



TOWN OF SIDNEY

MINUTES OF REGULAR COUNCIL MEETING Monday, August 14, 2017 Council Chambers 7:00 p.m.

PRESENT: Mayor S. Price
Councillors: E. Bremner-Mitchell, T. Chad, B. Fallot, M. Lougher-Goodey, C. McLennan and P. Wainwright

Staff: R. Humble, Chief Administrative Officer
T. Restell, Acting Director of Corporate Services/Manager of Finance
T. Tanton, Director of Development Services, Engineering, Parks & Public Works
B. Mikkelsen, Fire Chief
A. Verhagen, Manager of Planning
S. Nelson, Corporate Officer

1. CALL TO ORDER / PUBLIC PARTICIPATION PERIOD (maximum 20 minutes) / INTRODUCTIONS / PRESENTATIONS / PUBLIC HEARINGS

Mayor S. Price called the meeting to order at 7:00 p.m.

A. PUBLIC PARTICIPATION PERIOD

1. **W. Halliday, 2525 Oakville Avenue** – requested separated recycling containers (i.e. for cans/bottle, garbage, and paper) be provided in parks and other areas throughout the town.
2. **D. Irwin, 2324 Harbour Road (Philbrook's Boatyard)** – referring to item 13c, advised the Town's road right-of-way adjacent to the property is essential to their business activity (i.e. providing access and garbage facility); and stated would like to see a mutual resolution by either allowing them continued use of the area or an opportunity to purchase the property.
3. **L. Troesken, 2475 Bevan Avenue** – referring to item 14f, stated her unit would be the most affected by the proposed development (i.e. loss of light and unusable balcony); that the building is too large for the site and that it could be built to comply with current regulations, but it would mean less profit for the developer; and requested Council to refuse the variances so that the developer may come to the Strata and negotiate a compromise in the building design.
4. **S. Garnett, 9583 Christine Place** – was offended by a reference made at the July 10th public hearing for 2211, 2213 & 2215 James White Boulevard stating the residents were suffering from PTSD and hoped the proponent provided an apology; and, with respect item 1biii, expressed concerns regarding the proposed access for the development suggesting it be located off Resthaven Drive as the traffic in the area is already heavily congested.
5. **J. Treleaven, 10134 Third Street** – expressed concerns regarding the proponent's approach to seek support from the CRD for Victoria's bid in hosting the 2022 Commonwealth Games and, in particular, that the discussions were held in a closed meeting.
6. **J. Gifford, 10448 Allbay Road** - stated the Mayor's message in the July issue of *Town Talk* was great and that Sidney's staff and volunteers have done a great job with this summer's events and celebrations.
7. **L. Mari, 2471 Bevan Avenue (proponent)** – sympathized with Ms. Troesken's concerns, however stated that the Strata was not interested in engaging in initial design process; that the proposed design is the only viable option due to the difficult constraints of the site; that revised plans were forwarded to the Strata with

no response; and that they may have some alternative options for the Strata, but that at this time they would like to move forward with the current design.

8. **L. Troesken, 2475 Bevan Avenue** – stated that the Strata only received the initial plans.

Public Participation Period closed at 7:20 p.m.

B. PRESENTATIONS

- i. **Development Variance Permit Application No. DV100229 & Development Permit Application No. DP100718 (9666 Sixth Street)**

(To relax the lot coverage in order to construct two small-lot single-family dwellings).

(see also – item 11a)

Mr. Ryan Hoyt, project designer, presented the proposed development for two small-lot, single family dwellings and advised the variance request to increase the lot coverage is to allow for full living area on the main floor. He noted the design limitations of narrow lots and that the single-car garage would be located at the rear with access off the back lane way.

- ii. **Development Variance Permit Application No. DV100231 (2298 Gail Place)**

(To relax rear yard setback requirement in order to construct a two-family dwelling).

(see also – item 11b)

Mr. Will Peereboom, project designer, presented the proposed development for a two-family dwelling and advised the variance request to increase the rear yard setback is to allow for adequate outdoor space on this irregular pie-shaped lot.

