



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

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

Monday, June 11, 2018

7:00 PM

Esquimalt Council Chambers

Councillor Low via conference phone.

Present: 5 - Mayor Barbara Desjardins
Councillor Meagan Brame
Councillor Lynda Hundleby
Councillor Olga Liberchuk
Councillor Susan Low

Absent: 2 - Councillor Beth Burton-Krahn
Councillor Tim Morrison

Staff: Laurie Hurst, Chief Administrative Officer
Bill Brown, Director of Development Services
Ian Irvine, Director of Financial Services
Scott Hartman, Director of Parks and Recreation
Anja Nurvo, Director of Corporate Services
Chris Jancowski, Fire Chief
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. Mayor Desjardins acknowledged the success of the Annual Neighbourhood Block Party and thanked all involved.

2. LATE ITEMS

The following late item was added to the agenda:

(1) ADD as New Item 9. **STAFF REPORT:** (7) 55+ BC Games Bid, Staff Report P&R-18-008

3. APPROVAL OF THE AGENDA

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

4. MINUTES

1) [18-266](#) Minutes of the Special Meeting of Council, May 28, 2018

- 2) [18-270](#) Minutes of the Regular Meeting of Council, May 28, 2018

Moved by Councillor Liberchuk, seconded by Councillor Hundleby: That the Minutes of the Special Meeting of Council, May 28, 2018 and Minutes of the Regular Meeting of Council, May 28, 2018 be adopted. Carried Unanimously.

5. 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) [18-265](#) Public Hearing Notice - Zoning Bylaw Amendment to Regulate Cannabis

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

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

Director of Development Services provided an overview of zoning bylaw amendment to regulate cannabis in the Township and presented a PowerPoint Presentation.

- a) [18-262](#) Public Hearing for Bylaw 2929, to amend Zoning Bylaw to regulate Cannabis, Staff Report DEV-18-039

- 4) **Public Input**

Elizabeth Horsfield, *resident*, expressed health and safety concerns and believes we under estimate the effects of cannabis.

- 5) **Adjournment of Hearing**

Mayor Desjardins declared the Public Hearing for Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2929 closed at 7:10 PM.

- 6) **Consideration of Staff Recommendation**

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council, upon considering comments made at the Public Hearing, resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw, 2018, No. 2929, attached as Schedule "A" to Staff Report DEV-18-039, which would amend Zoning Bylaw, 1992, No. 2050 by:

- a. Adding definitions of "Cannabis", "Cannabis Lounge", "Cannabis Plant", "Medical Marijuana Production Facility", and "Store, Cannabis Sales";
- b. Amending the definitions of "Business and Professional Offices" and "Store, Retail";
- c. 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;

- d. Prohibiting Cannabis Lounges and similar facilities in all zones unless the location is specifically rezoned to allow such uses;
- e. Prohibiting the growing or production of marijuana, cannabis and similar plants, products or derivatives except:
 - i. As a farm use on lands in the Agricultural Land Reserve;
 - ii. 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;
 - iv. Under the authority of one or more Health Canada issued designated producer licences; and
 - v. The growing of up to 4 plants indoors in the strict conformity of the laws of BC and Canada.
- 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 given third reading and adoption. Carried.

In Favour: 3 - Mayor Desjardins, Councillor Brame, and Councillor Hundleby

Opposed: 2 - Councillor Liberchuk, and Councillor Low

Absent: 2 - Councillor Burton-Krahn, and Councillor Morrison

6. PRESENTATIONS

- 1) [18-222](#) Thomas Hackney, Policy Advisory, BC Sustainable Energy Association, Re: UBCM Resolutions Addressing Sustainability

Thomas Hackney, Policy Advisor, BC Sustainable Energy Association, provided an overview of UBCM resolutions addressing sustainability in support of the 100% renewable energy by 2020 initiative and presented a PowerPoint presentation.

7. DELEGATIONS

- 1) [18-223](#) Don Prittie, President and Lisa Geddes, Executive Director, Boating BC Association, Re: Protecting Access Points to Waterways

Don Prittie, President, Boating BC Association, provided an overview of recreational boating and protecting access points to waterways, presented a PowerPoint Presentation and responded to questions from Council.

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

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

Rebecca Wolfe-Gage, *resident*, encouraged Council to consider the impact of climate change and how the future of the environment affects us all.

Andrew Gage, *resident*, in support of addressing sustainability as outlined in Councillor Low's Notice of Motion.

Ben van Drimmelen, *Vice President, Habitat Acquisition Trust (HAT)*, in support of HAT funding request of \$6500.

9. STAFF REPORTS

Administration

- 1) [18-245](#) Council Procedure Bylaw Amendment, Staff Report ADM-18-019

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council gives first, second and third reading to Council Procedure Bylaw No. 2715, 2009, Amendment Bylaw [No. 3], 2018, No. 2930, as attached to Staff Report ADM-18-019. Carried Unanimously.

