



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

A G E N D A **REGULAR MEETING OF COUNCIL**

Monday, October 20, 2008

7:00 p.m.

Esquimalt Council Chambers

1. **CALL TO ORDER**

2. **LATE ITEMS**

3. **APPROVAL OF THE AGENDA**

4. **MINUTES**

(1) Minutes of the Regular Meeting of Council, October 6, 2008 Pg. 1 – 11

5. **PUBLIC INPUT (On items listed on the Agenda)**

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

6. **STAFF REPORTS**

Administration

(1) Council Meeting Schedule Changes for 2008, Staff Report No. ADM-08-033 Pg. 12 – 13

Finance

(2) Requests for 2008 Property Tax Penalty Reversal, Staff Report No. FIN-08-020 Pg. 14 – 20

Parks and Recreation

(3) Esquimalt's Youth Services, Staff Report No. P&R-08-019 Pg. 21 – 31

Engineering and Public Works

(4) Neighbourhood Zero Emission Vehicles, Staff Report No. EPW-08-038 Pg. 32 – 42

(5) Traffic Issues – Selkirk Neighbourhood, Staff Report No. EPW-08-039 Pg. 43 – 47

(6) Bylaw to Establish a Local Service Area for a Sidewalk, Staff Report No. EPW-08-040 Pg. 48 – 52

Development

(7) Report on Parking Issues – 800 Block Old Esquimalt Road, Staff Report No. DEV-08-095 Pg. 53 – 58

(8) Opting into Provincial Site Profile System Regarding the Contaminated Sites Regulation of the Environmental Management Act, Staff Report No. DEV-08-097 Pg. 59 – 64

7. **MAYOR'S AND COUNCILLORS' REPORTS**

8. **REPORTS FROM COMMITTEES**

- (1) Committee of the Whole Report, October 20, 2008
[Motion to approve the recommendations]
- (2) Minutes from the Environmental Advisory Committee meeting, September 18, 2008 Pg. 65 – 68
- (3) Draft minutes from the Parks and Recreation Commission meeting, October 2, 2008 Pg. 69 – 72

9. **COMMUNICATIONS**

- (1) Letter from Capital Regional District Parks, dated October 1, 2008, Re: CRD Regional Parks 2007 Annual Report Pg. 73 – 93
- (2) Letter from Indian and Northern Affairs Canada, dated October 2, 2008, Re: Staff Report Re: Acquisition of Federal Land at Macaulay Point Pg. 94
- (3) Letter from CREST, dated October 7, 2008, Re: Radio Communication System Pg. 95 – 96
- (4) Letter from the Provincial Capital Commission, dated October 9, 2008, Re: Greenways Project – South Coast Trail Project Phase II Pg. 97

10. **BYLAW**

For Adoption

- (1) Tax Exemption (Non-Profit Organizations) Bylaw, 2008, No. 2696 Pg. 98 – 100
- (2) Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 2], 2008, No. 2700 Pg. 101 – 102

11. **NOTICE OF MOTION**

- (1) Capital Regional Emergency System Telecommunications Inc. (CREST) Pg. 103 – 106
- (2) Neighbourhood Zero Emission Vehicles Pg. 107 – 110

12. **PUBLIC QUESTION AND COMMENT PERIOD**

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

13. **MOTION TO GO IN CAMERA**

- (1) Motion to go *In Camera* pursuant to Section 90 of the *Community Charter* to discuss a matter under another enactment, consideration of matters held in confidence relating to negotiations, personal information about an identifiable individual and labour relations and other employee relations, pursuant to Sections 90 (2) (d) and (b), 90(1) (a) and (c) and that the general public be excluded.

14. **ADJOURNMENT**



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
MONDAY, OCTOBER 6, 2008
7:00 P.M.
COUNCIL CHAMBERS

PRESENT: Mayor Chris Clement
Councillor Jane Sterk
Councillor Hy Freedman
Councillor Lynda Hundleby
Councillor Barbara Desjardins
Councillor Donald Linge

STAFF: T. Day, Chief Administrative Officer
G. Côté, Director of Engineering and Public Works
L. Hurst, Director of Financial Services
B. Snyder, Director of Development Services
C. Morissette, Director of Parks and Recreation
L. Randle, Corporate Officer

1. CALL TO ORDER

The meeting was called to order at 7:00 p.m.

2. LATE ITEMS

There were no late items.

3. APPROVAL OF THE AGENDA

Moved by Councillor Sterk, seconded by Councillor Hundleby that the agenda be approved.

The motion **CARRIED**.

4. MINUTES

(1) Minutes of the Regular Meeting of Council, September 15, 2008

Moved by Councillor Linge, seconded by Councillor Freedman that the Minutes of the Regular Meeting of Council, September 15, 2008 be adopted.

The motion **CARRIED**.

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

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

(1) Mr. Barry Hall of Tillicum Road stated that he feels that a late tax penalty of \$109.13 is excessive.

6. HEARING

(1) Development Variance Permit – 372 Pooley Place

(a) Notice of Hearing

(b) Background Information: *[Information Available Separately]*

- Staff Report No. DEV-08-081

The Mayor convened the hearing at 7:04 p.m. The Director of Development Services provided an overview of the proposal to expand an existing deck for the residence located at 372 Pooley Place. The application is to increase the maximum permitted lot coverage from 30% to 31.4%.

The applicant, Mr. Michael Saari stated that he is seeking the variance so that his deck will be large enough for a Barbeque.

(c) PUBLIC INPUT

Six letters from nearby property owners indicating no objections to the proposed deck were included with the staff report. Mayor

Clement invited the applicant to speak and called three times for verbal input from the gallery but no one chose to speak. The Mayor declared the hearing adjourned at 7:06 p.m.

(2) Development Permit with a Variance – 774 Fairview Road

(a) Notice of Hearing

(b) Background Information: *[Information Available Separately]*

- Staff Report No. DEV-08-090

The Mayor convened the hearing at 7:06 p.m. The Director of Development Services provided an overview of the proposal to facilitate the reduction in size of the existing building while improving the functionality of the site for business purposes.

(c) PUBLIC INPUT

No written submissions on the application were received. Mayor Clement invited the applicant to speak and called three times for verbal input from the gallery but no one chose to speak. The Mayor declared the hearing adjourned at 7:08 p.m.

7. HEARING STAFF REPORTS

(1) Staff Report No. DEV-08-089, Development Variance Permit, 372 Pooley Place [Lot 1, Section 11, Esquimalt District, Plan VIS2352]

Moved by Councillor Linge, seconded by Councillor Sterk that Development Variance Permit No. 03/2008 authorizing construction as shown on plans submitted with the application stamped "Received June 13, 2008" and as detailed on the elevation drawing and on the BCLS Certificate prepared by Michael Claxton Land Surveying Inc. stamped "Received July 31, 2008" and including the following relaxation to Zoning Bylaw No. 2050 be approved, issued and registered on the title of Lot 1, Section 11, Esquimalt District, Plan VIS2352 (372 Pooley Place).

Section 2050(8)(a) – Lot Coverage – a 1.4% increase in the allowable Lot Coverage from 30% to 31.4% of the Area of a Parcel.

The motion **CARRIED**.

(2) Staff Report No. DEV-08-090, Development Permit with a Variance, 774 Fairview Road [Lot 10, Block 1, Section 10, Esquimalt District, Plan 1127]

Moved by Councillor Desjardins, seconded by Councillor Hundleby that Development Permit No. 14/2008 authorizing construction as shown on architectural and landscape plans

prepared by A.J. Finlayson Architect Ltd., stamped "Received September 24, 2008", and including the following relaxations to Zoning Bylaw No. 2050 and Parking Bylaw No. 2011 be approved, issued and registered on the title of Lot 10, Block 1, Section 10, Esquimalt District, Plan 1127 [774 Fairview Road].

Zoning Bylaw No. 2050, Section 53(6)(b) – Screening and Landscaping – a 1% reduction for the required landscaped area of a parcel, from 5% of the land area of the parcel to 4% of the land area of the parcel and exemption from the requirement to locate landscaping along the front lot line of the property.

Parking Bylaw No. 2011, Section 9(1) – Provision and maintenance of Off-Street Parking and Loading Areas – an exemption from the requirement that maneuvering aisles shall be provided on the same Parcel as the use, building or structure for which they are required.

The motion **CARRIED**.

8. DELEGATIONS

(1) **Benedict and Victoria Chow, Re: Barrier Installation to Prevent Vehicles Sliding onto Property.**

Mr. Chow of Mesher Place explained his desire to have boulders or concrete barriers in front of his house for safety and beautification reasons. Mr. Chow handed out some photos to Council and Staff. Mayor Clement asked that Staff prepare a report on the matter to Council and thanked Mr. Chow for his input.

(2) **Sherri Robinson, Esquimalt Road, Re: A Matter of Municipal Honour.**

Ms. Robinson read a prepared statement explaining how Esquimalt built a Recreation Centre, provided a history of the life of Arthur George Young and urged Council to consider naming the small parcel of land at the Admirals/Colville Road intersection "Arthur Young Park." Mayor Clement advised Ms. Robinson that Council will consider her suggestion.

9. STAFF REPORTS

Administration

(1) Update of Appointment of Directors and Officers, Deputy and Acting Appointments, Staff Report No. ADM-08-028

Moved by Councillor Sterk, seconded by Councillor Hundleby that:

1. The following appointment names be revised and new appointment for Larry Randle be adopted:

Tom Day - Chief Administrative Officer
- Deputy Corporate Administrator

Laurie Hurst – Director of Financial Services
- Collector of Taxes
- Deputy Chief Administrative Officer (in the absence of Tom Day)
- Acting Deputy Corporate Administrator

Larry Randle – Corporate Administrator
- Head, Freedom of Information and Protection of Privacy
- Deputy Chief Election Officer

The motion **CARRIED**.

Finance

- (2) Requests for 2008 Property Tax Penalty Reversal, Staff Report No. FIN-08-016

Moved by Councillor Sterk, seconded by Councillor Freedman that Council NOT forward the requests for reversal of the 2008 property tax penalties to the Minister of Community Development.

The motion **CARRIED**.

- (3) Permissive Tax Exemptions – 2009, Staff Report No. FIN-08-017

Moved by Councillor Freedman, seconded by Councillor Linge, that Tax Exemption (Non-Profit Organizations) Bylaw 2008, No. 2696 be given 1st, 2nd and 3rd reading.

The Director of Financial Service responded to questions from Council.

The motion **CARRIED**.

- (4) Celebration of Lights, Staff Report No. FIN-08-018

Moved by Councillor Desjardins, seconded by Councillor Sterk that Council recognize the Celebration of Lights Committee and support the annual event by adopting an administration policy similar to ADMIN – 39.

The Director of Financial Service responded to questions from Council.

The motion **CARRIED**.

- (5) Tax Sale – 2008, Staff Report No. FIN-08-019

Moved by Councillor Linge, seconded by Councillor Sterk that Council receive the report for information.
The motion **CARRIED**.

Development

- (6) Use of Remaining Tourism Funds, Staff Report No. DEV-08-083

The Director of Development Services provided an overview of her report and responded to questions from Council.

Moved by Councillor Freedman, seconded by Councillor Sterk that Staff be authorized to investigate the cost of providing information kiosks only to be installed at both the entrance to the West Bay Walkway and the old municipal hall site adjacent to Esquimalt Road and if the costs would not exceed the funds remaining in the Community Tourism Program grant that staff be authorized to proceed with the installation.
The motion **CARRIED**.

Moved by Councillor Desjardins, seconded by Councillor Linge that tourism funds be allocated toward a communication plan to advise the public information kiosks are in place, if funds permit.
The motion **CARRIED**.

- (7) Amendment to Zoning Bylaw for Accessory Structures, Staff Report No. DEV-08-087

Moved by Councillor Sterk, seconded by Councillor Hundleby:

- 1) That ZONING BYLAW, 1992, No. 2050, AMENDMENT BYLAW (No. 182), 2008, No. 2699 which would allow for an Accessory Building for urban hens to be located within the front yard setback, provided it is suitable screened, be given 1st and 2nd reading; and
- 2) That staff be directed to advertise the proposed amendment and schedule a Public Hearing for November 3, 2008.

The motion **CARRIED**.

- (8) Proposed Amendment to the Regional Growth Strategy Arbitration Process, Staff Report No. DEV-08-088

Council was concerned with the distribution of costs associated with the arbitration.

Moved by Councillor Sterk, seconded by Councillor Hundleby that the arbitrator be informed that Esquimalt would like the opportunity to participate in the arbitration process.

The motion was **DEFEATED**.

Councillor Sterk voted in favour of the motion.

Parks and Recreation

- (9)** Community Gardens Policy, Staff Report No. P&R-08-015

Moved by Councillor Sterk, seconded by Councillor Linge that Council endorse the Township of Esquimalt Community Gardens Policy.

The motion **CARRIED**.

- (10)** Regional Recreation Pass, Staff Report No. P&R-08-016

Moved by Councillor Sterk, seconded by Councillor Hundleby:

- 1) That Council support the Intermunicipal Recreation Pass initiative; and
- 2) That Parks and Recreation Regulation Bylaw 2007, No. 2665, Amendment Bylaw (No. 2) 2008, No. 2700 be given 1st, 2nd and 3rd reading.

The motion **CARRIED**.

10. MAYOR'S AND COUNCILLOR'S REPORTS

- 1) Report from Mayor Clement, Federation of Canadian Municipalities (FCM) National Board of Director Meetings, Jasper, Alberta, September 3 – 6, 2008

Moved by Councillor Sterk, seconded by Councillor Hundleby that the Mayor's Report from the FCM meetings held in Jasper, Alberta be received.

The motion **CARRIED**.

- 2) Report from Councillor Desjardins, Request for Funding to Attend Federation of Canadian Municipalities (FCM) Committee Meetings, November 19 – 22, 2008

Moved by Councillor Desjardins, seconded by Councillor Linge that funding of up to \$1500 be budgeted for the Mayor Elect to attend the FCM meetings in November in Ottawa.

The motion **CARRIED**.

Councillor Freedman opposed.

11. REPORTS FROM COMMITTEES

- (1)** Committee of the Whole Report, October 6, 2008 included the following departmental reports:

- (1) CAO's Second Period Report, Staff Report No. ADM-08-024
- (2) Financial Services, Staff Report No. FIN-08-012

- (3) Corporate Services, Staff Report No. ADM-08-027
- (4) Development Services, Staff Report No. DEV-08-079
- (5) Engineering and Public Works, Staff Report No. EPW-08-037
- (6) Parks and Recreation Services, Staff Report No. P&R-08-014
- (7) Esquimalt Fire Rescue, Staff Report No. FIRE-08-009
- (8) Victoria Police Department, West Division

Moved by Councillor Linge, seconded by Councillor Freedman that all departmental reports presented at the October 6, 2008 Special Committee of the Whole meeting be received.
The motion **CARRIED**.

Moved by Councillor Sterk, seconded by Councillor Desjardins that the 2008 – 2009 Strategic Plan, Staff Report No. ADM-08-029 be received.
The motion **CARRIED**.

- (2) Minutes from the Advisory Planning Commission meeting, June 17, 2008
Moved by Councillor Sterk, seconded by Councillor Desjardins that the Minutes from the Advisory Planning Commission meeting held June 17, 2008 be received.
The motion **CARRIED**.
- (3) Minutes from the Advisory Planning Commission meeting, July 15, 2008
Moved by Councillor Linge, seconded by Councillor Hundleby that the Minutes from the Advisory Planning Commission meeting held July 15, 2008 be received.
The motion **CARRIED**.
- (4) Draft minutes from the Advisory Planning Commission meeting, August 19, 2008
Moved by Councillor Desjardins, seconded by Councillor Linge that the Draft minutes from the Advisory Planning Commission meeting held August 19, 2008 be received.
The motion **CARRIED**.
- (5) Draft minutes from the Parks and Recreation Commission meeting, September 11, 2008
Moved by Councillor Sterk, seconded by Councillor Desjardins that the Draft minutes from the Parks and Recreation Commission meeting held September 11, 2008 be received.

The motion **CARRIED**.

- (6) Draft minutes from the Access Awareness Committee meeting, September 17, 2008
Moved by Councillor Hundleby, seconded by Councillor Freedman that the Draft minutes from the Access Awareness Committee meeting, September 17, 2008 be received.
The motion **CARRIED**.

12. COMMUNICATIONS

- (1) Letter from Shoreline Community Middle School, dated September 11, 2008, Re: Thank You for Local Grant
- (2) Email from Benthe Jansen-Jones, dated September 12, 2008, Re: Staff Report Re: Traffic on Old Esquimalt Road

Moved by Councillor Sterk, seconded by Councillor Desjardins that the e-mail be received and that the Director of Engineering and Public Works respond in writing to Benthe Jansen-Jones' concerns.
The motion **CARRIED**.
- (3) Letter from the International Brotherhood of Electrical Workers, dated September 12, 2008, Re: Victoria Needs Diversity in their Transportation System
- (4) Letter from Minister Tom Christensen, dated September 16, 2008, Re: Foster Family Month
- (5) Letter from the Victoria Police Board, dated September 17, 2008, Re: September 8th Times Colonist Newspaper Advertisement

Moved by Councillor Desjardins, seconded by Councillor Hundleby that the letter be received.
The motion **CARRIED**.
- (6) Email from Geoff Pearce, dated September 18, 2008, Re: Revised Commuter Rail Referendum Question Report
- (7) Letter from the Capital Regional District, dated September 19, 2008, Re: CRD Bylaw 3558, Traffic Safety Commission Establishment Bylaw No. 1, 1990, Amendment Bylaw No 2, 2008
Moved by Councillor Sterk, seconded by Councillor Hundleby that the Township of Esquimalt Council consents to the adoption of CRD Bylaw 3558.
The motion **CARRIED**.
- (8) Letter from the BC First Nations Forestry Council, dated September 26, 2008, Re: First Nations Federal Election Campaign Petition – Mountain Pine Beetle

Moved by Councillor Freedman, seconded by Councillor Desjardins that the letter be received.
The motion **CARRIED**.

Moved by Councillor Linge, seconded by Councillor Desjardins that items 1, 3, 4 and 6 be received for information.
The motion **CARRIED**.

13. BYLAWS

- (1) Animal Bylaw, 2002, No.2495, Amendment Bylaw [No. 3], 2008, No. 2692

Moved by Councillor Freedman, seconded by Councillor Sterk that Animal Bylaw, 2002, No.2495, Amendment Bylaw [No. 3], 2008, No. 2692 be adopted.
The motion **CARRIED**.

14. NOTICE OF MOTION

(1) Notice of Motion from Councillor Freedman, Re: Capital Regional Emergency System Telecommunications Inc. (CREST)

(2) Notice of Motion from Councillor Desjardins, Re: Neighbourhood Zero Emission Vehicles

The Notices of Motion were introduced and will be brought forward to the October 20, 2008 Regular Council meeting.

15. PUBLIC QUESTION AND COMMENT PERIOD

Ms. Alison Gaul of Grenville Avenue asked whether work on the Esquimalt Village Project had stopped. Mayor Clement explained that it had not but would continue after the local election. Ms. Gaul requested that the May 22, 2008 report on the project be placed on-line and the Mayor agreed that it could be.

Ms. Sherri Robinson of Esquimalt Road spoke about tourism development generally.

16. MOTION TO GO IN CAMERA

Moved by Councillor Sterk, seconded by Councillor Hundleby Council convene *In Camera* pursuant to Section 90 of the *Community Charter* to discuss receipt of advice that is subject to solicitor-client privilege and labour relations and other employee relations, pursuant to Sections 90(1) (i) and (c) and that the general public be excluded.
The motion **CARRIED**.

17.

ADJOURNMENT

Moved by Councillor Sterk, seconded by Councillor Hundleby
that the meeting be adjourned at 8:16 p.m.
The motion **CARRIED**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS DAY OF , 2008

CERTIFIED CORRECT

LARRY RANDLE
CORPORATE OFFICER



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt, B.C. V9A 3P1
Telephone (250) 414-7100 Fax (250) 414-7111

STAFF REPORT

DATE: October 16, 2008 Report No. ADM-08-033
TO: Tom Day, Chief Administrative Officer
FROM: Larry Randle, Manager of Corporate Services
SUBJECT: Council Meeting Schedule Changes for 2008

RECOMMENDATIONS:

That Council approve the attached proposed changes to the 2008 Council meeting schedule.

BACKGROUND:


At the January 7, 2008 Regular Council meeting a resolution was passed approving the annual Council meeting schedule for 2008. Council Procedure Bylaw 2004, No. 2585 states the following:

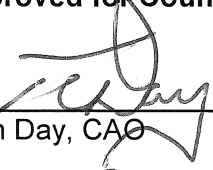
Meetings of Council

7. The first regular Council meeting following a general local election must be held on the first Monday after December 1st in the year of the election.

Consequently, if Council were to hold its regularly scheduled Council meetings on November 17, 2008 and December 1, 2008, it would be contravening this provision of the Bylaw. Therefore, it is recommended that Council cancel those two Regular meetings as well as the Committee of the Whole meeting scheduled for December 8, 2008 and approve holding the Inaugural Meeting of the new Council at 7:00 p.m. on Monday, December 8, 2008.

It should be noted that at any time Council still has the opportunity to call a Special Council meeting if necessary. Furthermore, the 2009 meeting schedule will be presented to Council at the previously scheduled December 15, 2008 Council meeting. The proposed changes to the 2008 Council meeting schedule are reflected in the appendix attached to this report.


Larry Randle
Manager of Corporate Services

Approved for Council's consideration:

Tom Day, CAO
Dated: Oct 16/08



Corporation of the Township of Esquimalt
REVISED 2008 REGULAR MEETING SCHEDULE
COUNCIL & COMMITTEE OF THE WHOLE

REGULAR MEETING SCHEDULE (REVISED) FOR NOVEMBER AND DECEMBER, 2008	
Esquimalt Municipal Hall, Council Chambers Monday, at 7:00 p.m.	
COUNCIL	COMMITTEE OF THE WHOLE
November 3 , 2008	November 10, 2008
November 17, 2008 cancelled	December 8, 2008 cancelled
December 1, 2008 cancelled	
December 8, 2008 Inaugural/Special Meeting	
December 15, 2008	

REVISED ON October 16, 2008

Appendix to Staff Report No. ADM-08-033

ALTHOUGH THE TOWNSHIP OF ESQUIMALT TRIES TO ENSURE THE ACCURACY OF ALL INFORMATION PRESENTED, YOU SHOULD CONFIRM ALL INFORMATION BEFORE MAKING ANY DECISIONS BASED ON IT. INFORMATION CAN BE CONFIRMED THROUGH THE OFFICE OF THE MUNICIPAL CLERK AT 414-7135.



