



MINUTES – VICTORIA CITY COUNCIL

MEETING OF THURSDAY, JANUARY 12, 2017, AT 6:30 P.M.

PLACE OF MEETING: Council Chambers, City Hall

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

STAFF PRESENT: J. Jenkyns - Deputy City Manager; C. Coates - City Clerk; P. Bruce – 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. Meyer – Assistant Director of Development Services; 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 Thornton-Joe, seconded by Councillor Alto, that the agenda be approved as amended.

Carried Unanimously

READING OF MINUTES

Motion:

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

1. Minutes from the special meeting held June 16, 2016
2. Minutes from the special meeting held October 6, 2016
3. Minutes from the special meeting held October 20, 2016
4. Minutes from the meeting held October 27, 2016
5. Minutes from the special meeting held November 17, 2016
6. Minutes from the meeting held December 8, 2016

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

Motion:

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

Carried Unanimously

1. **John Vickers: International Buskers Festival**
Outlined concerns regarding the recent approval of a competing Buskers Festival through the Downtown Victoria Business Association.
2. **Carl McKay: Busking**
Outlined why Council should change bylaws to allow portable speakers to be used by buskers for pre-recorded music.
3. **David MacDonald: Council/Police Activities in 2016**
Outlined concerns regarding 844 Johnson Street and the reporting of police activity in the 800 block of Johnson Street.
4. **Norman Shearing: Dockside Green**
Outlined that changes have been made to address concerns relating to buildings heights and the community consultation that has taken place for the rezoning application for Dockside Green.

PROCLAMATIONS

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the following Proclamations be endorsed:

1. "BC AWARE 2017: Be Secure, Be Aware Days" – January 30 to February 10, 2017.

Carried Unanimously

PUBLIC AND STATUTORY HEARINGS

1. Rezoning Application No. 00489 for 2035 Stanley Avenue

1. Public Hearing

Rezoning Application No. 00489

To rezone a portion of the land known as 2035 Stanley Avenue to the R1-S27 Zone, Restricted Small Lot (Pembroke/Stanley) District, to permit a small lot house, and to rezone a portion of the land known as 2035 Stanley Avenue to the R2-54 Zone, Restricted Duplex (Pembroke /Stanley) District to permit a duplex.

New Zones: R1-S27 Zone, Restricted Small Lot (Pembroke/Stanley) District and R2-54 Zone, Restricted Duplex (Pembroke/Stanley) District

Legal description of the land: Lot 1, Section 75, Victoria District, Plan 262

Existing Zone: R1-B. Single Family Dwelling District

2. Development Permit Application

The Council of the City of Victoria will also consider issuing a development permit for the land know as 2035 Stanley Avenue, in Development Permit Area 15A: Intensive Residential – Small Lot and in Development Permit 15D: Intensive Residential - Duplex for the purposes of approving the exterior design, finishes, landscaping and associated variances with respect to setbacks and parking for the new small lot house and existing duplex.

The Development Permit will vary the following requirements of the Zoning Regulation Bylaw R1-S27 Zone, Restricted Small Lot (Pembroke/Stanley) District:

- Part 1.131.5 (a): Reduce the front setback from 6m to 3.72m;
- Part 1.131.5 (b): Reduce the rear setback from 6m to 3.98m (to steps) and 5.08 (to building);
- Part 1.131.5(d): Reduce the side setback (east) from 2.4m to 1.5m; and
- Schedule "C" (4): Permit parking in the front yard.

