



TOWN OF SIDNEY

MINUTES OF SPECIAL COUNCIL MEETING
Tuesday, September 4, 2018
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
A. Hicik, Director of Corporate Services
T. Tanton, Director of Development Services, Engineering, Parks & Public Works
M. Harman, Deputy Fire Chief
C. Newcomb, Acting Manager of Planning
S. Nelson, Corporate Officer

Due to the large number of attendees, the Mayor announced that the meeting is being moved to the Fire Hall (9837 Third Street).

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.

The Mayor advised that this evening's Public Participation Period will be extended for an additional 20 minutes (allowing 2 minutes per speaker) in order to accommodate additional speakers respecting the proposed development for the Fire Hall and Parking Lot lands (item 7e).

A. PUBLIC PARTICIPATION PERIOD

1. **S. Duck, 9805 Second Street (as President of the Sidney Community Association)** - stated SCA is strongly opposed to the proposed development; questioned why the OPC and LAP are not being followed, why there is not a more engaging public consultation process for the sale of public lands, and why does it has a pre-election completion date; stated the SCA would be happy to host a public forum; and encouraged Council to listen to the significant concerns of citizens.
2. **T. O'Keeffe, 2067 Piercy Avenue** – after speaking with several local business owners, stated that they are concerned regarding the lack of parking and its adverse impacts on their business (i.e. reduced revenue); customers have advised they are frustrated because they can't find parking and that they have started going elsewhere; that lack of parking is impacting traffic flow; and the parking problem is now being pushed out to residential neighborhoods.
3. **N. Hockey, 9904 Third Street** – requested the proposed development be delayed until the considerable variances can be discussed by the public; stated 6 storeys is too high and will create a dark tunnel on Third Street and that the only justification to go that high is to make a greater profit for the developer; questioned why the decision was being forced by a date, that it sounds like political blackmail; parking is a problem, even without variances; and suggested a 2-hour parking limit for Mt. Baker Avenue and along Third Street to Henry Avenue.
4. **D. Calveley, 9655 First Street** – stated there was some dismay expressed over the limited number of responses received for the recent parking survey; provided some examples of public submissions received for past development proposals and noted a lack of responses could have been due to citizens' frustration; stated those running in the election should make their position clear and explain what their intentions are with respect to 6-storey developments; and, in the meantime, requested Council to defer this decision until immediately before the election.

5. **A. Kershaw, 10466 Resthaven Drive** – stated is very much against the proposed development; stated the male Council members who are going to vote in favour are covering their backsides and will make a mistake approving variances to cover the CSB's cost overruns; scale of project is completely at odds to maintaining the desired human scale of the downtown; loss of public parking spaces is a recipe for a planning disaster; stated the male Council members are not listening to the community, but rather acting in an arrogant manner because they think to know what's best for Sidney; those who approve this project should resign themselves to losing in the upcoming election; thanked the 2 female Councillors and the 1 male Councillor who voiced their opposition to the project; and stated is willing to pay an increase in taxes, provided the downtown maintains its current look and feel.
6. **J. Treleven, 10134 Third Street** – stated the Town is well managed; noted the issues are the variances of which Council was elected to make decisions on behalf of the community; noted this particular project is different than others as it is town-owned lands; urged Council to make a decision as per the process set out (over 12-months and has not been a secret); and stated should the decision be delayed there will be a clear indication once the property is put back on the market as to whether it should have been approved or not.
7. **J. Hope, 9586 Waxwing Place** – stated is strongly opposed to the decision being made this evening; supports issues of social housing, a diverse community and high quality living; variances are very inappropriate and contrary to the OCP; and stated if there is support for 6 storeys then the OCP needs to be amended; and thanked Council for their time in serving the community.
8. **H. Carley, 9601 Lapwing Place** – referring to item 6b, stated is in favour of the installation of a rainbow crosswalk as it signifies a safe place for diversity; and that the Peninsula Shores Girl Guides would like to offer their manpower.
9. **M. Marsh, 10510 Allay Road** – questioned why do we have parking bylaws if they are not being followed; already experiencing parking shortage in Sidney and that it is not doing the businesses any good; concerned there was no public presentation or opportunity for feedback until tonight; shortfall of parking will not attract shoppers and tourists; encouraged Council to adhere to the OCP and LAP and not vote in favour of the variances; and stated would have great trouble voting for any Councillor who supports the variances.
10. **J. Windas, 9997 Third Street** – stated Council may feel like they could lose the deal and be left with a debt burden for the CSB, of which the developer is aware of and therefore is asking for such variances; could live with massing, but that parking is the big issue; stated the developer is wanting to eliminate the required parking obligations which they knew of from the beginning; urged Council to insist on the agreed parking spaces; does not like the developer putting a gun to our head and is willing to take a risk; and requested no variance on parking.
11. **B. Hamilton, 10204 Surfside Place** – stated, with over 55 years of personal real estate experience, that commercial real estate in the long-term goes up in value; decisions should not be made totally on income; there is no need to feel pressure to make a deal before the election; placing money as a primary reason to make a decision is not a healthy way to run a city; Council is wearing too many hats; and stated this project needs to be delayed until after the election so that a public hearing can be held.
12. **M. Moffatt, Lochside Drive** – questioned - Are you prepared to sell out the OCP for \$10m?; stated this Town is not your personal plaything and that you need the citizens' mandate; stated that you are gutting the OCP like a fish, and repeatedly doing it; Council does have latitude to make changes, but that the scope and scale of the repeated variances being granted are outrageous; either change the OCP or live by it; and stated this Council, and particularly the Mayor, has done the absolute legal minimum of public participation; and that this did not come out to official public attention until June 25.
13. **C. McNeil-Smith, 10265 Cleveland Road** – stated believes there is a more appropriate development possible on the site; stated the Mayor spoke in favour of the development, highlighting on two factors: 1. did not want to see the property value go down and sell for less in a few years (should have contacted a

