



MINUTES – VICTORIA CITY COUNCIL

MEETING OF THURSDAY, APRIL 13, 2017, AT 6:30 P.M.

PLACE OF MEETING: Council Chambers, City Hall

PRESENT: Mayor Helps in the Chair, Councillors Alto, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe.

ABSENT: Councillors Coleman and Young.

STAFF PRESENT: J. Johnson – City Manager; J. Jenkyns - Deputy City Manager; C. Coates - City Clerk; S. Thompson – Director of Finance; J. Tinney – Director of Sustainable Planning & Community Development; F. Work – Director of Engineering & Public Works; T. Soulliere – Director of Parks, Recreation, & Facilities; C. Havelka – Deputy City Clerk; D. Atkinson – Deputy Fire Chief of Operations; A. Meyer – Assistant Director of Development Services; C. Mycroft – Manager of Executive Operations; L. Milburn – Senior Planner; H. Follis – Customer Service Advisor; P. Martin - Council Secretary.

APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Motion:

It was moved by Councillor Isitt, seconded by Councillor Alto, that the agenda be approved as amended.

Amendment:

It was moved by Mayor Helps, seconded by Councillor Isitt, that the agenda be amended to add Roy Fletcher under the second Request to Address Council section of the meeting.

On the amendment:
Carried Unanimously

On the main motion as amended:
Carried Unanimously

Yvonne Blomer, Poet Laureate read a poem titled “Natsukashii”. Yvonne then introduced the City of Nanaimo’s new Poet Laureate, Tina Biello, who read a poem titled “The Animals”.

READING OF MINUTES

Motion:

It was moved by Councillor Alto, seconded by Councillor Isitt, that the following minutes be adopted:

1. Minutes from the daytime meeting held February 2, 2017
2. Minutes from the daytime meeting held February 16, 2017
3. Minutes from the daytime meeting held February 23, 2017
4. Minutes from the evening meeting held February 23, 2017
5. Minutes from the daytime meeting held March 9, 2017
6. Minutes from the daytime meeting held March 23, 2017
7. Minutes from the evening meeting held March 23, 2017

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

Motion:

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that the following speakers be permitted to address Council.

Carried Unanimously

1. **Marg Gardiner: LIVE on Douglas Street**
Outlined the James Bay Neighbourhood Association’s vision of Douglas Street between Belleville Street and Dallas Road.
2. **Gregory Damant: LIVE on Douglas Street**
Outlined the James Bay Neighbourhood Association’s vision of Douglas Street between Belleville Street and Dallas Road.
3. **Peter Johannknecht: LIVE on Douglas Street**
Outlined the James Bay Neighbourhood Association’s vision of Douglas Street between Belleville Street and Dallas Road.

4. **Andy Guiry: LIVE on Douglas Street**
Outlined the James Bay Neighbourhood Association's vision of Douglas Street between Belleville Street and Dallas Road.
5. **Ken Kelly: LIVE on Douglas Street**
Outlined the James Bay Neighbourhood Association's vision of Douglas Street between Belleville Street and Dallas Road.

Councillor Loveday withdrew from the meeting at 6:59 p.m.

Councillor Isitt withdrew from the meeting at 7:00 p.m.

PROCLAMATIONS

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the following Proclamation be endorsed:

1. "Parkinson's Awareness Month" – April 2017

Carried Unanimously

Motion:

It was moved by Councillor Lucas, seconded by Councillor Alto, that the following Proclamation be endorsed:

1. "St. George Day" – April 23, 2017

Carried Unanimously

Councillor Isitt returned to the meeting at 7:01 p.m.

Motion:

It was moved by Councillor Lucas, seconded by Councillor Isitt, that the following Proclamation be endorsed:

1. "Human Values Day" – April 24, 2017

Carried Unanimously

Motion:

It was moved by Councillor Alto, seconded by Councillor Isitt, that the following Proclamation be endorsed:

1. "Speech and Hearing Awareness Month" – May 2017

Carried Unanimously

Councillor Loveday returned to the meeting at 7:02 p.m.

Motion:

It was moved by Councillor Loveday, seconded by Councillor Thornton-Joe, that the following Proclamation be endorsed:

1. "Global Love Day" – May 1, 2017

Carried Unanimously

Motion:

It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe, that the following Proclamation be endorsed:

1. "Child Abuse Prevention Month" – April 2017

Carried Unanimously

Motion:

It was moved by Councillor Isitt, seconded by Councillor Alto, that the following Proclamation be endorsed:

1. "Earth Day" – April 22, 2017

Carried Unanimously

PUBLIC AND STATUTORY HEARINGS

1. **Rezoning Application No. 00502 and Development Permit Application No. 000453 for 727-729 Johnson Street**

1. **Public Hearing**

- Rezoning Application No. 00502**

To rezone the land known as 727-729 Johnson Street from the CA-4 Zone, Central Area Commercial Office District to the CA-78 Zone, Central Area (Garesche) District, to permit a commercial and residential mixed-use building.

