



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

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

Monday, August 26, 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: Ian Irvine, Acting Chief Administrative Officer
Jeff Miller, Director of Engineering & Public Works
Bill Brown, Director of Development Services
Anja Nurvo, Director of Corporate Services
Alex Tang, Planner
Rachel Dumas, Manager of Corporate Services
Alicia Ferguson, 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) **PERTAINING** to Agenda Item No. 8: **NOTICE OF MOTION:** (2) - Proximity of Recreational Cannabis Businesses, Councillor Tim Morrison - For Discussion
- Email received from Bruce Cuthbert, dated August 26, 2019

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) [19-404](#) Minutes of the Special Meeting of Council, August 19, 2019
- 2) [19-405](#) Minutes of the Regular Meeting of Council, August 19, 2019

Moved by Councillor Brame, seconded by Councillor Helliwell: That the Minutes of the Special Meeting of Council, August 19, 2019, be adopted and the Minutes of the Regular Meeting of Council, August 19, 2019, be adopted with a revision to the spelling of "Polvie" in item no. 5, page 2. Carried Unanimously.

5. PUBLIC INPUT ON ANY ITEMS LISTED ON THE AGENDA

Address Council on any item included on this Agenda, including Staff Reports and Communications (excluding items which are or have been the subject of a Public Hearing). Limit 2 minutes per speaker.

Leah Pottinger, *resident*, in opposition of OCP amendment and rezoning application for 681 and 685 Admirals Road and expressed concerns including parking, density and impact to neighbours.

Michael Simpson, *resident*, in opposition of OCP amendment and rezoning application for 681 and 685 Admirals Road and expressed concerns including privacy, parking and overall fit in the neighbourhood.

Vaughan Terry, *resident*, expressed concerns with OCP amendment and rezoning application for 681 and 685 Admirals Road with regard to impact to 'on street' parking and overall fit in the neighbourhood.

Laurie Simsburn, *resident*, expressed concerns with OCP amendment and rezoning application for 681 and 685 Admirals Road including privacy, loss of trees, parking and safety.

Michael Simpson, *resident*, expressed concerns with OCP amendment and rezoning application for 681 and 685 Admirals Road in regards to height and massing of the proposed building.

6. STAFF REPORTS

Administration

- 1) [19-376](#) Amendment to Council Policy ADMIN-38 Conference Attendance by Elected Officials, Staff Report ADM-19-022

Moved by Councillor Armour, seconded by Councillor Vermeulen: That Council approve Council Policy ADMIN-38 'Conference Attendance by Elected Officials' as amended and attached to Staff Report ADM-19-022. Carried Unanimously.

- 2) [19-391](#) Watercourse and Drainage Regulation Bylaw, Staff Report ADM-19-026

Moved by Councillor Morrison, seconded by Councillor Hundleby: That Council give first, second and third readings to the Watercourse and Drainage Regulation Bylaw, 2019, No. 2971 as attached to Staff Report ADM-19-026. Carried Unanimously.

Engineering and Public Works

- 3) [19-401](#) Tender Award - Various Capital Projects 2019, Report EPW-19-28

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

Moved by Councillor Helliwell, seconded by Councillor Brame: That the Contract for the Various Capital Projects 2019 be awarded to G&E Contracting LP for \$343,000.00 (excluding GST) and that funding of \$30,600 be reallocated from the Corridor Management Program budget to cover these costs. Carried Unanimously.

Development Services

- 4) [19-394](#) Official Community Plan Amendment and Rezoning Application - 681 and 685 Admirals Road

Planner provided an update on the application, presented a PowerPoint Presentation and responded to questions from Council. The application is to allow for construction of a 6-storey, 48-unit, purpose built rental, multiple family residential building including a 48-space parking garage.

Frank Limshue, WestUrban Developments, provided an overview of the changes made to the application as directed at the July 15, 2019, Council meeting, presented a PowerPoint Presentation and responded to questions from Council.

Council commented on whether the proposed density was a fit for the neighbourhood and how impact to immediate neighbours could be mitigated. Further comments were made concerning management of parking stalls and securing a housing covenant to restrict rentals.

Moved by Councillor Armour, seconded by Councillor Hundleby: That Council postpone further consideration of Official Community Plan Bylaw, 2018, No. 2922, Amendment Bylaw No. 2967 and Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2968 until such time that the developer seeks additional public engagement to limit the impact to immediate neighbours and address concerns including density, privacy and parking. Carried Unanimously.

7. BYLAWS

- 1) [19-402](#) Revitalization Tax Exemption Bylaw, 2015, No. 2852, Amendment Bylaw [No.2], 2019, No. 2970 - For Adoption

Moved by Councillor Helliwell, seconded by Councillor Brame: That the Revitalization Tax Exemption Bylaw, 2015, No. 2852, Amendment Bylaw [No.2], 2019, No. 2970, be adopted. Carried Unanimously.

8. NOTICE OF MOTION

- 1) [19-375](#) Notice of Motion - Federal Election - Reschedule October 21 COTW Meeting, Councillor Tim Morrison - For Discussion

Moved by Councillor Morrison, seconded by Councillor Hundleby:

WHEREAS: A Committee of the Whole meeting has been scheduled for October 21st, 2019;

AND WHEREAS: October 21st, 2019, is the date of the next federal election of Canada;

AND WHEREAS: the federal election is of great national and civic importance;

THEREFORE BE IT RESOLVED: That the Committee of the Whole meeting scheduled for Monday October 21st, 2019, be rescheduled to Tuesday, October 22nd, 2019. Carried Unanimously.

- 2) [19-386](#) Notice of Motion - Proximity of Recreational Cannabis Businesses, Councillor Tim Morrison - For Discussion

Director of Development Services responded to questions from Council.

Council comments included:

* Options to restrict proximity of one cannabis dispensary to another.

* Impact to current rezoning applications already in progress for cannabis retail businesses.

Moved by Councillor Morrison, seconded by Councillor Vermeulen:

WHEREAS: the Township of Esquimalt currently has limited commercial storefront retail space;

AND WHEREAS: demand for available commercial retail space is likely to increase as the community continues to grow;

AND WHEREAS: a diversity of storefront businesses is preferable and is encouraged within the Township's Strategic Plan to provide a "diverse economic environment" as well as to "strengthen the health, livability and diversity of the community";

AND WHEREAS: other leading municipalities, such as the City of Vancouver and the City of Victoria, have implemented restrictions regarding the proximity distances between cannabis retailers;

THEREFORE BE IT RESOLVED: that Council direct staff to prepare an amendment to the Township of Esquimalt Zoning Bylaw No. 2050, 1992 to include the following provision:

"No cannabis retail businesses may be located within 200 metres of each other." Defeated.

In Favour: 3 - Councillor Hundleby, Councillor Morrison, and Councillor Vermeulen

Opposed: 4 - Mayor Desjardins, Councillor Armour, Councillor Brame, and Councillor Helliwell

- 3) [19-396](#) Notice of Motion - Council Transparency, Councillor Ken Armour - For Discussion

Council comments included:

- * Researching other municipalities to explore options and best practices.
- * Impact to staff resources and other priorities of Council.

Moved by Councillor Armour, seconded by Councillor Brame: That Council consider actions, as part of Strategic Planning for 2020, to increase Esquimalt Council transparency. Carried.

In Favour: 4 - Mayor Desjardins, Councillor Armour, Councillor Brame, and Councillor Helliwell

Opposed: 3 - Councillor Hundleby, Councillor Morrison, and Councillor Vermeulen

9. PUBLIC COMMENT PERIOD

Address Council on any topic that impacts Esquimalt (excluding items which are or have been the subject of a Public Hearing). Limit 2 minutes per speaker.

Leah Pottinger, *resident*, provided information regarding a petition that was circulated amongst residents in opposition of OCP amendment and rezoning application for 681 and 685 Admirals Road.

Linda O'Keefe, *resident*, advised of photography show in the library commencing September 3, 2019 and invited everyone to attend.

10. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 8:27 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 9TH DAY OF SEPTEMBER, 2019

RACHEL DUMAS, CORPORATE OFFICER
CERTIFIED CORRECT