

3. **Zoning Regulation Bylaw, Amendment Bylaw (No. 1063) No. 16-029 for Rezoning Application No. 00469 for 1146 Caledonia Avenue**

**Motion:**

It was moved by Councillor Madoff, seconded by Councillor Alto, that Council give first and second readings of Zoning Regulation Bylaw, Amendment Bylaw (No. 1063) No. 16-029.

**Carried Unanimously**

**FIRST READING**

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

*Zoning Regulation Bylaw, Amendment Bylaw (No. 1063) No. 16-029.*

**Carried Unanimously**

4. **Official Community Plan Bylaw, 2012 Amendment Bylaw (No. 21) – 16-030**

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following bylaw be given first and second readings:

*Official Community Plan Bylaw, 2012 Amendment Bylaw (No. 21) No. 16-030*

**Carried Unanimously**

**FIRST READING**

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

*Official Community Plan Bylaw, 2012 Amendment Bylaw (No. 21) No. 16-030*

**Carried Unanimously**

5. **Housing Agreement (1146 Caledonia Avenue) Bylaw – 16-031**

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

*Housing Agreement (1146 Caledonia Avenue) Bylaw No. 16-031*

**Carried Unanimously**

**FIRST READING**

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

*Housing Agreement (1146 Caledonia Avenue) Bylaw No. 16-031*

**Carried Unanimously**

2. **SECOND READING**

It was moved by Councillor Madoff, seconded by Councillor Isitt, that the following bylaws be given second reading:

1. Heritage Designation (534 Pandora Avenue) Bylaw
2. Heritage Designation (533-537 Fisgard Street) Bylaw No. 16-009
3. Zoning Regulation Bylaw, Amendment Bylaw (No. 1063) No. 16-029.
4. Official Community Plan Bylaw, 2012 Amendment Bylaw (No. 21) No. 16-030
5. Housing Agreement (1146 Caledonia Avenue) Bylaw No. 16-031

**Carried Unanimously**

3. **THIRD READING**

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

1. Housing Agreement (1146 Caledonia Avenue) Bylaw No. 16-031

**Carried Unanimously**



## **Council Report**

### **For the Meeting of February 25, 2016**

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**To:** Council **Date:** February 11, 2016  
**From:** Jonathan Tinney, Director, Sustainable Planning and Community Development  
**Subject:** **Rezoning Application No.00469 for 1146 Caledonia Street** – Application Ready to Proceed to Public Hearing

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### **RECOMMENDATION**

That Council give first and second reading of the Official Community Plan Amendment Bylaw (Bylaw No.16-030), the Zoning Regulation Bylaw Amendment (Bylaw No. 16-029) and Bylaw No. 16-031 to authorize the Housing Agreement, and set a Public Hearing date of March 10, 2016 for the Official Community Plan Amendment Application and Rezoning Application No. 00469 for 1146 Caledonia Street.

### **EXECUTIVE SUMMARY**

The purpose of this report is to present Council with updated information regarding an Official Community Plan (OCP) Amendment Application and Rezoning Application for the property located at 1146 Caledonia Street. The applicant proposes an OCP Amendment to change the Urban Place Designation from Traditional Residential to Urban Residential and to rezone to permit a six-unit multiple dwelling with a density of 0.86:1 FSR. The required OCP consultation was completed and a summary of the public input received from the consultation process is provided below.

In accordance with Council's motion of May 28, 2015 and July 9, 2015 (attached), the necessary conditions that would authorize the approval of the OCP amendment and rezoning for the property located at 1146 Caledonia Street have been fulfilled. The legal agreements are being signed and submitted to Land Titles Office. The Planning and Land Use Committee (PLUC) report dated, April 30, 2015, together with the meeting minutes, are attached. The motion from the April 16, 2015, PLUC meeting was:

"That Council direct staff to prepare the necessary *Official Community Plan Amendment Bylaw* in accordance with Section 882 of the *Local Government Act* and the necessary *Zoning Regulation Bylaw Amendment* that would authorize the proposed development outlined in Rezoning Application No. 00469 for 1146 Caledonia Avenue, and that first and second reading of the *Zoning Regulation Bylaw Amendment* be considered by Council and a Public Hearing date be set once the following conditions are met:

1. "Registration of an Easement in favour of the City to provide a public pathway from Cameron Street to Kings Park, to the satisfaction of staff.

2. Preparation of a Housing Agreement for no prohibition on the rental of strata units, to the satisfaction of staff.
3. That Council determine, pursuant to Section 879(1) of the *Local Government Act*, that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject property; determine that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
4. That Council determine, pursuant to Section 879 (2)(a) of the *Local Government Act*, that having regard to the previous Community Association Land Use Committee (CALUC) Community Meeting, the consultation proposed at this stage is an adequate opportunity for consultation.
5. That Council consider consultation under Section 879 (2)(b) of the *Local Government Act* and determine that no referrals are necessary with the Capital Regional District Board; Councils of Oak Bay, Esquimalt and Saanich; the Songhees and Esquimalt First Nations; the School District Board; and the provincial and federal governments and their agencies due to the nature of the proposed amendments.
6. That Council give first reading to the *Official Community Plan Amendment Bylaw*.
7. That Council consider the *Official Community Plan Amendment Bylaw* in conjunction with the *City of Victoria 2012-2016 Financial Plan* and the *Capital Regional District Liquid Waste Management Plan* and the *Capital Regional District Solid Waste Management Plan* pursuant to section 882(3)(a) of the *Local Government Act* and deem those Plans to be consistent with the proposed *Official Community Plan Amendment Bylaw*.
8. That Council give second reading to the *Official Community Plan Amendment Bylaw*.
9. That Council refer the *Official Community Plan Amendment Bylaw* for consideration at a Public Hearing."

### **Community Input on OCP Amendment**

On May 28, 2015, Council directed staff to consult with property owners and occupants within 200m of the properties at 1146 Caledonia Street through a mail-out and public notices on the City's website. To date, the City has received correspondence from nine members of the public (attached). Additional comments received prior to first and second reading of the Bylaws as well as prior to the Public Hearing would be included in the Council Agenda package at that time.

### **Public Hearing Conditions**

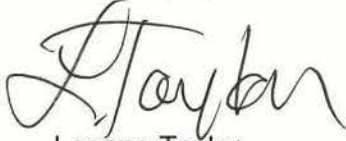
With regard to the pre-conditions that Council set in relation to this Application, staff can report that:

- an Easement in favour of the City to provide a public pathway from Cameron Street to Kings Park is being registered on title
- a Housing Agreement to ensure no prohibition on the rental of strata units has been prepared and is being registered on title following the adoption of the Bylaw to authorize the Housing Agreement. A letter of undertaking from the applicant's Solicitor has been received.

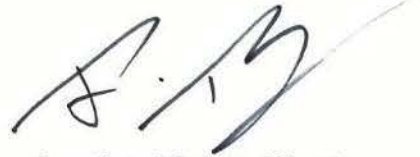
In addition to the above, the applicant also provided to the City a Statutory Right-of-Way on the Caledonia frontage to allow for active transportation improvements in the future. The legal agreement is being registered on title.

The recommendation provided for Council's consideration contains the appropriate language to advance this Application to a Public Hearing on March 10, 2016

Respectfully submitted,



Leanne Taylor  
Senior Planner, Development  
Services Division



Jonathan Tinney, Director  
Sustainable Planning and  
Community Development

Report accepted and recommended by the City Manager:



Date: Feb. 17, 2016

#### List of Attachments

- Planning and Land Use Committee Report dated April 30, 2015
- Minutes from Planning and Land Use Committee Meeting dated May 28, 2015
- Minutes from Council Meeting dated May 28, 2015
- Minutes from Council Meeting dated July 9, 2015
- Correspondence from OCP notice mailout.





## **Planning and Land Use Committee Report**

### **For the Meeting of May 14, 2015**

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**To:** Planning and Land Use Committee

**Date:** April 30, 2015

**From:** Helen Cain, Senior Planner, Development Services Division

**Subject:** Rezoning Application No. 00469 for 1146 Caledonia Avenue and associated Amendment to the Official Community Plan

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### **RECOMMENDATION**

Staff recommend that Committee forward this report to Council and that Council direct staff to prepare the necessary Official Community Plan Amendment Bylaw in accordance with Section 882 of the *Local Government Act* and the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00469 for 1146 Caledonia Avenue, and that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Registration of an Easement in favour of the City to provide a public pathway from Cameron Street to Kings Park, to the satisfaction of staff.
2. Preparation of a Housing Agreement for no prohibition on the rental of strata units, to the satisfaction of staff.
3. Plan revisions to address the scale and footprint of the proposed building to the satisfaction of staff.
4. That Council determine, pursuant to Section 879(1) of the *Local Government Act*, that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject property; determine that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
5. That Council determine, pursuant to Section 879 (2)(a) of the *Local Government Act*, that having regard to the previous Community Association Land Use Committee (CALUC) Community Meeting, the consultation proposed at this stage is an adequate opportunity for consultation.



