



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Agenda - Final

Council

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

Monday, May 7, 2018

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) [18-197](#) Public Hearing Notice - 520 Constance Avenue

Attachments: [Public Hearing Notice - 520 Constance Avenue](#)

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

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

- a) [18-190](#) Official Community Plan Amendment and Rezoning - 520 Constance Avenue, Staff Report: DEV-18-026

Attachments: [Appendix A - Bylaw 2918 - 520 Constance Ave - OCP - 3rd](#)
[Appendix B - Bylaw 2919 - 520 Constance Ave - Rzn - P4 to RM-1](#)
[Appendix C - Air photo, OCP and Zoning Designations, P-4 and RM-1 zones](#)
[Appendix D - Surveyors Site Plan and Photo](#)
[Appendix E - Mail Notice and Newspaper advertisements](#)

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

1. That Council, upon considering comments made at the Public Hearing, resolves that Bylaw No. 2918 [Appendix 'A' of Staff Report DEV-18-026], which would amend Official Community Plan Bylaw, 2006, No. 2646 Schedule 'A' (the 'Land Use Designation Map'), by changing the designation of 520 Constance Avenue [PID 006-377-408; Lot 132,

Suburban Lot 38, Esquimalt District, Plan 2854] shown cross-hatched on Schedule 'A' to Bylaw No. 2918, from 'Institutional' to 'Townhouse Residential' be considered for third reading and adoption; and

2. That Council, upon considering comments made at the Public Hearing, resolves that Bylaw No. 2919 [Appendix 'B' of Staff Report DEV-18-026], which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of 520 Constance Avenue [PID 006-377-408; Lot 132, Suburban Lot 38, Esquimalt District, Plan 2854], shown cross-hatched on Schedule 'A' to Bylaw No. 2918 from 'Institutional Day Use [P-4]' to 'Multiple Family Residential [RM-1]', and would also remove the 'Institutional Day Use [P-4]' zoning designation from Zoning Bylaw, 1992, No. 2050 be considered for third reading and adoption.

5. PRESENTATIONS

- 1) [18-198](#) Lieutenant Commander Catherine Sands-Leith and Lieutenant Commander Allan Wilson, Canadian Forces Base Esquimalt, Re: CFB Esquimalt Mass Notification System

Attachments: [Presentation Application - CFB Esquimalt](#)

- 2) [18-199](#) Mary Lynn McKenna, Executive Director, Esquimalt Neighbourhood House, Re: Adult Mental Health Counselling Service Update

Attachments: [Presentation Application - Esquimalt Neighbourhood House](#)

6. PUBLIC INPUT (On items listed on the Agenda)

Excluding items which are or have been the subject of a Public Hearing.

7. STAFF REPORTS

Administration

- 1) [18-192](#) Election Procedures Bylaw Update, Staff Report ADM-18-013

Recommendation:

That Council give first, second and third readings to the "*Election Procedures and Automated Vote Counting System Authorization Bylaw, 2018, No. 2928*" as attached to Staff Report ADM-18-013.

Attachments: [Bylaw 2928 - Election Procedures Bylaw](#)

Community Safety Services

- 2) [18-185](#) Options for U-Bicycle - CSS-18-008

Recommendation:

That Council approves a one year trial to allow U-Bicycle North America to display and store bicycles for rent on Township property subject to conditions as directed by Council.

Finance

- 3) [18-187](#) 2018 Financial Plan and Tax Rates Bylaws, Staff Report FIN-18-007

Recommendation:

That *Financial Plan Bylaw, 2018, No. 2890* and *Tax Rates Bylaw, 2018, No. 2891* be given 1st, 2nd and 3rd readings

Attachments: [2018 Policies and Objectives.pdf](#)
[2018 Financial Plan.pdf](#)
[2018 Tax Rates.pdf](#)

- 4) [18-188](#) 2017 Audited Financial Statements, Staff Report FIN-18-188

Recommendation:

That Council approve and receive the Township's audited financial statements for the year ended December 31, 2017 attached to Staff Report FIN-18-008.

Attachments: [2018 Financial Statements.pdf](#)

- 5) [18-189](#) 2017 Statement of Financial Information, Staff Report FIN-18-009

Recommendation:

That Council approve and receive the 2017 Statement of Financial Information attached to Staff Report FIN-18-009

Attachments: [2017 Statement of Financial Information.pdf](#)

Engineering and Public Works

- 6) [18-200](#) Yarrow Place Parking Restriction, Staff Report EPW-18-020

Recommendation:

That Council does not approve the implementation of Traffic Order 1289 "Residential Parking Only" along Yarrow Place, as set out in Staff Report EPW-18-020.

Attachments: [Attachment A Staff Report EPW-18-018](#)

- 7) [18-204](#) Waste Water Treatment Plant Truck Route Modification, Staff Report EPW-18-021

Recommendation:

That Council approve the modification to the Traffic Management Plan for the McLoughlin Point Waste Water Treatment Plant as detailed in Attachment B for the summer months that school is not in session.

Attachments: [Attachment A Staff Report EPW-17-024](#)
[Attachment B Summer Traffic Route](#)
[Attachment C ResidentsLetter Comments SummerRoute](#)
[Attachment D Revised Evaluation MatrixTraffic Routing Summer](#)

Development Services

- 8) [18-191](#) Official Community Plan Amendment Consultation - 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church), Staff Report DEV-18-027

Recommendation:

1. That Council, having considered Sections 475 and 476 of the Local Government Act, authorize staff to circulate the Official Community Plan and Zoning Bylaw Amendment concept plan, attached as Appendix 'A', detailing the proposed development for 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church) [PID 024-848-905; Lot A(DD EP75276), Suburban Lot 27, Esquimalt District, Plan 5092] to those persons, organizations and authorities identified in Appendix 'A' of Staff Report DEV-18-027.

