



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, September 7, 2021

7:00 P.M.

This meeting was held electronically as per Ministerial Order No. M192

Council Members Present:

Mayor Aaron Stone

Councillor Amanda Jacobson

Councillor Rob Johnson

Councillor Tricia McKay

Councillor Duck Paterson

Councillor Marsh Stevens

Councillor Jeff Virtanen

Staff Present:

Allison McCarrick

Erin Anderson

Chris Barfoot

Jake Belobaba

Donna Smith

Ryan Bouma

Sue Glenn

Mike Gregory

Sue Bouma

1. CALL TO ORDER

Mayor Stone called this Regular Meeting of Council to order at 6:05 p.m., in order to retire immediately into Closed Session.

2. CLOSED SESSION

CS 2021-272

That, in accordance with section 90(1) of the *Community Charter*, Council retire into closed session in order to consider items related to the following:

- personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality - section 90(1)(a);
- negotiations and related discussions respecting the proposed provision of a municipal service - section 90(1)(k).

Motion Carried

3. OPEN MEETING AND ACKNOWLEDGEMENT (7:00 P.M.)

Mayor Stone called this Regular Meeting of Council to order at 7:01 p.m., recognizing with gratitude that it was taking place on the traditional unceded territory of the Stz'uminus First Nation.

4. AGENDA APPROVAL

CS 2021-273

That Council approve the agenda for this Regular Meeting of Council for September 7, 2021 as amended to include:

- Item 8.3. "Development Variance Permit Application - New Subdivision off Giovando Way" - public submissions received after publication of the agenda; and
- Item 12.1. "Stz'uminus First Nations Traditional War Canoe Races, September 11-12, 2021".

Motion Carried

5. RISE AND REPORT- Items from Previous Closed Sessions

The following item from the Closed Meeting of Council held July 6, 2021 was reported:

CE 2021-104

That Council:

1. Direct staff to amend the Town of Ladysmith Street Naming Policy 11-5450-A to include "Anderson" on the approved list of street names, in recognition of the history and contributions to Ladysmith made by the Anderson family; and
2. Rise and report on Recommendation No. 1 once the family has been notified.

6. MINUTES

6.1 Minutes of the Regular Meeting of Council held August 3, 2021

CS 2021-274

That Council approve the minutes of the Regular Meeting of Council held August 3, 2021.

Motion Carried

7. PROCLAMATIONS

7.1 Childhood Cancer Awareness Month

Mayor Stone proclaimed September 2021 as Childhood Cancer Awareness Month in the Town of Ladysmith.

8. DEVELOPMENT APPLICATIONS

8.1 Development Variance Permit & Development Permit Applications – 831 3rd Avenue

CS 2021-275

That Council:

1. Issue Development Variance Permit 3090-21-09 to allow a coach house in a side yard at 831 3rd Avenue;
2. Issue Development Permit 3060-21-11 for a coach house at 831 3rd Avenue; and
3. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-21-09.

Motion Carried

8.2 Development Variance Permit Application – 220 High St. (Boys & Girls Club)

Pippa Atwood, architect for the project, responded to questions from Council.

CS 2021-276

That Council:

1. Issue Development Variance Permit 3090-21-07 to vary the front parcel line setback from 6.0m to 1.2m and to require no additional on-site parking spaces for a building addition at Lot A District Lot 56 Oyster District Plan VIP68919 (220 High Street); and
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-21-07.

Motion Carried

8.3 Development Variance Permit Application - New Subdivision off Giovando Way

CS 2021-277

That Council, subject to registration of the covenant attached as Attachment B to the staff report dated September 7, 2021, issue Development Variance Permit 3090-21-03 to vary "Town of Ladysmith Zoning Bylaw 2014, No. 1860" as follows:

- a. vary section 10.4(4)(a) to increase the maximum gross floor area from 223 square metres to 268 square metres for the purposes of indoor parking for Lots 1, 3-13, 15 and 17, District Lot 97, Oyster District, Plan EPP97865; and
- b. vary section 5.12(a)(ii) to vary the requirement to measure height from the average ground elevations on the approved grading plan to allow height to be measured from 58 metres Above Sea Level for Lots 3-11, District Lot 97, Oyster District, Plan EPP97865.

Motion Defeated

OPPOSED: Councillors Jacobson, Johnson, McKay and Stevens

9. COMMITTEE MINUTES

9.1 Community Planning Advisory Committee - August 4, 2021

CS 2021-278

That Council receive for information the minutes of the August 4, 2021 meeting of the Community Planning Advisory Committee.

Motion Carried

10. REPORTS

10.1 Permissive Tax Exemptions for the Tax Year 2022

CS 2021-279

That Council direct staff to prepare a 1-year permissive tax exemption bylaw for all properties currently identified in the "Town of Ladysmith 2021 Permissive Tax Exemptions Bylaw 2020, No. 2052" and not include the fully exempt properties on the water parcel tax roll or the sewer parcel tax roll as identified in the staff report dated September 7, 2021.

Motion Carried

10.2 Revitalization Tax Exemption Economic Agreement – 902 Ludlow Road

CS 2021-280

That Council authorize the Mayor and Corporate Officer to execute a Revitalization Tax Exemption - Economic Agreement with the property owner(s) of 902 Ludlow Road (which is legally described as Lot A, Plan EPP71248, District Lot 24, Land District 43) as per "Town of Ladysmith Revitalization Tax Exemption – Economic Revitalization Bylaw 2012, No. 1807" as amended.

Motion Carried

10.3 Adjustment to Water Billing Account

CS 2021-281

That Council provide a water leak adjustment in the amount of \$11,758.45 for billing account #000 1124000.

Motion Carried

10.4 Fingerprint Fees for Reclaiming Indigenous Names

CS 2021-282

That Council authorize the use of the Grant in Aid budget up to \$500 to fund the \$25 fee charged for fingerprinting for Indigenous people who are reclaiming their traditional name.

Motion Carried

10.5 Poverty Reduction Strategy Final Report

CS 2021-283

That Council receive the Poverty Reduction Strategy Final Report.

Motion Carried

10.6 210 Dogwood Drive – Retaining Wall Encroachment

CS 2021-284

That Council direct staff to enter into an encroachment agreement with the owner of 210 Dogwood Drive, that includes conditions as outlined in the staff report dated September 7, 2021, regarding a retaining wall built on Town of Ladysmith property.

Motion Carried

OPPOSED: Councillor Paterson

11. BYLAWS

11.1 Bylaw No. 2067

CS 2021-285

That Council adopt "Road Closure and Dedication Removal Bylaw 2021, No. 2067".

Motion Carried

OPPOSED: Councillor Stevens

11.2 Bylaw No. 2086

CS 2021-286

That Council give first, second and third readings to "Community Centre Fees and Charges Bylaw 2021, No. 2086".

Motion Carried

11.3 Bylaw Status Sheet

12. NEW BUSINESS

12.1 Stz'uminus First Nation Traditional War Canoe Races, September 11-12, 2021

CS 2021-287

That Council provide funding assistance in the amount of \$1,500.00 to the Stz'uminus First Nation Traditional War Canoe Races to be held September 11 and 12 2021, with funds to be taken from the Grant in Aid budget.

CS 2021-288

AMENDMENT:

That Council amend Resolution CS 2021-287 by increasing the amount offered as funding assistance to the Stz'uminus First Nation Traditional War Canoe Races to \$2,000.00.

Amendment Carried

OPPOSED: Councillor Johnson

Resolution CS 2021-287, as amended, reads:

That Council provide funding assistance in the amount of \$2,000.00 to the Stz'uminus First Nation Traditional War Canoe Races to be held September 11 and 12 2021, with funds to be taken from the Grant in Aid budget.

Main Motion, as Amended, Carried

OPPOSED: Councillor Johnson

13. QUESTION PERIOD

There were no questions submitted by the public.

14. RECESS

CS 2021-289

That Council recess the open meeting at 8:17 p.m. in order to reconvene the closed session.

Motion Carried

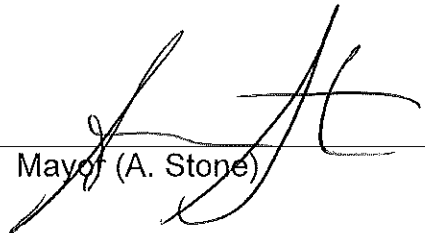
15. RISE AND REPORT

Council rose at 9:06 p.m. without report.

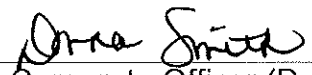
16. ADJOURNMENT

This Regular Meeting of Council was adjourned at 9:07 p.m. by unanimous consent.

CERTIFIED CORRECT:



Mayor (A. Stone)



Corporate Officer (D. Smith)