



## MINUTES - COMMITTEE OF THE WHOLE

October 26, 2023, 9:02 A.M.

**COUNCIL CHAMBERS, CITY HALL, 1 CENTENNIAL SQUARE**

**The City of Victoria is located on the homelands of the Songhees and Esquimalt People  
Meeting will recess for a lunch break between 12:00 p.m. and 1:00 p.m.**

PRESENT: Mayor Alto in the Chair, Councillor Caradonna, Councillor Coleman, Councillor Dell, Councillor Gardiner, Councillor Hammond, Councillor Kim, Councillor Loughton, Councillor Thompson

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Chief Financial Officer, C. Anderson - Deputy City Clerk, S. Johnson - Director of Communications and Engagement, T. Zworski - City Solicitor, T. Soulliere - Director of Parks, Recreation & Facilities, K. Hoese - Director of Sustainable Planning and Community Development, A. Johnston - Planner, G. Diamond - Senior Legislative Coordinator, S. Maichen – Legislative Coordinator

### **A. TERRITORIAL ACKNOWLEDGEMENT**

Council acknowledged that the City of Victoria is located on the homelands of the Songhees First Nation and Esquimalt First Nation communities, and thanked them for allowing us to live, work and play on their lands.

### **C. APPROVAL OF AGENDA**

**Moved By** Councillor Caradonna  
**Seconded By** Councillor Thompson

That the agenda be approved.

**CARRIED UNANIMOUSLY**

### **D. CONSENT AGENDA**

*Council requested that items **G.1 - Council Member Motion: Declaration of Ongoing Solidarity with Gender-Diverse Residents of Victoria** be removed from the consent agenda.*

### **E. PRESENTATION**

**E.1 Alliance to End Homelessness in the Capital Region also known as the Greater Victoria Coalition to End Homelessness**

Committee received a presentation from Sylvia Ceacero, Executive Director of the Alliance to End Homelessness in the Capital Region also known as the Greater Victoria Coalition to end Homelessness.

*Committee discussed the following:*

- *Timelines surrounding the five impact areas*
- *Financial statements for 2023 and the service agreement with the Capital Regional District*
- *Breakdown of the annual budget*
- *The role that the Alliance plays in extreme weather responses to the unhoused population*
- *Organizational review at a governance and staff level*

## **F. LAND USE MATTERS**

### **F.1 251 Esquimalt Road, 355 Catherine Street and 210 Kimta Road: Update to Rezoning Application No. 00729 and associated Official Community Plan Amendment (Vic West)**

**Moved By** Councillor Coleman  
**Seconded By** Councillor Gardiner

MOTION TO CLOSE THE OCTOBER 26, 2023 COMMITTEE OF THE WHOLE 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)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.*

**CARRIED UNANIMOUSLY**

*The Committee of the Whole meeting was closed to the public at 10:10 a.m.*

*The Committee of the Whole meeting was reopened to the public at 10:26 a.m.*

*Committee recessed at 10:27 a.m. and reconvened at 10:37 a.m.*

Committee received a report dated October 12, 2023 from the Director of Sustainable Planning and Community Development regarding an Update to Rezoning Application and associated Official Community Plan Amendment for the properties located at 251 Esquimalt Road, 355 Catherine Street and 210 Kimta Road in order to amend the Master Development Agreement (MDA) and

the CD-12 District to increase the density from 2.0:1 Floor Space Ratio (FSR) to 4.58:1 FSR and to increase the height from approximately 23 storeys up to approximately 32 storeys and recommending that it move forward to a Public Hearing.