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt, B.C. V9A 3P1
Telephone (250) 414-7100 Fax (250) 414-7111

STAFF REPORT

DATE: October 16, 2008 **REPORT NO.** FIN-08-020
TO: Tom Day, Chief Administrative Officer
FROM: Laurie Hurst, Director of Financial Services
SUBJECT: Requests for 2008 Property Tax Penalty Reversal

RECOMMENDATION:

That Council NOT forward the request for reversal of the 2008 property tax penalty to the Minister of Community Services.

BACKGROUND:

Mr. Harrap has written requesting that Council authorize the waiving of interest and penalties for 2006, 2007 and 2008 applied to this property as a result of payment of property taxes after the property tax due date.

As explained in the attached correspondence, Mr. Harrap states that he did not receive any over due notifications or tax notices at his United Kingdom address. Every year there are cases such as this where a property owner does not reside at the property and has not updated their mailing address with BC Assessment or Land Titles. In these cases, the municipality cannot assume responsibility for the late payment. Specifically, Community Charter Section 237(5) states that the tax notice is to be mailed to the registered owner listed on the assessment roll. It is the responsibility of the owner to ensure that the property taxes are paid. It is also the responsibility of the non-resident owner to ensure that mail is properly forwarded.

Each year a tax notice is forwarded to property owners. Each year a reminder notice is sent to property owners for any outstanding amounts on their property accounts at year end. All tax notices and reminders were addressed to Mr. Harrap at the civic address for his property as this is the address shown on the assessment roll as registered with Land Titles. We have no record of any of our correspondence being returned.

DISCUSSION:

Neither the Collector of Taxes nor Council have the authority to waive the 10% penalty assessed on outstanding property taxes. Council could petition the Minister of Community Services under *Local Government Act* section 315.3 for authority to write off the penalty however I do not recommend this option. In the case of property taxes this provision is generally used only in cases where taxes are uncollectible (e.g., a former occupier of crown lands that cannot be located) or where an assessment error has been made in a prior year and not discovered until the current year (when it is too late for a supplementary assessment roll).

In the past Council has never requested the Minister to authorize the waiving of penalties in circumstances where the taxpayer has missed the deadline for payment of taxes (which includes applying for the Home Owner Grant).

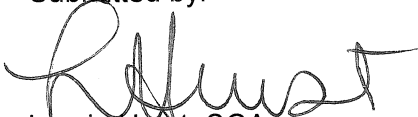
For further information, attached is a ruling on late payment penalty reversal. While the specific circumstances of this case are not exactly the same as those contained in this report, the reasons stated in the ruling contain the following relevant points:

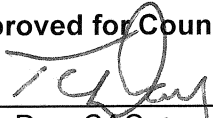
- penalty for late payment is mandatory
- tax *Regulation* and *Community Charter* does not grant the municipality or collector any discretion in relation to the penalty

ALTERNATIVES:

1. Deny request for reversal of penalty.
2. Instruct staff to forward appeal to the Ministry of Community Services

Submitted by:


Laurie Hurst, CGA
Director of Financial Services

Approved for Council's consideration:


Tom Day, CAO
Dated: 2008/10/16

Laurie Hurst

From: Randle.Harrap@rbs.com
Sent: October 6, 2008 09:34 AM
To: Laurie Hurst
Cc: r.harrap@ntlworld.com
Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Laurie

As discussed please can you escalate my case with Mayor and Council with the following points:

- The first I ever heard of the property tax being payable was in early September 2008 when my bank alerted me of the upcoming foreclosure
- As I live overseas it was impossible for me to know about the bills and so I have not knowingly avoided paying the taxes. My file will confirm I have not had any correspondence on the property taxes up to now.
- I immediately got in touch with the Township to try and resolve the issue and paid \$3,000 within a week.
- The full outstanding balance of taxes, \$4,234.76 was paid within a month in early October 2008.

I have done everything possible my side to resolve the outstanding amounts and have been corresponded in a co-operative manner. In return for my willingness shown in paying the full outstanding tax amounts due so promptly I would appreciate the Township showing grace to waive the interest and penalties due on my account.

Thanks Laurie, your help is much appreciated.

Regards

Randle Harrap

size=2 width="100%" align=center tabindex=-1>

From: Laurie Hurst [mailto:lhurst@esquimalt.ca]
Sent: 06 October 2008 16:56
To: HARRAP, Randle, Group Treasury
Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Mr. Harrap:


Thank you for the information regarding your arrangements for payment of this outstanding balance.

As stated in my previous e-mail, the application of a penalty for late payment of property tax is mandatory under Provincial legislation. *Tax Regulation* and the *Community Charter* do not grant the municipality or tax collector any discretion in relation to the penalty. Similar to the penalty, the rate of interest charged on outstanding balances in arrears and delinquent is legislated and determined by the Province.

As such, the outstanding balance for your property on Craigflower Road, folio number 0009.977 remains due and payable as detailed in our earlier correspondence.

Laurie Hurst
 Director of Financial Services
 Township of Esquimalt
 Phone: 250-414-7141

Newly designed, designed for you... www.esquimalt.ca

 Please consider the environment before printing this e-mail.

The contents of this electronic mail transmission are *privileged*, intended to be *confidential* and for the sole use of the designated recipient. If this message has been misdirected, or if a resend is desired, please contact the sender as soon as possible.

From: Randle.Harrap@rbs.com [mailto:Randle.Harrap@rbs.com]
Sent: October 6, 2008 12:20 AM
To: Laurie Hurst
Cc: r.harrap@ntlworld.com; Mary Turner
Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Laurie

Whilst I wait for a reply, to help reduce further interest charges being applied to the account, I have arranged payment for all outstanding taxes, \$4,234.76, which you should have received on Friday.

I await your response regarding interest and penalties.

Regards

Randle Harrap
 RBS Global Banking & Markets
 Office: +44 20 7085 4925 | Fax: +44 20 7293 9966

From: Randle Harrap [mailto:r.harrap@ntlworld.com]
Sent: 02 October 2008 23:26
To: lhurst@esquimalt.ca; mturner@esquimalt.ca

Subject: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Mary and Laurie

Based on the information given, my understanding of the total amount owing on my account is as follows:

Actual taxes	7,234.76
Penalties	723.48
Interest	549.21
Less payment	(3,000.00)
Net owing	<u>5,507.45</u>

I am prepared to clear my account by paying \$4,621.88 which represents the actual tax charges, \$7,234.76, plus interest at 4.5%, \$387.12, less the \$3,000 payment already made. The 4.5% is a half-way compromise between the interest I would have gained at my own bank by holding onto the funds, only 1%, and the near 8% being levied which seems unfairly high. This seems a reasonable settlement and neither side has suffered significant loss on this basis. If you can agree to this figure I will arrange payment to be made tomorrow.

As previously mentioned, I feel I have done my utmost to help resolve the overdue account and hope that you will be able to do likewise your side as this is clearly an extraordinary situation which has arisen through no fault of my own. I would also be prepared to forget the unfortunate incident where the Township of Esquimalt emailed my personal account details to the wrong person. Future taxes, now that I am aware of their existence, would also be paid in full and on time and we can proceed with a clean slate on an amicable basis.

Regards

Randle Harrap

-----Original Message-----

From: R W Harrap [mailto:harrap@ntlworld.com]

Sent: 02 October 2008 14:44

To: r.harrap@ntlworld.com

Cc: mturner@esquimalt.ca; lhurst@esquimalt.ca

Subject: FW: Misdirected Mail for attention of Randle Harrap Re:-Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Dear Randle Harrap

We have the same surnames and your e-mail correspondent Mary Turner has incorrectly addressed your PRIVATE correspondence to me. With my name of Rodney Harrap I intended to acquire the e-mail address of r.harrap@ntlworld.com but that is in your name. The omission of your first initial from the address led it arrive at my e-mail address of harrap@ntlworld.com. Mary Turner as a Deputy Director of Financial Services can obviously make human errors; but to incorrectly address an e-mail when your address is clearly defined below is very serious as it covers personal PRIVATE matters, especially as it appears to involve daily interest when inaction by the authorities is to their financial benefit.

Fortunately our name was not corrupted from HarrAp to the much more common Lancashire name of HarrOp.

As a fellow Harrap, I hope this has been of assistance and I naturally wish you well.

Kind Regards

Rod Harrap

-----Original Message-----

From: Mary Turner [mailto:mturner@esquimalt.ca]

Sent: 01 October 2008 21:08

To: harrap@ntlworld.com

Cc: Laurie Hurst

Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Dear Mr. Harrap,

As requested, below is the breakdown of the outstanding taxes in the amount of \$5,506.92 at Oct. 1, 2008.

2008 taxes	\$2,557.91
Penalty \$255.79	
Arrears (2007 taxes)	\$2,531.62
Interest \$161.60	

Daily interest charges are applicable on the tax arrears (2007).

If you have any further questions, please contact me.

2008-10-15

Regards,

Mary Turner
Deputy Director of Financial Services
Township of Esquimalt
Phone: 250-414-7173

Newly designed, designed for you... www.esquimalt.ca

Please consider the environment before printing this e-mail.

The contents of this electronic mail transmission are privileged, intended to be confidential and for the sole use of the designated recipient. If this message has been misdirected, or if a resend is desired, please contact the sender as soon as possible.

-----Original Message-----

From: Laurie Hurst
Sent: September 24, 2008 15:18
To: Mary Turner
Subject: FW: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Mary, could you please have Angela analyze this account and provide the information requested. Thanks.

Laurie Hurst
Director of Financial Services
Township of Esquimalt
Phone: 250-414-7141

www.esquimalt.ca

Please consider the environment before printing this e-mail.

The contents of this electronic mail transmission are privileged, intended to be confidential and for the sole use of the designated recipient. If this message has been misdirected, or if a resend is desired, please contact the sender as soon as possible.

-----Original Message-----

From: Randle Harrap [mailto:r.harrap@ntlworld.com]
Sent: September 24, 2008 03:05 PM
To: Laurie Hurst
Cc: 'Carol Willman'
Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

Laurie

I thank you for your email although was disappointed to read its contents. Whilst the legislation stands as it is I cannot for a moment think its intention is to penalise those who are not even aware of those taxes and, at the point of finding out they are payable, then proceed to immediately make the utmost effort to ensure everything is put in order, as I have. I would also think that not ever having heard from me over the last three years, despite sending out what must have been countless reminders, the township of Esquimalt could have afforded someone to physically visit the condominium to determine why no response had been received over that time. Surely that is less effort than the township choosing to go through the process of a lengthy repossession order?

I think the next best step would be to firstly quantify the level of interest and penalties being charged to me for late taxes. Please can you send over a break down which clearly shows the split between actual taxes originally due and the interest and penalties levelled totalling up to the full amount outstanding.

Regards

R Harrap

-----Original Message-----

From: Laurie Hurst [mailto:lhurst@esquimalt.ca]
Sent: 24 September 2008 18:34
To: Randle Harrap
Subject: RE: Outstanding balance payable for property taxes at 404E 1115 Craigflower Rd, folio ref 0009.977

My apologies Mr. Harrap, I mistakenly thought that Mary had responded to your request.

2008-10-15

Application of a penalty for late payment of property tax is mandatory under provincial legislation. It is also legislated that the tax notice is to be mailed to the registered owner listed on the assessment roll as maintained by British Columbia Assessment. I have reviewed the information on file and determined that the address to which your tax notice was mailed was that which was listed on the assessment roll.

It is the responsibility of the property owner and/or their representatives to ensure that the most current mailing address is that listed and that non-resident owners ensure that mail is properly forwarded. Unfortunately we cannot assume responsibility for errors or oversights in these areas.

Thank you for providing your most current mailing address. We have taken the liberty of forwarding your information to BC Assessment so that they are able to update your information to ensure that all future correspondence may be received without complication.

Should you have any further questions, please do not hesitate to contact me.

Laurie Hurst
Director of Financial Services
Township of Esquimalt
Phone: 250-414-7141

www.esquimalt.ca

* Please consider the environment before printing this e-mail.

The contents of this electronic mail transmission are privileged, intended to be confidential and for the sole use of the designated recipient. If this message has been misdirected, or if a resend is desired, please contact the sender as soon as possible.

From: Randle Harrap [mailto:r.harrap@ntlworld.com]
Sent: September 23, 2008 06:43 PM
To: Laurie Hurst
Cc: Mary Turner
Subject: RE: Outstanding balance payable for property taxes at 404E 1115
Craigflower Rd, folio ref 0009.977

Laurie

Please can you get back to me on the email below sent a couple of weeks ago.

Regards

Randle Harrap

From: Randle Harrap [mailto:r.harrap@ntlworld.com]
Sent: 09 September 2008 00:51
To: lhurst@esquimalt.ca
Cc: mturner@esquimalt.ca
Subject: Outstanding balance payable for property taxes at 404E 1115
Craigflower Rd, folio ref 0009.977

Laurie

As you would have just seen I have arranged for an immediate payment of \$3,000 to the Township in good faith. I have also provided my UK home address to Jeeta to update your system so that all future bills are sent to the correct address (repeated here so it can be double checked):

7 Ostler Close

Bishops Stortford

CM23 4FT

United Kingdom

When my bank phoned me up on Friday evening to let me know about the upcoming forced sale of the property, it was the first time I heard of the property tax being payable and even of its existence. I submit annual Canadian income tax returns for the rental income and also pay monthly strata fees for the property and believed that was all that was due. I am a law-abiding citizen and clearly if this had been brought to my attention earlier I would have happily settled the bill. As I live overseas it is impossible for me to know about the bills and so I have not knowingly been in the wrong. Accordingly, for this reason and also in return for my willingness shown in paying the outstanding amounts due, I would appreciate the Township showing grace to waive the interest and penalties due on my account.

If you could assist in this matter it would be much appreciated and I can then work with my bank to raise and send the final amount outstanding to you promptly.

Regards

Randle Harrap

No virus found in this incoming message.
Checked by AVG - <http://www.avg.com>
Version: 8.0.169 / Virus Database: 270.6.19/1659 - Release Date: 08/09/2008 07:01

No virus found in this incoming message.
Checked by AVG - <http://www.avg.com>
Version: 8.0.169 / Virus Database: 270.7.0/1682 - Release Date: 21/09/2008 10:10

No virus found in this incoming message.
Checked by AVG - <http://www.avg.com>
Version: 8.0.169 / Virus Database: 270.7.0/1682 - Release Date: 29/09/2008 07:40

The Royal Bank of Scotland plc. Registered in Scotland No 90312. Registered Office: 36 St Andrew Square, Edinburgh EH2 2YB.
Authorised and regulated by the Financial Services Authority

This e-mail message is confidential and for use by the addressee only. If the message is received by anyone other than the addressee, please return the message to the sender by replying to it and then delete the message from your computer. Internet e-mails are not necessarily secure. The Royal Bank of Scotland plc does not accept responsibility for changes made to this message after it was sent.

Whilst all reasonable care has been taken to avoid the transmission of viruses, it is the responsibility of the recipient to ensure that the onward transmission, opening or use of this message and any attachments will not adversely affect its systems or data. No responsibility is accepted by The Royal Bank of Scotland plc in this regard and the recipient should carry out such virus and other checks as it considers appropriate.

Visit our websites at:
www.rbs.com
www.rbs.com/gbm
www.rbsgc.com



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt BC V9A 3P1
Telephone 250.414.7100 Fax 250.414.7111

STAFF REPORT

DATE: 16 October 2008 **REPORT NO. P&R-08-19**
TO: Tom Day, Chief Administrative Officer
FROM: Christine Morissette, Director of Parks and Recreation Services
SUBJECT: **Esquimalt's Youth Services**

RECOMMENDATIONS

1. That Council accept this report for information
2. That Council continue to support the programs of Esquimalt's Youth Services.

BACKGROUND

In 2005, Council adopted a Youth Development Strategy which states that "Our vision is of a community where adults care about the development of youth, where positive opportunities exist for healthy lifestyle choices, and where youth have the ability to fully participate in their community to become valuable resources."

Youth Services is a core program of Esquimalt's Parks and Recreation. It is based on the belief that recreational opportunities are critical to youth development. They foster active citizenship and social inclusion, improve physical and mental health, increase self esteem, and better academic performance. For at risk youth as well as those not at risk, Esquimalt's Youth Services offers two choices for a safe, social and healthy environment:

1. The Esquimalt Teen Centre – Located in a house next to the Recreation Centre, the Teen Centre offers two supervised drop-in programs. The After School Drop-in runs Tuesday through Thursday, 2 to 5 pm for students in Grades 6, 7 and 8. The Teen Drop-in runs Thursday and Saturday, 7:30 to 10:30 pm for youth 13 to 18. Approximately 75 youth attend Teen Centre drop-in programs each week.
2. Youth Only Friday Nights – This supervised program takes place at the Recreation Centre every Friday night from 8 to 11 pm. It includes swimming, basketball, fitness and other activities. Youth Only Friday Nights sees an average of 110 youth participating each week.

16 October 2008

Report to Tom Day, Chief Administrative Officer

Regarding Management of the Archie Browning Sports Centre in 2008

Page 2

Both the Teen Centre and Recreation Centre programs have seen a steady increase in participation over the last two years. As more youth choose Esquimalt's Youth Services, its reputation grows as a program, and a place, where all youth are welcome and belong.

Council and staff recently received two letters from area residents complaining about the Esquimalt Teen Centre and Youth Only Friday Nights. These residents feel that the behaviour of youth attending the programs is unacceptable, supervision of the Teen Centre is inadequate, Youth Only Friday Nights should be shut down, and youth at the Teen Centre should stay inside the house or be evicted.

DISCUSSION

Youth Services staff works closely with parents, schools, VicPD and VIHA to ensure programs meet the changing needs of present and future Esquimalt youth. Staff regularly receives feedback about the positive influence of the programs, especially for youth at risk. However, in any community that is attempting to reach youth and meet their diverse developmental needs, there can be differing opinions and conflicting interests about the effectiveness of youth services. In an effort to manage Youth Services programs, and any inappropriate youth behaviour in or around the Recreation Centre and Teen Centre, staff has adopted these operational strategies:

1. Youth Services staff is selected based on their established experience with youth, or because they are students in youth / child care / social work programs, or young people who have come through the Youth Services programs. Staff receives on-going training specific to Esquimalt's programs, regular coaching and supervision, and learning opportunities with peer youth workers in the Capital Region and beyond.
2. An integrated staff supervision approach is used at Youth Only Friday Night. Staff from Maintenance, Wellness Centre, Reception, Aquatics and Youth Services work and train together to plan activities, establish communication protocol and respond to any inappropriate behaviour that might occur. Staff makes regular sweeps of the area around the Recreation Centre, encouraging youth who are there to come into the program, or move on. Expectations for staff and youth, and operating procedures, are reviewed regularly, and a supervisor's checklist and a schedule of duties are available to staff on every shift (attached).
3. Funding for a Youth Outreach Project was established in the 2008 budget. The project is intended to operate two nights a week to develop greater rapport with "fringe" populations of youth (some of these youth do not want to participate in the Youth Services programs, yet want to hang around close to their friends who are participating). Initially Youth Outreach staff was to interact with youth in the

16 October 2008
Report to Tom Day, Chief Administrative Officer
Regarding Management of the Archie Browning Sports Centre in 2008
Page 3

neighbourhood around the Recreation Centre, as well as other places where youth gather, to encourage dialogue, promote cooperation and support of Youth Services, and monitor and intervene when inappropriate behaviour occurs. This year, however, the focus was on the Vic West Skate Park, which resulted in more families using the park, and the number of incidents involving violence, intoxication, and theft dropping from 18 occurrences in the summer of 2007 to only two in 2008.

In the last ten months, VicPD records show there were five calls made to police regarding incidents at the Recreation Centre. Two of these were made by staff and three were made by members of the public. There are certainly times when the Youth Services programs experience challenges, particularly in early and late summer. At these times, staff increases its patrols of the perimeter of the Recreation Centre until all youth have left at the end of the evening. In fact, the Youth Supervisor often remains at work until 2 am, and reports there are rarely any youth on the property after 11:30 pm. Staff have a close working relationship with VicPD West Division, and will not hesitate to call when more resources are required.

Also of note is that earlier this year staff wrote to all residents in the immediate neighbourhood, explaining the programs of Youth Services, and providing the cell phone number for the Youth Supervisor, should residents have any concerns. On only one occasion has a resident phoned the Youth Supervisor about an issue taking place, and that issue was quickly resolved.

Child / youth service infrastructure is identified as part of a healthy community in the Esquimalt Official Community Plan, and a Community Youth Strategy is a key component of the Parks and Recreation Strategic Plan. Working with youth today is a long term investment in healthy communities of the future. It is not without its bumps along the way, and most youth are not immune to straying from the path. Youth Services exists to make the journey safer, and to direct youth to healthy social and recreational choices. It is proving to be successful on both counts.

Christine Morissette

Christine Morissette
Director of Parks and Recreation Services

Approved for Council's consideration:

Tom Day

Tom Day, CAO

Dated: *Oct 16/08*

Youth Only Friday Night

Expectations for staff

(maintenance, front desk, wellness centre, aquatics)

- Ensure a respectful attitude regardless of situation, engage all participants in a positive, responsible, and respectful manner
- Back each other up
- Frequent communication with youth leaders
- Form relationships with youth

Expectations for youth leader team

- Perform duties outlined in assignment descriptions
- Be a resource of services for youth
- Role model rights and responsibilities and code of conduct
- Initiate communication
- Create and initiate safe, fun and engaging activities
- Light counseling

Expectations for youth

- Respect rights and responsibilities, and code of conduct for facility
- Feel comfortable in communicating with staff from all areas
- Have fun

CONNECT WITH KIDS!

Youth only Friday

Shift Supervisor Checklist

- Sign-in sheets and Binder
- Place YOF easel at entrance @ 6:30 and advertize YOF
- Collect Cash float, Stamp, Podium and Stanchion for front door from Reception
- Allen Key (to lock front and back doors)
- Door Signs indicating YOF, and close two back hallways
- Carry Cell Phone (883-9107)
- Set-up music, PS-2, movie, snack, etc.
- Assign 5 duties (Atrium, Gym, Sign-in, Snack, Facility tourer, and Ensure hourly staff rotations
- Ensure Facility tour occurs every 20 min. (Flashlight and phone)
- Poker board/cards/chips
- Encourage staff interaction with youth
- All areas tidied and organized
- Communication book/Time cards filled out and returned to teen centre
- Streets Cleared
- Equipment, Games, and Supplies returned
- Concerns reported

* Dan's Cell 883-0045

* Vicki's Confidential Home Phone 592-0023

etc.



