



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

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

Monday, January 11, 2021

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

Councillor Armour, Councillor Hundleby, and Councillor Vermeulen attended the meeting by conference call.

Staff: Laurie Hurst, Chief Administrative Officer
Jeff Miller, Director of Engineering & Public Works (via conference call)
Bill Brown, Director of Development Services
Rachel Dumas, Manager of Corporate Services
Trevor Parkes, Senior Planner
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

- (1) **PERTAINING** to Item No. 5: **PUBLIC HEARING** - Official Community Plan Amendment and Rezoning Application - 1048 Tillicum Road, Staff Report No. DEV-21-001
- Email from Tracy Motyer and Kyle Manns, dated January 10, 2021, Re: Public Hearing Comments - 1048 Tillicum Road
 - Email from Derek Jenkins and Zoe Jackson, dated January 11, 2021, Re: Tillicum Rd 1048 OCP and Rezoning Amendment Feedback

3. APPROVAL OF THE AGENDA

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

4. MINUTES

- 1) [21-006](#) Minutes of the Special Council meeting held December 21, 2020
- 2) [21-005](#) Minutes of the Regular Council meeting held December 21, 2020

Moved by Councillor Helliwell, seconded by Councillor Morrison: That the Minutes of the Special Council meeting held December 21, 2020 and the Minutes of the Regular Council meeting held December 21, 2020, be approved as circulated. Carried Unanimously.

David Yamamoto, Zebra Designs, joined the meeting via conference call at 7:02 PM.

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) [21-014](#) Notice of Public Hearing - 1048 Tillicum Road
- 2) **Background Information - Available for Viewing Separately**
- 3) **Director of Development Services - Overview of Application**
 - a) [21-012](#) Official Community Plan Amendment and Rezoning Application - 1048 Tillicum Road, Staff Report No. DEV-21-001

Senior Planner provided an overview of the application, presented a PowerPoint Presentation, and together with the Director of Development Services responded to questions from Council.

The purpose of the application is to construct five strata-townhouse residences in two buildings.

4) Applicant or Authorized Representative - Overview of Application

David Yamamoto, Zebra Designs, attended the meeting via conference call and provided an overview of the application, presented a PowerPoint Presentation, and responded to questions from Council.

5) Public Input

Mayor Desjardins asked the Corporate Officer if any input had been received. No public input was received.

The Mayor asked if there was any further public input received via the public hearing phone line. No further public input was received.

Council waited three minutes for any speakers to text or call the public hearing phone line to respond to comments made during the Public Hearing.

No public input was received.

6) Adjournment of Hearing

Mayor Desjardins declared the Public Hearing for Bylaw No. 3012 & Bylaw No. 2994 closed at 7:38 PM.

7) Consideration of Staff Recommendation

Moved by Councillor Brame, seconded by Councillor Morrison:

1. That Council, upon considering comments made at the public hearing, resolves that Official Community Plan Bylaw, 2018, No. 2922, Amendment Bylaw No. 3012 attached as Appendix A to Staff Report DEV-21-001, which would amend Official Community Plan - Schedule H, the 'Development Permit Areas' map, by changing the designation of 1048 Tillicum Road [PID 005-010-390, Lot D, Section 10, Esquimalt District, Plan 11683], shown cross-hatched on Schedule 'A' of Bylaw No. 3012, from 'DPA No. 3 - Enhanced Design Control Residential' to 'DPA No. 6 - Multi-Family Residential' be read a third time, and
2. That Council, upon considering comments made at the public hearing, resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2994, attached as Appendix B to Staff Report DEV-21-001, which would amend Zoning Bylaw, 1992, No. 2050, by changing the zoning designation of 1048 Tillicum Road [PID 005-010-390, Lot D, Section 10, Esquimalt District, Plan 11683], shown cross-hatched on Schedule 'A' of Bylaw No. 2994, from Two Family Residential [RD-1] to Comprehensive Development District No. 132 [CD. No. 132], be read a third time, and
3. That, as the applicant wishes to assure Council that uses and development will be restricted and amenities provided as identified in Staff Report DEV-21-001, the applicant has voluntarily agreed to register a Section 219 Covenant on the title of 1048 Tillicum Road [PID 005-010-390, Lot D, Section 10, Esquimalt District, Plan 11683] in favour of the Township of Esquimalt providing the lands shall not be subdivided, built upon or used (as appropriate to the requirement, as drafted by the Township's solicitor at the applicant's expense) in the absence of all of the following:
 - The existing buildings will only be used for their current uses prior to demolition,
 - The number of dwelling units in the new development will remain at no more than five [5] units, as stated in Bylaw No. 2994,
 - Three (3) visitor parking spaces will be provided and remain as illustrated in the Site Plan, SK-1, attached in Appendix D of Staff Report DEV-21-001,
 - Installation of an electric vehicle charging station in each of the five [5] private garages and at each of the three [3] visitor parking spaces,
 - Installation of screening around the garbage and recycling area,
 - Installation of two visitor bicycle lockups within the parking area, and
 - A constraint on the future strata corporation that the rental of the units

will not be restricted.

