

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **SPECIAL (OPEN) COUNCIL** Meeting
Monday, August 30, 2004 at 7:00 p.m.
Central Saanich Municipal Council Chamber

PRESENT: Mayor Allison Habkirk
Councillors: Haddon, King, Korol and Thompson
Ed Sykora, Acting Administrator/Director of Financial Services
Trish Flanders, Municipal Clerk
Hope V. Burns, Director of Planning & Building Services
Nirmal Bhattacharya, Municipal Engineer
Brian Duncan, Building/Plumbing Inspector
Mona Mikkelsen, Recording Secretary

ABSENT: Councillors Graham and Mason

APPROVAL OF THE AGENDA:

The Acting Administrator, Mr. Ed Sykora, noted the addition to the agenda of the following late items:

- Correspondence from Elaine and Stephen Hobday Re: Proposed Amendment to Soil Removal Bylaw (8449 Alec Road – Bowcott), to be considered in conjunction with Item 4 under Section 7 – Correspondence (Action Required or Recommended);
- Correspondence from John and Susan Smith Re: Proposed Amendment to Soil Removal Bylaw (8449 Alec Road – Bowcott), to be considered in conjunction with Item 4 under Section 7 – Correspondence (Action Required or Recommended);
- Correspondence from Anne Kittredge Re: Proposed Amendment to Soil Removal Bylaw (8449 Alec Road – Bowcott), to be considered in conjunction with Item 4 under Section 7 – Correspondence (Action Required or Recommended);
- Correspondence from Kelly Eiers Re: Proposed Amendment to Soil Removal Bylaw (8449 Alec Road – Bowcott), to be considered in conjunction with Item 4 under Section 7 – Correspondence (Action Required or Recommended);
- Memorandum from the Union of BC Municipalities Re: Riparian Areas Regulation Workshops, to be included with Item 13 under Section 13 – Correspondence (Receive for General Information);
- Copy of Revised Draft Notification Letter to Property Owners Re: Liquor Licence Application for Winery Lounge and Picnic Area – Marley Farm Winery, to be considered in conjunction with the Staff Memorandum pertaining to this matter;

Mayor Habkirk suggested that the order of this evening's agenda be amended by to reflect that the Staff Memorandum pertaining to the Liquor Licence Application for Winery Lounge and Picnic Area – Marley Farm Winery will be considered immediately prior to Section 7 – Correspondence (Action Required or Recommended);

1009.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
 That the Agenda for the Special (Open) Council Meeting held on August 30, 2004 be approved as amended.
 CARRIED UNANIMOUSLY

ADOPTION OF THE MINUTES:

Minutes of the Special (Open) Council Meeting held on August 9, 2004

1010.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILOR THOMPSON
 That the Minutes of the Special (Open) Council Meeting held on August 9, 2004 be adopted as circulated.
 CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES: None.

RISE AND REPORT:

Mayor Habkirk briefly reported on the following issue:

1. **8355 Lochside Drive – Unauthorized Commercial Establishment**

- For several years the District has been receiving complaints regarding the commercial operation of a resort or a hotel or a multi-room Bed & Breakfast at 8355 Lochside Drive. The property is located in the Rural Estate (RE-2) Zone, and the District has taken the position that said uses are not permitted under the Land Use Bylaw.
- Unfortunately, the District has been unable to reach an acceptable resolution of this issue with the property owner.
- Accordingly, the District will be proceeding with the necessary steps through the Courts to seek compliance with the Land Use Bylaw.

PUBLIC INQUIRIES AND ANSWERS THERETO: None.

PRESENTATIONS/PETITIONS AND DELEGATIONS: None.

REQUEST FOR MUNICIPAL ENDORSATION OF LIQUOR LICENCE APPLICATION FOR WINERY LOUNGE AND PICNIC AREA – MARLEY FARM WINERY, 1831 MT. NEWTON CROSS ROAD

Due to a potential conflict of interest on the above item, Councillor Thompson took his leave from the Meeting at 7:05 pm. Councillor Thompson stated that he is an Officer of the Direct Farm Marketing Association and Marley Farm Winery is a member of that Association.

- a) Staff Memorandum dated August 24, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Request for Municipal Endorsation of Liquor Licence Application for Winery Lounge and Picnic Area – Marley Farm Winery, 1831 Mt. Newton Cross Road.