- iii. **Development Variance Permit Application No. DV100232 & Development Permit Application No. DP100721 (10106 & 10108 Resthaven Drive)**

(To relax siting for visitor parking spaces and reduce the number of adaptable units in order to construct 2 multi-family townhouse buildings, each being 2 storeys with 4 dwelling units for a total of 8 units).

(see also – item 11c)

Mr. Brian Rados, applicant, advised that the required number of parking stalls have been accommodated for in the proposed development for 2 townhouse buildings, however is requesting a variance to allow the visitor parking spaces to be located in the exterior side yard.

C. PUBLIC HEARINGS

Mayor S. Price noted the rules of the procedure for public hearing. The Chief Administrative Officer read the notice for the public hearing.

- i. **Bylaw No. 2143 - Official Community Plan, Amendment No. 19 (2268-2270 Henry Ave)**

(To amend area from Neighbourhood Residential (RES-1) to Multi-Family Residential (RES-3).

Bylaw No. 2144 - Zoning, Amendment No. 33 (2268-2270 Henry Avenue)

(To amend area from Single and Two-Family Residential (R2) to Multi-Family Medium Density Residential (RM6).

(To construct a 3 storey, 8 unit multi-family development).

(see also - items 14c & d)

The following written submission(s) were received: None.

The following verbal submission(s) were received:

1. **S. Garnett, 9583 Christine Place** – expressed deep concern for the displacement of the tenants and suggested that perhaps the developers be forced to provide some subsidized units within the new development.
2. **K. McMullin, 2312 Henry Avenue – OPPOSED**; also expressed deep concern for the displacement of tenants and noted section 5.3.17 of the Town's OCP (*"Where redevelopment of existing affordable housing (i.e. older housing stock) forms part of an application for rezoning and subdivision, the applicant will work with the Town in the preparation of a plan to mitigate the loss of existing affordable units, as well as a plan to address potential compensation to existing tenants in order to minimize the loss of affordable housing stock."*) and, upon receipt of a legal opinion confirming the interpretation, questioned what steps would be taken to mitigate or compensate the tenants for their loss of housing.
3. **J. Blair, 2312 Henry Avenue – OPPOSED**; stated being evicted or made homeless is a stressful experience and was disappointed during presentation of the development that there was no consideration for the displacement of the tenants; and requested the decision be delayed until some assistance has been provided to the tenants.
4. **S. Weller, James White Boulevard (business & property owner) - SUPPORT**; stated the following: that being a property owner in Sidney is tough, in that you get accused of both being a slumlord or a money hungry developer; that, unfortunately the fact is, property owners do not have a moral obligation to tenants and some people may get displaced; that the Town has a fiscal responsibility and needs to grow in order to be more vibrant and for businesses to be viable; and that the proposed development is good for Sidney.
5. **B. Carey, 9724 Fourth Street – OPPOSED**; stated the decision is tough, however that section 5.3.17 of the OCP directs the Town to consider loss of the affordable housing units with the development; and that if proper procedures have not taken place (i.e. the applicant did not work with Town to mitigate or compensate the tenants for their loss) then it is in contravention and the application cannot be considered until that has taken place.
6. **C. Hartley, 10005 Chicory Place – SUPPORT**; stated the proposed development plans are good and will improve the neighborhood; and echoed the words of Mr. Weller that it is a good development for the Town by increasing values and livable units.
7. **J. Treleven, 10134 Third St** – stated the following: that there is a housing crisis due to many factors including decades of bad senior government housing policies; that land prices have increased significantly which has become a challenge for all municipalities dealing with land use regulations; that Council's approval of the affordable rental units on Fourth Street was a good decision; and that the decision requires the application of general tax revenue.

Mayor S. Price asked three times if there were any other submissions. There being none, the Public Hearing for Bylaw No. 2143 & Bylaw No. 2144 was official closed at 8:04 p.m.

2. APPROVAL OF AGENDA

2017.23.363 Moved by Councillor B. Fallot, seconded by Councillor C. McLennan, that the agenda be approved as presented.

MOTION CARRIED UNANIMOUSLY

3. ADOPTION OF MINUTES

a. Regular Council Meeting – July 10, 2017

2017.23.364 Moved by Councillor C. McLennan, seconded by Councillor B. Fallot, that Minutes of the Regular Council Meeting of July 10, 2017, be adopted as presented.

