



Corporation of the Township of Esquimalt

COMMITTEE OF THE WHOLE

Monday, February 13, 2012

Esquimalt Municipal Hall – Council Chambers

7:02 p.m.

MINUTES

PRESENT: Mayor Barbara Desjardins (Chair), Councillor Meagan Brame, Councillor Lynda Hundleby, Councillor Robert McKie, Councillor Tim Morrison, Councillor David Schinbein

REGRETS: Councillor Dave Hodgins

STAFF: Laurie Hurst, Chief Administrative Officer
Barb Snyder, Director of Development Services
Fire Chief David Ward, Fire Rescue
Anja Nurvo, Manager of Corporate Services
Louise Payne, Recording Secretary

1. CALL TO ORDER

Mayor Desjardins called the meeting to order at 7:02 p.m.

2. LATE ITEMS

There were no late items.

3. APPROVAL OF THE AGENDA

MOTION: Moved by Councillor Schinbein/Councillor Morrison:
That the Agenda be approved as circulated.

CARRIED UNANIMOUSLY.

4. MINUTES

MOTION: Moved by Councillor McKie/Councillor Brame:
That the following minutes be adopted as circulated:

- (1) Minutes of the Regular Committee of the Whole, January 9, 2012
- (2) Minutes of the Special Committee of the Whole, January 16, 2012

CARRIED UNANIMOUSLY.

MOTION: Moved by Councillor McKie/Councillor Brame:

That the minutes of the Special Committee of the Whole, January 23, 2012 be adopted as amended, with the following comment added prior to the motion to receive the 2011 Departmental Third Period Reports:

Council expressed their appreciation to staff for their Departmental reports and for helping to keep Council informed and accountable.

CARRIED UNANIMOUSLY.

5. STAFF REPORTS

Administration

(1) Posting of Agendas on Website, Staff Report No. ADM-12-012

MOTION: Moved by Councillor Morrison/Councillor Brame:

This Committee recommends to Council that staff continue with their current practice of posting complete agenda packages for Council and Committee of the Whole meetings on the Township's website, severing personal information as appropriate in compliance with the *Freedom of Information and Protection of Privacy Act*.

Council comments:

- Concern expressed that with adoption of (new) Council Procedure Bylaw, 2009, No. 2715 in early 2010, complete Council Agenda packages could have been made available to the public; however the public was denied access to this information;
- Openness is part of Council's Strategic Plan.

MOTION: Moved by Councillor Morrison/Councillor Schinbein:

That the motion be amended to include the following: In addition to posting the full agenda packages online prior to meetings, this Committee recommends to Council to direct staff to also provide options for the videotaping of full Council and Committee of the Whole meetings for the purpose of allowing for meetings to be viewed by the general public online.

Council comments:

- Motion has budget impacts and Council should know those impacts prior to going forward with consideration of the amendment.

The mover and seconder agreed to withdraw the motion. Discussion ensued on the original motion.

Council comments (*Staff response in italics*):

- Concern expressed for individual's right to privacy; *Information posted with Council Agenda package is public information;*
- How long are Agenda packages kept up on the website, as other communities leave them up for as little as one month?

MOTION: Moved by Councillor Hundleby/Councillor McKie:

That the motion be amended to add that Agenda packages be available online for one month from the date of the meeting.

DEFEATED (Mayor Desjardins, Councillors McKie and Hundleby in favour).

The question was called on the original motion, and declared **CARRIED**, with Councillor Hundleby opposed.

MOTION: Moved by Councillor Morrison/Councillor Schinbein:

This Committee recommends to Council that in addition to posting the full agenda packages online prior to meetings, Council direct staff to also provide options for the videotaping of full Council and Committee of the Whole meetings for the purpose of allowing for meetings to be viewed by the general public online.

CARRIED UNANIMOUSLY.

- (2) Tabled Item: Limiting Certain Types of Commercial Businesses –
Cheque Cashing Facilities, Staff Report No. ADM-12-013

MOTION: Moved by Councillor Morrison/Councillor McKie:
That the tabled motion be considered, with the amendment to change the
words “commercial core” to “commercial nodes”.

CARRIED (Councillor Brame opposed).

MOTION: Moved by Councillor Morrison/Councillor McKie:
This Committee recommends to Council that Council direct staff to prepare
the bylaws necessary to amend Zoning Bylaw No. 2050 to define
“commercial use”, “cheque cashing facility”, and “financial institution” so as to
prohibit additional cheque cashing businesses from locating in Esquimalt’s
commercial nodes.

Council comments:

- Concern expressed that if limit these businesses, other businesses
can’t locate in Esquimalt;
- Not an attack on business – Council deciding what the community will
look like;
- Should let market decide what businesses come to the community;
- Chamber of Commerce stated that these businesses should not be
limited in the community;
- Some communities promote and plan their main streets in the
downtown – Esquimalt has not done this – Council needs more
information on plans being used in other communities to revitalize their
commercial areas;
- Concern expressed that Esquimalt was the only urban community to
have a population decrease in 2011 (census information);
- Suggestion to get these businesses more involved with the community.

DEFEATED, with Councillor Morrison voting in favour.