The Director of Planning & Building Services gave a comprehensive overview of the Staff Memorandum in regards to the proposed Liquor Licence Application for a Winery Lounge and Picnic Area at the Marley Farm Winery located at 1831 Mt. Newton Cross Road, and responded to questions from members of Council.

The Applicant, Ms. Danielle Marley, was in attendance at the meeting and reiterated the request contained in her correspondence, that the Municipality endorse a Liquor Licence Application for the winery lounge and picnic area of Marley Farm Winery, 1831 Mt. Newton Cross Road. Ms. Marley stated that the proposed hours of operation outlined in her correspondence (9:00 am - 1:00 am) were amended on the Liquor Control & Licensing Branch's recommendation in order to alleviate the need to obtain a Special Occasion Licence for any future events that may exceed the winery's current hours of operation (11:00 am – 6:00 pm). Ms. Marley stated that the winery has always complied with noise bylaws and has been very diligent in its notification to the neighbourhood of any special events facilitated on the property that might be considered out of the ordinary.

Ms. Marley added that the winery was most comfortable handling 60 – 80 people (on average) at most of its functions. However, she requested an increase in the number of persons allowable in the picnic area in order to facilitate functions such as wedding receptions and alleviate the need to obtain separate Special Occasion Licences. Ms. Marley indicated that large functions would not be a frequent occurrence on the winery property.

Ms. Marley concluded her remarks by advising Council that she was more than willing to work with the Municipality in negotiating hours of operation and number of persons allowable in the picnic area.

- 1011.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KING
That the Staff Memorandum dated August 24, 2004 entitled "Request for Municipal Endorsation of Liquor Licence Application for Winery Lounge and Picnic Area – Marley Farm Winery, 1831 Mt. Newton Cross Road" be received, and Council:
- a) *authorize public notification in accordance with the letter and property sign as prepared by Staff;*
 - b) *indicate that the notification shall be within a 500 m radius from the Winery property;*
 - c) *consider the public input at the October 18th, 2004 Regular Council Meeting prior to providing a resolution to the LCLB on the application; and*
 - d) *request that the applicant clarify the proposed number of persons in the picnic area and confirm the proposed hours of operation for the winery operations prior to the notification and Council's final consideration of the Liquor Licence Application at the October 18th, 2004 Regular Council Meeting.*

CARRIED UNANIMOUSLY

Councillor Thompson returned to the meeting at 7:22 pm.

CORRESPONDENCE (Action Required or Recommended):

1. Community Arts Council of the Saanich Peninsula Re: 2004 Grant-in-Aid Allocation

- a) Correspondence dated August 15, 2004 from John Hawkins, Director – Community Arts Council of the Saanich Peninsula Re: 2004 Grant-in-Aid Allocation.

It was noted that the letter writer was not in attendance at the meeting to address the correspondence.

- 1012.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KOROL
That the correspondence be received and referred to a future Council/Committee Meeting when the 2005 grant-in-aid applications are to be considered by Council.
CARRIED UNANIMOUSLY

2. Capital Regional District (CRD) Re: CRD Draft Composting Bylaw and Associated Information

- a) Correspondence dated August 3, 2004 from Alan Summers, Manager – Solid Waste Division, Capital Regional District Environmental Services Re: CRD Draft Composting Bylaw and Associated Information.

It was noted that the letter writer was not in attendance at the meeting to address the correspondence.

- 1013.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KOROL
That Staff be authorized to complete and submit the Comment Reply Form, including the concerns expressed by Councillor King in regards to pharmaceuticals/personal care products and nuisance complaints, and the document be placed on the agenda of the next available Council or Committee agenda for Council's information and further comment if deemed warranted.
CARRIED UNANIMOUSLY

3. Prairie Inn Harriers Re: Pioneer 8K Road Race – January 16, 2005

- a) Correspondence dated August 9, 2004 from Sylvan Smyth, Prairie Inn Harriers Re: Proposed Pioneer 8K Road Race on January 16, 2005.

It was noted that the letter writer was not in attendance at the meeting to address the correspondence.