MOTION CARRIED UNANIMOUSLY

b. Special Council Meeting – August 8, 2017

2017.23.365 Moved by Councillor C. McLennan, seconded by Councillor B. Fallot, that Minutes of the Special Council Meeting of August 8, 2017, be adopted as presented.

MOTION CARRIED UNANIMOUSLY

4. BUSINESS NOT COMPLETED AT A PREVIOUS REGULAR MEETING

5. BUSINESS ARISING FROM MINUTES

a. Council In-Camera Meeting – July 10, 2017

i. Appointment – Alternate Members for EDC

Resolution: that the following appointments be made to the Economic Development Commission for the remainder of the 2017 term:

1. *Natalie King as designated alternate member for the Sidney Business Improvement Area;*
2. *Doug Walker as designated alternate member for the Saanich Peninsula Chamber of Commerce; and*
3. *John Juricic as designated alternate member for the West Sidney Industrial Group.*

ii. New Street Name – 10364 Resthaven Drive Subdivision Application No. SA100168

Resolution: that Markinch Place be selected as the name for the new public street created by Subdivision Application No. SA100168 for 10364 Resthaven Drive.

6. DELEGATIONS

7. PETITIONS

8. MAYOR'S REPORT

9. COUNCILLORS' REPORTS

10. COMMITTEE REPORTS

a. Sidney Event Advisory Group – June 20, 2017

2017.23.366 Moved by Councillor C. McLennan, seconded by Councillor M. Lougher-Goodey, that the Minutes of the Sidney Event Advisory Group Meeting of June 20, 2017, be received for information.

MOTION CARRIED UNANIMOUSLY

Minutes contain recommendation(s) regarding:

- 2017.23.367 **R.1 Van Island Comic Con**
Moved by Councillor C. McLennan, seconded by Councillor E. Bremner-Mitchell, that Council support the Vancouver Island Comic Con in 2018 and potentially in future years as the event offers an attraction for our youth while also tapping into and fulfilling a niche market which attracts a new demographic to the community.
MOTION CARRIED UNANIMOUSLY
- b. Economic Development Commission – June 22 & July 13, 2017**
- 2017.23.368 Moved by Councillor E. Bremner-Mitchell, seconded by Councillor M. Lougher-Goodey, that the Minutes of the Economic Development Commission Meetings of June 22 and July 13, 2017, be received for information.
MOTION CARRIED UNANIMOUSLY
- c. Special Committee of the Whole – July 10, 2017**
- 2017.23.369 Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that the Minutes of the Special Committee of the Whole Meeting of July 10, 2017, be received for information.
MOTION CARRIED UNANIMOUSLY
- Minutes contain recommendation(s) regarding:
- 2017.23.370 **R.1 New Off-Street Parking & Loading Bylaw No. 2140**
Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that staff report back specifically on the proposal to modify the front yard lot coverage for parking from 30% to 50% with information about the variances which have come forward over the last reasonable period of time and whether using the percentage calculation is the best approach.
MOTION CARRIED UNANIMOUSLY
- 2017.23.371 Moved by Councillor E. Bremner-Mitchell, seconded by Councillor C. McLennan, that the staff report dated August 3, 2017, providing background information on proposed driveway coverage changes, be received for information and that Bylaw No. 2140 be brought forward for Council's consideration.
MOTION CARRIED UNANIMOUSLY
- 2017.23.372 **R.2**
Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that the payment in lieu boundary remain as per the current Off-Street Parking & Loading Bylaw No. 1661.
MOTION CARRIED UNANIMOUSLY
- 2017.23.373 **R.3**
Moved by Councillor B. Fallot, seconded by Councillor C. McLennan, that the proposed new Off-Street Parking & Loading Bylaw No. 2140 be brought forward for Council's consideration as amended.
MOTION CARRIED UNANIMOUSLY
- d. Advisory Planning Commission – August 1, 2017**
- 2017.23.374 Moved by Councillor M. Lougher-Goodey, seconded by Councillor E. Bremner-Mitchell, that the Minutes of the Advisory Planning Commission Meeting of August 1, 2017, be received for information.
MOTION CARRIED UNANIMOUSLY

Minutes contain recommendation(s) regarding:

R.1 Development Variance Permit Application No. DV100230 & Development Permit Application No. DP100719 (10490 & 10494 Resthaven Drive)

(To relax height for portion of the roof to construct 2 multi-family townhouse buildings, each being 2.5 storeys with 4 dwelling units for a total of 8 units).