New Zone: CA-78 Zone, Central Area (Garesche) District

Legal description: Lot 33 Victoria City

Existing Zone: CA-4 Zone, Central Area Commercial Office District

2. **Development Permit Application No. 000453**

The Council of the City of Victoria will also consider issuing a development permit for the land known as 727-729 Johnson Street, in Development Permit Area 2: Core Business for the purposes of approving the exterior design and finishes for the mixed-use building.

Alison Meyer (Assistant Director of Development Services): *Advised that the application is for a rezoning application proposing the construction of a 2 storey addition to the existing building and converting the office building to ground floor retail with residential above.*

Mayor Helps opened the public hearing at 7:04 p.m.

Michael Alston (President of Alston Properties): Provided information regarding past work done by his company in relation to heritage buildings and the history of the site.

Jim Wong (Architect): Provided information regarding the work required for the building, including restoring the original 1910 facade.

Council discussed the following:

- *Possible concerns relating to the setback and treatment of the building.*
- *Whether the Housing Agreement would allow for transient accommodation.*

Mayor Helps closed the public hearing at 7:17 p.m.

3. **Bylaw Approval**

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that the following bylaw **be given third reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*

Motion to Postpone Consideration:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council postpone third reading of the *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*.

Carried

For: Mayor Helps, Councillors Alto, Isitt, Loveday, Madoff, and Thornton-Joe
Opposed: Councillor Lucas

Motion to Amend Bylaw:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that any reference to transient accommodation as a permitted use be deleted from the *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*.

Carried Unanimously

Motion to Lift from Table:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the motion to give third reading to the *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010* be lifted from the table.

Carried Unanimously

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the following bylaw **be given third reading** as amended:

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*

Carried Unanimously

4. **Bylaw Approval**

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the following bylaw **be adopted:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*

Carried Unanimously

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the following bylaw **be adopted:**

1. *Housing Agreement (727-729 Johnson Street) Bylaw No. 17-009*

Carried Unanimously

5. **Development Permit Approval**

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that Council authorize the issuance of Development Permit Application No. 000453, in accordance with:

- a. Plans for Rezoning Application No. 00502 and Development Permit Application No. 000453, stamped August 18, 2016;
- b. Development meeting all Zoning Regulation Bylaw requirements; and
- c. The Development Permit lapsing two years from the date of this resolution.

Carried Unanimously

2. **Rezoning Application No. 00530 for 546 Yates Street**

1. **Public Hearing**

Rezoning Application No. 00530

To rezone the land known as 546 Yates Street from the CA-3C Zone, Old Town District, to the CA-79 Zone, Old Town (Cannabis) District, to permit a storefront cannabis retailer.

New Zone: CA-79, Old Town (Cannabis) District

Legal description: Lot 1 of Lots 175, 176, 186 and 187, Victoria City, Plan 30210

Existing Zone: CA-3C Zone, Old Town District

Alison Meyer (Assistant Director of Development Services): *Advised that the application is to rezone the property to allow for the retail sale of cannabis.*

Mayor Helps opened the public hearing at 7:28 p.m.

Alex Robb (Owner): Provided information regarding the medical cannabis retailer's business objectives and policies.

Patrick Poupanoe (Yates Street): Expressed support for the application and the applicant as a community member.

Constantino Stolice (Yates Street): Expressed support for the application as medicinal cannabis can help people.

David MacDonald (Johnson Street): Expressed concerns for the application and the intention behind a cannabis retail store.

Rachael Phillips (Executive Director of Cruise Victoria): Expressed support for the application and the applicant as a community member.

Alistair (Short Street): Expressed support for the application as it is a great industry that is developing.

Council discussed the following:

- *The costs associated with a cannabis retailer, and that any costs the City receives are intended for cost recovery.*

Mayor Helps closed the public hearing at 7:45 p.m.

2. **Bylaw Approval**

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the following bylaw **be given third reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1088) No. 17-024*

Carried Unanimously

3. **Bylaw Approval**

Motion:

It was moved by Councillor Loveday, seconded by Councillor Isitt, that the following bylaw **be adopted:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1088) No. 17-024*

Carried Unanimously

Council recessed from 7:53 p.m. until 7:59 p.m.

