



## CORPORATION OF THE TOWNSHIP OF ESQUIMALT

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

Monday, December 7, 2009

7:00 p.m.

Esquimalt Council Chambers

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1. **CALL TO ORDER**

2. **LATE ITEMS**

3. **APPROVAL OF THE AGENDA**

4. **MAYOR'S ANNUAL ADDRESS**

(1) Mayor's Address

(2) Council Appointments

5. **PRESENTATION**

(1) Nancy Falconer, Canadian Cancer Society, Banning the Sale and Use of Cosmetic Pesticides

6. **MINUTES**

(1) Minutes of the Regular Meeting of Council, November 16, 2009 Pg. 1 – 8

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

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

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8. **HEARING**

(1) **HEARING – DEVELOPMENT VARIANCE PERMIT  
[937 RANKIN ROAD]**

i) Notice of Hearing Pg. 9

ii) Background Information – *Available for Viewing Separately*  
• Staff Report No. DEV-09-071

**PUBLIC INPUT**

**ADJOURNMENT OF HEARING**

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**HEARING STAFF REPORT**

(2) Hearing for Development Variance Permit, 937 Rankin Road [Lot 11, Section 2, Esquimalt District, Plan 27073], Staff Report No. DEV-09-078 Pg. 10 – 24

**RECOMMENDATION:**

That the application for a Development Variance Permit authorizing the siting of an new accessory building as detailed on the site plan prepared by Richard J. Wey and Associates stamped "Received September 16, 2009", constructed in general accordance with plans submitted with the application stamped "Received September 16, 2009", and including the following relaxation to Zoning Bylaw No. 2050, be approved, issued and registered on the title of Lot 11, Section 2, Esquimalt District, Plan 27073 [937 Rankin Road].

Zoning Bylaw No. 2050, Section 36(9)(b)(i) – Siting Requirements – Accessory Building – Front Setback: waiver from the requirement that no Accessory Building shall be located in front of the front face of the Principal Building.

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9. **STAFF REPORTS**

*Administration*

- (1) Township Hiring Practice, Staff Report No. ADM-09-068 Pg. 25

**RECOMMENDATION:**

That Council accept this report for information.

- (2) 2010 Council Meeting Schedule, Staff Report No. ADM-09-069 Pg. 26 – 27

**RECOMMENDATION:**

That Council endorse the attached 2010 schedule of meetings, inclusive of the schedule for a summer recess from July 19, 2010 through August 13, 2010.

- (3) Canadian Cancer Society: Request to Province to Ban Sale and Use of Cosmetic Pesticides, Staff Report No. ADM-09-070 Pg. 28 – 39

**RECOMMENDATION:**

That Esquimalt Council support the Canadian Cancer Society in its grassroots campaign to request the provincial government ban the sale and use of cosmetic pesticides by writing a letter highlighting the successes achieved following the adoption of Esquimalt's Pesticide Use Reduction Bylaw on July 14<sup>th</sup>, 2008.

- (4) Liquor License Amendment Application: CFB Esquimalt, Staff Report No. ADM-09-071 Pg. 40 – 54

**RECOMMENDATION:**

That Council exercise the option to opt out of commenting to the Liquor Control and Licensing Branch on the application for structural change to Liquor Licence #123386 submitted by CFB Esquimalt Messes, CFB Esquimalt.

- (5) Appointment of Acting Deputy Chief Administrative Officer, Staff Report No. ADM-09-072 Pg. 55

**RECOMMENDATION:**

That the following person be appointed to act in the absence or incapacity of the incumbent in the position indicated effective December 7<sup>th</sup>, 2009: Scott Hartman – Acting Deputy Corporate Administrator (in the absence of Barb Snyder)

*Parks and Recreation*

- (6) 2010 Fees and Rental Charges – Addition of Regional Recreation Pass, Staff Report No. P&R-09-032 Pg. 56 – 57

**RECOMMENDATION:**

That Parks and Recreation Bylaw 2007, No. 2665, Amendment Bylaw [No. 4], No. 2724 to be given first, second, and third reading.