6. That Council consider consultation under Section 879(2)(b) of the *Local Government Act* and determine that no referrals are necessary with the Capital Regional District Board; Councils of Oak Bay, Esquimalt and Saanich; the Songhees and Esquimalt First Nations; the School District Board; and the provincial and federal governments and their agencies due to the nature of the proposed amendments.
7. That Council give first reading to the Official Community Plan Amendment Bylaw.
8. That Council consider the Official Community Plan Amendment Bylaw in conjunction with the *City of Victoria 2012-2016 Financial Plan* and the *Capital Regional District Liquid Waste Management Plan* and *Capital Regional District Solid Waste Management Plan* pursuant to section 882(3)(a) of the *Local Government Act* and deem those Plans to be consistent with the proposed Official Community Plan Amendment Bylaw.
9. That Council give second reading to the Official Community Plan Amendment Bylaw.
10. That Council refer the Official Community Plan Amendment Bylaw for consideration at a Public Hearing.

## LEGISLATIVE AUTHORITY

In accordance with Section 876 of the *Local Government Act*, Council may adopt one or more Official Community Plans. Pursuant to Section 137(1)(b) of the *Community Charter*, the power to amend an Official Community Plan Bylaw is subject to the same approval and other requirements as the power to adopt a new Official Community Plan Bylaw.

In accordance with Section 903 (c) of the *Local Government Act*, Council may regulate within a zone the use of land, buildings and other structures, the density of the use of the land, buildings and other structures, siting, size and dimensions of buildings and other structures, as well as the uses that are permitted on the land and the location of uses on the land and within the buildings and other structures.

In accordance with Section 905 of the *Local Government Act*, Council may enter into a Housing Agreement which may include terms agreed to by the owner regarding the occupancy of the housing units and provided such agreement does not vary the use of the density of the land from that permitted under the *Zoning Regulation Bylaw*.

## EXECUTIVE SUMMARY

The purpose of this report is to present Council with information, analysis and recommendations for an Official Community Plan Amendment Application and a Rezoning Application for the property located at 1146 Caledonia Avenue. The proposal is to rezone the property from the R-2 Zone (Two Family Dwelling District) to a new zone to increase the density to 0.86:1 floor space ratio (FSR) and permit a six-unit multiple dwelling.

The following points were considered in assessing this Application:

- The applicant is seeking an Official Community Plan Amendment to change the Urban Place Designation of the property from Traditional Residential to Urban Residential.
- The proposed siting, size and dimensions of the building are inconsistent with Policy 2.1 in the *Fernwood Neighbourhood Plan (1994)* to encourage new housing that "maintains the integrity, look, and character of single family and duplex housing stock".
- The proposal could be refined to reduce the building footprint, size and scale in relation to the surrounding 1100 block of Caledonia Avenue.



- The applicant is offering to provide an Easement in favour of the City along the north property line that would enable pedestrians to access Kings Park from Cameron Street. This proposed pathway to Kings Park is consistent with the OCP policy related to placemaking in and around parks.
- Surface parking would be located in the rear yard with a total of six stalls on site, which is less than the eight stalls that are required under the *Zoning Regulation Bylaw*. Based on recent parking studies on the level of use of the onsite parking stalls and staff knowledge of parking conditions in the area, this new development is not anticipated to have a significant onsite parking shortage.

Staff are recommending, for Council's consideration, that the Application advance to a Public Hearing, subject to plan revisions to address the siting, scale and footprint of the proposed building. The concurrent report on the Development Permit Application provides further analysis of these aspects of the new development.

## **BACKGROUND**

### **Description of Proposal**

This Rezoning Application is to rezone the property from the R-2 Zone (Two Family Dwelling District) to a new zone to increase the density to 0.86:1 floor space ratio (FSR) and construct a six-unit multiple dwelling. Six surface parking stalls would be provided in the rear yard, which is less than the eight stalls required under the *Zoning Regulation Bylaw*. The applicant is also proposing an associated Official Community Plan Amendment to change the Urban Place Designation from Traditional Residential to Urban Residential.

The following changes from the R-2 Zone are being proposed and would be accommodated in the new zone:

- change in use from single family dwelling to multiple dwelling
- increased density to 0.86:1 FSR
- increased maximum height from 7.60m to 9.23m and from two storeys to 3.5 storeys
- reduction in side yard setbacks from 1.50m to 1.30m next to a single-family dwelling to the west and from 3.00m to 2.64m along the east property line abutting Kings Park
- reduction from Schedule "C" vehicle parking requirements from 1.4 stalls per dwelling unit to one stall per dwelling unit for a multiple dwelling under strata ownership.

### **Sustainability Features**

The applicant has identified a number of sustainability features which will be reviewed in association with the concurrent Development Permit Application for this property.

### **Active Transportation Impacts**

The Application proposes the following features which support active transportation:

- one bicycle rack with two spaces in the front yard and
- one bicycle rack with four spaces in the rear yard.

## Land Use Context

The area is characterized by single family dwellings, duplexes, apartment buildings and shops, services and community amenities in North Park Village. Kings Park is adjacent to the subject property to the east and Royal Athletic Park is one block to the west.

## Existing Site Development and Development Potential

The site is presently a vacant lot. Under the current R-2 Zone (Two Family Dwelling District), the property could be developed as a duplex or as a single family dwelling.

## Data Table

The following data table compares the proposal with the existing R-2 Zone. An asterisk is used to identify where the proposal is less stringent than the existing zone. A double asterisk is used to identify existing non-conforming conditions.

Zoning Criteria	Proposal	Zone Standard R-2 Zone
Site area (m <sup>2</sup> ) - minimum	603.30	555.00
Site area per unit (m <sup>2</sup> ) - minimum	100.55*	277.50
Density (Floor Space Ratio) - maximum	0.86:1*	0.50:1
Total floor area (m <sup>2</sup> ) - maximum	516.82*	380.00
Lot width (m) - minimum	14.02**	15.00
Height (m) - maximum	9.23*	7.60
Storeys - maximum	3.5*	2
Site coverage % - maximum	31.20	40.00
Open site space % - minimum	36.20	33.00
Setbacks (m) - minimum Front (Caledonia Avenue) Rear (Cameron Street) Side (east) Side (west)	3.97 (building)* 1.98 (stairs)* 20.00 (building) 2.64* 1.30*	7.50 (building) 4.00 (stairs) 15.00 (building) 3.00 1.50
Parking - minimum	6*	8
Visitor parking (minimum) included in the overall units	1	1
Bicycle parking stalls (minimum)	6	6



## **Community Consultation**

Consistent with the *Community Association Land Use Committee (CALUC) Procedures for Processing Rezoning and Variances Applications*, the applicant has consulted with the Fernwood CALUC at a Community Meeting held on December 3, 2014. A letter dated February 13, 2015, is attached to this report. Because this Application involves an Official Community Plan Amendment Application, the owners and occupiers within 200m of the subject property were notified of the Community Meeting, which is in accordance with Council's CALUC procedures for a Rezoning Application with an associated OCP Amendment.

## **ANALYSIS**

### **Official Community Plan**

#### Urban Place Designation

The applicant is seeking an OCP Amendment to change the Urban Place Designation of the property from Traditional Residential to Urban Residential. Generally, the proposed land use and building form would be consistent with the place character of Traditional Residential where the OCP envisions "ground-oriented housing" with densities of up to 1.1 FSR. Technically, the proposed building height of 3.5 storeys is inconsistent with the OCP insofar as "ground-oriented housing" up to two storeys is envisioned in Traditional Residential areas. However, in this case the measured height (9.23m) of the proposed building would appear lower because the first level is partially below grade. Additionally, the houses to the immediate west are approximately the same height as the proposed building. The staff recommendation for Council's consideration is that the OCP Amendment Application is supportable in this location.

#### Official Community Plan Amendment Legislative Requirements

Should Council wish to advance this Application, Section 879(1) of the *Local Government Act* (LGA) requires a Council to provide one or more opportunities it considers appropriate for consultation with persons, organizations and authorities it considers will be affected by an amendment to the OCP. Consistent with Section 879 (2)(a) of the LGA, Council must further consider whether consultation should be early and ongoing. This statutory obligation is in addition to the Public Hearing requirements. In this instance, staff recommend for Council's consideration that notifying owners and occupiers of land within 200m of the subject property along with the posting a notice on the City's website would provide adequate opportunities for consultation with those affected.

Given the surrounding area is primarily residential and given that, through the Community Association Land Use Committee (CALUC) Community Meeting process, all owners and occupiers within a 200m radius of the site were notified and invited to participate in a Community Meeting, the consultation proposed at this stage in the process is recommended as adequate and consultation with specific authorities, under Section 879(2)(a) of the LGA, is not recommended as necessary.

Should Council support the OCP Amendment, Council is required to consider consultation with the Capital Regional District Board; Councils of Oak Bay, Esquimalt and Saanich; the Songhees and Esquimalt First Nations; the School District Board and the provincial government and its agencies. However, further consultation is not recommended as necessary for this amendment to the Urban Place Designation as this matter can be considered under policies in the OCP.