YOF Procedures for all Staff

Youth Services YOF

- **Interdepartmental Staff team meeting every Friday night at 7:50pm (SHARP)** Involving **Maintenance, Wellness, Reception, Aquatics and Youth Services**, to coalesce, strategize the evening's activities, review rules, discuss pertinent items of departmental concern and provide introductions of new staff where required.
- **YOF behavioural expectations:**
 - Youth are prohibited from riding skateboards in the building (Staff will provide quarters for Skateboard lockers)
 - Disrespectful discarding of food or beverage is not tolerated
 - No use of any equipment in the Wellness Centre without an orientation (and accompanying big red stamp from Reception), and no entry to upper level without an orientation (Same big red stamp).
 - Appropriate use of language is expected
 - Violence or aggressive behaviour is not tolerated
 - Excessive running and horseplay is discouraged
 - YOF participants have access to supervised areas only
 - No "Ins / Outs"
 - Doors must remain closed following 8:00 rush
 - No large assembly outside

➤ YOF participant's behaviour may be respectfully re-directed by any staff member

- Youth Floater Staff will circulate every 20 minutes connecting with all departments.
- etc t-shirts will be issued to all staff @ 7:45 and collected @ 11:00 (For laundering)
- Maintenance staff are encouraged to go on security patrols with YOF staff.
- Youth Services staff will assist with Garbage P/U @ YOF close

Telephone support contact numbers for all staff from 8 to 11
(883-0045 / 883-9107 / Bullen Perk - Loc. 2206)

Communicate with Reception

- All Staff please keep Reception informed of all procedure and incidents as events occur.
- Be aware of demands on reception and assist where possible
- 6:30 Youth Services staff member check in with reception
- Provide an ETA, then Leave sign-in book and cash with reception when door staff is required elsewhere.
- Reception staff will assist with Youth sign-in

Wednesday, October 1, 2008

YOF 6:30 Staff Member Procedures

1. Wear an etc. t-shirt
2. Set up Easel in entrance way, create poster outlining activities of the evening.
3. Connect with every Teen in Atrium.
4. Acquire Snack, Poker board, and various games from Teen Centre
5. Set-up projector and screen for PS-2 or movie.

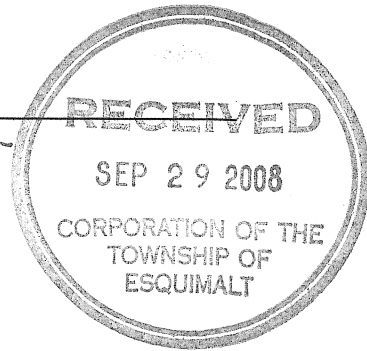
As Time Permits

- ✓ Engage and Encourage Youth (ie hang out with kids displaying to them your remarkable repertoire of asset building skills and abilities)
- ✓ Assist maintenance staff troubleshooting any youth concerns
- ✓ At 7:30 assist with YOF preparations: collect sign-in sheets and float, set up front end (Stanchion and Podium), ensure appropriate doors are signed and locked.
- ✓ Collect Communication Book and Time cards from etc.

Gerri Hoskings

From: "Gerri Hoskings" <hoskings@shaw.ca>
To: <hoskings@shaw.ca>
Sent: September-28-08 6:29 PM
Subject: Fw: letter

Christine: Report for Council pln



Subject: letter

September 29 2008

To Whom it May Concern:

My husband and I would like to bring to your attention a major issue that we strongly hope to have addressed. It is my sincere hope that you will be able to bring a resolve to this issue.

Over the last few years the Teen Centre located on Fraser Street, on Friday night has become a major issue of complaint around the neighbourhood, here are some of the complaints that we have:

On Friday nights it is not unusual to find 25 to 30 teens that hang around outside the Teen Centre and Recreation Centre;

Some of the teens are on skate boards and play chicken with the oncoming cars on Fraser causing the drivers to use their horns at some very, inconvenient time of the nights, and once that happens the teens will aggressively yell and taunt the drivers, and on one such occasions I was one of the drivers, which can be very intimidating with the large crowds especially when you live so close;

There are teens in the bushes, on the roads and in the lacrosse box screaming and yelling until well after 11:00 pm, which is not acceptable at any point, but especially when you work early in the mornings;

Every Saturday morning my husband has to pick up broken booze bottles, beer cans and garbage strewn on the street and our property;

Since we live on the corner of Fraser and Carlisle Street, at times they are right outside our windows when these events occur, disturbing our right to our quiet enjoyment;

We feel that the supervision at the Teen Centre is inadequate, and in fact we have also spoke to some clients from the Recreation Centre who have told us that the behaviour of the teens that are out front of both Centres, they were rude and aggressive when he and his young son were trying to leave the Recreation Center at which time he reported it to a staff member who rather than deal with the issue promptly told him to that he should leave out the back of the centre.

We also have seen an increase of vandalism to public property and our personal property .

We have spoken to all levels of staff with little or no resolve to these issues, instead they have suggested that we call the police, but that hasn't helped matters. We feel that if this program was working and doing what it was originally designed to do, it would be keeping the teens off the streets not drinking, smoking, swearing, playing chicken with cars and disrupting the neighbourhood. It is time to admit that this program is not working and we as tax payers would like to see it shut down and order restored to our neighbourhood, and once again can we feel safe on the streets of our neighbourhood on Friday nights.

cc: Mayor & Council
Director of Parks & Recreation

*Gerri Hoskings
Bryan Hoskings
522 Fraser St.
Vic B.C.
09AGHS*

[Signature]
[Signature]
28/09/2008

October 27, 2008

Richard Fyfe
Chair of The Esquimalt Parks & Recreation Commission
527 Fraser Street
Esquimalt, BC

Re: "Youth only Friday Night"

Years ago when our revitalized recreation center was going through its planning stage, we (a group of us), as immediate neighbors to the rec center were invited to hear the plans & voice our opinions. When the topic came up to move the teen center "home" from its temporary site, at the Girls & Boys Club near Macaulay Elementary School, there were mixed feelings in the group. I stated that the teens should have a place at our larger facility & that they were every part of our community as were the tots & the seniors.

Well I wish I bit my tongue that night. It would not have stopped the "Teen Center" & the "Youth only Friday Nights" from becoming a regular program for our young people, but at least I wouldn't have contributed to its pathetic existence.

On a Friday night (all year around) I am not comfortable, lets even say I avoid going out in a large portion of Esquimalt's so called "downtown core". I wouldn't pass through the Town Square; Fraser street between Esquimalt Road & Lyle Street; & the entire front of the rec center, especially to enter the main doors. That's because swarms of extremely loud, foul mouthed, young people are given full rein to do as they please. My husband & I have complained to the people at the front desk only to be given a business card of the Director of Parks & Recreation Service, then David Speed. We even had a meeting with him & the councilor of the teen center. A few suggestions were going to be applied. Nothing changed.

I'm sure that not one of the parents of these youngsters would put up with this uncivilized, inconsiderate behavior in front of their home & they would be embarrassed of their teen's behavior.

YES, we knew there was a rec center in our midst when we bought our house. Does that mean that this behavior is what you were aiming for when you built it?

My Recommendation:

Take "Youth only Friday Night" off the program.
Participants of the Teen Center must stay inside the house or be evicted from the property after 9pm. These programs are not keeping our young people off the streets & out of trouble, these programs are only delaying trouble on the streets till later in the night.

Thanks for listening. I just want someone to take this letter seriously.

Gina Hesketh



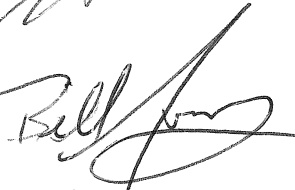
cc: Mayor & Council
Director of Parks & Recreation

I fully agree with the Letter of
complaint re. Fraser st.

M. Sinclair 510 Fraser st, Victoria

Leon Sinclair 510 Fraser st. Victoria

Kevin Haskin 1207 Carlisle Ave.

I Fully agree  1211 Carlisle Ave
Ann Roberts 1211 Carlisle Ave

I fully Agree with this letter 1219 Carlisle


I agree fully with the aforementioned letter
B. Paulsen
Patricia Prude

I agree with the letter. K. Gibson - 449 Fraser St.



I agree with the letter Vic Prier - 502 Fraser

I agree plus right across the street out there
7:11 4AM making a racket. Gary Mullin 1215 Carlisle Ave.

I agree with all of the above
1215 Carlisle Ave Mrs Mullin

I Brian Smith of 1217 Carlisle Ave, have read and
agree to Binasteth's letter and the other home
owners in the neighborhood. I have been witness to many
youth problems in town since **30** as well. 

We agree completely with letter of complaint
re: Tracer Street / the Centre noise.


Christie Cunningham

FRANK LESSARD

I agree with the letters & can't wait to meet
you to see Jim Herbert 1207 Carlisle.

I agree with the letters Don McMillan
307-1180 Esquimalt Rd.

I agree with these letters and would
like to see something done. Giles Funnerty
1221 Carlisle Ave.

I concur with the letters

MIKE - JOAN MAYNE 511 COMBERFORD ST.

M. Mayne. Joan Mayne



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt, B.C. V9A 3P1
Telephone (250) 414-7100 Fax (250) 414-7111

STAFF REPORT

DATE: October 10, 2008 **REPORT NO.** EPW 08-038
TO: Tom Day, CAO
FROM: Gilbert Coté, Director Engineering and Public Works
SUBJECT: Neighbourhood Zero Emission Vehicles

RECOMMENDATION

- a. That the bylaw to allow Neighbourhood Zero Emission Vehicles to travel on all streets with speed limits of 50 km/hr or less receive first, second and third readings.
- b. That Staff work together with ICBC and Victoria Police to monitor the use of Neighbourhood Zero Emission Vehicles and report back to Council in 36 months.

BACKGROUND

1. Provincial Approval

The Province of British Columbia has recently amended the Motor Vehicle Act (MVA) to allow the use of neighbourhood zero emission vehicles (NZEV) under the following conditions:

- a) On a highway that has a speed limit of 40 km/hr or less
- b) If authorized by bylaw of a municipality on roads that have a speed limit of over 40 km/hr but no more than 50 km/hr.

We have been advised by our lawyers that the MVA regulations requires all NZEV to meet the lower safety equipment standards set out in the Motor Vehicle Safety Act (Canada). An accident involving one or more NZEVs would typically be the responsibility of the vehicles involved and in most cases, would not be attributable to the municipality. Any liability attributable to the municipality would arise from its duty to repair and maintain our roads. Our legal advisers have recommended that consideration be given to the suitability of our roads before the Bylaw is enacted.

2. City of Vancouver

The City of Vancouver has recently approved the use of NZEV on their municipal road under certain conditions. A copy of the staff report and proposed bylaw by the City of Vancouver is included as Attachment A. Vancouver is proposing to allow NZEV on all roads with speed limits of 50 km/hr or less. However they would be restricted to the right hand lane of the road, except when turning left or passing another vehicle.

3. District of Oak Bay

The District of Oak Bay has adopted a Bylaw that allows NZEV on all roads with speed limits of 50 km/hr or less with no restriction as to which lane can be used. No staff report was prepared in conjunction with this bylaw.

ANALYSIS

There are no roads in Esquimalt where the speed limit is over 50 km/hr. The roads in Esquimalt where the speed limit is 40 km/hr or less are listed in Clause 13 of the Street and Traffic Regulation Bylaw (see Attachment B). Except for extra lanes at major intersections, the only four-lane roads in Esquimalt are as follows:


- Admirals between Colville Road and Esquimalt Road
- Tillicum Road

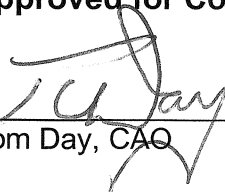
Both four-lane roads are relatively short and have numerous driveways and side streets resulting in potential numerous left turn movements. For this reason, it not proposed to restrict NZEV to right hand lanes only.

As indicated in the Strategic Plan, the Township of Esquimalt supports the principles of sustainability and as such the use of NZEV would reduce green house gas emissions.

The City of Vancouver has raised safety issues which are of concern to staff as well and will be monitoring accident records for vehicles involving NZEV. The monitoring of the use of NZEV in conjunction with ICBC would be a prudent practice.

Submitted by,


Gilbert Coté, P.Eng.
Director of Engineering & Public Works

<p>Approved for Council's consideration:</p> <p> _____ Tom Day, CAO</p> <p>Dated: <u>Oct 14/08</u></p>

A8



CITY OF VANCOUVER

ADMINISTRATIVE REPORT

Report Date: September 16, 2008
Contact: Jerry Dobrovolny
Contact No.: 604.873.7331
RTS No.: 07637
VanRIMS No.: 08-2000-20
Meeting Date: September 30, 2008

TO: Vancouver City Council
FROM: General Manager of Engineering Services
SUBJECT: Neighbourhood Zero Emission Vehicles / Low-Speed Vehicles

RECOMMENDATION

- A. THAT the Street and Traffic By-Law be amended to allow Neighbourhood Zero Emission Vehicles to travel on streets with speed limits of 50 km/hr or less;
- B. THAT the Street and Traffic By-Law be amended to restrict Neighbourhood Zero Emission Vehicles to the lane on the street that is closest to the right hand edge or curb of the street, except when a left hand turn is necessary or when passing another vehicle;
- C. THAT Council instruct the Director of Legal Services to prepare an amendment to the Street and Traffic By-Law, generally as set out in Appendix A, for consideration by Council; and
- D. THAT Staff work together with the Insurance Corporation of British Columbia and the Vancouver Police Department to monitor the use of Neighbourhood Zero Emission Vehicles and report back to Council in 36 months.

COUNCIL POLICY

This subject deals directly with the City of Vancouver's policies on promoting sustainability and reducing greenhouse gas (GHG) emissions.

PURPOSE

On June 6, 2008, the British Columbia Motor Vehicle Act Regulations were amended to include the definition for a neighbourhood zero emission vehicle (NZEV). Prior to this, the Provincial regulations restricted NZEVs to streets with speed limits of 40 km/hr or less, and the Federal

regulations prohibited them from travelling at speeds over 40 km/hr. As part of the amendment, the Ministry of Transportation (MoT) is giving Municipalities the authority to create a by-law which would allow NZEVs on streets with speed limits above 40 km/hr, but no greater than 50 km/hr.

BACKGROUND

Neighbourhood Zero Emission Vehicles (NZEVs) are a defined class of slow moving electric vehicles which are new to the province of British Columbia. The safety requirements for these NZEVs are regulated by the same standards as outlined by Transport Canada for low speed vehicles (LSVs). They are low weight (less than 1 361 kg), powered by an electric power train, and do not use fuel as an on-board source of energy. These low speed electric vehicles are federally regulated to travel at a max speed of 40 km/hr because of crash testing performed by Transport Canada. Typically these low speed electric vehicles have a range of approximately 60 km. More detailed definitions for LSV and NZEV can be found in Appendix B and C respectively.

Currently, British Columbia, Ontario and Quebec are the only 3 provinces that allow the use of LSV on streets, but the three provinces have unique regulations. The Ontario government pilot program was established to consider allowing LSV in public parks by employees of the park and the Ministry of Natural Resources. This pilot program is scheduled to end in September 2011. Quebec recently commenced a three-year pilot program to monitor the use of these vehicles on city streets with 40 km/hr speed limits. They will be allowed to use the right-hand lane (except to pass) and have to be equipped with a slow moving vehicle emblem and keep their lights on.

In regards to other local jurisdictions, including New Westminster and Burnaby, they have not made a decision on whether they will amend/create any municipal by-laws to authorize the use of these newly defined NZEV on their 50 km/hr streets, at this time. A holistic approach within Metro Vancouver would further expand the value of these zero emission vehicles as a transportation alternative.

DISCUSSION

Gasoline powered vehicles make up a very large portion of the passenger vehicles on the road today and are responsible for a significant percentage of GHG emissions. Alternatives such as NZEVs give citizens the opportunity to be a part of the solution to become a more sustainable city. The City of Vancouver already has designed and adopted several sustainability initiatives, one of which is the inclusion of plug-in facilities for new developments that will allow for more convenient and practical use of these electric vehicles. Despite NZEVs inability to travel long distances or carry large loads, they are particularly economical for shorter trips to work or shopping facilities. As well, additional benefits which include zero emission at source and little to no noise output make them a very attractive choice.

Since NZEVs have a max speed of 40 km/hr, the operators of these vehicles are required to display the slow moving vehicle emblem which would inform other drivers to take precautions when manoeuvring around them. It should also be noted that bicycles, motor-assisted bicycles and scooters are permitted on our streets and in most cases travel slower than 40 km/hr. As well, skateboards are permitted to travel on minor streets.

Neighbourhood Zero-Emission Vehicles / Low Speed Vehicles

Staff have had preliminary discussions and shared a draft with: Electric Mobility Canada, Vancouver Police Department, Downtown Vancouver Business Improvement Association, Community Visions, British Columbia Trucking Association, Translink, Coast Mountain Bus Company, and the Bicycle Network Subcommittee of the Bicycle Advisory Committee.

The Vancouver Police Department (VPD) has raised concerns over the use of NZEVs in the City of Vancouver. The first of two primary concerns is the issue created by the difference in speed of the 40 km/hr NZEV and regular traffic which can travel at 50 km/hr. This situation potentially puts NZEVs at a greater risk of being involved in a collision. The second concern is associated with the crash test data for these NZEVs and the ability for an NZEV to provide adequate protection in the event of a collision, especially with a full size vehicle or truck. NZEVs are not built with the safety engineering features such as airbags, impact absorbing bumper and intrusion protection found in the typical modern motor vehicle. Staff will work together with the Insurance Corporation of British Columbia (ICBC) and the VPD to monitor the use of these NZEVs and evaluate their implementation, then report back to Council in 36 months.

FINANCIAL IMPLICATIONS

There are no financial implications.

CONCLUSION

The recent amendments by senior levels of government have given the City of Vancouver an opportunity to demonstrate a commitment to sustainable initiatives, and further strengthen its role as a progressive, forward-thinking City. Although these vehicles may possess apparent drawbacks when compared to conventional gasoline powered vehicles, they are a step towards more sustainable transportation technology and their adoption will help accelerate future development. Creating a by-law to permit these vehicles on 50 km/hr streets is integral to the success of NZEVs in the City of Vancouver, because the majority of our road network is designated at 50 km/hr.

* * * * *

APPENDIX A

BY-LAW NO. _____

**A By-law to amend Street and Traffic By-law No. 2849
regarding neighbourhood zero emission vehicles**

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This By-law amends the indicated provisions of the Street and Traffic By-law.
2. To section 3, after the definition of "Motor Vehicle", Council adds:

‘ **"Neighbourhood Zero Emission Vehicle"** means a vehicle that travels on four wheels and is powered by an electric motor that is designed to allow the vehicle to attain a speed of 32 kilometres per hour but not more than 40 kilometres per hour in a distance of 1.6 km on a paved level surface, and
 - (a) meets or exceeds standards of the Motor Vehicle Safety Act (Canada) for a low-speed vehicle and bears a compliance label for a low-speed vehicle in accordance with that Act, or
 - (b) if imported to Canada, has been imported as an admissible low-speed vehicle in accordance with the Motor Vehicle Safety Act (Canada) requirements and
 - (i) bears a compliance label for a low-speed vehicle in accordance with that Act, or
 - (ii) meets applicable federal United States laws in accordance with the Motor Vehicle Safety Act (Canada).’
3. After section 59, Council adds:

"59A. A person may drive or operate a neighbourhood zero emission vehicle only:
 - (a) on a street that has a speed limit of 50 kilometres per hour or less; and
 - (b) in the lane on the street that is closest to the right hand edge or curb of the street, except when a left hand turn is necessary or when passing another vehicle.
4. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.
5. This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this day of ,
2008

Mayor

City Clerk

patrol is in attendance shall cause or permit the vehicle to proceed through or into the cross-walk when a flag or other device with the word "Stop" thereon is being displayed so as to face traffic approaching from either direction.

Firemen may Direct Traffic

8. Any member of the Fire Department of the Township of Esquimalt, or any member of a Fire Department providing Mutual Aid to the Township of Esquimalt, in attendance at or near any fire or other emergency may direct traffic on any street in the vicinity of such fire or other emergency and every person shall comply with the directions of any such member of the Fire Department.

Temporary Closing of Streets

9. The Municipal Engineer shall be empowered without an order to direct that on any street where construction, reconstruction, widening, repair, marking or other work is being carried out, traffic control devices shall be erected or placed to regulate or prohibit traffic in the vicinity of such work and/or limit the rate of speed of vehicles.

Work in Streets

10. The Municipal Engineer shall be empowered without an order to direct that on any street where construction, reconstruction, widening, repair, marking or other work is being carried out, traffic-control devices shall be erected or placed indicating that men or equipment are working upon the street.

Moving of Vehicle into Vehicular Traffic

11. No person shall move any vehicle from a stationary position at the curb of the roadway into the line of vehicular traffic upon the street without first having signalled his intention so to do by means of an appropriate hand and arm or mechanical signal as prescribed for left turns by the "*Motor Vehicle Act*" and unless he/she has ascertained that the movement can be made in safety, having regard to the nature, condition and use of the highway and the traffic which actually is at the time or might reasonably be expected to be on the highway.

Police - Temporary Traffic Control

12. Any police officer is hereby authorized to place or employ such temporary traffic-control devices as he/she deems necessary to assist him in controlling traffic.

Speed Limits

13. (1) The rate of speed at which a person may drive or operate a motor-vehicle upon a highway, roadway or lane in the Township of Esquimalt shall not exceed fifty (50) kilometres per hour, save in such portions of the Municipality in respect of which lesser maximum speeds are provided by this Bylaw or the "*Motor Vehicle Act*";

(2) 25 Km/hr

- (a) on Fraser Street south of Munro Street;
 - (b) on Lot 1 of Plan 14686, and Lot 4 of Plan 1784, and the full length of the thirty-three foot unnamed road allowance on the west side of Lots 1, 3 and 4 of Plan 1784 (Sports Centre);
 - (c) on Lot A of Plan 15195 (Esquimalt Plaza);
 - (d) on Lot 1 of Plan 36280 (Recreation Centre);
 - (e) on the unnamed road off Esquimalt Road which is bounded by Esquimalt District Plan Nos. 6247, 5950 and 25543;
 - (f) on any and all lanes.
- (3) 30 Km/hr
- (a) on Alexander Road;
 - (b) on Kingsmill Road;
 - (c) on Cunningham Road;
 - (d) on Parklands Drive;
 - (e) on Fernhill Road;
 - (f) on Bewdley Avenue from its intersection with the westerly boundary of Plan 1342 O.S. to the easterly boundary of Lampson Street;
 - (g) on Esquimalt Road from the easterly limit of the municipality, thence westerly for a distance of one hundred and seventy (170) metres.
 - (h) Gosper Crescent
 - (i) on Admirals Road from its intersection with the southerly boundary of Lot 28, Plan 772 to the westerly boundary of Lot 28, Plan 772 to the westerly boundary of Lot A, Plan 24154 on Bewdley Avenue
 - (j) on Old Esquimalt Road, from the westerly boundary of Lampson Street extending to its most westerly end at the intersection with Park Terrace.
- (4) 40 Km/hr
- (a) on Esquimalt Road from a distance of one hundred and seventy (170 metres) from the easterly limit of the municipality to the intersection with Head Street. *[Bylaw No. 2676]*
 - (b) on Lampson Street between Esquimalt Road and Old Esquimalt Road. *[Bylaw No. 2678]*
- (5) The Municipal Engineer shall cause to be placed upon the streets and places referred to in subsections (2) and (3) of this Section, such signs indicating the speed limits aforesaid, as may be required.
- (6) The provisions of this Section shall not apply to an emergency vehicle as defined in Section 2 hereof.

