



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

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

Monday, March 18, 2019

7:00 PM

Esquimalt Council Chambers

Present: 7 - Mayor Barbara Desjardins
Councillor Ken Armour
Councillor Meagan Brame
Councillor Jacob Helliwell
Councillor Lynda Hundleby
Councillor Tim Morrison
Councillor Jane Vermeulen

Staff: Laurie Hurst, Chief Administrative Officer
Bill Brown, Director of Development Services
Ian Irvine, Director of Financial Services
Blair McDonald, Director of Community Safety Services
Anja Nurvo, Director of Corporate Services
Janany Nagulan, 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

The following late item was added to the agenda:

- (1) Add to Item 8. **REPORTS FROM COMMITTEES:** (3) Deferred Motion
- Committee of the Whole Meeting held March 11, 2019, Re: Climate
Emergency:
- Email from Duncan Cavens dated March 18, 2019 Re: Motion on
Climate Emergency

3. APPROVAL OF THE AGENDA

Moved by Councillor Morrison, seconded by Councillor Hundleby: That the agenda be approved as amended with the inclusion of the late item. Carried Unanimously.

4. MINUTES

- 1) [19-125](#) Minutes of the Special Meeting of Council, March 4, 2019
2) [19-126](#) Minutes of the Regular Meeting of Council, March 4, 2019

- 3) [19-132](#) Minutes of the Special Meeting of Council, March 12, 2019

Moved by Councillor Hundleby, seconded by Councillor Brame: That the Minutes of the Special Meeting of Council, March 4, 2019, Minutes of the Regular Meeting of Council, March 4, 2019, and Minutes of the Special Meeting of Council, March 12, 2019 be adopted. Carried Unanimously.

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

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

Francois Brassard, *resident*, encouraged Council to declare its own climate emergency, work assertively to achieve carbon neutrality by 2030 and embed this in to the strategic plan as a priority focus.

Jane Devonshire, *non-resident*, encouraged Council to declare its own climate emergency.

Linda Jeaurond, *non-resident*, updated Council that all provinces have banned the use by minors of indoor tanning facilities and encouraged Council to support the CRD climate emergency declaration.

Natasha Reger, *resident*, speaking on behalf of neighbors of 901 Selkirk Avenue, noted communications outlining concerns were sent to the Township last summer and requested Council to review those concerns and share with developers.

Hilary Groos, *non-resident*, expressed concerns with the process that had to take place to ensure the heritage integrity of St. Peter and St. Paul's Church was not jeopardized during the design process for the joining of the proposed new building with the church.

Chris Edley, *resident and Esquimalt Chamber of Commerce representative*, requested Council make strategic decisions for business property taxes to encourage business owners to invest in Esquimalt.

6. STAFF REPORTS

Community Safety Services

- 1) [19-118](#) Amendment to Council Resolution in Support of Grant Application, Staff Report CSS-19-005

Moved by Councillor Brame, seconded by Councillor Morrison: That Council rescind the Resolution as approved at the Regular Council meeting, January 21st, 2019, and replace and approve the following:

That Council support by way of resolution a \$50,000 joint application with the City of Victoria for the Community Emergency Preparedness Fund - Emergency Operations Centre and Training Stream, that the Township of

Esquimalt will provide overall grant management for the project, and that the Mayor and Corporate Officer are authorized to execute any agreements related to a successful grant application. Carried Unanimously.

- 2) [19-119](#) Bylaw Notice Enforcement Bylaw No. 2839, Amendment [No. 8], Staff Report CSS-19-006

Moved by Councillor Hundleby, seconded by Councillor Armour: That Council give first, second and third reading to Bylaw Notice Enforcement Bylaw, 2014, No. 2839, Amendment Bylaw [No. 8], 2019, No. 2958. Carried Unanimously.

Finance

- 3) [19-110](#) 2019 Revenue, Tax, Budget and Financial Sustainability Policies and Objectives, Staff Report FIN-19-003

The Director of Financial Services provided a overview of the 2019 Revenue, Tax, Budget and Financial Sustainability Policies and Objectives, a Powerpoint Presentation and responded to questions from Council.