Fire Rescue

- (3) Fire Services Mutual Aid Agreement with DND, Staff Report No. FIRE-
12-003

MOTION: Moved by Councillor Brame/Councillor McKie:
This Committee recommends to Council that Council approve entering into a
Memorandum of Understanding (MOU) between the Department of National
Defence (as represented by Canadian Forces Base Esquimalt) and the
Township of Esquimalt, and authorizes the execution of the MOU
substantially in the form attached to Staff Report No. FIRE-11-009

CARRIED UNANIMOUSLY.

Development Services

- (4) Amendment to Subdivision and Development Control Bylaw No. 2175,
Staff Report No. DEV-12-008

MOTION: Moved by Councillor Hundleby/Councillor Brame:
This Committee recommends to Council:

1. That Bylaw 2175 cited as ‘Subdivision and Development Control Bylaw
1997’ be amended by the addition of the following words and figures in
Part 4 – Approvals:

“7.04 Each application for Subdivision shall include Civil Engineering drawings showing the proposed location of any required works and services and demonstrating that the servicing can be achieved in accordance with the Municipality’s standards. This requirement for Civil Engineering drawings also applies to building permit applications where any new works and services are required.”

2. That staff be directed to prepare the necessary amending bylaw, information brochure and policy document described on page 2.

CARRIED UNANIMOUSLY.

- (5) Development Permit, 521 – 529 Comerford Street [Lot 266, Suburban Lot 40, Esquimalt District, Plan 2854], [Lot 267, Suburban Lot 40, Esquimalt District, Plan 2854], Staff Report No. DEV-12-012

The applicant and his architect made a PowerPoint presentation to Council providing an overview of the changes to the Development Permit application.

Council comments:

- Attractive development, providing options for home ownership;
- Concern expressed for parking for workers during the construction phase;
- Approve of accessibility aspect of the development, and that it will be prewired for solar power;
- Timeframe (completion by summer, 2013) is important.

MOTION: Moved by Councillor Schinbein/Councillor Brame:

This Committee recommends to Council that the application for a Development Permit limiting the form and character of development to that shown on architectural plans provided by Vic Davies Architect stamped “Received January 10, 2012”, and sited as detailed on the survey plan prepared by Powell and Associates, BC Land Surveyors, stamped “Received December 2, 2011”, and including the following relaxations to Zoning Bylaw, 1992, No. 2050 and Parking Bylaw, 1992, No. 2011, for the proposed development located at Lot 266, Suburban Lot 40, Esquimalt District, Plan 2854 and Lot 267, Suburban Lot 40, Esquimalt District, Plan 2854 [521-529 Comerford Street], be forwarded to Council with a **recommendation of approval** subject to appropriate notification being completed, a Variance Hearing being held, and a Development Permit being returned to Council for consideration.

Zoning Bylaw, 1992, No. 2050, Section 24 (1) – Visibility at Intersections – an exemption from the requirement that there shall be no obstruction to the line of vision by Buildings, Structures or vegetation between the heights of 1 metre and 3 metres above the established grade of streets within an area bounded by the centre lines of intersecting streets and a line joining a point on each of the centre lines 25 metres from their intersection.

Parking Bylaw, 1992, No. 2011, Section 11(1) – Visitor Parking – a reduction in the required number of dedicated visitor parking spaces from 1 of every 4 to 1 of every 8 [i.e. from a total of 12 visitor spaces to 6 visitor spaces]

Parking Bylaw, 1992, No. 2011, Section 13(1)(a)(v) – Number Of Off-Street Parking Spaces – a reduction in the required number of parking spaces from 1.3 spaces per dwelling unit to 0.64 spaces per dwelling unit [i.e. from a total of 45 spaces to 22 spaces].

CARRIED UNANIMOUSLY.

- (6) Esquimalt Village Plan – Discussion of Option for Sale or Retention, Staff Report No. DEV-12-013

A discussion ensued regarding the options for developing the Esquimalt Village Plan, noting that more information needed to be provided to Council on each option.

MOTION: Moved by Councillor Schinbein/Councillor McKie:

That further consideration of Staff Report No. DEV-12-013 **be tabled** until more detailed information is brought back to Council on each option for the development of the Esquimalt Village Plan.

CARRIED UNANIMOUSLY.

6. PUBLIC QUESTION AND COMMENT PERIOD

Muriel Dunn, resident, expressed her concern with Council's decision not to limit additional cheque cashing businesses from locating in Esquimalt. She expressed her support for the Development Permit application for 521-529 Comerford Street, noting that the proposed development would attract young people to the community. She clarified a comment made regarding the community's concern with the McDonald's restaurant development, pointing out that it was her understanding that residents were unhappy with the sale of the municipal lands to McDonalds. She also clarified, regarding comments by Council on the latest census figures, that in the past, army families lived in Esquimalt; however only the naval base remains and their numbers have decreased.

7. ADJOURNMENT

MOTION: Moved by Councillor Hundleby/Councillor Brame:

That the Committee of the Whole Meeting of February 13, 2012 be adjourned at 9:11 p.m.

CARRIED UNANIMOUSLY.

MAYOR OF THE CORPORATION
OF THE TOWNSHIP OF ESQUIMALT
THIS 23rd DAY OF APRIL, 2012

CERTIFIED CORRECT:

ANJA NURVO
CORPORATE OFFICER