**CORPORATION OF THE TOWNSHIP OF ESQUIMALT
BYLAW NO. 2701**

A Bylaw to allow the use of low-speed electric powered vehicles on public highways.

THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESQUIMALT, in open meeting assembled, enacts as follows:

1. In this Bylaw,

“Municipality” means the area contained within the geographical limits of the Township of Esquimalt;

“neighbourhood zero emission vehicle” means a vehicle that travels on four wheels and is powered by an electric motor that is designed to allow the vehicle to attain a speed of 32 kilometres per hour but not more than 40 kilometres per hour in a distance of 1.6 kilometres on paved level surface, and which

(1) meets or exceeds standards of the *Motor Vehicle Safety Act* (Canada) for a low-speed vehicle and bears a compliance label for a low-speed vehicle in accordance with that Act; or

(2) if imported to Canada, has been imported as an admissible low-speed vehicle in accordance with the *Motor Vehicle Safety Act* (Canada) requirements and

a. bears a compliance label for a low-speed vehicle in compliance with that Act; or

b. meets applicable federal United States laws in accordance with the *Motor Vehicle Safety Act* (Canada).

2. A person may drive or operate a neighbourhood zero emission vehicle on any highway within the municipality that has a speed limit of over 40 kilometres per hour but no more than 50 kilometres per hour.

3. The authority conferred by Section 2 is in addition to the authority under Section 24.07(3)(a) of the *Motor Vehicle Act Regulations*, B.C. Reg. 26/58, as amended, for a person to drive or operate a neighbourhood zero emission vehicle on a highway that has a speed limit of 40 kilometres or less.

4. If any section of this bylaw is found to be illegal, void or unenforceable by a court of competent jurisdiction, that section may be severed without affecting the validity of the remainder of the bylaw.

5. This bylaw may be cited as the Low-Speed Electric-Powered Vehicle Authorization Bylaw, 2008, No. 2071.

READ a first time by the Municipal Council on the day of October, 2008.

READ a second time by the Municipal Council on the day of October, 2008.

READ a third time by the Municipal Council on the day of October, 2008.

ADOPTED by the Municipal Council on the day of October, 2008.

CHRIS CLEMENT
MAYOR

LARRY RANDLE
CORPORATE OFFICER



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt, B.C. V9A 3P1
Telephone (250) 414-7100 Fax (250) 414-7111

STAFF REPORT

DATE: October 9, 2008 **REPORT NO.** EPW 08-039
TO: Tom Day, CAO
FROM: Gilbert Coté, Director Engineering and Public Works
SUBJECT: **Traffic Issues – Selkirk Neighbourhood**

RECOMMENDATION

That Traffic Order no. 1146 approving No Left Turn Signs on Tillicum Road at McNaughton Ave and Selkirk Ave be rescinded

BACKGROUND

In 1997 the municipality approved a Neighbourhood Transportation Management Plan for the Selkirk area. The recommended traffic calming measures as shown on the attached plan were implemented. These includes the installation of five speed humps on Selkirk Avenue one speed hump on Arcadia Street and a four-way stop at the intersection of Selkirk Avenue and Arcadia Street. Also included in the 1997 plan was a section on contingency traffic calming measures in case problems persist.

In the fall of 2007 and spring of 2008, complaints were received from some residents that large trucks were starting to use Selkirk Avenue and that the traffic levels were increasing even though speed humps have been in place for several years. In order to resolve this problem of truck traffic, the Street and Traffic Regulation Bylaw was amended to ban trucks from all the streets in the Selkirk neighborhood and signs to this effect were installed. In addition, two *No Left Turn Between 3 and 5 PM* signs were installed on Tillicum Road to prevent southbound vehicles from short-circuiting through the neighborhood during the afternoon rush. Left turns onto Selkirk Avenue and McNaughton Avenue were banned between 3 and 5 pm.

Unfortunately, the installation of the No Left Turn signs has resulted in several complaints from residents trying to access the neighbourhood from Tillicum Road and who have to continue southbound on Tillicum, turn left on Craigflower and turn left again on Arcadia. The residents who have complained about the No Left Turn have indicated that ease of access is their primary concern and not through traffic on Selkirk.

Traffic counts were carried out on Selkirk Avenue west of Arcadia Street on September 18 to 23, 2008. They indicate average traffic volumes of 520 vehicles per day (vpd) in the westbound direction and 626 vpd in the eastbound direction. The higher eastbound traffic is an indication of left turns off Tillicum. To put traffic volumes in perspective, major arteries have traffic volumes exceeding 10,000 vpd while collector roads have traffic volumes ranging between 3,000 and 5,000 vpd

In order to resolve the problem of through traffic using Selkirk Avenue, it is proposed to retain the services of a traffic consultant to review the contingency traffic calming measures identified in the 1997 report, carry out field investigations and additional traffic counts, identify options for additional traffic calming measures, prepare a draft report with recommendations, obtain public input on the draft recommendations and finalize the report following public input. This traffic study which is estimated at \$8,000 would be funded from the 2009 budget and is subject to Council approval of the 2009 budget.

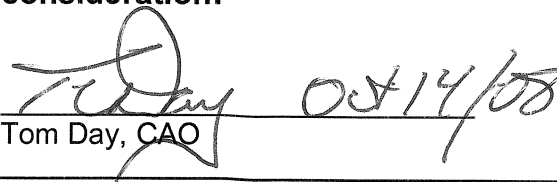
It is also proposed to remove the No Left Turn signs on Tillicum Road at McNaughton Avenue and Selkirk Avenue.

Submitted by,



Gilbert Coté, P.Eng.
Director of Engineering & Public Works

**Approved for Council's
consideration:**



Tom Day, CAO

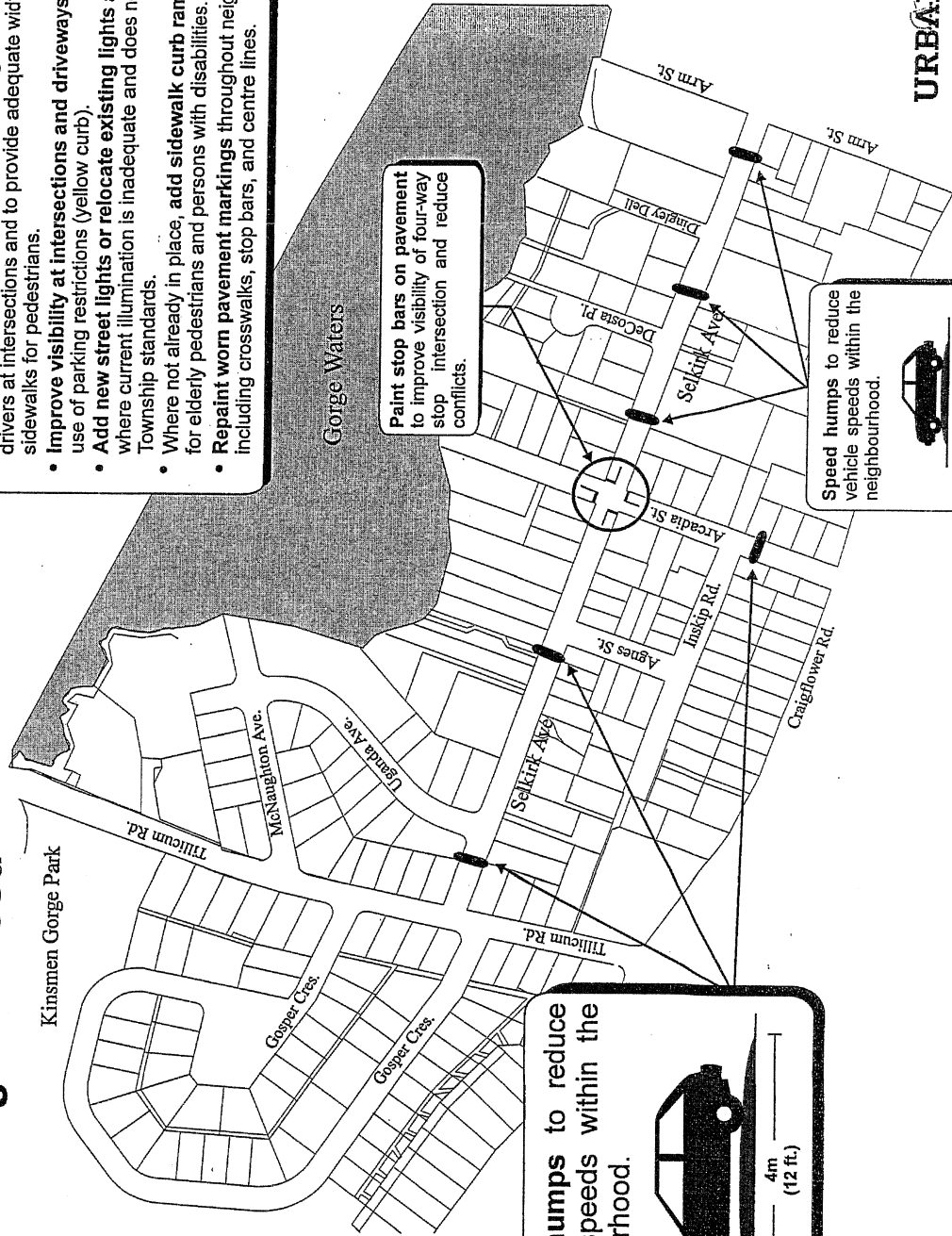
Neighbourhood Transportation Management Plan

Recommended Plan

Selkirk Neighbourhood

Other Proposed Improvements:

- Through bylaw enforcement, ensure that residents cut back shrubs, trees, etc. to maintain adequate sight distance for drivers at intersections and to provide adequate width on sidewalks for pedestrians.
- Improve visibility at intersections and driveways through use of parking restrictions (yellow curb).
- Add new street lights or relocate existing lights at locations where current illumination is inadequate and does not meet Township standards.
- Where not already in place, add sidewalk curb ramps for elderly pedestrians and persons with disabilities.
- Repaint worn pavement markings throughout neighbourhood including crosswalks, stop bars, and centre lines.



Speed humps to reduce vehicle speeds within the neighbourhood.

10m (33 ft.)
4m (12 ft.)

Speed humps to reduce vehicle speeds within the neighbourhood.

Paint stop bars on pavement to improve visibility of four-way stop, intersection and reduce conflicts.



4.2 Selkirk Neighbourhood

The recommended plan for the Selkirk neighbourhood is illustrated on the following page, and the key features of the plan are described below:

- **Speed humps** — not bumps — which will slow traffic on residential collector and local streets (see Section 4.1 for speed hump description).

On Selkirk Avenue, speed humps will be spaced at an average of 100m apart, which has been shown to reduce 85% of traffic speeds to 40km/h or less along the street. On Arcadia Street, one speed hump will be placed south of Inskip Road to reduce mid-block vehicle speeds.

- **Add stop bars** on pavement at Selkirk and Arcadia. At present, no pavement markings accompany the stop signs at this intersection. By providing the necessary stop bars, the requirement for motorists to come to a complete stop will be made more apparent.
- **Through bylaw enforcement**, ensure that residents cut back shrubs, trees, etc. to maintain adequate sight distance for drivers at intersections and to provide adequate width on sidewalks for pedestrians.
- **Prohibit parking** — adding yellow curb — at various intersections and at driveways to improve visibility.
- **Add new street lights or relocate existing street lights** at locations where current illumination is inadequate and does not meet Township standards. A review of existing street lighting by Engineering staff will determine if and where illumination will be upgraded.
- **Sidewalk curb ramps** at various locations throughout the neighbourhood to assist elderly pedestrians and persons with disabilities.
- **Repaint worn pavement markings** throughout the neighbourhood including crosswalks, stop bars and centre lines.

TOWNSHIP OF
ESQUIMALT

Neighbourhood Transportation Management Plans

*Rockheights/
Old
Esquimalt
Road
and the
Selkirk
Neighbourhoods*

URBANSYSTEMS
CitySpaces
Consulting
Ltd.

June 1997

6168801.1

**Neighbourhood
Transportation
Management
Plans**

*Rockheights/
Old
Esquimalt
Road
and the
Selkirk
Neighbourhoods*

Contingency Measures

Several contingency measures have been identified in the event that transportation problems persist after the plan is implemented, or if conditions in the neighbourhood change and create additional problems. Following implementation of the measures described above, Engineering staff will monitor conditions in the neighbourhood. If necessary, the following additional measures could be implemented to address any persistent problems.

- **Curb extensions** on Selkirk at Tillicum to reduce the turning speeds of vehicles entering and exiting the neighbourhood. The extensions would effectively reduce the width of the street to 6m, maintaining 2-way traffic. The curb extensions also create a “gateway” effect, communicating the message to motorists that Selkirk Avenue is a neighbourhood street and not a through route.
- **Traffic circle** at the intersection of Selkirk and Arcadia. Residents have indicated that many motorists either do not come to a full stop or ignore the stop signs completely at this intersection. A traffic circle at this location would reduce conflicts between vehicles at the intersection, in addition to reducing speeds in the vicinity of the intersection.
- **A chicane** on Selkirk between Agnes and Uganda — comprised of staggered curb extensions that reduce the street to one car width — if short-cutting traffic continues to be a problem. To pass through a chicane, cars approaching from opposite directions are required to wait and “take turns” travelling through the chicane. Although through traffic volumes are significantly reduced by chicanes, access for local residents is still maintained. Chicanes are most effective during the peak period, when 2-way traffic volumes are high. At off-peak times, chicanes are not as effective. However, short-cutting traffic is typically isolated to peak periods.



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall, 1229 Esquimalt Road, Esquimalt, B.C. V9A 3P1
Telephone (250) 414-7100 Fax (250) 414-7111

STAFF REPORT

DATE: October 8, 2008 **REPORT NO.** EPW 08-040
TO: Tom Day, CAO
FROM: Gilbert Coté, Director Engineering and Public Works
SUBJECT: **Bylaw to Establish a Local Service Area for a Sidewalk**

RECOMMENDATION

That Bylaw No. 2698 "*Craigflower Road (Gorge Vale Golf Club) Local Area Service Bylaw, 2008*" to establish a local service area to construct a concrete sidewalk, curb and gutter for a distance of 165 m along Craigflower Road be given first, second and third reading.

BACKGROUND

Under the Subdivision and Development Control Bylaw and Council Policy Plan-27, Works and Services must be provided by any development in which the total values of construction for the purpose of issuing a building permit exceeds \$300,000. The Gorge Vale Golf course had to contribute the sum of \$93,000 for a sidewalk along the Craigflower frontage for a distance of 165 metres. To this effect, the Golf Course provided a letter of credit as security. To allow payment of the sidewalk over a 15 year period, a bylaw must be adopted to establish a local area service.

The Gorge Vale Golf Club has signed the attached petition which has been deemed to be valid by the Corporate Officer.

Submitted by,

Gilbert Coté, P.Eng.
Director of Engineering & Public Works

**Approved for Council's
consideration:**

Tom Day, CAO

PETITION TO EXTEND CONSTRUCTION OF a sidewalk along Craigflower Road for 165 m west of Tillicum Road along the frontage of the property described as Lot A Section 2 and 10 Esquimalt District Plan VIP70825.

TO: THE MAYOR AND COUNCIL OF THE TOWNSHIP OF ESQUIMALT

We the undersigned owners of the parcel that would be subject to the local service tax, do hereby petition the Council pursuant to Section 212 of the Community Charter, to provide the service described below as a Local Area Service:

1. Description of the Service

The proposed service is to extend and construct a sidewalk including curbs and gutters along Craigflower Road for 165 m west of Tillicum Road along the frontage of the property described as Lot A Section 2 and 10 Esquimalt District Plan VIP70825 (the "Local Area Service").

2. Boundaries of the Local Service Area

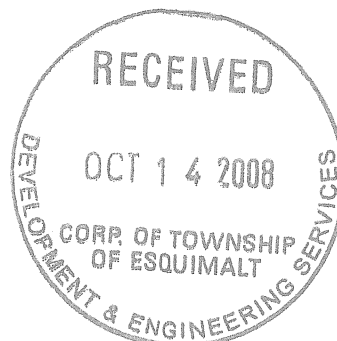
The boundaries of the Local Service Area will consist of the property described as Lot A, Section 2, and 10 Esquimalt District Plan VIP70825 (the "Craigflower Road Local Service Area").

3. Cost of the Service

The cost of the Local Area Service will be \$ 93,000. We the undersigned agree to pay 100% of the cost of the Local Area Service by way of a parcel tax based on a single amount for each parcel within the Craigflower Road Local Service Area, at either:

- A. a one time cash charge if paid upon completion of the works, or
- B. an annual charge including interest imposed for a fifteen (15) year period.

NAME OF OWNER	CIVIC ADDRESS	LEGAL DESCRIPTION	SIGNATURE
Gorge Vale Golf Course	1005 Craigflower Road	Lot A Section 2 and 10 Esquimalt District Plan VIP70825	<i>Noel Rumpfen</i>



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2698

Being a Bylaw to establish the local area service to construct a concrete sidewalk, curb and gutter for the benefit of a specified area in the Township of Esquimalt

WHEREAS the *Community Charter* authorizes a municipality to establish a local area service for the particular benefit of a part of the municipality, to be paid for in whole or in part by a parcel tax imposed only within the local service area;

AND WHEREAS pursuant to the *Community Charter* the owners of the land within the Craigflower Road Local Service Area (more particularly described in this Bylaw) deposited with the Township a petition to Council proposing the service of the construction of a sidewalk, curb and gutter in the Craigflower Road Local Service Area, and the Municipal Corporate Officer has certified the petition as sufficient and valid;

AND WHEREAS the cost of the said service is to be recovered from each parcel within the Craigflower Road Local Service Area;

AND WHEREAS the Council of the Corporation of the Township of Esquimalt wishes to provide the said service and considers that such service will provide particular benefit to the Craigflower Road Local Service Area.

NOW THEREFORE, the Council of the Corporation of the Township of Esquimalt, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as the "*CRAIGFLOWER ROAD (GORGE VALE GOLF CLUB) LOCAL AREA SERVICE BYLAW, 2008, NO. 2698.*"
2. The Township hereby establishes a service for the construction of a concrete sidewalk, curb and gutter for the benefit of and fronting that parcel legally described as Lot A Section 2 and 10 Esquimalt District Plan VIP70825 on the south side of Craigflower Road for a distance of 165 metres west of Tillicum Road (the "Craigflower Road Local Service Area").
3. The Director of Engineering and Public Works shall prepare such plans, profiles and specifications as may be necessary for the construction of the Sidewalk Works.
4. The cost of providing the service established in section 2 of this Bylaw is \$93,000 and the entire cost of providing the service will be recovered by means of a parcel tax imposed by separate bylaw on the basis of a single amount for each parcel within the Local Service Area, at either:
 - (a) a one time cash charge upon completion of the Sidewalk Works; or
 - (b) an annual charge including interest imposed for a fifteen (15) year period.

Read a first time by the Municipal Council on October ____, 2008.

Read a second time by the Municipal Council on October ____, 2008.

Read a third time by the Municipal Council on October ____, 2008.

ADOPTED by the Municipal Council on _____, 2008.

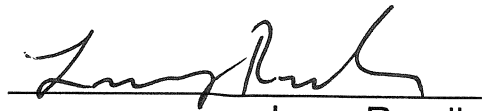
CHRIS CLEMENT
MAYOR

LARRY RANDLE
CORPORATE OFFICER

Corporation of The Township of Esquimalt

CERTIFICATE OF SUFFICIENCY AND VALIDITY

I, Larry Randle, Corporate Officer for the Township of Esquimalt, hereby confirm that the Petition for a Local Area Service to extend construction of a sidewalk along Craigflower Road for 165 metres west of Tillicum Road along the frontage of the property described as Lot A, Section 2 and 10, Esquimalt District Plan VIP70825 submitted by the Gorge Vale Golf Course and received on October 14, 2008 by the Township of Esquimalt, is deemed to be sufficient and valid in accordance with Section 212 of the *Community Charter*.



Larry Randle
Manager of Corporate Services

Certified the 15th day of October, 2008.

STAFF REPORT

DATE: 10 October 2008 **REPORT NO.** DEV-08-095
TO: Tom Day, Chief Administrative Officer
FROM: Barbara Snyder, Director of Development Services
SUBJECT: **REPORT ON PARKING ISSUES - 800 BLOCK OLD ESQUIMALT ROAD**

RECOMMENDATION

1. That the issue of residential parking in the 800 block of Old Esquimalt Road be examined in the context of a Traffic Study, to be conducted in 2009, covering the length of Old Esquimalt Road from Dominion Road to Lampson Street.

BACKGROUND

Email correspondence [attached] has been received from Benthe Jansen-Jones of 876 Old Esquimalt Road regarding the use of on-street parking spaces by persons participating in or attending events at the playing field adjacent to L'École Brodeur which is across the street from her residence. She has provided photos showing the cars parked in this location and the vehicle license plates. From her correspondence it appears that this is mainly a problem on weekends.

This portion of Old Esquimalt Road is signed "Residential Parking Only". I believe this restriction was primarily to prevent persons working in the nearby industrial zone from parking on this residential road. Although it is posted, unfortunately, the municipality does not have a Bylaw Enforcement Officer working on Saturdays and it is not feasible to have Mr. Haveruk working overtime on the weekends as he already works 5 days a week, 8 hours per day as our Chief Building/Bylaw Enforcement Official. We cannot issue tickets based on photographic evidence provided by a resident.

This matter was discussed among Bob Haveruk, Gilbert Coté and myself. It was also discussed with Tom Day. Some of the suggestions to alleviate this problem were:

1. Painting yellow lines at the entrance to each driveway so that even if there are non-residents parking on Old Esquimalt Road, there is sufficient space for residents to safely enter and exit their driveways;
2. Replacing the "Residential Parking Only" signs with "Residential Parking Only during the hours of 7:00 am to 5:00 pm";
3. Contacting L'École Brodeur to see whether one or both of the school parking lots off Head Street could be used by the public on weekends when the school does not required them;

.../2

4. Contacting the owner of the shopping plaza immediately south of the playing field to see whether some of the unused parking spaces on the upper level could be used by the public when sports events are taking place in the field;
5. Hire a Parking Commissionaire to patrol this portion of Old Esquimalt Road on weekends; and
6. Review the need for parking restrictions in this area as part of the 2009 Traffic Study for this area.

