



## **MINUTES – VICTORIA CITY COUNCIL**

### **MEETING OF THURSDAY, FEBRUARY 9, 2017, AT 6:30 P.M.**

**PLACE OF MEETING:** Council Chambers, City Hall

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

**ABSENT:** Councillors Coleman and Madoff

**STAFF PRESENT:** J. Johnson – City Manager; J. Jenkyns - Deputy City Manager; C. Coates - City Clerk; C. Royle – Deputy Fire Chief; 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; C. Mycroft – Executive Assistant to the City Manager; A. Johnston – 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 Alto, seconded by Councillor Lucas, that the agenda be approved as amended.

**Amendment:**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the notice of motion regarding a *Letter of Support for DiverCity Project* be considered as an item of new business.

**On the amendment:**  
**Carried Unanimously**

**Amendment:**

It was moved by Councillor Loveday, seconded by Councillor Alto, that Ellen Agger be added to the Request to Address Council section of the meeting.

**On the amendment:**  
**Carried Unanimously**

**On the main motion as amended:**  
**Carried Unanimously**

### **REQUESTS TO ADDRESS COUNCIL**

**Motion:**

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

**Carried Unanimously**

1. **Kerri Milton: Downtown Buskers' Festival**  
Outlined the Downtown Victoria Business Association's new Buskers' Festival.
2. **Rachel White: Emotional Support Animals**  
Outlined why Council should support a petition to allow emotional support animals in low income housing.
3. **Jordan Reichert: Rental Restrictions on Pets**  
Outlined why Council should support a change to the Residential Tenancy Act to remove the rental restrictions on pets.
4. **Paul Servos: Proposed Bike Lanes on 800 Block of Fort Street**  
Outlined why Council should modify the proposed bike lane plan to reduce the impact to Fort Street retail business.
5. **Nathan Cartwright: DiverCity Project**  
Outlined why Council should write a letter of support for the DiverCity Project.

## **PROCLAMATIONS**

### **Motion:**

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

1. "Rare Disease Day" – February 28, 2017
2. "Chamber of Commerce Week" – February 20 to 24, 2017

**Carried Unanimously**

## **PUBLIC AND STATUTORY HEARINGS**

### **1. Rezoning Application No. 00511 and Development Permit with Variances Application No. 00020 for 90 and 92 Dallas Road**

#### **1. Public Hearing**

##### **Rezoning Application No. 00511**

To rezone the land known as 90 and 92 Dallas Road from the R-2 Zone, Two Family Dwelling District, to the R2-54 Zone, Restricted Duplex (Dallas Road) District, to permit a duplex.

New Zone: R2-54 Zone, Restricted Duplex (Dallas Road) District

Legal description: Lot 3, Beckley Farm, Victoria City, Plan 224

Existing Zone: R-2 Zone, Two Family Dwelling District

#### **2. Development Permit Application No. 000441**

The Council of the City of Victoria will also consider issuing a development permit for the land known as 90 and 92 Dallas Road, in Development Permit Area 15D: Intensive Residential - Duplex for the purposes of approving the exterior design, finishes and landscaping, as well as associated variances with respect to setbacks and site coverage for the duplex.

The Development Permit will vary the following requirements of the Zoning Regulation Bylaw R2-54 Zone, Restricted Duplex (Dallas Road) District:

- Part 2.144.5 (a): Reduce the front setback from 4.7m to 2.44m;
- Part 2.144.5 (b): Reduce the rear setback from 12.93m to 11.9m;
- Part 2.144.5 (c): Reduce the side yard setback (north) from 2.1m to 1.54m;
- Part 2.144.5 (d): Reduce the side yard setback on a flanking street from 3.5m to 2.47m;
- Part 2.144.5 (e): Reduce the combined side yard setbacks from 4.5m to 4.01m; and
- Part 2.144.6 (a): Increase the site coverage from 40% to 40.5%

Alec Johnston (Planner): Advised that the application is proposing the construction of a new duplex, which requires a new zone and variances for setbacks and site coverage.

