

TOWN OF LADYSMITH  
MINUTES OF A REGULAR MEETING OF COUNCIL  
MONDAY, FEBRUARY 2, 2015  
COUNCIL CHAMBERS, CITY HALL  
7:00 PM.

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**COUNCIL MEMBERS PRESENT:**

Mayor Aaron Stone	Councillor Cal Fradin	Councillor Joe Friesenhan
Councillor Carol Henderson	Councillor Rob Hutchins	Councillor Duck Paterson

**COUNCIL MEMBERS ABSENT:**

Councillor Steve Arnett

**STAFF PRESENT:**

Ruth Malli	Sandy Bowden	Erin Anderson
John Manson	Joanna Winter	Clayton Postings

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**CALL TO ORDER** Mayor Stone called this regular meeting of Council to order at 6:00 p.m.

**CLOSED MEETING**

CS 2015-028

*Moved and seconded:*

That Council retire into closed session at 6:01 p.m. in order to consider two items in accordance with *Community Charter* Section 90(1)(e): 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.

*Motion carried.*

**RISE AND REPORT**

Council arose from Closed Session without report.

**REGULAR MEETING**

Mayor Stone reconvened the Regular Council Meeting at 7:00 p.m. and acknowledged the traditional territory of the Stz'uminus First Nation.

**AGENDA APPROVAL**

CS 2015-029

*Moved and seconded:*

That the agenda for the Council Meeting of February 2, 2015 be approved with the addition of the following item:

5.3 Sheila Malcolmson: Derelict and Abandoned Vessels

*Motion carried.*

**MINUTES**

CS 2015-030

*Moved and seconded:*

That the minutes of the Regular Meeting of Council held January 19, 2015 be approved.

*Motion carried.*

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## DELEGATIONS

**Kathy Holmes, Leona Petrak  
Arts Council of Ladysmith and District  
2014 Year in Review**

Kathy Holmes spoke on behalf of the Arts Council of Ladysmith and District. She thanked Council for providing the organization with its space at the Machine Shop on Oyster Bay Drive for the Waterfront Gallery, and confirmed that the organization has received a grant to install a lift in the building. Ms. Holmes reviewed the organization's activities and successes for 2014. The group presented Council with cards featuring a scene of City Hall painted by Leona Petrak. Council congratulated the organization for its successes and expressed appreciation for its contributions to the community.

**Robin Maxted  
Petition and Presentation on Fenced Dog Park**

Robin Maxted presented Council with a petition containing 562 signatures calling for an off-leash fenced dog park in the Town of Ladysmith, and urged Council to renew its efforts to find a long-term solution for this issue. Mr. Maxted also offered to assist the Town by taking part in discussions or serving on a committee.

Councillors enquired whether citizens might be prepared to pay an increased dog licence fee.

Council thanked Mr. Maxted for his presentation.

*Moved and seconded*

CS 2015-031

That Council refer the petition and presentation by Robin Maxted for a fenced, off-leash dog park in the Town of Ladysmith to the Parks, Recreation and Culture Commission to investigate options for location as well as costs and to develop recommendations for Council, and that the Commission be requested to invite Robin Maxted, Linda Brown and Jean Pearson to participate in its consideration of the matter.

*Motion carried.*

**Sheila Malcolmson  
Upcoming Legislation on Derelict and Abandoned Vessels**

Sheila Malcolmson, New Democratic Party candidate for Nanaimo-Ladysmith, urged Council to express its strong support for Bill C-638, a private members bill concerning the regulation of derelict and abandoned vessels being introduced in the House of Commons in Ottawa by Jean Crowder, M.P. for Nanaimo-Cowichan. Ms. Malcolmson requested that Council write to the federal Minister of Transport and to Jean Crowder, M.P., in support of the legislation and appreciation of the efforts of Jean Crowder.

*Moved and seconded:*

CS 2015-032

That Council convey to Jean Crowder, M.P., and to the Hon. Lisa

Raitt, Minister of Transport, its strong support for Bill C-638 to resolve the environmental, economic and navigational hazards posed by derelict and abandoned vessels.

*Motion carried.*

**PROCLAMATIONS**

Mayor Stone proclaimed the week of February 16 to 22, 2015 as "Heritage Week" in the Town of Ladysmith, with a theme of "Main Street: At the Heart of the Community," recognizing that Main Streets and traditional downtowns embody the history and evolution of a community and provide assets to stimulate tourism, attract new residents and encourage investment.

**REPORTS**

**CS 2015-033**

*Moved and seconded:*

That Council send a letter congratulating Fire/Rescue Chief Ray Delcourt on his recent re-election as President of the Cowichan Valley Fire Chiefs Association.

*Motion carried.*

Protective Services Committee Recommendation

**CS 2015-034**

*Moved and seconded:*

That Council request staff to review options for a bylaw restricting after-hours access to Town parks.

*Motion carried.*

Municipal Services Committee Recommendations

**CS 2015-035**

**MOTION REFERRED**

*Moved and seconded:*

That Council Direct staff to amend Town of Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2014, No. 1846 to include provision for a "shower only" admissions fee at the rate of half the current adult admission.

**CS 2015-036**

*Moved and seconded:*

That the Municipal Services Committee recommendation to amend Fees and Charges Bylaw 2014, No. 1846 in order to include provision for a "shower only" admissions fee at the rate of half the current adult admission be referred to the Parks, Recreation and Culture Commission for review.

*Motion carried.*

**CS 2015-037**

*Moved and seconded:*

That Council direct staff to prepare an amendment to Ladysmith Fees and Charges Bylaw 2008, No. 1644 to implement fees related to development services, as follows:

Miscellaneous Fees:	
Waterfront Area Plan	\$25
Holland Creek Area Plan	\$10

South Ladysmith Area Plan	\$10
Official Community Plan, including Schedule A.1 (DPAs)	\$35
Zoning Bylaw	\$40
OCP and Zoning Bylaw Maps (Large size)	\$15 per map

Application Fees:	
OCP Amendment	\$2,000 + advertising and delivery costs
Zoning Bylaw Amendment	\$2,000 + advertising and delivery costs
Combined OCP/Zoning Bylaw Amendment	\$3,000 + advertising and delivery costs
Development Permit - Multi-Unit, Commercial, Downtown Industrial	\$1,000
Development Permit - High Street Intensive Residential	\$750
Development Permit - Riparian, Hazard Lands	\$250
Development Permit - Coach House Intensive Residential	\$250
Development Permit - Façade, Amendment	\$100
Sign Permit	\$100
Development Variance Permit	\$750 + delivery costs
Board of Variance	\$750 + delivery cost
Temporary Use Permit	\$1500 + advertising and delivery costs
Subdivision - PLA	\$500 + \$250 per lot
Subdivision - Approval, Extension, Form P	\$500
Strata Conversion	\$500 + \$250 per unit
Boundary Extension Proposal	\$2000 + \$50 per hectare plus advertising and electoral approval costs
Liquor Licence Primary Referral Review	\$250
Community Consultation	\$1,500 + advertising
ALR Application - Subdivision / Non-Farm Use	\$600 + ALR Fees
ALR Application - Exclusion	\$2,000 + ALR Fees
Film Permit	\$250

*Motion carried.*

## STAFF REPORTS

### Literacy Grant Mini-Library Kiosks

**CS 2015-038** *Moved and seconded:*  
That Council direct staff to work with the Ladysmith Secondary School woodworking class to design, build, and install up to four mini-library kiosks on identified Town of Ladysmith properties.  
*Motion carried.*

Council requested that staff consult with relevant local businesses in implementing this initiative, and consider locating a kiosk in Ladysmith's south end.

### Ladysmith Bar Watch Program

**CS 2015-039** MOTION REFERRED  
*Moved and seconded:*  
That Council:  
a) Approve the Ladysmith Bar Watch Program as presented;  
b) Send letters to all Ladysmith liquor-primary establishments to advise them of the Town's implementation of the Bar Watch Program and associated bylaw and request their participation in the program;  
c) Appoint a member of Council to act as liaison to the Bar Watch Program; and,  
d) Proceed with first three readings of "Town of Ladysmith Business License Bylaw No. 1513, 2003, Amendment Bylaw 2015 No. 1870" which appears under the Bylaws portion of tonight's Council meeting.

**CS 2015-040** *Moved and seconded:*  
That Council refer the proposed Ladysmith Bar Watch Program and Good Neighbour Agreement to staff and the Royal Canadian Mounted Police to review the voluntary intent of the program in light of the language of enforcement contained in the Good Neighbour Agreement.  
*Motion carried.*

## BYLAWS

**Town of Ladysmith Business License Bylaw 2003, No. 1513, Amendment Bylaw 2015, No. 1870**  
This item was removed from the agenda, as consideration of Bylaw 1870 was contingent on Council approval of recommendations with respect to the Bar Watch Program.

**CS 2015-041** **Town of Ladysmith Board of Variance Bylaw 2015, No. 1671**  
*Moved and seconded:*  
That Town of Ladysmith Board of Variance Bylaw 2015, No. 1671 be adopted.  
*Motion carried.*

Town of Ladysmith Cemetery Care Trust Fund Appropriation Bylaw 2015, No. 1871

**CS 2015-042** *Moved and seconded:*  
That Town of Ladysmith Cemetery Care Trust Fund Appropriation Bylaw 2015, No. 1871 be adopted.  
*Motion carried.*

**CS 2015-043** *Moved and seconded:*  
That Council's previous resolutions calling for a change to provincial legislation governing the use of cemetery care trust funds be brought forward for consideration at the March 2015 meeting of the Municipal Services Committee.  
*Motion carried.*

**UNFINISHED BUSINESS** New Building Canada Fund

**CS 2015-044** *Moved and seconded:*  
That Council rescind the following resolution CS 2014-402:  
"That Council direct staff to apply to the Small Communities Fund Program of the New Building Canada Fund for grant funding of up to two-thirds of the cost of the Water Filtration Plant Project."  
*Motion carried.*

**CS 2015-045** *Moved and seconded:*  
That Council direct staff to apply to the Small Communities Fund Program of the New Building Canada Fund for grant funding of up to two-thirds of the cost of the Water Filtration Plant Project, with the Town's one-third share of the costs of the project to be drawn from borrowing as outlined in the approved 2014-2018 Financial Plan.  
*Motion carried.*

**QUESTION PERIOD** Members of the audience asked questions of Council or commented on the following issues: the proposed Bar Watch Program, Heritage Week, the Board of Variance, public washrooms and enforcement of the bylaw governing untidy premises.

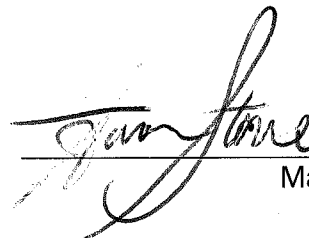
**ADJOURNMENT**

**CS 2015-046** *Moved and seconded:*  
That this meeting of Council adjourn at 8:41 p.m.  
*Motion carried.*

CERTIFIED CORRECT:



Corporate Officer (S. Bowden)



Mayor (A. Stone)