Options 1 and 2 above are not likely to satisfy the complainant. Options 3 and 4 will depend on the willingness of the school district and the owner of the shopping plaza. Option 5, hiring a Commissionaire, is probably the easiest solution although there may be other enforcement issues that are more pressing.

Option 6, while deferring an immediate decision/solution, is probably the best choice. This would allow staff to look at the whole area rather than just one section of the block and to fully consider a number of ideas for traffic management including reducing traffic speeds, traffic calming and parking restrictions. A traffic study will involve public consultation and allow staff and Council to hear from other area residents.

Before responding to Mrs. Jansen-Jones, staff would like a policy decision from Council as to how much funding and staff time should be spent on this one enforcement issue. To date, Mrs. Jensen-Jones is the only resident who has made a written complaint and there have been no verbal complaints concerning non-resident parking in this location.



Barbara Snyder, Director
Development Services

Approved for Council's consideration:



Tom Day, Chief Administrative Officer

Dated: Oct. 14/08

Barbara Snyder

From: Deborah Liske on behalf of Council
Sent: October 9, 2008 08:34
To: Barbara Snyder
Subject: FW: L'Ecole Victor Brodeur Parking issue.

Deborah Liske
 Administrative Assistant
 Township of Esquimalt
 Phone: 250-414-7136

Newly designed, designed for you... www.esquimalt.ca

 Please consider the environment before printing this e-mail.

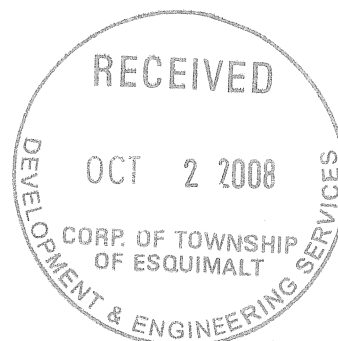
The contents of this electronic mail transmission are *privileged*, intended to be *confidential* and for the sole use of the designated recipient. If this message has been misdirected, or if a resend is desired, please contact the sender as soon as possible.

From: Bob Jones [mailto:HONEZ@telus.net]
Sent: September 20, 2008 12:55 PM
To: Council
Subject: L'Ecole Victor Brodeur Parking issue.

Once again I have had to spend Saturday morning enduring abuse at the hands of users of the l'Ecole Victor Brodeur sports field. Every inch of space in front of the homes that are opposite the Old Esquimalt Road gateway were filled with illegally parked vehicles. All requests to move the vehicles met with rudeness and abusive language. One of the repeatable comments was , "We hardly ever come to this lousey neighbourhood anyway." And another, "We don't need to play at this sad excuse for a field, you know - we're doing you a favour." These are the kinds of people you lease the field to. You know who the teams are that are playing here. They are not complying with municipal bylaws and you do nothing. We live here and pay taxes here. You have a responsibility to uphold your bylaws and to support the taxpayers.

You know there is a problem at this field. You know the problem is ongoing. Why are you not doing anything about it? I fully expect this issue to escalate to the point where law enforcement is involved and likely the press. When that happens it will be duly noted that this Mayor and Council along with municipal managers were well aware of the problem and did nothing.

Benthe Jansen-Jones
 876 Old Esquimalt Road
 Victoria BC





Photos accompanying email of September 20th, 2008 from Bente Jansen-Jones of 876 old Esquimalt Road





STAFF REPORT

DATE: 14 October 2008 **REPORT NO.** DEV-08-097
TO: Tom Day, Chief Administrative Officer
FROM: Barbara Snyder, Director of Development Services
SUBJECT: **OPTING INTO PROVINCIAL SITE PROFILE SYSTEM REGARDING
THE CONTAMINATED SITES REGULATION OF THE ENVIRONMENTAL
MANAGEMENT ACT**

RECOMMENDATION

That Council pass a resolution to request permission to opt back into the provincial Site Profile System of the Contaminated Sites Regulation of the *Environmental Management Act* and that a letter to that effect be sent to the Minister.

BACKGROUND

The site profile system is a legally defined, uniform process that provides a mechanism to screen potentially contaminated sites in British Columbia. Municipalities have the option of participating or not. Two fact sheets produced by the Ministry of Environment outlining the Site Profile System and the Local Government Opt Out Option are attached for information.

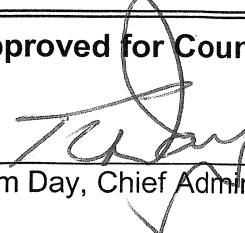
After forwarding an application for the demolition of a building at the old Imperial Oil site to the Ministry for review under the Contaminated Site Regulation, staff were advised that Esquimalt had opted out of the program in 1997. This means that there is no overview of the management of potentially contaminated sites by a senior level of government; that Esquimalt is solely responsible for assessing the potential for contamination.

The Director of Planning and Engineering in 1997 was Russ Fuoco. When contacted, he advised that the reasons for opting out of the program initially, although it could expose the municipality to liability, were that referrals to provincial agencies added considerably to the length of time to process applications and were felt to be excessively bureaucratic. However, since that time, the Ministry of Environment has streamlined their approval processes and most municipalities now use this service rather than take on the sole liability for assessing potentially contaminated sites.

The process to opt back into the program is for Council to pass a resolution and send a letter to the Minister responsible requesting permission to opt into the Site Profile System.



Barbara Snyder
Director of Development Services

Approved for Council's consideration:  _____ Tom Day, Chief Administrative Officer Dated: <u>October 14/08</u>

The Site Profile System

The site profile system is a legally defined, uniform process that provides a mechanism to screen potentially contaminated sites in British Columbia.

Site profiles are forms that require readily available information about the past and present uses of a site, as well as basic land descriptions. The assistance of a consultant is not required to complete a site profile.

The content and format of a site profile are provided in Schedule 1 of the *Environmental Management Act's* Contaminated Sites Regulation. The ministry has prepared a user-friendly version which can be obtained from the ministry's web site at:

<http://www.env.gov.bc.ca/epd/remediation/forms/index.htm>

When must a site profile be completed and submitted?

There are three steps in determining if a site profile is required.

Step 1 is to establish if any of the following triggers pertain to the site:

- application to local government for zoning, subdivision, development or development variance, soil removal, or demolition;
- decommissioning a site;
- taking over a property as a trustee, receiver or liquidator;
- selling property that has or had a Schedule 2 activity on it; and

- application for a Certificate of Restoration under the *Petroleum and Natural Gas Act*.

In step 2, it must be determined if any of the activities listed in Schedule 2 of the Regulation have occurred on the site. Schedule 2 lists commercial and industrial activities and uses that have the potential to cause contamination. If the answer is no, then there is no requirement to complete a site profile. If the answer is yes, then a site profile may have to be submitted.

Step 3 involves determining if any exemptions apply. The Regulation lists numerous exemptions from the requirement to submit a site profile.

In summary, a site profile must be completed and submitted to the appropriate recipient if a Schedule 2 use or activity applies, a specific type of activity or application is involved, and there are no applicable exemptions. In addition, a site profile must be submitted if one is ordered by a Director of Waste Management.

Site profiles must be submitted to different parties depending on the site profile trigger. These parties include approving officers, local governments, prospective purchasers or a Director of Waste Management.

For detailed instructions on completing and submitting a site profile, see Administrative Guidance document 1, "Completing and Submitting Site Profiles".

Assessing site profiles

Site profiles submitted to local governments or approving officers are assessed within 15 days of submission. If the site profile is not satisfactorily completed, it will be returned for correction.

Site profiles submitted to local governments or approving officers that have any “yes” responses in sections IV through IX of the form will be forwarded to a Director for review and entry into the Site Registry. If there are all “no” responses, the site profile will be forwarded to the Site Registrar in Victoria and entered directly into the Site Registry.

Site investigations

Once a site profile has been received by a Director, he or she has 15 days to determine whether a site investigation is required. If one is required, the local government or approving officer and the applicant will be notified of the Director’s decision.

When the Director determines that a site investigation is required, this decision will suspend approval of the subject application, or other future applications for the site as identified in section 40 of the *Environmental Management Act* until:

- the proponent applies for and obtains one of the following *Environmental Management Act* instruments, as applicable: a Determination that the site is not a contaminated site, a Voluntary Remediation Agreement, an Approval in Principle of a remediation plan, or a Certificate of Compliance confirming the satisfactory remediation of the site; or

- the local government receives a “release” notice from the Director.

For more information about site investigations and site profile freeze and release provisions, please refer to Technical Guidance documents 10 and 11 and Fact Sheet 37.

How do I obtain a contaminated sites legal instrument for my site?

Almost all applications for contaminated sites legal instruments must be submitted with the recommendation of a person on the Roster of Approved Professionals. Please refer to Fact Sheet 30 for some basic information about the Roster.

Applications for a contaminated sites legal instrument must include a completed Contaminated Sites Services Application form. We recommend that a qualified consultant assist with the application process. An overview of the contaminated sites services offered by the ministry is provided in Fact Sheet 28. Service fees are listed in Schedule 3 of the Contaminated Sites Regulation and are reviewed in Fact Sheet 25, “Fees for Contaminated Sites Services.”

Note: This summary is solely for the convenience of the reader. The current legislation and regulations should be consulted for complete information.

For information about site profiles, please send a message to siteprofiles@gov.bc.ca.

Site Profile Administration: Local Government Opt Out Option

A provision in the Contaminated Sites Regulation under the *Environmental Management Act* allows local governments to opt out of administering the site profile system. Some of the advantages and disadvantages for local governments that opt out are summarized below. Also, a list of those local governments which have opted out is provided.

What is a site profile?

A site profile is a form on which information about the land and the past and present uses of a site is recorded. These forms are used to screen property for possible contamination. The form and associated administrative requirements for using it are described in the Regulation.

Who is required to submit a site profile, and when?

Developers are required to provide site profiles to local governments when they apply for subdivision, zoning, or development permits on land that has previously been used for certain types of industrial or commercial activities. For more detail, see Fact Sheet 5, "Site Profiles: Local Government Duties," and Fact Sheet 7, "Local Government Immunity in Administering Contaminated Sites."

How is local government involved?

The Act assigns two administrative duties to local governments in handling site profiles.

- *Assessment duties*
Local government officials must first check that the site profile form is completed

properly. If it is not, they must inform the person who provided it that the profile needs further work. Once the officials are satisfied that the form has been completed satisfactorily, they will check to see whether any "yes" answers were provided.

- *Forwarding duties*
If there are any "yes" answers, the local government official will forward the site profile to a Director of Waste Management. If there are all "no" answers, it will be forwarded to the Site Registrar.

How can local government opt out?

The choice of not participating in the administration of site profiles is incorporated into the Regulation, section 4 (4), which states, "A person is exempt from the duty to provide a site profile ... with respect to any site within a municipality if the municipality ... has filed written notice with the minister that ... [it] does not wish to receive site profiles"

This exempts a local government, by removing the duty of a person, such as a developer, to submit site profiles to the local government in that jurisdiction. To exercise this option, the local government must to notify the Minister in writing that it does not wish to receive site profiles under provincial legislation.

Can a local government opt out of the entire contaminated sites legal regime?

No. Local governments cannot opt out of the entire contaminated sites legal system. Even if a local government decides it does not want to administer site profiles, all land owners and

operators will still be subject to other provisions in the contaminated sites regime.

Which local governments have opted out?

A list of the local governments that have opted out of the site profile system is shown in the table attached to this fact sheet. The list is updated from time to time, and the current version provided on the Internet site for the Land Remediation Section.

Are there any consequences if a local government opts out of the system?

Yes. If a local government chooses not to be part of the site profile system, it will no longer have legal responsibility under the Act to screen sites using site profiles. There will be no site profile system for the geographic area for which that jurisdiction is responsible. This will have a number of effects, some of which are discussed below.

What are the pros and cons of opting out?

Advantages:

- Removes any liability concerns about site profile administration by local governments.
- Eliminates barriers in contaminated site legislation to local government approval of zoning and development applications.
- Eliminates local government training and administration costs for the site profile system.
- Allows local governments to develop their own screening system.
- Allows local governments to ignore, as a matter of policy, the screening of potentially contaminated sites.

Disadvantages:

- Results in non-existent provincial site profile system for the area for which the opting-out local government is responsible.
- Increases local government liability in assessing development and zoning applications without a legally defined process to screen for contaminated sites.

- Incurs higher administration and training costs where a local government develops and administers its own screening system.
- Creates risk of some contaminated sites, including high-risk sites, escaping detection or being detected late (for example, during excavation) in those jurisdictions that have no site screening system.
- Creates risk of unacceptable impacts on human health, the environment, and infrastructure occurring or continuing, particularly if high-risk sites are not identified.
- Increases remediation costs for cleaning up sites detected late in the development process because of time delays and new planning requirements.
- Results in loss of income from processing site profiles. Local governments may charge up to \$50 per site profile under the Contaminated Sites Regulation.
- Results in much less data being entered onto the Site Registry for the area covered by the local government. Developers and others seeking information on contamination will be more likely to seek this information from a local government source rather than the Site Registry.
- Results in loss of province-wide uniformity. Developers would face a patchwork of screening requirements if some local governments used the provincial system and others their own screening tools.

Note: This summary is solely for the convenience of the reader. The current legislation and regulations should be consulted for complete information.

For information about site profiles, please send a message to siteprofiles@gov.bc.ca. For more information, contact the Environmental Management Branch at site@gov.bc.ca.

Local Governments That Have Opted Out of the Site Profile System

(Includes local governments that opted out on or before July 4, 2008. None have opted out since that date.)

This list is subject to change at any time. The ministry does not take any responsibility for

any errors or omissions in this list. Please check with your local government to confirm.

- Alert Bay, Village of
- Armstrong, City of
- Cariboo Regional District
- Central Coast Regional District
- Comox, Town of
- Coquitlam, City of
- Creston, Town of
- East Kootenay Regional District
- Enderby, City of
- Esquimalt, Township of
- Fernie, City of
- Gibsons, Town of
- Gold River, Village of
- Invermere, District of
- Islands Trust
- Langford, District of
- Langley, Township of
- Lions Bay, Village of
- Logan Lake, District of
- Lumby, Village of
- Mount Waddington, Regional District
- Nakusp, Village of
- North Cowichan, District of
- North Okanagan, Regional District of
- Okanagan-Similkameen Regional District
- Oliver, Town of
- Osoyoos, Town of
- Parksville, City of
- Peace River Regional District
- Port Alice, Village of
- Port Clements, Village of
- Port McNeill, Town of
- Pouce Coupe, Village of
- Powell River, City of
- Powell River Regional District
- Radium Hot Springs, Village of
- Rossland, City of
- Sechelt, District of
- Sidney, Town of
- Sooke, District of
- Spallumacheen, Township of
- Summerland, District of
- Valemount, Village of
- Vernon, City of



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
ENVIRONMENTAL ADVISORY COMMITTEE**

Thursday, September 18, 2008

7:00 p.m.

Esquimalt Council Chambers

- PRESENT:** Tara Hastings – Chair
Edwin Hubert – Vice Chair
Councillor Jane Sterk
Alison Gaul
Eileen Palmer
Mark Salter
Lorraine Nygaard-Ishizaki
- STAFF:** Gilbert Coté – Director of Engineering and Public Works (Staff Liaison)
Deborah Liske – Recording Secretary
- REGRETS:** Mayor Chris Clement

1. CALL TO ORDER

Chair Tara Hastings called the meeting to order at 7:06 p.m.

2. LATE ITEMS

The following late items were introduced:

1. Add to Agenda item **6. Reports from Sub-Committee** (1) Urban Landscapes (a) Urban Hens
2. Add to Agenda item **6. Reports from Sub-Committee** (5) Sustainability (a) New Sidewalk Construction
3. Add to Agenda item **6. Reports from Sub-Committee** (7) Solid Waste (a) Closure of Recycling Depot at Tudor House

3. APPROVAL OF THE AGENDA

Moved by Chair Hastings, seconded by Councillor Sterk that the agenda of the Environmental Advisory Committee meeting of September 18, 2008 be approved with the inclusion of the late agenda items.

The motion **CARRIED**.

4. PRESENTATION

- (1) Gray Rothnie, Greens Committee, Gorge Vale Golf Course

Did not attend meeting.

5. MINUTES

Moved by Councillor Sterk, seconded by Alison Gaul that the minutes of the Environmental Advisory Committee meeting of June 19, 2008 be approved as presented.

The motion **CARRIED**.

6. REPORTS FROM SUB-COMMITTEES

- (1) Urban Landscape
 - (a) Urban Hens (**Late Item**)

Councillor Sterk provided the Committee with an update on the status of the bylaw followed by Committee discussion.

A committee member noted that he felt the draft bylaw was structured in such a way that the bylaw would fail. The member noted that there are individuals that are constructing various structures to house chickens that are very feasible.

- (2) Pesticide Reduction

The Director of Engineering and Public Works reviewed the recently adopted Township of Esquimalt pesticide bylaw, followed by Committee discussion. It was noted that the pesticide (PURE) workshops were not well attended but additional workshops will be planned for the future.

The Committee discussed highlighting the pesticide bylaw and educational component at the annual Economic Development mixer.

- (3) Gorge Discovery Centre

Edwin Hubert provided the Committee with a brief update on the Gorge Discovery Centre. Chair Hastings noted that she had recently visited the centre and found everything very informative.

- (4) Driving Reduction

The Director of Engineering and Public Works noted that he is continuing to work on preparing a report to Council on reducing the speed limit in Esquimalt to 40 km/h. The Committee noted that they would like to continue with bringing this recommendation forward to Council.

The Committee also discussed Communications item 5 Letter from UBCM, dated July 2, 2008, Re: Neighbourhood Zero Emission Vehicles (NZEVS). The concept of community vehicles for neighbourhoods was also discussed.

- (5) Sustainability
 - (a) New Sidewalk Construction (**Late Item**)

The Director of Engineering and Public Works reviewed a proposed five-year plan for municipal sidewalks and would like to receive feedback from Committee members on which streets and roads require sidewalks in order to provide a draft plan to Council. Once feedback is received, a list will be compiled and prioritized. It was requested that suggestions be forwarded to the Director of Engineering and Public Works via email. A map showing the locations of existing sidewalks is also available. The Director of Engineering and Public Works will forward a pdf copy of the map to all Committee members.

The Director of Engineering and Public Works also noted that an open house for the Admirals / Colville Road intersection is scheduled for September 23rd from 7:00 – 9:00 p.m. in the Council Chambers.

- (6) Climate Change

Chair Hasting provided the Committee with a brief overview of CRD Bylaw 3150 – Climate Action and Adaptation Service Establishment Bylaw with the Committee. The bylaw would result in the CRD monitoring and reporting on air quality and GHG emissions throughout the CRD and working with member municipalities on public education. Councillor Sterk noted that Council has reviewed and given consent for adoption of the bylaw.

- (7) Solid Waste
(a) Closure of Recycling Depot at Tudor House (**Late Item**)

Councillor Sterk reported that Council has requested that a letter be forwarded to the depot operator outlining operational requirements. The Director of Engineering and Public Works noted that the Tudor House location is not zoned for the purpose by which it was being used. It was also noted that the depot was utilizing the location to store collected material.

The Committee discussed options available for the relocation of the depot in Esquimalt. The Director of Engineering and Public Works noted that a depot would be required to be located in an industrial zone.

Mark Salter noted that October 22nd is zero Waste Wednesday and suggested that Committee members participate.

Moved by Lorraine Nygaard-Ishizaki, seconded by Councillor Sterk that Mark Salter provide Committee members with additional information and to also contact media sources to promote Zero Waste Wednesday.
The motion **CARRIED**.

- (8) Promoting Successes of Committee

It was noted that the Committee promotional material located in the Municipal Hall foyer area will remain in place until such time that the area is required for another display.

7. REPORT FROM STAFF LIASION

The Director of Engineering and Public Works noted that he is still in discussion with the CRD about dual (garbage / kitchen compostables) waste pickup. Containers and equipment will need to be purchased to accommodate this.

8. COMMUNICATIONS

- (1) Letter from UBCM, dated June 25, 2008, Re: Resource Guide on Food Secure Communities Released
- (2) Email from Community Council, received July 10, 2008, Re: Making Food Matter – Regional Food Security Newsletter
- (3) Letter from City of Victoria, dated June 25, 2008, Re: Esquimalt Road Recommendations
- (4) Letter from City of Victoria, dated July 31, 2008, Re: Upkeep of Esquimalt Road
- (5) Letter from UBCM, dated July 2, 2008, Re: Neighbourhood Zero Emission Vehicles (NZEV's)

Discussed item 5 under section 6 Report from Sub-Committees item (4) Driving Reduction.

Moved by Councillor Sterk, seconded by Chair Hastings that the Communications be received.
The motion **CARRIED**.

9. COMMITTEE MEMBER ANNOUNCEMENTS / REPORTS

Chair Hastings reviewed the CRD "Say No to Plastic Bag" initiative.

10. ADJOURNMENT

The meeting adjourned at 8:39 p.m.

Tara Hastings, Chair

This day of , 2008

DRAFT

Corporation of the Township of Esquimalt



ESQUIMALT PARKS AND RECREATION COMMISSION

REGULAR MEETING OCTOBER 2, 2008

7:00 p.m.

Council Chambers, Esquimalt Municipal Hall



MINUTES

Present: Commissioner R. Fyfe, Chair
Commissioner J. Parlee
Commissioner D. Linge
Commissioner L. Hundleby
Commissioner M. Mitchell-Starkey
Commissioner S. Zeitz
Commissioner G. Murray

Staff: C. Morissette, Director, Esquimalt Parks and Recreation Services
J. Byron, Manager of Recreation Services
A. Katschor, Manager of Parks Services
C. Weber, Secretary to the Director of Parks and Recreation Services

The meeting commenced at 7:00 p.m.

1. APPROVAL OF AGENDA

Moved by Commissioner Hundleby, seconded by Commissioner Linge that the agenda for the meeting of October 2, 2008 be approved.

The motion **CARRIED**.

2. MINUTES

Moved by Commissioner Linge, seconded by Commissioner Mitchell-Starkey that the Minutes from the Regular Parks and Recreation Commission Meeting held on June 5, 2008 be approved.

The motion **CARRIED**.

3. STAFF REPORTS

(1) A report from the Director regarding the Parks and Recreation Strategic Plan Mid Term Review.

Moved by Commissioner Mitchell-Starkey, seconded by Commissioner Parlee that:

- Commission accept the report on the Mid Term Review of the Parks and Recreation Strategic Plan as presented with the amendment that *Community Wellness* be removed.

- Approve the addition of a new initiative - *Community Wellness*.
- Forward report to Council and request that Council return to Commission in 2009 so that Commission can prioritize next steps during its financial planning process.