*Mayor Helps opened the public hearing at 6:56 p.m.*

Allan Lowe (Architect): Provided information regarding the application, by outlining the history of the property, and the plan for the current application.

Kerry Hilditch (Dallas Road): Expressed concerns regarding the application as the building had been neglected and should be considered a heritage protected building.

*Council discussed the following:*

- That the existing building is not heritage registered or designated.
- Whether there is a process in place to assist the existing tenant in finding new rental housing.

*Mayor Helps closed the public hearing at 7:22 p.m.*

#### **3. Bylaw Approval**

##### **Motion:**

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1082) No. 17-008

*Councillor Loveday withdrew from the meeting at 7:23 p.m. and returned at 7:24 p.m.*

*Council discussed the following:*

- That the building could not be saved due to the current level of neglect.
- Concerns expressed by neighbours that the house has been neglected.

**Carried**

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

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. 1082) No. 17-008*

**Carried**

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

5. **Development Permit with Variances Approval**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Lucas, that Council authorize the issuance of Development Permit Application No.00020 for 90-92 Dallas Road, subject to confirmation of registration of the Statutory Right-of-Way Agreement No. CA5805077, in accordance with:

1. Plans date stamped October 19, 2016
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - a. reduce the front yard setback from 4.70m to 2.44m;
  - b. reduce the rear yard setback from 12.93m to 11.90m;
  - c. reduce the side yard setback (north) from 2.10m to 1.54m;
  - d. reduce the side yard on a flanking street from 3.50m to 2.47m;
  - e. reduce the combined side yard from 4.50m to 4.01 m; and
  - f. increase the site coverage from 40% to 40.5%
3. The Development Permit lapsing two years from the date of this resolution.

**Carried**

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

2. **Rezoning Application No. 00504 and Development Permit with Variance Application No. 000489 for 8 and 10 Philippa Place**

1. **Public Hearing**

**Rezoning Application No. 00504**

To rezone the land known as 8 and 10 Philippa Place from the R1-B Zone, Single Family Dwelling District, to the R-2 Zone, Two Family Dwelling District, to permit a duplex (two family dwelling).

New Zone: R-2 Zone, Two Family Dwelling District

Legal description: Lot 13, Section 68, Victoria District, Plan 10073

Existing Zone: R1-B Zone, Single Family Dwelling District

2. **Development Permit Application No. 000441**

The Council of the City of Victoria will also consider issuing a development permit for the land known as 8 and 10 Philippa Place, in Development Permit Area 15D: Intensive Residential - Duplex for the purposes of approving the exterior design, finishes and landscaping, as well as, associated variances with respect to setbacks and floor area for the existing duplex.

The Development Permit will vary the following requirements of the Zoning Regulation Bylaw R-2 Zone, Two Family Dwelling District:

- Part 2.1.3 (c): increase the 1st and 2nd storey combined floor area from 280m<sup>2</sup> to 310m<sup>2</sup>
- Part 2.1.5 (b): reduce the rear yard setback from 12.37m to 10.65m (to stairs)
- Part 2.1.5 (c): reduce the side yard setback (west) from 3.00m to 1.45m
- Part 2.1.5 (c): reduce the side yard setback (east) from 2.03m to 1.86m (to cantilever)
- Part 2.1.5 (d): reduce the combined side yards from 4.50m to 3.31m

*Alec Johnston (Planner): Advised that the application is to strata title the existing non-conforming duplex, which requires a variance for the existing non-conforming floor area and setbacks.*

*Mayor Helps opened the public hearing at 7:38 p.m.*

*John Haveron (Owner):* Provided information regarding the application, by providing a background on the property, the request to strata title the property, and the work that would be performed.

