14, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - a. increase building height to 21.1m.
3. Registration of legal agreements on the property's title to secure all residential units as rental for 60 years or the life of the building, to the satisfaction of City Staff.
4. A legal agreement to secure public realm improvements as indicated on Plans dated May 14, 2021.
5. Council authorizing the street-level projecting canopies over the City Right-of-Way on Herald, Chatham and Government Streets, 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.
6. Council authorizing anchor-pinning in the City right-of-way, with form and contents satisfactory to the City Solicitor and the Director of Engineering and Public Works.
7. That the mural be changed to reflect the Old Town and Chinatown neighborhood history and culture and that this be approved to the

- satisfaction of the Director of Sustainable Planning and Community Development.
8. Further consideration of diversifying the brick colours in the project and make colours and design elements more consistent with those found in Chinatown
 9. The Development Permit lapsing two years from the date of this resolution.

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 7:35 p.m.

A. APPROVAL OF AGENDA

Moved By Councillor Thornton-Joe
Seconded By Councillor Andrew

That the following item be added to the agenda:

M.1 Employee Relations – Community Charter Section 90(1)(c)

CARRIED UNANIMOUSLY

H. CLOSED MEETING

Moved By Councillor Andrew
Seconded By Councillor Thornton-Joe

MOTION TO CLOSE THE SEPTEMBER 9, 2021 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.

CARRIED UNANIMOUSLY

All staff except the City Manager withdrew from the meeting at 7:36 p.m.

M. NEW BUSINESS

M.1 Employee Relations – Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

O. **ADJOURNMENT**

Moved By Councillor Isitt
Seconded By Councillor Alto

That the Council meeting adjourn.
TIME: 8:13 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR

COMMITTEE OF THE WHOLE REPORT
FROM THE MEETING HELD SEPTEMBER 2, 2021

For the Council meeting of September 16, 2021, the Committee recommends the following:

D.1 VicPD Q2 Community Safety Report Card

That Council receive the report for information.

F.1 737 Belton Avenue: Development Permit with Variances Application No. 00162 (Victoria West)

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Development Permit with Variance Application No. 00162 for 737 Belton Avenue, in accordance with:

1. Plans date stamped June 8, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce the front yard setback from 6.0m to 4.0m to the building face and from 6.0m to 0.58m to the stairs
 - ii. permit vertical supports on a porch roof that projects into the front yard setback
 - iii. reduce the rear yard setback from 6.0m to 3.34m
 - iv. increase the site coverage from 40% to 40.16%.
3. Revised Arborist Report, Tree Management Plan and landscape plan to the satisfaction of the Director of Parks, Recreation and Facilities.
4. The Development Permit lapsing two years from the date of this resolution.”

I.2 Council Member Motion: Conference Request - Canadian Capital Cities Organization Annual Meeting and Conference in Whitehorse, Yukon, from September 19 through 22, 2021.

That Council authorizes the attendance and associated costs for Councillor Alto to attend the Canadian Capital Cities Organization annual meeting and conference to be held in Whitehorse, Yukon, from September 19 through 22, 2021.

The approximate cost for attending is:

Conference Registration Fee	\$300.00
Travel to/from Whitehorse, Yukon	\$478.01

Accommodation (3 nights)	\$674.10
Incidentals	\$100.00
Carbon footprint calculation	\$72.00
Estimated total cost	\$1624.11

I.3.1 Canadian Capital Cities Organization Annual Meeting and Conference in Whitehorse, Yukon, from September 19 through 22, 2021.

That Council authorizes the attendance and associated costs for Councillor Young to attend the Canadian Capital Cities Organization annual meeting and conference to be held in Whitehorse, Yukon, from September 19 through 22, 2021.

The approximate cost for attending is:

Conference Registration Fee	\$300.00
Travel from Vancouver to Whitehorse to Victoria	\$763.83
Accommodation (3 nights)	\$584.00
Incidentals	\$200.00
Carbon footprint calculation	\$70.50
Estimated total cost	\$ 1918.33

F.2 235 Russell Street: Development Permit with Variances Application No. 00163 (Victoria West)

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Development Permit with Variance Application No. 00163 for 235 Russell Street, in accordance with:

1. Plans date stamped July 13, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce the number of loading stalls from 1 to nil
 - ii. reduce the number of vehicle parking stalls from 20 to 14

- iii. increase the distance between the main entrance and the short term bicycle stalls from 15m to 19.13m.
- 3. The Development Permit lapsing two years from the date of this resolution.”

G.1 Rental Business Licensing Bylaw

- 1. That Council refer recommendation #1: *Suspend development of a Rental Business Licensing Bylaw given changes to the provincial Residential Tenancy Act (RTA) designed to prevent evictions carried out to renovate or repair a rental unit that came into effect on July 1, 2021*, and this report to the Renters' Advisory Committee and direct staff to bring this report to Council in 4 months and look at what other municipalities are doing.

That Council direct the Director of Sustainable Planning and Community Development to:

- 2. Monitor the implementation of the provincial legislative updates and report back to Council in the fall of 2022 on its efficacy and whether future City initiatives to further enhance protections for tenants are needed;
- 3. Facilitate public awareness and access to information regarding RTA requirements on repair and renovations of rental housing;
- 4. Undertake tenant capacity-building and outreach activities regarding RTA requirements on repair and renovations of rental housing.
- 5. That Council direct staff to engage with municipalities that have renovation bylaws to discern ways to strengthen a municipal approach that the City of Victoria could take.

G.2 The City of Victoria Corporate Energy and Emissions Management Plan

That Council:

- a. Adopt the directions as outlined in the City of Victoria Corporate Energy and Emissions Management Plan (Appendix A) to support implementation of the Climate Leadership Plan.
- b. Request that the Police Board endorse targets and actions identified in the Municipal Operations section of the City's Climate Leadership Plan.
- c. Request that the Police Board adopt the directions outlined in the City of Victoria Corporate Energy and Emissions Management Plan (Appendix A) to support implementation of the of the Climate Leadership Plan.



City of Langford

August 19, 2021

Honourable David Eby
Attorney General and Minister Responsible for Housing
PO Box 9044 Stn Prov Govt
Victoria, BC V8W 9E2

E-Mail: AG.Minister@gov.bc.ca

Dear Minister Eby,

Re: Support for City of Victoria re: Release of Violent and/or Repeat Offenders

At the regular Meeting of Council held on August 16, 2021, City of Langford Council passed a resolution in support of Victoria Mayor Lisa Helps, July 9, 2021 regarding the release of violent and/or repeat offenders who are awaiting charge disposition.

Due to COVID-19 physical distancing requirements, some individuals charged with violent offences and/or with past criminal convictions are being released into the community on a promise to appear, or given restrictive behavior conditions, rather than being held in custody while awaiting charge disposition. While COVID-19 continues to be a public health concern, the City of Langford echoes the point that that this practice may create an increased risk to local communities and overall public safety, as well as overextending our police resources.

We fully support the request from Mayor Helps and ask the Province to provide assistance in this matter.

Sincerely,

Stewart Young
Mayor

cc: West Shore RCMP
Capital Regional District Municipal Councils