2017.23.375

Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot:

1. That owners and tenants in occupation of property within 75m (246ft) of 10490 & 10494 Resthaven Drive be notified regarding Development Variance Permit Application No. DV100230 (to relax the maximum height requirement) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance;
2. That Development Permit Application No. DP100719 (to permit the construction of a 2.5 storey townhouse development with 8 dwelling units) be brought before Council for consideration of approval if Council authorizes the issuance of the Development Variance Permit; and
3. That as a condition of approval of Development Permit Application No. DP100719, the property owner:
 - a. Address Design Guidelines No. 20.3.4 (driveway profile), No. 20.3.25 (parking screening), and 20.3.34 (tree canopy over public sidewalks) to the satisfaction of the Director of Development Services, Engineering, Parks and Works.
 - b. Consult with a professional engineer to redesign the rear yard retaining walls to the satisfaction of the Director of Development Services, Engineering, Parks and Works prior to the issuance of Building Permit.
 - c. Register a restrictive covenant on the title of the property prior to the issuance of Building Permit, prohibiting the future strata council from passing any bylaws that may restrict occupancy of the building based on age.
 - d. Pay to the Town a deposit in the amount of 115% of the estimated cost to complete the hard and soft landscaping for the development prior to the issuance of Building Permit.

MOTION CARRIED UNANIMOUSLY

11. STAFF REPORTS

a. Development Variance Permit Application No. DV100229 & Development Permit Application No. DP100718 (9666 Sixth Street)

(To relax the lot coverage in order to construct two small-lot single-family dwellings).

2017.23.376

Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Development Permit Application No. DP100718 for 9666 Sixth Street (to permit the construction of two small lot single-family dwellings) and Development Variance Permit Application No. DV100229 (to relax lot coverage) be forwarded to the Advisory Planning Commission for review and comment, subject to the following conditions:

1. That prior to proceeding to the Advisory Planning Commission, the applicant provide a revised landscape plan for the proposed development and a report from a qualified Professional Engineer regarding flood construction level as per Interim Flood Construction Level Policy No. DV-014.

MOTION CARRIED UNANIMOUSLY

b. Development Variance Permit Application No. DV100231 (2298 Gail Place)

(To relax rear yard setback requirement in order to construct a two-family dwelling).

2017.23.377

Moved by Councillor M. Lougher-Goodey, seconded by Councillor E. Bremner-Mitchell, that owners and tenants in occupation of property within 75 metres (246 feet) of 2298 Gail Place be notified regarding Development Variance Permit Application No. DV100231 (to vary the rear setback requirement from 13.8 metres to 11.3 metres to allow for the construction of a two-family dwelling) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance.