**Moved By** Mayor Alto

**Seconded By** Councillor Caradonna

1. That Council instruct the Director of Sustainable Planning and Community Development to prepare the necessary Official Community Plan Amendment Bylaw in accordance with Section 475 of the Local Government Act and the necessary Zoning Regulation Bylaw amendment that would authorize the proposed development outlined in the staff report dated October 12, 2023, for 251 Esquimalt Road, 355 Catherine Street and 210 Kimta Road.
2. That first and second reading of the zoning bylaw amendment be considered by Council and a public hearing date be set not later than January 18, 2024 once the following conditions are met:
  - a. Revised rezoning package noting a maximum of one storey for any new structures within DA-1 (heritage building area).
  - b. Submission of revised Design Guidelines to simplify the content and give more flexibility to future building designs.
  - c. Updated Seismic Assessment on each of the heritage structures.
  - d. Updated Heritage Conservation Strategy, to be consistent with the contents of the design guidelines and masterplan.
  - e. Submission of a Sewage Attenuation Report for the entire development to determine the sanitary, storm and water requirements.
  - f. Submission of an updated Traffic Impact Assessment, to reflect mode share trends in trip generation rates, a multi-modal level of service assessment of the new site access, and trip assignments consistent with the masterplan to determine the transportation requirements.
  - g. Updated Transportation Demand Management (TDM) that includes a commitment to the BC Transit EcoPASS and ProPASS programs, and further details on the proposed e-bicycle share.
3. That subject to approval in principle at the public hearing, the applicant prepare and execute the following legal agreements, with contents satisfactory to the Director of Sustainable Planning and Community Development and form satisfactory to the City Solicitor prior to adoption of the bylaw:
  - a. A Master Development Agreement that secures the following:
    - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway.
    - ii. Adaptable features within 20% of the residential units.
    - iii. Housing Agreements to secure both the affordable housing and purpose-built rental sites.
    - iv. The provision of 483m<sup>2</sup> of floor area for a childcare centre, for a minimum period of ten years.

- v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors.
- vi. TDM measures to the satisfaction of the Director of Engineering and Public Works, including:
  - a. 10 car share co-op vehicles and associated EV spaces
  - b. 5 free-floating car share EV spaces
  - c. Car share memberships for all residential units and commercial businesses
  - d. 10% of required bicycle parking designed for oversized for cargo bicycles
  - e. 50% of required bicycle parking with access to an electric outlet
  - f. Bicycle maintenance and wash stations for all residential buildings
  - g. End-of trip facilities with showers and lockers for buildings with non-residential use
  - h. Rain canopies for short-term bicycle parking
  - i. TDM marketing and promotion
  - j. E-bike share program
  - k. Transit pass program
  - l. Active transportation network improvements.
- vii. Provision of the following public realm improvements to the satisfaction of the Director of Engineering and Public Works:
  - a. The detailed design, supply, and installation of a new traffic signal, with all associated hardware (poles, bases, junction boxes, conduits, loops, etc.) and software, at the intersection of Esquimalt Road and the new site access (just east of the Stores building) with intersection configuration and frontage on Esquimalt Road determined by the Director of Engineering and Public Works following the submission of a revised Traffic Impact Assessment.
  - b. The detailed design, supply, and installation of a new traffic signal, with all associated hardware (poles, bases, junction boxes, conduits, loops, etc.) and software, at the Intersection of Esquimalt Road and Sitkum Road.
  - c. The detailed design, supply, and installation of traffic signal upgrades at Catherine Street and Esquimalt Road with curb realignment, required hardware (poles, bases, junction boxes, conduits, loops, etc.) and software upgrades to adjacent traffic signals that may be required due to lane configuration changes.
  - d. The detailed design, supply, and installation of a new pedestrian crossing including bulb outs, signage, wheelchair ramps, traffic calming, and lighting to improve pedestrian safety and visibility on both sides of Kimta Road at Lime Bay Park.
  - e. The detailed design, supply, and installation of a relocated multi-use pathway crossing to align with the E&N rail trail,

- including all works on both sides of Catherine Street and at the intersection of Kimta.
- f. The detailed design, supply, and installation of any required upgrades to rail facilities and rail crossings.
  - g. Wheelchair ramps, tactile indicators, sidewalk alignment changes, and associated pedestrian accessibility improvements.
  - viii. Interim landscaping or fencing throughout the construction of the development.
  - ix. The proposed Heritage Rehabilitation Work.
  - x. Sewage attenuation if required.
  - xi. The cash-in-lieu contribution for a community space in Victoria West.
  - xii. Wind studies that are due prior to approval of any Development Permit.
  - xiii. Protection, preservation, restoration and maintenance of an existing Garry Oak rocky knoll, labeled as the 'Garry oak Gateway' with a site area of approximately 539m<sup>2</sup> in accordance with the site plan, and construction adjacent to the Garry oaks follow the recommendations in the arborist report dated October 3, 2023 and prepared by Talmak Urban Forestry Consultants Ltd, to minimize impacts on the protected Garry oak trees and associated ecosystem
  - xiv. Soil cells and adequate soil volumes, tree grates, guards, irrigation and drainage for all trees on and off site where planted in hardscape conditions
  - xv. A Statutory Right of Way (SRW) of 7m, running parallel to the rail corridor, for the purpose of public enjoyment and active transportation mobility opportunities such as, but not limited to, pathways, planting areas (trees, grass etc.), seating and lighting to the satisfaction the Director of Engineering and Public Works.
  - xvi. A Statutory Right of Way (SRW) and covenant of 10m for the purpose of preserving the re-aligned rail corridor for highest and best transportation use, including but not limited to passenger rail, to the satisfaction the Director of Engineering and Public Works.
  - xvii. Statutory Rights of Way (SRW) on portions of the subject lands adjacent to Esquimalt Road, Catherine Street, and Kimta Road, to accommodate accessible sidewalks, treed boulevards, to the satisfaction of the Director of Engineering and Public Work.
  - xviii. Statutory Rights of Way (SRW) on portions of the subject lands adjacent to Esquimalt Road to accommodate a transit plaza area to the satisfaction the Director of Engineering and Public Works.
- b. Satisfaction of outstanding items for the proposed development as directed by Council on May 18, 2023, including any additional legal agreements or provisions in the Master Development Agreement that are required to address those items, assessing and meeting fire demand water requirements, utility relocations and confirmation of and commitment to the BC Transit EcoPASS and ProPASS programs.
4. That adoption of the zoning bylaw amendment will not take place until all of the required legal agreements that are registrable in the Land Title Office have been so registered to the satisfaction of the City Solicitor.

