



MINUTES – VICTORIA CITY COUNCIL

MEETING OF THURSDAY, MAY 26, 2016, 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, and Thornton-Joe.
<u>ABSENT:</u>	Councillor Young
<u>STAFF PRESENT:</u>	J. Johnson – City Manager; J. Jenkyns - Deputy City Manager; P. Bruce – Fire Chief; C. Coates - City Clerk; T. Soulliere - Director of Parks, Recreation & Facilities; S. Thompson – Director of Finance; J. Tinney – Director of Sustainable Planning & Community Development; F. Work – Director of Engineering & Public Works; K. Hamilton – Director of Citizen Engagement & Strategic Planning; A. Meyer – Assistant Director of Development Services; C. Mycroft – Executive Assistant to the City Manager; P. Martin - Council Secretary.

APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Motion:

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

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Sarah Montgomery, Sally Read, Gene Savard, and Shawn McDonald be added to Request to Address Council.

On the amendment:
Carried Unanimously

Amendment:

It was moved by Councillor Coleman, seconded by Councillor Isitt, that Mike and Captain Ronald be added to Request to Address Council.

On the amendment:
Carried Unanimously

On the main motion as amended:
Carried Unanimously

READING OF MINUTES

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that the Special Council meeting minutes of April 21, 2016, be adopted.

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

Motion:

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

Carried Unanimously

Councillor Isitt withdrew from the meeting at 6:35 p.m. due to a potential pecuniary conflict of interest as he resides near the subject property.

1. Gary Parker: Microhousing on Cook Street

Outlined the reasons why Council should reject the microhousing initiative on the 2500 block of Cook Street.

Councillor Isitt returned to the meeting at 6:40 p.m.

2. Chris Grieve: Protect Victoria's Character Homes

Outlined a citizen's initiative to protect Victoria's character homes and discourage demolition within neighbourhoods.

3. Lara Hurrell: Protect Victoria's Character Homes

Outlined a citizen's initiative to protect Victoria's character homes and discourage demolition within neighbourhoods.

Councillor Lucas withdrew from the meeting at 6:51 p.m. due to a potential pecuniary conflict of interest as her job includes a role as a buyer and her employer uses plastic bags.

4. **Carolyn Whittaker: Banning Plastic Bags**
Outlined the reasons why Council should support banning single use plastic bags in Victoria.
5. **Margaret McCullough: Plastic Bag Ban**
Margaret McCullough's students outlined why Council should enact a ban on single use plastic bags and a fee for paper bags.

Councillor Lucas returned to the meeting at 7:00 p.m.

6. **Trudy Norman: Microhousing Information Update**
Outlined updated information on the necessity of microhousing on behalf of the MicroHousing Victoria Society.

PROCLAMATIONS

Motion:

It was moved by Councillor Loveday, seconded by Councillor Isitt, that the following Proclamations be endorsed:

1. "Orca Awareness Month" – June 2016
2. "Intergenerational Day Canada" – June 1, 2016
3. "ALS Awareness Month" (Lou Gehrig's Disease) – June 2016
4. "National Tourism Week" – May 29 to June 4, 2016
5. "World Oceans Week" – June 1 to June 8, 2016
6. "World Oceans Day and Rivers to Oceans Week" – June 8, 2016 and June 8 to June 14, 2016
7. "Medical Marijuana Day" – June 11, 2016
8. "Brain Injury Awareness Month" – June 2016
9. "Built Green Day" – June 8, 2016

Carried Unanimously

Councillors discussed the wording in the National Animal Rights Day proclamation, as to whether it would be appropriate for Councillors to support this motion.

It was moved by Councillor Loveday, seconded by Councillor Isitt, that the following Proclamations be endorsed:

1. "National Animal Rights Day" – June 4, 2016

Carried Unanimously

PUBLIC AND STATUTORY HEARINGS

1. **Application for Rezoning of Property known as the Selkirk Waterway and the Gorge Waterway**

1. **Public Hearing**

- Zoning Regulation Bylaw, Amendment Bylaw (No. 1066) No. 16-050**

The purpose of this bylaw is to amend the regulations in the GWP Zone, Gorge Waterway Park District in the Zoning Regulation Bylaw to allow overnight anchoring and mooring of vessels on a limited basis.