Moved by Councillor Armour, seconded by Councillor Helliwell: That Council pursue scenario three which would shift Class 6 - Business Class to Residential, reducing the ratio to 3.03 for 2019 property taxes. Carried.

In Favour: 5 - Mayor Desjardins, Councillor Armour, Councillor Brame, Councillor Helliwell, and Councillor Vermeulen

Opposed: 2 - Councillor Hundleby, and Councillor Morrison

Moved by Councillor Armour, seconded by Mayor Desjardins: That Council direct staff to prepare a staff report for a future Committee of the Whole meeting that will review options to gradually reduce the Class 6 multiplier to 2.0.

Moved by Councillor Helliwell, seconded by Councillor Hundleby: That the Main Motion be amended to include, in addition to the scenario for the multiplier of 2.0, that scenarios for the multiplier of 2.25 and 2.5 also be included in the staff report. Carried Unanimously.

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

In Favour: 6 - Mayor Desjardins, Councillor Armour, Councillor Brame, Councillor Helliwell, Councillor Hundleby, and Councillor Vermeulen

Opposed: 1 - Councillor Morrison

Moved by Councillor Morrison, seconded by Councillor Hundleby: That Council direct staff to prepare a staff report for Council review of the Permissive Tax Exemption policies at a future Committee of the Whole meeting. Carried Unanimously.

Moved by Councillor Armour, seconded by Councillor Helliwell: That Council approve the 2019 Revenue, Tax, Budget and Financial Sustainability Policies and Objectives as attached to Staff Report FIN-19-003, as Schedule A to Bylaw No. 2959. Carried Unanimously.

Development Services

- 4) [19-120](#) Heritage Alteration Permit Application - 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church), Staff Report DEV-19-026

Deane Strongitharme, CitySpaces Consulting, Steve Barber, Chair Project Committee, and Barry Cosgrove, Number Ten Architectural Group, provided an overview of the development and Heritage Alteration permit, presented a PowerPoint Presentation and responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council resolves that Heritage Alteration Permit No. HAP00003 authorizing a new entrance to the heritage church, that will connect the building to the new 'ministry centre', consistent with the architectural plans provided by Number Ten Architectural Group, stamped "Received March 12, 2019", to be located at 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] be approved. Carried Unanimously.

- 5) [19-121](#) Development Permit Application - 1379 Esquimalt Road/ 520 Foster Street - St. Peter and St. Paul's Church, Staff Report DEV-19-027

Barry Cosgrove, Number 10 Architectural Group and Brad Forth, Four Site Landscape Architectural Group, provided an overview of the Development Permit application, provided a PowerPoint Presentation and responded to questions from Council.

Moved by Councillor Helliwell, seconded by Councillor Hundleby: That Council resolves that Development Permit No. DP000117 [Appendix A] authorizing the development of a new ministry centre and multiple family building with landscaping in compliance with the guidelines in the following development permit areas, Natural Environment (DPA No. 1), Energy Conservation and Greenhouse Gas Reduction (DPA No. 7) and Water Conservation (DPA No. 8), and consistent with the architectural plans provided by Number Ten Architectural Group, the 'Landscape Concept Plan' provided by Four Site Landscape Architecture and Site Planning, and the engineering plans provided by Islander Engineering, all stamped "Received March 12, 2019", to be located at 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], be approved, and staff be directed to issue the permit (subject to receipt of the required landscape security) and register the notice on the title of the

property; and

That Council resolves that the Section 219 Covenant [Appendix B] for the form and character of the new ministry centre and multiple family building, including exterior finishes and landscape amenities, consistent with the architectural plans provided by Number Ten Architectural Group, the 'Landscape Concept Plan' provided by Four Site Landscape Architecture and Site Planning, stamped "Received March 12, 2019", to be located at 1379 Esquimalt Road / 520 Foster Street (St. Peter and St. Paul's Church), be approved and Council direct staff and legal counsel for the Township to coordinate with the property owner to ensure the Section 219 Covenant addressing the aforementioned issues is registered against the property title, in priority to all financial encumbrances. Carried Unanimously.