Motion to amend agenda:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Miriam Cummings be added to the second Request to Address Council portion of the meeting.

Carried Unanimously

3. Victoria Housing Strategy Implementation – Garden Suites

1. Public Hearing

Official Community Plan Bylaw, Amendment Bylaw (No. 17) No. 17-025

The purpose of this Bylaw is to amend the Official Community Plan to add new design guidelines to Development Permit Area 15E: Intensive Residential – Garden Suites to address privacy considerations for development of garden suites.

2. Zoning Regulation Bylaw, Amendment Bylaw (No. 1081) No. 17-001

The purpose of this Bylaw is to amend the Zoning Regulation Bylaw by:

- a. adding a new Schedule M – Garden Suite Regulations that will regulate garden suite eligibility, size and placement;
- b. amending the definition of “garden suite” to clarify that a garden suite must be attached to a foundation; and
- c. amending zones R1-A, R1-B, and R1-G to include garden suites as a permitted use, accessory to a single-family dwelling. This amendment also affects multiple other zones that may refer back to the regulations in these aforementioned Zones.

Lindsay Milburn (Senior Planner): *Advised that the Victoria Housing Strategy Implementation of Garden Suites is to simplify the administrative processes to make it easier and more appealing for homeowners to develop garden suites.*

Council discussed the following:

- *Mitigation of privacy concerns.*

Mayor Helps opened the public hearing at 8:10 p.m.

Victoria Adams (Dallas Road): Expressed concerns relating to the Garden Suite regulation changes, as streamlining the application process will not alleviate the housing shortage problem.

Eric Swanson (Centre Road): Expressed support for the Garden Suite regulation changes as it will assist in alleviating the housing shortage, and would make renting and owning a home more affordable.

Brittany Forest (Scott Street): Expressed support for the Garden Suite regulation changes as it will assist in alleviating the housing shortage, and would make renting and owning a home more affordable.

Brendan Forman (Resident): Expressed support for the Garden Suite regulation changes as it would make the possibility of owning a home more affordable.

Daniel Kirsch (Vancouver Street): Expressed support for the Garden Suite regulation changes as it will assist in creating affordable rentals and help alleviate the housing shortage.

Ben Wilson (Begbie Street): Expressed support for the Garden Suite regulation changes as it will assist in creating affordable rentals and help alleviate the housing shortage.

Lisa Cowen (Kiefer Street): Expressed support for the Garden Suite regulation changes as it will assist in allowing for extended families living together and aging in place.

Douglas Curran (Burdett Avenue): Expressed support for the Garden Suite regulation changes as it will assist in lowering associated costs.

Peter Schelling (Front Street): Expressed support for the Garden Suite regulation changes as it will assist in streamlining the process.

Guirrier (Resident): Expressed support for the Garden Suite regulation changes as it will assist in streamlining the process and lower associated costs.

Carrie Charlesworth (Belton Street): Expressed support for the Garden Suite regulation changes as it would allow for aging relatives to have a safe space to live.

Bonnie O'Reilly (Niagara Street): Expressed support for the Garden Suite regulation changes as it will assist in allowing extended families to live together.

Lisa Macintosh (Craigdarroch Road): Expressed support for the Garden Suite regulation changes due to the success of similar regulations in the City of Vancouver.

Gail Penthall (Transit Road): Expressed support for the Garden Suite regulation changes as it will assist in streamlining the process and lower associated costs.

Brian O'Reilly (Niagara Street): Expressed support for the Garden Suite regulation changes as it will assist in allowing extended families to live together.

Brian Mirth (Richardson Street): Expressed concerns relating to the Garden Suite regulation changes as it relates to density in neighbours and potential parking issues.

David MacDonald (Johnson Street): Expressed concerns relating to the Garden Suite regulation changes as densification will negatively affect the earth.

Katrina Johnston (Denman Street): Expressed support for the Garden Suite regulation changes as it will assist in streamlining the process and lower associated costs.

Andrea Fulsor (Olive Street): Expressed concerns relating to the Garden Suite regulation changes as consultation with neighbours is important.

Council discussed the following:

- *That consultation with neighbours will be strongly encouraged by staff and is included in the policy.*
- *That the policy provides for mitigation of parking concerns.*

Mayor Helps closed the public hearing at 9:04 p.m.