Attachments: [Appendix A - OCP Consultation List](#)
[Appendix B - Proposed Development Concept Plan](#)

- 9) [18-193](#) Statement of Significance for Heritage Designated property - 1379 Esquimalt Road - St. Peter and St. Paul's Church, Staff Report: DEV-18-029

Recommendation:

1. That Council approve the Statements of Significance that detail the heritage values of the designated building at 1379 Esquimalt Road (St. Peter and St. Paul's Church) [PID 024-848-905; Lot A(DD EP75276), Suburban Lot 27, Esquimalt District, Plan 5092] as presented in Appendix 'A' of Staff Report DEV-18-028.

Attachments: [Appendix A - 1379 Esquimalt Rd - St. Peter and St. Paul's - draft SoS 2018](#)
[Appendix B - Heritage Designation Bylaw, 1999, No. 2377 \(1379 Esquimalt Road\)](#)

- 10) [18-194](#) First and Second Reading of Bylaw 2929 being a bylaw to amend the Zoning Bylaw to regulate Cannabis, Staff Report DEV-18-029

Recommendation:

1. That Council resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2929, attached to Staff Report DEV-18-029 as Schedule "A", which would amend Zoning Bylaw, 1992, No. 2050 by:
- Adding definitions of "Cannabis", "Cannabis Plant", "Medical Marijuana Production Facility", and "Store, Cannabis Sales";
 - Amending the definitions of "Business and Professional Offices" and "Store, Retail";
 - Prohibiting the retail sale of non-medical cannabis in all zones and on all public road ways unless the location is specifically rezoned to allow a Cannabis Sales Store;
 - Prohibiting Cannabis Lounges and similar facilities in all zones unless the location is specifically rezoned to allow such uses;
 - Prohibiting the growing or production of marijuana, cannabis and similar plants, products or derivatives except:
 - As a farm use on lands in the Agricultural Land Reserve;
 - On land specifically rezoned to permit a Health Canada licenced Medical Marijuana Production Facility use;

- iii. As an Accessory Use under the authority of a Health Canada issued personal use licence; and
 - iv. Under the authority of one or more Health Canada issued designated producer licences.
 - f. Adding the word “liquor” before the word “lounge” in Sections 60 (1) (e) (Gorge Vale Golf Course) and 67.71 (1) (a) (English Inn) be considered for first and second reading.
2. That Council authorizes the Corporate Officer to schedule a Public Hearing for Zoning Amendment Bylaw No. 2929 and advertise for same in the local newspaper

Attachments: [Schedule "A" Zoning Bylaw 1992 No. 2050 Amendment Bylaw 2018 No. 2929 - Reviewed May 2 2018 Final Final](#)
[Schedule "B" Health Canada Information for Municipalities Medical Use of Cannabis](#)

- 11) [18-195](#) Second reading for the proposed Official Community Plan Bylaw, 2018, No. 2922, Staff Report DEV-18-030

Recommendation:

- 1) That Council give second reading to “Official Community Plan Bylaw, 2018, No. 2922” (Schedule A of Staff Report DEV-18-030) as amended being the bylaw to adopt the Township of Esquimalt Official Community Plan;
- 2) That Council consider the proposed Official Community Plan in conjunction with its financial plan;
- 3) That Council consider the proposed Official Community Plan in conjunction with the CRD’s Solid Waste Management Plan;
- 4) That Council consider the proposed Official Community Plan in conjunction with the CRD’s Liquid Waste Management Plan;
- 5) That Council authorize staff to refer Official Community Plan Bylaw, 2018, No. 2922 to the Agricultural Land Commission pursuant to Section 477 (3) (b) of the Local Government Act; and
- 6) That Council authorize the Corporate Officer to schedule a Public Hearing for Official Community Plan Bylaw, 2018, No. 2922, and to advertise for same in the local newspaper.

Attachments: [Schedule "A" Esquimalt OCP Council May 7, 2018](#)
[Schedule "B" Agricultural Land Commission](#)
[Schedule "C" Fisheries and Oceans Canada](#)
[Schedule "D" Esquimalt Chamber of Commerce](#)
[Schedule "E" BC Transit](#)
[Schedule "F" Tourism Victoria](#)
[Schedule "G" CRD Regional Planning](#)
[Schedule "H" Island Health](#)
[Schedule "I" Ministry of Municipal Affairs and Housing](#)
[Schedule "J" H Edley](#)
[Schedule "K" K Gordon](#)
[Schedule "L" T Prentice](#)
[Schedule "M" Brian Gray](#)
[Schedule "N" John Roe](#)
[Schedule "O" Spring J Redacted](#)
[Schedule "P" West Bay Residents Association](#)

8. COMMUNICATIONS

- 1) [18-202](#) Letter from Mike Farnworth, Minister of Public Safety and Solicitor General, dated April 9, 2018, Re: Regionalization of Capital Region Policing Services

Attachments: [Letter - Minister of Public Safety and Solicitor General](#)

- 2) [18-203](#) Letter from Richard Atwell, Mayor, District of Saanich, dated April 25, 2018, Re: Governance Review Task Force Standing Committee Recommendations

Attachments: [Letter - District of Saanich](#)

9. NOTICE OF MOTION

- 1) [18-201](#) Notice of Motion Re: UBCM Resolutions Addressing Sustainability, Councillor Susan Low - For Introduction

Attachments: [Notice of Motion - UBCM Resolutions Addressing Sustainability](#)

- 2) [18-167](#) Notice of Motion Re: Fibre Optik Network, Mayor Barbara Desjardins - For Discussion

Attachments: [Notice of Motion: Fibre Optic Network](#)

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.

11. ADJOURNMENT