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

- Part 2.143.4 (a): Increase the height from 7.6m to 7.7m;
- Part 2.143.4 (a): Increase the number of storeys from 1.5 with a basement to 2 with a basement;
- Part 2.143.5 (a): Reduce the front setback from 7.5m to 6.64m;
- Part 2.143.5 (a): Increase the maximum projection for bay windows into the front setback from 0.6m to 1.65m;
- Part 2.143.5 (a): Increase the maximum projection for steps into the front setback from 3.5m to 4.5m;
- Part 2.143.5 (b): Reduce the rear setback from 10.7m to 1.5m;
- Part 2.143.5 (c): Reduce the side setback (south) from 1.52m to 0.30m;
- Part 2.143.5 (c): Reduce the side setback (north) from 3m to 1.53m;
- Part 2.143.5 (d): Reduce the combined side yard setback from 4.5m to 1.83m;
- Schedule "C" (4): Reduce the number of parking stalls from 2 to 1.
- Part 2.143.5 (a): Increase the maximum projection for bay windows into the front setback from 0.6m to 1.65m;
- Part 2.143.5 (a): Increase the maximum projection for steps into the front setback from 3.5m to 4.5m;
- Part 2.143.5 (b): Reduce the rear setback from 10.7m to 1.5m;
- Part 2.143.5 (c): Reduce the side setback (south) from 1.52m to 0.30m;
- Part 2.143.5 (c): Reduce the side setback (north) from 3m to 1.53m;
- Part 2.143.5 (d): Reduce the combined side yard setback from 4.5m to 1.83m;
- Schedule "C" (4): Reduce the number of parking stalls from 2 to 1.

Alison Meyer (Assistant Director of Development Services.): *Advised that the rezoning application is to construct a new small lot single family dwelling while retaining the existing use of a two family dwelling.*

Mayor Helps opened the public hearing at 6:57 p.m.

Kim Colpman (Applicant): Provided information regarding the current application and the history of previous applications and design.

Council discussed the following:

- *The maximum footprint allowed on a plus site.*

Councillor Loveday withdrew from the meeting at 7:10 p.m. and returned at 7:11 p.m.

Joe Colenda (Superior Street): Expressed support for the application as it would be good City planning for the Fernwood area.

Richard Keers (Purcell Place): Expressed support for the application as it would increase density in the neighbourhood.

Carolyn Harris-Duncan (Ryan Street): Expressed support for the application as it will be a good fit for the neighbourhood.

Jonathan Player (Stanley Avenue): Expressed support for the application as it will be a good fit for the property.

Chris Grieve (Stanley Avenue): Expressed concerns regarding the application due to the size and massing, the impact it will have on neighbours, and the number of variances.

Ross Henderson (Pembroke Street): Expressed concerns regarding the application due to the number of variances, and the lack of parking.

Council discussed the following:

- *Whether the proposed changes affect the current dwelling duplex.*

Mayor Helps closed the public hearing at 7:29 p.m.

3. **Bylaw Approval**

Motion:

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1078) No. 16-093*

Council discussed the following:

- *Whether the small lot rezoning is supportable and creates affordable housing.*
- *The considerable number of variances that are being requested.*
- *The neighbourhood support and concerns that have been voiced.*
- *Concerns expressed by the neighbourhood association.*
- *Whether enough changes have been made to address the height and massing concerns.*

Defeated

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

2. **Heritage Alteration Permit with Variances Application No. 00002 for 721 Government Street**

1. **Public Hearing**

Heritage Alteration Permit with Variances Application No. 00002

The City of Victoria will be considering the issuance of a Heritage Alteration Permit with Variances for the land known as 721 Government Street and varying the *Zoning Regulation Bylaw* namely:

- reduce landscaping from 100% to 97.37% within the required street setback;
- reduce front setback from 32m to 16.4m for the porte cochère.

Legal description of the land:

- Lot A of Lots 171, 207, 209, 210, 211, 212, 213, 214, 215, 228 and 1270-B, Victoria City, and of section 6, Victoria District, Plan 23703

Alison Meyer (Assistant Director of Development Services): *Advised that the application is to permit a new covered front entry at the front of the Empress Hotel.*

Mayor Helps opened the public hearing at 7:52 p.m.

John Murray (JMAA Architecture): Provided information regarding the application, which is to provide a better entryway for guests and visitors of the Empress Hotel to the main entranceway doors. The entranceway will be separate from the building in order to maintain the heritage building

Mayor Helps closed the public hearing at 8:02 p.m.