The motion **CARRIED**.

- (2) A report from the Manager of Recreation Services regarding Regional Recreation Pass.

Moved by Commissioner Mitchell-Starkey, seconded by Commissioner Hundleby that the recommendations in the Manager of Recreation Services report be approved as follows:

1. That the Parks and Recreation Commission support Parks and Recreation Services to enter into a Regional Recreation Pass pilot project in 2009.
2. That Commission forward to Council its recommendation to support the Regional Recreation Pass and to make appropriate changes to the Parks and Recreation Regulation Bylaw.

The motion **CARRIED**.

- (3) A report from the Manager of Parks Services regarding Memorial Park Playground.

Moved by Commissioner Murray, seconded by Commissioner Parlee that the report be received for information.

The motion **CARRIED**.

4. MANAGEMENT REPORTS

- (1) Job Fair DVD

The Manager of Recreation Services reported that on September 11, 2008 the Department hosted a Job Fair and that 65 resumes were received. The Job Fair DVD was created independently by an enthusiastic auxiliary employee and shown to the Commission for information.

- (2) The Director of Parks and Recreation Services reported that she has been working with the Chief Administrative Officer laying the foundation work for some of the bigger strategic plan initiatives.

Moved by Commissioner Parlee, seconded by Commissioner Hundleby that the Director's Report be received.

The motion **CARRIED**.

- (3) Report from the Manager of Parks Services.

Moved by Commissioner Murray, seconded by Commissioner Hundleby that the Manager of Parks Services report be received.

The motion **CARRIED**.

- (4) Report from the Manager of Recreation Services. The Manager reported that the remaining Capital Reserve funds for the Sports Centre could be used for riveting on the roof, change the Wurtele Room into another ladies

**Esquimalt Parks and Recreation Commission Minutes
Regular Meeting of October 2, 2008**

Page 3

changeroom, new flooring in the foyer, arborite countertops, LED clock and a cordless microphone.

Moved by Commissioner Murray, seconded by Commissioner Zeitz that the Commission Chair send a letter to Council requesting that Council approve carry over to 2009 of remaining Capital Reserve funds identified for Sports Centre repairs.

The motion **CARRIED**.

The Manager of Recreation Services reported that other intermunicipal agencies reported that the last time a BC Winter / Summer Games was hosted in Victoria, that an independent body organized the event. The Director reported that the Director of Parks and Recreation Services for the City of Victoria does not see hosting the games as a priority at this time.

Moved by Commissioner Parlee, seconded by Commissioner Murray that the Manager of Recreation Services Report be received.

The motion **CARRIED**.

5. COMMISSION DISCUSSION AND SUB-COMMITTEE REPORTS

- (1) Assign a Commission Member to the Access Awareness Committee.
The Commission requested that a letter be sent to the Access Awareness Committee stating that the Parks and Recreation Commission will appoint a member to the Committee in January.
- (2) Commissioner Zeitz reported that he attended a Gorge Waterway meeting. A topic of discussion was putting together standards of road right of ways that end in the Gorge.
- (3) Commissioner Murray reported that an Open House was held for Pacific Sport Centre for Excellence.
- (4) Commissioner Mitchell-Starkey reported that she is taking the Leadership Victoria program and that a potential project might be Youth / Seniors programs. She indicated that she may want to interview someone in Parks and Recreation.

6. INFORMATION / CORRESPONDENCE

- (1) A copy of a letter from the Chair of the Parks and Recreation Commission to the Chair of the Cultural Advisory Committee regarding Memorial Park Playground.

Moved by Commissioner Murray, seconded by Commissioner Parlee that the letter be received and filed.

The motion **CARRIED**.

- (2) A copy of an email from the Aquatics / Fitness Coordinator regarding Act Now BC Prescription for Health.

Moved by Commissioner Murray, seconded by Commissioner Parlee that the correspondence be received and filed.

**Esquimalt Parks and Recreation Commission Minutes
Regular Meeting of October 2, 2008**

Page 4

The motion **CARRIED**.

- (4) A letter from Glen Maguire thanking staff for a job well done.
Moved by Commissioner Hundleby, seconded by Commissioner Murray
that the letter be received and filed.

The motion **CARRIED**.

7. PUBLIC QUESTION PERIOD

There were no questions from the public.

8. ADJOURNMENT

Moved by Commissioner Murray that the meeting be adjourned at 9:00 p.m.

CERTIFIED CORRECT

Christine Morissette, Secretary

Chairperson, Esquimalt Parks and
Recreation Commission

Tom



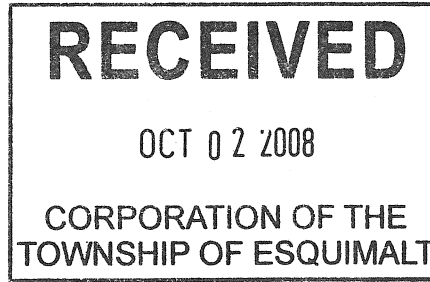
Making a difference...together

Regional Parks
490 Atkins Avenue,
Victoria, BC, Canada V9B 2Z8

T: 250.478.3344
F: 250.478.5416
www.crd.bc.ca

October 1, 2008

Mayor Chris Clement & Council
Township of Esquimalt
1229 Esquimalt Road
Victoria BC V9A 3P1



Agenda
Christine

Dear Mayor ~~Chris~~ Clement & Council:

I am pleased to forward to you the **CRD Regional Parks 2007 Annual Report**.

For more than 40 years, CRD Regional Parks has worked to preserve natural landscapes, maintain parks and facilities for visitor safety and enjoyment, and provide opportunities for learning about parks and its stewardship. What began as a system of five parks has developed into over 11,500 hectares of regionally significant natural areas in 30 regional parks and trails on southern Vancouver Island and the Gulf Islands.

The 2007 Annual Report features Regional Parks' initiatives, projects and accomplishments, many of which involved partnerships. The department worked with other levels of government, volunteers and community groups to acquire more regional parkland, enhance park facilities, protect existing parkland, and provide opportunities for outdoor experiences and activities.

Your regional parks and trails system continues to evolve. Over the last eight years Regional Parks has purchased over 2,800 hectares of significant green and blue spaces through the Land Acquisition Fund. Regional Parks will continue to serve as a leader in protecting the region's parklands, fostering in all of us a better understanding of nature, our place in the natural environment, and a healthy lifestyle through outdoor experiences and environmental education.

If you would like additional copies or further information about your regional parks, feel free to contact me.

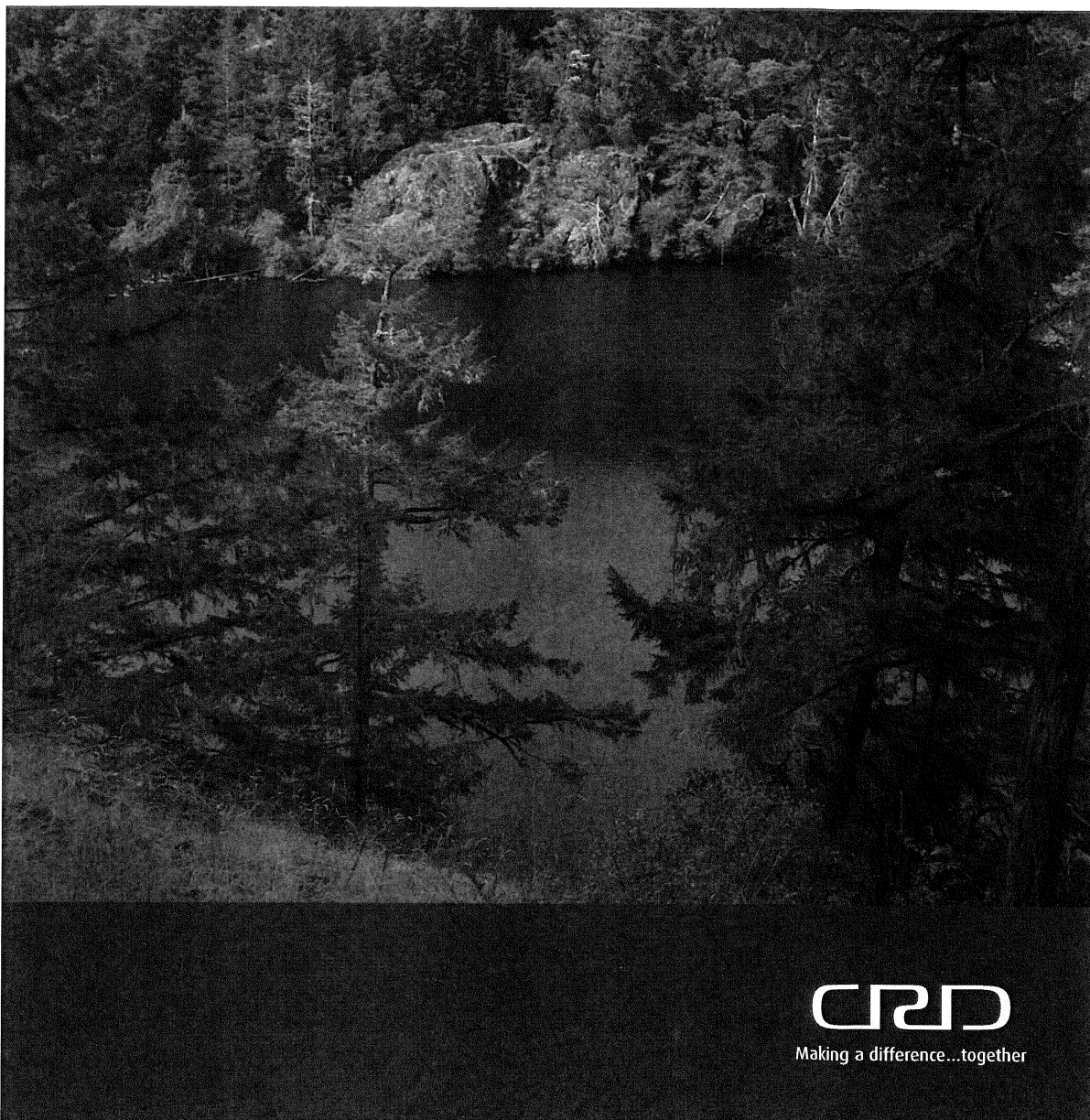
Sincerely,

Christopher Causton, Chair
Regional Parks Committee

Enclosure

Regional Parks Annual Report

Capital Regional District | 2007



Contents

- 1 Message From Chair
- 3 Business Plan
- 5 2007 CRD Regional Parks Highlights
- 7 Planning, Resource Management and Development
- 9 Regional Park Operations Services
- 11 Visitor Services and Community Development
- 15 Partners in Parks
- 17 2007 CRD Regional Parks Budget

Cover image: Matheson Lake Regional Park

Message from the Chair

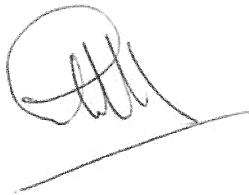
CRD Regional Parks protects and manages more than 11,500 hectares of spectacular and easily accessible natural areas in world-class parks and trails. Staff and volunteers have a passion for the stewardship of our natural environment and for providing opportunities for outdoor experiences and activities.

CRD Regional Parks places a high value on protecting our natural areas. In 2007 the Brooks Point Regional Park Management Plan was completed, work progressed on the E&N Rail Trail planning and design, and management planning continued for one regional park and three regional park reserves in the Sea to Sea Green Blue Belt.

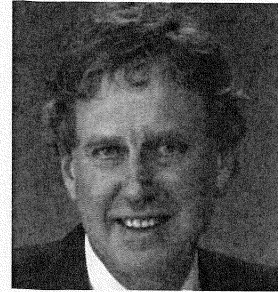
Over the last eight years Regional Parks has purchased over 2,800 hectares of regionally significant green space through the Land Acquisition Fund. In 2007, we acquired additional land for the Sea to Sea Green Blue Belt and Mill Hill Regional Park with the help of The Land Conservancy of British Columbia.

Our many achievements have been made possible by the dedication and commitment of all Regional Parks Committee members and staff, and by our many partners and volunteers. I urge you to get the most out of your regional parks and trails – they are your natural heritage.

Sincerely,



Christopher Causton
Chair, Regional Parks Committee



Regional Parks Committee Chair
Christopher Causton

2007 Regional Parks Committee Members

Committee Chair
Christopher Causton

Committee Vice Chair
John Ranns

Members:

Mark Cardinal

Vic Derman

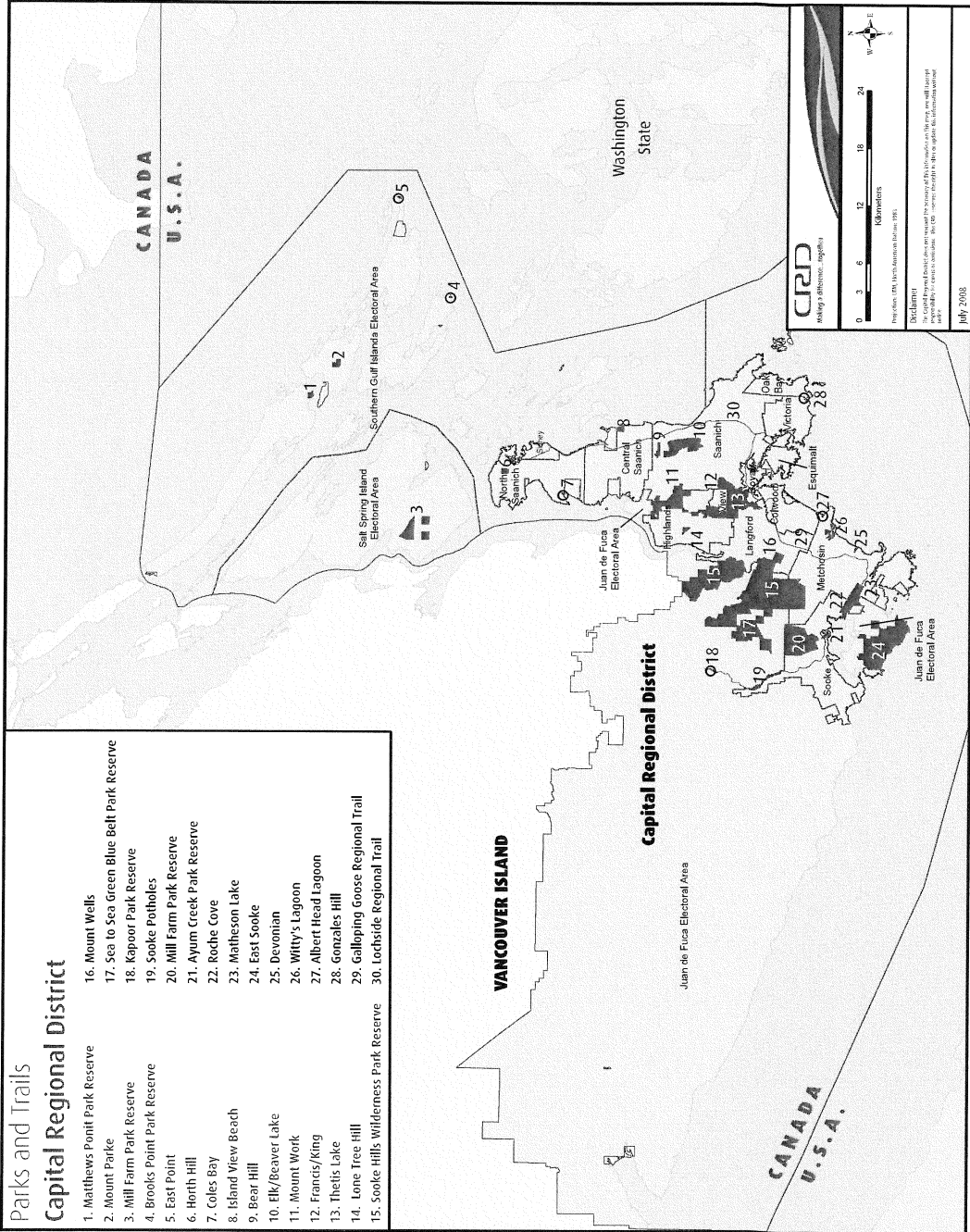
Janet Evans

Dean Fortin

Erik Lund

Denise Blackwell
Board Chair (Ex-Officio)

Regional Parks is a division
of the Parks and Community
Services Department of the
Capital Regional District.

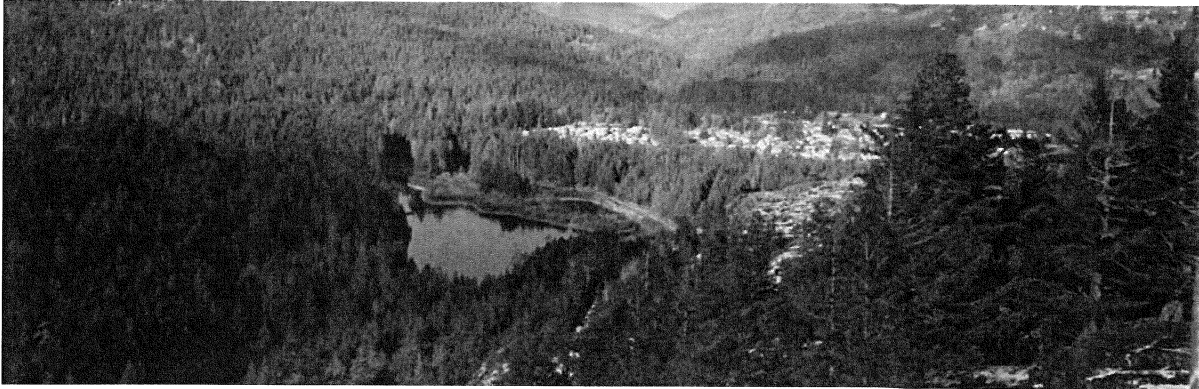


Regional Parks–Business Plan

Strategic Priorities

In 2007 Regional Parks prepared its first business plan based on the new model developed for the CRD and the Corporate Strategic Plan. CRD Regional Parks is contributing to three of the six corporate strategic priorities in the Corporate Strategic Plan: Regional Transportation, Environmental Protection and Organization Performance.





Sea to Sea Green Blue Belt
Park Reserve

Continued from previous page

In addition, four strategic priorities have been identified for Regional Parks:

- (1) Achieving the vision in the Master Plan for the proposed regional parks and trail system.
- (2) Protecting and maintaining the natural environment in regional parks and trails.
- (3) Sustaining park and trail infrastructure.
- (4) Developing a healthy, vibrant workplace.

The CRD Regional Parks Master Plan was adopted in 2000. It is a strategic document that is system-wide in scope; it does not examine park-specific issues. Rather, the Plan provides a vision and a purpose for CRD Regional Parks. It also gives direction for achieving the highest standards of public service and stewardship in protecting the natural environment and providing opportunities for outdoor experiences and activities.

2007 Highlights

Parkland Acquisition

The Land Acquisition Fund enables the CRD to purchase land identified as having regional park potential. The fund raises approximately \$1.6 million per year from an average annual levy of \$10 per household. Since the establishment of the fund in 2000, the CRD has purchased 2,821 hectares of regionally significant green space.

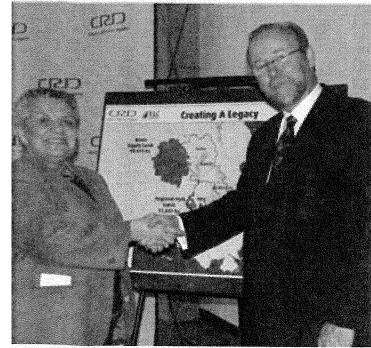
Land Acquisitions 2000 to 2007

Since the establishment of the Land Acquisition Fund in 2000, the CRD, along with its partners, has purchased \$23,472,264 of land. The CRD has contributed \$16,749,214 (71%) while its partners have contributed 6,723,050 (29%). The target established in the Land Acquisition Strategy for the financial contribution was the CRD 65% and partners 35%. The total area purchased is 2821 hectares.

In 2007, the CRD acquired two areas: (1) land from TimberWest for an addition to the Sea to Sea Green Blue Belt located east of Sooke Potholes Regional Park, and (2) an addition to Mill Hill Regional Park.

Sea to Sea Green Blue Belt Addition

The establishment of a Sea to Sea Green Blue Belt, extending from Saanich Inlet to Sooke Basin and Sooke River, is a major CRD initiative supported in the Strategic Plan, Regional Growth Strategy, Parks Master Plan and Parks Land Acquisition Strategy.



Board Chair Denise Blackwell and TimberWest Forest CEO Paul McElligott

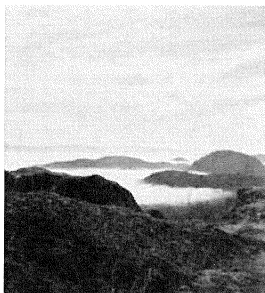
Year At A Glance

More than 3.6 million people visited the CRD's regional parks and trails in 2007, an increase of approximately 100,000 visitors from the previous year.

- 33,202 people participated in the environmental interpretation programs.
- 306 volunteers contributed 5200 hours to regional parks and trails.
- 207 park use permits were issued for special events and group picnic shelters which attracted approximately 22,400 participants and spectators.
- 206,045 visitors explored the Regional Parks web site. More than 57,00 visitors explored over 264,000 Regional Parks web pages.

“Thank you for a wonderful program! The kids wrote and drew so much about their day. This is always a sign of success.”

E.H., Hillcrest Elementary School



Sea to Sea Green Blue Belt

Continued from previous page

In 2007, the Capital Regional District purchased 932 hectares of land for regional park purposes in the Sooke Hills from TimberWest Forest Corporation. The acquisition of the land is essential to achieve the vision for the Sea to Sea Green Blue Belt, to provide a buffer to Sooke Potholes Regional Park and to protect the Galloping Goose Regional Trail from development or forest harvesting. It includes four kilometers of land along the east boundary of Sooke River and three watersheds that flow into the Sooke River.

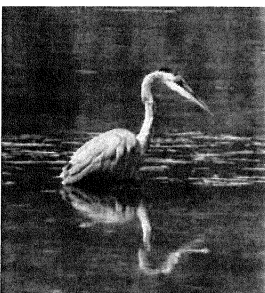


Mill Hill wildflowers

The acquisition is a partnership with The Land Conservancy of British Columbia (TLC). The purchase price was \$5,842,314. CRD Parks contributed \$5,342,314; TLC's contribution was \$500,000.

Mill Hill Regional Park Addition

In 2007, the City of Victoria agreed to transfer 10.38 hectares adjacent to the northwest boundary of Mill Hill Regional Park to the CRD. Regional Parks then agreed to transfer 3.12 hectares to the Town of View Royal for municipal park purposes. The addition of 7.26 hectares to the regional park will protect an older Douglas-fir forest and provide a buffer to the sensitive Garry oak ecosystems in Mill Hill.