3. **Bylaw Approval**

Motion:

It was moved by Mayor Helps, seconded by Councillor Loveday, that the following bylaws **be given third reading:**

1. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 17) No. 17-025*
2. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1081) No. 17-001*

Council discussed the following:

- *That changing the Garden Suite regulations is a step forward to address the housing shortage in Victoria.*
- *Whether these regulation changes will assist in housing affordability.*
- *Concerns relating to the loss of neighbourhood consultation.*

Carried Unanimously

4. **Bylaw Approval**

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the following bylaws **be adopted:**

1. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 17) No. 17-025*
2. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1081) No. 17-001*
3. *Land Use Procedures Bylaw, Amendment Bylaw (No. 4) No. 17-023*

Carried Unanimously

5. **Policy Approval**

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council adopt the Policy Regarding Preservation of Garden Suites as Rentals.

Carried Unanimously

Council recessed from 9:36 p.m. until 9:45 p.m.

REQUESTS TO ADDRESS COUNCIL

Motion:

It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe, that the following speakers be permitted to address Council.

Carried Unanimously

1. **David MacDonald: The Elephant in the Chamber**
Outlined concerns relating to the reporting of crime in Victoria.
2. **Penny Lawson: Sleeping in Cars Issue**
Outlined why Council should not amend the bylaw to allow people to sleep in cars.
3. **Julia Veintrop: Personal Risks Cannabis Business Regulations Place on Me**
Outlined why Council should allow for the sale of edible cannabis and on-site consumption.
4. **Roy Fletcher: LIVE on Douglas Street**
Outlined why Council should not support the LIVE on Douglas Street initiative.
5. **Miriam Cummings: Salish Sea World Heritage Site**
Outlined why the Salish Sea should become a World Heritage Site.

UNFINISHED BUSINESS

1. Letter from the Minister of Environment and Climate Change

Council received a letter dated March 21, 2017 in response to the City's letter dated February 6, 2017 expressing support of the Private Member's Bill C-323.

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the correspondence dated March 21, 2017, from the Minister of Environment and Climate Change be received for information.

Carried Unanimously

2. Letter from the Minister of Technology, Innovation, and Citizens' Services

Council received a letter dated March 28, 2017 in response to the City's letter dated March 6, 2017 regarding the future of the building located at 28 Bastion Square.

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the correspondence dated March 28, 2017, from the Minister of Technology, Innovation, and Citizens' Services be received for information.

Carried Unanimously

3. Rise and Report from Closed Meeting for Information

a. From the August 25, 2016 Special Closed Council Meeting

That Council direct staff to include an animal control service review in the Operational Plan for Q4 2016 and Q1 2017, and further to approve a rise and report on undertaking the service review.

b. From the February 23, 2017 Closed Council Meeting

That Council authorize the Mayor and City Clerk to execute a Statutory Right of Way at 1041 Chamberlain Street in a form satisfactory to the City Clerk.

c. From the April 6, 2017 Closed Council Meeting

That Council approve the following citizen appointments to the External Grant Review Committee:

1. Shannon Alderice
2. Melissa Avdeeff
3. Margaret Eckenfelder
4. Louise MacDonald
5. Patricia Jelinski or Danella Parks (United Way)

REPORTS OF COMMITTEES

1. Committee of the Whole – April 6, 2017

1. Rezoning Application No. 00542 for 141 Cambridge Street - Update on Signage

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council advance Rezoning Application No. 00542 to first and second reading of the Zoning Regulation Amendment Bylaw and a Public Hearing date be set.

Carried Unanimously

2. Association of Vancouver Island Coastal Communities (AVICC) Attendance Request

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council authorize the attendance and associated costs for Councillor Loveday to attend the AVICC conference to be held in Campbell River, April 7 to 9, 2017.

The approximate cost for attending is:

Registration: \$340.00
Travel: \$60.00
Accommodation: \$400.00
Meals: \$120.00
Approximate Cost: \$920.00

Carried Unanimously

3. Attendance at the Federation of Canadian Municipalities Annual Conference

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council authorize the attendance and associated costs for Councillor Thornton-Joe to attend the Federation of Canadian Municipalities Annual Conference to be held in Ottawa, June 1-4, 2017.

The approximate cost for attending is:

Registration \$930.00
Travel \$780.00
Accommodation \$860.00
Meals \$160.00
Approximate Cost \$2,730.00

Carried Unanimously

4. Salish Sea World Heritage Site

Motion:

It was moved by Councillor Isitt, seconded by Councillor Alto, that Council request that the Mayor write to the federal Minister of Environment, supporting the proposed nomination of the Salish Sea as a UNESCO World Heritage Site.