The meeting recessed at 8:57 PM and reconvened at 9:01 PM with all members of Council present except Councillor Hundleby. Councillor Hundleby rejoined the meeting at 9:03 PM.

- 6) [19-122](#) Development Permit Application - 939 Colville Road and 825 Lampson Street, Staff Report DEV-19-025

Ryan Jabs, Lapis Homes Ltd., provided an overview of the Development Permit application, presented a PowerPoint Presentation and responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Morrison: That Council resolves that Development Permit No. DP000116 [Appendix A] authorizing the form and character of the proposed development of ten (10) townhouse residential units contained in four detached buildings as sited on the survey plan prepared by Island Land Surveying Ltd., consistent with the architectural plans provided by T-Square Design both stamped "Received January 11, 2019" and the landscape plan prepared by Imagine Landscape Design stamped "Received February 28, 2019", for the development proposed to be located on the consolidated lot, currently 939 Colville Road [PID 005-752-655; Lot 1, Block 1, Section 10, Esquimalt District, Plan 6277] and 825 Lampson Street [PID 000-017-817; Lot 2, Block 1, Section 10, Esquimalt District, Plan 6277]; be approved, and staff be directed to issue the permit (subject to receipt of the required landscape security and consolidation of the lots) and register the notice on the title of the subject property. Carried Unanimously.

- 7) [19-124](#) Rezoning Application, 901 Selkirk Avenue, Staff Report DEV-19-024

Planner provided an overview of the rezoning application for 901 Selkirk Avenue and presented a PowerPoint presentation.

Denise Kors, Kors Development Services Inc, provided an overview of the

rezoning application for 901 Selkirk Avenue, presented a PowerPoint Presentation, and responded to questions from Council with a representative from Radius Property Group Inc.

Moved by Councillor Hundleby, seconded by Councillor Brame: That Council resolves that Bylaw No. 2955 [Appendix A], which would amend Zoning Bylaw, 1992, No. 2050, by changing the zoning designation of 901 Selkirk Avenue [PID 009-285-831, Lot 14 Block A Section 10 Esquimalt District Plan 195 Except Part in Plans 12714, 13477, and 15155] from RD-1 [Two Family Residential] to CD. No. 118 [Comprehensive District No. 118], be given first and second reading; and

That Council authorizes the Corporate Officer to schedule a public hearing for Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2955, and to advertise for same in the local newspaper.

Moved by Councillor Brame, seconded by Councillor Morrison: That the Main Motion be amended to include that a Section 219 covenant prohibiting secondary suites be registered against the property title prior to the rezoning application being subject to a Public Hearing. Carried Unanimously.

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

7. MAYOR'S AND COUNCILLORS' REPORTS

- 1) [19-136](#) Capital Regional District Board Meeting Update - Mayor Barbara Desjardins

Mayor Desjardins provided a verbal update on recent Capital Regional District Board meetings and major projects.

Moved by Councillor Brame, seconded by Councillor Hundleby: That the verbal report from Mayor Desjardins Re: Capital Regional District Board Meeting Update be received. Carried Unanimously.

8. REPORTS FROM COMMITTEES

- 1) [19-133](#) Draft Minutes from the Advisory Planning Commission, February 19, 2019
- 2) [19-134](#) Draft Minutes from the APC Design Review Committee, March 6, 2019

Moved by Councillor Brame, seconded by Councillor Hundleby: That the draft Minutes from the Advisory Planning Commission, February 19, 2019 and draft Minutes from the APC Design Review Committee, March 6, 2019 be received. Carried Unanimously.

Moved by Councillor Hundleby, seconded by Councillor Morrison: That the meeting be extended to 10:15 PM. Carried Unanimously.

