



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

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

Monday, January 20, 2020

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
Jeff Miller, Director of Engineering & Public Works
Bill Brown, Director of Development Services
Blair McDonald, Director of Community Safety Services
Rachel Dumas, Manager of Corporate Services
Tricia DeMacedo, Planner II - Policy
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

There were no late items.

3. APPROVAL OF THE AGENDA

Moved by Councillor Brame, seconded by Councillor Hundleby: That the agenda be approved as circulated. Carried Unanimously.

4. MINUTES

- 1) [20-031](#) Minutes of the Regular Council Meeting, January 6, 2020
- 2) [20-036](#) Minutes of the Special Council Meeting, January 13, 2020

Moved by Councillor Hundleby, seconded by Councillor Brame: That the Minutes of the Regular Council Meeting, January 6, 2020 and the Minutes of the Special Council Meeting, January 13, 2020, be adopted as circulated. 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) [20-040](#) Notice of Public Hearing - Zoning Amendments - Cannabis Regulation
- 2) **Background Information - Available for Viewing Separately**
- 3) **Director of Development Services - Overview of Application**
 - a) [20-035](#) Zoning Bylaw No. 2050, 1992, Amendment Bylaw No. 2984 - Cannabis Regulation, Staff Report No. DEV-20-007

Planner provided an overview of the proposed text amendments to the Zoning Bylaw for cannabis regulation.

4) Public Input

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

5) Adjournment of Hearing

Mayor Desjardins declared the Public Hearing for the Zoning Bylaw No. 2050, 1992, Amendment Bylaw No. 2984 closed at 7:06 PM.

6) Consideration of Staff Recommendation

Moved by Councillor Brame, seconded by Councillor Armour: That Council, upon considering comments made at the Public Hearing, resolves that "Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2984 [Appendix A] as attached to Staff Report DEV-20-007, which would amend Zoning Bylaw, 1992, No. 2050, by replacing text as detailed in the contents of amending Bylaw No. 2984, be given third reading and adoption. Carried Unanimously.

6. PRESENTATIONS

- 1) [20-017](#) Barry Hobbis, President & Nick Banks, Vice President, Victoria/Esquimalt Harbour Society, Re: Stakeholder Group to Advise on Issues Relating to Victoria Harbour

Barry Hobbis, *President*, Victoria Esquimalt Harbour Society, provided an overview of the organization and encouraged Council to collaborate with the Harbour Advisory Committee to inform on policy and assist with decision making.

- 2) [20-037](#) Wendy Swan, President, Township Community Arts Council (TCAC), Re: Quick Review of 2019 - Look Ahead at 2020

Wendy Swan, *President*, Township Community Arts Council (TCAC), provided an overview of 2019 events, presented a PowerPoint Presentation, and responded to questions from Council. Ms. Swan further advised that a new President will be elected in the coming weeks to assume the role. Council thanked Ms. Swan for her commitment to the TCAC, ensuring many successful community events.

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.

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

8. **STAFF REPORTS**

Community Safety Services

- 1) [20-029](#) Contract Award for Animal Management Services - Staff Report No. CSS-20-003

Moved by Councillor Helliwell, seconded by Councillor Vermeulen: That Council award Victoria Animal Control Services the contract to provide animal management services to the Township for a three year period (with option to extend two additional years on mutual agreement) commencing March 1st, 2020. Carried Unanimously.

Engineering and Public Works

- 2) [20-038](#) Streets and Traffic Regulation Bylaw, 2017, No. 2898, Amendment Bylaw [No. 3], No. 2990, Staff Report No. EPW-20-003

Moved by Councillor Hundleby, seconded by Councillor Helliwell: That Council resolves that Streets and Traffic Regulation Bylaw, 2017, No. 2898, Amendment Bylaw [No. 3], No. 2990, 2020, be given first, second and third readings. Carried Unanimously.

Development Services

- 3) [20-020](#) Official Community Plan Amendment and Rezoning Application - 899 Esquimalt Road, Staff Report No. DEV-20-002

Director of Development Services responded to questions from Council.