To this end, Council direct staff to coordinate with the property owner to ensure a Section 219 Covenant addressing the aforementioned issues is registered against the property title, in priority to all financial encumbrances, prior to returning Amendment Bylaw No. 3012 and Amendment Bylaw No. 2994 to Council for consideration of adoption. Carried Unanimously.

Senior Planner and David Yamamoto, Zebra Designs, left the meeting at 7:39 PM.

Director of Engineering and Public Works joined the meeting at 7:39 PM.

6. ELECTRONIC 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.

There was no electronic public input.

Director of Development Services left the meeting at 7:39 PM.

7. STAFF REPORTS

Engineering and Public Works

- 1) [21-015](#) Council Resolution in support of funding Request (COVID-19 Resilience Infrastructure Stream) - Greenwood Sidewalk, Staff Report No. EPW-21-001

Director of Engineering and Public Works attended the meeting via conference call, provided an overview of the report, and responded to questions from Council.

Council comments included increasing walkability of the neighbourhood and benefits for the community.

Moved by Councillor Helliwell, seconded by Councillor Morrison: That Council direct the Corporate Officer to prepare a Certified Resolution in support of the Greenwood Avenue Sidewalk Project submission to Investing in Canada Infrastructure Program - British Columbia (COVID-19 Resilience Infrastructure Stream) for funding of a new sidewalk on Greenwood Avenue between Kinver Street and Lampson Street, as outlined in Staff Report No. EPW-21-001. Carried Unanimously.

Director of Engineering and Public Works left the meeting at 7:43 PM.

8. BYLAWS

- 1) [21-001](#) Animal Management Bylaw, 2015, No. 2841, Amendment Bylaw [No. 2], 2020, No. 3011 - For Adoption

Moved by Councillor Brame, seconded by Councillor Helliwell: That Animal Management Bylaw, 2015, No. 2841, Amendment Bylaw [No. 2], 2020, No. 3011, be adopted. Carried Unanimously.

- 2) [21-002](#) Business Regulation (Second Hand Dealers and Pawnbrokers), 2000, No. 2432, Amendment Bylaw [No. 1], 2020, No. 3010 - For Adoption

Moved by Councillor Brame, seconded by Councillor Helliwell: That Business Regulation (Second Hand Dealers and Pawnbrokers), 2000, No. 2432, Amendment Bylaw [No. 1], 2020, No. 3010, be adopted. Carried Unanimously.

- 3) [21-004](#) Streets and Traffic Regulation Bylaw, 2017, No. 2898, Amendment Bylaw [No. 4], 2020, No. 3009 - For Adoption

Moved by Councillor Brame, seconded by Councillor Helliwell: That Streets and Traffic Regulation Bylaw, 2017, No. 2898, Amendment Bylaw [No. 4], 2020, No. 3009, be adopted. Carried Unanimously.

- 4) [21-003](#) Bylaw Notice Enforcement Bylaw, 2014, No. 2839, Amendment Bylaw [No. 10], 2020, No. 3008 - For Adoption

Moved by Councillor Morrison, seconded by Councillor Helliwell: That Bylaw Notice Enforcement Bylaw, 2014, No. 2839, Amendment Bylaw [No. 10], 2020, No. 3008, be adopted. Carried Unanimously.

9. COMMUNICATIONS***For Council's Consideration***

- 1) [21-010](#) Email from Marc Pinkoski, Purple Camas Consulting, dated December 23, 2020, Re: Request to Extend Retail Cannabis Sales Hours in the Township

CAO responded to questions from Council.

Council comments included increasing competitiveness for retailers by extending the hours of operation to be in alignment with the regulations of neighbouring municipalities and consideration of comments made during the rezoning application process.

Moved by Councillor Helliwell, seconded by Councillor Armour: That Council direct staff to prepare a staff report to provide options to extend hours of operation for cannabis retailers in Esquimalt for Council's consideration. Carried.

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

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

- 2) [21-011](#) Email from Crystal Gelineau, Executive Assistant to Mayor Christian and Kamloops City Council, dated December 21, 2020, Re: Resolution - Overdose Crisis and Call for Overdose Action Plan

This item was received.

10. RISE AND REPORT

There was no rise and report.

11. ELECTRONIC 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.

There was no electronic public comment.

12. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Helliwell: That the Regular Council meeting be adjourned at 7:57 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 25TH DAY OF JANUARY, 2021

RACHEL DUMAS, CORPORATE OFFICER
CERTIFIED CORRECT