2. **Heritage Alteration Permit with Variances Approval**

Motion:

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

That Council authorize the issuance of the Heritage Alteration Permit Application with Variances No. 00002 for 721 Government Street in accordance with:

1. Plans date stamped October 31, 2016.

2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - a. reduce landscaping from 100% to 97.37% within the required street setback
 - b. reduce front setback from 32m to 16.4m for the Porte Cochere.
3. Final plans to be generally in accordance with the plans identified above.
4. Heritage Alteration Permit lapsing two years from the date of this resolution.

Carried Unanimously

UNFINISHED BUSINESS

1. Rezoning Application No. 00473 for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road (Undeveloped Lands of Dockside Green) – Update Report

Motion:

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

1. That Council give first and second reading and direct staff to set the Public Hearing for attached Official Community Plan Amendment Bylaw No. 17-007 and Zoning Regulation Bylaw Amendment Bylaw No. 17-005 for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road.
2. That concurrent with first and second reading for Official Community Plan Amendment Bylaw No. 17-007 and Zoning Regulation Bylaw Amendment Bylaw No. 17-005 that Council give the necessary readings to Land Use Procedures Bylaw Amendment Bylaw No. 17-006 and that Council consider enacting the Land Use Procedures Bylaw Amendment Bylaw No. 17-006 if Official Community Plan Amendment Bylaw No. 17-007 and Zoning Regulation Bylaw Amendment Bylaw No. 17-005 are approved.
3. That Council require the following prior to the adoption of Official Community Plan Amendment Bylaw No. 17-007 and Zoning Regulation Bylaw Amendment Bylaw No. 17-005 for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road:
 - a. the new Dockside Green Master Development Agreement being registered on title of the lands to the satisfaction of the Director of Sustainable Planning and Community Development;
 - b. legal agreements, in a form satisfactory of staff, being registered on title of the lands that requires Dockside Green Ltd. to be responsible for all site remediation and completion and fulfilment of all conditions outlined in the Certificates of Compliance issued by the Ministry of Environment.

Council discussed the following:

- *The history of the application.*
- *The parking review that is ongoing for this neighbourhood.*

Carried Unanimously

2. Rezoning Application No. 00502 and Development Permit Application No. 000453 for 727 Johnson Street – Update Report

Motion:

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

1. That Council give first, second and third reading of Housing Agreement (727 Johnson Street) Bylaw No. 17-009.
2. That Council give first and second reading to *Zoning Regulation Bylaw* Amendment Bylaw No. 17-010 for 727 Johnson Street.
3. That Council consider the following motion after the Public Hearing for Rezoning Application No. 00502, if it is approved:

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;
- c. The Development Permit lapsing two years from the date of this resolution.

Carried Unanimously

Councillor Thornton-Joe withdrew from the meeting at 8:11 p.m. due to a potential pecuniary conflict of interest with the following item, as her husband is employed by BC Transit.

3. **Letter from the Minister of Transportation and Infrastructure**

Council received a letter dated November 24, 2016 responding to the City's letters regarding bus priority lanes along the Trans-Canada Highway and support for the request made by the Victoria Regional Transit Commission (VRTC) to amend the Motor Fuel Tax Act to fund BC Transit improvements.

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that the correspondence dated November 24, 2016 from the Minister of Transportation and Infrastructure be received for information.

Carried Unanimously

Councillor Thornton-Joe returned to the meeting at 8:12 p.m.

4. **Letter from the Office of the Prime Minister**

Council received a letter dated December 14, 2016 acknowledging receipt of the City's letter dated November 30, 2016 concerning a motion made regarding Leonard Peltier.

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the correspondence dated December 14, 2016 from the Office of the Prime Minister be received for information.

Carried Unanimously

5. **Letter from Cornerstone Christian Fellowship**

Council received a letter dated December 15, 2016 thanking the City for the approval of the permissive tax exemption on their Church property.

Motion:

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the correspondence dated December 15, 2016 from Cornerstone Christian Fellowship be received for information.