real estate professional, the Town received a number of proposals, and a new deal could be made in only a few months); and 2. did not want to take a financial risk of losing \$10m (a smaller development, i.e. \$7m, could still provide funding for the CSB and other initiatives); stated the real issue is whether this development is compatible with our community's vision and, based on the correspondence and speakers this evening, it is not in our collective vision; stated those in favour should not raise financial fears that are not there; and noted previous Councils saw the need for more parking by creating the Third Street Parking Lot and therefore questioned why Council would want to reduce parking spaces at a time with such substantial development.

14. **N. Hitchmough, 9805 Second Street** – questioned why the proposed development has to go ahead before the election; seems disingenuous on part of the developer, is it because he wants this pro-development Council and Mayor to approve things; another developer would presented a building lower in height for \$6m, which would still pay for the CSB; and if we wait, we could have a development that would be good for the developer and the Town.
15. **S. Garnett, 9583 Christine Place** - stated is opposed to the proposed development; was concerned when the Town moved from Units Per Hectare to Floor Area Ratio as it would limit public input; the debt for the CSB is because 4 members on Council voted for Assent Free Borrowing; questioned why the public is not being asked what they want the \$9m to go towards; stated it is extremely troubled by the lack of public input on decisions being made; and would like to see a better development.
16. **C. Wood, 9691 Third Street** – stated is against the proposed development for many reasons; personally parking is a problem on Third Street; need a strategy for dealing with rapid change, i.e. the OCP; developers have found ways to circumvent the OCP by appealing for variances; developers come to Sidney and cause divisive situations in our community and therefore it is important to stick with the basic intent and meaning of the OCP for community cohesion and not allow for continuous changes/variances.
17. **Central Saanich Resident, 7709 East Saanich Road** – stated comes into Sidney everyday as a guest, and noted parking is a problem; and was shocked of the 6-storey proposal, doesn't feel it is warranted in that particular space.
18. **S. Duncan, 2215 Ardwell Avenue** – stated parking is a really big issue in Sidney; Council and staff put together a special parking article in Town Talk which was great, however no responses were received; seems there is a trust issue going on; suggested to delay the decision and a citizens assembly be created to review parking.

Public Participation Period closed at 7:39 p.m.

2. APPROVAL OF AGENDA

2018.30.442 Moved by Councillor C. McLennan, seconded by Councillor M. Lougher-Goodey, that the agenda be approved with the following amendments:

1. item 6b – additional correspondence (3);
2. item 7e – additional correspondence (47);
3. that item 6b be moved to after item 4a; and
4. that item 7e be moved to after item 4a and 6b.