- 2) [18-253](#) Fire Dispatch Contract Execution, Staff Report ADM-18-021

Moved by Councillor Hundleby, seconded by Councillor Liberchuk: That Council authorize the Mayor and Corporate Officer to execute the contract between the City of Surrey and the Township of Esquimalt for the provision of fire dispatch services to Esquimalt Fire Rescue as attached to Staff Report ADM-18-021. Carried Unanimously.

Finance

- 3) [18-261](#) Funding Request - Habitat Acquisition Trust, Staff Report FIN-18-011

Director of Financial Services responded to questions from Council.

Moved by Councillor Liberchuk, seconded by Councillor Low: That Council approve the funding request in full to Habitat Acquisition Trust and allocate the amount of \$6,500 from the Local Grant account. Carried.

In Favour: 4 - Mayor Desjardins, Councillor Hundleby, Councillor Liberchuk, and Councillor Low

Opposed: 1 - Councillor Brame

Absent: 2 - Councillor Burton-Krahn, and Councillor Morrison

Development Services

- 4) [18-252](#) Rezoning Application - 615 Fernhill Road, Staff Report DEV-18-035

Moved by Councillor Liberchuk, seconded by Councillor Hundleby: That Council resolves that Bylaw No. 2906, attached as Appendix A to Staff Report DEV-18-035, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of PID 004-757-742, Lot B, Section 11, Esquimalt District, Plan 12446 [615 Fernhill Road] shown cross-hatched on Schedule 'A' from RD-1 [Two Family Residential] to CD No. 105 [Comprehensive Development District No. 105] be adopted. Carried Unanimously.

5) [18-254](#) Development Variance Permit - 801 Esquimalt Road, Staff Report: DEV-18-037

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council resolves that Development Variance Permit No. DVP00073 [Appendix A] authorizing the parking layout as shown on the site plan prepared by Derek Neale, NSDA Architects, stamped "Received March 23, 2018" and including the following relaxations to Parking Bylaw, 1992, No. 2011, be approved, and staff be directed to issue the permit and register the notice on the title of the property located at 801 Esquimalt Road [PID 002-925-729; Parcel B (DD139365I) of Lot A, Section 11, Esquimalt District, Plan 25546 except that part in Plan VIP83622]:

Parking Bylaw, 1992, No. 2011, Section 11(1) - Visitor Parking - A reduction to the requirement that for land zoned multiple family residential 1 of every 4 required spaces shall be clearly marked 'Visitor' and available for use by non-occupants of the Parcel at all times. [ie. from 1 of every 4, to 1 of every 10.5 required spaces];

Parking Bylaw, 1992, No. 2011, Section 13(1)(a)(iv) - Parking Requirements - Number of Off-Street Parking Spaces - A reduction to the number of required off-street Parking Spaces, from 42 spaces to 37 spaces [ie. from 1.3 spaces per dwelling unit to 1.16 spaces per dwelling unit];

Parking Bylaw, 1992, No. 2011, Section 14. (4) - Dimensions Of Off-Street Parking Spaces - An exemption to the requirement that where any parking space abuts a portion of a fence or structure, the minimum stall width shall be increased by 0.3 metres for that parking space, for those parking spaces abutting a structural post in the covered parking area. Carried Unanimously.

6) [18-264](#) Rezoning Application - 669 Constance Avenue, "Corvette Landing", Staff Report DEV-18-040

Director of Development Services left the meeting at 8:05 PM.

Municipal Planner advised Council that the applicant was unable to provide the original amenities, therefore new amenities had been proposed requiring a second Public Hearing. Staff responded to questions from Council.

Moved by Councillor Liberchuk, seconded by Councillor Brame: 1. That Council resolves to rescind third reading of Zoning Bylaw, 1992, No.2050, Amendment Bylaw No. 2915, attached to Staff Report DEV-18-040 as Appendix A, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of 669 Constance Avenue, PID 030-431-026, Lot 1, Suburban Lots 43 and 44, Esquimalt District, Plan EPP76107 shown cross-hatched on Schedule 'A' of Amendment Bylaw No. 2915 from a mix of RM-1 [Multiple Family Residential] and RM-4 [Multiple Family Residential] Zone to CD No. 107 [Comprehensive

Development District No. 107];

2. That Council resolves that Zoning Bylaw, 1992, No.2050, Amendment Bylaw No. 2915, attached to Staff Report DEV-18-040 as Appendix A, be amended and read anew at second reading; and

3. That Council authorizes the Corporate Officer to schedule a second Public Hearing for Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No.2915, and to advertise the same in the local newspaper. Carried Unanimously.

Parks and Recreation

7) [18-275](#) BC Senior's Games Staff Report P&R-18-008

Director of Parks and Recreation provided an overview of the proposed 55 Plus BC Games bid and responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council supports the Capital Region's bid to host the 2020, 2021, or 2022 55 Plus BC Games and supports in principle a contribution of \$5,000 plus in-kind support should the Capital Region be successful in its bid to host the 55 Plus BC Games. Carried Unanimously.

