



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

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

Monday, January 18, 2010
7:00 p.m.
Esquimalt Council Chambers

1. **CALL TO ORDER**

2. **LATE ITEMS**

3. **APPROVAL OF THE AGENDA**

4. **PRESENTATION**

(1) Darlene Gait, Peace Mural

(2) Roger Skillings and Sasha Angus, Greater Victoria Development Agency, Activities and Future Plans Pg. 1 – 9

5. **MINUTES**

(1) Minutes of the Special Meeting of Council, December 2, 2009 Pg. 10 – 11

(2) Minutes of the Regular Meeting of Council, December 7, 2009 Pg.12 – 34

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

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

7. **HEARING**

(1) **HEARING – DEVELOPMENT VARIANCE PERMIT
[# 6 – 1190 RHODA LANE]**

i) Notice of Hearing

Pg. 35 – 36

ii) Background Information – *Available for Viewing Separately*

- Staff Report No. DEV-09-080

PUBLIC INPUT

ADJOURNMENT OF HEARING

HEARING STAFF REPORT

(2) Development Variance Permit, # 6 – 1190 Rhoda Lane, [Strata Lot 6, Esquimalt District, Plan VIS6883], Staff Report No. DEV-10-004 Pg. 37 – 57

RECOMMENDATION:

That the application for a Development Variance Permit reducing

the required setback from the Gorge Waterway for a principal building as detailed on the site survey for Strata Lot 6, prepared by Robert Hartnell Land Surveyor, stamped "Received September 3, 2009", and including the following relaxations to Official Community Plan Bylaw No. 2646, be approved, issued and registered on the title of Strata Lot 6, Esquimalt District, Strata Plan VIS6883 [#6 - 1190 Rhoda Lane].

Official Community Plan Bylaw, 2006, No. 2646, Section 9.6.5(a) – a 4.4 metre reduction in the required 20 metre setback between any building or structure and the High Water Mark of the Gorge Waterway to 15.6 metres.

Official Community Plan Bylaw, 2006, No. 2646, Section 9.6.5(a) – a waiver of the requirement that new buildings and structures not be located within 20 metres of the High Water Mark of the Gorge Waterway.

Approval of the above variances would permit construction within the area shown hatched on the site survey of Strata Lot 6, Esquimalt District, Strata Plan VIS6883, prepared by Robert Hartnell Land Surveyor stamped "Received September 3, 2009" attached hereto as Schedule 'A' of the permit.

8. **DELEGATION**

- (1) Mark Wanstall, Able 2, Re: 330 Kinver Pg. 58

9. **UNFINISHED BUSINESS**

- (1) From the Regular Council Meeting, December 7, 2009
- (a) Letter from the Ministry of Public Safety and Solicitor General, dated November 27, 2009, Re: Structure of Policing in the Capital Regional District Pg. 59 – 61

10. **STAFF REPORTS**

Administration

- (1) Local Government Infrastructure Planning Grant Update, Staff Report No. ADM-10-003 Pg. 62 – 63

RECOMMENDATION:

That Council receive this report for information.

- (2) BC Hydro Power Smart Funding for Energy Study, Staff Report No. ADM-10-005 Pg. 64 – 65

RECOMMENDATION:

That Council authorize the Mayor and Corporate Administrator to sign the BC Hydro Energy Study Agreement dated January 11, 2010 which awards Coral Engineering Limited as the Consultant.

- (3) Climate Change Education for Students, Staff Report No. ADM-10-006 Pg. 66 – 69

RECOMMENDATION:

That Council support in principle the carry over of \$2450 from the 2009 Sustainability Initiatives budget for the delivery of the BC Sustainable Energy Association's *Climate Change Showdown* Program for Grade 5 students at École Victor Brodeur and Macaulay Elementary School.

- (4) Community Gardens Task Force, Staff Report No. ADM-10-007 Pg. 70

RECOMMENDATION:

That Council receive this report for information.

- (5) Appointments to Capital Regional Water Supply Commission, Staff Report No. ADM-10-008 Pg. 71 – 72

RECOMMENDATION:

That the appointments to the Capital Regional Water Supply Commission made at Council's Regular Meeting held December 7th, 2009 be amended as follows:

- (1) That the appointment of Councillor Megan Brame as the Alternate be rescinded;
- (2) That Mayor Barbara Desjardins be appointed as the Alternate;
- (3) That the appointment of Councillor Lynda Hundleby be reinstated;

And That the Capital Regional Water Supply Commission be notified of the change in representation.

Engineering and Public Works

- (6) Various Residential Parking Requests [TO # 1181 & 1182], Staff Report No. EPW-10-001 Pg. 73 – 81

RECOMMENDATION:

That Council approve the following Traffic Orders (TO):

- TO # 1181 – Residential Parking Only zone on Gosper Crescent from 1001-1029, and 1002-1028.
- TO # 1182 – Residential Parking Only zone on Agnes Street, both sides.

Development Services

- (7) Addition to Esquimalt Heritage Register and Acceptance of Statement of Significance for 330 Kinver Street, Staff Report No. DEV-10-003 Pg. 82 – 94

RECOMMENDATION:

1. That the residential building [in situ] at 330 Kinver Street [Lot A, Section 11, Esquimalt District, Plan 27698] be added to the municipal Heritage Register; and
2. That Council consider adoption of the attached Statement of

Significance for the residential building [in situ] at 330 Kinver Street [Lot A, Section 11, Esquimalt District, Plan 27698] as presented.

