

COMMITTEE OF THE WHOLE REPORT
FROM THE MEETING HELD JUNE 27, 2019

For the Council meeting of June 27, 2019, the Committee recommends the following:

1. Application to Change Hours of Licensed Service for Clark & Co. at 1002 Blanshard Street (Downtown)

That Council direct staff to provide the following response to the Liquor Licensing Agency:

Council, after conducting a review with respect to noise and community impacts, does support the application of Clarke & Co., located at 1002 Blanshard Street, to adjust hours of licensed service to 9:00 am to 1:00 am daily, with an occupant load of 32 persons.

Providing the following comments on the prescribed considerations:

- a. The impact of noise on the community in the vicinity of the establishment has been considered in relation to the request, and assumptions are the noise impacts would be negligible based on experience with the operator, and nature of the request. The requested hours of operation in conjunction with the existing occupant load are not expected to result in negative impacts to the community.
- b. If the application is approved, the impact on the community is expected to be positive economically as the approval supports the business plan and long term viability of the establishment. The business model embraces the combination of small occupant load and high quality of offerings, and provides a unique contribution to the richness, and diversity of offerings in the area.
- c. The views of residents were solicited via a mail out which included 249 letters to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. The City received two letters in response to the request, both of which supported or had no objection to the application.
- d. Council recommends the license be approved.

2. License for Use of Federal Property Agreement - Department of National Defence

That Council authorize the Mayor and City Clerk to execute an agreement with the Department of National Defence to:

1. Access through licence, the property located at Workpoint, Canadian Forces Base Esquimalt, Township of Esquimalt and, permission to use the land for staff training in practical application of structural collapse and technical rescue training. This agreement supersedes the original "property use" agreement approved by Governance and Priorities Committee of August 13, 2013. and;
2. Request authorization from Council for the delegated right to renew or extend this licence after the end of its term on substantially the same terms and conditions, subject to review and approval of the Fire Chief and the City Solicitor.

3. 2915 Douglas Street - Temporary Use Permit Application No. 00014 (Burnside)

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 Temporary Use Permit Application No. 00014 for 2915 Douglas Street, in accordance with:

1. Plans date stamped May 17, 2019.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. reduce the required number of parking spaces from 60 to 40.
3. Registration of a Section 219 Covenant on the adjoining properties located at 2905 and 2909 Douglas Street and 720, 730 and 740 Topaz Avenue to secure an additional 20 parking spaces in order to comply with the parking requirement for the proposed uses in the existing building at 2915 Douglas Street, to the satisfaction of the Director of Engineering and Public Works."
4. The Temporary Use Permit lapsing three years from the date of this resolution."

4. Garden Suite Program Review and Next Steps

That this matter be referred to the Housing Strategy update.

5. Project Update: Waterfront Public Realm Initiative

That Council receive this report for information.

6. Johnson Street Bridge and Bastion Square Public Art Report

That Council:

1. Decline proceeding with the Orca Project in Triangle Island.
2. Approve the Welcome Pole request from Bastion Square Revitalization Association funded by the funds held in trust for the Bastion Square Revitalization Association.
3. Direct staff to hold a new design competition funded from the \$250,000 public art budget within the Johnson Street Bridge project.
4. Direct staff to relocate Commerce Canoe to Triangle Island.

7. 709/711 Douglas Street (CityStudio Victoria)

That Council direct staff to report back on options for maintaining 709/711 Douglas Street as a community use space using existing resources or alternate model of delivery.

8. UBCM Motion to Allow Incorporated Municipalities to Institute Safe Speed Zones in Residential Areas

That Council, with Vancouver, co-submit the below motion for consideration at UBCM, to be held in September, 2019:

WHEREAS currently, the Motor Vehicle Act (“MVA”) stipulates a speed limit of 50 kilometers per hour (“km/h”) within city limits;

WHEREAS the probability of pedestrian survival is about 90% if struck by a motor vehicle travelling at 30 km/h, while survival is reduced to 20% if struck by a motor vehicle travelling at 50 km/h;

WHEREAS lower speed limits are more compatible with active transportation, and create safer, better engaged, healthier and more inclusive communities;

WHEREAS in 2015, the BC Road Safety Strategy set out the goal of zero traffic fatalities and serious injuries and discussed safe speeds. In 2016, the Provincial Health Officer’s Annual Report also recommended a 30 km/h speed limit in urban areas;

WHEREAS in June 2016, as part of its position paper, Modernizing the BC Motor Vehicle Act, the British Columbia-based Road Safety Law Reform Group recommended: “A default provincial speed limit of 30 km/h for local (no centre line) streets should be included in the Motor Vehicle Act, with municipalities enabled to increase speed limits on local streets in a case by-case basis by by-law and posted signage.”;

WHEREAS in 2018, the provincial government’s B.C. Community Road Safety Toolkit recommended lower speed limits in downtown areas and residential roads; and under the Motor Vehicle Act, changes to default speed limits require street-by-street, block-by-block posted signage which could otherwise incur significant expense for local governments;

THEREFORE BE IT RESOLVED that the Minister of Transportation and Infrastructure be asked to consider an amendment to the Motor Vehicle Act that would allow incorporated municipalities to institute blanket speed zones in residential areas.