Alison Meyer (Assistant Director): Provided details regarding the bylaw amendment, advising the amendment would allow anchoring and mooring for a period of up to 48 hours, but not exceeding 72 total hours in a 30-day period.

Chris Coates (City Clerk): Provided details on the enforcement of this bylaw, which includes a three step process of enforcement and compliance.

Mayor Helps opened the public hearing at 7:12 p.m.

Audrey Widdal (Harbour Committee Chair of the Vic West Community Association): Outlined concerns shared by the Vic West Community Association, and their proposed changes, such as shortening the time allowed for moorage.

Council discussed the environmental impacts of anchoring instead of the use of buoys. Staff advised that environmental impact studies are being completed which will include later recommendations to Council.

Council discussed that the regulatory authority of the City still needs to be undertaken as part of a master plan, in regards to buoys or anchoring, and that the location of buoys should be discussed with the neighbouring communities.

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

2. Bylaw Approval

It was moved by Councillor Alto, seconded by Councillor Loveday, that the following bylaw be given third reading:
Zoning Regulation Bylaw, Amendment Bylaw (No. 1066) 16-050

Carried Unanimously

3. Bylaw Approval

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following bylaw be adopted:
Zoning Regulation Bylaw, Amendment Bylaw (No. 1066) 16-050

Carried Unanimously

2. Heritage Designation Application No. 000158 for 1802 – 1826 Government Street

Public Hearing

1. Heritage Designation Application No. 000158

Under the provisions of the Local Government Act, the City of Victoria intends to designate the exterior of the building located at 1802-1826 Government Street, legally described as Lot 477 and Lot 478, Victoria City, as protected heritage property, under Heritage Designation (1802-1826 Government Street) Bylaw No. 16-047.

Alison Meyer (Assistant Director): Advised that this is an application regarding the importance of the heritage landscape of this building to the Chinese community.

Mayor Helps opened the public hearing at 7:24 p.m.

Mayor Helps closed the public hearing at 7:24 p.m.

2. Bylaw Approval

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that the following bylaw be given third reading:
Heritage Designation (1802-1826 Government Street) Bylaw No. 16-047

Councillor Madoff advised that she is happy to support this request due to the great rehabilitation and seismic update to this building.

Carried Unanimously

3. Bylaw Approval

It was moved by Councillor Loveday, seconded by Councillor Madoff, that the following bylaw be adopted:
Heritage Designation (1802-1826 Government Street) Bylaw No. 16-047

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

Motion:

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

Carried Unanimously

Councillor Isitt withdrew from the meeting at 7:28 p.m. due to a potential pecuniary conflict of interest as he resides near the subject property.

1. Solomon Lindsay: MicroHousing Victoria on Cook Street

Outlined why Council should consider MicroHousing Victoria's utilization of the Cook Street site.

Councillor Isitt returned to the meeting at 7:32 p.m.

2. Diane McNally: Orca Awareness Month Proclamation

Advised of her support of the Orca Awareness Month proclamation and outlined why this is important in British Columbia.

Councillor Lucas withdrew from the meeting at 7:38 p.m. due to a potential pecuniary conflict of interest as her job includes a role as a buyer and her employer uses plastic bags.

3. Rachael Montgomery: Banning Plastic Bags

Outlined why Council should ban single use plastic bags in Victoria.

4. Sarah Montgomery: Banning Plastic Bags

Outlined why Council should ban single use plastic bags in Victoria.

Councillor Lucas returned to the meeting at 7:46 p.m.

UNFINISHED BUSINESS

1. **Letter dated May 9, 2016 from the Department of Finance Canada**

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the correspondence dated May 9, 2016 from the Department of Finance Canada be received for information.

Carried Unanimously

2. **Letter dated May 12, 2016 from the Minister of Families, Children and Social Development**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the correspondence dated May 12, 2016 from the Minister of Families, Children, and Social Development be received for information.

Carried Unanimously

3. **Letter dated May 13, 2016 from the Office of the Prime Minister**

It was moved by Councillor Alto, seconded by Councillor Coleman, that the correspondence dated May 13, 2016 from the Office of the Prime Minister be received for information.