MOTION CARRIED UNANIMOUSLY

3. ADOPTION OF MINUTES

a. Regular Council Meeting – August 13, 2018

2018.30.443 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Minutes of the Regular Council Meeting of August 13, 2018, be adopted as presented.

MOTION CARRIED UNANIMOUSLY

4. BUSINESS ARISING FROM MINUTES

a. Council In-Camera Meeting

i. Appointment – Economic Development Commission

Resolution: that Mr. Doug Walker be appointed to the Economic Development Commission as a member until December 2018.

6. STAFF REPORTS

b. Rainbow Crosswalk

2018.30.444 Moved by Councillor E. Bremner-Mitchell, seconded by Councillor C. McLennan, that the installation of a rainbow crosswalk at the west end of the Beacon Wharf causeway be approved, with a maximum installation budget of \$500 to be paid out of the Amenity Fund.

OPPOSED: Councillor M. Lougher-Goodey
MOTION CARRIED 6:1

7. BYLAWS / DEVELOPMENT PERMITS / VARIANCES / SUBDIVISION

e. Development Permit Application No. DP100765 & Development Variance Permit Application No. DV100267 (9821 & 9837 Third Street & 2477 Sidney Avenue)

(To relax height, number of storeys, number and location of the 3-bedroom units, and parking requirements in order to construct a 6-storey, mixed-used building consisting of ground floor commercial and 82 units on 5 upper floors, and a 3 storey office building, with both buildings to be constructed on top of a shared underground parking garage).

Written Submission(s):

1. Email from R. McNish, 9870 Second Street, dated August 20, 2018.
2. Email from T. Pitcher, 9943 Swiftsure Place, dated August 22, 2018.
3. Email from H. Smith & R. Milne, 9851 Second Street, dated August 22, 2018.
4. Email from G. & J. Spence, 9871 Second Street, dated August 23, 2018.
5. Email from B. & E. Plews, 9851 Second Street, dated August 24, 2018.
6. Email from S. Duck, 9805 Second Street, dated August 24, 2018.
7. Email from L. Bradley, dated August 24, 2018.
8. Email from C. Mackelson, dated August 25, 2018.
9. Email from D. Stewart, dated August 25, 2018.
10. Email from G. Brusset, 10261 Resthaven Drive, dated August 27, 2018.
11. Email from B. Foster & J. Gifford, dated August 28, 2018.
12. Email from F. & A. Tissington, 9830 Second Street, dated August 28, 2018.
13. Email from S. Duncan, 2215 Ardwell Avenue, dated August 27, 2018.
14. Letter from M. Newman & G. Townsend, 9870 Second Street, dated August 28, 2018.
15. Email from L. Pellowe & B. Rust, North Saanich, dated August 28, 2018.
16. Email from C. Kollofrath, 10356 Resthaven Drive, dated August 28, 2018.
17. Email from J. Malcolm, dated August 29, 2018.
18. Email from D. Child, 9851 Second Street, dated August 28, 2018.
19. Email from H. Evans, dated August 29, 2018.
20. Email from L. dated August 29, 2018.
21. Email from O. Long, 9807 Third Street, dated August 29, 2018.
22. Email from K. Nunn, dated August 21, 2018.
23. Email from B. Carey, 9724 Fourth Street, dated August 26, 2018.
24. Email from L. Comber, dated August 28, 2018.
25. Email from E. Hicks, 9512 Lochside Drive, dated August 30, 2018.
26. Email from F. Stevens, dated August 30, 2018.
27. Letter from E. Robbins, 9830 Seaport Place, dated August 28, 2018.
28. Letter from B. Donaldson, 9805 Second Street, dated August 30, 2018.
29. Email from J. & E. Olson, dated August 30, 2018.
30. Letter from N. Fong & R. Thompson, 9851 Second Street, dated August 29, 2018.
31. Letter from I. Harvey, 9711 Fifth Street, dated August 29, 2018.
32. Email from D. Calveley, 9655 First Street, dated August 31, 2018.

