



**CORPORATION OF THE
TOWNSHIP OF ESQUIMALT**
Agenda - Final
Special Meeting of Council

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

Monday, June 19, 2017

7:00 PM

Esquimalt Council Chambers

1. **CALL TO ORDER**
2. **LATE ITEMS**
3. **APPROVAL OF THE AGENDA**
4. **PUBLIC HEARING**

The Public Hearing is to afford all persons who deem their interest in property affected by the Bylaw an opportunity to be heard or to present written submissions before the Municipal Council on matters contained in the Bylaw.

- 1) [17-253](#) Notice of Public Hearing - Rezoning Application, 460 Head Street

Attachments: [Public Hearing Notice](#)

- 2) **Background Information - Available for Viewing Separately**

- 3) **Director of Development Services - Overview of Application**

- a) [17-251](#) Rezoning Application, 460 Head Street, Staff Report
DEV-17-037

Attachments: [DEV-17-037 Schedule A - Bylaw No. 2896 - CD-103 \[as amended\]](#)
[DEV-17-037 Schedule B - OCP Site Context WBNDG](#)
[DEV-17-037 Schedule C - GrnChklist](#)
[DEV-17-037 Schedule D - Architect Narrative](#)
[DEV-17-037 Schedule E - West Bay Resident's Association Comment](#)
[DEV-17-037 Schedule F - Public Hearing Mail Notice](#)
[DEV-17-037 Schedule G - Drwgs Shdw BCLS](#)

- 4) **Applicant or Authorized Representative - Overview of Application**
- 5) **Public Input**
- 6) **Adjournment of Hearing**
- 7) **Consideration of Staff Recommendation**

Recommendation:

1. That Council, upon considering the comments made at the Public Hearing, resolves that Amendment Bylaw No. 2896, be amended as attached as Schedule 'A' to Staff Report DEV-17-037; and
2. That Council, upon considering the comments made at the Public Hearing, resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2896 (as amended),, attached to Staff Report DEV-17-037 as Schedule "A", which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of PID 009-174-851, Lot 10, Block H, Section 11, Esquimalt District, Plan 292 [460 Head Street], shown cross hatched on Schedule 'A' of Amendment Bylaw No. 2896, from West Bay Commercial [C-7] Zone to Comprehensive Development District No. 103 [CD No. 103] and by changing the zoning designation of PID 009-174-869, Lot 9, Block H, Section 11, Esquimalt District, Plan 292 [464 Head Street], shown cross hatched on Schedule 'A' of Amendment Bylaw No. 2896, from Single Family Residential [RS-1] Zone, to Comprehensive Development District No. 103 [CD No. 103], be considered for third reading; and
3. That, as the applicant wishes to assure Council that uses and development will be restricted as identified in Staff Report DEV-17-037 in the absence of the consolidation of the 460 Head Street and 464 Head Street, the applicant has voluntarily agreed to register a Section 219 covenant against the titles of PID 009-174-851, Lot 10, Block H, Section 11, Esquimalt District, Plan 292 [460 Head Street] and PID 009-174-869, Lot 9, Block H, Section 11, Esquimalt District, Plan 292 [464 Head Street] in favour of the Township of Esquimalt providing for all of the following:
 - ☐ that commercial and residential visitor parking spaces will be provided and remain on the site as required by Amendment Bylaw No. 2896;
 - ☐ that the proposed development would incorporate both on-site and off-site amenities consistent with those identified in Staff Report DEV-17-037, or similar amenities of comparable monetary value (as may be amended by staff upon receipt of further engineering, landscaping and other details to be provided by the applicant), and
 - ☐ that the applicant will provide on the site, an electric vehicle charging station abutting a surface parking space;

Council direct staff and legal counsel for the Township to coordinate with the property owner to ensure that a Section 219 covenant addressing the aforementioned issues is registered against the titles of PID 009-174-851, Lot 10, Block H, Section 11, Esquimalt District, Plan 292 [460 Head Street] and PID 009-174-869, Lot 9, Block H, Section 11, Esquimalt District, Plan

292 [464 Head Street], prior to returning Amendment Bylaw No. 2896 to Council for consideration of adoption.

5. MOTION TO GO IN CAMERA

Motion to go In Camera pursuant to Section 90 of the Community Charter to discuss:

- Personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity; and
- Labour relations or other employee relations; and
- Discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [annual municipal report]; and
- The consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;

In accordance with Section 90 (1) (b), (c), (l) and (2) (b) of the Community Charter, and that the general public be excluded.

6. ADJOURNMENT