10. COMMUNICATIONS

1) [18-229](#) Letter from The Honourable Mobina S.B. Jaffer, Senator for British Columbia, dated May 3, 2018, Re: Border Implications of Bill C-45

2) [18-230](#) Letter from Wayne Zaccarelli, Secretary, Esquimalt Anglers' Association, dated May 13, 2018, Re: Letter of Support Re: Boating BC Resolution to UBCM

3) [18-271](#) Emails from Keith Wells, Greater Victoria Sport Tourism Commission, dated June 4, 2018 and June 6, 2018, Re: Games Opportunity for Greater Victoria

Moved by Councillor Liberchuk, seconded by Councillor Brame: That the Letter from The Honourable Mobina S.B. Jaffer, Senator for British Columbia, dated May 3, 2018, Re: Border Implications of Bill C-45, Letter from Wayne Zaccarelli, Secretary, Esquimalt Anglers' Association, dated May 13, 2018, Re: Letter of Support Re: Boating BC Resolution to UBCM and Emails from Keith Wells, Greater Victoria Sport Tourism Commission, dated June 4, 2018 and June 6, 2018, Re: Games Opportunity for Greater Victoria be received. Carried Unanimously.

4) [18-225](#) Letter from Minister Rob Fleming, Ministry of Education, dated April 23, 2018, Re: Premier's Awards for Excellence in Education

Moved by Councillor Hundleby, seconded by Councillor Brame: That the Letter from Minister Rob Fleming, Ministry of Education, dated April 23,

2018, Re: Premier's Awards for Excellence in Education be received. Carried Unanimously.

- 5) [18-226](#) Letter from R. Thomas Burley, General Manager / CEO, Oakcrest Park Estates Ltd., dated April 27, 2018, Re: Parking in the Gorge / Tillicum Area

Moved by Councillor Brame, seconded by Councillor Liberchuk: That the Letter from R. Thomas Burley, General Manager / CEO, Oakcrest Park Estates Ltd., dated April 27, 2018, Re: Parking in the Gorge / Tillicum Area be received. Carried Unanimously.

- 6) [18-227](#) Email from Cathy Peters, dated April 29, 2018, Re: District of Houston Letter of Support for a Human Trafficking Task Force

Moved by Councillor Liberchuk, seconded by Councillor Brame: That the Email from Cathy Peters, dated April 29, 2018, Re: District of Houston Letter of Support for a Human Trafficking Task Force be received. Carried Unanimously.

- 7) [18-268](#) Email from Kariann Aarup, President, Ecole Beausoleil PAC, received May 30, 2018, Re: VICPD School Liaison Program - The Voice of Parents & Children Ecole Beausoleil

Moved by Councillor Brame, seconded by Councillor Liberchuk: That the Email from Kariann Aarup, President, Ecole Beausoleil PAC, received May 30, 2018, Re: VICPD School Liaison Program - The Voice of Parents & Children Ecole Beausoleil be received and forwarded to the Victoria and Esquimalt Police Board. Carried Unanimously.

11. NOTICE OF MOTION

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

Moved by Councillor Low, seconded by Councillor Liberchuk: WHEREAS: All levels of government and society must be mobilized and coordinated to address the challenge of climate change;

AND WHEREAS: Esquimalt is a leader among B.C. communities in the adoption of sustainable practices;

THEREFORE BE IT RESOLVED: Esquimalt requests the Union of B.C. Municipalities to consider the following resolutions at the 2018 UBCM Convention:

1. That UBCM ask the province to adopt a province-wide target to meet all energy needs with renewable energy by 2050.
2. That UBCM ask the province to provide adequate resources and support to local governments to plan for, and implement, a target of using 100% renewable energy by 2050, or an equivalent GHG reduction target.
3. That UBCM ask the province to implement transparent, objective and prioritized criteria for infrastructure spending that is allocated for climate

action.

4. That UBCM ask the province to commit to achieving a general upgrade to the energy performance of BC's existing building stock to be compatible with BC's and local governments' climate action commitments, including economic measures to encourage building owners to do building upgrades.

5. That UBCM ask the province, in consultation with local governments, to implement integrated planning for all modes of transportation that is consistent with BC's legislated greenhouse gas emission reduction targets and climate action goals. Carried Unanimously.

2) [18-212](#) Notice of Motion re Esquimalt High School Track and Sports Field Upgrades Working Group, Councillor Olga Liberchuk - For Discussion

Councillor Liberchuk assumed the position of School liaison for the working group.

Moved by Councillor Liberchuk, seconded by Councillor Hundleby: WHEREAS the Esquimalt community track and sports field is in need of upgrades and there has been an ongoing effort from the community to fund raise money that would go towards building a new community track and sports field.

AND WHEREAS a group of various interest groups has met in April 2018 to discuss various options for funding for a new community track and sports field and concluded that a working group is needed to further explore funding possibilities and create a business case for costs, timelines, and possible partnerships.

THEREFORE BE IT RESOLVED that Esquimalt Council appoint the School Liaison to participate in the working group and quarterly report back to Council on progress of the group. Carried Unanimously.

12. PUBLIC QUESTION AND COMMENT PERIOD

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

Mayor Desjardins called three times for public input and there was none.

13. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 8:28 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 25TH DAY OF JUNE, 2018

ANJA NURVO, CORPORATE OFFICER
CERTIFIED CORRECT