



MINUTES - VICTORIA CITY COUNCIL

July 7, 2022, 2:08 P.M.

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

PRESENT: Mayor Helps in the Chair, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Alto, Councillor Andrew

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Chief Financial Officer, C. Kingsley - City Clerk, C. Anderson - Deputy City Clerk, T. Zworski - City Solicitor, T. Soulliere - Director of Parks, Recreation & Facilities, K. House - Manager of Real Estate Operations, C. Mycroft - Manager of Executive Operations, J. Biem - Assistant City Solicitor, D. Atkinson - Deputy Fire Chief-Operations, K. Moore - Head of Business & Community Relations, P. Rantucci - Head of Strategic Real Estate, S. Webb - Manager of Sustainable Transportation Planning & Development, P. Bellefontaine - Director of Engineering & Public Works, R. Kenny - Assistant Director of Transportation, J. Neufeld - Manager of Transportation Design & Construction, P. Carroll - Senior Planner, J. Jensen - Director of People & Culture, L. Taylor - Senior Planner of Development Services, B. Roder - Committee Secretary

B. APPROVAL OF AGENDA

Moved By Councillor Potts
Seconded By Councillor Young

That the agenda be approved.

CARRIED UNANIMOUSLY

C. READING OF MINUTES

C.1 Minutes from the daytime meeting held June 23, 2022

Moved By Councillor Loveday
Seconded By Councillor Potts

That the minutes from the daytime meeting held June 23, 2022 be adopted.

CARRIED UNANIMOUSLY

C.2 Minutes from the evening meeting held June 23, 2022

Moved By Councillor Thornton-Joe
Seconded By Councillor Potts

That the minutes from the evening meeting held June 23, 2022 be adopted.

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "World Pancreatic Cancer Day" - November 17th, 2022

Moved By Councillor Thornton-Joe
Seconded By Councillor Young

That the following proclamation be endorsed:
"World Pancreatic Cancer Day" - November 17, 2022

CARRIED UNANIMOUSLY

E. UNFINISHED BUSINESS

E.1 Rise and Report

E.1.a From the Closed Meeting held June 30, 2022

That Council rise and report resolutions listed in Attachment 1 of the T1
Closed resolutions report.

F. REPORTS OF COMMITTEE

F.1 Committee of the Whole

F.1.a Report from the June 23, 2022 COTW Meeting

**F.1.a.a 235 and 247 Russell Street: Rezoning Application No.00798
and Rezoning Application No. 00799 (Victoria West)**

Moved By Councillor Loveday
Seconded By Councillor Potts

235 Russell Street

1. That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00798 for 235 Russell Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

247 Russell Street

1. That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00799 for 247 Russell 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

F.1.a.b 650 Speed Street – Temporary Use Permit Application No. 00022 (Burnside)

Moved By Councillor Potts
Seconded By Councillor Alto

1. That Council waive the standard practice of holding an opportunity for public comment for this application but direct staff to continue other standard practices related to sign posting and public notification, including a request for written commentary to come back to Council for consideration prior to issuing the Temporary Use Permit.
2. And subject to the required notification and advertising, Council consider issuing the Temporary Use Permit as follows:

“That Council authorize the issuance of Temporary Use Permit Application No.00022 for 650 Speed Avenue in accordance with plans submitted to the Sustainable Planning and Community Development department, date stamped May 10, 2022, to permit the additional use of multiple dwelling, subject to the following conditions:

- i. No less that 15 parking spaces shall be provided for residents.
- ii. Install 22 long-term bicycle parking spaces in accordance with the plans.
- iii. The Temporary Use Permit, if issued, expires three years from the date of May 14, 2022.

CARRIED UNANIMOUSLY

F.1.a.c Triannual Accountability Report: January 1 – April 30,2022

Moved By Councillor Isitt
Seconded By Councillor Potts

That Council receive this report for information.

That Council approve that the Accessibility Advisory Committee members receive an honorarium for their participation set at the

rate equivalent to the Living Wage in British Columbia to be funded from the Council and Committee budget and that Council reconsider this once they have received the governance review recommendations.