Council is also required to consider the OCP Amendments in relation to the City's *Financial Plan* and the *Capital Regional District Liquid Waste Management Plan* and the *Capital District Solid Waste Management Plan*. This proposal would have no impact on any of these plans.

#### Park Connection and Adjacent Land Uses

In the OCP, Section 8 "Placemaking" includes policies to encourage park use and animation through the location of "active land uses" adjacent to parks (Policy 8.64), and designing the perimeters of parks as "visually and physically penetrable to pedestrians" (Policy 8.65). The applicant's offer to provide an Easement in the City's favour along the north property line in order to connect Cameron Street to Kings Park is consistent with the relevant OCP policies. Issues and details related to maintenance of the pathway would be determined prior to a Public Hearing and the motion in this report, provided for Council's consideration, includes a requirement to register the necessary legal agreements.

#### **Regulatory Considerations**

OCP Policy 7.11 provides the overall direction to consider an array of parking management strategies including reduced parking requirements where appropriate. Based on recent parking studies in the area, which assessed the level of use of the onsite parking spaces for comparable projects, this new development is not anticipated to have a significant onsite parking shortage. The applicant has also provided observational data on street parking on Caledonia Avenue and Cameron Street for Council's consideration. Given staff knowledge of the existing parking conditions in the vicinity of the subject site, the proposal for two less stalls than required in the *Zoning Regulation Bylaw* is reasonable for this specific location.

#### **Local Area Plans**

The proposed size and dimensions of the multiple dwelling are inconsistent with Policy 2.1 in the *Fernwood Neighbourhood Plan (1994)* to encourage new housing that "maintains the integrity, look and character of single family and duplex housing stock". While the front elevation of the building would be similar to a duplex, the proposed form and massing could be refined to reduce the potentially overwhelming size, scale and footprint in relation to the context of the 1100 block of Caledonia Avenue. The report on the concurrent Development Permit Application provides further analysis of these details of the proposal and overall design.

#### **CONCLUSIONS**

The proposed multiple dwelling is consistent with the broad vision in the OCP for Traditional Residential areas but is inconsistent with the land use policy in the local area plan for new housing to relate to the single family dwelling and duplex character of Fernwood. Staff recommend that Council advance this Application to a Public Hearing, subject to plan revisions that address the building siting, scale and footprint relative to the 1100 block of Caledonia Avenue.



## ALTERNATE MOTIONS

1. That Council decline Application No. 00469 for the property located at 1146 Caledonia Avenue.
2. That Council advance the Application as proposed to a Public Hearing, without requiring refinements to the proposal in relation to the building's scale and footprint. (This can be accomplished by removing condition "3" from the staff recommendation).

Respectfully submitted,



Helen Cain  
Senior Planner  
Development Services Division



Alison Meyer, Assistant Director  
Sustainable Planning and Community  
Development Department

Report accepted and recommended by the City Manager:



Jason Johnson

Date:

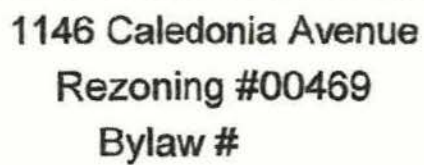
May 1, 2015

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### List of Attachments

- Zoning map
- Aerial map
- Letters from Garde Collins for Linhar Projects Ltd., stamped March 17, 2015, and December 19, 2014
- Plans for Rezoning Application No. 00469 and Development Permit Application No. 000398 stamped March 17, 2015
- Study on "Parking Availability on Cameron Street and Caledonia Avenue"
- Letter from Fernwood Community Association, stamped February 23, 2015.



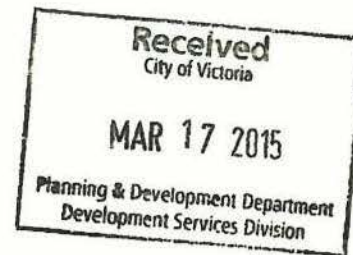






March 17, 2015

The City of Victoria  
Attention: Mayor and Council  
1 Centennial Square  
Victoria, BC V8W 1P6



**RE: 1146 Caledonia Avenue revised proposal for Official Community Plan Amendment, Rezoning and Development Permit Application.**

In response to the Application Review Summary dated Wednesday, January 14, 2015, we are pleased to submit our revised proposal for the above noted development. The subject of this letter is to provide an itemized update and clarification of new information on the proposal and should be reviewed in conjunction with the revised, bubbled drawings.

Specifically, the conditions to be met prior to the Planning and Land Use Committee are:

**1. *Please confirm whether the proposal includes a proposed walkway to King's Park.***

The proposal does include a proposed walkway to King's Park by a 2.0m proposed statutory right of way along the north property line.

**2. *Please consider a reduction in total number of dwelling units.***

The number of dwelling units cannot be reduced in order to maintain affordability of the units.

**3. *Please reduce the building footprint, to achieve the following:***

- *Increased front yard setback that aligns with the pattern of setbacks along the east side of this block of Caledonia Avenue.*
- *Increased rear yard to provide more outdoor space for the rear apartments.*
- *Increased west setback to ensure privacy of the neighbours is protected.*
- *Increased east setback to provide more private outdoor space (patio/garden).*

The building location has been governed by the fixed dimension of proposed parking stalls in addition to the north statutory right of way. The west setback has been determined by the exiting at basement level by a minimal projection while the remainder of the building is set further back on all levels. The east setback allows for approximately 8'-0" + of private outdoor space.

**4. *Please provide a separate Landscape Plan with labels for trees, plantings and hard materials.***

Drawing has been provided on A0.01.



MAR 17 2015

Planning & Development Department  
Development Services Division

**5. Please provide at least one parking stall for visitors.**

One of the originally proposed six residential parking stalls has been allocated as a visitor stall.

**6. Please align the driveway to cross the property line at 90 degrees. A ratio of 1.5m laterally over 7m should be used as a maximum deflection when designing a functional driveway crossing. This may result in relocating the garbage/recycling area.**

Driveway crossing has been revised as indicated above and reflected on A0.00.

**7. Will the building have a fire alarm?**

The building will not have a fire alarm; clarified on A0.00 under Building Code Data.

BCBC 2012: Section 9.10.18.2. Fire Alarm System Required

5) A fire alarm system is not required in a residential occupancy where an exit or public corridor serves not more than 4 suites or where each suite has direct access to an exterior exit facility leading to ground level.

**Additional comments have been made in the Application Review and are noted as follows:**

- a) Bicycle parking revised, shown on A0.00 and clarified in the Project Information Table.
- b) West exiting clarified and BCBC section referenced on A2.01.
- c) Outlook comparison provided on A4.03.
- d) Additional revisions are bubbled and itemized in attached document 'Revisions to Rezoning Submission' dated March 6, 2015.

We trust that the above responses to the Application Review Summary further support the proposal for this sensitive, neighbourhood-scaled building. We welcome the opportunity to appear before the Planning and Land Use Committee and to continue our work with staff to realize this important project.

Sincerely,

Garde Colins  
Linhar Projects Ltd.

December 19, 2014

The City of Victoria  
Attention: Mayor and Council  
1 Centennial Square  
Victoria, BC V8W 1P6



**RE: 1146 Caledonia Avenue proposal for Official Community Plan Amendment, Rezoning and Development Permit Application**

**Description of Proposal**

The proposal seeks to rezone the existing R2 zoned site at 1146 Caledonia Avenue to a site specific zone to support the development of a three storey, six unit residential building. The proposal will densify the residential use along a local road, ½ block from North Park Village and adjacent to King's Playlot, providing market, affordable housing in the Fernwood Neighbourhood.

**Government Policies**

The site resides within DPA16, and is consistent with the place designation of Traditional Residential, although this block of Caledonia is not an arterial or secondary arterial road. Notwithstanding, the proposed development respects key aspects of the designation, including:

- "multi-unit buildings...including attached residential"
- "houses with front and rear yards, with variable setbacks, oriented to face the street"
- "total floor space ratios up to approximately 1:1".

With respect to Neighbourhood Directions for Fernwood in the OCP, the proposal is consistent with the vision in the citywide context and affords a housing typology that forms a "transition between the Urban Core and primarily ground-oriented Traditional Residential areas" to the east, as well as consistency with the strategic directions by accommodating "housing growth within walking distance of North Park Village" in a form sympathetic to "neighbourhood heritage character, buildings and streetscapes".