Carried Unanimously

4. **Letter dated May 18, 2016 from the MLA Oak Bay – Gordon Head**

It was moved by Councillor Lucas, seconded by Councillor Loveday, that the correspondence dated May 18, 2016 from the MLA Oak Bay – Gordon Head be received for information.

Carried Unanimously

5. **Victoria Housing Reserve Fund Application: The Sahota, 1032 North Park Street, Request for Additional Information**

Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council receive this report for information along with the report dated May 2, 2016 as part of consideration of a grant application from the Pacifica Housing Advisory Association to assist in the creation of 11 units for affordable rental housing at 1032 North Park Street.

Carried Unanimously

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday that the agenda be amended to allow Sara Reid to speak at 7:50 p.m. as a late *Request to Address Council* speaker.

Carried Unanimously

Councillor Lucas withdrew from the meeting at 7:50 p.m. due to a potential pecuniary conflict of interest as her job includes a role as a buyer and her employer uses plastic bags.

1. **Sara Reid: Banning Plastic Bags**

Outlined why Council should ban single use plastic bags in Victoria.

Councillor Lucas returned to the meeting at 7:54 p.m.

REPORTS OF THE COMMITTEES

1. **Committee of the Whole – May 19, 2016**

1. **Development Variance Permit No. 00174 for 1535 Davie Street**

Motion:

It was moved by Councillor Madoff, seconded by Councillor Coleman, that Council, after giving notice and after allowing opportunity for public comment, consider Development Variance Permit No. 00174 for 1535 Davie Street and the following motion:

"That Council authorize the issuance of Development Variance Permit Application No. 00174 for 1535 Davie Street, in accordance with:

1. Plans date stamped April 5, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. R1-B Zone, Single Family Dwelling District, the floor area of the first and second storeys combined increased from 280m² to 284.4m²

- ii. Schedule J, Secondary Suite Regulations, Exterior Changes, increase the maximum enclosed floor area added to a building when installing a secondary suite from 20m² to 115.1m²
3. Final plans to generally be in accordance with the plans identified above, subject to final approval of the suite entrance features (landscaping and lighting) to the satisfaction of staff.
4. The Permit will lapse two years from the date of the Council resolution."

Carried Unanimously

2. Change to Victoria Housing Reserve Fund Grant: 3211-3223 Quadra Street (District of Saanich) Cottage Grove

Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council approve a change to the recipient of an approved Victoria Housing Reserve Fund (VHRF) grant for the development of a 45 unit supportive housing project at 3211-3223 Quadra Street, from Victoria Cool Aid Society to the BC Housing Management Commission (BCHMC), and transferring all grant obligations, due to a change in ownership of the project.

Carried Unanimously

3. Canada 150 Fund – Major Events Stream

Motion:

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

1. Endorse the application to the Canada 150 Fund - Major Events Stream for a December 31, 2016 event
2. Allocate \$80,000 for in-kind City services from already approved 2016 budget and direct staff to seek sponsorships to offset the City's costs. Should sponsorship funding not be sufficient to cover the City's in-kind services, contributions to other events will be reduced proportionately.

Council discussed the importance of including recognition and respectful representation of Canadian First Nations during the Canada 150 celebrations, as Canada 150 will also include the work on reconciliation.

Carried Unanimously

4. Rezoning Application No. 00502 for 727 Johnson Street

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No.00502 for 727 Johnson Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Registration of a legal agreement to prohibit the demolition of the existing building and secure the proposed restoration of the existing building.
2. Preparation of a Housing Agreement Bylaw that would prevent subdivision of the building by strata plan and ensure the building is occupied by non-owners for the life of the building.

Carried Unanimously

5. Development Permit Application No. 00453 for 727 Johnson Street

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council consider the following motion after Development Permit Application No. 00453 for 727 Johnson Street is referred to the Heritage Advisory Panel for review and after the Public Hearing for Rezoning Application No. 00502, if it is approved:

"That Council authorize the issuance of Development Permit Application No.00453 for 727 Johnson Street in accordance with:

1. Plans date stamped April 12, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements.
3. The Development Permit lapsing two years from the date of this resolution."