Carried Unanimously

5. Rezoning Application No. 00525 and Development Permit with Variances Application No. 00035 for 1201 Fort Street and 1050 Pentrelew Place and Associated Official Community Plan Amendment (Rockland)

Motion:

It was moved by Councillor Loveday, seconded by Councillor Isitt:

Rezoning Application No. 00525 for 1201 Fort Street and 1050 Pentrelew Place

1. That Council refer the application back to staff to work with the applicant to address the following:
 - a. Massing, height, architectural expression and setbacks of buildings with attention to the look and feel to Buildings A and B from the point of view of Pentrelew Place;
 - b. Siting and design of the five-storey multi-unit residential building and the nearest townhouse building (buildings B and C) to improve the building-to-building relationship, to address liveability concerns and ensure a sensitive transition to the lower density area to the south of the subject site;
 - c. Removal of the roof decks on the townhouse units;
 - d. Alternate alignment and/or widening and refining the design of the public pathway connecting Pentrelew Place and Fort Street;
 - e. More breathing room, less wall-like feel, and more design diversity of the townhouses; and
 - f. Staff report back on the proposal's response to principles in development permit area 7b and the Rockland Neighbourhood Plan.
2. That Council direct staff to bring the application back to Committee of the Whole once these issues have been addressed.
3. That Council direct staff to work with the applicant to include housing affordability into the project.

Development Permit with Variances Application No. 00035 for 1201 Fort Street and 1050 Pentrelew Place

1. That Council refer the application back to staff to work with the applicant to address the following:
 - a. window placement and exterior design of the multi-unit residential buildings (Buildings A and B);
 - b. exterior materials and colour; and
 - c. the items identified in the concurrent rezoning application where there is overlap with the Development Permit Application.
2. That Council direct staff to bring the application back to Committee of the Whole once these issues are addressed.

Carried

For: Mayor Helps, Councillors Alto, Isitt, Loveday, Lucas, and Thornton-Joe
Opposed: Councillor Madoff

6. Rezoning Application No. 00523 for 1250 Dallas Road (Fairfield)

Motion:

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendments that would authorize the proposed development outlined in Rezoning Application No.00523 for 1250 Dallas Road, that first and second reading of the Zoning Regulation Bylaw Amendments be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Preparation of the following documents, executed by the applicant to the satisfaction of City Staff:
 - a. Housing Agreement Bylaw to ensure that a future strata corporation could not pass bylaws that would prohibit or restrict the rental of units to non-owners.
 - b. Section 219 Covenant for the building design, exterior materials and landscaping.

Carried Unanimously

7. Development Permit with Variances Application No. 00025 for 848 and 852-856 Yates Street and 845 and 849 Johnson Street (Downtown)

Motion:

It was moved by Councillor Thornton-Joe, 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. 00025 for 848 and 852-856 Yates Street and 845 and 849 Johnson Street in accordance with:

1. Plans date stamped March 17, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - a. Section 3.67.5(2) - increase the building height from 30m to 59.7m;
 - b. Section 3.67.5(2) - increase the number of storeys from 10 storeys to 21 storeys;
3. Preparation of the following documents, signed and executed by the applicant, to the satisfaction of City Staff:
 - a. Section 219 covenant to ensure the security gates on the through block walkway remain open to the public between 7 a.m. and 10 p.m. to the satisfaction of the City Solicitor;
 - b. Statutory Right-of-Way of a minimum of 1.22m along the western property line to allow for the expansion of the through-block walkway to the satisfaction of the Director of Planning;
 - c. Housing Agreement to ensure that future strata bylaws cannot restrict the age of occupants or prohibit strata owners from renting residential strata units.
4. That Council authorize the City Solicitor to execute an Encroachment Agreement for a fee of \$750, plus \$25 per m2 of exposed shored face during construction in a form satisfactory to City staff. This is to accommodate shoring for construction of the underground parking structure if the method of construction involves anchor pinning into the public Right-of-Way;
5. Final plans to be generally in accordance with the plans identified above to the satisfaction of City staff;
6. The Development Permit lapsing two years from the date of this resolution."

Carried Unanimously

8. 400 Block Belleville Street Complete Streets Project - Update Report

Motion:

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Council approve the proposed "Complete Street" design of the 400 block Belleville Street, including construction of the retaining walls, sidewalk and plaza, for commencement in October 2017.

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

9. Motion to Amend Streets and Traffic Bylaw

Motion:

It was moved by Mayor Helps, seconded by Councillor Lucas, that Council direct staff to report back at the next quarterly update on implementing bylaw amendments to address potential waivers for sleeping in vehicles offenses and/or deleting Section 84 of the *Streets and Traffic Bylaw* 09-079.