- (8) Rezoning, OCP Amendment and Development Permit, 924 Esquimalt Rd, [Lot 2, Section 11, Esquimalt District, Plan 13060], 928 Esquimalt Rd, [Lot 1, Section 11, Esquimalt District, Plan 13060], 912 Carlton Terrace, [Lot 3, Section 11, Esquimalt District, Plan 13060], 914 Carlton Terrace, [Lot 4, Section 11, Esquimalt District, Plan 13060], Staff Report No. DEV-10-005 Pg. 95 – 139

RECOMMENDATION:

1. That Bylaw No. 2727, which would amend Official Community Plan Bylaw, 2006, No. 2646 by changing the land use designation of Lots 1, 2, 3, and 4 Section 11, Esquimalt District, Plan 13060 [924 and 928 Esquimalt Road, 912 and 914 Carlton Terrace] as shown hatched on Schedule 'A' attached hereto, from Multi-Unit, Low Rise Residential to Multi-Unit, High Rise Residential, be given first and second reading; and
2. That Bylaw No. 2728, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of Lots 1, 2, 3, and 4 Section 11, Esquimalt District, Plan 13060 [924 and 928 Esquimalt Road, 912 and 914 Carlton Terrace] shown cross-hatched on Schedule 'A' Schedule 'A' attached hereto, from RM-4 [Multiple Family Residential] to CD No. 69 [Comprehensive Development District No. 69], be given first and second reading; and
3. That a Public Hearing be scheduled; and
4. That prior to a Public Hearing, a draft Development Permit limiting the form and character of the proposed development to that shown on architectural plans prepared by Misra Architect, stamped "Received November 12th, 2009", and a landscape plan prepared by Lombard North Group stamped "Received November 13th, 2009" be returned to Council for consideration.

- (9) Recovery Homes, Staff Report No. DEV-10-006 Pg. 140 – 145

RECOMMENDATION:

1. That Bylaw No. 2705, which would amend Zoning Bylaw, 1992, No. 2050 by changing the definition of "Family" to exclude residents of a Recovery Home, add a new definition for "Recovery Home" and create regulations to permit Recovery Homes to operate in Esquimalt, be given first and second reading; and
2. That a Public Hearing be scheduled;

11. REPORTS FROM COMMITTEES

- (1) Committee of the Whole Report, January 11, 2010 Pg. 146
[Motion to approve the recommendations]
- (2) Committee of the Whole Report, January 18, 2010
[Motion to approve the recommendations]

- (3) Draft minutes from the Special Heritage Advisory Committee meeting, December 8, 2009 Pg. 147 - 148
- (4) Memorandum from the Heritage Advisory Committee, dated December 21, 2009, Re: Johnson Street Bridge Heritage Significance Pg. 149
- (5) Draft minutes from the Advisory Planning Commission meeting, December 15, 2009 Pg. 150 – 158
- (6) Draft minutes from the Special Heritage Advisory Committee meeting, January 5, 2010 Pg. 159 – 161

12. COMMUNICATIONS

- (1) Letter from Dr. Keith Martin, MP, dated December 1, 2009, Re: Reinstatement of Funding for the Urgent Short Term Assessment and Treatment (USTAT) Program at Esquimalt Neighbourhood House Pg. 162
- (2) Letter from the Vancouver Island Health Authority, dated December 8, 2009, Re: Termination of Contract with Esquimalt Neighbourhood House for Counseling Services Pg. 163 – 164
- (3) Letter from Law, Government and Community Engagement in BC, received December 7, 2009, Re: Being an Active Citizen Pg. 165
- (4) Letter from the Capital Regional District, dated December 10, 2009, Re: CRD Bylaw No. 3652, Capital Regional District Regional Housing Trust Fund Service Establishment Bylaw No. 1, 2005, Amendment Bylaw No. 6, 2009 Pg. 166 – 195
- (5) Letter from the English Inn and Resort, dated December 11, 2009, Re: Notice of Change of Ownership Pg. 196 – 197
- (6) Letter from Mayor Dean Fortin, Chair, Victoria Police Board, dated December 14, 2009, Re: Policing Costs for Olympic Torch Relay Pg. 198 – 199
- (7) Letter from Mayor Dean Fortin, Chair, Victoria Police Board, dated December 14, 2009, Re: Request for Assistance Pg. 200
- (8) Letter from the Capital Regional District, dated December 15, 2009, Re: CRD Bylaw 3662, Millstream Site Remediation Cost Service Loan Authorization Bylaw No. 1, 2008, Amendment Bylaw No. 1, 2009; and CRD Bylaw 3663, Millstream Site Remediation Cost Service Establishment Bylaw No. 1, 2008, Amendment Bylaw No. 1, 2009 Pg. 201 – 209
- (9) Letter from the Millstream Meadows Remediation Cost-Sharing Advisory Committee, dated January 6, 2010, Re: Proposed CRD Bylaw 3663 Pg. 210

(10) Letter from the Vancouver Island Economic Alliance, dated January 6, 2010, Re: Economic Development on Vancouver Island Pg. 211

(11) Letter from the Mustard Seed Church, dated January 7, 2010, Re: Letter of Appreciation Pg. 212

13. RISE AND REPORT

(1) Report from the *In Camera* Meeting of Council, January 11, 2010, Re: CREST

14. PUBLIC QUESTION AND COMMENT PERIOD

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

15. ADJOURNMENT