33. Letter from J. Baxter, 9818 Third Street, dated August 30, 2018.
34. Email from M. Gorman, dated August 30, 2018.
35. Email from J. Biggs & P. Burton, 9870 Second Street, dated September 3, 2018.
36. Letter from M. Billyard-Leake, 9813 Third Street, dated September 1, 2018.
37. Letter from L. Ball, 10459 Resthaven Drive, dated September 3, 2018.
38. Email from G. Anderson, 10205 Third Street, dated September 2, 2018.
39. Email from H. Yuan, 9805 Second Street, dated September 2, 2018.
40. Email from P. Quinn, 9851 Second Street, dated September 1, 2018.
41. Email from C. Lohrisch, 10208 Third Street, dated September 4, 2018.
42. Email from L. McIntyre, 2339 Orchard Avenue, dated September 2, 2018.
43. Email from M. Miller, 2286 Henry Avenue, dated September 3, 2018.
44. Letter from J. Crowhurst, 9809 Seaport Place, dated September 4, 2018.
45. Email from J. & M. Morelock, Second Street, dated September 2, 2018.
46. Email from V. Hambly, 10206 Wildflower Place, dated September 3, 2018.
47. Email from F. Garnett, dated September 3, 2018.
48. Email from B. & D. McCrea, 9875 Third Street, dated September 3, 2018.
49. Letter from L. McLarty, Beacon Avenue, dated September 3, 2018.
50. Email from K. & S. Groom, 9724 Fourth Street, dated September 3, 2018.
51. Letter from D. & L. Macnamara, 9830 Second Street, dated September 4, 2018.
52. Letter from P. Hickson & B. van der Meer, 9851 Second Street, dated September 4, 2018.
53. Letter from G. Moffatt, 9512 Lochside Drive, dated August 31, 2018.
54. Letter from R. MacGregor, 9851 Second Street, dated September 2, 2018.
55. Letter from G. Byers, 9870 Second Street, dated August 31, 2018.
56. Letter from Sidney Community Association, dated September 2, 2018.
57. Email from D. & M. Owen, dated September 2, 2018.
58. Email from S. Leahy, dated September 4, 2018.
59. Email from K. Gabriel, 9805 Second Street, dated September 4, 2018.
60. Email from C. Bolt, dated September 4, 2018.
61. Letter from W. & D. Weston, 9830 Second Street, dated September 4, 2018.
62. Letter from J. Powell, 2494 Beacon Avenue, dated September 4, 2018.
63. Email from S. Brown, 9805 Second Street, dated September 4, 2018.
64. Letter from W. & M. Rapatz, 9830 Second Street, dated September 4, 2018.
65. Letter from R. Quaintance, 9586 Waxwing Place, dated September 1, 2018.
66. Letter from J. Hope, 9586 Waxwing Place, dated September 2, 2018.
67. Email from D. Carscaden, 9809 Seaport Place, dated September 4, 2018.
68. Email from J. Cooper, 9830 Second Street, dated September 4, 2018.

2018.30.445 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Development Variance Permit Application No. DV100267 (9821 & 9837 Third Street & 2477 Sidney Avenue - to relax height, number of storeys, number and location of the 3-bedroom units, and parking requirements in order to construct a 6-storey, mixed-used building consisting of ground floor commercial and 82 units on 5 upper floors, and a 3 storey office building, with both buildings to be constructed on top of a shared underground parking garage) be approved, and that the Development Permit Application No. DP100765 be approved, subject to the conditions of Council Resolution No. 2018.28.406 and that the developer be required to provide 20 car share memberships.

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

2018.30.446 Moved by Councillor P. Wainwright, seconded by Councillor E. Bremner-Mitchell, that the decision respecting the proposed development of 9821 & 9837 Third Street and 2477 Sidney Avenue be tabled in order to hold an Open House and to survey the residents.

**OPPOSED: Mayor S. Price & Councilors: T. Chad, M. Lougher-Goodey
& C. McLennan
MOTION DEFEATED: 4:3**

2018.30.447 Moved by Councillor C. McLennan, seconded by Councillor M. Lougher-Goodey, that the original motion respecting the proposed development of 9821 & 9837 Third Street and 2477 Sidney Avenue be amended be adding the requirement for the developer to provide 20 car share memberships.