Carried Unanimously

6. Development Permit with Variances Application No. 00008 for 943 Collinson Street

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council, after giving notice and allowing an opportunity for public comment at the next available meeting of Council, consider the following motion:

"That Council authorize the issuance of Development Permit Application No. 00008 for 943 Collinson Street in accordance with:

1. Plans date stamped May 4, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. Part 3.10.2 (a) - Reduce the minimum site area from 920m² to 496m²;
 - ii. Part 3.10.4 - Increase the site coverage from 30% to 40%.
 - iii. Part 3.10.11 - Reduce the minimum required front yard setback from 9.00m to 7.10m;
 - iv. Part 3.10.12 - Reduce the minimum required internal rear yard setback (SW) from 5.33m to 4.27m;
 - v. Part 3.10.12 - Reduce the internal side yard setback (NW) from 5.33m to 3.68m;
 - vi. Part 3.10.12 - Reduce the minimum required internal side yard setback (SE) from 5.33m to 1.52m;
 - vii. Part 3.10.17 (1) - Reduce the minimum required number of off-street parking spaces from 1.2 stalls per unit to 1 stall per unit.
3. The Development Permit lapsing two years from the date of this resolution."

Carried Unanimously

7. Victoria Housing Reserve Fund Application: The Sahota, 1032 North Park Street

Motion:

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

As the CRD Housing Trust Fund for 2016 has been exhausted, that Council approve a grant from the Victoria Housing Reserve Fund in the amount of \$20,000 per door, to the Pacifica Housing Advisory Association to assist in the creation of 11 units for affordable rental housing at 1032 North Park Street, subject to the following conditions:

1. The grant will be eligible for payment to the Pacifica Housing Advisory Association once a Housing Reserve Fund Grant Agreement has been executed and once a Housing Agreement has been registered on title.
2. The grant is to be repaid by the Pacifica Housing Advisory Association if the project does not proceed as proposed.
3. The Pacifica Housing Advisory Association enters into a Housing Agreement securing the housing units as rental in perpetuity at rent levels and to households with incomes consistent with the Victoria Housing Reserve Fund Guidelines in a form satisfactory to City staff.
4. The Pacifica Housing Advisory Association will ensure that the City of Victoria receives public recognition for its role as a financial contributor to this housing project by identifying the City of Victoria as a contributor on publications and documents related to the project and at public events related to the development, completion and operation of the project.
5. Upon the transfer of the property to Pacifica Housing Advisory Association, the applicant submits a final report to the Sustainable Planning and Community Development Department.

Amendment:

It was moved by Councillor Isitt, that the motion be amended as follows:

~~As the CRD Housing Trust Fund for 2016 has been exhausted,~~ that Council approve a grant from the Victoria Housing Reserve Fund in the amount of ~~\$20,000~~ **\$10,000** per door, to the Pacifica Housing Advisory Association to assist in the creation of 11 units for affordable rental housing at 1032 North Park Street, subject to the following conditions:

Motion failed due to no seconder.

Amendment:

It was moved by Councillor Loveday, seconded by Councillor Isitt, that the motion be amended as follows:

As the CRD Housing Trust Fund for 2016 has been exhausted, that Council approve a grant from the Victoria Housing Reserve Fund in the amount of ~~\$20,000 per door~~ **\$10,000 per bedroom**, to the Pacifica Housing Advisory Association to assist in the creation of 11 units for affordable rental housing at 1032 North Park Street, subject to the following conditions:

Council discussed the financial implications.

On the amendment:
Carried Unanimously

Main motion as amended:

As the CRD Housing Trust Fund for 2016 has been exhausted, that Council approve a grant from the Victoria Housing Reserve Fund in the amount of \$10,000 per bedroom, to the Pacifica Housing Advisory Association to assist in the creation of 11 units for affordable rental housing at 1032 North Park Street, subject to the following conditions:

1. The grant will be eligible for payment to the Pacifica Housing Advisory Association once a Housing Reserve Fund Grant Agreement has been executed and once a Housing Agreement has been registered on title.
2. The grant is to be repaid by the Pacifica Housing Advisory Association if the project does not proceed as proposed.
3. The Pacifica Housing Advisory Association enters into a Housing Agreement securing the housing units as rental in perpetuity at rent levels and to households with incomes consistent with the Victoria Housing Reserve Fund Guidelines in a form satisfactory to City staff.
4. The Pacifica Housing Advisory Association will ensure that the City of Victoria receives public recognition for its role as a financial contributor to this housing project by identifying the City of Victoria as a contributor on publications and documents related to the project and at public events related to the development, completion and operation of the project.
5. Upon the transfer of the property to Pacifica Housing Advisory Association, the applicant submits a final report to the Sustainable Planning and Community Development Department.