Carried Unanimously

10. Next City Vanguard Conference Attendance Request

Motion:

It was moved by Councillor Thornton-Joe, seconded by Mayor Helps, that Council approve costs for accommodation, transportation, and incidentals for Councillor Jeremy Loveday to attend Next City Vanguard, in Montreal, May 29th-June 3rd.

Carried Unanimously

2. Committee of the Whole – April 13, 2017

1. Council Member Motion: Mitigation of Impacts of McLoughlin Point Waste-Water Treatment Plant

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that:

BE IT RESOLVED THAT Council requests that the Core Area Waste-Water Treatment Project Board:

- (1) Negotiate a Change Order with Harbour Resource Partners to ensure that enforceable Performance Standards are in place upon completion of the McLoughlin Point waste-water treatment plant to ensure that odour levels do not to exceed 2 Odour Units.
- (2) Report back to the Core Area Liquid Waste Management Committee and the public on the advisability and cost of reducing operating Noise levels when measured at the McLoughlin Point property line to 55 Decibels.
- (3) Continue and improve consultation with James Bay, Victoria West, Fairfield and Downtown residents on mitigation of construction and long-term impacts from conveyancing infrastructure, the McLoughlin Point waste-water treatment and the Clover Point Pump Station.

- (4) Closely monitor geotechnical issues along the Dallas Road waterfront and advise the public and Core Area Liquid Waste Management Committee of any issues that arise and solutions.

AND BE IT FURTHER RESOLVED THAT Council directs staff to forward this resolution to the Core Area Waste-Water Treatment Project Board, the Capital Regional District Board and the Provincial Minister of Environment.

Carried Unanimously

2. Council Member Motion: Green Shores Certification of Clover Point Pump Station

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council requests that the Core Area Waste-Water Treatment Project Board:

5. Seek Green Shores Certification of the Clover Point Pump Station, reflecting (a) proximity of the site to the marine shoreline; (b) opportunities for marine and terrestrial ecological restoration arising from several decades of use of the site and seabed for waste-water conveyancing, and (c) the mandate of the federal land grant to the City of Victoria emphasizing use of the land for parks and greenspace purpose.

AND THAT Council directs staff to pursue Green Shores certification in discussions with the CRD relating to design of the Clover Point Pump Station and associated works.

Carried Unanimously

3. Rezoning Application and Development Permit with Variances Application No. 00543 for 710 Belton Avenue

Motion:

It was moved by Councillor Alto, seconded by Councillor Isitt:

Rezoning Application No. 00543 for 710 Belton Ave (Vic West)

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00543 for 710 Belton Avenue, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

Development Permit with Variances No. 00543 for 710 Belton Ave (Vic West)

That Council after giving notice and allowing an opportunity for public comment at a meeting of Council and after the Public Hearing for Rezoning Application No. 00543, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit Application No. 00543 for 710 Belton Avenue in accordance with:

1. Plans date stamped February 28, 2017.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. Part 1.108, Section 1.108.4(d): reduce the separation space between a garden suite and a single-family dwelling from 2.40m to 2.10m.
3. The Development Permit lapsing two year form the date of this resolution."

Carried Unanimously

4. Rezoning Application No. 00563 for 732 Tyee Road (Vic West)

Motion:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council and subject to the applicant submitting a landscape plan and landscape security deposit to reconstruct the landscape strip as shown on the submitted plans, consider the following motion:

"That Council authorize the issuance of Temporary Use Permit Application No. 00002 for 732 Tyee Road in accordance with:

1. Plans date stamped January 31, 2017.
2. Development meeting all Zoning Regulation Bylaw requirements.
3. The Temporary Use Permit lapsing three years from the date of this resolution."

That opportunities for public input and notification mirror the process for cannabis dispensary rezoning.

Carried Unanimously

5. Johnson Street Bridge Public Realm Design

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that:

1. That Council receive the attached Johnson Street Bridge Public Realm Design, dated February 21, 2017 and consider implementation as part of future budget processes.
2. That Council direct staff to:
 - a. Prepare an interim design based on the Johnson Street Bridge Public Realm Final Design plans, but of a minimum standard for the former 'S-Curve' lands, Esquimalt and Harbour Road intersection, Triangle Green and work needed to complete the Janion Plaza, and report back to Council;
 - b. Put the design for the Northern Junk Plaza on hold pending the outcome of the Northern Junk rezoning application, following which further design refinements and public engagement will be undertaken to address stakeholder concerns;
 - c. Commission the City of Victoria's Artist in Residence and Indigenous Artist in Residence as the artists for this project, with a project budget of up to \$250,000 currently allocated within the Johnson Street Bridge project budget and direct the Artist in Residence to propose a name for the green.