**OPPOSED: Councillors: B. Fallot & P. Wainwright
MOTION CARRIED 5:2**

The question was called on the original motion as amended (see above).

2018.30.448 Moved by Councillor E. Bremner-Mitchell, seconded by Councillor P. Wainwright, that the \$330,000 of amenity contributions from Development Variance Permit Application No. DV100267 and Development Permit Application No. DP100765 (9821 & 9837 Third Street & 2477 Sidney Avenue) be allocated to the Transportation Fund and the remainder as per policy.

**OPPOSED: Mayor S. Price & Councillors: M. Lougher-Goodey
& C. McLennan
MOTION CARRIED: 4:3**

5. COMMITTEE REPORTS

a. Advisory Planning Commission – August 21, 2018

2018.30.449 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that the Minutes of the Advisory Planning Commission Meeting of August 21, 2018, be received for information.

MOTION CARRIED UNANIMOUSLY

Councillor C. McLennan left the meeting room at 8:25 p.m., citing a potential conflict of interest as his company currently has a contract for maintenance of the property.

Minutes contain recommendation(s) regarding:

R.1 Development Permit Application No. DP100762 & Development Variance Permit Application No. DV100265 (9861 Third Street)

(To allow balconies and eaves to project into setbacks, reduce the driveway aisle width and to change adaptable unit requirements in order to construct a 4-storey multi-family residential development).

2018.30.450 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot:

1. The variance to relax the adaptable unit requirements be denied;
2. Owners and tenants in occupation of property within 75m (246ft) of the property that is the subject of Development Variance Permit Application No. DV100265 (9861 Third Street - to allow balconies and eaves to project into required setbacks and to reduce the drive aisle width) be notified regarding the proposed variances and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance;
3. Development Permit Application No. DP100762 (for the form and character of a 4-storey multi-family residential development containing 34 multi-family dwelling units) be brought before Council for consideration of approval if Council authorizes the issuance of the Development Variance Permit; and
4. As conditions of approval of Development Permit Application No. DP100762, the property owner shall, prior to the issuance of Building Permit:
 - a) Provide additional information prepared by a Professional Engineer confirming the functionality of the reduced drive aisle width prior to the application being presented to Council for approval;
 - b) Alter the building design to add stone veneer in place of the white panel siding on the west elevation and wrap the patios

- around the south elevation of the building to provide more connection to Sidney Avenue;
- c) Submit a report by a certified Consulting Arborist to the satisfaction of the Director of Development Services, Engineering, Parks and Works and the applicant complies with the report recommendations to protect the three existing boulevard trees on the Third Avenue frontage as well as protect the fir trees located on the adjacent property to the east of the proposed development;
 - 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; and
 - e) 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.

**OPPOSED: Councillor E. Bremner-Mitchell
MOTION CARRIED 5:1**

Councillor C. McLennan returned at 8:30 p.m.

R.2 Development Permit Application No. DP100768 & Development Variance Permit Application No. DV100270 (9824 Third Street)

(To allow an increase in height, number of storeys and lot area to be utilized for parking in order to construct a 6-storey mixed-use building consisting of ground floor commercial, 5 upper floors containing 12 dwellings units and a two level parking garage).

2018.30.451

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

1. That owners and tenants in occupation of property within 75m (246ft) of the property that is the subject of Development Variance Permit Application No. DV100270 (9824 Third Street - to vary the requirements for height, number of permitted storeys and area of the lot used for parking and access) be notified regarding the proposed variance 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. DP100768 (for the form and character of a 6 storey mixed-use building consisting of ground floor commercial space and 12 dwelling units) be brought before Council for consideration of approval if Council authorizes the issuance of the Development Variance Permit.
3. That as conditions of approval of Development Permit Application No. DP100768, the property owner shall, prior to the issuance of Building Permit:
 - a) Address Design Guidelines No. 21.3.27 (awnings and canopies) and 21.3.40 (utility kiosk location) to the satisfaction of the Director of Development Services, Engineering, Parks and Works;
 - b) Review and address any areas where adjacent windows or balconies may overlook one another and adjust window locations or provide screening to mitigate privacy impacts; and
 - c) 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; and
4. That as conditions of approval of Development Variance Permit Application No. DV100270, the property owner shall, prior to the issuance of Building Permit:
 - a) Register a restrictive covenant on the title of the property with the Town as a signatory, prohibiting the future strata council from

- passing any bylaws that may restrict occupancy of the building based on age; and
- b) Register a statutory right-of-way for future public access over the portion of the property measuring 3 metres in width and running parallel with the west lot line, for the full extent of the property between the north and south lot lines.