Blue Heron

Planning, Resource Management and Development

CRD Regional Parks staff are responsible for planning, resource management and capital development. Planning staff, working with partners and through consultation, develop the Master Plan, park and trail management plans, the division's business plan and guide the land acquisition program. Resource management staff are responsible for scientific and technical work related to environmental management, conservation and restoration. Capital development staff deliver the Regional Parks facility program.

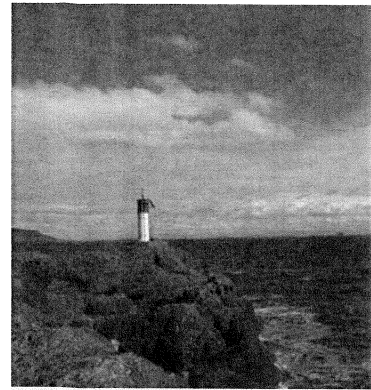
Conservation Initiatives

Year six of the restoration of Mill Hill Regional Park included the removal of more than six metric tonnes of invasive species (broom, daphne) with the assistance of volunteers. This was accomplished in partnership with the federal government's Habitat Stewardship Program and the Garry Oak Ecosystems Recovery team. Since 2002, over 40 tonnes of Scotch broom have been cleared from approximately 16 hectares. Rare plants are now documented at almost 200 locations within the Park.

Planning Initiatives

Brooks Point Regional Park on Pender Island now has a park management plan. The draft plan was presented at a public open house on South Pender, and the overall consensus was positive. The park will be managed as a Regional Conservation Area with minimal facilities.

Stantec Consultants Ltd. completed the conceptual design work for the Esquimalt to Nanaimo (E&N) Rail Trail project. The first round of public consultation provided planners and engineers with a number of ideas



Brooks Point Regional Park

What Are Park Reserves?

The CRD is building a world-class parks and trails system by acquiring parkland for future generations.

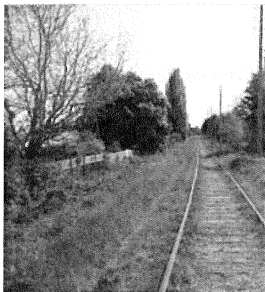
Our primary goal for these regionally significant areas is the protection of natural and cultural resources.

Although park reserves currently have no facilities, most are open to visitors.

Regional Parks will develop visitor facilities in park reserves after completing natural resource inventories and management plans for each area.

“Everyone looks forward to Thursday – that’s the day we go to Beaver Lake [for a CRD special event] – the crafts, the critters, the funky songs - it’s always a blast.”

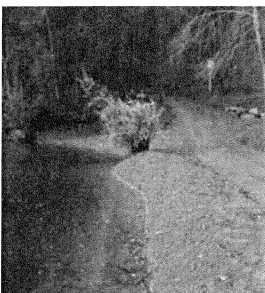
P.J., Saanich Day Camps



E & N Rail Trail Project



Water Lily



Thetis Lake Regional Park Project

Continued from previous page

and issues that will be addressed in the trail design. Overall the public was supportive of the trail, and the meetings were well attended. The goal is to have the trail built and operating before the 2010 Winter Olympics.

Park management planning continued throughout 2007 for one regional park and three regional park reserves in the Sea to Sea Green Blue Belt. The parks in the management planning process include Sooke Potholes Regional Park, Ayum Creek Regional Park Reserve, Kapoor Regional Park Reserve and Sea to Sea Regional Park Reserve. The park management planning process benefited from advice and recommendations received from a nine-member public advisory group, and from the input received from numerous stakeholder groups, including conservation, hiking, mountain biking and equestrian interests. The goal is to complete the management planning process by the end of 2008.

Implementation of the 2004 Thetis Lake Regional Park management plan continued in 2007 with the completion of the initial phase of the Lakeshore Trail restoration project. At a 2007 cost of \$120,000, this comprehensive restoration project focused on building more sustainable trails, replanting highly impacted areas, removing invasive plant species, installing fencing and closing off informal trails on the east side of Thetis Lake. This work clearly demonstrates how restoration actions can contribute to an improved visitor experience while also helping to achieve vital conservation goals in one of CRD’s most popular regional parks. Lakeshore Trail restoration actions should be complete by 2010.

Regional Parks Operations Services

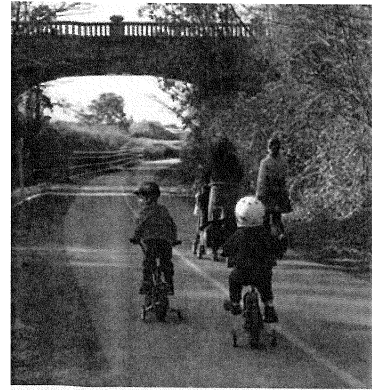
Regional Parks Operations Services staff provide day-to-day operations and maintenance for all regional parks and trails. Staff develop and maintain park facilities such as trails, nature centres, washrooms, beach and picnic areas, parking areas, vehicle and foot bridges, information kiosks, and trail and road signs and carry out park conservation and restoration projects. Park signs, safety and security, including bylaw enforcement and fire management, are all services provided by Park Operations staff.

Fire Suppression

Working in cooperation with local fire departments, CRD Water Services and the Ministry of Forests, Regional Parks fire crews attended to 11 fires during the summer season. The largest fires were in Mill Hill (0.35 hectares) and Sooke Hills Wilderness (0.51 hectares). Fire crews also assisted the Town of View Royal with a fire on provincial land adjacent to Mill Hill Regional Park. Regional Parks, in partnership with the Town of View Royal, undertook a Community Wildfire Assessment Plan for the Town, as well as Mill Hill, Thetis Lake, Francis King and Mount Work Regional Parks.

Bylaw Enforcement

Working in partnership with CRD Bylaw Enforcement and local police agencies, Regional Parks came into contact with approximately 8,700 visitors regarding unauthorized or inappropriate use in regional parks and trails. Staff focused bylaw enforcement at Thetis Lake Regional Park to curtail issues around alcohol use and inappropriate behaviour.



Galloping Goose Trail

Park Watch Patrol

Regional Parks contributed funding and in-kind services again this year to the Park Watch Patrol Program which patrolled parking areas at East Sooke, Roche Cove, Matheson Lake and Sooke Potholes regional parks.

Patrollers advise visitors on how to protect their vehicles and valuables while visiting parks, hand out literature and maps, provide tourism information and assist with first response emergency help.

The program is effective in deterring crime and vandalism in local parks.

“I thank you on behalf of my students and several of their parents for a wonderful day!”

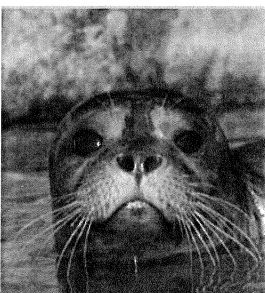
T.W., Happy Valley Elementary School



New pavement on Lochside Trail



Parks Operations staff



Harbour Seal

Regional Parks and Trail Initiatives

The following regional park and trail initiatives were completed in 2007:

- Energy efficient improvements to 3925 Metchosin rental property.
- Heritage orchard restorations at Witty’s Lagoon and East Sooke.
- Beach improvements at Matheson Lake.
- Road and drainage improvements, installation of bear-proof refuse containers at Sooke Potholes.
- Clean up of Millstream storage site.
- Landscape and trails improvements at Devonian.
- Trail upgrades, trestle inspections and repairs on Galloping Goose.
- Kiosk construction at Witty’s Lagoon.
- Dam decommissioning in Sooke Hills Wilderness Park Reserve.
- Trail improvements in East Sooke.
- Invasive species removal in Mill Hill.
- Observatory building improvements at Gonzales Hill.
- Upgrades of main parking lot at Elk/Beaver Lake.
- Trail upgrades from main beach to sunny side cliffs at Thetis Lake.
- Trail construction from Woodridge Estates to Mount Work.
- Pavement repairs on the Lochside Regional Trail.

Visitor Services and Community Development

Visitor Services and Community Development staff connect visitors with parks and provide volunteer opportunities for residents of the region to be involved in the stewardship of Regional Parks. Staff deliver interpretive programs and provide opportunities for park visitors to learn more about their natural and cultural heritage.

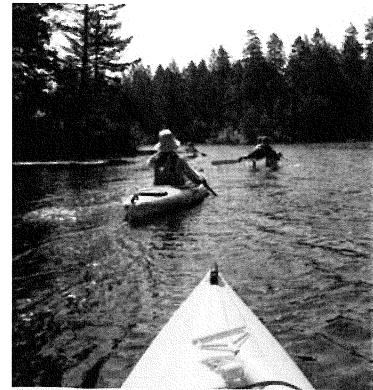
Staff provide information to the public about regional parks and trails and on site visitor information such as signs and information kiosks. They also issue park use permits for group picnic shelters and special events, and provide administrative and financial support to the division.

Environmental Interpretation

Regional Parks Environmental Interpretation services offer a wide variety of guided hikes, drop in events and other nature programs for children and adults, as well as school programs for children in Kindergarten through Grade 7. All programs are designed for the ages and curriculum requirements of students.

In 2007, 33,202 people participated in the Regional Parks environmental interpretation programs – equaling our record-breaking year of 2006.

As part of Regional Parks' continuing commitment to support the activities of local communities, Environmental Interpretation staff doubled the number of community events they participated in 2007.



Elk/Beaver Lake Regional Park

Best of City Awards

Since 1994 the Victoria News Group has asked their readers to nominate their favorite places, activities and services in Greater Victoria. Every summer a "Best of the City" edition is published and awards event held.

The 2007's Best of the City awards named Elk/Beaver Lake Regional Park as the second best place for a picnic and the Galloping Goose Regional Trail as the third best place to walk your dog.

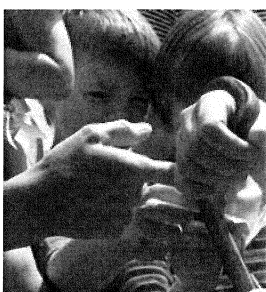
**“That was the
best field trip – EVER!”
Student, St. Patrick’s School**



Summer Special Event Program

Continued from previous page

More than 4,300 people visited our interpretive presentations at 11 community events including: Saanich Strawberry Festival, Metchosin Days, Astronomy Day at the Royal British Columbia Museum, Times Colonist 10K Expo, Camp Barnard Beaveree in Sooke, Esquimalt’s Buccaneer Days, Saanich Active Communities Celebration, Hartland Landfill Open House, Pink Salmon Festival, James Bay Christmas Children’s’ Craft Fair and the Salmon Lovers Dinner.



Snake Day Program

Regional Parks hosted 19 different celebrations of the natural world in 2007 – 5,578 participants dropped-in at our special events, which included Marine Day, Snake Day, Going Bug-eyed, The Feathered Dinosaurs of Victoria, Blood and Guts: a celebration of predators, Every Day is Sunday, Hawk Watch, and Wreath-making.

Thanks to the dedication of our volunteer naturalists, Regional Parks nature centres were open for a total of 317 days. 7,928 visitors explored the nature centre exhibits at Francis/King, Witty’s Lagoon and Elk/Beaver Lake regional parks.



Marine Day

In the spring and fall of 2007, 227 school programs were delivered by CRD Regional Parks interpretive staff – an eight percent increase over 2006. In total 7,864 students, parents and teachers joined our staff as we explored the shores and trails of our regional parks.

This year 2,387 people visited on-site, hands-on exhibits, and 1,442 joined guided nature walks.

Visitor Services and Community Development

Continued from previous page

Thetis Lake was added to Beaver and Matheson Lakes as locations for paddling programs and 247 paddlers took part in 22 canoe programs.

For the first time, three adult continuing education courses were offered: Bird Watching, Spring Birds and Stargazing.

Volunteers in Parks

CRD Regional Parks Volunteer Services program provides opportunities for residents to be involved in the preservation and enjoyment of regional parks and trails. Volunteers welcome, engage and inspire visitors to help protect regional parks and trails. They share knowledge on native plants and landscapes, cultural history and their experience of hiking within regional parks.

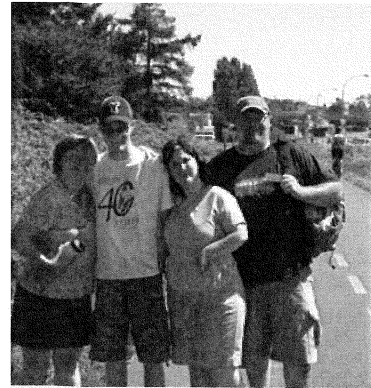
Volunteer Wardens contributed more than 3300 hours to patrol trails, report concerns and educate visitors in 2007.

Volunteer Naturalists at Francis/King and Witty's Lagoon contributed 1181 hours to welcome visitors and provide education and information.

Volunteer Gatekeepers contributed 133 hours to keep parks secure after hours.

Community Group volunteers contributed 478 hours to invasive species removal and tree planting projects in regional parks.

Volunteer Beekeepers contributed 20 hours to tend the orchard bee hive at Francis/King and Elk/Beaver Lake Regional Park.



Garth Homer Society Wardens

Park Use Permits

Park use permits issued for:

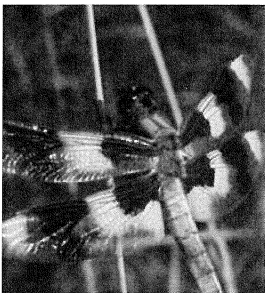
- Group Picnic Shelter
- Special Events and Activities
- Research Activity
- Commercial Service
- Temporary Access
- Commercial Filming

“Only praise for an amazing staff who made us all feel special and welcome. They make learning FUN! Thank you, you’re the BEST!”

P.G., Juan de Fuca Preschool



Bald Eagle



Dragonfly



Regional Parks Headquarters

Park Use Permits

Regional Parks issued 207 permits which attracted approximately 22,400 participants and spectators to regional parks and trails.

Parks Communications

- Planning Resource Conservation and Development’s public consultations
- E & N Rail Trail public meetings
- Sea to Sea advisory group meetings
- Land acquisition bulletin and meetings with municipal councils and parks and recreation commissions
- Nature Notes columns published in Island Parent Magazine
- Seasonal nature program brochures produced
- 206,045 visitors explored the CRD Regional Parks web site

Partners In Parks

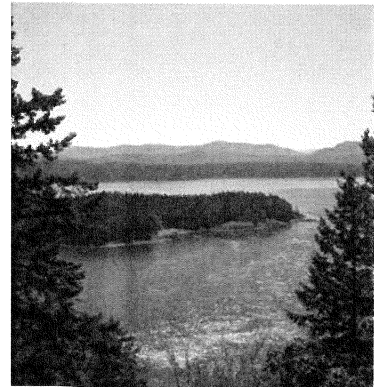
CRD Regional Parks has a long history of working in partnership with individuals, non-government organizations and all levels of government to undertake projects and provide services that, without outside support, would not be possible. Regional Parks would like to thank our 2007 partners.

Elk/Beaver Lake Equestrian Society (EBLES) has operated the equestrian centre at Elk/Beaver Lake Regional Park for over a decade. The Society ensures the centre is open to equestrian groups and the public, carries out maintenance and, in consultation with Regional Parks staff, issues park use permits for special events.

Kiwanis Club of Saanich originally constructed and financed the two concession buildings at Elk/Beaver Lake Regional Park approximately 35 years ago. The Kiwanis Club provides concession services at Hamsterly Beach in Elk/Beaver Lake Regional Park and Thetis Lake Regional Park from May to September each year.

Many thanks to the following organizations, whose generous donations helped Regional Parks acquire additional parkland and carry out important projects in 2007.

The Land Conservancy of British Columbia (TLC) has been a donor and partner with the CRD on several land acquisition initiatives. In 2007, TLC contributed \$5,000 toward the acquisition of the final parcel of land completing the boundary of Matthews Point Regional Park Reserve on the south shore of Galiano Island.



Matthews Point Regional Park Reserve

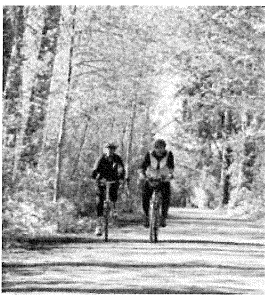
A Special Thanks

CRD Regional Parks gratefully acknowledges the community groups and individuals that completed volunteer projects in 2007.

Beach Cleanups:

- Great Canadian Shoreline Clean Up
- Esquimalt Air Cadets

“Volunteering with Regional Parks has to be the very best!! It gives me an opportunity to be in an environment that I am passionate about and a chance to share my enthusiasm, knowledge and good will with those I meet in and out of the parks.” B.J., Warden



Lochside Regional Trail

Continued from previous page

The **Government of Canada** through the Habitat Stewardship Program for Species at Risk contributed \$49,500 to the Garry Oak Ecosystems Restoration Project at Mill Hill Regional Park.

South Island Mountain Bike Society (SIMBS) assists with the development, maintenance and management of the Hartland mountain bike area at Mount Work Regional Park. SIMBS also monitors trail conditions, visitor use and safety, coordinates special events, and promotes off-road cycling through education and volunteer activities.



Beaver Lake Retriever Ponds

Vancouver Island Retriever Club (VIRC) has used the Beaver Lake ponds at Elk/Beaver Lake Regional Park for retriever training and trialing events for more than 30 years. Club members ensure the area is open to retriever groups, trainers and the public, and carry out maintenance in consultation with Regional Parks.

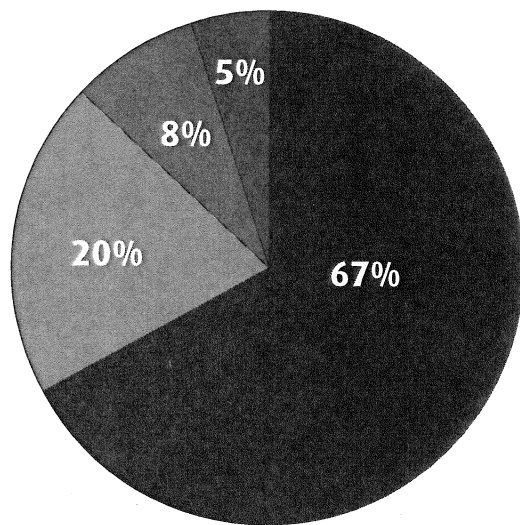


Broom removal at Mill Hill

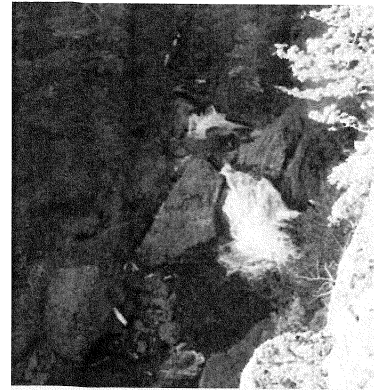
Victoria Rowing Society (VRS) has operated the Elk Lake Rowing Centre at Elk/Beaver Lake Regional Park since its construction in the mid-1980s. VRS works closely with Regional Parks to ensure the smooth operation of the Centre, represent the long-term interests of rowing and resolve conflicts with other Elk Lake user groups.

Volunteers at Mill Hill Regional Park, the Garry Oak Ecosystems Recovery Team and the Nature Conservancy of Canada continue to support the Mill Hill Garry Oak Ecosystems Restoration Project.

2007 CRD Regional Parks Budget



- CRD Parks Operations - \$5,401,710
- Capital - Land Acquisiton - \$1,617,830
- Debt Services on Acquisitons Prior to 2000 - \$640,150
- Capital - Projects & Equipment - \$375,620



Sooke Potholes Regional Park

Expenditure Budget

Total: \$8,035,310

Cost per Average Household Assessment:

\$43.74

Cost per \$100,000 of Converted Assessments:

\$9.20



Making a difference...together

Capital Regional District

625 Fisgard Street, PO Box 1000
Victoria, BC, Canada V8W 2S6

250.360.3000

info@crd.bc.ca
www.crd.bc.ca

CRD Regional Parks

490 Atkins Avenue
Victoria BC V9B 2Z8

T 250.478.3344 | F 250.478.5416

crdparks@crd.bc.ca
www.crd.bc.ca/parks

Wildflowers at Mill Hill Regional Park



TJM

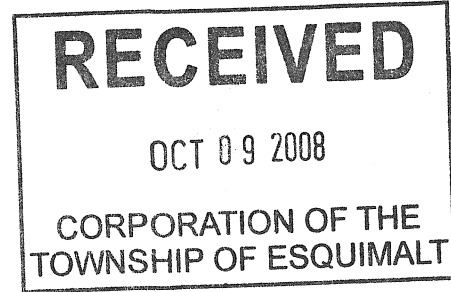


Affaires indiennes
et du Nord Canada
Sous-ministre

Indian and Northern
Affairs Canada
Deputy Minister

Ottawa, Ontario
K1A 0H4

OCT 02 2008



Agenda

His Worship Chris Clement
Mayor of the Corporation of the
Township of Esquimalt
Municipal Hall, 1229 Esquimalt Road
ESQUIMALT BC V9A 3P1

Dear Mr. Mayor:

On behalf of the Honourable Chuck Strahl, Minister of Indian Affairs and Northern Development and Federal Interlocutor for Métis and Non-Status Indians, I am writing in response to your letter of June 18, 2008, regarding your concerns related to the potential acquisition of federal land at Macaulay Point. I appreciate your perspective on the issue.

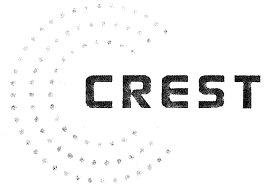
I would like to clarify the role of the Department with respect to your comments related to the Capital Regional District's proposed sewage treatment facility. Canada is currently in treaty negotiations with the Province of British Columbia and the Songhees, Malahat, Beecher Bay, T'Sou-ke and Nanoose First Nations who negotiate together as part of the Te'mexw Treaty Association. It is my hope that these negotiations will result in a final agreement with each of the Te'mexw Treaty Association First Nations, which will resolve questions of uncertainty with respect to claimed Aboriginal and treaty rights.

Decisions over the use or disposal of federal Crown lands are made by the federal department or agency which has custodial responsibility for those lands. In this case, I have forwarded your letter to Captain (Navy), M.F. Williamson, Base Commander, CFB Esquimalt.

Yours sincerely,

Michael Wernick

c.c.: Captain M.F. Williamson



CALLER ASSISTED EMERGENCY
SERVICE TELECOMMUNICATIONS

Agenda

By e-mail. Original delivered.