5. That subject to adoption of the zoning bylaw amendment, Council authorize the excavation and occupancy encroachments in Sitkum Park (200 Kimta Road) during construction of immediately adjacent development areas at the fee of \$15/day for each 13 square meters of encroachment and \$750/day for each square metre of excavation face supported by anchor rods, with form and contents satisfactory to the City Solicitor, the Director of Engineering and Public Works, and the Director of Parks, Recreation and Facilities.
6. That the above Recommendations be adopted on the condition that they create no legal rights for the applicant or any other person, or obligation on the part of the City or its officials, and any expenditure of funds is at the risk of the person making the expenditure.

**Amendment:**

**Moved By** Councillor Caradonna  
**Seconded By** Councillor Kim

- 3.a. A Master Development Agreement that secures the following:
  - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway.
  - ii. Adaptable features within 20% of the residential units.
  - iii. Housing Agreements to secure both the affordable housing and purpose-built rental sites.
  - iv. The provision of 483m<sup>2</sup> of floor area for a childcare centre, for a minimum period of ~~ten~~ **twenty** years; **and that the proponent offer as right of first refusal, the ability of the Vic West Community Association to serve as operator.**
  - v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors.
  - vi. TDM measures to the satisfaction of the Director of Engineering and Public Works, including:

**Amendment to the amendment:**

**Moved By** Councillor Gardiner  
**Seconded By** Mayor Alto

- 3.a. A Master Development Agreement that secures the following:
  - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway.
  - ii. Adaptable features within 20% of the residential units.
  - iii. Housing Agreements to secure both the affordable housing and purpose-built rental sites.

- iv. The provision of **at least** 483m<sup>2</sup> of floor area for a childcare centre, for a minimum period of ~~ten~~ **twenty** years; **and that the proponent offer as right of first refusal, the ability of the Vic West Community Association to serve as operator.**
- v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors.
- vi. TDM measures to the satisfaction of the Director of Engineering and Public Works, including:

**CARRIED UNANIMOUSLY**

**On the amendment as amended:**

- 3.a. A Master Development Agreement that secures the following:
  - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway.
  - ii. Adaptable features within 20% of the residential units.
  - iii. Housing Agreements to secure both the affordable housing and purpose-built rental sites.
  - iv. The provision of **at least** 483m<sup>2</sup> of floor area for a childcare centre, for a minimum period of ~~ten~~ **twenty** years; **and that the proponent offer as right of first refusal, the ability of the Vic West Community Association to serve as operator.**
  - v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors.
  - vi. TDM measures to the satisfaction of the Director of Engineering and Public Works, including:

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Caradonna

**Seconded By** Councillor Kim

- 3. That subject to approval in principle at the public hearing, the applicant prepare and execute the following legal agreements, with contents satisfactory to the Director of Sustainable Planning and Community Development and form satisfactory to the City Solicitor prior to adoption of the bylaw:
  - a. A Master Development Agreement that secures the following:
    - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway; **public park features be**

installed as part of DA-3 Development Permit (amenities sequencing F) or before.

- ii. Adaptable features within 20% of the residential units.