Further, with respect to the OCP, the land management and development policies, transportation and mobility policies, placemaking policies, and housing policies in the plan are reflected in the development proposal, specifically:

- "That...housing growth is shared across the city"
- "That...city neighbourhoods contain a range of housing types suitable to people with a mix of incomes, living in a variety of household types";
- Place-based land use management by proposing a Traditional Residential building form which is "low-rise multi-unit...up to three storeys in height" with consistent density due to the proximity within 400 meters of North Park Village;
- Affords a consistent mobility prioritization in supporting pedestrian oriented lifestyles first, cyclists second, with proximate access to transit along adjacent arterials, while accommodating modest single family vehicle use;



- Providing “a comprehensive suite of permanent on-site alternative travel supports and active transportation infrastructure, including...short-term and long-term bicycle parking facilities”, in addition to providing six onsite vehicle parking stalls;
- “That new buildings and features contribute to the sense of place in development permit areas...through sensitive and innovative responses to existing form and character”;
- “That social vibrancy is fostered and strengthened through human scale design of buildings”;
- “That a wide range of housing choice is available within neighbourhoods to support a diverse, inclusive and multigenerational community”;
- And offering “a diversity of housing types to create more home ownership options”.

### **Project Benefits and Amenities**

The proposal offers a family-oriented housing typology adjacent to a City owned playlot, North Park Village and within proximity to various neighbourhood amenities including a community centre and schools. The proposed six, two bedroom units are intended to appeal to young families seeking to achieve affordable home ownership in an urban neighbourhood. It is anticipated that the adjacency of this type of housing and the proposed statutory right of way linking the playlot to Cameron Street will deter the nuisance behavior currently prevalent in this urban park. In addition, the project is configured to enable a statutory right of way along Caledonia Avenue.

### **Need and Demand**

The proposal creates affordability in offering a compact, market housing format on a traditional two family lot. The demographic that this housing type will appeal to, will further support resident diversity in the neighbourhood, while offering transitional density of multi-unit residential between the commercial uses of North Park Village and those of the traditional single family density to the east. Appropriately located adjacent to the village, the housing leverages access to major transit routes, services and amenities, and offers a lively residential use adjacent to the playlot.

### **Neighbourhood**

The proposed use, form and character of the development are consistent with the Traditional Residential typology, albeit located on a local road. The unique site, fronting on Caledonia Avenue with access directly off the terminus of Cameron Street to the north, fosters a strong street connection, while providing driveway access to six onsite parking stalls. Further, the proposed development introduces oversight and connectivity for the playlot, principles which are demonstrated to reduce nuisance behavior.

### **Impacts**

The proposal is consistent with the use and general form and character of the neighbourhood. Immediate neighbours will experience less privacy than a single family home with reduced setbacks, but will enjoy the benefit of a quality, new development which will bring new homeowners to the neighbourhood, a vibrancy that will enhance security and social dynamics.

## **Design and Development Permit Guidelines**

The proposal will conform to the referenced applicable guidelines for DPA 16 including the advisory design guidelines for buildings, signs and awnings and guidelines for fences, gates and shutters. Further, the proposal meets the Design Guidelines for Multi-Unit Residential, Commercial and Industrial as follows:

- “the architectural approach...provide[s] unity and coherence in relation to existing place character and patterns of development through the use of appropriate forms, massing, building articulation, features, and materials”
- Offering a “building design that is sensitive and innovative in response to context”;
- “respect [for] the character of established areas and building variety through the form and massing of housing”;
- “residential use at street level [with] strong entry features and building design that encourages interaction with the street, [specifically,] individual entrances with direct connections to the public sidewalk”;
- “porches, steps...to make transitions from the public realm of the street and sidewalk, to the private realm of residences”;
- “surface parking...located at the rear of [the] building [with] landscape elements...provided...to visually break up and screen parking from public streets and adjacent properties.”

In addition, the project is consistent with the objectives of DPA 16, specifically:

- “to support...multi-unit residential developments that provide a sensitive transition to adjacent and nearby areas with built form that is often three storeys”;
- “to integrate...multi-unit residential buildings in a manner that is complementary to established place character in a neighbourhood”;
- “to enhance the place character of established areas and their streetscapes through high quality of architecture...and urban design that responds to each distinctive setting through sensitive and innovative interventions”;
- “to achieve more livable environments through considerations for human-scaled design, quality of open spaces, privacy impacts, [and] safety”

## **Safety and Security**

The proposal embraces key CPTED principles. The massing and its orientation to the street and adjacent sites promotes natural surveillance. Walkways, fencing, lighting and signage promote movement to and from the building's entrances, creating strong connections to the street, overlook and visibility. Public and private is clearly delineated through paving treatments, signage and building edge, reinforcing ownership/control thereby discouraging trespassing or nuisance behavior.

## **Transportation**

The project does not meet the vehicle parking standards of Schedule C. The proposal reinforces the promotion of alternative travel by its proximity to urban amenities, bicycle storage provisions, while still providing one parking stall per residential unit.

The project meets the bicycle parking standards of Schedule C with provisions for residents and visitors.



## **Heritage**

No heritage buildings will be impacted by the proposed development.

## **Green Building Features**

The proposed development occurs on an existing developed site adjacent to a North Park Village, therefore the ecological footprint of the larger community is not expanded. Socially, the project reflects demand in the immediate community for affordable market housing in proximity to employment, amenities, transportation and services.

While no specific metric or green rating system will be pursued on the project, best practices with respect to durability, energy efficiency, water conservation, construction waste management, and the specification of quality, low toxicity materials will be applied.

## **Infrastructure**

Preliminary review of engineering infrastructure confirms adequate capacity for sewer, storm and water for the proposed development. It is anticipated that a detailed design and review will confirm the necessary capacity.

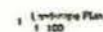
Sincerely,

Garde Colins

Linhar Projects Ltd.







#### TYPE I PLANTING AREA

Copyright © 2004 John Wiley & Sons, Inc.

**THESE PLANNING GOALS**

THESE ARE EARLY-ROOTING PLANTS. AT 5-25 CM HEIGHT, THEY ARE IN ROCK PLANTING. WHEN THEY REACH 100 CM, THEY CAN BE PLANTED IN THE GROUND.

## TABLE 1. PLANTING AGROFORESTRY PRODUCT SYSTEMS

THAT ANY NEW CEDAR TREES PLANTED WITHIN THE CENTER ZONE MUST BE LOCATED IN AN AREA COVERED BY ONE OR MORE OTHER EXISTING OR NEW ZONE TREE LOCATIONS AND SHALL BE LOCATED IN AN

## TABLE 4.25. RITING ANGLES FROM FRONTAL VIEW

2. PLANTING: PLANT 10 PLANTS TO THE PARS BEATS.

#### TYPE 5 PLANTING AREA

CONSTRUCT A 1.8-METER HIGH LATH WALL FROM THE TOP OF THE RAFTERS AND UP TO THE CEILING. FASTEN THE LATH WALL TO THE RAFTERS USING 10-16mm (3/8-IN) GALVANIZED STEEL LATHES (SEE LIST IN FORMER WHEN LOCATED AT THE RAFT FLOOR BOARD NUMBER).

MARKED AREAS FOR SOIL WILL HAVE PATIO STONES @ 4 x 8 IN. PLACED TO CREATE A PATH TO LANDSCAPING AT STRUCTURE

THE EXISTING 1.8 METER CHAIN LINK FENCE ALONG THE EAST PROPERTY LINE WAS REMAINING.

-METAL FEATHERS DURING THE RACE (SEE PHOTOGRAPH) WERE WORN BY 3 INDIANS WITH  
THE EXCEPTED 7 TUSCARORIE WITH FEATHERS 1 1/2 INCHES LONG (SEE PHOTOGRAPH) FEATHERS AND  
MATCHING GAMES WERE USED ALONG THE 7 ALLEGHENY RIVER AND FOR DEPENDENCY  
THE RACES OF THE FRONT LINES.

[illegible]**TABLE 1. THE IMPORTANCE OF AVAILABILITY, QUALITY AND LOCATION OF PLANTING**

ROSE  
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with the dog obsession  
FAETA SPINNA  
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ANDERSON/LAUREL IVY  
LAWREN/ROTHMAN  
MOMMY LEMONADE  
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death by spaghetti  
BLISS/overly dramatic

**SEMI-STAR**

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**2008-2009**

[illegible]

1146 Caledonia  
Avenue

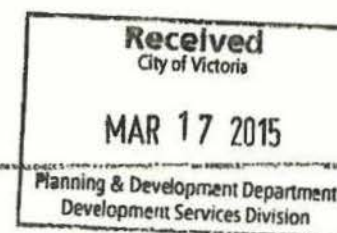
**08-000000**

Landscape Plan

Date: 10/20/2015 4:06:21 PM  
 Drawn by: 101  
 Drawn by: 101

A0.01

5.15







1  
Re: [redacted]  
in address staff [redacted]

2000-2001

1146 Caledonia  
Avenue  
Victoria BC

### Basement & Main Floor Plan

[illegible]

A2.01

3

**LEGEND**

1. **Baseline Level Plan**  
1-50

3. Min level

Received  
City of Victoria

MAR 17 2015

Planning & Development Department  
Development Services Division

Issue	Page
Section	Operation 10 1134
Programme on Project &	
CCD Amendment	

No.	Experiment	Site
1	...	...
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### Conclusions