Carried Unanimously

REPORTS OF COMMITTEES

1. **Additional Committee of the Whole Motion Regarding Tourism Victoria Appointments**

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council approve the motion from the Committee of the Whole from the Meeting held December 8, 2016 for the following appointments to Tourism Victoria Board of Directors:

2017: Councillor Coleman
2018: Councillor Young

Carried Unanimously

2. **Committee of the Whole – January 5, 2017**

1. **Amendments to the Strategic Plan 2015-2018**

Councillor Thornton-Joe withdrew from the meeting at 8:15 p.m. due to a potential pecuniary conflict of interest with the following items, as she is on the board of the Aboriginal Coalition to End Homelessness and her husband is employed by BC Transit.

a. **Greater Victoria Coalition to End Homelessness**

Motion:

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

Objective 6: Make Victoria More Affordable

2017 OUTCOME:

To have appropriate solutions in place for all individuals experiencing chronic homelessness with additional or other support needs as identified by the Greater Victoria Coalition to End Homelessness' Priority One Task Force.

2017/2018 ACTIONS:

Continue to support the work of the Greater Victoria Coalition to End Homelessness.

2021 OUTCOME:

To have appropriate solutions in place, including adequate housing, for all individuals experiencing chronic homelessness.

Carried Unanimously

b. BC Transit

Motion:

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

Objective 5: Create Prosperity Through Economic Development

2017 OUTCOME:

Work with Downtown Victoria Business Association, BC Transit, VIATEC and private sector to address transportation challenges and opportunities downtown.

Carried Unanimously

Councillor Thornton-Joe returned to the meeting at 8:16 p.m.

Mayor Helps withdrew from the meeting at 8:17 p.m. due to a potential non-pecuniary conflict of interest, due to her relationship with an AirBnB operator.

Councillor Alto assumed the Chair in her absence.

Councillor Lucas withdrew from the meeting at 8:17 p.m. due to a potential pecuniary conflict of interest as she is the general manager of a hotel.

c. Short Term Vacation Rentals

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Coleman, that Council approve the following amendment to the Strategic Plan 2015 – 2018

Objective 6: Make Victoria More Affordable

2017 ACTIONS:

Strengthen policy and regulations related to Short Term Vacation Rentals.

Carried Unanimously

Councillor Lucas returned to the meeting at 8:20 p.m.

Mayor Helps returned to the meeting at 8:20 p.m. and assumed the Chair.

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council approve the amendments to the Strategic Plan 2015 – 2018, as noted in the January 12, 2017 Council meeting agenda attachment, *4 Amendments to the Strategic Plan Remainder of Strategic Plan Updates* found under item H.1.b.

Carried

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

2. Proposed Adjustments to the Draft 2017-2021 Financial Plan

Motion:

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

1. That Council approve the following one-time allocation of the remaining estimated \$2.8 million 2016 surplus:

Supplementary Requests:

- a. Parks planning - temporary support \$103,000
- b. Development services - temporary support \$42,000
- c. Solid waste management strategy \$50,000
- d. Parks infrastructure \$158,000
- e. High risk tree removal \$150,000
- f. Public Works Yard master plan \$50,000
- g. Special events traffic control support \$50,000
- h. Downtown Core Area Plan implementation \$55,000
- i. Zoning updates \$30,000
- j. City Studio \$50,000 (\$25,000 for 2017 and \$25,000 for 2018)
- k. Accelerated neighbourhood planning \$500,000 (\$300,000 for 2017 and \$200,000 for 2018)
- l. Victoria Housing Strategy implementation \$100,000
- m. South Island Prosperity Project \$220,000
- n. Car Free Day in kind support \$45,000 (\$15,000 per year for 3 years)

Supplementary Requests:

- a. Overnight sheltering – support and clean-up \$200,000
- b. Canada 150th - \$150,000
- d. Fairfield Community Centre (insurance administration) \$500 from surplus

Carried Unanimously

- c. **Item C** - Temporary, moveable child-friendly play feature in Centennial Square - \$50,000

Council discussed the following:

- *Whether washrooms in Centennial Square should be the first priority.*

Carried

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

Motion:

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

- 2. Approve the following Supplementary Requests with funding from Utility Reserves:
 - a. Water Utility Reserve
 - i. Water leak detection \$22,000
 - ii. Water meter testing \$57,000
 - b. Sewer Utility Reserve
 - i. Sewer lateral repair increase \$55,000
 - ii. Sewer line rapid assessment program \$53,000