MOTION CARRIED UNANIMOUSLY

- c. Development Variance Permit Application No. DV100232 & Development Permit Application No. DP100721 (10106 & 10108 Resthaven Drive)**
(To relax siting for visitor parking spaces and reduce the number of adaptable units in order to construct 2 multi-family townhouse buildings, each being 2 storeys with 4 dwelling units for a total of 8 units).
- 2017.23.378 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that the applicant redesign the development for 10106 & 10108 Resthaven Drive to meet the intent of Multi-Family Residential Development Permit Area Guideline 20.3.8 (building elevations visible from the street) and present the updated proposal to a future Committee of the Whole meeting.
- MOTION CARRIED UNANIMOUSLY**
- d. Subdivision Application No. SA100184 – Waive of Frontage Requirement (10293 Sparling Place)**
(To subdivide property into two fee simple lots, each lot to accommodate a single-family dwelling).
- 2017.23.379 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Section 4.1 of Subdivision and Development Bylaw No. 1390 (that no parcel of land has less than 10% of its perimeter fronting on a street) be waived for the Subdivision Application No. SA100184 for 10293 Sparling Place.
- MOTION CARRIED UNANIMOUSLY**
- e. Signage in the Public Right-of-Way for The Latch Inn & Restaurant**
- 2017.23.380 Moved by Councillor B. Fallot, seconded by Councillor C. McLennan, that the new sign for The Latch Inn & Restaurant, to be provided and installed at the property owner's expense, at the south-east corner of Harbour Road and Bowden Road which provides the public with further information on the location, parking, operating hours and heritage aspects of the property, be approved.
- MOTION CARRIED UNANIMOUSLY**
- f. Budget Variance Report – First Half of 2017**
- 2017.23.381 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that the staff report dated August 8, 2017, providing the financial results for the first half of the 2017 fiscal year, be received for information.
- MOTION CARRIED UNANIMOUSLY**
- g. Contract Award 2017-006 - Backhoe**
- 2017.23.382 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Contract No. 2017-006 for a Backhoe be awarded to Brandt Tractor Ltd. in the value of \$117,584 including taxes and trade-in.
- MOTION CARRIED UNANIMOUSLY**
- h. Contract Award 2017-008 - Paving Program**
- 2017.23.383 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Contract 2017-008 for the 2017 Paving Program be awarded to the low bidder, Capital City Paving Ltd.
- MOTION CARRIED UNANIMOUSLY**
- i. Monthly Building Permit Reports – June & July 2017**
- 2017.23.384 Moved by Councillor C. McLennan, seconded by Councillor M. Lougher-Goodey, that the Monthly Building Permit Reports for June and July 2017 be received for information.
- MOTION CARRIED UNANIMOUSLY**

j. Development Variance Permit Application No. DV100233 – BC Liquor Store
(To alter 2 existing fascia signs and install a new fascia sign on the building).

2017.23.385 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that owners and tenants in occupation of property within 75m (246ft) of 2335/2339 Beacon Avenue be notified regarding Development Variance Permit Application No. DV100233 (to increase the maximum permitted vertical dimension of a fascia sign in Sign District C from 0.6m (1.97ft) to 0.71m (2.3ft) to allow for one new fascia sign and additions to two existing fascia signs) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance.

MOTION CARRIED UNANIMOUSLY

12. OTHER REPORTS

13. CORRESPONDENCE

a. Request for Increased Funding - Sidney Museum & Archives

2017.23.386 Moved by Councillor E. Bremner-Mitchell, seconded by Councillor C. McLennan, that the letter from Sidney Museum & Archives Society, dated July 14, 2017, requesting an increase in funding for the operation of the Sidney Museum & Archives, be referred to staff for a report back to Council.

MOTION CARRIED UNANIMOUSLY

b. Coast Salish Legacy 150 Project - Public Art Proposal

2017.23.387 Moved by Councillor C. McLennan, seconded by Councillor B. Fallot, that the letter from the Shaw Centre for the Salish Sea, dated July 24, 2017, be received and that Council contribute \$10,000 from surplus to provide funding for the Coast Salish Legacy 150 Project.

OPPOSED: Councillor E. Bremner-Mitchell
MOTION CARRIED 6:1

c. Request for Use of Town Road Right-of-Way - Harbour Road

2017.23.388 Moved by Councillor M. Lougher-Goodey, seconded by Councillor T. Chad, that the letter from D. Irwin, Philbrook's Boat Yard Ltd., dated August 1, 2017, requesting use of the Town road right-of-way adjacent to their property at 2324 Harbour Road, be referred to staff for a report back to Council.

MOTION CARRIED UNANIMOUSLY

14. BYLAWS / DEVELOPMENT PERMITS / VARIANCES / SUBDIVISION

a. Bylaw No. 2139 - Noise Bylaw, Amendment No. 2
(To clarify areas where loading, unloading, deliveries, etc., times are restricted).

2017.23.389 Moved by Councillor P. Wainwright, seconded by Councillor C. McLennan, that Bylaw No. 2139 – Noise, Amendment No. 2, be adopted.

MOTION CARRIED UNANIMOUSLY

b. Bylaw No. 2140 – Off-Street Parking & Loading

2017.23.390 Moved by Councillor P. Wainwright, seconded by Councillor M. Lougher-Goodey, that Bylaw No. 2140 – Off-Street Parking & Loading be introduced and given first reading.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor P. Wainwright, seconded by Councillor M. Lougher-Goodey, that Bylaw No. 2140 – Off-Street Parking & Loading be given second reading.