1146 Caledonia  
Avenue

**Version 02**

### Upper Floor & Roof Plan

Date: 3/1/2015 4:06:51 PM

A2.02

Downloaded from <http://ajphaphapublications.sagepub.com/> at 11:51 11 November 2014

**LEGEND**

1 HOUR FREE ASSISTANT BATHS

1. Second Floor Plan  
1. 502. Flood Risk  
1. Soil

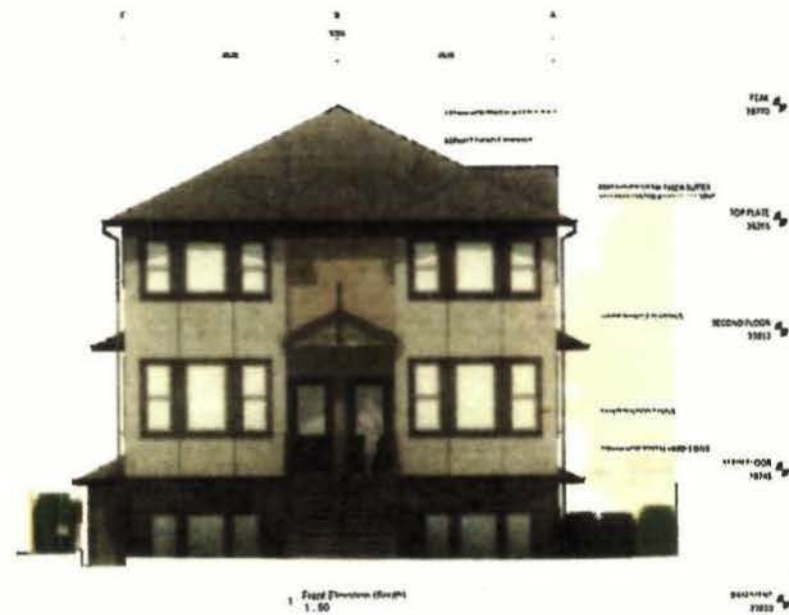
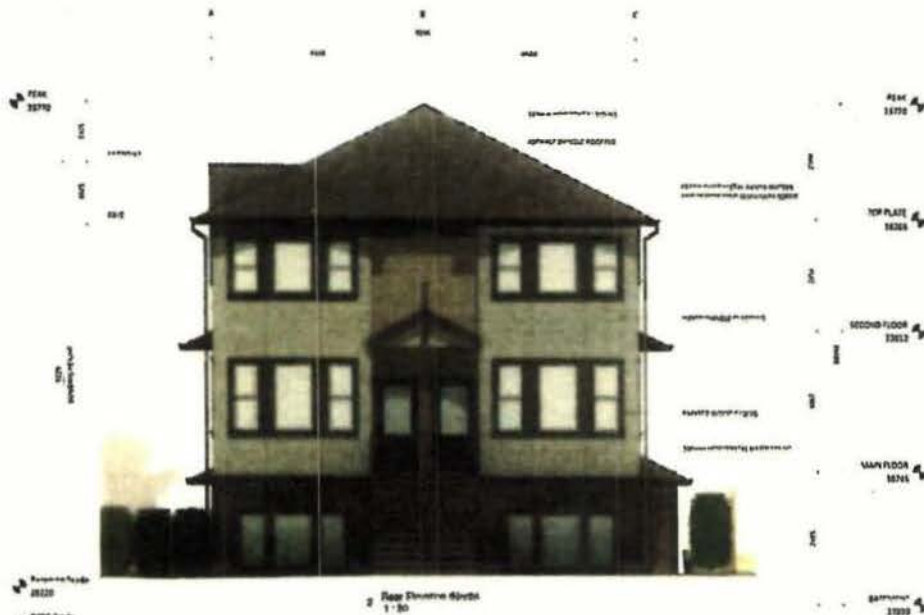
**Received**  
City of Victoria

MAR 17 2015

Planning & Development: Department  
Development Services Division



CHRISTINE LINTOTT ARCHITECT



Client: [Redacted]  
 Address: [Redacted]  
 Date: 11/1/15  
 Project: [Redacted]  
 Scale: 1:50  
 Drawing: [Redacted]  
 Designer: [Redacted]  
 Date: 11/1/15  
 Project: [Redacted]  
 Scale: 1:50  
 Drawing: [Redacted]



EXISTING PARTIAL BLOCK ELEVATION



PROPOSED PARTIAL BLOCK ELEVATION

1146 Caledonia Avenue  
 Victoria BC

Exterior Elevations &  
 Context Street Elevations

Date: 10/2/2015 4:08:21 PM  
 Author: [Redacted]  
 Title: [Redacted]

A3.01

MAR 17 2015  
 Planning & Development Department  
 Downtown

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2. Side Elevation (West)  
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1. Side Elevation (East)  
1:50

CHRISTINE  
LINTOTT  
ARCHITECT

1146 Caledonia Avenue  
Perth, Western Australia 6004  
Phone: (08) 9447 1111  
Fax: (08) 9447 1112  
Email: christine@clintott.com.au  
Website: www.clintott.com.au

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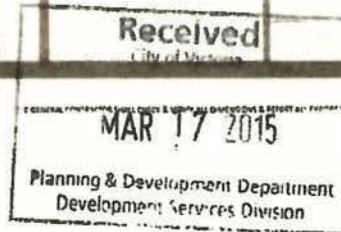
Exterior Elevations

1146 Caledonia Avenue  
Perth, Western Australia 6004  
Phone: (08) 9447 1111  
Fax: (08) 9447 1112  
Email: christine@clintott.com.au  
Website: www.clintott.com.au

A3.02

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City of Victoria  
MAR 17 2015  
Planning & Development Department  
Development Services Division





1700 21 743 %  $\text{H}_2\text{O}$  (calculated) = 75.55%

Type	Year	Height	Remarks	Cost
101	1915	1200	1st floor	4
102	1915	1200	2nd floor	4
103	1915	1200	3rd floor	4
104	1915	1000	4th floor	4
105	1915	1000	5th floor	4
106	1915	1000	6th floor	4
107	1915	1000	7th floor	4
108	1915	1000	8th floor	4
109	1915	1000	9th floor	4
110	1915	1000	10th floor	4
111	1915	1000	11th floor	4
112	1915	1000	12th floor	4
113	1915	1000	13th floor	4
114	1915	1000	14th floor	4
115	1915	1000	15th floor	4
116	1915	1000	16th floor	4
117	1915	1000	17th floor	4
118	1915	1000	18th floor	4
119	1915	1000	19th floor	4
120	1915	1000	20th floor	4

Received  
City of Victoria

MAR 17 2015

Planning & Development Department  
Development Services Division





2 Side Elevation (West) - For Comparison  
1:50

IMAGE OF 1342 CALEDONIA HAS BEEN REVERSED FOR COMPARISON PURPOSES  
WINDOW LOCATIONS SKETCHED ARE APPROXIMATE DUE TO SHEWING OF PHOTOGRAPH



CHRISTINE  
LINTOTT  
ARCHITECT

Stud Date  
Subjecting  
Development Permit &  
DCP Amendment

Project No. Date

1 Approved by: Submit to: March 5, 2015

Consultant

1146 Caledonia  
Avenue  
Victoria BC

Outlook Comparison

Rev. 3/5/2015 4:44 PM  
Project No. 15  
Drawing No. 1

A4.03

MAR 17 2015

Planning & Development Department  
Development Services Division

## PARKING AVAILABILITY ON CAMERON STREET AND CALEDONIA AVENUE FOR DATES AND TIMES OF STUDY

**Note:**

- There are total of 18 parking spaces available on Cameron Street.
- Going east from 1134 Caledonia there are 16 parking spaces available (see map).