Mayor Alan Lowe
Chair
Victoria Police Board
850 Caledonia Ave.
Victoria, British Columbia, V8T 5J8



October 7, 2008

Dear Mayor Lowe:

Further to your letter of September 17th, 2008, I wish to advise you and your board of the following:

- CREST remains on time, and within budget, in regard to the upgrade of the system.
- Testing to date of phase 1 of the upgrade delivered results greater than contracted with Motorola in regards to coverage and reliability. CREST and Motorola results, subject to independent testing, exceeded 97%.
- Upgrades to any radio communication system require a time period of refinement and optimization where operational issues are identified and rectified. While July and early August certainly saw some of these issues, they were resolved and we are now in a steady state, with the system providing excellent communications to the Victoria Police Department.
- The CREST Board of Directors has approved a communication plan, part of which is to advise the public of how the upgrades are doing. The Times Colonist advertisement was part of that plan and accurately describes the system improvements to date.

We found the recent erroneous report of the failure of the CREST radio system during a serious police incident at the York Hotel more than unfortunate. The very public media coverage undermines the credibility of CREST and enormous effort put forward by our Board, staff, and users. This incident, following so quickly on the heels of a police services meeting where VPD officers advised of their displeasure of the recent Times Colonist advertisements and that there would be a response, seriously jeopardizes our working relationship.

.... /2

While the Police Board may wish to explore alternatives to CREST, any change to our contractual relationship would be made after discussions and approval of all of our shareholders, including the City of Victoria and the Township of Esquimalt. Given that we are delivering a system that received unanimous shareholder approval (including that of Victoria and Esquimalt), we are somewhat mystified why any user would consider alternatives that provide less coverage, are not public safety grade, and compromise regional interoperability.

Yours truly,



Councillor Hy Freedman, Chair
Board of Directors

p.c. Mayor Chris Clement
Township of Esquimalt Council
City of Victoria Council
I/Chief Bill Naughton
CREST Board of Directors

Tom



PROVINCIAL CAPITAL COMMISSION

October 9, 2008

Mayor and Council
Corporation of the Township of Esquimalt
1229 Esquimalt Road
Victoria, B. C.
V9A 3P1

*Agenda
Christine*

Re: Greenways Project – South Coast Trail Phase II

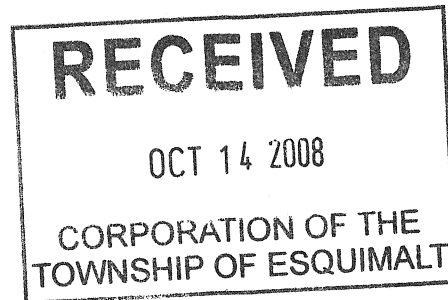
At the September 18, 2007 meeting of the Provincial Capital Commission (PCC), the Board approved an extension of the PCC funding commitment for \$95,000 to March 31, 2009, conditional on the PCC receiving current project status, milestones and targeted completion date.

Our records indicate that we have yet to receive information on the project. Please forward the requested information to my attention at your earliest convenience.

We look forward to hearing what progress has been made on the project and to its anticipated completion.

Yours truly,

Ray Parks
Ray Parks
Chief Executive Officer



cc: Hy Freedman, PCC Board Director

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2696

A Bylaw to provide tax exemption for certain lands
and improvements for the year 2009.

WHEREAS it is provided by Section 224 of the *Community Charter* that on or before October 31 in any year, the Council may, by bylaw, exempt from taxation under Section 197(1)(a) of the said *Charter* for not longer than 10 years, certain lands or improvements or both;

AND WHEREAS it is expedient that the lands or improvements or both set out hereafter be so exempted from taxation for the year 2009;

AND WHEREAS public notice of this Bylaw has been given in accordance with Sections 94 and 227 of the *Community Charter*;

NOW, THEREFORE, THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESQUIMALT, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as the "TAX EXEMPTION (NON-PROFIT ORGANIZATIONS) BYLAW, 2008, NO. 2696".
2. Pursuant to Section 224 of the *Community Charter*, the lands or improvements or both set out in Schedule "A" attached to and forming part of this Bylaw are hereby exempted from taxation imposed under Section 197(1)(a) of the said *Charter* for the year 2009.

READ a first time by the Municipal Council on the 6th day of October, 2008.

READ a second time by the Municipal Council on the 6th day of October, 2008.

READ a third time by the Municipal Council on the 6th day of October, 2008.

ADOPTED by the Municipal Council on the day of October, 2008.

CHRIS CLEMENT
MAYOR

LARRY RANDLE
CORPORATE OFFICER

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2696
SCHEDULE "A"

1. That portion of Lot 1, Section 11, Esquimalt District, Plan 41833 (Parcel Identifier 017-114-501; Roll No. 01-307-3628.025; 410 Macaulay Street), and any improvements thereon, held by the **Boys and Girls Club Services of Greater Victoria** and operated as an institution licenced under the *Community Care and Assisted Living Act*.
2. That portion of the lands described as Lot 1, Sections 11 and 32, Esquimalt District, Plan 5678 located within the boundaries of the Corporation of the Township of Esquimalt (portion of **Barnard Park**; Parcel Identifier 005-979-064; Roll No. 01-307-0001.006; Sea Terrace), and any improvements thereon, owned by the **Corporation of the City of Victoria**, a municipality, and used for a purpose of the municipality.
3. That portion of the land and improvements on Lot 7, Section 11, Esquimalt District, Plan 6644 (Parcel Identifier 005-861-926; Roll No. 01-307-0001.037; 1101 Munro Street) held by the **Esquimalt Anglers' Association**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
4. The lands described as Lots 155, 156, 157 and 158, Suburban Lot 43, Esquimalt District, Plan 2854, Except That Part of Lot 158 in Red on Plan 312 BL (Roll No. 01-307-1550.000; Parcel Identifier Nos. 006-390-897, 006-386-865, 006-386-881 and 006-387-098; 622 Admirals Road), and improvements thereon, owned by **The Esquimalt Dockyard Branch No. 172 of the Canadian Legion of the British Empire Service League**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation, to the extent of 50% of the Class 6 Business & Other and 100% of the Class 8 Recreational & Non-Profit assessed values as classified under the *Assessment Act*.
5. The lands described as Lot K (DD EH50220), Suburban Lot 38, Esquimalt District, Plan 2854 (Parcel Identifier 018-722-971; Roll No. 01-307-3928.000; 511 Constance Avenue), and any improvements thereon, being premises owned by the **Esquimalt Neighbourhood House Society**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
6. The lands described as Strata Lots 1 and 6, Section 10, Esquimalt District, Strata Plan VIS2853 (Parcel Identifiers 018-375-570 and 018-398-928; Roll Nos. 01-307-0009.113 and 01-307-0009.118; Unit 1, 744 Fairview Road), and any improvements thereon, owned by the **Prostitutes Empowerment Education & Resource Society**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2696
SCHEDULE "A"

7. That portion of the land and improvements on Lot B, Esquimalt District, Plan 18121 (Parcel Identifier 003-882-764; Roll No. 01-307-0001.045; 1235 Esquimalt Road) held by the **Rock Solid Foundation**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
8. The lands described as Strata Lot 2, Section 10, Esquimalt District, Strata Plan SP788 (Parcel Identifier 000-766-658; Roll No. 01-307-0008.725; Unit 2, 831 Devonshire Road), and any improvements thereon, being premises owned by **The Victoria First Church of the Nazarene**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
9. The lands described as Strata Lot 4, Section 10, Esquimalt District, Strata Plan VIS2853 (Parcel Identifier 018-375-600; Roll No. 01-307-0009.116; Unit 10, 744 Fairview Road), and any improvements thereon, being premises owned by the **Victoria Operatic Society**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
10. The lands described as Lot 1, Section 11, Esquimalt District, Plan VIP77333, (Parcel Identification No. 026-001-039; Roll No. 01-307-3940.001; 550 Garrett Place), and any improvements thereon, held by **Habitat Acquisition Trust**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
11. The lands described as Lot A, Section 10 & 11, Plan VIP66612 Lease GCMK-506-0301 within right of way leased to Esquimalt Municipality for road encroachment (.247A) and part in Lot A, Section 2 (Reference Plan VIP65446) Right of Way & SRW over VIP70031 excluding leased portion and SRW over VIP70308 & VIP70137, VIP70477 & VIP70478, Lot A, Plan VIP65446, Esquimalt Land District, Lot A, Plan VIP66612, Section 10&11, Esquimalt Land District, (Primary Parcel Identification no. 023-795-212, secondary Parcel Identification No. 024-019-721; Roll Nos. 01-307-0003.060, 01-307-0003.061, and 01-307-0003.062) and any improvements thereon, held by **The Island Corridor Foundation**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.
12. The lands described as Lot A, Esquimalt District, Plan 12973 (Parcel Identification No. 004-683-561; Roll No. 01-307-2897.000; 1250 Esquimalt Road, Ismaili Jamatkhana and Centre), and any improvements thereon, held by **0768944 B C LTD**, a charitable, philanthropic or other not for profit corporation, and used for a purpose that is directly related to the purposes of the corporation.

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2700

A Bylaw to amend Bylaw No. 2665, cited as the
Parks and Recreation Regulation Bylaw, 2007, No. 2665

THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF
ESQUIMALT, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as "*PARKS AND RECREATION REGULATION BYLAW 2007, NO. 2665, AMENDMENT BYLAW [NO. 2], 2008, NO. 2700*".
2. That *Parks and Recreation Regulation Bylaw No. 2665, Schedule 'C', Fees and Rentals Charges* be amended as follows:
 - (1) by deleting that part of Schedule 'C', Section 8, Schedules, titled as 'Multi Ticket and Monthly Passes', and substituting the attached Section 8, Schedules, titled as 'Multi Ticket and Monthly Passes'.
3. This Bylaw, Schedule 'C' Fees and Rentals Charges, Schedule 'C', Section 8, Schedules, titled as 'Multi Ticket and Monthly Passes' shall come into force on the first day following its adoption.

Read a first time by the Municipal Council on the 6th day of October, 2008.

Read a second time by the Municipal Council on the 6th day of October, 2008.

Read a third time by the Municipal Council on the 6th day of October, 2008.

ADOPTED by the Municipal Council on the ___ day of ___, 2008.

CHRIS CLEMENT
MAYOR

LARRY RANDLE
CORPORATE OFFICER

8. Schedules

**Esquimalt Parks and Recreation Services
Fees and Rental Schedules**

Multi Ticket and Monthly Passes

Current	Age	Single	Book of 10	Book of 25	1 Month Pass	3 Month Pass	6 Month Pass	1 Year Pass	Annual Regional Pass
Adult	19 +	\$5.50	\$49.50	\$116	\$55	\$109	\$200	\$335	\$420.10
Child	6-12	\$2.50	\$22.50	\$53	\$26	\$43.50	\$80	\$134	-
Youth	13-18	\$2.50	\$22.50	\$53	\$26	\$43.50	\$80	\$134	-
Senior/Student	60 +	\$4	\$36	\$85	\$42	\$81	\$150	\$250	-
Preschool	0-5	Free	-	-	-	-	-	-	-
Family	-	\$11	\$93.50	\$220	\$107	\$208	\$384	\$640	-

*Family rate applies to up to 2 adults and children under 18 years of age living in the same household.

***Membership Cancellation fee is \$27.90. No cancellation under three months.**

Group Rates

Groups must be 10 or more people and be booked through an Aquatic Leader at least one day in advance.

Ages 6-18	\$1.75/child
Adult	\$4
Senior	\$3

Parent Swim while Child in Lesson

\$1.50

Multi-ticket and monthly ticket rates are calculated based on base rates.

NOTICE OF MOTION

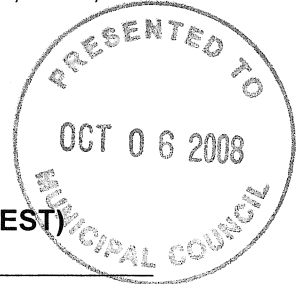
Agenda

Request for Notice of Motion, Pursuant to Sections 54 and 55, Council Procedure Bylaw, 2004, No. 2585.

Introduced: Regular Council – October 6, 2008

From: Councillor Hy Freedman

Subject: **Capital Regional Emergency System Telecommunication Inc. (CREST)**



WHEREAS:

The Corporation of the Township of Esquimalt is a shareholder (owning one share) of the Capital Region Emergency System Telecommunication Inc. (CREST), which provides interoperable emergency radio communications to the Victoria Police Department (VicPD) and the Esquimalt Fire Department among other users, and

WHEREAS:

A letter dated September 17, 2008 addressed to CREST (attached) from the Victoria Police Board indicates that;

- "... the Board is continuing its exploration of communication system alternatives. When we have identified a preferred solution we will be approaching CREST to discuss financial solutions that work for both CREST and VicPD.", and

WHEREAS:

- CREST remains on time, and within budget, in regard to the upgrade of the system.
- Testing to date of Phase 1 of the upgrade delivered results greater than contracted with Motorola in regards to coverage and reliability. CREST and Motorola results, subject to independent testing, exceeded 97% required by all users and emergency standards.
- Upgrades to any radio communication system require a time period of refinement and optimization where operational issues are identified and rectified. Any issues during this period were resolved and the CREST system in Phase 1 is now in a steady state, with the system providing excellent communications to the Victoria Police Department.
- CREST is delivering a system that received unanimous shareholders approval (including that of Victoria and Esquimalt). All users of the system also unanimously approved specifications and the improvements to the system.
- Not using the CREST system would require the VicPD to repay to CREST the VicPD portion of all of the incurred capital expenditures to date causing.
- Using the CREST system together with an alternative system would cause the VicPD to increase its operating and capital costs unnecessarily, and

WHEREAS:

The Corporation of the Township of Esquimalt would be required to pay approximately 14% of the operating and capital expenditures noted above, which expenditures would be more effectively used for Township of Esquimalt directed programs and services and which would cause unnecessary additional financial hardship to Township of Esquimalt taxpayers.

THEREFORE BE IT RESOLVED:

That the Corporation of the Township of Esquimalt advise the Victoria Police Board and the City of Victoria that it will not approve its portion of any future Victoria Police Department budget which includes capital expenditures for any alternative emergency radio or cell phone system to be used either in replacement of the CREST system, or to be used in conjunction with the CREST system.

AND THEREFORE BE IT FURTHER RESOLVED:

That the Corporation of the Township of Esquimalt provide a copy of this resolution to the Solicitor General and Minister of Public Safety.

Background

(Acting AC)



RECEIVED
SEP 19 2008
CORPORATION OF THE
TOWNSHIP OF ESQUIMALT

COPY
Agenda

Agenda

September 17, 2008

**VICTORIA POLICE
DEPARTMENT**
850 Caledonia Ave
Victoria, British Columbia
Canada V8T 5J8

Capital Region Emergency Services Telecommunications Inc.
Attn: Hy Freedman, Chair
108 – 800 Kelly Road, Suite 482
Victoria, BC V9B 6J9

Dear Mr. Freedman:

Re: September 8th Times Colonist Newspaper Advertisement

Mayor Alan Lowe, Chair
Victoria Police Board

At its regular monthly meeting on Tuesday September 9th the Victoria Police Board (the "Board") had an opportunity to consider the referenced newspaper advertisement.

Mayor Chris Clement,
Vice-Chair,
Victoria Police Board

While it is difficult for the Board to determine the utility of such a "progress report" to the general public, (it does not appear that the status of the CREST program is a mainstream topic of dinner time conversation) the usefulness of such a report when it contains patently misleading information is all the more questionable.

We resolved as a Board to inquire how CREST could have reported to the public that "Signals are loud and clear in upgraded areas" in the face of a 17 page report detailing approximately 210 separate incidents of failed or inadequate radio communications over the two month period from early July to the date of your newspaper report.

The troubles with the system have been well documented and the demonstrated inability of CREST to fully acknowledge and correct the problems has been equally clearly recorded. You will likely recall that the Victoria Police Board resolved at a recent meeting to explore an alternative communications delivery system – this step was taken as a result of the demonstrated refusal of CREST to respond in a meaningful way to the ongoing reports of communication failures.

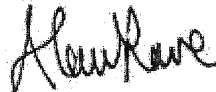
The Board was advised at the September 9th meeting of yet another missed deadline and we now understand that the promised September 30th "go-live" date for Phase 2 has been postponed again, despite Mr. Freedman's fervent assurances to the contrary in his meeting with the Board on July 17, 2008. The Board was not surprised at this postponement – but still disappointed that another deadline will be missed.

WEBSITE:
www.victoriapolice.ca

...2

It is for that reason that the Board is continuing its exploration of communication system alternatives. When we have identified a preferred alternative we will be approaching CREST to discuss financial solutions that work for both CREST and VicPD. To the extent that CREST is concerned about the satisfaction of this particular constituent member of the 36 member agencies we suggest for the future that available financial resources be devoted to addressing deficiencies in the system rather than publishing false comfort reports to the public of Greater Victoria.

Yours truly,



COPY

Alan Lowe, Chair
Victoria Police Board

- C. I/Chief Bill Naughton, Victoria Police Department
- Councillor Dean Fortin, City of Victoria CREST Board Member
- His Worship Chris Clement
- City of Victoria Council
- Township of Esquimalt Council

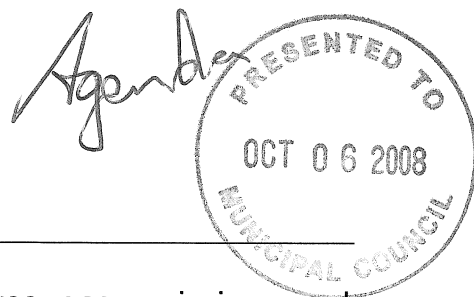
NOTICE OF MOTION

Request for Notice of Motion, Pursuant to Sections 54 and 55, Council Procedure Bylaw, 2004, No. 2585.

Introduced: Regular Council – October 6, 2008

From: Councillor Barbara Desjardins

Subject: **Neighbourhood Zero Emission Vehicles**



WHEREAS: Esquimalt encourages reduction of greenhouse gas emissions and alternatives to fossil fuel vehicles and;

WHEREAS: The Province of British Columbia has approved the use of neighbourhood zero emission vehicles under section 24.07 of the Motor Vehicle Act Regulations

- “ 2) A person may drive or operate a neighbourhood zero emission vehicle in a municipality
- a) On a highway or class of highway that has a speed limit of 40 Km/hr or less, or
 - b) If authorized by bylaw of the council of a municipality, on a highway or class of highway that has a speed limit of over 40 km/hr but no more than 50 km/hr” and;

WHEREAS: Other municipalities have written and adopted a bylaw to authorize the use of low speed electric powered vehicles on public highways and;

THEREFORE BE IT RESOLVED: That the Municipality of Esquimalt adopt a bylaw to allow the use of neighbourhood zero emission vehicles on its streets, which have speed limits not exceeding 50 km.

Additional Information Attached:

- (1) The Corporation of the District of Oak Bay Bylaw No. 4421 – Authorizing the Use of Low-Speed Electric-Powered Vehicles on Public Highways
- (2) British Columbia Motor Vehicle Act Regulation Schedule 4, Division 24, Regulations Regarding Vehicles of Unusual Size, Weight or Operating Characteristics, 24.07, Neighbourhood Zero Emissions Vehicles

THE CORPORATION OF THE DISTRICT OF OAK BAY

BYLAW NO. 4421

A Bylaw to authorize the use of low-speed electric-powered vehicles on public highways

The Municipal Council of The Corporation of the District of Oak Bay, in open meeting assembled, enacts as follows:

1 In this Bylaw,

“Municipality” means the area contained within the geographical limits of the district municipality of Oak Bay;

“neighbourhood zero emission vehicle” means a vehicle that travels on 4 wheels and is powered by an electric motor that is designed to allow the vehicle to attain a speed of 32 kilometres per hour but not more than 40 kilometres per hour in a distance of 1.6 kilometres on a paved level surface, and which

- (1) meets or exceed standards of the *Motor Vehicle Safety Act* (Canada) for a low-speed vehicle and bears a compliance label for a low-speed vehicle in accordance with that Act; or
- (2) if imported to Canada, has been imported as an admissible low-speed vehicle in accordance with the *Motor Vehicle Safety Act* (Canada) requirements and
 - (a) bears a compliance label for a low-speed vehicle in accordance with that Act; or
 - (b) meets applicable federal United States laws in accordance with the *Motor Vehicle Safety Act* (Canada).

2 A person may drive or operate a neighbourhood zero emission vehicle on any highway within the Municipality that has a speed limit of over 40 kilometres per hour but no more than 50 kilometres per hour.

3 The authority conferred by Section 2 is in addition to the authority under Section 24.07(3)(a) of the *Motor Vehicle Act Regulations*, B.C. Reg. 26/58, as amended, for a person to drive or operate a neighbourhood zero emission vehicle on a highway that has a speed limit of 40 kilometres per hour or less.

4 This Bylaw may be cited as the *Low-Speed Electric-Powered Vehicle Authorization Bylaw, 2008*.

READ a first, second and third time by the Municipal Council on July 21, 2008

FINALLY ADOPTED by the Municipal Council on August 18, 2008

Mayor

Municipal Clerk

Sealed with the Seal of The Corporation
of the District of Oak Bay

Neighbourhood zero emission vehicles

24.07 (1) No person may drive or operate a neighbourhood zero emission vehicle on a highway or class of highway except as authorized under this section.

(2) A person may drive or operate a neighbourhood zero emission vehicle in unorganized areas of British Columbia

(a) on a highway or class of highway that has a speed limit of 40 km/hr or less, or

(b) if authorized by a road use permit issued by the Minister of Transportation and Infrastructure under section 209 (2) (d) of the Act, on a highway or class of highway that has a speed limit of over 40 km/hr but no more than 50 km/hr.

(3) A person may drive or operate a neighbourhood zero emission vehicle in a municipality

(a) on a highway or class of highway that has a speed limit of 40 km/hr or less, or

(b) if authorized by bylaw of the council of a municipality, on a highway or class of highway that has a speed limit of over 40 km/h but no more than 50 km/hr.

(4) A person who drives or operates a neighbourhood zero emission vehicle as authorized by subsection (2) or (3) may cross a highway that has a speed limit that is not greater than 80 km/hr at an intersection to enable the person to continue on a highway on which the person is authorized to drive or operate a neighbourhood zero emission vehicle.

(5) A person commits an offence who operates a neighbourhood zero emission vehicle in contravention of this section.

[en. B.C. Reg. 145/2008, s. 5.]

Grandparenting of neighbourhood zero emission vehicles

24.08 (1) If a person owns or leases a neighbourhood zero emission vehicle on the day before this section comes into force,

(a) Division 7B applies to the neighbourhood zero emission vehicle, and

(b) sections 7.01 (3), 7.09 (3) and 24.07 do not apply to the neighbourhood zero emission vehicle

as long as the neighbourhood zero emission vehicle continues to be owned or leased by the person who owned or leased it on the day before this section comes into force.

(2) A person described in subsection (1) may apply to the director to exempt the person from subsection (1).

[en. B.C. Reg. 145/2008, s. 5.]

Schedule

[en. B.C. Reg. 91/99, s. 3.]