MOTION CARRIED UNANIMOUSLY

6. STAFF REPORTS

Councillor P. Wainwright left the meeting at 8:40 p.m., citing a potential conflict of interest as he is working with Barefoot Planning on another consulting project.

a. Urban Forest Strategy Proposal

2018.30.452 Moved by Councillor B. Fallot, seconded by Councillor T. Chad, that the Urban Forest Strategy proposal, dated July 27, 2018, from Barefoot Planning be accepted.

MOTION CARRIED UNANIMOUSLY

Councillor P. Wainwright returned at 8:41 p.m.

b. Rainbow Crosswalk

(Already dealt with – after item 4a).

c. Agreement – Renewal of Senior Centre Agreement

2018.30.453 Moved by Councillor P. Wainwright, seconded by Councillor C. McLennan, that the revised Seniors Centre and Commercial Kitchen Operating Agreement with Beacon Community Association be renewed for an additional 5-year term.

MOTION CARRIED UNANIMOUSLY

d. Agreement – Connection to VAA Sewer Line – Barnes Place

2018.30.454 Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that the interim Licence agreement with the Victoria Airport Authority, to allow the Town to connect the Barnes Place subdivision into the airport's sewer line on Ocean Avenue, be approved.

MOTION CARRIED UNANIMOUSLY

Councillor B. Fallot left the meeting room at 8:42 p.m., citing a potential conflict of interest as she is a property owner/resides in Summergate Village.

e. Agreement – Summergate Village Sewer Lift Station & Water System Maintenance

2018.30.455 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that the revised agreement with Summergate Village (Strata Plan 761), for the Town to maintain their privately-owned sewer lift station and water system, be approved as presented.

MOTION CARRIED UNANIMOUSLY

Councillor B. Fallot returned to at 8:43 p.m.

f. Easement – Third Street Parking Lot Lands

2018.30.456 Moved by Councillor P. Wainwright, seconded by Councillor M. Lougher-Goodey, that the Town grant an easement to the Stones Throw Strata (9830 Second Street), for access purposes over Town-owned Third Street Parking Lot Lands (9821 Third Street), and that the easement document be approved as presented.

MOTION CARRIED UNANIMOUSLY

g. Sidney 5K & 8K Road Race

2018.30.457 Moved by Councillor B. Fallot, seconded by Councillor C. McLennan, that Council approve the road closures for the Sidney 5k and 8k Running Race event as outlined in the staff report dated August 27, 2018, subject to the following conditions:

1. That the public be notified of the event and related road closures through social media and an ad placed in the Peninsula News Review;
2. That staff work with Frontrunners to minimize road closures as much as safety permits;
3. That the link to the event page be linked to the Sidney website and that the Town's Facebook and Twitter accounts be updated to promote this event; and
4. That staff continue to work with Frontrunners to make this event as much of a success as possible.

**OPPOSED: Councillor T. Chad
MOTION CARRIED 6:1**

h. Monthly Building Permit Report – July 2018

2018.30.458 Moved by Councillor C. McLennan, seconded by Councillor M. Lougher-Goodey, that the Monthly Building Permit Report for July 2018 be received for information.

MOTION CARRIED UNANIMOUSLY

7. BYLAWS / DEVELOPMENT PERMITS / VARIANCES / SUBDIVISION

a. Bylaw No. 2162 – Tax Exemption

(To permit a 4-year tax exemption for Rest Haven Lodge at 2281 Mills Road).

2018.30.459 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Bylaw No. 2162 – Tax Exemption (Rest Haven Lodge at 2281 Mills Road) be adopted.

MOTION CARRIED UNANIMOUSLY

b. Development Permit Application No. DP100756 & Development Variance Permit Application No. DV100261 (9850, 9858-62 & 9866-68 Fourth Street)

(To allow balconies to project into setbacks and 1 parking space to protrude into the exterior side setback in order to construct a 4-storey, 37-unit multi-family development).
(No written submissions were received).

