



TOWN OF SIDNEY

MINUTES OF REGULAR COUNCIL MEETING
Monday, February 10, 2020
Council Chambers
6:00 p.m.

PRESENT: Mayor C. McNeil-Smith
Councillors: S. Duncan, B. Fallot, S. Garnett, T. O'Keeffe, C. Rintoul and P. Wainwright

Staff: R. Humble, Chief Administrative Officer
A. Hicik, Director of Corporate Services
J. Clary, Director of Engineering
A. Verhagen, Senior Manager of Current Planning
B. DeMaere, Manager of Engineering
S. Nelson, Corporate Officer

1. CALL TO ORDER

The Mayor called the meeting to order at 6:00 p.m.

2. TERRITORIAL ACKNOWLEDGEMENT

The Mayor respectfully acknowledged that this evening's meeting is being held on the traditional territory of the WSÁNEĆ people.

3. APPROVAL OF AGENDA

2020.03.028 Moved by Councillor T. O'Keeffe, seconded by Councillor S. Garnett, that the agenda be approved with the addition of item 15a under New Business - Letter from R. Talbot, dated February 9, 2020.

MOTION CARRIED UNANIMOUSLY

4. A. PUBLIC PARTICIPATION PERIOD (*maximum 20 minutes*)

There were no public speakers.

B. PUBLIC HEARINGS

C. PRESENTATIONS

i. Introduction of the Junior Town Crier

Kenny Podmore, Sidney's Official Town Crier, was pleased to introduce the new Junior Town Crier Liam McLennan and advised Liam would be accompanying him at various municipal functions.

5. A. BYLAWS

i. Bylaw No. 2186 - Freedom of Information & Protection of Privacy, Amendment No. 1
(To address general housekeeping items).

2020.03.029 Moved by Councillor P. Wainwright, seconded by Councillor S. Duncan, that Bylaw No. 2186 - Freedom of Information & Protection of Privacy, Amendment No. 1, be introduced and given first reading.

MOTION CARRIED UNANIMOUSLY

2020.03.030 Moved by Councillor P. Wainwright, seconded by Councillor S. Duncan, that Bylaw No. 2186 - Freedom of Information & Protection of Privacy, Amendment No. 1, be given second reading.

MOTION CARRIED UNANIMOUSLY

2020.03.031 Moved by Councillor P. Wainwright, seconded by Councillor S. Duncan, that Bylaw No. 2186 - Freedom of Information & Protection of Privacy, Amendment No. 1, be given third reading.

MOTION CARRIED UNANIMOUSLY

B. DEVELOPMENT PERMITS & DEVELOPMENT VARIANCE PERMITS

- i. **Development Variance Permit Application No. DV100291 (2498 Beaufort Road)**
(To relax the front setback for a new single-family dwelling).
(No written public submissions were received).

2020.03.032 Moved by Councillor C. Rintoul, seconded by Councillor B. Fallot, that Development Variance Permit Application No. DV100291 (2498 Beaufort Road - to relax front setback for a new single-family dwelling) be approved.

MOTION CARRIED UNANIMOUSLY

- ii. **Development Variance Permit Application No. DV100289 (9641 and 9647 Third Street)**
(To increase maximum fence height on top of a retaining wall for a rear fence on two properties developed with single family small lot dwellings).

Bernie Struck, Applicant, advised that in order to meet the Town's new Flood Construction Level (FCL) policy the grade of the property was raised and a retaining wall constructed along the rear lot line. He advised that in order to construct the new privacy fence (5.3ft) on top of the retaining wall a variance permit is required as the combined height of the retaining wall and fence (as measured from the existing grade of the adjacent properties) now exceeds the overall height requirement under the Zoning Bylaw. Mr. Struck noted that this will be an issue for other properties being developed under the new FCL and suggested that the Town consider the overall height calculation to be based on the newly raised property grade to avoid additional such variance requests.

Some Council members had questions regarding the height and type of fencing and the impact on the neighbouring properties.

2020.03.033 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that owners and tenants in occupation of property within 75m (246ft) of 9641 and 9647 Third Street be notified regarding Development Variance Permit Application No. DV100289 (to relax the maximum permitted height of a fence constructed on top of a retaining wall) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance.

MOTION CARRIED UNANIMOUSLY

6. ADOPTION OF MINUTES

- a. **Regular Council Meeting - January 27, 2020**

2020.03.034 Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett, that Minutes of the Regular Council Meeting of January 27, 2020, be adopted as presented.

