

**MINUTES OF A REGULAR MEETING OF COUNCIL
MONDAY, FEBRUARY 4, 2019
CALL TO ORDER 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL**

COUNCIL MEMBERS PRESENT:

Deputy Mayor Duck Paterson
Councillor Robert Johnson
Councillor Jeff Virtanen

Councillor Amanda Jacobson
Councillor Marsh Stevens

COUNCIL MEMBERS ABSENT:

Mayor Aaron Stone

Councillor Tricia McKay

STAFF PRESENT:

Guillermo Ferrero
Geoff Goodall
Mike Gregory

Felicity Adams
Clayton Postings
Sue Bouma

Erin Anderson
Joanna Winter

CALL TO ORDER

Deputy Mayor Paterson called this Regular Meeting of Council to order at 6:00 p.m.

CLOSED SESSION

CS 2019-041

Moved and seconded:

That, in accordance with section 90(1) of the Community Charter, Council retire into closed session at 4:35 p.m. in order to consider items related to the following:

- Property Acquisition - 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.

REGULAR OPEN MEETING

Deputy Mayor Paterson called this Meeting of Council to order at 7:00 p.m., recognizing the traditional territory of the Stz'uminus First Nation.

Deputy Mayor Paterson expressed his condolences on the passing of former longtime Port McNeil Mayor Gerry Furney, who held the position of elected official in Port McNeil for 46 years, and the position of mayor for 39.

CS 2019-042

Moved and seconded:

That Council direct staff to send letters of condolence to the town of Port McNeil and the family of former longtime mayor Gerry Furney.

Motion carried.

AGENDA APPROVAL

Moved and seconded:

CS 2019-043

That Council approve the agenda for this Regular Meeting of Council for February 4, 2019 as amended by the following addition:

- Item 14.1., "AVICC Resolution"

Motion carried.

RISE AND REPORT

Council rose from closed session at 6:20 p.m. without report.

MINUTES

CS 2019-044

Moved and seconded:

That Council approve the minutes of the Public Hearing and Regular Meeting of Council held January 21, 2019, as amended to correct the name and address of a public submission.

Motion carried.

CS 2019-045

Moved and seconded:

That Council approve the minutes of the Special Meeting of Council held January 22, 2019.

Motion carried.

CS 2019-046

Moved and seconded:

That Council approve the minutes of the Special Meeting of Council held January 24, 2019.

Motion carried.

DELEGATION

Claire Salvador, Senior Consultation Analyst, Ecosystems Management Branch, Fisheries and Oceans Canada, on Behalf of Small Craft Harbours

Ladysmith Harbour Long Term Planning

Claire Salvador, on behalf of Small Craft Harbours, made a presentation to Council regarding a proposed loading wharf construction project in Ladysmith Harbour. She provided a background to Council of the National Small Craft Harbours Program and their relationship to the Harbour Authorities, noting that Small Craft Harbours liaise with the Harbour Authority and the Stz'uminus First Nation to determine the priorities of the harbour. The current timber wharf is subject to substructure problems and a long term planning solution would be to replace it. The new loading

wharf would not affect the boat launch, but in order to proceed, Small Craft Harbours would need the Town to agree to make changes to their water lot boundaries.

Ms. Salvador responded to Council's questions regarding the Waterfront Area Plan, the Ladysmith Harbour Authority (Ladysmith Fishermen's Association), the timeline and scope of the proposed project, and the effects of the project on traffic management and the parking lot. Council thanked Ms. Salvador for her presentation.

CS 2019-047

Moved and seconded:

That Council refer to staff for consideration the request by Small Craft Harbour to make changes to the water lot boundaries in order to construct a new loading wharf, and to return to Council with recommendations.

Motion carried.

Richard Huggins, Ladysmith Chapter of Cowichan Trail Stewardship

Sustainable Trail Development

Richard Huggins, Tara Pollock, Matt Grossnickle and Ryan McDonald made a presentation to Council regarding the Cowichan Trail Stewardship Society Ladysmith Chapter's goals to partner with the Town in order to develop and promote trails in Ladysmith. They noted that their plans include developing low cost recreation that will not only interest a younger demographic, but will also significantly impact the economic development of the Town.

Council thanked the team for their presentation.

CS 2019-048

Moved and seconded:

That Council refer to staff and the Parks, Recreation and Culture Advisory Committee the proposal by the Cowichan Trail Stewardship Society Ladysmith Chapter to partner with the Town to develop and promote trails in Ladysmith, and to return to Council with recommendations.

Motion carried.

**Rosalie Sawrie, Social Planning Cowichan
Ladysmith Age-Friendly/Walkability Project**

Rosalie Sawrie made a presentation to Council regarding the Ladysmith Age-Friendly/Walkability Project. She reviewed the goals of the project, the methods the team used to gather information and engage the public, and the feedback received from the community. She provided Council with accessibility, scooter,

transportation, social participation, communication, affordability and capital project recommendations, and noted an overwhelming response from the public for the need for public washrooms downtown.

Council thanked Ms. Sawrie for her thorough presentation.

CS 2019-049

Moved and seconded:

That Council refer to staff for consideration and investigation the Ladysmith Age-Friendly/Walkability Project, and direct staff to return to Council with recommendations.

Motion carried.

PROCLAMATIONS

Deputy Mayor Paterson noted that Mayor Stone has proclaimed the week of February 18 - 24, 2019 as “Heritage Week” in the Town of Ladysmith and encouraged all residents to embrace, explore and enjoy our enduring heritage.

