



**TOWN OF LADYSMITH**  
**MINUTES OF A REGULAR MEETING OF COUNCIL**  
**MONDAY, MAY 6, 2013 – 7:00 P.M.**  
**COUNCIL CHAMBERS, CITY HALL**

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**COUNCIL MEMBERS PRESENT:**

Mayor Rob Hutchins	Councillor Steve Arnett	Councillor Bill Drysdale
Councillor Gord Horth	Councillor Duck Paterson	Councillor Glenda Patterson
Councillor Jillian Dashwood		

**STAFF PRESENT:**

Ruth Malli	Sandy Bowden	Felicity Adams
Erin Anderson	John Manson	Joanna Winter

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**CALL TO ORDER** Mayor Hutchins called the Regular Meeting of Council to order at 6:15 p.m. in order to retire into Executive (Closed) Session.

**EXECUTIVE (CLOSED SESSION)**

**CS 2013-145** It was moved, seconded and carried at 6:15 p.m. that Council retire into Executive (Closed) Session.

**SPECIAL CELEBRATION** Mayor Hutchins, Council, the Ladysmith Ambassadors and guests welcomed Keith Turner, a resident of La Rosa Gardens who will celebrate his 106<sup>th</sup> birthday on May 7, making him the oldest man in British Columbia. The Mayor presented Mr. Turner with a gift on behalf of council, the audience sang happy birthday, and cake was served.

Mayor Hutchins reconvened the Regular Meeting of Council at 7:16 p.m.

**AGENDA APPROVAL**

**CS 2013-146** It was moved, seconded and carried that the agenda for the Regular Council Meeting of May 6, 2013 be approved as amended to include the following changes:

- Move agenda item 4.3 to 4.1
- Add item 12.1 – Ladysmith Fire Rescue Fund Raising event

**MINUTES**

**CS 2013-147** It was moved, seconded and carried that the minutes of the Regular Meeting of Council held April 15, 2013 be approved as circulated.

## DELEGATIONS

### **Ladysmith Ambassadors**

Cheri Mactier, member of the Ladysmith Ambassadors Committee, introduced the newly crowned 2013 Ladysmith Ambassadors: Kristy DeClark, Sydney Jordan and Kira Mauriks. The Ambassadors spoke about the program, and about their roles representing Ladysmith to other communities and mentoring candidates for the 2014 Ambassador Program.

Ladysmith Ambassador for 2012, Kelly Wallace, addressed Council about her current quest to become a BC Ambassador.

Council congratulated the Ambassadors and wished them well in their duties over the coming year.

### **Joe Burnett and Mike Hooper, Nanaimo Airport**

Joe Burnett (Town of Ladysmith representative on the Nanaimo Airport Commission) and Mike Hooper (President and Chief Executive Officer of Nanaimo Airport) gave their bi-annual report to Council about developments at the airport.

Council thanked Mr. Burnett and Mr. Hooper for their presentation and congratulated them on the success of the airport.

### **Jenny Van Horne, Karen Fediuk, Ecole Davis Road School Parents Advisory Council**

Jenny Van Horne and Karen Fediuk provided an overview of the changes to the configuration of Ladysmith schools as proposed by the Board of School District 68, and requested Council's support to help ensure that full consultation and consideration have been given to addressing the needs of Ladysmith students in any proposed changes, taking into account community growth and growing demand for school spaces.

Council thanked Ms. Van Horne and Ms. Fediuk for their informative presentation.

## PROCLAMATIONS

Mayor Hutchins proclaimed the month of May 2013 as "Child Find's Green Ribbon of Hope Month", and May 25, 2013 as National Missing Children's Day in the Town of Ladysmith, to symbolize hope for the recovery of all missing children and to remind citizens to remain vigilant in a common desire to protect and nurture the youth of the province.

Mayor Hutchins proclaimed June 1, 2013 as "Intergenerational Day" in the Town of Ladysmith, to remind people of the importance of simple and respectful connecting between generations, and to raise awareness of the benefits that intergenerational awareness

brings.

**DEVELOPMENT  
APPLICATIONS**

**CS 2013-148** **Official Community Plan Amendment and Rezoning Application (Kolk) – 340 Second Avenue (Lot B, District Lot 56, Oyster District, Plan VIP65504)**

It was moved, seconded and carried that the report from the Director of Development Services concerning the Official Community Plan Amendment and Rezoning application for 340 Second Avenue (Kolk) be received.

**CS 2013-149** **Official Community Plan Amendment and Rezoning Application – 1201 and 1251 Christie Road (Lot 7 and 8, DL 147, Oyster District, Plan VIP85271)**

It was moved, seconded and carried that the report from the Director of Development Services regarding Official Community Plan amendment and rezoning application for 1201 and 1251 Christie Road be received, that staff be directed to amend the designated truck route in the “Ladysmith Streets and Traffic Bylaw 1998, No. 1309 to add Rocky Creek Road and delete Bayview Avenue, and that staff be directed to place “No Truck” signs on Strathcona Road and Third Avenue.

**CS 2013-150** It was moved, seconded and carried that staff be directed to prepare a report for Council concerning the possible closure of access to the TransCanada Highway from Christie Road.

Councillor G. Patterson declared a conflict of interest with the following agenda item and excused herself from the meeting.

**CS 2013-151** **Development Variance Permit Application – 948 Malone Road (Morgan) – Lot 19, District Lot 96, Oyster District, Plan VIP57370**

It was moved, seconded and carried that Development Variance Permit application 3090-13-01 for Lot 19, District Lot 96 be approved to permit an addition to an existing dwelling.

Councillor G. Patterson returned to the meeting.

**BYLAWS (OCP /  
ZONING)**

**CS 2013-152** **Town of Ladysmith Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 40), 2013, No. 1816**

It was moved, seconded and carried that Town of Ladysmith Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 40), 2013, No. 1816 be read a first and second time, and that a public hearing be scheduled for Monday, June 10, 2013 at 7:00 p.m.

**Town of Ladysmith Zoning Bylaw 1995, No. 1160, Amendment Bylaw (No. 91) 2013, No. 1817**

It was moved, seconded and carried that Town of Ladysmith Zoning

**CS 2013-153** Bylaw 1995, No. 1160, Amendment Bylaw (No. 91) 2013, No. 1817 be read a first and second time, and that a public hearing be scheduled for Monday, June 10, 2013 at 7:00 p.m.

**Town of Ladysmith Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 41) 2013, No. 1818**

**CS 2013-154** It was moved, seconded and carried that Town of Ladysmith Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 41) 2013, No. 1818 be read a first and second time, and that a public hearing be scheduled for Monday, June 10 at 7:00 p.m.

**Town of Ladysmith Zoning Bylaw 1995, No. 1160, Amendment Bylaw (No. 92) 2013, No. 1819**

**CS 2013-155** It was moved, seconded and carried that Town of Ladysmith Zoning Bylaw 1995, No. 1160, Amendment Bylaw (No. 92) 2013, No. 1819 be read a first and second time, and that a public hearing be scheduled for Monday, June 10 at 7:00 p.m.

**COUNCIL COMMITTEE REPORTS**

Mayor Hutchins announced that the Yellow Point Players donated \$350 to the Town of Ladysmith towards the replacement of the Holland Creek Bridge. Council accepted the donation with gratitude.

**Government Services Committee Recommendations**

It was moved, seconded and carried that:

- CS 2013-156**
- a) a memorial tree be planted at Forrest Field in memory of Jaedynn Amann-Hicks;
  - b) letters be sent to the federal and British Columbia governments requesting that “Jaedynn’s Law” banning the use of free-standing soccer nets in public soccer fields across Canada be enacted as soon as possible;
  - c) a comprehensive Playing Fields Policy be drafted which includes regulations pertaining to soccer nets located on Town-owned playing fields; and
  - d) School District No. 68 be requested to comply with the regulations contained in the Playing Fields Policy pertaining to the use of soccer nets on School District property.

**CS 2013-157** It was moved, seconded and carried that Council consider including bylaw amendments to permit hens in backyards in its 2014 work plan.

**STAFF REPORTS**

- CS 2013-158**
- Rogers Telecommunications Facility Proposal (4300 Thicke Road)**
- It was moved, seconded and carried that in addition to the Industry Canada required consultation, Rogers Communications Inc. be requested to:
- conduct a public information meeting about the proposed 50

metre tower to be located at 4300 Thicke Road in the South Ladysmith Industrial Park,

- advertise the meeting in two issues of the local newspaper,
- collaborate with staff on the direct mail notification area so that Town residents living in this area are included, and
- report back to Council.

**CS 2013-159** It was moved, seconded and carried that Rogers Communications Inc. be requested to investigate aesthetically pleasing 50 metre telecommunications tower designs suitable for the gateway to the South Ladysmith Industrial Park, including a “mono-pine” structure.

**Janitorial Services for Ladysmith RCMP Detachment**

**CS 2013-160** It was moved, seconded and carried that the purchasing policy be waived and that the Town enter into a new contract with Big Island Building Services to provide janitorial services for the Ladysmith RCMP detachment for a two year period with an option to renew for a further two years, commencing June 1, 2013, for a monthly fee of \$897.59 per month plus applicable taxes.

**CORRESPONDENCE**

**S/Sgt Larry Chomyn, Ladysmith RCMP Detachment  
2013/2014 Annual Performance Plan Priorities and Quarterly Mayor’s Report**

**CS 2013-161** It was moved, seconded and carried that the correspondence from S/Sgt Larry Chomyn confirming the Ladysmith RCMP Detachment annual Performance Plan Priorities for 2013/2014, and the detachment’s First Quarter Report for 2013/2014, be received.

**Mark Ruttan, Municipality of North Cowichan  
Response to Town of Ladysmith Request for Consideration of  
Region-Wide No-Smoking Regulations**

**CS 2013-162** It was moved, seconded and carried that the correspondence from the Municipality of North Cowichan dated April 22, 2013, responding to Council’s request for consideration of region-wide smoking regulations, be received.

**Muriel Carlson  
Clean-up of the Ladysmith Waterfront**

**CS 2013-163** It was moved, seconded and carried that a Community Clean-up Day be held in October 2013.

**CS 2013-164** It was moved, seconded and carried that staff be requested to investigate options for placing garbage containers along the waterfront walkway, and to report back to Council.

**CS 2013-165** It was moved, seconded and carried that staff be requested to investigate the feasibility of closing portions of the gravel road along

the waterfront in the vicinity of Oyster Bay Drive, and to report back to Council.

**Jamie Brennan, Chair, Nanaimo Ladysmith Schools  
Proposed 10-Year enhanced Facilities for Learning Plan for School District 68**

**CS 2013-166**

It was moved, seconded and carried that a letter be sent to the Board Chair of Nanaimo Ladysmith School District #68 expressing Council's concern over the limited consultation period for the significant changes proposed regarding the number and configuration of schools in Ladysmith.

**Cathy Gilroy, Colleen Cooper and Cpt. Karen Graczyk, Royal Canadian Air Cadets  
Request for Approval of Air Cadets Parade, Event and Signage**

**CS 2013-167**

It was moved, seconded and carried that the request from the Royal Canadian Air Cadets for Town support of the Ladysmith Air Cadets 70<sup>th</sup> Anniversary celebrations as outlined in the correspondence dated April 29, 2013 be approved, and that staff be requested to work with event organizers as appropriate.

**BYLAWS**

**Town of Ladysmith Fees and Charges Bylaw 1994, No. 1119, Amendment Bylaw 2013, No. 1825**

**CS 2013-168**

It was moved, seconded and carried that Town of Ladysmith Fees and Charges Bylaw 1994, No. 1119, Amendment Bylaw 2013, No. 1825 be adopted.

**Town of Ladysmith Financial Plan Bylaw 2013, No. 1827**

**CS 2013-169**

It was moved, seconded and carried that Town of Ladysmith Financial Plan Bylaw 2013, No. 1827 be read a first, second and third time.

**Town of Ladysmith Tax Rates Bylaw 2013, No. 1828**

**CS 2013-170**

It was moved, seconded and carried that Town of Ladysmith Tax Rates Bylaw 2013, No. 1828 be read a first, second and third time.

**NEW BUSINESS**

**Ladysmith Fire/Rescue Special Event Request**

**CS 2013-171**

It was moved, seconded and carried that permission be granted to Ladysmith Fire/Rescue to hold a Beer and Burger fundraising event at the Ladysmith Fire Hall on June 1, 2013 in support of a member of Ladysmith Fire/Rescue.

**QUESTION PERIOD**

R. Johnson enquired about discussions between the Town and Stz'uminus First Nation regarding a proposed development on the Ladysmith waterfront.

**EXECUTIVE SESSION**

**CS 2013-172**

It was moved, seconded and carried at 8:50 p.m. that the Executive (Closed) Session of Council resume after a two-minute recess.

**RISE AND REPORT**

Council arose from Executive (Closed) Session at 10:07 p.m. with report on the following item:

- That no decisions regarding permanent or temporary use on the Ladysmith waterfront will be made prior to adoption of the updated Waterfront Area Plan, and that the principles of Ladysmith Recreational Vehicle Parks Limited be so advised.

**ADJOURNMENT**

**CS 2013-173**

It was moved, seconded and carried that this Regular Meeting of Council be adjourned at 10:07 p.m.

CERTIFIED CORRECT

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Mayor (R. Hutchins)

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Corporate Officer (S. Bowden)