2018.30.460 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Development Variance Permit Application No. DV100261 (9850, 9858-62 & 9866-68 Fourth Street - to allow balconies to project into setbacks and 1 parking space to protrude into the exterior side setback in order to construct a 4-storey, 37-unit multi-family development) be approved, and that Development Permit Application No. DP100756 be approved, subject to the conditions of Council Resolution No. 2018.28.407.

MOTION CARRIED UNANIMOUSLY

c. Development Permit Application No. DP100759 & Development Variance Permit Application No. DV100263 (2450 Ocean Avenue)

(To relax lot coverage and side interior setback in order to construct 2 single-family, small lot dwellings).
(No written submissions were received).

2018.30.461 Moved by Councillor M. Lougher-Goodey, seconded by Councillor B. Fallot, that Development Variance Permit Application No. DV100263 (2450 Ocean Avenue - to relax lot coverage and side interior setback in order to construct 2 single-family, small lot dwellings) be approved, and that the Development Permit Application No. DP100759 be approved, subject to the conditions of Council Resolution No. 2018.28.408.

MOTION CARRIED UNANIMOUSLY

d. Development Permit Application No. DP100764 & Development Variance Permit Application No. DV100266 (2345 Oakville Avenue)

(To relax lot coverage, accessory building setback, width and coverage, and parking dimensions to allow the construction of 2 single-family dwellings, each with a secondary suite).
(No written submissions were received).

2018.30.462 Moved by Councillor M. Lougher-Goodey, seconded by Councillor C. McLennan, that Development Variance Permit Application No. DV100266 (2345 Oakville Avenue - to relax lot coverage, accessory building setback, width and coverage, and parking dimensions to allow the construction of 2 single-family dwellings, each with a secondary suite) be approved, and that the Development Permit Application No. DP100764 be approved, subject to the Council Resolution No. 2018.28.402.

MOTION CARRIED UNANIMOUSLY

e. Development Permit Application No. DP100765 & Development Variance Permit Application No. DV100267 (9821 & 9837 Third Street & 2477 Sidney Avenue)

(To relax height, number of storeys, number and location of the 3-bedroom units, and parking requirements in order to construct a 6-storey, mixed-used building consisting of ground floor commercial and 82 units on 5 upper floors, and a 3 storey office building, with both buildings to be constructed on top of a shared underground parking garage).

(Already dealt with – after item 4a and 6b).

8. CORRESPONDENCE FOR INFORMATION

2018.30.463 Moved by Councillor B. Fallot, seconded by Councillor M. Lougher-Goodey, that the following correspondence be received for information:

1. Various correspondence regarding parking in Sidney.
2. Letter from Scouts Canada, advising of their 2018 Apple Day fundraising drive to take place on September 22 and 29 in Sidney, dated August 1, 2018.
3. Letter from P. Hurley, Resthaven Drive, expressing concerns regarding the use and maintenance of Resthaven Linear Park and gazebo, dated August 12, 2018. Reply dated August 27, 2018.
4. Letter from District of Houston, regarding the Employer Health Tax impact on local government, August 14, 2018.
5. Letter from BC Soccer Association, requesting the Town to display a #respectall sign in the Town Hall office, dated August 14, 2018.
6. Letter from the Green Communities Committee, congratulating the Town for successfully achieving our goal of corporate carbon neutrality for the 2017 reporting year and providing a carbon neutral branding for use of on our official website and letterheads, dated August 15, 2018.
7. Email from N. Wiens, expressing concerns regarding the release of helium balloons, dated August 17, 2018.
8. Letter from Victoria Regional Transit Commission, regarding Transit Future Plan Update, dated August 20, 2018.
9. Letter from the Sidney Business Improvement Area Society, regarding the success of the 2018 Comic Con event, dated August 22, 2018.
10. Proclamation(s): United Way Day – September 19, 2018.

MOTION CARRIED UNANIMOUSLY

9. ADJOURNMENT

2018.30.464 Moved by Councillor T. Chad, seconded by Councillor M. Lougher-Goodey, that the meeting be adjourned at 8:50 p.m.

MOTION CARRIED UNANIMOUSLY