Moved by Councillor Armour, seconded by Councillor Vermeulen: 1. That Council adopts Amendment Bylaw No. 2962, as attached to Staff Report DEV-20-002 as Appendix A, which would amend the Official Community Plan Bylaw, 2018, No. 2922 by:

- adding the following text after the map under the heading “Height” at page 131 of the Official Community Plan Bylaw, 2018, No. 2922:

“Notwithstanding the building heights indicated on the map above, up to 10 storeys may be permitted on the following property provided no portion of the development within 21.5 m of Wollaston Street exceeds three storeys:

PID: 030-151-562, Lot A, Section 11, Esquimalt District, Plan EPP69557 [899 Esquimalt Road]”;

- changing Schedule ‘B’, being the Proposed Land Use Designations Map by changing the designation of PID 030-151-562, Lot A, Section 11, Esquimalt District, Plan EPP69557 [899 Esquimalt Road], shown cross-hatched on Schedule ‘A’ of Amendment Bylaw No. 2962, from a mix of ‘Neighbourhood Commercial Mixed-Use’ and ‘Townhouse Residential’ to ‘Commercial/Commercial Mixed-Use’; and

- changing Schedule ‘H’, being the Development Permit Areas Map by changing the designation of PID 030-151-562, Lot A, Section 11, Esquimalt District, Plan EPP69557 [899 Esquimalt Road], shown cross-hatched on Schedule ‘A’ of Amendment Bylaw No. 2962, from a mix of Development Permit Area No. 4 - Commercial and Development Permit Area No. 6 - Multi-Family Residential to Development Permit Area No. 4 - Commercial.

2. That Council adopts Amendment Bylaw No. 2963, as attached to Staff Report DEV-20-002 as Appendix B, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of PID 030-151-562, Lot A, Section 11, Esquimalt District, Plan EPP69557 [899 Esquimalt Road], shown cross hatched on Schedule ‘A’ of Amendment Bylaw No. 2963, from a mix of C-2 [Neighbourhood Commercial] and RD-1 [Two Family Residential] to CD No. 120 [Comprehensive Development District No. 120].

Moved by Councillor Armour, seconded by Councillor Brame: That Council allow Babak Nikabakhtan to address Council and respond to questions. Carried Unanimously.

Babak Nikabakhtan, *Lexi Development Group*, advised that the S.219 covenant stipulates financial compensation to the Township in lieu of the amenity if the medical clinic were unable to open.

The vote was taken on the main motion and declared Carried with Councillor Brame opposed.

9. BYLAWS

- 1) [20-030](#) Revenue Anticipation Borrowing Bylaw, 2020, No. 2985 - For Adoption

Moved by Councillor Helliwell, seconded by Councillor Hundleby: That the Revenue Anticipation Borrowing Bylaw, 2020, No. 2985 be adopted. Carried Unanimously.

10. COMMUNICATIONS

For Council's Consideration

- 1) [20-032](#) Email from Kelly Timms, Executive Services Coordinator, Capital Regional District (CRD), dated January 8, 2020, Re: Municipal Consent for Bylaws No. 4326 and 4327, Loan Authorization and Amendments to the Land Banking and Housing Service

Moved by Councillor Hundleby, seconded by Councillor Armour: That Council consent to the CRD adopting Bylaw No. 4326, to amend the Land Banking and Housing Service Establishing Bylaw to update the borrowig amount, and Bylaw No. 4327 to authorize the borrowing of \$10 million to fund additional housing units under the Regional Housing First Program. Carried Unanimously.

- 2) [20-041](#) Email from Gail Reichert, BC Lymphedema Association, dated January 14, 2020, Re: World Lymphedema Day Proclamation

Moved by Councillor Armour, seconded by Councillor Vermeulen: That Council receive the letter from Gail Reichert, BC Lymphedema Association, dated January 14, 2020, for information.

The motion was withdrawn by Councillor Armour with Councillor Vermeulen in agreeance.

Moved by Councillor Brame, seconded by Councillor Hundleby: "That Council proclaim March 6, 2020 as "World Lymphedema Day" within the Township of Esquimalt." Carried.

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

Opposed: 1 - Councillor Vermeulen

- 3) [20-042](#) Email from the Honourable Selina Robinson, Minister of Municipal Affairs and Housing, dated January 15, 2020, Re: Deer Management Strategy

This item was received.

11. 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.

Muriel Dunn, *resident*, provided comments relating to deer management.

12. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 7:52 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 3RD DAY OF FEBRUARY, 2020

RACHEL DUMAS, CORPORATE OFFICER
CERTIFIED CORRECT