Carried Unanimously

Motion:

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

- 3. From Surplus:
 - a. That Council direct staff to implement the staff recommendation for proposed Bicycle Master Plan improvements for Vancouver Street, at the estimated cost for proposed signs/markings of approximately \$5,000, to be funded through the Bicycle Master Plan Implementation budget.
 - b. That Council direct staff to allocate up to \$75,000 to create and install a symbol of the Lekwungen People near City Hall (as a one-time expenditure)
 - c. That Council direct staff to allocate up to \$20,000 to defer the costs to defray the costs to host the 2017 Canadian Capital Cities Organization annual conference (as a one-time expenditure)
 - d. That Council direct staff to allocate up to \$30,000 from surplus to implement the Youth Strategy.
 - e. That Council direct staff to allocate up to \$11,000 from the 2016 surplus toward the purchase and temporary installation of table tennis and chess tables in Centennial Square, to be expended subject to securing external funds for the remaining 50% of estimated capital and installation costs from the Downtown Business Association, the Victoria Parks and Recreation Foundation and seek other organizations and individuals to help.

Carried Unanimously

3. Committee of the Whole – January 9, 2017

1. Proposed Adjustments to the Draft 2017-2021 Financial Plan

Motion:

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

- 1. That Council direct staff to examine and report back on what changes to the current policy would be needed to enable, and the financial and operational impacts that would result from, amending the current permissive tax exemption policy to:
 - a) consider broader categories of eligibility, in particular, for applicants providing supportive services to seniors, children, persons with disabilities, and veterans, that are in some way disadvantaged, including long-term care, and
 - b) consider narrowing eligibility for parking lots that generate income.

Carried Unanimously

2. Presentation: Victoria Police Mental Health Strategy

Motion:

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

- 1. That Council fund added police core budget of \$277,000 through any potential new assessed revenue.

Carried

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

Motion:

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

2. That Council direct staff to work with police controller and police board to harmonize police and Victoria budgeting timeline for 2018 budget within the context of the signed framework agreement.

Carried Unanimously

Motion:

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

3. That Council postpone consideration of the following motion until the January 26, 2017, Council Meeting to give the public an opportunity to provide input on the Mental Health Strategy:
 - a. That Council: Fund first year of police support for vulnerable population pilot project, \$240,200 from 2016 surplus.
 - b. Subject to a report from police with regard to pilot project, to the satisfaction of the majority of Council, fund second year of pilot project, \$240,200 from 2017 surplus.
4. That Council postpone consideration of the following motion until the January 26, 2017, Council Meeting:
That Council direct staff to allocate any remaining surplus from 2016 to the Buildings and Infrastructure Reserve.

Carried Unanimously

4. Committee of the Whole – January 12, 2017

Councillor Thornton-Joe withdrew from the meeting at 8:30 p.m. due to a potential pecuniary conflict of interest with the following item, as she is on the board of the Aboriginal Coalition to End Homelessness.

1. Greater Victoria Coalition to End Homelessness

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council direct staff to:

1. Allocate funding for the Greater Victoria Coalition to End Homelessness as flow funding through the CRD using their existing agreement with the Coalition.
2. Reallocate \$100,000 from the Strategic Plan Grant budget in the Five Year Financial Plan.
3. Direct the Greater Victoria Coalition to End Homelessness to give an annual progress report, with annual financial statements including budget and expenditures, to the City of Victoria.

Carried Unanimously

Councillor Thornton-Joe returned to the meeting at 8:31 p.m.

