



**CORPORATION OF THE
TOWNSHIP OF ESQUIMALT**
Minutes - Final
Council

Municipal Hall
1229 Esquimalt Road
Esquimalt, B.C. V9A 3P1

Monday, September 24, 2018

7:00 PM

Esquimalt Council Chambers

Present: 6 - Mayor Barbara Desjardins
Councillor Meagan Brame
Councillor Lynda Hundleby
Councillor Olga Liberchuk
Councillor Susan Low
Councillor Tim Morrison

Absent: 1 - Councillor Beth Burton-Krahn

Staff: Laurie Hurst, Chief Administrative Officer
Jeff Miller, Director of Engineering & Public Works
Bill Brown, Director of Development Services
Blair McDonald, Director of Community Safety Services
Anja Nurvo, Director of Corporate Services
Alex Tang, Planner
Rachel Dumas, Recording Secretary

1. CALL TO ORDER

Mayor Desjardins called the Regular Council meeting to order at 7:00 PM.

Mayor Desjardins acknowledged with respect that we are within the Traditional Territories of the Esquimalt and Songhees First Nations.

2. LATE ITEMS

There were no late items.

3. APPROVAL OF THE AGENDA

Moved by Councillor Brame, seconded by Councillor Morrison: That the agenda be approved as circulated. Carried Unanimously.

4. MINUTES

1) [18-406](#) Minutes of the Special Meeting of Council, September 17, 2018

Moved by Councillor Low, seconded by Councillor Liberchuk: That the Minutes of the Special Meeting of Council, September 17, 2018 be adopted. Carried Unanimously.

5. PRESENTATIONS

- 1) [18-267](#) Emilie de Rosenroll and Bruce Williams, South Island Prosperity Project, Re: Update and Membership

Bruce Williams, Director of Engagement and Dallas Gislason, Director of Economic Development, South Island Prosperity Project, provided an overview of last year's membership growth and progress with the organisation, presented a PowerPoint Presentation and responded to questions from Council.

**6. PUBLIC INPUT (On items listed on the Agenda)
Excluding items which are or have been the subject of a Public Hearing.**

There was no public input.

7. STAFF REPORTS***Community Safety Services***

- 1) [18-381](#) Business Licence and Regulation Bylaw Amendment, Staff Report CSS-18-014

Director of Community Safety Services and Chief Administrative Officer responded to questions from Council.

Moved by Councillor Low, seconded by Councillor Morrison: That Council gives first, second and third readings to the Business Licence and Regulation Bylaw, 2013, No. 2810, Amendment Bylaw [No. 3], 2018, No. 2943, as attached to Staff Report CSS-18-014. Carried Unanimously.

- 2) [18-403](#) Bylaw Notice Enforcement Bylaw Amendment [No. 7], Staff Report CSS-18-015

Director of Community Safety Services responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Low: That Council gives first, second and third readings to the Bylaw Notice Enforcement Bylaw, 2014, No. 2839, Amendment Bylaw [No. 7], 2018, No. 2944. Carried Unanimously.

Engineering and Public Works

- 3) [18-334](#) Options for Property at 1237-1243 Esquimalt Road, Staff Report EPW-18-029

Director of Engineering and Public Works responded to questions from Council.

Moved by Councillor Morrison, seconded by Councillor Hundleby: That Council direct staff to undertake Option 3, as set out in Staff Report EPW-18-029, as follows:

- * 1237-1243 Esquimalt Road to be utilized as compacted gravel parking
- * Obtain a temporary use permit for parking on the site
- * Operational costs to be offset by adjusted operational budgets in 2019
- * Carry out the process to determine if any food vendors would rent the

space and finalize any agreements. Carried.

In Favour: 5 - Mayor Desjardins, Councillor Brame, Councillor Hundleby, Councillor Liberchuk, and Councillor Morrison

Opposed: 1 - Councillor Low

Absent: 1 - Councillor Burton-Krahn

Development Services

- 4) [18-387](#) Rezoning Application - 838 and 842 Admirals Road, Staff Report DEV-18-070

Planner provided a overview of amendment to add 3 bedroom units and commercial use space to rezoning application for 838 and 842 Admirals Road, presented a PowerPoint Presentation and responded to questions from Council.

Moved by Councillor Hundleby, seconded by Councillor Low: 1. That Council resolves to rescind second reading of Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2926 which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of 838 Admirals Road [PID 005-074-011, Lot 17, Block 7, Section 10, Esquimalt District, Plan 2546 Except that part in Plan VIP86845], shown cross hatched on Schedule 'A' of Bylaw No. 2926, from CD No. 75 [Comprehensive Development District No. 75] to CD No. 109 [Comprehensive Development District No. 109], and by changing the zoning designation of 842 Admirals Road [PID 006-324-118, Lot 16, Block 7, Section 10, Esquimalt District, Plan 2546], also shown cross hatched on Schedule 'A' of Amendment Bylaw No. 2926, from RD-3 [Single Family/Two Family Residential] to CD No. 109 [Comprehensive Development District No. 109]. Carried Unanimously.