- 3) [19-131](#) Deferred Motion - Committee of the Whole Meeting held March 11, 2019, Re: Climate Emergency

Moved by Councillor Morrison, seconded by Councillor Armour:

WHEREAS the Township of Esquimalt strives to be a green community and recognizes the great importance of our responsibility in caring for our planet's environment as well as our role in taking all necessary local and regional actions related to ensuring the well-being of our planet; and

WHEREAS the Township of Esquimalt further recognizes the importance of our relationships within the region in working together with our neighbours in recognizing, responding to and rectifying the harms to our planet as a result of human caused global warming and climate change;

THEREFORE BE IT RESOLVED:

1. THAT the Township of Esquimalt declare a Climate Emergency;
2. THAT the Township of Esquimalt collaborate with the Capital Regional District and other local governments to work towards achieving carbon neutrality within the region by 2030;
3. THAT the Mayor write a letter of response to the Capital Regional District that the Township has declared a climate emergency and commits to working jointly within the region towards carbon neutrality by 2030, and encourages the CRD to move quickly to identify and implement measures to reduce GHG emissions;
4. THAT the Capital Regional District provide the Township of Esquimalt with detailed information regarding specific actions and resources required to make the Capital Regional District's 2030 target possible, including the action and resources required to reach the targets of member communities;
5. THAT the Mayor write to the Provincial Minister of the Environment, assert the Township's support to help the Province close the 25% emissions gap in the CleanBC Plan, and call on the Province to provide the powers and resources to Local Governments to make the 2030 target possible;
6. THAT the Mayor write to the Federal Minister of the Environment, assert the Township's support to help Canada meet its Nationally Determined Contribution target made in the Paris Agreement and call on the federal government to provide the powers and resources to Local Governments to make the 2030 target possible;
7. THAT the Township request pro-bono assistance from West Coast Environmental Law in determining how the Township can accurately track the costs of climate change being incurred by our community.

Moved by Councillor Armour, seconded by Councillor Hundleby: That the Main Motion be amended to include the following additional clause: Clause 8 - That the Township move as quickly as possible to create and implement a climate action plan and climate adaptation plan as per the

draft 2019 – 2023 Strategic Plan. Carried Unanimously.

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

9. COMMUNICATIONS

- 1) [19-108](#) Letter from Tonia Enger, Acting Assistant Deputy Minister and Director of Police Services, Policing and Security Branch, Ministry of Public Safety and Solicitor General, dated February 26, 2019, Re: Request of Director of Police Services Under Section 27(3) of the Police Act

Moved by Councillor Hundleby, seconded by Councillor Vermeulen: That the letter from Tonia Enger, Acting Assistant Deputy Minister and Director of Police Services, Policing and Security Branch, Ministry of Public Safety and Solicitor General, dated February 26, 2019, Re: Request of Director of Police Services Under Section 27(3) of the Police Act be received and that a letter from Mayor Desjardins be sent to the Victoria and Esquimalt Police Board upon review by Council, requesting a response regarding the following:

1. Compliance with the Framework Agreement
2. Sufficient information to be provided for budget deliberations
3. Request information on deployment of dedicated resources, how the six officers will be deployed, including the School Resource Officers, through the Framework Agreement. Carried Unanimously.

- 2) [19-130](#) Letter from MLA Stephanie Cadieux, Surrey South and MLA Michelle Stilwell, Parksville-Qualicum, dated February 26, 2019, Re: Regulation of Accessible Parking

- 3) [19-127](#) Email from West Bay Residents Association, dated March 4, 2019, Re: Reinstatement of Rail Service on Vancouver Island

Moved by Councillor Hundleby, seconded by Councillor Vermeulen: That the letter from MLA Stephanie Cadieux, Surrey South and MLA Michelle Stilwell, Parksville-Qualicum, dated February 26, 2019, Re: Regulation of Accessible Parking and the email from West Bay Residents Association, dated March 4, 2019, Re: Reinstatement of Rail Service on Vancouver Island be received. Carried Unanimously.

- 4) [19-128](#) Email from Liz Condon, Administrative Assistant, District of Highlands, dated March 5, 2019, Re: Municipal Survivor Climate Challenge

Moved by Councillor Armour, seconded by Councillor Hundleby: That the email from Liz Condon, Administrative Assistant, District of Highlands, dated March 5, 2019, Re: Municipal Survivor Climate Challenge be received. Carried Unanimously.