2. Budget Recommendations

Motion:

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

1. That Council direct staff to proceed with the ongoing supplementary requests of:
 - a. \$135,000 for the real estate function.
 - b. \$25,000 arts and culture support
 - c. \$5,125 Victoria Civic Heritage Trust
 - d. \$2,153 Victoria Civic Heritage Foundation
 - e. \$6,000 Community Garden Volunteer Coordination
 - f. \$6,000 distribution of mulch
2. That should the additional new assessed revenue not total \$277,000 that Council direct staff to fund the following from the 2016 surplus:
 - a. \$87,000 for a correspondence coordinator
 - b. \$128,000 for tree care
 - c. \$55,722 for greening of fleet
3. Direct staff to include the following requests in the 2018 budget as ongoing supplementary items:
 - a. \$87,000 for a correspondence coordinator
 - b. \$128,000 for tree care
 - c. \$55,722 for greening of fleet

Carried Unanimously

3. Proposed Adjustments to the Draft 2017-2021 Financial Plan (Summarization of Direction to date for the Draft 2017-2021 Financial Plan)

Motion:

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

1. Confirm that all core departmental budgets for 2017 within the Draft 2017-2021 Financial Plan are approved for implementation.
2. Confirm the funding source for ongoing supplementary requests:

- a. Which ongoing supplementary requests are approved with ongoing funding from new assessment revenue
 - b. Which ongoing supplementary requests are approved for 2017 only with funding from 2016 surplus, or put on hold
3. Direct staff to allocate any remaining new assessment revenue to the Equipment and Infrastructure Reserve (greening the fleet).
4. Direct staff to bring forward the Five Year Financial Plan Bylaw, 2017, as amended, to the April 13, 2017 Council meeting.

Carried Unanimously

Councillor Thornton-Joe withdrew from the meeting at 8:32 p.m. due to a potential pecuniary conflict of interest with the following item, as her husband is employed by BC Transit.

4. Letter: Improving Transit Service by Improving Transit Travel Times

Motion:

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council receive the letter for information.

Carried Unanimously

Councillor Thornton-Joe returned to the meeting at 8:33 p.m.

5. Audit Report Follow-Up: Project Management Framework

Motion:

It was moved by Mayor Helps, seconded by Councillor Alto, that Council receive the report of January 6, 2017 for information.

Carried Unanimously

6. Appointment to the Board of Cemetery Trustees of Greater Victoria

Motion:

It was moved by Councillor Young, seconded by Councillor Thornton-Joe, that Council appoint Councillor Alto to the Board of Cemetery Trustees of Greater Victoria for the term starting January 2017.

Carried Unanimously

Councillor Coleman withdrew from the meeting at 8:34 p.m. due to a potential pecuniary conflict of interest with the following item, as his wife works for the Anglican Synod of the Diocese of BC.

7. Rezoning Application No. 00466 for 913-929 Burdett Avenue & 914-924 McClure Street (Fairfield) & Heritage Alteration Permit Application No. 00214 for 913-929 Burdett Avenue and 914-924 McClure Street (Fairfield)

Motion:

It was moved by Councillor Madoff, seconded by Mayor Helps, that a meeting of the Joint Heritage Advisory Panel and the Advisory Design Panel be convened to consider the application for 913-929 Burdett Avenue and 914-924 McClure Street and that the report from the joint panel be included in the agenda when the application is considered by the Committee of the Whole.

That the panel be asked for comments on, but not limited to:

1. The relationship between the scale of the proposed development and the OCP policy that supports new additions that conserve and enhance heritage property.
2. Does the proposal appropriately respond to Standard 1 of the National Standards and Guidelines in respect to the removal of heritage designated elements/additions and the relocation of the Cartreff and Temple buildings
3. Does the proposal respond appropriately to Standard 11 of the National Standards and Guidelines in terms of new construction being physically and visually compatible with, subordinate to, yet distinguishable from, the historic place.
4. Does the Conservation Plan adequately address the National Standards and Guidelines and provide appropriate detail on how the proposal responds to the Guidelines
5. Has adequate information been provided by the applicant to support the claim that the level of Burdett Street has been raised over time and that this justifies the moving and raising of the Cartreff House.
6. Does the proposed landscape plan respect and retain historic landscaping appropriate to the 1860s Mt. St. Angela building and the 1905, Samuel Maclure designed, Cartreff House as outlined in the Standards and Guidelines.

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the applicant be asked to reconsider the dedication of a midblock pathway between Burdett Avenue and McClure Street.