On the main motion as amended:
Carried Unanimously

8. Letter from Minister Fassbender

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that staff be directed to provide overview comments for Council's consideration, regarding Uber Services in the City of Victoria.

Carried Unanimously

9. External Grant Review

Motion:

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

1. That Council approve in principle the proposed development of Option 1 for the 2017 grant process, for a one year pilot project. The detailed framework and implementation of the Terms of Reference would be brought back to Council for further discussion.
2. Direct staff to report back to Council by September on a proposed process for 2017.
3. That the staff report include consideration of options for the composition of the evaluation committee, including eliminating Council members on the Committee as one of the options, and options of the Committee consisting of members of Council.

Carried Unanimously

10. Wildfire Evacuation of the City of Fort McMurray, Alberta

Motion:

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

WHEREAS, on Sunday, May 1, a forest fire of about 1,250 hectares menaced the southwest entrance to Fort McMurray, located about 435 kilometres northwest of Edmonton, putting pockets of the city on evacuation alert. By Tuesday, May 3, the entire population of Fort McMurray was ordered to evacuate as the wildfire threatened the whole community, creating the largest fire evacuation in Alberta's history; and

AND WHEREAS many families across the Province of British Columbia have relocated to Fort McMurray over the years to pursue employment opportunities and are now seeking refuge in their home communities and elsewhere until the crisis is over; and

WHEREAS the devastation caused by the wildfire in Fort McMurray has a far-reaching effect on many Victoria citizens and people throughout the Province of British Columbia, who have loved ones in Fort McMurray;

THEREFORE BE IT RESOLVED, that Council approve a donation from Council Contingency to the City of Fort McMurray in the amount of \$1,000 to be used at the City's discretion to benefit its residents in the aftermath of this disaster; and further, that staff be directed to forward a copy of this resolution to all Capital Regional District members and encourage province-wide support for Fort McMurray residents.

Carried Unanimously

11. Wildfire Evacuation of the City of Fort McMurray, Alberta

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the City provide in kind support to the Fort McMurray benefit concert in Centennial Square, taking place Friday, June 17, 2016.

Councillor Loveday and Mayor Helps provided an update on this event.

Carried Unanimously

2. Committee of the Whole – May 26, 2016

1. Rezoning Application No. 00506 for 406 & 408 Wilson Street

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00506 for 406 and 408 Wilson 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. Development Permit with Variances Application No. 00506 for 406 & 408 Wilson Street

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council and after the Public Hearing for Rezoning Application No. 00506, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00506 for 406 and 408 Wilson Street in accordance with:

1. Plans date stamped May 6, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. reduce the rear yard setback from 10.70m to 9.45m
 - ii. reduce the side (east) yard setback from 3.50m to 2.45m
3. The Development Permit lapsing two years from the date of this resolution."

Carried Unanimously

Councillor Lucas withdrew from the meeting at 8:19 p.m. due to a potential pecuniary conflict of interest as her job includes a role as a buyer and her employer uses plastic bags.

3. Single-Use Plastic Retail Bags – Waste Management Review

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council direct staff to:

1. Convene initial discussions / meetings with key business and waste management stakeholders, before the end of June 2016, to better understand perspectives and issues related to a ban or voluntary or required retail bag fee, at a cost of no less than 10 cents per bag, to incentivise the adoption of sustainable reusable bags, with the City's recommendation to re-invest those funds to improve business packaging and sustainability programs and future packaging reduction initiatives;
2. Develop and report on a preliminary work-plan and resource assessment, by July 2016, for the future analysis, engagement, and communications of any related initiatives to reduce single-use packaging;
3. Based on those findings, continue development of a more detailed, longer term, work-plan and the associated resource implications, needed to:
 - a. Work with local businesses and retailers in order to implement waste reduction strategies arising from item 1 and 3.
 - b. To convene or promote a working group with local and regional stakeholders (CRD, MMBC, Province, neighbouring municipalities, waste managers, local retailers and other key stakeholders) to collaboratively develop strategies and initiatives to reduce single-use retail bags, single-use beverage containers, food packaging, and plastic film products, towards an overall goal of zerowaste, and sustainable, circular-economy model.