*Mayor Helps closed the public hearing at 7:44 p.m.*

3. **Bylaw Approval**

**Motion:**

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1084) No. 17-014*

**Carried Unanimously**

4. **Bylaw Approval**

**Motion:**

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1084) No. 17-014*

**Carried Unanimously**

5. **Development Permit with Variances Approval**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Lucas, that Council authorize the issuance of Development Permit with Variance Application No. 000489 for 8 and 10 Philippa Place in accordance with:

1. Plans date stamped November 18, 2016.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - a. increase the 1st and 2nd storey combined floor area from 280m<sup>2</sup> to 310m<sup>2</sup>
  - b. reduce the rear yard setback from 12.37m to 10.65m (to stairs)
  - c. reduce the side yard setback (west) from 3.00m to 1.45m
  - d. reduce the side yard setback (east) from 2.03m to 1.86m (to cantilever)
  - e. reduce the combined side yards from 4.50m to 3.31 m
3. The Development Permit lapsing two years from the date of this resolution.

**Carried Unanimously**

3. **Development Permit with Variance Application No. 00019 for 1040 Alston Street**

1. **Hearing**

**Development Permit Application No. 00019**

The Council of the City of Victoria will consider issuing a Development Permit with Variance for the land known as 1040 Alston Street, in Development Permit Area 15A, for the purposes to extend a rear deck and to allow for previous alterations that were completed without permits.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*:

- reduce the rear yard setback from 6.00m to 3.18 m.

Legal description of the land:

Lot A, Section 31, Esquimalt District, VIP72542

Alec Johnston (Planner): *Advised that the application is to rebuild and extend a second storey balcony at the rear, and to construct new stairs from the balcony to grade.*

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

Thorn Musgrove (Architect): Provided information regarding the application, which is to ensure all construction is to grade.

*Mayor Helps closed the public hearing at 7:48 p.m.*

2. **Development Permit with Variances Approval**

**Motion:**

It was moved by Councillor Loveday, seconded by Councillor Isitt, that Council authorize the issuance of Development Permit with Variance Application No. 00019 for 1040 Alston Street, in accordance with:

1. Plans date stamped December 20, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
  - a. reduce the rear yard setback from 6.00m to 3.18m (to deck stairs);
3. The Development Permit lapsing two years from the date of this resolution.

**Carried Unanimously**

4. **Development Permit with Variances Application No. 00018 for 1961 Douglas Street**

1. **Hearing**

**Development Permit Application No. 00018**

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 1961 Douglas Street, in Development Permit Area 7A, for the purpose of adding a single suite on the roof of the south side of the hotel building.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*:

- reduce the off-street parking requirement from 50 stalls to 48 stalls.
- reduce the minimum (south) setback requirement from 7.50m to 0.00m.

Legal description of the land:

Lot A of Lots 736, 747, 748, 749 and 751, Victoria City, Plan 24557

Alec Johnston (Planner): Advised that the application is a request for an addition of one new transient suite.

Mayor Helps opened the public hearing at 7:49 p.m.

Bob Rocheleau (Architect): Provided information regarding the application, which is to add a suite to assist the hotel's marketability.

Mayor Helps closed the public hearing at 7:51 p.m.

2. **Development Permit with Variances Approval**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council authorize the issuance of Development Permit Application No. 00018 for 1961 Douglas Street, in accordance with:

1. Plans date stamped October 26, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - a. Section 5.1.11 - setback from rear (south) lot boundary reduced from 7.50m to 0.00m;
  - b. Schedule C, Section 5 (1) - Off-street parking requirement reduced from 50 stalls to 48 stalls (a reduction from 49 to 48 stalls was previously approved).
3. The Development Permit lapsing two years from the date of this resolution
4. Registration of a covenant securing an additional parking space across the street at 722/726/732 Discovery Street.

**Carried Unanimously**

**REQUESTS TO ADDRESS COUNCIL**

**Motion:**

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

**Carried Unanimously**

1. **Garnett Rancier: Bi-Directional Bike Lane Proposal for Fort Street**

Outlined why Council should modify the proposed bike lane plan to reduce the impact to Fort Street retail business.

2. **Albert Hamilton: Housing**

Outlined why affordable housing is needed.

3. **Melanie Sibbitt: Heron Cove Bridge**

Outlined why Council should consider other options for enhancing Fisherman's Wharf instead of the Heron Cove Bridge.

