

**COMMITTEE OF THE WHOLE REPORT**  
**FROM THE MEETING HELD January 23, 2020**

For the Council meeting of January 23, 2020, the Committee recommends the following:

**E.4 2330 Government Street: Application for a Lounge Endorsement to a Manufacturer's License (brewing) for Vancouver Island Brewing (Burnside)**

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 Vancouver Island Brewing, located at 2330 Government Street, to have a lounge endorsement added to their manufacturing license, having hours of operation from 9:00 am to 11:00 pm daily, and an occupant load of 86 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. Anticipated impacts related to noise are based on experience with licenced establishments of comparable size, absence of existing licenced seating in the area, and the moderate closing time of 11:00 pm. The proposed hours of operation and 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's vision and long term viability. The business has recently rezoned the property to accommodate the proposal for the lounge.
- c. The views of residents were solicited via a mail out which included 250 letters to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. The City received five letters in response to the request, four indicated support for the application and one was opposed. The Burnside Gorge Community Association has not provided correspondence.
- d. Council recommends the license endorsement be approved.

**F.1 Local Government Recommendation for Pacificanna at 1560-1564 Fairfield Road**

1. That Council direct staff to advise the Liquor and Cannabis Regulation Branch: Council supports the application of Pacificanna at 1560-1564 Fairfield Road to receive a provincial cannabis retail store license with following comments on the prescribed considerations:
  - a. City staff did not raise any concerns about community impacts in relation to this application.
  - b. The City obtained residents' views through a mail-out to property owners and occupiers within 100 meters of this address and to the Fairfield-Gonzales Community Association.  
The City sent 174 notices and received 5 responses. All respondents support issuing a provincial cannabis retail store license. The City did not receive correspondence from the Fairfield-Gonzales Community Association.
2. That Council direct staff to advise the LCRB of Council's recommendation only after the applicant obtains a Delegated Development Permit for any proposed alterations to the building exterior.
3. That Council direct staff to advise the LCRB of Council's recommendation subject to the applicant's compliance with City bylaws and permits.

**H.1 Council Member Motion - Support for Universal Health Coverage for Prescription Contraception in British Columbia**

That Council endorse the following resolution for consideration at the Association of Vancouver Island and Coastal Communities convention and forward the resolution to the Minister of Health and local Members of the Legislative Assembly:

**Provide Universal No-Cost Coverage of Prescription Contraception**

WHEREAS cost is a significant barrier to people accessing contraception, particularly to people with low incomes, youth, and people from marginalized communities;  
AND WHEREAS providing free prescription contraception has been shown to improve health outcomes for parents and infants by reducing the risks associated with unintended pregnancy, and is likely to reduce direct medical costs on the provincial health system;  
THEREFORE BE IT RESOLVED THAT the Association of Vancouver Island and Coastal Communities call on the Provincial Government to make all prescription contraception in BC available at no cost under the Medical Services Plan.

**D.1 Topaz Park Improvement Plan Construction Funding**

That Council approve the following investments for Topaz Park, in the 2020 Financial Plan: Allocate \$3.02 million from the Building Infrastructure Reserve Fund, and \$1.2 million from the Artificial Turf Field Reserve Fund, to complete the construction of the artificial turf field replacement project.

**E.1 844 Johnson Street: Development Permit with Variance Application No. 00056 (Downtown)**

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. 00056 for 844 Johnson Street, in accordance with:

1. Plans date stamped December 17, 2019.
2. Development meeting all Fence Bylaw requirements, except for the following variances:
  - i. Increase the permitted height of a fence located within a side yard from 1.83m to 2.85m.
3. The Development Permit lapsing two years from the date of this resolution."

**E.2 1700 Blanshard Street: Development Permit with Variances Application No. 00106 (Downtown)**

That Council, subject to the preparation and execution of legal agreements to the satisfaction of the City Staff, and subject to the applicant meeting with the Downtown Residents Association Land Use Committee and 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.000106 for 1700 Blanshard Street, in accordance with:

1. Plans date stamped November 7, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. reduce the building setback above 1 Om from 12.35 to 4.8 metres, measured at the highest building elevation on Blanshard Street
  - ii. reduce the building setback above 1 Om from 2.26 to 0.5 metres, measured at the highest building elevation on Fisgard Street
  - iii. reduce the number of on-site short term bicycle stalls from thirty-one to sixteen.

3. Registration of a Statutory Right-of-Way on Blanshard Street to secure passage over the fronting sidewalk.
4. Registration of an Encroachment agreement for building canopies.
5. The Development Permit lapsing two years from the date of this resolution."

That Council request that the applicant considers locking in the rental units under a rental agreement.

**E.3 805 Gordon Street: Application for Entertainment Endorsement for the Union Club of British Columbia's Food Primary Licence (Downtown)**

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 support the application of the Union Club of British Columbia located at 805 Gordon Street to obtain an Entertainment Endorsement for their Food Primary licence having existing hours of 9:00 am to 1:00 am Monday through Saturday and 9:00 am to 12:00 am Sunday, and an existing occupant load of 759 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 proportional in comparison to existing licence capacity and associated noise levels in the vicinity are expected to be negligible.
- b. If the application is approved, the impact on the community is expected to be positive economically as the approval supports operational flexibility for the establishment to host a variety of special events.
- c. The views of residents were solicited via a mail out which included 260 letters to neighbouring property owners and occupants within 100 metres of the licensed location and a notice posted at the property. The City received one letter in support of the application and no response was received from the Downtown Residents Association.
- d. Council recommends the requested change to the license be approved.

