

**MINUTES OF THE
COMMITTEE OF THE WHOLE MEETING
HELD THURSDAY, JULY 20, 2017, 9:00 A.M.**

1. THE CHAIR CALLED THE MEETING TO ORDER AT 9:00 A.M.

Committee Members Present: Mayor Helps (Chair), Councillors Alto, Coleman, Loveday, Lucas, Madoff, Thornton-Joe, and Young

Absent for a portion of the meeting:

Councillor Isitt

Staff Present:

J. Johnson – City Manager; J. Jenkyns – Deputy City Manager; C. Coates – City Clerk; C. Havelka – Deputy City Clerk; P. Bruce – Fire Chief; Joanne O'Connor – Manager, Financial Planning; J. Jensen – Head of Human Resources; A. Hudson – Director of Sustainable Planning & Community Development; T. Soulliere – Director of Parks, Recreation, & Facilities; F. Work – Director of Engineering & Public Works; J. Potter – Manager, Engagement; C. Mycroft – Manager of Executive Operations; A. K. Ferguson – Recording Secretary

2. APPROVAL OF AGENDA

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the Agenda of the July 20, 2017, Committee of the Whole meeting be approved.

Amendment: It was moved by Councillor Madoff, seconded by Councillor Coleman, that the Agenda of the July 20, 2017, Committee of the Whole meeting be amended as follows:

Consent Agenda:

Item # 2 - Development Permit with Variances Application No. 00036 for 1479 Fort Street (Rockland)

On the amendment:
CARRIED UNANIMOUSLY 17/COTW

Main motion as amended:

That the amended Agenda of the July 20, 2017 Committee of the Whole Meeting be approved with the following amendments:

Consent Agenda:

Item # 2 - Development Permit with Variances Application No. 00036 for 1479 Fort Street (Rockland)

On the main motion as amended:
CARRIED UNANIMOUSLY 17/COTW

3. CONSENT AGENDA

Motion: It was moved by Councillor Coleman, seconded by Councillor Alto, that the following items be approved without further debate:

3.1 Development Permit with Variances Application No. 00036 for 1479 Fort Street (Rockland)

Committee received a report dated July 7, 2017 from the Director of Sustainable Planning and Community Development regarding the proposal to increase the number of self-contained units within the rental apartment from eight to nine. The variances of the application are related to parking and the location of the covered class 2 bicycle parking structure.

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, consider the following motion:

“That Council authorize the issuance of Development Permit Application No. 00036 for 1479 Fort Street, in accordance with:

1. Plans date stamped June 8, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
 - i. Reduce the required parking stall from twelve to six, increasing the existing non-conformity by two stalls
 - ii. Reduce the setback from a street for an accessory building from 7.50m to 6.47m
 - iii. Reduce the separation space between an accessory building and the principle building from 2.40m to 1.50m.
3. The Development Permit lapsing two years from the date of this resolution.”

CARRIED UNANIMOUSLY 17/COTW

Councillor Isitt joined the meeting at 9:01 a.m.

4. LAND USE MATTERS

4.1 Development Variance Permit Application No. 00192 for 1421 Fairfield Road (Fairfield) and Development Permit with Variances Application No. 00033 for 1421 Fairfield Road (Fairfield)

Committee received a report dated July 6, 2017 from the Director of Sustainable Planning and Community Development regarding the proposal to subdivide the existing lot located at 1421 Fairfield Road, to construct three single-family dwellings. The Development Variance Permit is required for Lot F, due to shorter depth of the proposed lot.

Committee received a report dated July 6, 2017 from the Director of Sustainable Planning and Community Development regarding the proposal to subdivide the

property located at 1421 Fairfield Road. This Development Variance Permit with Variance application is for two of the three proposed panhandle lots.

Committee discussed:

- The required amount of soft landscape on a lot.
- Concerns with the amount of parking proposed.
- How a half storey is applied to a building.
- The possibility of housing requirements being included in a Development Variance Permit.