Amendment:

It was moved by Mayor Helps, seconded by Councillor Thornton-Joe that the motion be amended as follows:

1. Convene initial discussions / meetings with key business and waste management stakeholders, before the end of June 2016, to better understand perspectives and issues related to a **phased in** ban or voluntary or required retail bag fee, at a cost of no less than 10 cents per bag, to incentivise the adoption of sustainable reusable bags, with the City's recommendation to re-invest those funds to improve business packaging and sustainability programs and future packaging reduction initiatives;

On the amendment:
Carried Unanimously

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the motion be amended as follows:

1. Convene initial discussions / meetings with key business and waste management stakeholders, before the end of June 2016, to better understand perspectives and issues related to a **phased in** ban ~~or voluntary~~ or required retail bag fee, at a cost of no less than 10 cents per bag, to incentivise the adoption of sustainable reusable bags, with the City's recommendation to re-invest those funds to improve business packaging and sustainability programs and future packaging reduction initiatives;

Council discussed the merit of this amendment and questioned if this would constrain staff's proposed work.

On the amendment:
Carried Unanimously

Main motion as amended:

1. Convene initial discussions / meetings with key business and waste management stakeholders, before the end of June 2016, to better understand perspectives and issues related to a phased in ban or required retail bag fee, at a cost of no less than 10 cents per bag, to incentivise the adoption of sustainable reusable bags, with the City's recommendation to re-invest those funds to improve business packaging and sustainability programs and future packaging reduction initiatives;
2. Develop and report on a preliminary work-plan and resource assessment, by July 2016, for the future analysis, engagement, and communications of any related initiatives to reduce single-use packaging;
3. Based on those findings, continue development of a more detailed, longer term, work-plan and the associated resource implications, needed to:
 - a. Work with local businesses and retailers in order to implement waste reduction strategies arising from item 1 and 3.
 - b. To convene or promote a working group with local and regional stakeholders (CRD, MMBC, Province, neighbouring municipalities, waste managers, local retailers and other key stakeholders) to collaboratively develop strategies and initiatives to reduce single-use retail bags, single-use beverage containers, food packaging, and plastic film products, towards an overall goal of zerowaste, and sustainable, circular-economy model.

On the main motion as amended:
Carried Unanimously

Councillor Lucas returned to the meeting at 8:27 p.m.

4. Review of Pedicab Regulations

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council:

1. Direct staff to bring forward amendments to the Vehicles for Hire Bylaw that would:
 - a) increase the total number of pedicab licences to 46, to be distributed within a distribution of three blocks, of six licenses each, with opportunities for applicants requesting fewer than six licenses, if the licences remain available.
 - b) limit the total number of pedicabs that a person can operate to 28
 - c) require an applicant for a pedicab licence to demonstrate to the satisfaction of the Licence Inspector that the person has procedures in place to ensure that persons operating the pedicab will do so in a safe manner,
 - d) that the name of the company be clearly displayed on the pedicab, and
 - e) that the current licence holders can hold 28 pedicab licences, but the cap for any individual licence holder to hold or operate in the future would be 15 pedicabs licences.
2. Direct staff to invite comments from pedicab operators in the City on the proposed bylaw amendments as outlined in this motion.

Amendment:

It was moved by Councillor Isitt, that point 1(a) of the motion be amended as follows:

- a) increase the total number of pedicab licences to 46, to be distributed within a distribution of three blocks, of six licenses each, with opportunities for applicants requesting fewer than six licenses, ~~if the licences remain available.~~

Motion failed due to no seconder.

Council discussed the intent behind point (a), and what opportunities would be provided to those applicants requesting fewer than six licences.