9. Peer Informed Task Force and Mental Health and Addictions Strategy

1. That Council re-name the Task Force and following Strategy as a ‘Community Wellness Peer-Informed Task Force and Strategy; to reflect its evidenced-based emphasis on community wellness related to mental wellness and addictions.
2. That Council appoint Councillor Loveday as a third Councillor member of the Task Force.
3. That Council approve the draft Terms of Reference, attached (Attachment A).
4. That Council approve up to \$25,000 from Contingencies, and as allowed under the City’s Purchasing Policy, direct the City Manager to partner with the University of Victoria to undertake a ‘scoping rapid review’ of comparable jurisdictions’ efforts to take meaningful action on a municipal mental wellness and addictions strategy, and that such a review delivers a ‘map of the field of program’ on which the City can base a local strategy informed by those affected by mental wellness and addictions, their peers and allies.

5. That Council approve up to \$7,500 from Contingencies to accommodate honouraria for community participants in the Task Force.

10. Tax Relief for the Royal Canadian Legion Trafalgar Pro Patria Branch 292

1. That Council provide an immediate grant to the Royal Canadian Legion Trafalgar Pro Patria Branch No. 292, in the amount of \$36,481.12, to be paid from the 2019 contingency.

That this matter be referred to the Committee meeting when Finance presents the tax exemptions for 2020.

Motion Arising

That Council submit the following motion for consideration at UBCM, to be held in September, 2019:

WHEREAS Royal Canadian Legion Branches around British Columbia have a history of community service, neighbourhood social service partnership, and are active contributors to their host municipalities and residents, including those with and without past or current military service;

WHEREAS most BC municipalities in which a Legion branch exists offer a mechanism to relieve tax payment, but do so in a variety of different ways (e.g. grants to offset tax payments, or exemptions based on different classes of assessments as defined and allowed by BC Assessment, or classifications of use etc.);

WHEREAS exemption applications to municipalities depend on widely variable municipal policies and consideration of differential tax assessments;

WHEREAS unexpected increases in property tax assessment jeopardize the future sustainability and operational capacity of Legion branches;

THEREFORE BE IT RESOLVED that the British Columbia Minister of Municipal Affairs and Housing be asked to work with the BC Assessment Authority and any other relevant agencies to consider a province wide policy and/or legislative change needed to provide exemptions to Legions in British Columbia from payment of property taxes.

11. 1661 Burton Avenue - Rezoning Application No.00692 (Oaklands)

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00692 for 1661 Burton Avenue, 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 condition is met:

1. Preparation and execution of a Statutory Right-of-Way of 1.21m off Shakespeare Street and 1.17m off the laneway.

12. Preventing Sexual Harassment and Sexual Assault in the City of Victoria

1. That Council includes sexualized violence prevention in the mandate of the Municipal Liquor Policy and the Late Night Program.
2. That Council direct staff to report back with implications of and options for mandating sexualized violence prevention training for bar and nightclub staff as part of either the liquor license or business license approval process.
3. That Council request that liquor license applicants submit a sexual harassment and sexual violence prevention plan alongside their liquor license application.

13. Library Funding

That Council submit the following motion for consideration at UBCM, to be held in September, 2019:

WHEREAS libraries are a social justice equalizer that provide universal access to information and learning materials irrespective of income level and are now so much more than books, building community and a sense of inclusion,

AND WHEREAS funding rates have been frozen since 2009 and inflationary costs have increasingly been put on municipal property tax payers which is a regressive approach to funding public libraries. Municipalities face downloading from upper levels of government and have few tools to raise funds. Restoring funding to libraries supports the BC Government's agenda to eliminate poverty, improve access to education, and address social justice in BC and restoring funding to libraries supports the BC Government's agenda to eliminate poverty, improve access to education, and address social justice in BC.

THEREFORE BE IT RESOLVED that the Union of British Columbia Municipalities call on the Provincial Government to restore library funding to a level that reflects both inflationary cost increases since 2009 and the value of this system to the Province.