4. **Ellen Agger: Fort Street Bike Lanes**

Outlined why Council should continue to support the cycling network in Victoria.

**UNFINISHED BUSINESS**

1. **Rezoning Application No. 00430 for 1303 Dallas Road (Fairfield) – Update Report**

**Motion:**

It was moved by Councillor Isitt, seconded by Councillor Young, that Council:

1. Accept the following additional amenity contribution to be secured in the Licences of Occupation to occupy and expand the existing Clover Point Pump Station and install a conveyance pipe along Dallas Road:
  - a. a contribution of a one-time payment of \$100,000.00 to cover public realm improvements:
    - i. specific improvements to be determined following consultation with the community, with a report back to the Capital Regional District regarding the community consultation by the City and the final improvements, and the specific improvements brought forward to Council for final consideration and approval.
2. Give first and second reading to Zoning Regulation Amendment Bylaw No. 17-001 and set a Public Hearing date of February 23, 2017 for Rezoning Application No. 00430 for 1303 Dallas Road.

*Council discussed the following:*

- *That the City would receive a detailed design package from the Capital Regional District.*

**Carried Unanimously**

## **REPORTS OF COMMITTEES**

### **1. Committee of the Whole – January 5, 2017**

#### **1. 2015 – 2018 Strategic Plan Amendments**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Young, that Council approve the following amendment to the Strategic Plan 2015 – 2018:

**Objective 11: Steward Water Systems and Waste Streams Responsibly**

**Move to 2017 Actions (from 2016):**

- Communicate to CRD desire to see collection of recyclables in closed wheeled totes. Make garbage disposal less convenient than recycling.

**Carried Unanimously**

### **2. Committee of the Whole – February 2, 2017**

#### **1. Project Update #2: Crystal Pool Changeroom Renovation**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Loveday, that Council direct staff to proceed with the Crystal Pool Changeroom Renovation project with additional funding reallocated from remaining funding from the 2016 capital projects allocation.

**Carried**

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

#### **2. David Foster Harbour Pathway Update**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto:

1. That Council direct staff to:
  2. Direct staff to develop a scope of work and cost estimate for the development of a long term harbour pathway plan between Ogden Point and Selkirk Waterfront, and report back to Council with considerations and recommendations as part of the 2018 financial planning process and provide cost estimates and potential revenue streams.
  3. Direct staff to develop the design and construction plan for the pathway at Reeson Park and to report to Council with the conceptual design and cost, resource and timing estimates and that consideration be given to minimize the impact on ecological features of the park to the greatest extent possible.
  4. Direct staff to report back at the 60% design stage with a project and design update, cost and timing estimates for the Belleville Street improvements
  5. Direct staff to report back on the proposed design direction and cost implications for the pathway segment of Ship Point, as part of sustainable planning and community development (SPCD) Department's master planning process
  6. Authorize the Mayor and City Clerk to execute future legal agreements necessary to secure access rights for the David Foster Harbour Pathway provided that the terms of the instrument are acceptable to the Director of Engineering and Public Works and the Director of Finance, and the instruments are in a form acceptable to the City Solicitor.

**Carried Unanimously**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto:

1. That Council direct staff to:

1. Complete two pedestrian bridges and the Heron Cove Special Place and report back with recommendations for implementation on the design of the Johnson Street Bridge Underpass and Reeson Park Pathway and that Council confirm the Johnson Street Bridge Underpass design be included in the 2017 Financial plan.

*Council discussed the following:*

- *Citizens' concerns relating to a Heron Cove bridge.*
- *That the bridge's development would be held to the highest environmental standards.*

**Carried**

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

**Motion:**

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

2. That Council refer the following motion to a closed council meeting, with a staff report on past decisions:

That Council authorize the David Foster Harbor Pathway to be defined as extending along the harbour from Belleville to Ship Point.