Amendment:

It was moved by Councillor Loveday, seconded by Councillor Isitt, that point 1(a) of the motion be amended as follows:

- a) increase the total number of pedicab licences to 46, to be distributed within a distribution of three blocks, of six licenses each, with opportunities for applicants requesting fewer than six licenses, ~~if the licences remain available.~~

Council discussed the implications of the amendment.

Amendment to the amendment:

It was moved by Mayor Helps, seconded by Councillor Isitt, that point 1(a) of the motion be further amended as follows:

- a) increase the total number of pedicab licences to 46, to be distributed within a distribution of ~~three~~ **two** blocks, of six licences each, ~~with opportunities for applicants requesting fewer than six licenses,~~ and one block of six that can be administered as individual licences if the licences remain available.

On the amendment to the amendment:
Carried Unanimously

On the amendment:
Carried Unanimously

Main motion as amended:

That Council:

1. Direct staff to bring forward amendments to the Vehicles for Hire Bylaw that would:
 - a) increase the total number of pedicab licenses to 46, to be distributed within a distribution of two blocks, of six licences each, and one block of six that can be administered as individual licences.
 - b) limit the total number of pedicabs that a person can operate to 28
 - c) require an applicant for a pedicab licence to demonstrate to the satisfaction of the Licence Inspector that the person has procedures in place to ensure that persons operating the pedicab will do so in a safe manner,
 - d) that the name of the company be clearly displayed on the pedicab, and
 - e) that the current licence holders can hold 28 pedicab licences, but the cap for any individual licence holder to hold or operate in the future would be 15 pedicabs licences.
2. Direct staff to invite comments from pedicab operators in the City on the proposed bylaw amendments as outlined in this motion.

On the main motion as amended:
Carried Unanimously

Councillor Thornton-Joe withdrew from the meeting at 8:40 p.m. and returned at 8:43 p.m.

5. Centennial Square Washrooms

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that Council direct staff to report back on the potential to provide public washrooms in the single retail unit in the CRD.

Amendment:

It was moved by Mayor Helps, seconded by Councillor Madoff, that the motion be amended as follows:

That Council direct staff to report back on the potential **of the CRD to work with the City** to provide public washrooms in the single retail unit in the CRD building **for the use and enjoyment of all residents.**

On the amendment:
Carried Unanimously

Main motion as amended:

That Council direct staff to report back on the potential of the CRD to work with the City to provide public washrooms in the single retail unit in the CRD building for the use and enjoyment of all residents.

On the main motion as amended:
Carried Unanimously

6. Community Gardens – New Licences of Occupation

Motion:

It was moved by Councillor Loveday, seconded by Councillor Alto, that Council authorize the Mayor and City Clerk to execute new Licenses of Occupation for the following community gardens, subject to the publication of notices as required by the Community Charter:

1. Banfield Commons Garden (Banfield Park, Victoria West) - from June 1, 2016
2. Banfield Park Orchard (Banfield Park, Victoria West) - from June 1, 2016
3. Earthbound Community Garden (2507 Garden Street, Hillside-Quadra) - from June 1, 2016
4. Fairfield Community Garden (Robert Porter Park, Fairfield Gonzales) - from June 1, 2016
5. Fernwood Community Orchard (William Stevenson Memorial Park, Fernwood) - from June 1, 2016
6. Spirit Garden (1769 Newton Street and 1782 Kings Road, North Jubilee) - from September 1, 2016.
7. Wark Street Park Garden (Wark Street Park, Hillside-Quadra) - from June 1, 2016

Council discussed community gardens water requirements and services.

Carried Unanimously

Motion:

It was moved by Councillor Isitt, seconded by Councillor Alto, that staff report back to Council on options for reducing or waiving water charges for community gardens currently responsible for paying those charges.

Council discussed possible budgetary implications.

Carried Unanimously

7. Liquor Licence Application for 538 Yates Street

Motion:

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that Council direct staff to provide the following response to the Liquor Licensing Agency:

1. Council, after conducting a review with respect to noise and community impacts, does not support the application of Famous Original, located at 538 Yates Street to amend its existing food-primary liquor licence hours of 9:00 am -12:00 am, seven days a week to 9:00 am to 4:00 am seven days a week.
2. Council does support the application of Famous Original to amend its food-primary liquor licence to allow an increase in operating hours and liquor sales from 9:00 am to 1:00 am on Fridays and Saturdays only.