C. Postings, E. Anderson and G. Goodall left the meeting at 8:11 p.m.

DEVELOPMENT APPLICATIONS

Development Permit Application 3060-18-21: 333 Symonds Street

Subject Property: Lot 8, Block 79 of an unnumbered portion of Oyster District, Plan 703A

Moved and seconded:

CS 2019-050

That Council:

1. Issue DP 3060-18-21 to permit the issuance of a building permit for the construction of a two storey coach house on Lot 8, Block 79 of an unnumbered portion of Oyster District, Plan 703A (333 Symonds Street).
2. Authorize the Mayor and Corporate Officer to sign DP 3060-18-21.

Motion carried.

Development Variance Permit 3090-18-03: 359 Chemainus Road

Subject Property: Lot 8, District Lot 42, Oyster District, Plan 3223

Moved and seconded:

CS 2019-051

That Council:

1. Issue Development Variance Permit 3090-18-03 to vary the front and side parcel line setbacks, the setback from the sea, the height of a retaining wall, and the height of a dwelling at 359 Chemainus Road.
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-18-03.
3. Direct staff to remove Development Permit 93-14 from the

Certificate of Title on Lot 8, District Lot 42, Oyster District, Plan 3223 (359 Chemainus Road) as this permit is no longer relevant for the property.

Motion carried.

Development Variance Permit 3090-18-04: 517 Baden-Powell Street

Subject Property: Parcel A (DD 701N) of Lot 6, Block 121, District Lot 56, Oyster District, Plan 703A

Moved and seconded:

CS 2019-052

That Council:

1. Issue Development Variance Permit 3090-18-04 to vary the front and interior side parcel line setbacks, and the maximum parcel coverage for a dwelling at 517 Baden-Powell Street, subject to the owner removing the shipping container from the property prior to issuance of the building permit.
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-18-04.

Motion carried.

OCP & Zoning Bylaw Amendment Application 3360-19-01: 379 Davis Road

Subject Property: Lot A, District Lot 43, Oyster District, Plan VIP69091

Moved and seconded:

CS 2019-053

That Council:

1. Having considered the application (3360-19-01) to amend:
 - a) The Official Community Plan by designating 379 Davis Road from "General Commercial" to "Single Family Residential" and by removing "Development Permit Area 3 - Commercial" from 379 Davis Road; and
 - b) The Zoning Bylaw by rezoning 379 Davis Road from "Shopping Centre Commercial (C-5)" to "Single Dwelling Residential (R-1)" and by removing the 379 Davis Road site specific regulation in the C-5 Zone; and
2. Having given consideration to s.475 of the Local Government Act (consultation during OCP development), direct staff to refer the OCP amendment application 3360-19-01 to the Stz'uminus First Nation, pursuant to the Town's Memorandum of Understanding;
3. Direct staff to commence the preparation of the Official Community Plan (OCP) amendment bylaw and Zoning Bylaw amendment bylaw for application 3360-19-01; and
4. Approve of the discharge of Covenant CA1262671 from the

title of Lot A, District Lot 43, Oyster District, Plan VIP69091, and authorize the Mayor and Corporate Officer to execute the discharge document for Covenant CA1262671, if and when the proposal to rezone 379 Davis Road to R-1 is approved.

Motion carried.

M. Gregory left the meeting and G. Goodall returned to the meeting at 8:26 p.m.

BYLAWS – OFFICIAL COMMUNITY PLAN AND ZONING

CS 2019-054

Bylaw 1985 – Zoning Bylaw Amendments 2018

Moved and seconded:

That Council:

1. Proceed with third reading of Bylaw 1985, cited as “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No.22) 2018, No. 1985”; and
2. Direct staff to refer Bylaw 1985 to the Ministry of Transportation and Infrastructure, pursuant to the Transportation Act.

Motion carried.

E. Anderson returned to the meeting at 8:28 p.m.

COMMITTEE REPORTS

CS 2019-055

Recommendations from the Protective Services Committee

Moved and seconded:

That Council table the recommendation from the Protective Services Committee to appoint a Youth Services Representative to the Protective Services Committee until Terms of Reference for the Protective Services Committee have been developed and adopted.

Motion carried.

REPORTS

CS 2019-056

441 Parkhill Terrace

Moved and seconded:

That Council:

- 1) Approve the request from the owner of 441 Parkhill Terrace for an extension to the clean-up deadline from December 31, 2018 to February 28, 2019; and
- 2) Direct that the work authorized on November 19, 2018 (CS 2018-443) be carried out by the Town or its contractors, if the Owner is in default following the February 28, 2019 extension deadline.

Motion carried.

Adjustments to Water Billing Accounts

Moved and seconded:

CS 2019-057

That Council approve adjusting the water billing due to leaks for the property account #1052024 for \$4,392.21.

Motion carried.

Council recommended that staff bring the issue of adjustments to water billing accounts to an upcoming Municipal Services Committee meeting for discussion.

BYLAWS

Town of Ladysmith Inter-Community Business Licence 2013, No. 1839, Amendment Bylaw 2019, No. 1991

Moved and seconded:

CS 2019-058

That Council adopt "Town of Ladysmith Inter-Community Business Licence 2013, No. 1839, Amendment Bylaw 2019, No. 1991".

Motion carried.

G. Goodall and F. Adams left the meeting at 8:40 p.m.

UNFINISHED BUSINESS

CS 2019-059

Association of Vancouver Island and Coastal Communities

Moved and seconded:

That Council direct staff to draft a resolution for submission to the Association of Vancouver Island and Coastal Communities, calling on the Federal Government to reduce or eliminate taxes on material used for the creation of affordable houses.

Motion carried.

QUESTION PERIOD ADJOURNMENT

There were no questions from the public.

Moved and seconded:

CS 2019-060

That this Regular Meeting of Council adjourn at 8:45 p.m.

Motion carried.

CERTIFIED CORRECT:

Deputy Mayor (D. Paterson)

Corporate Officer (J. Winter)