Motion:

It was moved by Councillor Young, seconded by Councillor Lucas,

Development Variance Permit Application No. 00192 for 1421 Fairfield Road
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 Application No. 00193 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot F

- a. Part 1.2.5(a): Reduce the front setback from 7.5m to 6.2m
- b. Part 1.2.5(b): Reduce the rear setback from 7.5m to 3.5m.

3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

Development Permit with Variances Application No. 00033 for 1421 Fairfield Road

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 Application No. 00033 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot D

- i. Schedule H(3)(a): Increase the height from 5.00m to 6.66m
- ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.

Proposed Lot E

- i. Schedule H(3)(a): Increase the height from 5.00m to 7.01m
 - ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.
3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

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

Development Variance Permit Application No. 00192 for 1421 Fairfield Road
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 Application No. 00193 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot F

- a. Part 1.2.5(a): Reduce the front setback from 7.5m to 6.2m
 - b. Part 1.2.5(b): Reduce the rear setback from 7.5m to 3.5m.
3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

That two surface parking spots be removed and replaced with green landscaping.

Development Permit with Variances Application No. 00033 for 1421 Fairfield Road

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 Application No. 00033 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot D

- i. Schedule H(3)(a): Increase the height from 5.00m to 6.66m
- ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.

Proposed Lot E

- i. Schedule H(3)(a): Increase the height from 5.00m to 7.01m
- ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.

3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

That two surface parking spots be removed and replaced with green landscaping.

Committee discussed:

- The rationale for the developer requesting the additional parking spots.

For: Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe.
Against: Councillor Young

On the amendment:
CARRIED 17/COTW

Main motion as amended:

Development Variance Permit Application No. 00192 for 1421 Fairfield Road

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 Application No. 00193 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot F

- a. Part 1.2.5(a): Reduce the front setback from 7.5m to 6.2m
- b. Part 1.2.5(b): Reduce the rear setback from 7.5m to 3.5m.

3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

That two surface parking spots be removed and replaced with green landscaping.

Development Permit with Variances Application No. 00033 for 1421 Fairfield Road
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 Application No. 00033 for 1421 Fairfield Road, in accordance with:

1. Plans date stamped June 23, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Proposed Lot D

- i. Schedule H(3)(a): Increase the height from 5.00m to 6.66m
- ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.

Proposed Lot E

- i. Schedule H(3)(a): Increase the height from 5.00m to 7.01m
- ii. Schedule H(3)(a): Increase the number of storeys from 1 to 1.5.

3. The Development Permit lapsing two years from the date of this resolution.

This authorization is conditional on the property being subdivided into three strata lots generally in accordance with the subdivision application dated April 29, 2016.”

That two surface parking spots be removed and replaced with green landscaping.

On the main motion as amended:
CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, Thornton-Joe, and Young

Against: Councillors Madoff and Isitt

5. STAFF REPORTS

5.1 Enforcement Update on Cannabis-Related Businesses

Committee received a report dated July 10, 2017 from the City Clerk providing an updated on the process of gaining compliance with the Cannabis-Related Business Regulation Bylaw.

Committee discussed:

- How the City will approach the injunctive relief against businesses.
- Which businesses have not applied for rezoning.
- The possibility of amending the age requirements for purchasing cannabis from 19 to 25 years of age.
- What happens to the businesses when the applications are declined by Council.
- The process for collection of the fines.
- The possibility of increasing fines for repeat offenders.

Motion: It was moved by Mayor Helps, seconded by Councillor Alto, that Council receive this report for information.

Committee discussed:

- The need for a safe area for the consumption of cannabis.
- The resources expended by the City on what is a Federal issue.

CARRIED UNANIMOUSLY 17/COTW

5.2 Urban Deer

Committee received a report dated June 16, 2017 from the City Clerk providing a status update on urban deer management strategies within the region, as well as funding opportunities and implications of examining the problem in Victoria.

Councillor Loveday withdrew from the meeting at 10:01 a.m. and returned at 10:01 a.m.

Motion: It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council request the Mayor to write to the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

Council include in the 2018 budget funds or seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do public opinion surveys and inventory of impacts.