Council discussed the following:

- *That the midblock pathway was not recommended by staff.*
- *That the heritage elements of this application should be the focus.*

On the amendment:
Defeated

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

On the motion:
Carried Unanimously

Councillor Coleman returned to the meeting at 8:41 p.m.

8. Rezoning Application No. 00504 and Development Permit with Variances Application No. 000489 for 8 & 10 Philippa Place (Fairfield)

Motion:

It was moved by Councillor Madoff, seconded by Councillor Coleman, that Council instruct staff to prepare the necessary Zoning Regulation Amendment Bylaw that would authorize the proposed development outlined in Rezoning Application No.00504 for 8 and 10 Philippa Place, that first and second reading of the Zoning Regulation Amendment bylaw be considered by Council and a Public Hearing date be set by staff.

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. 00504, if it is approved, consider the following motion: "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:
 - i. increase the 1st and 2nd storey combined floor area from 280m² to 310m²
 - ii. reduce the rear yard setback from 12.37m to 10.65m (to stairs)
 - iii. reduce the side yard setback (west) from 3.00m to 1.45m
 - iv. reduce the side yard setback (east) from 2.03m to 1.86m (to cantilever)
 - v. 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

9. Development Permit with Variances No. 00019 for 1040 Alston Street (Vic West)

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 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 variances:
 - i. 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

10. Development Permit with Variances No. 00018 for 1961 Douglas 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. 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:
 - i. Section 5.1.11 - setback from rear (south) lot boundary reduced from 7.50m to 0.00m;
 - ii. 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

11. Greater Victoria Public Library - Operating Agreement

Motion:

It was moved by Councillor Madoff, seconded by Councillor Alto, that Council approve the Operating Agreement for the Greater Victoria Public Library and authorize the Mayor and City Clerk to execute the Agreement.

Carried Unanimously

12. Parking Rates

Motion:

It was moved by Councillor Young, seconded by Councillor Loveday, that Council approve the following motion:

That City Staff work with the DVBA and the Chamber of Commerce and invite the Downtown Residents Association to participate in the work to bring forward recommendations for all City parking rates as required to meet the objectives of:

1. Availability of parking to meet needs of short-term visitors to the downtown, and
2. Best use of available spaces, given objective 1.

Amendment:

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that the motion be amended by adding a point three as follows:

3. To add to the current work being done by staff to address parking concerns.

Amendment to the amendment:

It was moved by Mayor Helps, seconded by Councillor Coleman, that the amendment be amended as follows:

3. To add to the current work being done by staff to address transportation parking concerns.

Council discussed the following:

- Whether the City should focus on mode shifts or parkades as a whole.

On the amendment to the amendment:
Defeated

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

On the amendment:
Carried

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

Main motion as amended:

That City Staff work with the DVBA and the Chamber of Commerce and invite the Downtown Residents Association to participate in the work to bring forward recommendations for all City parking rates as required to meet the objectives of:

1. Availability of parking to meet needs of short-term visitors to the downtown, and
2. Best use of available spaces, given objective 1.
3. To add to the current work being done by staff to address parking concerns.

On the main motion as amended:
Carried Unanimously

13. City Victoria Support for Farm to School BC

Motion:

It was moved by Councillor Loveday, seconded by Councillor Isitt, that Council approve the following motion:

That the Mayor write a letter on behalf of Council to Minister Terry Lake expressing support for Farm to School BC and asking that funding to Farm to School BC be restored.

Carried Unanimously

BYLAWS

FIRST READING

- a. **Heritage Property Protection and Land Use Procedures Amendment Bylaws**

Motion:

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

1. *Heritage Property Protection, Amendment Bylaw (No. 2) No. 17-011*
2. *Land Use Procedures Bylaw, Amendment Bylaw (No. 2) No. 17-012*

Carried Unanimously

b. Bylaw for Rezoning Application for 90 and 92 Dallas Road

Motion:

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

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

Carried

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

c. Bylaws for the Rezoning Application for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road (Undeveloped Lands at Dockside Green)

Motion:

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1076) No. 17-005*
2. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 16) No. 17-007*
3. *Land Use Procedures Bylaw, 2016, Amendment Bylaw (No. 3) No. 17-006*