- (7) Esquimalt Volunteer Services, Staff Report No. P&R-09-033 Pg. 58

**RECOMMENDATION:**

That Council receive the report for information.

- (8) Esquimalt Anglers' Association License of Use Agreement, Staff Report No. P&R-09-034 Pg. 59 – 64

**RECOMMENDATION:**

That Council approve the 2010 – 2014 Esquimalt Anglers' Association License of Use Agreement and that the Mayor and Corporate Administrator be authorized to execute the Agreement.

*Engineering and Public Works*

- (9) Various Traffic Issues, Staff Report No. EPW-09-042 Pg. 65 – 80

**RECOMMENDATION:**

That Council approve the following Traffic Orders (TO):

TO # 1175 – No parking on the east side of Alexander Road for the portion abutting 908 Kingsmill Road.

TO # 1176 – No Parking / No stopping Tow Away Zone along Esquimalt Road.

TO # 1177 – No Stopping Between 3 pm and 5 pm on Esquimalt Road.

TO # 1178 – No Stopping Between 7 am and 9 am on Esquimalt Road.

TO # 1179 – 40 Km/hr Maximum Speed on Colville Road from Lampson Street to Admirals Road.

TO # 1180 – Three Way Stop at Lampson Street and Munro Street.

TO # 1181 – No Parking on Craigflower Service Road.

- (10) Update on Pilot Project, Staff Report No. EPW-09-043 Pg. 81 – 82

**RECOMMENDATION:**

That Council approve the utilization of the southern portion of the Archie Browning Sports Centre parking lot as an alternative site for the Pilot Project.

*Finance*

- (11) Advance Tax Payment Interest Allowance Bylaw, Staff Report No. FIN-09-031 Pg. 83 – 85

**RECOMMENDATION:**

That the Advance Tax Payment Interest Allowance Bylaw, 2009, No. 2725 be given 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

- (12) Auditors – Continuation of Appointment, Staff Report No. FIN-09-032 Pg. 86

**RECOMMENDATION:**

That KPMG LLP, Chartered Accountants, be appointed auditors for the Corporation of the Township of Esquimalt for the fiscal year 2009.

*Development Services*

- (13) Heritage Advisory Committee – Development of Community Heritage Register, Staff Report No. DEV-09-076 Pg. 87 – 89

**RECOMMENDATION:**

That Council authorize the Heritage Advisory Committee to develop a Community Heritage Register for Esquimalt as permitted under Section 954 of the *Local Government Act* and in accordance with the process outlined below.

- (14) Development Permit, 1153 Esquimalt Road [Lot A, Section 11, Esquimalt District, Plan 15195, Except Plan 24210], Staff Report No. DEV-09-077 Pg. 90 – 95

**RECOMMENDATION:**

That the application for a Development Permit, limiting the form and character of development at 1153 Esquimalt Road to that shown on plans prepared by Horvath Interior Design and stamped “Received October 2, 2009”, and the photo of the material sample supplied by the applicant be approved, issued and registered on the title of Lot A, Section 11, Esquimalt District, Plan 15195, Except Plan 24210.

**10. MAYOR AND COUNCILLORS’ REPORTS**

- (1) Report from Mayor Desjardins, July – November Activities Pg. 96 – 102

**11. REPORTS FROM COMMITTEES**

- (1) Memorandum from the Heritage Advisory Committee, dated October 21, 2009, Re: Heritage Advisory Committee 2009 Work Plan Pg. 103 – 104
- (2) Minutes from the Centennial Celebrations Select Committee meeting, October 27, 2009 Pg. 105 – 109
- (3) Draft minutes from the Access Awareness Advisory Committee meeting, November 4, 2009 Pg. 110 – 113