2017.23.391 Moved by Councillor B. Fallot, seconded by Councillor P. Wainwright, that Section 4.8.2.a. of Bylaw No. 2140 – Off-Street Parking & Loading Bylaw be amended as follows:

“Parking areas shall be permitted in a rear, interior side, exterior side or front yard, provided that if located in a front or exterior side yard the parking areas occupy no more than 50% of each yard area and that any portion above 30% coverage be constructed with permeable materials.”

**OPPOSED: Councillors: M. Lougher-Goodey & C. McLennan
MOTION CARRIED 5:2**

2017.23.392 Moved by Councillor B. Fallot, seconded by Councillor E. Bremner-Mitchell, that Section 4.11.3. of Bylaw No. 2140 – Off-Street Parking & Loading Bylaw be amended as follows:

<i>Dwelling, Single-Family</i>	<i>- 2 per dwelling unit</i>
<i>Dwelling, Townhouse</i>	<i>- 1 per dwelling unit plus 0.25 for visitor</i>
<i>Dwelling, Two-Family</i>	<i>- 2 per dwelling unit</i>

**OPPOSED: Mayor S. Price & Councillors: M. Lougher-Goodey,
C. McLennan & P. Wainwright
MOTION DEFEATED 4:3**

2017.23.393 Moved by Councillor P. Wainwright, seconded by Councillor M. Lougher-Goodey, that Bylaw No. 2140 – Off-Street Parking & Loading be given second reading as amended.

**OPPOSED: Councillor E. Bremner-Mitchell
MOTION CARRIED 6:1**

2017.23.394 Moved by Councillor P. Wainwright, seconded by Councillor M. Lougher-Goodey, that Bylaw No. 2140 – Off-Street Parking & Loading be given third reading.

**OPPOSED: Councillors: E. Bremner-Mitchell & B. Fallot
MOTION CARRIED 5:2**

c. Bylaw No. 2143 - Official Community Plan, Amend. No. 19 (2268-2270 Henry Ave)
(To amend area from Neighbourhood Residential (RES-1) to Multi-Family Residential (RES-3) to construct a 3 storey, 8-unit multi-family development).

2017.23.395 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that, pursuant to public hearing, Bylaw No. 2143 – Official Community Plan, Amendment No. 19 (2268–2270 Henry Avenue) be given third reading.

MOTION CARRIED UNANIMOUSLY

2017.23.396 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Bylaw No. 2143 – Official Community Plan, Amendment No. 19 (2268–2270 Henry Avenue) be adopted.

MOTION CARRIED UNANIMOUSLY

d. Bylaw No. 2144 - Zoning, Amendment No. 33 (2268-2270 Henry Avenue)
(To amend area from Single and Two-Family Residential (R2) to Multi-Family Medium Density Residential (RM6) to construct a 3 storey, 8-unit multi-family development).

2017.23.397 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that, pursuant to public hearing and receipt of approval from the Ministry of Transportation, Bylaw No. 2144 – Zoning, Amendment No. 33 (2268-2270 Henry Avenue), be given third reading.

MOTION CARRIED UNANIMOUSLY

- 2017.23.398 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Bylaw No. 2144 – Zoning, Amendment No. 33 (2268 – 2270 Henry Avenue) be adopted.
MOTION CARRIED UNANIMOUSLY

- e. Development Variance Permit Application No. DV100224 & Development Permit Application No. DP100712 (2268-2270 Henry Ave)**
(To relax the front, interior side, and rear setbacks, and to relax the depth of parking spaces in order to construct a 3 storey, 8-unit multi-family development).

Written Submission(s):

1. Email from T. &D. Dempsey, 2250 Henry Avenue, dated August 7, 2017.

- 2017.23.399 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Development Variance Permit Application No. DV100224 for 2268-2270 Henry Avenue (to relax the front, interior side, and rear setbacks, and to relax the depth of parking spaces) be approved and that Development Permit Application No. DP100712 (to construct a 3 storey, 8-unit multi-family development) be approved, subject to conditions as per Council Resolution No. 2017.17.283.