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Gardiner

**Seconded By** Councillor Thompson

- 3.a.vi TDM measures to the satisfaction of the Director of Engineering and Public Works, including:
  - a. 10 car share co-op vehicles and associated EV spaces
  - b. 5 free-floating car share EV spaces
  - c. Car share memberships for all residential units and commercial businesses
  - d. 10% of required bicycle parking designed for oversized for cargo bicycles
  - e. 50% of required bicycle parking with access to an electric outlet
  - f. Bicycle **and mobility scooter** maintenance and wash stations for all residential buildings
  - g. End-of trip facilities with showers and lockers for buildings with non-residential use
  - h. Rain canopies for short-term bicycle **and mobility scooter** parking
  - i. TDM marketing and promotion
  - j. E-bike share program
  - k. Transit pass program
  - l. Active transportation network improvements.

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Gardiner

**Seconded By** Councillor Caradonna

- 3.a.v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors; **a noise exposure forecast (NEF) As per Transport Canada Policy TP1247 be obtained and made public.**

*Committee recessed for lunch at 11:49 a.m. and reconvened at 1:04 p.m.*

**Amendment to the amendment:**

**Moved By** Councillor Gardiner

**Seconded By** Councillor Loughton



- 3.a.v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors; ~~a noise exposure forecast (NEF) As per Transport Canada Policy TP1247 be obtained and made public.~~ That the applicant request a Noise Exposure Forecast (NEF) from Transport Canada, operator of the Victoria Harbour Airport, as per Transport Canada Policy TP1247 and to make public a development disclosure statement regarding the NEF and its request of Transport Canada, prior to the first Development Permit Application.

### **CARRIED UNANIMOUSLY**

*Council, by unanimous consent, approved the amendment:*

- 3.a.v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors; **That the applicant request a Noise Exposure Forecast (NEF) from Transport Canada, operator of the Victoria Harbour Airport, as per Transport Canada Policy TP1247 and to make public a development disclosure statement regarding the NEF and its request of Transport Canada, prior to the first Development Permit Application.**

### **On the main motion as amended:**

1. That Council instruct the Director of Sustainable Planning and Community Development to prepare the necessary Official Community Plan Amendment Bylaw in accordance with Section 475 of the Local Government Act and the necessary Zoning Regulation Bylaw amendment that would authorize the proposed development outlined in the staff report dated October 12, 2023, for 251 Esquimalt Road, 355 Catherine Street and 210 Kimta Road.
2. That first and second reading of the zoning bylaw amendment be considered by Council and a public hearing date be set no later than January 18, 2024 once the following conditions are met:
  - a. Revised rezoning package noting a maximum of one storey for any new structures within DA-1 (heritage building area).
  - b. Submission of revised Design Guidelines to simplify the content and give more flexibility to future building designs.
  - c. Updated Seismic Assessment on each of the heritage structures.
  - d. Updated Heritage Conservation Strategy, to be consistent with the contents of the design guidelines and masterplan.
  - e. Submission of a Sewage Attenuation Report for the entire development to determine the sanitary, storm and water requirements.
  - f. Submission of an updated Traffic Impact Assessment, to reflect mode share trends in trip generation rates, a multi-modal level of service assessment of the new site access, and trip assignments consistent with the masterplan to determine the transportation requirements.

- g. Updated Transportation Demand Management (TDM) that includes a commitment to the BC Transit EcoPASS and ProPASS programs, and further details on the proposed e-bicycle share.
3. That subject to approval in principle at the public hearing, the applicant prepare and execute the following legal agreements, with contents satisfactory to the Director of Sustainable Planning and Community Development and form satisfactory to the City Solicitor prior to adoption of the bylaw:
- a. A Master Development Agreement that secures the following:
    - i. The proposed public amenities including park improvements, unobstructed access over the proposed public spaces and ongoing maintenance of the public amenities including those attributed to the rail corridor and multi-use pathway; public park features be installed as part of DA-3 Development Permit (amenities sequencing F) or before.
    - ii. Adaptable features within 20% of the residential units.
    - iii. Housing Agreements to secure both the affordable housing and purpose-built rental sites.
    - iv. The provision of at least 483m<sup>2</sup> of floor area for a childcare centre, for a minimum period of twenty years; and that the proponent offer as right of first refusal, the ability of the Vic West Community Association to serve as operator.
    - v. Noise and nuisance mitigation measures, including noise studies and rail studies at the Development Permit stage by engineers with the relevant expertise, to ensure livability and safety for occupants and visitors; That the applicant request a Noise Exposure Forecast (NEF) from Transport Canada, operator of the Victoria Harbour Airport, as per Transport Canada Policy TP1247 and to make public a development disclosure statement regarding the NEF and its request to Transport Canada, prior to the first Development Permit Application.
    - vi. TDM measures to the satisfaction of the Director of Engineering and Public Works, including:
      - a. 10 car share co-op vehicles and associated EV spaces
      - b. 5 free-floating car share EV spaces
      - c. Car share memberships for all residential units and commercial businesses
      - d. 10% of required bicycle parking designed for oversized for cargo bicycles
      - e. 50% of required bicycle parking with access to an electric outlet
      - f. Bicycle and mobility scooter maintenance and wash stations for all residential buildings
      - g. End-of trip facilities with showers and lockers for buildings with non-residential use
      - h. Rain canopies for short-term bicycle and mobility scooter parking
      - i. TDM marketing and promotion
      - j. E-bike share program
      - k. Transit pass program
      - l. Active transportation network improvements.
    - vi. Provision of the following public realm improvements to the satisfaction of the Director of Engineering and Public Works:
      - a. The detailed design, supply, and installation of a new traffic signal, with all associated hardware (poles, bases, junction