Carried Unanimously

6. My Great Neighbourhood Grants

Motion:

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Council amend the My Great Neighbourhood Grant policy as follows:

1. In the Definitions section, add a second category of matching funding for up to \$1000 for activities, and
2. In the Maintenance section, the policy be amended from "projects will be maintained in perpetuity..." to "projects will be maintained for a mutually agreed upon lifespan not to exceed 5 years in total by the community organization once completed. Activity projects will be maintained for a period of up to six months by the community organization once activated..." and "that the maintenance may be renewed beyond the initial term through mutual agreement of the city and the community organization".
3. That Council direct staff to update the Strategic Plan Grant policy to exclude any proposal that fits within the My Great Neighbourhood Grant policy.

Carried Unanimously

7. Revenue and Tax Policy Benchmarking and 2017 Tax Rates

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council:

1. Direct staff to bring forward a monitoring report on benchmarks identified in this report on an annual basis prior to the adoption of the annual property tax rate bylaw.
2. Approve 2017 tax rates based on current policy as follows:

Residential	3.6649
Utility	34.8127
Major Industrial	12.4577
Light Industrial	12.4577
Business	12.4577
Rec/Non Profit	7.3998
3. Direct staff to bring forward Tax Bylaw, 2017 for first, second and third readings to the April 13, 2017 Council meeting.

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

8. Boulevard Tax – Removal Application

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council approve the removal of the following boulevards from the Taxed Boulevard Program effective for the 2017 tax year:

1. 300 Block St. Charles Street (West Side between Brooke Street and Earle Place)
2. 1000 Block Burdett Street (North Side)

Carried Unanimously

9. Commemorating Lebanese Immigration to Canada Donation Request

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Isitt, that Council acknowledges the work and advice of the Art in Public Places Committee.

That Council direct staff to find a location for "The Lebanese Emigrant" statue, somewhere in the City of Victoria ideally within the proximity of Victoria Harbour or the City's waterfront and report back to Council with the recommended location.

Carried

For: Mayor Helps, Councillors Alto, Isitt Loveday, and Thornton-Joe
Opposed: Councillors Madoff and Lucas

10. Council Member Motion: Heritage BC Annual Conference

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Committee recommends that Council authorize the attendance and associated costs for Councillor Pamela Madoff to attend the annual Heritage BC conference to be held in Victoria, May 4 – 6, 2017. The conference fee is \$300.00

Carried Unanimously

11. Council Member Motion: Attendance at the Canadian Capital Cities Conference, May 16-19, 2017

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday, that Committee recommends that Council authorize the attendance and associated costs for Councillor Thornton-Joe to attend the Canadian Capital Cities Conference to be held in Victoria, May 16-19, 2017. The conference fee is \$425.00.

Carried Unanimously

NOTICE OF MOTIONS

1. Notice of Motion for April 27, 2017 Council Meeting

Councillor Isitt and Councillor Loveday provided a Notice of Motion for the April 27, 2017 Council meeting, for a Council Member Motion regarding Advocacy to Improve the Refugee Settlement Process.

BYLAWS

1. FIRST READING

a. Rezoning Application No. 00499 for 968 Walker Street & 722 Pine Street

Motion:

It was moved by Councillor Lucas, seconded by Councillor Madoff, that the following bylaw be given first reading:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1090) No. 17-028

Carried Unanimously

b. Victoria Housing Strategy Implementation – Secondary Suites – Part 1 Regulatory Changes

Motion:

It was moved by Councillor Alto, seconded by Councillor Isitt, that the following bylaw be given first reading:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1085) No. 17-017

Carried Unanimously

c. Rezoning Application No. 00458 for 149 Montreal Street

Motion:

It was moved by Mayor Helps, seconded by Councillor Isitt, that the following bylaw be given first reading:

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1071) No. 17-015

Carried

For: Mayor Helps, Councillors Alto, Isitt, and Loveday
Opposed: Councillors Lucas, Madoff, and Thornton-Joe

d. 2017 Business Improvement Area Bylaw

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the following bylaw be given first reading:

1. 2017 Business Improvement Area Rate Bylaw, 2017, No. 17-036

Carried Unanimously

e. 2017 Boulevard Tax Bylaw

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Lucas, that the following bylaw be given first reading:

1. Boulevard Tax Bylaw, 2017, No. 17-037

Carried Unanimously

f. Motorized Sightseeing Vehicle Parking Stands, Vehicle for Hire Bylaw

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Lucas, that the following bylaw **be given first reading:**