**Amendment:**

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

That Council authorize the David Foster Harbor Pathway to be defined as extending along the harbour from Belleville **and Oswego** to Ship Point.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

2. That Council refer the following motion to a closed council meeting, with a staff report on past decisions:

That Council authorize the David Foster Harbor Pathway to be defined as extending along the harbour from Belleville and Oswego to Ship Point.

**On the main motion as amended:**  
**Carried Unanimously**

**3. Council Member Motion: Extension of Vacancy Taxation Authority to Local Governments**

**Motion:**

It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe:

THAT Council endorse the following resolution and direct staff to forward copies to the Premier of British Columbia, the Ministers responsible for Local Government, Finance and Housing, the Association of Vancouver Island and Coastal Communities (AVICC) Annual Convention, the Union of British Columbia Municipalities (UBCM) Annual Convention, and member local governments and regional districts within the Capital Region, AVICC and UBCM, requesting favourable consideration and resolutions of support:

**Resolution: Extension of Vacancy Taxation Authority to Local Governments**

WHEREAS the Government of British Columbia and Legislative Assembly responded to a housing affordability crisis in July 2016 by proceeding with legislation that empowered the City of Vancouver to introduce a surtax on vacant residential properties;

AND WHEREAS communities across British Columbia face housing affordability pressures, while a portion of the housing supply in all communities remains vacant, including properties that have remained derelict for years or decades;

AND WHEREAS vacant and derelict buildings pose substantial risks in terms of public safety in communities, as well as liveability and desirability for nearby and adjoining neighbourhoods and properties;

THEREFORE BE IT RESOLVED THAT the Province of British Columbia extend the authority to introduce a surtax on vacant and derelict residential properties to local governments across British Columbia, and encourage the occupancy, maintenance, and improvement of buildings to address housing affordability and public safety.

**Amendment:**

It was moved by Councillor Thornton-Joe, seconded by Mayor Helps, that the motion be amended to change the title of the resolution to:

Resolution: Extension of Vacancy **and Derelict** Taxation Authority to Local Governments

**Amendment to the amendment:**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the amendment be amended to further change the title of the resolution to:

Resolution: Extension of **Taxation Authority for Vacant** ~~Vacancy and Derelict Buildings Taxation Authority~~ to Local Governments

**On the amendment to the amendment:**  
**Carried Unanimously**

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

THAT Council endorse the following resolution and direct staff to forward copies to the Premier of British Columbia, the Ministers responsible for Local Government, Finance and Housing, the Association of Vancouver Island and Coastal Communities (AVICC) Annual Convention, the Union of British Columbia Municipalities (UBCM) Annual Convention, and member local governments and regional districts within the Capital Region, AVICC and UBCM, requesting favourable consideration and resolutions of support:

**Resolution: Extension of Taxation Authority for Vacant and Derelict Buildings to Local Governments**

WHEREAS the Government of British Columbia and Legislative Assembly responded to a housing affordability crisis in July 2016 by proceeding with legislation that empowered the City of Vancouver to introduce a surtax on vacant residential properties;

AND WHEREAS communities across British Columbia face housing affordability pressures, while a portion of the housing supply in all communities remains vacant, including properties that have remained derelict for years or decades;

AND WHEREAS vacant and derelict buildings pose substantial risks in terms of public safety in communities, as well as liveability and desirability for nearby and adjoining neighbourhoods and properties;

THEREFORE BE IT RESOLVED THAT the Province of British Columbia extend the authority to introduce a surtax on vacant and derelict residential properties to local governments across British Columbia, and encourage the occupancy, maintenance, and improvement of buildings to address housing affordability and public safety.