- 5) [19-129](#) Email from Gillian Lindquist, Executive Director, Restorative Justice Victoria, dated March 6, 2019, Re: Funding for Restorative Justice Victoria Services to Esquimalt
- 6) [19-135](#) Letter from Susanne Thompson, Deputy City Manager and Chief Financial Officer, dated March 13, 2019, Re: City of Victoria Council Motion Regarding Restorative Justice

Moved by Councillor Hundleby, seconded by Councillor Brame: That the email from Gillian Lindquist, Executive Director, Restorative Justice Victoria, dated March 6, 2019, Re: Funding for Restorative Justice Victoria Services to Esquimalt and the letter from Susanne Thompson, Deputy City Manager and Chief Financial Officer, dated March 13, 2019, Re: City of Victoria Council Motion Regarding Restorative Justice be received and that Council approve the funding request of \$5800 by Restorative Justice Victoria Services and that this be reviewed as a continuing item in the budget.

Moved by Councillor Armour, seconded by Councillor Morrison: That the meeting be extended to 10:30 PM. Carried.

In Favour: 5 - Mayor Desjardins, Councillor Armour, Councillor Helliwell, Councillor Morrison, and Councillor Vermeulen

Opposed: 2 - Councillor Brame, and Councillor Hundleby

Moved by Councillor Hundleby, seconded by Councillor Armour: That discussion pertaining to the Funding Request by Restorative Justice Victoria Services be deferred until after Council has received the Victoria Police Department revised budget presentation. Carried Unanimously.

10. NOTICE OF MOTION

- 1) [19-098](#) Notice of Motion - Deer Management in Esquimalt, Councillor Armour - For Discussion

Moved by Councillor Armour, seconded by Councillor Vermeulen:

WHEREAS: A 2016 survey of Esquimalt residents conducted by Brian Nyberg for the Township of Esquimalt found that 62 percent of residents are concerned about the presence of deer, 52 percent had spent money to deal with or prevent deer damage to their plants and 13 percent reported experiencing aggressive behavior by a deer,

WHEREAS: Culls and translocation have proven to be both inhumane and ineffective approaches to reducing deer numbers (the latter because the remaining population expands to fill the void),

WHEREAS: Immuno-contraception (as being piloted in Oak Bay) is showing promise as a humane and effective approach to managing and gradually reducing deer numbers,

WHEREAS: Esquimalt, through the Urban Wildlife Stewardship Society (UWSS), has undertaken two comprehensive deer population estimate

surveys over the last two years that provide robust data on numbers and primary locations,

WHEREAS: Department of National Defence, through Hemmera Environchem, recently analyzed the deer population at Canadian Forces Base Esquimalt based on surveys from 2003, 2016 (twice) and 2017 and generated data on density and population and provided evidence that deer do travel between Department of National Defence lands and Esquimalt,

WHEREAS: Deer management is most effective when undertaken on a regional basis (otherwise neighbouring deer populations will move in to fill newly-created voids),

AND WHEREAS: The British Columbia government has jurisdiction for deer management and has only approved immuno-contraception in Oak Bay and only as part of a research project,

THEREFORE BE IT RESOLVED: That the Township seek British Columbia government approval to develop and implement, working with the Urban Wildlife Stewardship Society and drawing upon the Oak Bay approach, an immuno-contraception strategy to manage and gradually reduce the deer population in Esquimalt,

AND THEREFORE BE IT FURTHER RESOLVED: That the Township seek Department of National Defence agreement to design and implement an immuno-contraception strategy that would complement and align with the Township's approach,

AND THEREFORE BE IT FURTHER RESOLVED: That the Township advocate with the Capital Regional District for the development and implementation of a region-wide (or sub-region-wide, e.g., Esquimalt, Victoria, View Royal, Saanich and Oak Bay) deer management strategy based on, in part, immuno-contraception.

Moved by Councillor Helliwell, seconded by Councillor Brame: That the Main Motion be amended to strike the words "and implement" from the first Therefore Be It Resolved of the resolution. Carried Unanimously.

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

11. PUBLIC QUESTION AND COMMENT PERIOD

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

Doug Scott, *resident*, spoke to the differences in property taxes paid for different property uses, noted businesses pay their fair share and supports a decrease.

12. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 10:25 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS date DAY OF month, 2019

ANJA NURVO, CORPORATE OFFICER
CERTIFIED CORRECT