- boxes, conduits, loops, etc.) and software, at the intersection of Esquimalt Road and the new site access (just east of the Stores building) with intersection configuration and frontage on Esquimalt Road determined by the Director of Engineering and Public Works following the submission of a revised Traffic Impact Assessment.
- b. The detailed design, supply, and installation of a new traffic signal, with all associated hardware (poles, bases, junction boxes, conduits, loops, etc.) and software, at the Intersection of Esquimalt Road and Sitkum Road.
  - c. The detailed design, supply, and installation of traffic signal upgrades at Catherine Street and Esquimalt Road with curb realignment, required hardware (poles, bases, junction boxes, conduits, loops, etc.) and software upgrades to adjacent traffic signals that may be required due to lane configuration changes.
  - d. The detailed design, supply, and installation of a new pedestrian crossing including bulb outs, signage, wheelchair ramps, traffic calming, and lighting to improve pedestrian safety and visibility on both sides of Kimta Road at Lime Bay Park.
  - e. The detailed design, supply, and installation of a relocated multi-use pathway crossing to align with the E&N rail trail, including all works on both sides of Catherine Street and at the intersection of Kimta.
  - f. The detailed design, supply, and installation of any required upgrades to rail facilities and rail crossings.
  - g. Wheelchair ramps, tactile indicators, sidewalk alignment changes, and associated pedestrian accessibility improvements.
- vii. Interim landscaping or fencing throughout the construction of the development.
  - viii. The proposed Heritage Rehabilitation Work.
  - ix. Sewage attenuation if required.
  - x. The cash-in-lieu contribution for a community space in Victoria West.
  - xi. Wind studies that are due prior to approval of any Development Permit.
  - xii. Protection, preservation, restoration and maintenance of an existing Garry Oak rocky knoll, labeled as the 'Garry oak Gateway' with a site area of approximately 539m<sup>2</sup> in accordance with the site plan, and construction adjacent to the Garry oaks follow the recommendations in the arborist report dated October 3, 2023 and prepared by Talmak Urban Forestry Consultants Ltd, to minimize impacts on the protected Garry oak trees and associated ecosystem
  - xiii. Soil cells and adequate soil volumes, tree grates, guards, irrigation and drainage for all trees on and off site where planted in hardscape conditions
  - xiv. A Statutory Right of Way (SRW) of 7m, running parallel to the rail corridor, for the purpose of public enjoyment and active transportation mobility opportunities such as, but not limited to, pathways, planting