1. *Vehicles for Hire Bylaw, Amendment Bylaw (No. 17) No. 17-038*

Carried Unanimously

g. Tax Rate Bylaw 2017

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given first reading:**

1. *Tax Bylaw, 2017, No. 17-039*

Carried Unanimously

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

2. SECOND READING

a. Rezoning Application No. 00499 for 968 Walker Street & 722 Pine Street

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1090) No. 17-028*

Carried Unanimously

b. Victoria Housing Strategy Implementation – Secondary Suites – Part 1 Regulatory Changes

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1085) No. 17-017*

Carried Unanimously

c. 2017 Business Improvement Area Bylaw

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *2017 Business Improvement Area Rate Bylaw, 2017, No. 17-036*

Carried Unanimously

d. 2017 Boulevard Tax Bylaw

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Boulevard Tax Bylaw, 2017, No. 17-037*

Carried Unanimously

e. Motorized Sightseeing Vehicle Parking Stands, Vehicle for Hire Bylaw

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Vehicles for Hire Bylaw, Amendment Bylaw (No. 17) No. 17-038*

Carried Unanimously

f. Rezoning Application No. 00458 for 149 Montreal Street

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1071) No. 17-015*

Carried

For: Mayor Helps, Councillors Alto, Isitt, and Loveday
Opposed: Councillors Lucas, Madoff, and Thornton-Joe

g. Five Year Financial Plan Bylaw

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw **be given second reading:**

1. *Five Year Financial Plan Bylaw, 2017, No. 16-084*

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

h. Tax Rate Bylaw 2017

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given second reading:**

1. *Tax Bylaw, 2017, No. 17-039*

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

3. THIRD READING

a. 2017 Business Improvement Area Bylaw

Motion:

It was moved by Councillor Loveday, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *2017 Business Improvement Area Rate Bylaw, 2017, No. 17-036*

Carried Unanimously

b. 2017 Boulevard Tax Bylaw

Motion:

It was moved by Councillor Loveday, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Boulevard Tax Bylaw, 2017, No. 17-037*

Carried Unanimously

c. Five Year Financial Plan Bylaw

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Five Year Financial Plan Bylaw, 2017, No. 16-084*

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

d. Motorized Sightseeing Vehicle Parking Stands, Vehicle for Hire Bylaw

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Vehicles for Hire Bylaw, Amendment Bylaw (No. 17) No. 17-038*

Carried Unanimously

i. Tax Rate Bylaw 2017

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

1. *Tax Bylaw, 2017, No. 17-039*

Carried

For: Mayor Helps, Councillors Alto, Loveday, Lucas, Madoff and Thornton-Joe
Opposed: Councillor Isitt

CORRESPONDENCE

1. **Letter from the Mayor of the City of White Rock**

Council received a letter dated March 6, 2017, written to the Minister of Finance expressing concerns regarding the equitability of the BC Homeowner Grant legislation, in which the City of Victoria was carbon copied.

Motion:

It was moved by Councillor Lucas, seconded by Councillor Alto, that the correspondence dated March 6, 2017 from the Mayor of the City of White Rock be received for information.

Carried Unanimously

2. **Letter from the Minister of Jobs, Tourism and Skills Training, and Minister Responsible for Labour**

Council received a letter dated March 10, 2017 regarding the BC Jobs Plan 5-Year Update.

Motion:

It was moved by Councillor Lucas, seconded by Councillor Alto, that the correspondence dated March 10, 2017 from the Minister of Jobs, Tourism and Skills Training, and Minister Responsible for Labour be received for information.

Carried Unanimously

3. **Letter from the Minister of Community, Sport and Cultural Development and the Minister Responsible for Translink**

Council received a dated March 28, 2017, written to the Capital Regional District (CRD) regarding the notification of refusal to accept Bylaw 4017 "Capital Regional District Regional Growth Strategy (RGS) Bylaw No. 1, 2016" and directing the CRD and other affected local governments to engage in a dispute resolution process, in which the City of Victoria was carbon copied.

Motion:

It was moved by Councillor Lucas, seconded by Councillor Alto, that the correspondence dated March 28, 2017 from the Minister of Community, Sport and Cultural Development and the Minister Responsible for Translink be received for information.

Carried Unanimously

QUESTION PERIOD

A question period was held.

ADJOURNMENT

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that the Council meeting adjourn.
Time: 10:44 p.m.

Carried Unanimously

CERTIFIED CORRECT:

CITY CLERK

MAYOR