Date	Time	Location	Parking Spaces Occupied	Parking Spaces Available
Mar/2/2015	7:30 am	Caledonia	9	7
Mar/2/2015	7:30 am	Cameron	6	12
Mar/2/2015	1:30 pm	Caledonia	5	11
Mar/2/2015	1:30 pm	Cameron	10	8
Mar/2/2015	6:00 pm	Caledonia	10	6
Mar/2/2015	6:00 pm	Cameron	10	8
Mar/4/2015	7:30 am	Caledonia	10	6
Mar/4/2015	7:30 am	Cameron	12	6
Mar/4/2015	12:30 pm	Caledonia	8	8
Mar/4/2015	12:30 pm	Cameron	12	6
Mar/4/2015	6:30 pm	Caledonia	11	5
Mar/4/2015	6:30 pm	Cameron	6	12
Mar/6/2015	7:30 am	Caledonia	11	5
Mar/6/2015	7:30 am	Cameron	12	6
Mar/6/2015	12:30 pm	Caledonia	7	9
Mar/6/2015	12:30 pm	Cameron	10	8
Mar/6/2015	5:00 pm	Caledonia	9	7
Mar/6/2015	5:00 pm	Cameron	10	8
Mar/8/2015	7:30 am	Caledonia	10	6
Mar/8/2015	7:30 am	Cameron	8	10
Mar/8/2015	1:30 pm	Caledonia	10	6
Mar/8/2015	1:30 pm	Cameron	6	12
Mar/8/2015	7:00 pm	Caledonia	12	4
Mar/8/2015	7:00 pm	Cameron	7	11









All photos on this page taken March 2, 2015

7:30 am



Caledonia facing west



Caledonia facing east



Cameron facing north

1:30 pm



Caledonia facing west

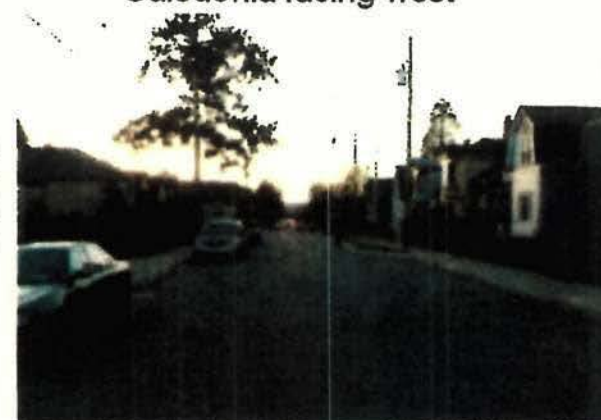


Caledonia facing east



Cameron facing north

6:00 pm



Caledonia facing west



Caledonia facing east



Cameron facing north



All photos on this page taken March 4, 2015

7:30 am



Caledonia facing west



Caledonia facing east



Cameron facing north

12:30 pm



Caledonia facing west



Caledonia facing east



Cameron facing north

6:30 pm



Caledonia facing west



Caledonia facing east



Cameron facing north



All photos on this page taken March 6, 2015

7:30 am



Caledonia facing west



Caledonia facing east



Cameron facing north

12:30 pm



Caledonia facing west

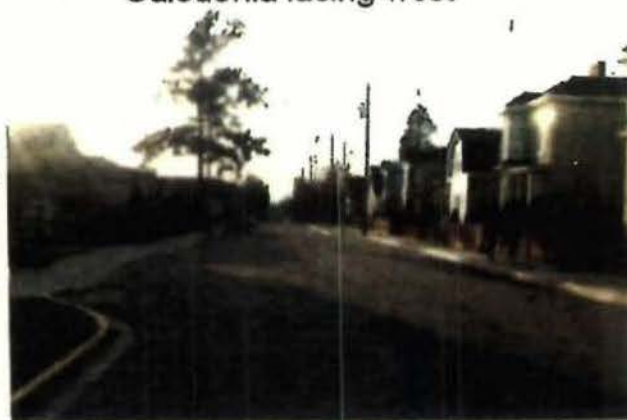


Caledonia facing east



Cameron facing north

5:00 pm



Caledonia facing west



Caledonia facing east



Cameron facing north



All photos on this page taken March 8, 2015

7:30 am



Caledonia facing west



Caledonia facing east



Cameron facing north

1:30 pm



Caledonia facing west



Caledonia facing east



Cameron facing north

7:00 pm



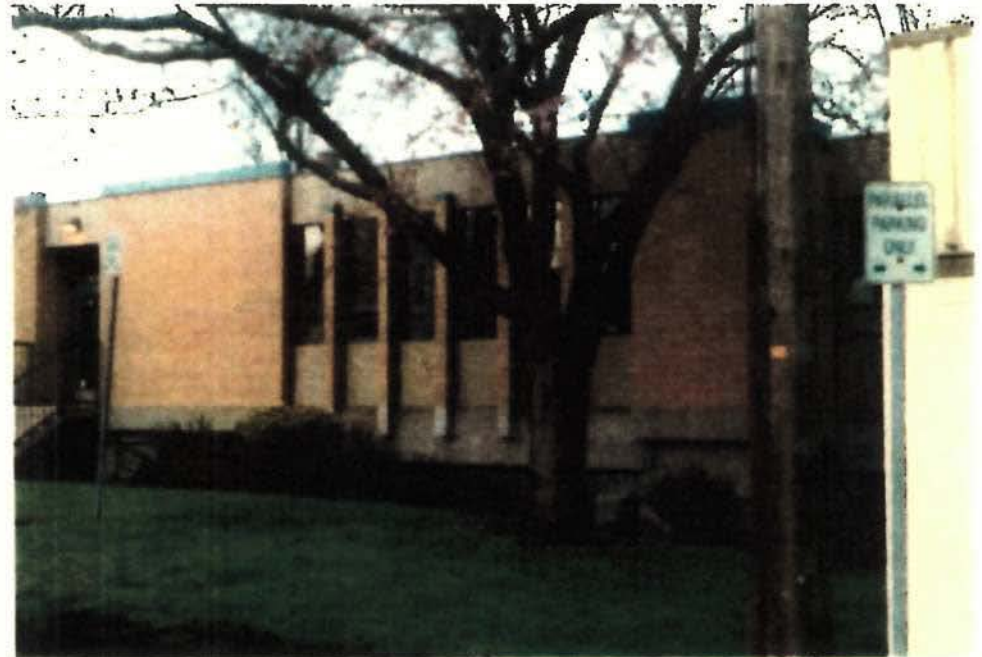
Caledonia facing west



Caledonia facing east



Cameron facing north



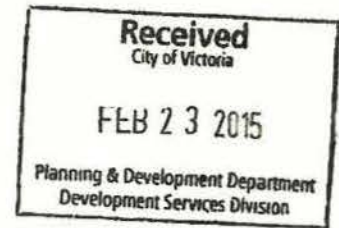
Parking signage for Island Health (VIHA) service centre (1947 Cook Street) is somewhat ambiguous in that the sign around the corner, on Pembroke Street, states that parking is 2 H. However, the signage on the west side of Cameron Street simply states "Parallel Parking Only" with no mention as to whether parking is restricted to 2 H or residents only or...? If Island Health staff are parking in this area (west side of the Cameron Street), their vehicles are adding to the total number of vehicles parked for extended periods on Cameron Street (Mon - Fri).



Fernwood Community Association  
1923 Fernwood Road  
Victoria BC V8T 2Y6

February 13, 2015

Sustainable Planning and Community Development Department  
City of Victoria  
Victoria, B.C. V8W 1P6



Re: 1146 Caledonia Street

The proposal to rezone 1146 Caledonia Avenue from R2-B to a Site-Specific zone was formally presented at the Fernwood Community Association Land Use Committee meeting December 3, 2014. A well attended preliminary community meeting was held on November 5, 2014. At both meetings the proponent discussed building a three storey six unit strata on the site.

No significant opposition to the proposed redevelopment of this lot was voiced at either meeting.

This proposal represents a departure from the Official Community Plan that has the majority of the 1100 block of Caledonia Avenue designated 'Traditional Residential'. The OCP's description of 'Traditional Residential' includes '...mixed-use buildings up to three stories in height located along arterial and secondary arterial roads'. In this case the OCP does not identify Caledonia Avenue as either an arterial or secondary arterial road.

This is a somewhat unique situation where a number of factors speak to the merits of this proposal, these are:

1. The lot fronts onto Caledonia Avenue and backs onto Cameron Street. This allows for access to parking from Cameron Street and preserves the look and feel of the streetscape on Caledonia Avenue;
2. The remainder of the houses to the West of this development are multi unit and of a comparable form and height;
3. This proposed development will compliment the unique character of the houses on the North side of the street;
4. One side of Cameron Street is home to a large health care facility and the area nearest to the parking for this development is at the back of that facility;
5. The fence proposed for the rear of the lot will improve the appearance of Cameron Street (one person from Cameron Street attended both meetings), and;
6. Two of the East facing units will face the park and provide needed "eyes on the park".

Sincerely,

A handwritten signature in black ink, appearing to read "David Maxwell". The signature is fluid and cursive, with a large loop at the end.

David Maxwell  
Chair, Land Use Committee  
Fernwood Community Association

*Councillor Isitt withdrew from the meeting at 9:03 a.m. due to a non-pecuniary conflict of interest as he has owned property on this street in the past.*

### **8.3 Rezoning Application No. 00469 for 1146 Caledonia Avenue and Amendment to the Official Community Plan**

Committee received a report regarding a rezoning application for 1146 Caledonia Avenue. The proposal is to rezone the property from the R2 Zone (Two Family Dwelling District) to a new zone to increase the density and permit a six-unit multiple dwelling.

Committee discussed:

- The alternate motion proposes revisions to not only change the exterior appearance but also to potentially reduce the number of dwelling units and height and to provide more breathing room.
- If there is an ability to move the building closer to the park side.
  - There is a narrow set-back on both sides and should it be moved those units on the park side would lose their outside living space.
- The possibility of creating a path with lighting through the adjoining park.
- The proposal will be situated next to a converted single family home that has multiple units.

