



TOWN OF SIDNEY

MINUTES OF REGULAR COUNCIL MEETING
Monday, January 27, 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
B. Mikkelsen, Fire Chief
A. Verhagen, Senior Manager of Current Planning
C. Newcomb, Senior Manager of Long Range Planning
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

2020.02.013 Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul, that the agenda be approved with the following amendments:
1. item 16.1 - be moved to 15 - New Business; and
2. item 16.2 - be moved to 15 - New Business.

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

(Town Crier requested the presentation to be rescheduled).

5. A. BYLAWS

B. DEVELOPMENT PERMITS & DEVELOPMENT VARIANCE PERMITS

**i. Development Variance Permit Application No. DV100290
(2313 and 2317 Oakville Avenue)**

(To increase height and number of storeys for two small lot single-family dwellings).

Written Submission(s):

1. Email from C. Tweedhope, dated January 27, 2019.

2020.02.014 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that Development Variance Permit Application No. DV100290 (2313 and 2317 Oakville Avenue - to increase height and number of storeys for two small lot single-family dwellings) be approved.

**OPPOSED: Councillor S. Garnett
MOTION CARRIED 6:1**

- ii. **Development Variance Permit Application No. DV100291
(2498 Beaufort Road)**
(To relax the front setback for a new single-family dwelling).

Kelly Tomer, Applicant, advised of the proposal to construct a new single-family dwelling at the corner of Beaufort Road and Summerset Place, and that as per the Arborist's report is requesting approval to allow for a reduced front yard setback (from 5.5m to 3.54m) in order to save the protected Douglas Fir Tree located at the rear of the property. She advised that a neighbouring property also has a reduced front yard setback and therefore this proposal would not have a negative impact on the area. Ms. Tomer also noted that the rear yard setback would then be increased from 5.5m to 9.51m.

2020.02.015 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that owners and tenants in occupation of property within 75 metres (246 feet) of 2498 Beaufort Road be notified regarding Development Variance Application No. DV100291 (to vary the required minimum front setback) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance.

MOTION CARRIED UNANIMOUSLY

- iii. **Development Permit Application No. DP100796
(9570 and 9574 Fifth Street - The Rise)**
(To construct a four-storey, multi-family residential development, a re-design from original submission previously reviewed by Council).

Greg Gillespie, Mike Geric Construction/Applicant, noted the original proposal for the 4-storey residential building was not approved by Council and that this new proposal includes the following key revisions to address Council's previous concerns:

- removal of retaining walls by moving the parking underground
- addition of 3 units for a total of 22 units (3 - market rental units for 10 years)
- addition of 3 parking spaces for a total of 22 (2 - visitor parking)
- reduction in the size of the roof top structure

He advised the overall height of the building has also been reduced by 4ft and that the application meets all requirements for height, setbacks, parking, etc. and that no variances are being requested. Mr. Gillespie also advised a Community Amenity Contribution of \$113,000 would be payable to the Town and requested consideration for a portion of the funds (\$37,000) to be used to extend the sidewalk along Fifth Street.

Council members had some questions regarding the flood construction level, accessibility, parking, landscaping, etc., and stated it was a better development proposal.

2020.02.016 Moved by Councillor P. Wainwright, seconded by Councillor S. Garnett, that Development Permit Application No. DP100796 (9570 & 9574 Fifth Street - to construct a four-storey, multi-family residential development) be forwarded to the Advisory Planning Commission for further review and comment.

MOTION CARRIED UNANIMOUSLY

6. ADOPTION OF MINUTES

a. Regular Council Meeting - January 13, 2020

2020.02.017 Moved by Councillor S. Duncan, seconded by Councillor T. O'Keeffe, that Minutes of the Regular Council Meeting of January 13, 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

- a. Councillor B. Fallot** - reported on her attendance at the Vancouver Island Regional Library AGM on January 18 - there is a new "Creativity Commons" space located at the Nanaimo branch which fosters innovation and creativity by offering users the opportunity to play with technology (3D printing, virtual reality, e-sports, etc.) and noted that use of digital material has increased to 23%.

Councillor B. Fallot advised that there is an opportunity for the Town to participate in the ParticipACTION Community Better Program (from June 1-21) where communities track their physical activity during the 3 week period and that the community with the highest recorded score could win the grand prize of \$150,000. She stated she believes the Town can do this and would be working with the Sidney Event Advisory Group on moving this initiative forward.

12. COMMITTEE REPORTS

a. Committee of the Whole - January 20, 2020

2020.02.018 Moved by Councillor S. Garnett, seconded by Councillor B. Fallot, that Minutes of the Committee of the Whole Meeting of January 20, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

Minutes contain recommendation(s) regarding:

R.1 Beacon Wharf Surveys & Feasibility Study

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

1. That the Beacon Wharf Surveys and Feasibility Study completed by SNC-Lavalin be received for information;
2. That staff be directed to establish a Beacon Wharf Select Committee that will exist until December 31, 2020 and consist of the Mayor, 1 Councillor, key staff and 2-3 members of the public appointed by Council; and
3. That, once established, the Beacon Wharf Select Committee be tasked with developing a Terms of Reference for Council's review and consideration.

2020.02.019 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that item 2 in the motion above be amended as follows:

2. That staff be directed to establish a Beacon Wharf Select Committee that will exist until December 31, 2020 and consist of the Mayor, 2 Councillors, key staff and 2 members of the public appointed by Council; and

MOTION CARRIED UNANIMOUSLY

The question was called on the amended motion as follows:

2020.02.020

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

1. That the Beacon Wharf Surveys and Feasibility Study completed by SNC-Lavalin be received for information;
2. That staff be directed to establish a Beacon Wharf Select Committee that will exist until December 31, 2020 and consist of the Mayor, 2 Councillors, key staff and 2 members of the public appointed by Council; and
3. That, once established, the Beacon Wharf Select Committee be tasked with developing a Terms of Reference for Council's review and consideration.

MOTION CARRIED UNANIMOUSLY

13. STAFF REPORTS

a. OCP Review Advisory Committee Terms of Reference

2020.02.021

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

1. That the Terms of Reference for the Official Community Plan Review Advisory 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

14. CORRESPONDENCE

a. Bylaws No. 4326 and 4327- Loan Authorization and Amendments to the Land Banking and Housing Service

2020.02.022

Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that the letter from the Capital Regional District (CRD), dated January 8, 2020, be received and that that Council consent to the CRD adopting Bylaw No. 4326, to amend the Land Banking and Housing Service Establishing Bylaw to update the borrowing amount, and Bylaw No. 4327 to authorize the borrowing of \$10 million to fund additional housing units under the Regional Housing First Program.

MOTION CARRIED UNANIMOUSLY

b. Joint Municipal Funding Update - Economic Development Projects

2020.02.023

Moved by Councillor T. O'Keeffe, seconded by Councillor S. Garnett, that the email from the Saanich Peninsula Chamber of Commerce, dated January 13, 2020, providing an update on the joint municipally-funded economic development projects, be received for information.

MOTION CARRIED UNANIMOUSLY

15. NEW BUSINESS

a. Tree Planting in Sidney

Councillor T. O'Keeffe advised that the Town has planted 93 new trees in 2019 and will continue to plant more trees, and that, as per the Town's Strategic Plan, the Town will work with community organizations on an annual tree appreciation day.

2020.02.024

Moved by Councillor T. O'Keeffe, seconded by Councillor B. Fallot, that the email from L. Comber, regarding new tree plantings in Sidney, dated January 8, 2020 and the Town's reply dated January 20, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

b. Wood Burning Stoves

Councillor T. O'Keeffe advised that the Town allows wood burning stoves as long as permitted and only for the purpose of burning wood, not refuse or other materials. She noted a majority of the wood burning stoves are in older homes and that it would be difficult to implement a ban on existing stoves. She advised that should anyone suspect burning of other materials to report it to the Fire Department.

2020.02.025 Moved by Councillor T. O'Keeffe, seconded by Councillor B. Fallot, that the email from L. Voro, expressing concerns regarding wood burning stoves and requesting the Town restrict burning of any sort within the Town, dated January 9, 2020 and the Town's reply dated January 16, 2020, be received for information.

MOTION CARRIED UNANIMOUSLY

16. CORRESPONDENCE FOR INFORMATION

2020.02.026 Moved by Councillor B. Fallot, seconded by Councillor S. Garnett, that the following correspondence be received for information:

1. *(Already dealt with - see item 15a).*
2. *(Already dealt with - see item 15b).*
3. Notice of 2020 AVICC Convention and Call for Resolutions, dated January 10, 2020.
4. Email from G. Webber, regarding CRD Rail Rapid Transit, dated January 13, 2019. Reply dated January 16, 2020.
5. Letter from Greater Victoria Harbour Authority, regarding Victoria Council's motion for CRD to explore cruise waste tipping fees, date January 17, 2020.
6. Proclamation: Royal Canadian Mounted Police Appreciation Day - February 1.

MOTION CARRIED UNANIMOUSLY

17. NOTICES OF MOTION

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

19. ADJOURNMENT

2020.02.027 Moved by Councillor B. Fallot, seconded by Councillor S. Duncan, that the meeting be adjourned at 7:13 p.m.

MOTION CARRIED UNANIMOUSLY

MAYOR

CORPORATE OFFICER