Committee discussed:

- Deer management being a regional issue.
- Taking a population count within the City before seeking funding from the Province.

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

That Council request the Mayor to write to **the CRD**, the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

Council include in the 2018 budget funds or seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do public opinion surveys and inventory of impacts.

On the amendment:

CARRIED UNANIMOUSLY 17/COTW

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

That Council request the Mayor to write to the CRD, the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

~~Council include in the 2018 budget funds or seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do public opinion surveys and inventory of impacts.~~

Committee discussed:

- Seeking funding from higher levels of government

Amendment to the amendment:

It was moved by Councillor Thornton-Joe seconded by Councillor Loveday, that the amendment be further amended as follows:

That Council request the Mayor to write to the CRD, the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

Council ~~include in the 2018 budget funds or seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do public opinion surveys and inventory of impacts~~ **and direct staff to report back if no funding is available.**

On the amendment to the amendment:
CARRIED UNANIMOUSLY 17/COTW

On the amendment:
CARRIED UNANIMOUSLY 17/COTW

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

That Council request the Mayor to write to the CRD, the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

Council seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do ~~public opinion surveys and~~ inventory of impacts and direct staff to report back if no funding is available.

On the amendment:
CARRIED UNANIMOUSLY 17/COTW

Main Motion as amended:

That Council request the Mayor to write to the CRD, the Premier and the Minister responsible and ask the Province to take a more active role in deer management.

Council seek funding to work with the Urban Wildlife Stewardship Society to do population counts and to have staff do an inventory of impacts and direct staff to report back if no funding is available.

Committee discussed:

- Acquiring information from ICBC or Victoria Police on how many times deer and car have had conflict.

On the main motion as amended:
CARRIED UNANIMOUSLY 17/COTW

Motion:

It was moved by Councillor Madoff, seconded by Councillor Loveday, that Council direct staff to review current regulations for fencing on private

property, focusing on conflicts between urban gardens and urban deer, and report back to Council.

Amendment: It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council direct staff to review current regulations for fencing on private property, focusing on conflicts between urban gardens and urban deer, **as well as the health of pollinator populations** and report back to Council.

Committee discussed:

- How City bylaws around fencing could impact the motion.

On the amendment:

Defeated 17/COTW

For: Councillors Isitt and Loveday

Against: Mayor Helps, Councillors Alto, Coleman, Lucas, Madoff, Thornton-Joe, and Young

Committee discussed:

- Finding a balance between deer and being able to garden successfully.

On the main motion:

CARRIED UNANIMOUSLY 17/COTW

6. NEW BUSINESS

6.1 Endorsing the We Speak Translate project and training City of Victoria Frontline staff

Committee received a report dated July 11, 2017 from Mayor Helps and Councillor Loveday providing background and recommendations regarding the We Speak Translate project which launched in Victoria, April 2017.

Motion: It was moved by Councillor Loveday, seconded by Mayor Helps:

1. That Council endorse the We Speak Translate program and that the Mayor writes to partner municipalities in the CRD to inform them of the We Speak Translate program.
2. That the We Speak Translate initiative be brought forward to the South Island Prosperity Project as part of the Smart South Island Plan soon getting underway.
3. That Council and all staff in the Engagement Department receive the 45 minute training as soon as practicable.
4. That Council direct staff to report back at the next Quarterly Update on the implications of the Human Resources Department coordinating with the Intercultural Association to have the Inter-Cultural Association provide 45-minute We Speak Translate training sessions to all frontline service delivery staff.

Committee discussed:

- The project being the next step in becoming a more inclusive City.

CARRIED UNANIMOUSLY 17/COTW

7. ADJOURNMENT

Motion: It was moved by Councillor Coleman, seconded by Councillor Lucas, that the Committee of the Whole meeting of July 20, 2017, be adjourned at 10:44 a.m.

CARRIED UNANIMOUSLY 17/COTW

CERTIFIED CORRECT:

CITY CLERK

MAYOR