Moved by Councillor Liberchuk, seconded by Councillor Brame: 2. That Council resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2926, attached to Staff Report DEV-18-070 as Appendix A, be amended to add daycare as a permitted use in CD109 zone and that commercial uses are not permitted on any storeys located at or above the first storey, and be read anew at second reading;

3. That Council authorizes the Corporate Officer to schedule a Public Hearing for Zoning Amendment Bylaw No. 2926, mail notices and advertise for same in the local newspaper; and

4. That, as the applicant wishes to assure Council that uses and development will be restricted and amenities provided as identified in Staff Report DEV-18-070, the applicant has voluntarily agreed to register a Section 219 Covenant, and Council has accepted it as a condition of rezoning, on the title of 838 Admirals Road [PID 005-074-011, Lot 17, Block 7, Section 10, Esquimalt District, Plan 2546 Except that part in Plan VIP86845] and 842 Admirals Road [PID 006-324-118, Lot 16, Block 7, Section 10, Esquimalt District, Plan 2546] in favour of the Township of Esquimalt providing the lands shall not be subdivided, built upon or used

(as appropriate to the requirement, as drafted by the Township's solicitor at the applicant's expense) in the absence of all of the following:

- Lot consolidation of 838 Admirals Road [PID 005-074-011, Lot 17, Block 7, Section 10, Esquimalt District, Plan 2546 Except that part in Plan VIP86845] and 842 Admirals Road [PID 006-324-118, Lot 16, Block 7, Section 10, Esquimalt District, Plan 2546] prior to development as the proposed CD No.109 Zone does not work unless the parcels are consolidated
- The building to be constructed to include two 3-bedroom dwelling units
- Provision of one fire hydrant on the corner of Admirals Road and Naden Street
- Three visitor parking spaces will be provided and remain as illustrated in the parking plan, attached as Appendix C to Staff Report DEV-18-070
- 8 parking stalls to have Level 2 (240V, AC plug with a dedicated 40 amp circuit) electric vehicle charging stations installed
- Provision of one-year BC Transit bus passes for the Victoria Regional Transit System to all the residents
- That the parcel is not to be subdivided (to prevent stratification)

Council direct staff and legal counsel for the Township to coordinate with the property owner to ensure a S.219 Covenant addressing the aforementioned issues is registered against the property title, in priority to all financial encumbrances, prior to returning Amendment Bylaw No. 2926 to Council for consideration of adoption.

Moved by Councillor Morrison, seconded by Councillor Hundleby: That Council allow the applicant to address Council to respond to questions. Carried.

In Favour: 5 - Mayor Desjardins, Councillor Brame, Councillor Hundleby, Councillor Liberchuk, and Councillor Morrison

Opposed: 1 - Councillor Low

Absent: 1 - Councillor Burton-Krahn

Heather Spinney, Praxis Architecture Inc., responded to questions from Council.

The vote was taken on the Main Motion and declared Carried Unanimously.

- 5) [18-402](#) Housing Agreement - 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church), Staff Report DEV-18-071

Moved by Councillor Liberchuk, seconded by Councillor Hundleby: That Council resolves that Housing Agreement Bylaw, 2018, No. 2935, attached as Appendix A of Staff Report DEV-18-071, for 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church), be given final adoption. Carried Unanimously.

8. COMMUNICATIONS

- 1) [18-407](#) Letter from Island Health Medical Health Officers, dated September 11, 2018, Re: A Public Health Approach to Non-Medical Cannabis

CAO advised this letter will be reviewed with the next Council at its strategic planning session.

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Letter from Island Health Medical Health Officers, dated September 11, 2018, Re: A Public Health Approach to Non-Medical Cannabis be received. Carried Unanimously.

- 2) [18-408](#) Email from Councillor Olga Liberchuk dated September 19, 2018, Re: Call for Proposals - Cities Fit for Children Summit

Moved by Councillor Liberchuk, seconded by Councillor Hundleby: That Council support in principle participation in the Fall 2019 Cities Fit for Children Summit and that the Director of Parks and Recreation have discussions with potential Regional partners. Carried Unanimously.

9. NOTICE OF MOTION

- 1) [18-405](#) Three Bedroom Units, Councillor Olga Liberchuk - For Discussion

This Notice of Motion was referred to the Council meeting scheduled for October 1, 2018 for discussion.

10. PUBLIC QUESTION AND COMMENT PERIOD

Excluding items which are or have been the subject of a Public Hearing. Limit of two minutes per speaker.

Marilyn Day, *resident*, thanked staff for cleaning parks and streets and expressed concerns with packs of dogs off leash at Fort Macaulay.

Lynda O' Keefe, *resident*, advised Photograph Show ends this Friday and expressed concerns with packs of dogs off leash in parks.

Muriel Dunn, *resident*, expressed concerns with dogs off leash at Highrock Park and Fort Macaulay.

11. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Liberchuk: That the Regular Council meeting be adjourned at 8:13 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 1st DAY OF OCTOBER, 2018

ANJA NURVO, CORPORATE OFFICER
CERTIFIED CORRECT