MOTION CARRIED UNANIMOUSLY

- f. Development Variance Permit Application No. DV100225 & Development Permit Application No. DP100715 (2471 Bevan Ave)**
(To relax the front, exterior side, corner and rooftop access structure setbacks, to allow ground floor dwelling units and to allow for a car share vehicle and membership in lieu of parking spaces, in order to construct a 3 storey, 4-unit multi-family development, 2 units of which could be live/work units).

Written Submission(s):

1. Email from B. Cassidy, 9774 Third Street, dated July 24, 2017.
2. Email from L. Troesken, 2475 Bevan Avenue, dated August 8, 2017.
3. Letter from M. Urquhart, 9717 Third Street, dated August 7, 2017.
4. Letter from Strata, 2475 Bevan Avenue, received August 14, 2017.
5. Email from J.D. & M.G. Mallory, 9717 Third Street, received August 14, 2017.
6. Email from P. Gallagher, dated August 14, 2017.

- 2017.23.400 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Development Variance Permit Application No. DV100225 for 2471 Bevan Avenue (to relax the front, exterior side, corner and rooftop access structure setbacks, to allow ground floor dwelling units and to allow for a car share vehicle and membership in lieu of parking spaces) be approved and that Development Permit Application No. DP100715 (to construct a 3 storey, 4-unit multi-family development, 2 units of which could be live/work units) be approved, subject to conditions as per Council Resolution No. 2017.19.325.

OPPOSED: Councillors: E. Bremner-Mitchell, B. Fallot & P. Wainwright
MOTION CARRIED 4:3

15. NEW BUSINESS

16. CORRESPONDENCE FOR INFORMATION

- 2017.23.401 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that the following correspondence be received for information:
1. Letter from MP S. Malcolmson, requesting support for Bill C-352 regarding abandoned vessels, dated June 2017.
 2. Letter from Rick Hansen Foundation, advising that BCS will be receiving funding (\$25,518.32) for washroom upgrades to the SHOAL Centre through their Access4All program, dated June 13, 2017.

3. Email from D. Graham, First Street, regarding scooter parking, dated July 5, 2017. Reply dated July 6, 2017.
4. Letter from B. Watson, regarding public sani-dump station, dated July 6, 2017. Reply dated July 14, 2017.
5. Correspondence from Victoria Airport Authority, regarding their Five Year Performance Review, dated July 10, 2017.
6. Email from M. Hockney, regarding boat trailer signage on Weiler Avenue, dated July 13, 2017. Reply dated July 14, 2017.
7. Letter from District of Highlands, regarding climate responsibility and requesting fossil fuel utility companies to pay for associated costs in preparing for Climate Change, dated July 14, 2017.
8. Letter from District of Squamish, requesting support for resolutions regarding environmental assessments processes and access to forensic sexual assault evidence kits, dated July 19, 2017.
9. Email from D. Cherniwchan, expressing appreciation for the Sidney Firefighters' service with the interior wildfires, dated July 25, 2017.
10. Letter from Metro Vancouver, regarding UBCM resolution on electric vehicle charging stations in stratified multi-unit residential buildings, dated July 27, 2017.
11. Letter from City of Victoria, regarding regional coordination on invasive species removal, dated July 28, 2017.
12. Letter from Peninsula Marine Access Group, providing a copy of the boat ramp proposal as sent by Elizabeth May to Minister McKenna, dated July 28, 2017.
13. Proclamation: Bald Eagle-Hawklet Day on August 6, 2017.

MOTION CARRIED UNANIMOUSLY

17. NOTICES OF MOTION

18. MOTION TO GO "IN-CAMERA" (CLOSED MEETING)

- 2017.23.402 Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that it is in the opinion of Council that the public interest requires that persons other than members of the Committee and Officers be excluded from the meeting to consider a personnel issue and confidential information pursuant to section 90.1 (a) and 90.2 (b) of the *Community Charter* and that Council continue the meeting in closed session.

MOTION CARRIED UNANIMOUSLY

19. ADJOURNMENT

- 2017.23.403 Moved by Councillor C. McLennan, seconded by Councillor T. Chad, that the meeting be adjourned at 9:05 p.m.

MOTION CARRIED UNANIMOUSLY

MAYOR

CORPORATE OFFICER