MOTION CARRIED UNANIMOUSLY

- 7. **BUSINESS NOT COMPLETED AT A PREVIOUS REGULAR MEETING**
- 8. **BUSINESS ARISING FROM MINUTES** *(for information only)*
- 9. **PETITIONS & DELEGATIONS**

- 10. **MAYOR'S REPORT**

- 11. **COUNCILLORS' REPORTS**

- 12. **COMMITTEE REPORTS**

a. Emergency Planning Committee - January 22, 2020

2020.03.035 Moved by Councillor P. Wainwright, seconded by Councillor S. Duncan, that Minutes of the Emergency Planning Committee Meeting of January 22, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

b. Committee of the Whole - February 3, 2020

2020.03.036 Moved by Councillor S. Duncan, seconded by Councillor S. Garnett, that Minutes of the Committee of the Whole Meeting of February 3, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

Minutes contain recommendation(s) regarding:

R.1 2020-2024 Financial Plan

2020.03.037 Moved by Councillor S. Duncan, seconded by Councillor C. Rintoul, that the Water and Sewer Operating and Capital Budgets for 2020 be approved as presented.

MOTION CARRIED UNANIMOUSLY

R.2

2020.03.038 Moved by Councillor S. Duncan, seconded by Councillor B. Fallot:
1. That the staff report dated January 27, 2020, providing additional budget notes for the 2020-2024 Financial Plan, be received for information; and
2. That \$25,000 for Beacon Wharf Options Analysis be added to the draft Operating Budget, funded from the Boat Launch Trust.

MOTION CARRIED UNANIMOUSLY

c. Advisory Planning Commission - February 4, 2020

2020.03.039 Moved by Councillor P. Wainwright, seconded by Councillor B. Fallot, that Minutes of the Advisory Planning Commission Meeting of February 4, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

Minutes contain recommendation(s) regarding:

R.1 APC Reporting to Council

2020.03.040 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that the matter regarding APC reporting to Council be lifted from the table.

MOTION CARRIED UNANIMOUSLY

2020.03.041 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that the "record of decision" method in the Minutes be recognized as the Commission's comprehensive feedback to Council.

MOTION CARRIED UNANIMOUSLY

13. STAFF REPORTS

a. Beacon Wharf Select Committee Terms of Reference

2020.03.042 Moved by Councillor P. Wainwright, seconded by Councillor S. Garnett:

1. That the Terms of Reference for the Beacon Wharf Select Committee be approved; and
2. That staff be directed to proceed with advertising for membership in the Committee and report back to Council for membership selection.

MOTION CARRIED UNANIMOUSLY

b. License & Access Agreement - Reay Creek Pond Remediation

2020.03.043 Moved by Councillor S. Garnett, seconded by Councillor T. O'Keeffe, that the License and Access Agreement between the Town and Transport Canada, for Transport Canada's remediation work on Reay Creek Pond, be approved as presented.

MOTION CARRIED UNANIMOUSLY

c. Amendment to Land Licence Agreement - EV Charging Station at Town Parking Lot E (2330 Bevan Avenue)

2020.03.044 Moved by Councillor P. Wainwright, seconded by Councillor S. Garnett, that the Amendment of Licence of Occupation Agreement between the Town and BC Hydro, for EV charging stations at Town Parking Lot E (2330 Bevan Avenue), be approved as presented.

MOTION CARRIED UNANIMOUSLY

14. CORRESPONDENCE

15. NEW BUSINESS

a. Request for Clarification - OCP Review Advisory Committee

2020.03.045 Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett, that the letter from R. Talbot, dated February 9, 2020, and the Mayor's response letter dated February 10, 2020, regarding the Terms of Reference for the OCP Review Advisory Committee, be received for information.

MOTION CARRIED UNANIMOUSLY

16. CORRESPONDENCE FOR INFORMATION

2020.03.046 Moved by Councillor B. Falot, seconded by Councillor T. O'Keeffe, that the following correspondence be received for information:

1. Letter from UBCM, advising payment to the Town for the completion of the 2019 Housing Needs Assessment Report, dated January 17, 2020.
2. Letter from Village of CanalFlats, requesting support for the addition of postal banking at Canada Post, dated January 22, 2020.
3. Letter from City of Vernon, regarding the proposed modernization of Emergency Management legislation, dated January 24, 2020.
4. Letter from Town of View Royal, regarding CRD Regional Parks Land Acquisition Fund, dated January 29, 2020.

MOTION CARRIED UNANIMOUSLY

17. NOTICES OF MOTION

18. MOTION TO GO "IN-CAMERA" (CLOSED MEETING) - Not Required

19. ADJOURNMENT

2020.03.047 Moved by Councillor B. Fallot, seconded by Councillor S. Garnett, that the meeting be adjourned at 6:49 p.m.

MOTION CARRIED UNANIMOUSLY

MAYOR

CORPORATE OFFICER