- (4) Draft minutes from the Arts, Culture and Special Events Advisory Committee meeting, November 4, 2009 Pg. 114 – 116
- (5) Draft minutes from the Parks and Recreation Advisory Committee meeting, November 5, 2009 Pg. 117 – 120
- (6) Draft minutes from the Advisory Planning Commission meeting, November 17, 2009 Pg. 121 – 126
- (7) Draft minutes from the Heritage Advisory Committee meeting, November 18, 2009 Pg. 127 – 131
- (8) Draft minutes from the Environmental Advisory Committee meeting, November 26, 2009 Pg. 132 – 137
- (9) Memorandum from the Environmental Advisory Committee, dated December 2, 2009, Re: Community Gardens Task Force and Start-up Fund Pg. 138
- (10) Committee of the Whole Report, November 30, 2009  
*[Motion to approve the recommendations]* Pg. 139

**12. COMMUNICATIONS**

- (1) Letter from the Greater Victoria Chamber of Commerce, dated November 17, 2009, Re: 2010 / 2011 Budgets Pg. 140 – 143
- (2) Letter from Harry Bains, MLA and Gary Coons, dated November 17, 2009, Re: Highway Maintenance and Infrastructure Issues Pg. 144
- (3) Letter from the Union of British Columbia Municipalities, dated November 20, 2009, Re: Gas Tax Agreement Community Works Fund Payment Pg. 145
- (4) Letter from the City of North Vancouver, dated November 20, 2009, Re: Provincial Funding Assistance to the Arts Pg. 146 – 158
- (5) Letter from the City of Burnaby, dated November 23, 2009, Re: Proposed Costs and Governance Structure Associated with The Police Records Information Management Environment (PRIME) Pg. 159 – 165
- (6) Letter from the Ministry of Public Safety and Solicitor General, dated November 25, 2009, Re: Request to Amend Amalgamation Order to Accommodate a Two Co-Chair Model for the Victoria Esquimalt Police Board Pg. 166
- (7) Bill C-304 from the House of Commons of Canada, received November 26, 2009, Re: An Act to Ensure Secure, Adequate, Accessible and Affordable Housing for Canadians Pg. 167 – 173
- (8) Letter from the Ministry of Public Safety and Solicitor General, dated November 27, 2009, Re: Structure of Policing in the Capital Regional District Pg. 174 – 175

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- (9) Letter from the Association of Vancouver Island and Coastal Communities, dated November 27, 2009, Re: Planning for the 2010 AVICC AGM & Convention; Resolutions Notice and Request for Submissions; and Call for Nominations for AVICC Executive Pg. 176 – 183
- (10) Email from the NEED Crisis and Information Line, dated November 27, 2009, Re: Support for NEED Pg. 184 – 185
- (11) Email from the Esquimalt Speed Skating Club, dated November 30, 2009, Re: Invitation to Participate in Skate-A-Thon Pg. 186 – 187
- (12) Letter from 2010 Legacies Now, dated November 30, 2009, Re: 2010 and Beyond Website Pg. 188
- (13) Email from the Union of British Columbia Municipalities, dated December 1, 2009, Re: New Relationship Agreements Pg. 189 – 194
- (14) Letter from the Provincial Capital Commission, dated December 1, 2009, Re: Appointment of a Director to the Provincial Capital Commission for 2010 Pg. 195 – 199
- (15) Letter from Capital Regional District Parks Committee, dated December 1, 2009, Re: Recommendation to Increase the Land Acquisition Fund Pg. 200 – 202
- (16) Letter from Diana Lemming, dated November 26, 2009, Re: Spay / Neuter Bylaw for Cats Pg. 203
- (17) Letter from the Spay / Neuter Action Committee, dated December 2, 2009, Re: Request for Council to Reconsider Feline Spay / Neuter Bylaw for Cats Pg. 204
- (18) Email from the Spay / Neuter Action Committee, dated December 2, 2009, Re: Mandatory Spay / Neuter Bylaw for Cats Pg. 205 – 210
13. **PUBLIC QUESTION AND COMMENT PERIOD**  
*Excluding items which are or have been the subject of a Public Hearing.*
14. **RISE AND REPORT**
- (1) Rise and Report from the *In Camera* meeting, November 23, 2009, Committee and Commission Appointments
15. **ADJOURNMENT**