Providing the following comments on the prescribed considerations:

- a. While the original request by the Applicant represents a maximum 4 hour nightly increase to the allowed hours for liquor sales, Council has previously considered this issue and believes a 1:00 am closing on Friday and Saturday evenings represents a reasonable compromise between the business interests of food-primary licensees and concerns for additional noise and nuisance in the community. Furthermore, the proposed amendment to the hours does not give cause to believe that the establishment would be operated in a manner contrary to the primary purpose as a food-primary licensee.

The views of residents were solicited via a mail out to neighbouring property owners and occupiers within 50 metres of the licensed location and a notice posted at the property. The City received 21 letters in support of the application and 12 letters opposed to the application including one from the Downtown Victoria Residents Association (DVRA).

Carried Unanimously

BYLAWS

1. FIRST READING

Motion:

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

1. *Sidewalk Cafes Regulation Bylaw No. 16-038*
2. *Ticket Bylaw, Amendment Bylaw (No. 9) No. 16-043*

Councillor Thornton-Joe discussed concerns regarding noise due to no limited hours in the Sidewalk Cafes Regulation Bylaw.

Carried Unanimously

2. **SECOND READING**

Motion:

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

1. *Sidewalk Cafes Regulation Bylaw No. 16-038*
2. *Ticket Bylaw, Amendment Bylaw (No. 9) No. 16-043*

Carried Unanimously

3. **THIRD READING**

Motion:

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

1. *Sidewalk Cafes Regulation Bylaw No. 16-038*
2. *Ticket Bylaw, Amendment Bylaw (No. 9) No. 16-043*

Carried Unanimously

Mayor Helps withdrew from the meeting at 8:55 p.m. due to a potential pecuniary conflict of interest as she resides near one of the parks under consideration in the following bylaw.

Councillor Alto assumed chair as Acting Mayor.

4. **ADOPTION**

Motion:

It was moved by Councillor Madoff, seconded by Councillor Lucas, that the following bylaw **be Adopted:**

1. *Parks Regulation Bylaw, Amendment Bylaw (No. 7) No. 16-049*

Carried Unanimously

Mayor Helps returned to the meeting at 8:58 p.m. and assumed the Chair.

CORRESPONDENCE

1. **Letter dated April 13, 2016 from the Victoria Dragon Boat Festival Society Chair (Re: Nomination for Honorary Life Member)**

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that the correspondence dated April 13, 2016 from the Victoria Dragon Boat Festival be received for information.

Carried Unanimously

2. **Letter dated April 28, 2016 from the Mayor of the District of North Saanich**

It was moved by Councillor Isitt, seconded by Councillor Coleman, that the correspondence dated April 28, 2016 from the Mayor of the District of North Saanich be referred back to staff to report back on the possible implications of supporting North Saanich in their action against NavCanada.

Carried Unanimously

Councillor Thornton-Joe withdrew from the meeting at 9:01 p.m. as her husband works for BC Transit.

3. **Letter dated May 9, 2016 from the BC Transit Vice President**

It was moved by Mayor Helps seconded by Councillor Alto, that the correspondence dated May 9, 2016 from the BC Transit Vice President be referred to the June 16, 2016 Committee Of The Whole meeting, requesting more information from BC Transit on their request to Council.

Councillor Thornton-Joe returned to the meeting at 9:03 p.m.

NEW BUSINESS

To Set Public Hearings for the Meeting of Thursday, June 9, 2016:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following Public Hearings be held in Council Chambers, City Hall, on **THURSDAY, JUNE 9, 2016, at 6:30 p.m.:**

1. Development Variance Permit Application No. 00168 for 360 Bay Street
2. Development Permit with Variances Application No. 00008 for 943 Collinson Street
3. Development Variance Permit Application No. 00174 for 1535 Davie Street

Carried Unanimously

QUESTION PERIOD

A question period was held.

ADJOURNMENT

It was moved by Councillor Alto, seconded by Councillor Coleman, that the Council meeting adjourn.
Time: 9:03 p.m.

Carried Unanimously

CERTIFIED CORRECT:

CITY CLERK

MAYOR