**Carried**

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

**4. Council Member Motion: Restoration of Land Value Tax**

**Motion:**

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

THAT Council endorse the following resolution and direct staff to forward copies to the Premier of British Columbia, the Ministers responsible for Local Government, Finance and Housing, the Association of Vancouver Island and Coastal Communities (AVICC) Annual Convention, the Union of British Columbia Municipalities (UBCM) Annual Convention, and member local governments and regional districts within the Capital Region, AVICC and UBCM, requesting favourable consideration and resolutions of support:

**Resolution: Restoration of Land Value Tax**

WHEREAS, concern around housing affordability is widespread in British Columbia communities;

AND WHEREAS the Land Value Tax provides a fiscal mechanism to incentivize improvements to property for housing and other purposes, and creates a disincentive to holding vacant property for speculative purposes;

AND WHEREAS local governments in British Columbia previously had the authority to introduce Land Value Taxes - taxing land at a higher rate than improvements;

THEREFORE BE IT RESOLVED THAT the Government of British Columbia restore the authority of local governments to introduce a Land Value Tax, to incentivize improvements to property for housing and other purposes, and create a disincentive to holding vacant property for speculative purposes.

**Carried Unanimously**

**5. Victoria Housing Strategy Implementation – Removing Minimum Unit Sizes**

**Motion:**

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

1. That Council direct staff to revise the draft bylaw to establish Minimum unit sizes of 33m<sup>2</sup> in all zones outlined in the report with the exception of R3-A-SC zone, Low Profile Multiple Dwelling (Senior Citizen).
2. That for a Development Variance Permit to authorize anything under the 33m<sup>2</sup>, staff should engage the applicant with regard to a housing agreement for the property.

**Carried Unanimously**

**6. Rezoning Application No. 00458 for 149 Montreal Street – Application Ready to Proceed to Public Hearing**

**Motion:**

It was moved by Councillor Loveday, seconded by Councillor Lucas, that Council instruct staff to prepare the necessary *Zoning Regulation Bylaw* amendment that would authorize the proposed development outlined in Rezoning Application #00458 for 149 Montreal Street, subject to:

- a. The submission of revised plans that demonstrate that the proposed accessory buildings comply with the regulations outlined in Schedule F of the *Zoning Regulation Bylaw*, to the satisfaction of the Director of Sustainable Planning and Community Development.
- b. A Section 219 Covenant to secure the proposed building design being registered on title, to the satisfaction of the Director of Sustainable Planning and Community Development and the City Solicitor.
- c. That staff be directed to explore with the applicant the possibility of Section 219 Covenant to restrict the hours and days of operation from Monday to Friday 7:00 a.m. to 6:00 p.m.

**Carried Unanimously**

**7. Rezoning Application No. 00519 for 71-75 Montreal Street**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council direct staff to work with the applicant to get a greater mix of units including two and three bedrooms units in the building and that the developer be encouraged to meet again with the CALUC to identify and mitigate concerns of the public and that staff report back to Committee of the Whole.

**Carried Unanimously**

**8. Youth Strategy**

**Motion:**

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

1. Approve the Youth Strategy and the Implementation Plan
2. Direct staff to bring forward funding options for years two and three of the implementation plan as part of the 2018 financial planning process.
3. That staff include updates on the Youth Strategy in conjunction with quarterly updates.

**Carried Unanimously**

**3. Committee of the Whole – February 9, 2017**

**1. Development Permit with Variance No. 00027 for 1070 Joan Crescent (Rockland)**

**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 with Variance Application No. 00027 for 1070 Joan Crescent, in accordance with:

1. Plans date stamped December 28, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for Introduction and General Regulations, Section 19, to permit a portion of a building (roof overhang of 0.80m) to be erected partly on one lot and partly on another lot.
3. The Development Permit lapsing two years from the date of the original permit (DP No. 000448, expiry date January 14, 2018).
4. Prior to the issuance of a building permit the appropriate encroachment agreement be executed to the satisfaction of the Director of Sustainable Planning and Community Development."

**Carried Unanimously**

**2. Development Variance Permit No. 00183 for 2625 Shakespeare Street (Oaklands)**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council and subject to the applicant adhering to the Clean Hands Policy, consider the following motion:

"That Council authorize the issuance of Development Permit Application No. 00183 for 2625 Shakespeare Street, in accordance with:

1. Plans date stamped January 24, 2017.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. reduce the rear yard setback from 8.38 metres to 7.6 metres;
  - ii. reduce the side yard setback (east) from 1.52 metres to 1.5 metres;
  - iii. increase the allowable extension of enclosed floor area for secondary suites from 20 square metres to 67.8 square metres.
3. The Development Permit lapsing two years from the date of this resolution."