That Council:

1. Reaffirms its support in principle for protection of the Ivy Place Greenway in perpetuity; and
2. Directs staff to undertake a detailed analysis of the land use considerations, options, and implications, and report back to Council with recommendations and next steps to permanently close a portion of Ivy Place as highlighted in Figure 1 as a “Naturalized Area” when departmental resources allow.

That Council forward the Renters Advisory Committee motion regarding Tenant Assistance Policy right of first refusal to council discussions of the rental incentives.

That Council direct staff to report back through the 2023 budget process on defining free community access requirements for Royal Athletic Park, including a minimum requirement of days/events per year of free city and/or community led use of Royal Athletic Park to ensure the maintenance of free and inclusive community use (ie sports, recreation, arts and park access) led by the city and community organizations from 2020-2022.

That Council forward this motion arising to the long-term plan for Royal Athletic Park.

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

OPPOSED (1): Councillor Young

CARRIED (8 to 1)

F.1.a.d Local Street Speed Limit

Council discussed the following:

- *Value of discussion*
- *Resource constraints around enforcement*
- *Timeline of signage implementation*
- *Impact of reducing speed for traffic safety*
- *Future traffic calming measures*
- *Community participation in regulation changes*

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council direct the Director of Engineering and Public Works to prepare amendments to the Streets and Traffic Bylaw No. 09-079 to reduce speed limits on local roadways to 30km/hr.

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Potts

and that Council directs staff to report back by Q2 2023 on the progress of the 30km/hr local street speed limit changes and further associated recommendations for amendments to Schedule B of the Streets and Traffic Bylaw to reduce speed limits, where appropriate, on streets that are not designated as “local streets” (including a review of the appropriate speed limit for Toronto Street).

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)

On the main motion as amended:

That Council direct the Director of Engineering and Public Works to prepare amendments to the Streets and Traffic Bylaw No. 09-079 to reduce speed limits on local roadways to 30km/hr and that Council directs staff to report back by Q2 2023 on the progress of the 30km/hr local street speed limit changes and further associated recommendations for amendments to Schedule B of the Streets and Traffic Bylaw to reduce speed limits, where appropriate, on streets that are not designated as “local streets” (including a review of the appropriate speed limit for Toronto Street).

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)

G. BYLAWS

G.1 Bylaw for 2740 Bridge Street and 450 Hillside Avenue: Rezoning Application No. 00779

Committee received an update from the Senior Planner of Development Services. The Senior Planner noted an error in the staff report, that it should

state the applicant executed the legal agreement and lawyers are proceeding with the registration on title.

Moved By Councillor Potts
Seconded By Councillor Alto

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1276) No. 22-038

CARRIED UNANIMOUSLY

G.2 Bylaws for 11 Chown Place: Rezoning Application No. 00797 and Associated Official Community Plan Amendment

Moved By Councillor Isitt
Seconded By Councillor Loveday

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1281) No. 22-068
2. Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 45) No. 22-067

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

OPPOSED (1): Councillor Young

CARRIED (8 to 1)

Councillor Thornton-Joe withdrew from the meeting at 2:36 p.m. due to a potential non-pecuniary conflict of interest with the following item, due to being on the Aboriginal Coalition to End Homelessness Board.

Moved By Councillor Alto
Seconded By Councillor Isitt

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

1. Housing Agreement (11 Chown Place) Bylaw (2022) No. 22-066

CARRIED UNANIMOUSLY

Councillor Thornton-Joe returned to the meeting at 2:37 p.m.

The previous motion was recalled to clarify the vote.

Moved By Councillor Alto
Seconded By Councillor Isitt

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

1. Housing Agreement (11 Chown Place) Bylaw (2022) No. 22-066

CARRIED UNANIMOUSLY

G.3 Bylaws for 822 Catherine Street: Rezoning Application No. 00782 and Development Permit with Variances Application No. 00173

Councillor Thornton-Joe withdrew from the meeting at 2:38 p.m. due to a potential non-pecuniary conflict of interest with the following item, due to being on the Aboriginal Coalition to End Homelessness Board.