**F.2 MFABC Fossil Fuel Free Bond Fund**

That Council direct staff to write a letter to the City of New Westminster informing them of the previous Council direction to staff to invest in MFA SRI funds.

**H.2 Council Member Motion - Endorsement of Declaration of Solidarity with the Wet'suwet'en People**

That Council endorse the following resolution and request that the Mayor send a copy, on behalf of Council, to the Premier of British Columbia, copying the Solicitor General, and Members of the Legislative Assembly representing constituencies in the Capital Region:

Resolution: Declaration of Solidarity with Wet'suwet'en People

WHEREAS the Wet'suwet'en hereditary chiefs, whose representative role is recognized by the Supreme Court of Canada, have indicated a lack of consent for the Coastal GasLink pipeline through their unceded territory;

AND WHEREAS the United Nations Committee on the Elimination of Racial Discrimination and the BC Human Rights Commissioner have called on the Governments of British Columbia and Canada to respect Wet'suwet'en law, rights and title by suspending permits authorizing construction of the Coastal GasLink pipeline until they grant their free, prior and informed consent, following the full and adequate discharge of the duty to consult;

AND WHEREAS these entities have warned of the risk of state violence against Wet'suwet'en People opposing the pipeline through non-violent methods, including the risk of an RCMP response and use of lethal force;

AND WHEREAS Canada has endorsed the United Nations Declaration on the Rights of Indigenous People, which includes a commitment to "consult and cooperate in good faith with the indigenous peoples concerned through their own representative institutions in order to obtain their free, prior and informed consent before adopting and implementing legislative or administrative measures that may affect them";

AND WHEREAS Canada is a party to the United Nations Framework Convention on Climate Change and the Paris Agreement, which include commitments to substantially reduce greenhouse gas emissions and pursue efforts to keep global warming below 1.5 degrees Celsius and avoid the worst impacts of climate change;

THEREFORE BE IT RESOLVED THAT the City of Victoria calls on the Governments of British Columbia and Canada to suspend permits authorizing construction of the Coastal GasLink pipeline and commence good-faith consultation with the Wet'suwet'en People;

AND BE IT FURTHER RESOLVED THAT the City of Victoria calls on the Governments of British Columbia and Canada to end any attempt at forced removal of Wet'suwet'en People from their traditional territories and refrain from any use of coercive force against Wet'suwet'en People seeking to prevent the construction of the Coastal GasLink pipeline through non-violent methods.

### **H.3 Council Member Motion - AVICC and UBCM Advocacy Motions Passed by the Renters' Advisory Committee**

That Council receive and consider each of the following three motions separately:

1. That Council endorse the following resolution and forward it for consideration at the Association of Vancouver Island and Coastal Communities convention:

Title: Tax Land and Improvements Separately

WHEREAS unaffordable housing generally reflects high land values that are driven up by speculation, which makes ownership very expensive to buy but profitable for sellers and developers, and puts rental housing at a disadvantage when competing for buildable sites;

AND WHEREAS a lower property tax rate on improvements and a higher rate on land value could be made to keep taxes the same or lower for most properties, but would reduce the speculative gain from ownership and make rental housing developments more competitive;

THEREFORE BE IT RESOLVED that the Union of British Columbia Municipalities request that the Province amend the Community Charter to grant municipalities the option of setting different property tax rates for land and improvements.

2. That Council endorse the following resolution and forward it for consideration at the Association of Vancouver Island and Coastal Communities convention:

Title: Establish a provincial Standards of Maintenance Policy

WHEREAS property maintenance standards are vital for protecting existing housing stock and tenants as they help to ensure that living environments are safe, secure, and appropriate;

AND WHEREAS many jurisdictions currently lack regional and municipal standards or regulations, including municipal bylaws or health standards;  
THEREFORE BE IT RESOLVED that the Province amend the Residential Tenancy Act to strengthen standards of property maintenance that set out a breadth of health, safety, and security standards, and establishes enforcement mechanisms that ensure adherence to these standards.

3. That Council endorse the following resolution and forward it for consideration at the Association of Vancouver Island and Coastal Communities convention:

Title: Amend the Residential Tenancy Act to limit “no pet” clauses in lease agreements  
WHEREAS companion animals have significant quality of life and health benefits for pet owners, and there are also significant benefits to landlords of pet-friendly housing, such as higher rents and longer-term and more reliable tenants;  
AND WHEREAS no pet clauses in lease agreements greatly reduce the availability and adequacy of rental suites for renters who own pets, further exacerbating extremely challenging rental market conditions for renters;  
THEREFORE BE IT RESOLVED that the Province amend the Residential Tenancy Act to limit “no pet” clauses in lease agreements in British Columbia.