**Carried Unanimously**

**3. Presentation: School District 61**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Isitt, that Council:

1. Receive this report for information, and
2. That the Mayor write to the Ministry of Education supporting funding for the needed upgrades of Vic High School.

**Carried Unanimously**

**4. City Wide Seismic Vulnerabilities Assessment Study**

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Young, that Council direct staff to:

1. Expand the scope of the Tax Incentive Program (TIP) beyond Downtown to include eligible heritage buildings city-wide; and
2. Examine the City's authority to expand incentives beyond heritage buildings and assess opportunities to include seismic considerations as part of the rental retention and revitalization study.

**Carried Unanimously**

**5. Cycling Network Implementation Program Update**

**Motion:**

It was moved by Mayor Helps, seconded by Councillor Alto, that Council direct staff to report back in June 2017 with further Cycling Network updates and recommendations regarding sequencing, scheduling, resourcing and costs to get the network implemented by 2022.

**Amendment:**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that a point two be added as follows:

2. **That staff consider implementing interim protection on identified corridors to improve safety prior to completion of intersections to AAA standards.**

**On the amendment:**

**Carried**

**For:** Mayor Helps, Councillors Isitt, Loveday, and Thornton-Joe

**Opposed:** Councillors Alto, Lucas, and Young

**Amendment:**

It was moved by Mayor Helps, seconded by Councillor Alto, that the motion be amended to add a point three be added as follows:

3. **Develop an earlier and more robust engagement strategy going forward for those residents and business owners on affected corridors.**

**Amendment to the Amendment:**

It was moved by Councillor Loveday, seconded by Councillor Alto, that the amendment be amended as follows:

3. **Develop an earlier and more robust engagement strategy going forward for those residents and business owners and operators on affected corridors.**

**On the amendment to the amendment:**

**Carried Unanimously**

**On the amendment:**

**Carried Unanimously**

**Main motion as amended:**

1. That Council direct staff to report back in June 2017 with further Cycling Network updates and recommendations regarding sequencing, scheduling, resourcing and costs to get the network implemented by 2022;
2. That staff consider implementing interim protection on identified corridors to improve safety prior to completion of intersections to AAA standards; and
3. Develop an earlier and more robust engagement strategy going forward for those residents and business owners and operators on affected corridors.

**On the main motion as amended:**  
**Carried Unanimously**

**6. Association of Vancouver Island and Coastal Communities (AVICC) Motion Social / Community Benefit Procurement**

**Motion:**

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

THAT COUNCIL endorse the following motion and send it to AVICC for consideration at the 2017 Convention.

WHEREAS at the 2016 AVICC AGM & Convention in Nanaimo, membership gave direction to the AVICC to "advance the use of social procurement policies";

AND WHEREAS the AVICC Executive has received presentations and proposals from an ad hoc Working Group of volunteer elected officials and subject matter experts (see attached backgrounder) about how to advance this membership direction so as to best assist interested local governments in implementing social procurement (AKA community benefit procurement) policies and practices;

THEREFORE BE IT RESOLVED that the AVICC Executive appoint a liaison to the Working Group; AND that the Working Group undertake a feasibility assessment of a "Community Benefit Procurement Hub" as per the information circulated at the AVICC 2017 Convention for the AVICC membership and report back to the AVICC at the 2018 AGM.