Carried Unanimously

d. Bylaws for Rezoning Application for 727 Johnson Street

Motion:

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

1. *Housing Agreement (727 Johnson Street) Bylaw No. 17-009*
2. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*

Carried Unanimously

2. SECOND READING

a. Heritage Property Protection and Land Use Procedures Amendment Bylaws

Motion:

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

1. *Heritage Property Protection, Amendment Bylaw (No. 2) No. 17-011*
2. *Land Use Procedures Bylaw, Amendment Bylaw (No. 2) No. 17-012*

Carried Unanimously

b. Bylaws for the Rezoning Application for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road (Undeveloped Lands at Dockside Green)

Motion:

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

1. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1076) No. 17-005*
2. *Official Community Plan Bylaw, 2012, Amendment Bylaw (No. 16) No. 17-007*
3. *Land Use Procedures Bylaw, 2016, Amendment Bylaw (No. 3) No. 17-006*

Carried Unanimously

c. Bylaws for Rezoning Application for 727 Johnson Street

Motion:

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

1. *Housing Agreement (727 Johnson Street) Bylaw No. 17-009*
2. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1083) No. 17-010*

Carried Unanimously

d. **Bylaw for Rezoning Application for 90 and 92 Dallas Road**

Motion:

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

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

Carried

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

3. **THIRD READING**

a. **Heritage Property Protection and Land Use Procedures Amendment Bylaws**

Motion:

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

1. *Heritage Property Protection, Amendment Bylaw (No. 2) No. 17-011*
2. *Land Use Procedures Bylaw, Amendment Bylaw (No. 2) No. 17-012*

Carried Unanimously

b. **Bylaw for the Rezoning Application for the Easterly 300 Block of Tyee Road and the Westerly 300 Block of Harbour Road (Undeveloped Lands at Dockside Green)**

Motion:

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

1. *Land Use Procedures Bylaw, 2016, Amendment Bylaw (No. 3) No. 17-006*

Carried Unanimously

c. **Bylaw for Rezoning Application for 727 Johnson Street**

Motion:

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

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

Carried Unanimously

d. **Bylaw for Pesticide Use Reduction**

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council rescind adoption of the following bylaw:

1. *Pesticide Use Reduction Bylaw, Amendment Bylaw (No. 1) No. 16-066*

Carried Unanimously

Motion:

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council rescind third reading of the following bylaw:

2. *Pesticide Use Reduction Bylaw, Amendment Bylaw (No. 1) No. 16-066*

Carried Unanimously

Motion:

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

1. *Pesticide Use Reduction Bylaw, Amendment Bylaw (No. 1) No. 16-066*

Carried Unanimously

CORRESPONDENCE

1. **Letter from Victoria Civic Heritage Trust**

Council received a letter dated December 14, 2016 providing Council with their 2017 Expenditure Budget.

Motion:

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that the correspondence dated December 14, 2016 and the 2017 Expenditure Budget from Victoria Civic Heritage Trust be received for information.

Carried Unanimously

2. **Letter from Guy Caron, Member of Parliament**

Council received a letter dated December 12, 2016 asking for support for a Private Member's Bill to end unfair taxation on family business transfers.

Motion:

It was moved by Mayor Helps, seconded by Councillor Alto, that the correspondence dated December 12, 2016 from Guy Caron, Member of Parliament be referred to a Committee of the Whole meeting.

Carried

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

3. **Letter from the Victoria Airport Authority**

Council received a letter dated December 19, 2016 submitting the Victoria Airport Authority (VAA) 2016 Report to Nominators.

Motion:

It was moved by Councillor Alto, seconded by Councillor Loveday, that the correspondence dated December 19, 2016 and 2016 Report to Nominators from the Victoria Airport Authority be received for information.

Carried Unanimously

QUESTION PERIOD

A question period was held.

ADJOURNMENT

Motion:

It was moved by Councillor Alto, seconded by Councillor Coleman, that the Council meeting adjourn.
Time: 9:02 p.m.

Carried Unanimously

CERTIFIED CORRECT:

CITY CLERK

MAYOR