**Action:** It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Committee recommends that Council direct staff to prepare the necessary *Official Community Plan Amendment Bylaw* in accordance with Section 882 of the *Local Government Act* and the necessary *Zoning Regulation Bylaw Amendment* that would authorize the proposed development outlined in Rezoning Application No. 00469 for 1146 Caledonia Avenue, and that first and second reading of the *Zoning Regulation Bylaw Amendment* be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Registration of an Easement in favour of the City to provide a public pathway from Cameron Street to Kings Park, to the satisfaction of staff.
2. Preparation of a Housing Agreement for no prohibition on the rental of strata units, to the satisfaction of staff.
3. That Council determine, pursuant to Section 879(1) of the *Local Government Act*, that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject property; determine that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
4. That Council determine, pursuant to Section 879 (2)(a) of the *Local Government Act*, that having regard to the previous Community Association Land Use Committee (CALUC) Community Meeting, the consultation proposed at this stage is an adequate opportunity for consultation.

Committee discussed:

- The design is complimentary to other buildings on the street and the neighbourhood.



- If the applicant would consider increasing the variance on the park side of the building and be prepared to speak to this at the public hearing.
- Concern that the building will dominate the park or present a perception of ownership of the park.
- The height and density are comparable to the other dwellings on the street.
- The importance of hearing from the residents at the public hearing and if the 200m radius for hearing notices will capture the Cameron Street neighbours. Hearing the neighbours input may influence Council's final decision.
- Concerns about the pathway in the evening and if the lack of lighting will become an issue in the future.

CARRIED 15/PLUC153

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

#### **8.4 Development Permit Application No. 000398 for 1146 Caledonia Avenue**

Committee received a report regarding a development permit application for 1146 Caledonia Avenue. The proposal is to authorize the design, siting and landscape design of three and a half storey, six-unit strata apartment building.

**Action:** It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Committee recommends that after the Public Hearing for Rezoning Application No. 00469, if it is approved, that Council consider the following motion:

"That Council authorize the issuance of Development Permit Application No. 000398 for 1146 Caledonia Avenue, and in accordance with:

1. Plans for Rezoning Application No. 00469 and Development Permit Application No. 000398 stamped March 17, 2015.
2. Development meeting all Zoning Regulation Bylaw requirements.
3. Final plans to be generally in accordance with the plans identified above to the satisfaction of the Assistant Director, Sustainable Planning and Community Development.
4. The Development Permit lapsing two years from the date of this resolution."

CARRIED 15/PLUC154

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

**Action:** It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that staff provide a report on improvements planned for King's Park to provide a path and improved lighting in relation to the public pathway from Cameron Street to King's Park.

CARRIED UNANIMOUSLY 15/PLUC155

PLUC meeting  
 May 28, 2015



## REPORTS OF THE COMMITTEES

### **2. Planning and Land Use Committee – May 28, 2015**

*Councillor Isitt withdrew from Council Chambers at 8:49 p.m. due to an indirect pecuniary conflict of interest in the items for 1146 Caledonia Avenue as his ex-spouse owns property on the street and for a direct pecuniary conflict of interest in the items for 1 Dallas Road as he is the City's representative on the Greater Victoria Harbour Authority Board, who is the landlord at this site.*

#### **1. Rezoning Application No. 00469 for 1146 Caledonia Avenue and Amendment to the Official Community Plan**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council direct staff to prepare the necessary *Official Community Plan Amendment Bylaw* in accordance with Section 882 of the *Local Government Act* and the necessary *Zoning Regulation Bylaw Amendment* that would authorize the proposed development outlined in Rezoning Application No. 00469 for 1146 Caledonia Avenue, and that first and second reading of the *Zoning Regulation Bylaw Amendment* be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Registration of an Easement in favour of the City to provide a public pathway from Cameron Street to Kings Park, to the satisfaction of staff.
2. Preparation of a Housing Agreement for no prohibition on the rental of strata units, to the satisfaction of staff.
3. That Council determine, pursuant to Section 879(1) of the *Local Government Act*, that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject property; determine that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
4. That Council determine, pursuant to Section 879 (2)(a) of the *Local Government Act*, that having regard to the previous Community Association Land Use Committee (CALUC) Community Meeting, the consultation proposed at this stage is an adequate opportunity for consultation.

Carried Unanimously

### **2. Planning and Land Use Committee – May 28, 2015**

*Councillor Isitt withdrew from Council Chambers at 8:49 p.m. due to an indirect pecuniary conflict of interest in the items for 1146 Caledonia Avenue as his ex-spouse owns property on the street and for a direct pecuniary conflict of interest in the items for 1 Dallas Road as he is the City's representative on the Greater Victoria Harbour Authority Board, who is the landlord at this site.*

#### **2. Development Permit Application No. 000398 for 1146 Caledonia Avenue**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council consider the following motion after the Public Hearing for Rezoning Application No. 00469, if it is approved:

"That Council authorize the issuance of Development Permit Application No. 000398 for 1146 Caledonia Avenue in accordance with:

1. Plans for Rezoning Application No. 00469 and Development Permit Application No. 000398 stamped March 17, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements.
3. Final plans to be generally in accordance with the plans identified above to the satisfaction of the Assistant Director, Sustainable Planning and Community Development.
4. The Development Permit lapsing two years from the date of this resolution." Carried Unanimously



2. Planning and Land Use Committee – May 28, 2015

*Councillor Isitt withdrew from Council Chambers at 8:49 p.m. due to an indirect pecuniary conflict of interest in the items for 1146 Caledonia Avenue as his ex-spouse owns property on the street and for a direct pecuniary conflict of interest in the items for 1 Dallas Road as he is the City's representative on the Greater Victoria Harbour Authority Board, who is the landlord at this site.*

13. Rezoning Application No. 00469 for 1146 Caledonia Avenue and Amendment to the Official Community Plan

It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Council direct that staff provide a report on improvements planned for King's Park to provide a path and improved lighting in relation to the public pathway from Cameron Street to King's Park. Carried Unanimously

Council meeting  
May 28, 2015

## REPORTS OF THE COMMITTEES

*Councillor Isitt withdrew from Council Chambers at 10:33 p.m. due to an indirect pecuniary conflict of interest in the following item as his ex-spouse owns property on the street.*

### **2. Planning and Land Use Committee – May 28, 2015**

#### **1. Rezoning Application No. 00469 for 1146 Caledonia Avenue and Amendment to the Official Community Plan**

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council direct staff to prepare the necessary *Official Community Plan Amendment Bylaw* in accordance with Section 882 of the *Local Government Act* and the necessary *Zoning Regulation Bylaw Amendment* that would authorize the proposed development outlined in Rezoning Application No. 00469 for 1146 Caledonia Avenue, and that first and second reading of the *Zoning Regulation Bylaw Amendment* be considered by Council and a Public Hearing date be set once the following conditions are met:

5. That Council consider consultation under Section 879 (2)(b) of the *Local Government Act* and determine that no referrals are necessary with the Capital Regional District Board; Councils of Oak Bay, Esquimalt and Saanich; the Songhees and Esquimalt First Nations; the School District Board; and the provincial and federal governments and their agencies due to the nature of the proposed amendments.
6. That Council give first reading to the *Official Community Plan Amendment Bylaw*.
7. That Council consider the *Official Community Plan Amendment Bylaw* in conjunction with the *City of Victoria 2012-2016 Financial Plan* and the *Capital Regional District Liquid Waste Management Plan* and the *Capital Regional District Solid Waste Management Plan* pursuant to section 882(3)(a) of the *Local Government Act* and deem those Plans to be consistent with the proposed *Official Community Plan Amendment Bylaw*.
8. That Council give second reading to the *Official Community Plan Amendment Bylaw*.
9. That Council refer the *Official Community Plan Amendment Bylaw* for consideration at a Public Hearing. Carried Unanimously

Council meeting  
July 9, 2015



## Leanne Taylor

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**From:** Leanne Taylor  
**Sent:** Thursday, September 24, 2015 10:57 AM  
**To:** Anita Walper  
**Subject:** FW: 1146 Caledonia Avenue and amendments to the Official Community Plan

**From:** Paul Nasmith [mailto: ]  
**Sent:** Thursday, September 24, 2015 10:54 AM  
**To:** Leanne Taylor  
**Subject:** 1146 Caledonia Avenue and amendments to the Official Community Plan

Leanne Taylor, Senior Planner

Below is my input for the proposed building at 1146 Caledonia.

1146 Caledonia Avenue: I support the development of a multi residential building at 1146 Caledonia. However instead of six units I recommend three units with onsite parking for six vehicles (five residential, one visitor) . The proposed size of the building is not an issue for me but the number of units is an issue. The six units in the proposed building at 1146 Caledonia Ave. are each large enough to accommodate at least two people. If twelve people occupy the six units at 1146 Caledonia Ave. then parking for twelve cars will be required. The proposed plan accommodates only six vehicles (five residential, one visitor). Three units are appropriate for this property based on the proposed parking plan.