**Carried**

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

**BYLAWS**

**FIRST READING**

**a. Temporary Borrowing Bylaw**

**Motion:**

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

1. *Temporary Borrowing Bylaw, 2017 No. 17-013*

**Carried Unanimously**

**b. Hotel Room Tax Bylaw, Repeal Bylaw**

**Motion:**

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

1. *Hotel Room Tax Bylaw, Repeal Bylaw No. 17-018*

**Carried Unanimously**

**c. Bylaw for Rezoning Application No. 00430 for 1303 Dallas Road**

**Motion:**

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1086) No. 17-019*

**Carried Unanimously**

**2. SECOND READING**

**a. Temporary Borrowing Bylaw**

**Motion:**

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

1. *Temporary Borrowing Bylaw, 2017 No. 17-013*

**Carried Unanimously**

**b. Hotel Room Tax Bylaw, Repeal Bylaw**

**Motion:**

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

1. *Hotel Room Tax Bylaw, Repeal Bylaw No. 17-018*

**Carried Unanimously**

**c. Bylaw for Rezoning Application No. 00430 for 1303 Dallas Road**

**Motion:**

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1086) No. 17-019*

**Carried Unanimously**

**3. THIRD READING**

**a. Temporary Borrowing Bylaw**

**Motion:**

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

1. *Temporary Borrowing Bylaw, 2017 No. 17-013*

**Carried Unanimously**

**b. Hotel Room Tax Bylaw, Repeal Bylaw**

**Motion:**

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

1. *Hotel Room Tax Bylaw, Repeal Bylaw No. 17-018*

**Carried Unanimously**

**3. ADOPTION**

**a. Bylaw to Permit Taxi Stands at Designated Fire Hydrants**

**Motion:**

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

1. *Streets and Traffic Bylaw, Amendment Bylaw (No. 7) No. 16-089*

**Carried Unanimously**

**CORRESPONDENCE**

**1. Letter from J. Carlos Flores**

Council received a letter dated January 6, 2017 congratulating Council for the declaration of 2017 as the Year of Reconciliation and advising that further justice for the victims is needed.

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that the correspondence dated January 6, 2017 from J. Carlos Flores be received for information.

**Amendment:**

It was moved by Councillor Isitt, seconded by Councillor Alto, that the letter be referred to the City's Truth and Reconciliation Task Force.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

That the correspondence dated January 6, 2017 from J. Carlos Flores be received for information and that the letter be referred to the City's Truth and Reconciliation Task Force.

**On the main motion as amended:**  
**Carried Unanimously**

**2. Letter from the BC Association of Farmers' Markets**

Council received a letter dated January 20, 2017 sharing the positive results of the BC Farmers' Market Nutrition Coupon Program (FMNCP) in Victoria during 2016.

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Lucas, that the correspondence dated January 20, 2017 from the BC Association of Farmers' Markets be received for information.

**Amendment:**

It was moved by Mayor Helps, seconded by Councillor Loveday, that Council write a letter to MLA Terry Lake requesting that he continue the funding for this program.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

That the correspondence dated January 20, 2017 from the BC Association of Farmers' Markets be received for information and that Council write a letter to MLA Terry Lake requesting that he continue the funding for this program.

**On the main motion as amended:**  
**Carried Unanimously**

**3. Letter from the Order of British Columbia**

Council received a letter dated January 24, 2017 advising that the call for nominations for the Order of British Columbia is now open for 2017.

**Motion:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the correspondence dated January 24, 2017 from the Order of British Columbia be received for information and forwarded to Community Associations for their information.

**Amendment:**

It was moved by Mayor Helps, seconded by Councillor Thornton-Joe, that the motion be amended as follows:

That the correspondence dated January 24, 2017 from the Order of British Columbia be received for information and forwarded to Community Associations **and to the City's stakeholder list** for their information.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

That the correspondence dated January 24, 2017 from the Order of British Columbia be received for information and forward to Community Associations for their information and to the City's stakeholder list for their information.

**On the main motion as amended:**  
**Carried Unanimously**

**NEW BUSINESS**

**1. Letter of Support for DiverCity Project**

**Motion:**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council request that the Mayor, on behalf of Council, provide a letter of support for Team Bellatonia's DiverCity project.

**Carried Unanimously**

**QUESTION PERIOD**

*A question period was held.*

**ADJOURNMENT**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that the Council meeting adjourn.  
Time: 9:27 p.m.

**Carried Unanimously**

CERTIFIED CORRECT:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR