



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

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

Monday, October 7, 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
Rachel Dumas, Manager of Corporate Services
Tricia DeMacedo, Planner
Alex Tang, Planner
Alicia Ferguson, Recording Secretary

Others: Del Manak, Chief Constable, VicPD
Jason Laidman, Deputy Chief of Operations, VicPD
Mark MacIntyre, Director of Community Engagement, VicPD
Keith Lindner, Inspector, Esquimalt Division, VicPD
Evan Southern, Victoria and Esquimalt Police Board, Esquimalt
Representative

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

- (1) **PERTAINING** to Item No. 6.2: **PUBLIC HEARING -
REZONING APPLICATION, 1314 ESQUIMALT ROAD** - (3)(a)
Rezoning Application - 1314 Esquimalt Road, Staff Report No.
DEV-19-091
 - Letter from Madlin Talia, dated June 13, 2019
- (2) **PERTAINING** to Item No. 6.3: **PUBLIC HEARING -
REZONING APPLICATION, 524 ADMIRALS ROAD** - (3)(a)
Rezoning Application - 524 Admirals Road, Staff Report No.
DEV-19-090
 - Email from Kerry Davis, dated October 6, 2019
 - Email from Ursa Hawthorne, dated October 7, 2019

3. APPROVAL OF THE AGENDA

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

4. MINUTES

- 1) [19-465](#) Minutes of the Special Meeting of Council, September 30, 2019
- 2) [19-466](#) Minutes of the Regular Meeting of Council, September 30, 2019

Moved by Councillor Vermeulen, seconded by Councillor Brame: That the Minutes of the Special Meeting of Council, September 30, 2019 and the Minutes of the Regular Meeting of Council, September 30, 2019, be adopted. Carried Unanimously.

5. PRESENTATION

- 1) [19-472](#) Victoria Police Department Second Quarter Report - Framework Agreement, Chief Del Manak

Chief Del Manak provided an overview of 2019 Q2 Report, presented a PowerPoint Presentation and responded to questions from Council.

Council comments included:

- * Receiving statistics separately for Esquimalt calls.
- * Addressing graffiti concerns together with community volunteers.
- * Impact of retail cannabis stores in Victoria.
- * Police presence at community events.
- * Overview of high risk calls in Esquimalt during this period.

6.1 PUBLIC HEARING - REZONING APPLICATION, 615 BRYDEN COURT

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) [19-467](#) Notice of Public Hearing - Rezoning Application, 615 Bryden Court
- 2) **Background Information - Available for Viewing Separately**
- 3) **Director of Development Services - Overview of Application**
 - a) [19-459](#) Rezoning Application - 615 Bryden Court, Staff Report DEV-19-091

Planner provided an overview of the rezoning application and presented a PowerPoint Presentation. The application is for a change in zoning to allow for two new single family dwellings.

4) Applicant or Authorized Representative - Overview of Application

David Lunt, *T-Square Designs*, provided an overview of the application and presented a PowerPoint Presentation.

5) Public Input

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

6) Adjournment of Hearing

Mayor Desjardins declared the Public Hearing for Bylaw No. 2966 closed at 7:41 PM.

7) Consideration of Staff Recommendation

Moved by Councillor Brame, seconded by Councillor Morrison: That Council resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2966, attached to Staff Report DEV-19-091 as Appendix A, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of 615 Bryden Court [PID 005-340-004, Lot A, Section 11, Esquimalt District, Plan 9543], shown cross hatched on Schedule 'A' of Bylaw No. 2966, from RD-3 [Two Family/Single Family Residential] to CD No. 122 [Comprehensive Development District No. 122], be given third reading and adoption. Carried Unanimously.

6.2 PUBLIC HEARING - REZONING APPLICATION, 1314 ESQUIMALT ROAD

1) [19-468](#) Notice of Public Hearing - Rezoning Application, 1314 Esquimalt Road

2) Background Information - Available for Viewing Separately

3) Director of Development Services - Overview of Application

a) [19-429](#) Rezoning Application - 1314-1322 Esquimalt Road, Staff Report DEV-19-089

Planner provided an overview of the rezoning application, presented a PowerPoint Presentation and responded to questions from Council. The application is to allow for the retail sale of cannabis in an existing building.

4) Applicant or Authorized Representative - Overview of Application

Paul Morgan, *applicant*, provided an overview of the application and introduced Dr. Marc Pinkoski, *consultant*, who presented a PowerPoint Presentation and responded to questions from Council.

5) Public Input

Doug Scott, *resident*, expressed concerns regarding impact of odour, however, supports controlled licensing of the substance.

6) Adjournment of Hearing

Mayor Desjardins declared the Public Hearing for Bylaw No. 2974 closed at 8:09 PM.

7) Consideration of Staff Recommendation

Moved by Councillor Armour, seconded by Councillor Brame: That Council, upon considering comments made at the Public Hearing, resolves that Bylaw No. 2974 (Appendix A), which would change the zoning designation of 1314-1322 Esquimalt Road (PID 002-535-939 Lot A, Suburban Lot 38, Esquimalt District Plan 27046), shown cross-hatched on Schedule 'A' of Bylaw No. 2974, from the Core Commercial Zone (C-3) to Comprehensive Development District (CD-125), be forwarded to a future Council meeting for further consideration. Carried Unanimously.

Mayor Desjardins declared a conflict of interest due to fiduciary reasons and left the meeting at 8:11 PM. Acting Mayor Veremeulen assumed the Chair in her absence.

6.3 PUBLIC HEARING - REZONING APPLICATION, 524 ADMIRALS ROAD

- 1) [19-469](#) Notice of Public Hearing - Rezoning Application, 524 Admirals Road

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

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

- a) [19-458](#) Rezoning Application - 524 Admirals Road, Staff Report DEV-19-090

Planner provided an overview of the rezoning application, presented a PowerPoint Presentation and responded to questions from Council. The application is to allow for the retail sale of cannabis in an existing building.

4) **Applicant or Authorized Representative - Overview of Application**

Mary Anne Emmott, *applicant*, provided an overview of the application and responded to questions from Council.

5) **Public Input**

Amber Fox, *resident*, expressed concerns regarding parking and traffic safety.

Pierre-Luc Chenier, *resident*, expressed parking and safety concerns for neighbours.

Ursa Hawthorne, *resident*, expressed concerns regarding proposed location, noise and safety concerns for the neighbourhood.

6) **Adjournment of Hearing**

Acting Mayor Veremeulen declared the Public Hearing for the Bylaw No. 2976 closed at 8:27 PM.

7) Consideration of Staff Recommendation

Moved by Councillor Armour, seconded by Councillor Brame: That Council, upon considering comments made at the Public Hearing, resolves that Bylaw No. 2976 (Appendix A), which would change the zoning designation of 524 Admirals Road (PID 001-031-066, Lot 179, Suburban Lot 39, Esquimalt District, Plan 2854), shown cross-hatched on Schedule 'A' of Bylaw No. 2976, from the Core Commercial Zone (C-3) to a Comprehensive Development District (CD-127), be forwarded to a future council meeting for further consideration. Carried Unanimously.

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

Absent: 1 - Mayor Desjardins

Mayor Desjardins returned to the meeting at 8:35 PM and resumed the role of Chair.

7. 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.

Doug Scott, *resident*, expressed concerns with the proposed development at 638 Constance Avenue with regards to the impact on street parking.

8. STAFF REPORTS***Development Services***

- 1) [19-460](#) Development Permit Application - 638 Constance Avenue, Staff Report DEV-19-092

Planner provided an overview of the development permit application, presented a PowerPoint Presentation and responded to questions from Council.

Heather Spinney, *Praxis Architects Inc.*, provided an overview of the application, presented a PowerPoint Presentation and responded to questions from Council together with Graeme Mann, *GT Mann Contracting* and Jim Partlow, *Lombard North Group*.

Council comments included:

- * Urban agricultural area on roof top patio including irrigation options.
- * Construction proposed to commence in spring 2020 with a timeline of approximately 18 months and landscaping.

Moved by Councillor Brame, seconded by Councillor Vermeulen: That Council resolves that Development Permit No. DP000122, attached as Appendix A to Staff Report DEV-19-092, consistent with the architectural plans provided by Praxis Architects, Inc., stamped "Received September

30, 2019", the landscape plan by Lombard North Group Inc., stamped "Received September 30, 2019", and sited in accordance with the BCLS Site Plan provided by J.E. Anderson and Associates Surveyors Engineers, stamped "Received June 21, 2019", be approved, and staff be directed to issue the Permit (subject to receipt of the required landscape security) and register the notice on the titles of the property located at 638 Constance Avenue [PID 030-878-420, Lot 1, Suburban Lot 44, Esquimalt District, Plan EPP93555]. Carried Unanimously.

9. COMMUNICATIONS

For Council's Consideration

- 1) [19-470](#) Letter from Rhonda Vanderfluit, Registrar, Youth Parliament of B.C. Alumni Society, dated September 12, 2019, Re: British Columbia Youth Parliament, 91st Parliament

Moved by Councillor Armour, seconded by Councillor Vermeulen: That Council:

1. receive the Letter from Rhonda Vanderfluit, Registrar, Youth Parliament of B.C. Alumni Society, dated September 12, 2019, Re: British Columbia Youth Parliament, 91st Parliament;
2. forward letter to Esquimalt Schools and Township Youth Committee members;
3. approve funding of \$399.00 per applicant, for up to three Esquimalt resident students attending schools in Esquimalt; and
4. post letter and application to Municipal website and social media channels. Carried Unanimously.

- 2) [19-473](#) Email from Susan Low, dated September 30, 2019, Re: Follow-up to Colquitz/Gorge Watershed SMA Meeting September 20, 2019

Moved by Councillor Hundleby, seconded by Councillor Brame: That Council receive the Email from Susan Low, dated September 30, 2019, re: Follow-up to Colquitz/Gorge Watershed SMA Meeting September 20, 2019, and direct staff to prepare a letter of support in principle of the initiative and request clarity in seeking the requirements and expectations of Council in appointing a Steering Committee representative on behalf of the Township. Carried Unanimously.

10. 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.

Doug Scott, *resident*, recalled his comments made during Agenda Item 7: Public Input on any Items Listed on the Agenda.

11. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 9:15 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 28TH DAY OF OCTOBER, 2019

RACHEL DUMAS, CORPORATE OFFICER
CERTIFIED CORRECT