Thank you

Paul Nasmith

2018 Chambers Street,

Victoria, BC V8T 3K9

Bob and Karen Rutherford  
Owners/occupants  
1125 Caledonia Avenue,  
Victoria, BC, V8T 1E9

Leanne Taylor,  
Senior Planner,  
City of Victoria

Re: 1146 Caledonia Avenue

Dear Leanne,

We are in support of the proposed developement at 1146 Caledonia. We have attended community meetings about the proposal and the building will fit in well with the neighborhood. One of the key factors for our enthusiastic support for this project is the hope that it will have a positive affect on the current situation in King Park. The builder believes from experience in similar situations that a multi family building directly on the park will discourage the camping, drug use, trade in stolen property and the use of the park as a toilet. In effect we do not currently have a park on our street. It is unusable by the residents of the homes in the area. As we said, we support the developement, particularly if there is a chance that it will improve the situation in the park. Please allow it to proceed.

Sincerely

Bob and Karen Rutherford



**Leanne Taylor**

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**Subject:**

RE: redesignation of 1146/1148 caledonia ave

Hi Leanne.....I support the redesignation to Urban Residential for the 1146/1148 lot on Caledonia Ave... my concern is how a development can proceed with the current camping in Kings Park next door.....the park needs to become a heritage Gary Oak preserve and exclude it from camping altogether. Then maybe new residents in this development could be free to enjoy their homes in peace . As now existing residents surrounding Kings Park cannot  
!!!! Alf Cadger 1121 Caledonia Ave since 1988 ..... [REDACTED]

**Leanne Taylor**

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**Subject:**

RE: re 1146 Caledonia AV

Hello Ms Taylor,

We own the property at 1153 Caledonia. We received your letter at end of August concerning the property across the street, next to the park, being rezoned as a 3.5 story, 6 unit multiple dwelling being proposed. Concerns that we have are as follows:

1. Parking – when the street was “beautified” there were multiple parking spaces removed. Is there parking for the 6-12 vehicles onsite at this proposed dwelling, knowing that each suite will have at least one or perhaps two cars?
2. Will there be any change to the homeless camping that is “allowed” in the park ? This is a constant source of annoyance for all neighbours and building 6 suites that may look onto the park could be a hard sell as we have seen people urinating, defecating, and having sex in the park as well as shooting up. I think this might be a hard unit to sell. Is this a rental apartment or owner occupied suites?? It is currently listed on the city website as “Rezoning to permit the construction of a six-unit, 3.5 storey apartment building.” . If used as a rental unit, we are concerned will this become a (non improvement) because of the park for the neighbourhood. We know this as we must disclose the issue every time our house becomes available for rent.

Sincerely,

Doug & Sharon Doty



## Leanne Taylor

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**To:** Leanne Taylor  
**Subject:** RE: Input on 1146 Caledonia Proposal

**From:** Scott Duguid [mailto: [REDACTED]]  
**Sent:** Wednesday, September 09, 2015 8:43 PM  
**To:** Leanne Taylor  
**Subject:** Input on 1146 Caledonia Proposal

Hi Leanne,

I wanted to give some input on the proposal at 1146 Caledonia. I am a long term resident, living two houses down on Cameron Street.

For the most part, I have no issues with this proposal. However, I am concerned with two things:

Parking has historically been a problem on Cameron Street. It can be OK sometimes but it is often challenging to find parking, as the houses are old enough to not have any off street spaces. I'm not one of the types who demands to be able to park right in front of my own house but it is nice to be able to do so or park somewhere nearby. With the new development being so close, I'm concerned that the relaxing of parking rules on that property will force tenants to park on the street and take up the spaces that current residents use in front of their own houses.

This concern would possibly be helped if the spots across the street were removed from public parking and instead made for residential use. The VIHA building has many spaces already in the parking lot on the other side of the building and that lot does not seem to fill up.

The other concern I see is the walkway to the Kings Park area through this proposed property, accessed by travelling down Cameron Street. One of the great benefits of living on Cameron is that it is a somewhat private street. Opening it up to cross traffic means that sense of privacy will be greatly reduced. Complicating this further is the fact the Kings Park is used exclusively by homeless campers. Living almost right beside the park, I can attest to the fact that many of these campers are also addicted to drugs and alcohol. We do not want to see drug activity on the street and do not want to encourage additional theft from our yard, which is already a problem. We are woken up almost every night and early every morning with yelling and arguments and I feel that opening this path up will do nothing but increase this type of traffic and problem. Nobody else in the community is going to use the park - I think that ship has sailed and it is firmly in use only by the homeless community. All I can see happening with this pathway is further disrupting the peace, quiet, and security of those who live on the street.

Thank You,  
Scott Duguid

## Leanne Taylor

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**To:** Leanne Taylor  
**Subject:** RE: 1146 Caledonia Ave

**From:** Ben Cram [REDACTED]  
**Sent:** Wednesday, September 02, 2015 6:07 AM  
**To:** Leanne Taylor  
**Subject:** 1146 Caledonia Ave

To whom it may concern,

With regards to the proposed changes to 1146 Caledonia Ave:

As business owners, one street over, and residents around the corner on Chambers we feel this development would have a positive effect on King's Park next door and will continue what is already becoming a beautiful well cared for block.

We would be very happy to say we support this development.

Ben Cram and Terra Ogawa

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Ben Cram  
OWNER

## FERNWOOD

5/1115 North Park Street  
Victoria, BC, Canada, V8T 1C7

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FACEBOOK: [fernwood.coffee.company](https://www.facebook.com/fernwood.coffee.company)

COFFEE COMPANY



**Leanne Taylor**

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**To:** Leanne Taylor  
**Subject:** RE: proposed rezoning

**From:** Peter Monk [REDACTED]  
**Sent:** Tuesday, September 01, 2015 3:12 PM  
**To:** Leanne Taylor  
**Subject:** proposed rezoning

Hello Leanne - our family is in support of the proposed rezoning for 1146 Caledonia.

The Monks  
1220 Pembroke

**Leanne Taylor**

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**To:** Leanne Taylor  
**Subject:** RE: 1146 Caledonia Avenue

**From:** David Hillman [mailto: [REDACTED]@m]  
**Sent:** Tuesday, September 08, 2015 12:50 PM  
**To:** Leanne Taylor  
**Subject:** 1146 Caledonia Avenue

Re: 1146 Caledonia Avenue

I am the BlockWatch Captain of Cameron Street, a small cul-de-sac that backs onto the property under review. I also attended both meetings last year held at the Fernwood Community Association office between the developer and the neighbours.

Before those meetings my greatest concern was parking since vehicle access to these units would be through Cameron St. where residential parking is already congested - especially during week-days when there is fierce competition for the few spaces available on the west side of the street for employees and clients of Island Health and the CRD. However, I understand that 6 parking stalls will be provided on the back end of the property itself. This in itself alleviates one of our concerns.

It is my understanding from the meetings I attended that the building under review will be very similar to one built on Yukon Street across from a row of designated heritage houses. After viewing the revised architectural plans on "devtracker" I have no issue with the height or appearance of the building. It will maintain the ambience of the neighbourhood and is certainly a visual improvement on the heavily stuccoed older houses to the west of it; moreover, the occupant density would be similar to the rental property next door. I also applaud the developer for pricing these units at "entry level" rates to allow younger people easier access to our highly priced housing market.

Now, here is the major concern, shared by all the residents of this street: the proposed walkway at the back of the property to connect Cameron Street with Caledonia via King's Playlot. I don't need to explain to City Councillors the issue with the park since it's been in the news for a long time and has been a neighbourhood headache for many years. We are all in agreement that the concept sounds great **IF, and only if,** the City will re-purpose the park to give the neighbours an incentive (any incentive will do) to reclaim this park as part of its community greenspace. As one attendee noted at a prior meeting: this was the most uninviting park in all Victoria.....there is nothing there to attract anyone other than dog owners for a run-and-a-poop (and even they won't go there anymore). Hence, the mess we (and you) now have on your hands. I was told that the developer and previous property owner were willing to donate a children's play-set to the park....great idea....and if the city would extend the walkway through to Caledonia St., add some lighting, enlarge and augment the native plant beds,..... it might create a disincentive to the menagerie that now inhabit the site. As desirable as the proposed development appears on paper, I think you will agree that the current situation in the park will be a huge barrier to any potential buyers.

In conclusion, I support the rezoning and development of the proposed 6-unit building at 1146 Caledonia Ave. but conditional upon the City creating a neighbour-friendly green-space next door.

David Hillman  
2011 Cameron St.



## Anita Walper

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**From:** Leanne Taylor  
**Sent:** Tuesday, Sep 29, 2015 3:52 PM  
**To:** Anita Walper  
**Subject:** FW: 1146 Caledonia Ave

-----Original Message-----

**From:** Hgmail [mailto: [REDACTED]]  
**Sent:** Monday, September 28, 2015 6:18 PM  
**To:** Leanne Taylor  
**Subject:** 1146 Caledonia Ave

Hi,  
My name is Hannah culff and I live at 1142 Caledonia Ave. I am for the rezoning of 1146 Caledonia Ave.  
Hannah

Sent from my iPhone