Moved By Councillor Potts
Seconded By Councillor Isitt

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1283) No. 22-070

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, and Councillor Potts
OPPOSED (1): Councillor Young

CARRIED (7 to 1)

Moved By Councillor Loveday
Seconded By Councillor Isitt

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

1. Housing agreement (822 Catherine Street) Bylaw (2022) No. 22-071

CARRIED UNANIMOUSLY

Councillor Thornton-Joe returned to the meeting at 2:40 p.m.

H. NEW BUSINESS

H.1 Council Member Motion: 640 Montreal Street – Development Permit with Variances Application No. 00197

Council received a Council Member Motion from Mayor Helps recommending to waive the requirement for public comment and authorize the issuance of the Development Permit with Variances Application No. 00197 for 640 Montreal Street.

Council discussed the following:

- *Need for expediting housing*
- *Opportunity for public comment*
- *Review on case-by-case basis*

Moved by Councillor Loveday
Seconded by Mayor Helps

That Councillor Thornton-Joe be permitted to speak again.

CARRIED UNANIMOUSLY

Moved By Mayor Helps

Seconded By Councillor Thornton-Joe

That Council amend the motion previously adopted at the June 30, 2022 daytime Council meeting in regards to 640 Montreal Street, Development Permit with Variance Application No.00197 by rescinding it and replacing it with the following motion:

That Council waive the requirement for an opportunity for public comment and authorize the issuance of Development Permit with Variances Application No. 00197 for 640 Montreal Street, in accordance with:

1. *Plans date stamped March 23, 2022.*
2. *Development meeting all Zoning Regulation Bylaw requirements, except the following variances to the R3-1 and R3-2 Zone, Multiple Dwelling District:*
 - i. *reduce the rear yard setback from 11.275m to 8.37m*
3. *The Development Permit lapsing two years from the date of this resolution.*

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

OPPOSED (2): Councillor Andrew, and Councillor Isitt

CARRIED (7 to 2)

I. CLOSED MEETING

Moved By Councillor Loveday

Seconded By Councillor Potts

MOTION TO CLOSE THE JULY 7, 2022 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;

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;

Section 90(1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and

Section 90(1)(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the

council, could reasonably be expected to harm the interests of the municipality if they were held in public.

CARRIED UNANIMOUSLY

The Daytime Council meeting was closed to the public at 2:49 p.m.

J. APPROVAL OF CLOSED AGENDA

Moved By Councillor Isitt
Seconded By Councillor Dubow

That the closed agenda be adopted as amended.

CARRIED UNANIMOUSLY

K. READING OF CLOSED MINUTES

K.1 Minutes from the closed COTW meeting held June 23, 2022

Moved By Councillor Isitt
Seconded By Councillor Potts

That the minutes from the closed COTW meeting held June 23, 2022 be adopted.

CARRIED UNANIMOUSLY

K.2 Minutes from the closed meeting held June 23, 2022

Moved By Councillor Isitt
Seconded By Councillor Potts

That the minutes from the closed meeting held June 23, 2022 be adopted.

CARRIED UNANIMOUSLY

N. NEW BUSINESS

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

Council discussed a land use matter. The motion was recorded and kept confidential.

N.1. Legal Advice - Community Charter Section 90(1)(i)

Council discussed a legal advice matter. The motion was recorded and kept confidential.

N.2. Municipal Service - Community Charter Section 90(1)(k)

Council discussed a municipal service matter. The motion was recorded and kept confidential.

All staff were excused from the meeting at 4:34 p.m. except the City Manager.

The City Manager assumed the role of Recording Secretary.

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

Council discussed an employee relations matter. The motion was recorded and kept confidential.

P. ADJOURNMENT

Moved by Councillor Potts
Seconded by Councillor Young

That the Council Meeting be adjourned at 4:47 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR