



TOWN OF LADYSMITH
MINUTES OF A REGULAR SESSION OF COUNCIL
MONDAY, MAY 17, 2010 - 7:00 P.M.

LADYSMITH

PRESENT:

Mayor Rob Hutchins Councillor Steve Arnett Councillor Scott Bastian
Councillor Jillian Dashwood Councillor Lori Evans Councillor Duck Paterson

ABSENT:

Councillor Bruce Whittington

STAFF PRESENT:

Sandy Bowden Pat Durban Rebecca Kalina
Felicity Adams

CALL TO ORDER Mayor Hutchins called the meeting to order at 6:20 p.m.

AGENDA APPROVAL

2010-236 It was moved, seconded and carried that the agenda be adopted as circulated.

EXECUTIVE SESSION

2010-237 It was moved, seconded and carried that this meeting retire into Executive Session at 6:20 p.m., pursuant to Section 90(1) of the Community Charter to consider the following items:

- law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment
- the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality

The Regular Session of Council resumed at 7:00 p.m.

RISE AND REPORT

The Executive Session of Council rose without report.

PUBLIC HEARINGS**PUBLIC HEARING - Bylaw 1724**

APPLICANT AGENT
Town of Ladysmith

PUBLIC ATTENDANCE: 9

A Public Hearing for Bylaw 1724 was held in Council Chambers at City Hall, 410 Esplanade, Ladysmith, B.C. on Monday, May 17, 2010 at 7:01 p.m.

Mayor Hutchins welcomed the public and noted that the public input portion of the hearing would take place in two parts - Part 1 would entertain questions clarifying the bylaw and Part 2 would afford attendees an opportunity to provide comments to Council on the bylaw.

Felicity Adams, Director of Development Services, provided an overview of the application submitted by the Town of Ladysmith which was prepared in response to the Provincial requirement that local governments establish greenhouse gas emission reduction targets, actions and strategies in their Official Community Plans[LGA, s. 877 (3)]. This work is taking place across the Province.

She further noted that the purpose of Bylaw 1724 is to amend the Official Community Plan by adding section (1) Key Guiding Principles, and section (2) Implementation Tools.

Ms. Adams pointed out that the energy vision for Ladysmith, established in the Community Energy Plan (2008), is to be added to the OCP Key Guiding Principles, and supported by the community reduction targets, also from the Energy Plan, as follows:

- 5% reduction in total community greenhouse gas emissions by 2012 from 2007 levels.
- 15% reduction in total community greenhouse gas emissions by 2016 from 2007 levels.
- 33% reduction in total community greenhouse gas emissions by 2020 from 2007 levels (proposed target to match the Provincial reduction target.)

Community emissions are those created by the residents and businesses in the community which the municipality cannot directly control, but may be able to influence through planning and program activities. It is estimated that local governments have control or influence over approximately 45% or more of these emissions. Community GHG emissions released into the atmosphere in Ladysmith as measured by the Province (CEEI) in 2007 are from the following sources:

- On-road transportation (81%)
- Buildings (15%)
- Solid Waste (4%)

She advised that the Community Energy Plan actions and the sustainability strategies from the Visioning Report (Community Vision for a Sustainable West Coast Town - 2009) are to be referred to in the OCP as Implementation Tools.

Ms. Adams reported that the Advisory Planning Commission made the following recommendation to Council at its meeting held April 13, 2010:

"It was moved, seconded and carried that the Advisory Planning Commission believes that Council is on track with regards to Bylaw 1724 and greenhouse gas reduction initiatives. The Advisory Planning Commission will do what it can to assist the Town in creating a community that is a pleasure to live in and role model for the rest of the Island."

Ms. Adams advised that the BC Provincial Agricultural Land Commission was consulted and they responded that *"... the amendments do not have any direct bearing on the use of land within the ALR and to that extent our interests are not affected."*

Ms. Adams noted that the Public Hearing notice was published in the Chronicle newspaper on May 4, 2010 and May 11, 2010 and was posted on community notice boards throughout Town and on the Town's website. A copy of the notice was also made available at the front counter at City Hall for the two week notice period and that there were no written submissions, telephone or in-person enquiries received at City Hall in connection with this Public Hearing.

Mayor Hutchins called for questions a first time.

Cathy Gilroy – inquired if attachments A, B, C will be included as part of the community standards for Bylaw 1724.

Director of Development Services, F. Adams – advised that attachments A, B, C are part of the staff report to Council and do not form part of the amending bylaw.

Mayor Hutchins called for questions a second time.
Mayor Hutchins called for questions a third time.

Hearing no further questions Mayor Hutchins called for comments a first time.

Mayor Hutchins called for comments a second time.

Mayor Hutchins called for comments a third time.

Hearing no comments Mayor Hutchins called for any written submissions.

No written submissions were received.

Hearing no further comments and receiving no written submissions, Mayor Hutchins declared the Public Hearing for Bylaw 1724 closed at 7:07 p.m.

BYLAWS (OCP/ZONING)

2010-238

It was moved, seconded and carried that Town of Ladysmith Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 32), 2010, No. 1724 be read a third time and adopted.

MINUTES

2010-239

It was moved, seconded and carried that the Council minutes of May 3, 2010 adopted as circulated.

DELEGATION S

ORCAS SWIM CLUB

Shelley Anderson, Secretary of the Ladysmith Orcas Swim Club, presented an update on the current financial situation of the club and reviewed options that the club is considering to reduce their costs. The Club requested a reduction of pool rental fees by one third.

2010-240

It was moved, seconded and carried that the request from the Orcas Swim Club to reduce the hourly rental rate for the pool from \$38.46 to \$25.64 be referred to staff for

the preparation of a report outlining options to consider to support the Swim Club.

Councillor S. Bastian arrived in Council Chambers at 7:21 p.m.

LADYSMITH MARITIME SOCIETY – MARITIME FESTIVAL

Ladysmith Maritime Society Executive Director, Dave Ehrismann and Cliff Fisher, Coordinator of the Maritime Festival, provided an overview of the upcoming Ladysmith Maritime Festival scheduled for May 29, and 30, 2010.

REPORTS

OFFICIAL COMMUNITY PLAN (OCP) AMENDMENT & REZONING APPLICATION

2010-241

It was moved, seconded and carried that Council support the Official Community Plan (OCP) consultation process that was completed for rezoning 3360-09-05 (DL108) to meet the requirements of Section 879 of the Local Government Act for OCP and Zoning Bylaw amendment application 3360-10-03 and 3360-10-04 (proposed Lots 2, 3 and 4 - District Lot 108).

2010-242

It was moved, seconded and carried that Staff be directed to prepare a bylaw to amend the Official Community Plan to permit medium density residential development on proposed Lots 2 and 3; and to permit a manufactured home park on proposed Lot 4; of Lot 1, District Lot 108, Oyster District, Plan VIP73133.

2010-243

It was moved, seconded and carried that Staff be directed to prepare a bylaw to amend the Zoning Bylaw to:

- (a) Rezone proposed Lot 2 to Medium Density Residential (R-3-A);
- (b) Rezone proposed Lot 3 to Medium Density Residential (R-3-A) with a site specific amendment to permit a density of 44 units per hectare (a total of 48 units); and
- (c) Rezone Lot 4 to Manufactured Home Park (MHP-1).

FIRE CHIEF'S REPORT – April, 2010

2010-244

It was moved, seconded and carried that the Fire Chief's Report for April, 2010 be received.

BUILDING INSPECTOR'S REPORT – APRIL 2010

2010-245 It was moved, seconded and carried that the Building Inspector's Report for April, 2010 be received.

TROLLEY REPORT – APRIL 2010

2010-246 It was moved, seconded and carried that the Trolley Report for April, 2010 be received.

CORRESPONDENCE

POUND REPORT – APRIL 2010

2010-247 It was moved, seconded and carried that the April, 2010 Pound Report from Coastal Animal Control Services of BC Ltd. be received.

LADYSMITH ROTARY CLUB GOLF TOURNAMENT

2010-248 It was moved, seconded and carried that the letter from B. Bezeau regarding the Ladysmith Rotary Club golf tournament on Sunday, June 13, 2010 be received.

NEW BUSINESS

TEAM TOMORROW LEADERSHIP BC

2010-249 It was moved, seconded and carried that a letter of congratulations be sent to "Team Tomorrow" of the Leadership BC program for their workshop "Total Physical Response Hul'qumi'num for Beginners" which was held on May 17, 2010.

VANCOUVER ISLAND BETTER BUSINESS BUREAU TORCH AWARD

2010-250 It was moved, seconded and carried that letters of congratulations be sent to Coastal Trucking for receiving the Vancouver Island Better Business Bureau Torch Award for Outstanding Community Service and to Stalker Excavating Ltd. for being nominated for the award.

PADDLEFEST 2010

2010-251 It was moved, seconded and carried that a letter of congratulations and thanks be sent to the Paddlefest organizers for the successful Paddlefest event held on May 15 and 16, 2010.

LADYSMITH AND DISTRICT HISTORICAL SOCIETY

2010-252

It was moved, seconded and carried that a letter of congratulations be sent to the Ladysmith and District Historical Society for the celebration of “Portuguese Joe Silvey” held on May 15, 2010.

LADYSMITH AND DISTRICT ARTS COUNCIL

2010-253

It was moved, seconded and carried that a letter of congratulations be sent to the Ladysmith and District Arts Council for their successful one act play and fundraiser “Staying Alive” held on May 15, 2010.

QUESTION PERIOD

Cathy Gilroy inquired about the status of her questions to the Building Inspector regarding accessory buildings within Ladysmith. She was advised that she will receive a response in the near future.

Aaron Lafontaine distributed a letter dated May 4, 2010 outlining his recent interactions with Town staff.

ADJOURNMENT

2010-254

It was moved, seconded and carried that the meeting be adjourned at 8:00 p.m.

Mayor (R. Hutchins)

CERTIFIED CORRECT

Corporate Officer (S. Bowden)