- areas (trees, grass etc.), seating and lighting to the satisfaction the Director of Engineering and Public Works.
- xv. A Statutory Right of Way (SRW) and covenant of 10m for the purpose of preserving the re-aligned rail corridor for highest and best transportation use, including but not limited to passenger rail, to the satisfaction the Director of Engineering and Public Works.
  - xvi. Statutory Rights of Way (SRW) on portions of the subject lands adjacent to Esquimalt Road, Catherine Street, and Kimta Road, to accommodate accessible sidewalks, treed boulevards, to the satisfaction of the Director of Engineering and Public Work.
  - xvii. Statutory Rights of Way (SRW) on portions of the subject lands adjacent to Esquimalt Road to accommodate a transit plaza area to the satisfaction the Director of Engineering and Public Works.
- b. Satisfaction of outstanding items for the proposed development as directed by Council on May 18, 2023, including any additional legal agreements or provisions in the Master Development Agreement that are required to address those items, assessing and meeting fire demand water requirements, utility relocations and confirmation of and commitment to the BC Transit EcoPASS and ProPASS programs.
4. That adoption of the zoning bylaw amendment will not take place until all of the required legal agreements that are registrable in the Land Title Office have been so registered to the satisfaction of the City Solicitor.
  5. That subject to adoption of the zoning bylaw amendment, Council authorize the excavation and occupancy encroachments in Sitkum Park (200 Kimta Road) during construction of immediately adjacent development areas at the fee of \$15/day for each 13 square meters of encroachment and \$750/day for each square metre of excavation face supported by anchor rods, with form and contents satisfactory to the City Solicitor, the Director of Engineering and Public Works, and the Director of Parks, Recreation and Facilities.
  6. That the above Recommendations be adopted on the condition that they create no legal rights for the applicant or any other person, or obligation on the part of the City or its officials, and any expenditure of funds is at the risk of the person making the expenditure.

**CARRIED UNANIMOUSLY**

**G. NEW BUSINESS**

**G.1 Council Member Motion: Declaration of Ongoing Solidarity with Gender-Diverse Residents of Victoria**

Committee received a Council Member Motion from Mayor Alto and Councillor Kim dated October 20, 2023 regarding the City's commitment to diversity, inclusivity, and the protection of the rights and well-being of all its residents.

**Moved By** Councillor Kim  
**Seconded By** Mayor Alto

That Council:

1. Declares its unwavering support and solidarity with all gender-diverse individuals in our community;
2. Condemns any and all anti-SOGI mobilizations that seek to undermine the rights and dignity of gender-diverse individuals and their families within our city;
3. Reaffirms its commitment to promoting and supporting inclusive education that recognizes and respects the diversity of gender identities;
4. Encourages community dialogue and education to foster understanding and acceptance of gender-diverse individuals and families;
5. Calls on community leaders to denounce the attacks on transgender and gender-diverse individuals;
6. Will continue to work towards enacting policies and initiatives that protect and promote the rights of all residents, regardless of their gender identity; and
7. Urges all residents to be in solidarity with transgender and gender diverse community members, friends, and families by intervening in instances of anti-SOGI discrimination and by building welcoming communities that promote inclusion, understanding, empathy, and respect.

**Amendment:**

**Moved By** Councillor Gardiner

**Seconded By** Councillor Coleman

7. Urges all residents to be in solidarity with transgender and gender diverse community members, friends, and families by ~~intervening in reporting~~ instances of anti-SOGI discrimination and by building welcoming communities that promote inclusion, understanding, empathy, and respect.

FOR (1): Councillor Gardiner

OPPOSED (8): Mayor Alto, Councillor Caradonna, Councillor Coleman, Councillor Dell, Councillor Hammond, Councillor Kim, Councillor Loughton, Councillor Thompson

**DEFEATED (1 to 8)**

**Moved By** Councillor Kim

**Seconded By** Councillor Caradonna

That the previous question be called.

FOR (8): Mayor Alto, Councillor Caradonna, Councillor Coleman, Councillor Dell, Councillor Hammond, Councillor Kim, Councillor Loughton, Councillor Thompson  
 OPPOSED (1): Councillor Gardiner

**CARRIED (8 to 1)**

**On the main motion:**

That Council:

1. Declares its unwavering support and solidarity with all gender-diverse individuals in our community;
2. Condemns any and all anti-SOGI mobilizations that seek to undermine the rights and dignity of gender-diverse individuals and their families within our city;
3. Reaffirms its commitment to promoting and supporting inclusive education that recognizes and respects the diversity of gender identities;
4. Encourages community dialogue and education to foster understanding and acceptance of gender-diverse individuals and families;
5. Calls on community leaders to denounce the attacks on transgender and gender-diverse individuals;
6. Will continue to work towards enacting policies and initiatives that protect and promote the rights of all residents, regardless of their gender identity; and
7. Urges all residents to be in solidarity with transgender and gender diverse community members, friends, and families by intervening in instances of anti-SOGI discrimination and by building welcoming communities that promote inclusion, understanding, empathy, and respect.

**CARRIED UNANIMOUSLY**

**I. ADJOURNMENT OF COMMITTEE OF THE WHOLE**

**Moved By** Councillor Coleman

**Seconded By** Councillor Kim

That the Committee of the Whole Meeting be adjourned at 1:31 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR