



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, April 5, 2022

7:00 P.M.

City Hall Council Chambers

410 Esplanade

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

Ryan Bouma

Donna Smith

Julie Thompson

Sue Bouma

Andrea Hainrich

1. CALL TO ORDER AND ACKNOWLEDGEMENT

Mayor Stone called this Regular Meeting of Council to order at 7:00 p.m., recognizing with gratitude that it was taking place on the traditional unceded territory of the Stz'uminus First Nation.

2. AGENDA APPROVAL

CS 2022-080

That Council approve the agenda for this Regular Meeting of Council for April 5, 2022 as amended to include the following changes:

- Item 5.2, "Development Variance Permit Application – 901 Hanington Road"
Add a public submission received after publication of the agenda;
- Items 8.1- 8.4, Bylaw Nos. 2105, 2087, 2088, and 2089
Remove the bylaws from the agenda as required LTO registration has not been received; and
- Add Item 9.1, "Association of Vancouver Island and Coastal Communities Convention - Council Verbal Updates".

Motion Carried

3. MINUTES

3.1 Minutes of the Regular Meeting of Council held March 15, 2022

CS 2022-081

That Council approve the minutes of the Regular Meeting of Council held March 15, 2022.

Motion Carried

4. DELEGATIONS

Due to unforeseen circumstances, the Chamber representative was delayed in arriving to the meeting.

CS 2022-082

By unanimous consent Council agreed to consider Item 4.1, Chamber of Commerce delegation later in the meeting, once the representative arrived.

5. DEVELOPMENT APPLICATIONS

5.1 Development Variance Permit Application - 432 Methuen Street

CS 2022-083

That Council:

1. Issue Development Variance Permit 3090-21-13 to vary the following sections of "Town of Ladysmith Zoning Bylaw 2014, No. 1860" to allow an accessory building at 432 Methuen Street:
 - a. section 5.9(g), to allow the accessory building to have a second storey;
 - b. section 5.15, to allow the accessory building to be within a sight triangle; and
 - c. section 10.6.5(e), to decrease the exterior side and rear yard setbacks for the accessory building from 1.5 metres to 0.3 metres; and
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-21-13.

Motion Carried

4.1 Delegation - Chamber of Commerce

Millie Stirling, Economic Development Coordinator for Island Coastal Economic Trust (ICET) and incumbent Executive Director of the Ladysmith Chamber of Commerce, provided an update to Council regarding the Tourism/Economic Development program. She highlighted the success of the Shop Local initiative, the Locals Love Ladysmith

campaign, provided an overview of other Chamber initiatives and plans for the future.

Ms. Stirling responded to Council's questions. Council thanked Ms. Stirling for her presentation and dedication in promoting Ladysmith.

5.2 Development Variance Permit Application – 901 Hanington Road

CS 2022-084

That Council:

1. Issue Development Variance Permit 3090-21-08 to vary the following sections of “Town of Ladysmith Zoning Bylaw 2014, No. 1860” to facilitate construction of a single unit dwelling at 901 Hanington Road:
 - a. Section 10.2.5.a), to increase the maximum height of a principal building from 9.0m to 12.2m;
 - b. Section 10.2.5.d), to increase the maximum perimeter wall height from 9.14m to 10.5m; and
 - c. Section 5.19.c), to increase the maximum retaining wall height from 3.0m to 3.5m; and
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-21-08.

Motion Carried

CS 2022-085

That Council direct staff to send a letter to the property owners of the shared easement at 901 Hanington Road, encouraging them to upgrade the roadway to address safety and stormwater management concerns.

Motion Carried

6. COMMITTEE MINUTES

6.1 Community Planning Advisory Committee - March 2, 2022

CS 2022-086

That Council receive the minutes of the Community Planning Advisory Committee meeting held March 2, 2022.

Motion Carried

7. REPORTS

7.1 UBCM Community to Community (C2C) Forum Program Application

CS 2022-087

That Council:

1. Authorize staff to apply to the Union of BC Municipalities April 2022 application intake for the Regional Community to Community Forum Program for up to \$5,000 to support a community forum between the Councils of Stz'uminus First Nation and the Town of Ladysmith, to be held prior to March 31, 2023; and
2. Approve the allocation of up to \$5,000 as the Town's contribution.

Motion Carried

7.2 Request to Opt Out of CVRD Fireworks Sale and Discharge Regulation Bylaw

CS 2022-088

That Council:

1. Request that the Cowichan Valley Regional District Board permit the Town of Ladysmith to opt out of "Cowichan Valley Regional District Bylaw No. 39 – Fireworks Sale and Discharge Regulation Bylaw, 1970"; and
2. Direct staff to prepare a bylaw for the sale, possession and discharge of fireworks in the Town of Ladysmith.

Motion Carried

OPPOSED: Councillor Johnson

7.3 Distribution of 2022 Property Taxes

CS 2022-089

That Council direct staff to:

1. Prepare the 2022-2026 Financial Plan and 2022 Tax Rates bylaws based on Option 2 of the staff report dated April 5, 2022, allocating a 3.8% increase after non-market change and phasing in a Class 5 rate; and
2. Prepare the 2022 Property Tax Rates bylaw based on the "Alternative Municipal Tax Collection Scheme" with a due date of July 4, 2022 and a 2% penalty on outstanding current taxes and unclaimed home owner grants as of the end of day on July 4, 2022 and a further 8% penalty on balances outstanding as of the end of day on September 15, 2022.

Motion Carried

8. BYLAWS

8.1 Bylaw Status Sheet

9. NEW BUSINESS

**9.1 Association of Vancouver Island and Coastal Communities (AVICC)
Convention - Council Verbal Update**

Mayor Stone and Councillors Johnson, McKay, Paterson and Stevens reported on their attendance at the recent AVICC Convention in Victoria and the impactful sessions that they attended.

10. QUESTION PERIOD

A member of the public thanked Council and staff for their hard work, and enquired about specific logistics regarding the Development Variance Permit process for 432 Methuen Street.

11. ADJOURNMENT

CS 2022-090

That this Regular Meeting of Council be adjourned at 9:16 p.m.
Motion Carried

CERTIFIED CORRECT

Mayor (A. Stone)

Corporate Officer (D. Smith)