- 1014.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KOROL
That the District grant conditional approval for the above event subject to acceptable co-ordination with any other events to take place during this same general time period, and further subject to the concurrence of the Police, Fire and Engineering and Public Works Departments, and no costs be incurred by the District for this event.
 CARRIED UNANIMOUSLY

4. Correspondence Pertaining to Amendment to Soil Removal Bylaw (8449 Alec Road – Bowcott)

- a) Roy and Jenny Hyndman, 8320 Alec Road, August 25, 2004;
- b) John Garrett and Verena Tunnicliffe, 8410 Alec Road, August 24, 2004;
- c) Elaine and Stephen Hobday, 8123 Alec Road, August 29, 2004;
- d) John and Susan Smith, 8262 Alec Road, August 27, 2004;
- e) Anne Kittredge, 789 Eldorbud Place, August 30, 2004;
- f) Kelly Eiers, 8100 Alec Road, August 27, 2004.

It was noted that the letter writers were not in attendance at the meeting to address their correspondence.

- 1015.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR HADDON
That the correspondence received and referred to the September 13th, 2004 Committee Meeting when this matter is to be further considered.
 CARRIED UNANIMOUSLY

5. W Elwood, Turgoose Point Estates Re: Proposed Saanichton Bay Erosion Protection Project

- a) Correspondence dated August 26, 2004 from Wayne Elwood, President – Strata Council 758 – Turgoose Point Estates Re: Proposed Saanichton Bay Erosion Protection Project.

The Acting Administrator gave a brief verbal report on the recent meeting that took place between Staff and representatives of Strata Council 758 to discuss the legal and funding aspects of the proposed Saanichton Bay Erosion Protection Project. He referred to the proposed Workshop scheduled for September 9, 2004 and the Saanichton Bay site visit scheduled for September 15, 2004.

Mr. Wayne Elwood, President of Strata Council 758 – Turgoose Point Estates, was in attendance at the meeting and reiterated the concerns in his correspondence about the proposed costing formula associated with this project, and stated that he would appreciate clarification on the manner in which adjacent properties would be expected to share in the costs. Mr. Elwood requested an updated estimate on the costs involved in order for him to present it to the membership of Strata Council 758 at their upcoming General Meeting.

The Acting Administrator acknowledged that Staff will need to revisit the proposed costing formula for this project.

- 1016.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
That the correspondence be received and referred to Staff for review and appropriate action.
 CARRIED UNANIMOUSLY

6. Shirley Education and Action Society Re: Land Use Governance in the Juan de Fuca Electoral Area

- a) Correspondence dated August 3, 2004 from Maureen Nelson, Michael Galizio and Dominique Bernardet – Shirley Education and Action Society Re: Land Use Governance in the Juan de Fuca Electoral Area.

It was noted that the letter writers were not in attendance at the meeting to address the correspondence.

- 1017.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR THOMPSON
 That the correspondence be received for information.
 CARRIED UNANIMOUSLY

7. K Nies Re: Elimination of On-Street Parking in Vicinity of 7994 Lochside Drive

- a) Correspondence dated August 5, 2004 from Kathy Nies, 7994 Lochside Drive Re: Elimination of On-Street Parking in Vicinity of 7994 Lochside Drive.

The Municipal Engineer, Mr. Nirmal Bhattacharya, gave a brief overview of the curbing alterations which were carried out in conjunction with the construction of the bicycle lane on Lochside Drive, and outlined the proposed costs and associated permits involved with Ms. Nies request.

Ms. Kathy Nies, 7994 Lochside Drive, addressed the contents of her correspondence pertaining to the loss of the on-street parking on Lochside Drive due to the construction of the bicycle lane. Ms. Nies stated that access to her property has been restricted and an additional driveway would be a solution to this condition. Ms. Nies added that she has gone to great length and cost to beautify her property frontage, as well as adjacent Municipal property, and that most if not all of this landscaping would have to be removed or altered if she was required to accommodate extra parking in the frontage area of her property. She advised Council that she feels the funding for this extra driveway should come out of the budget associated with the construction of the bicycle lanes.

- 1018.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KOROL
 That the correspondence be received, and this matter be referred to a future Committee Meeting for further consideration and discussion.
 CARRIED UNANIMOUSLY

- 1019.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KING
 That this matter be referred to Councillor Thompson for further discussion with Staff and the property owner as deemed necessary, and Council Thompson be requested to bring back any recommendations as considered appropriate.
 CARRIED UNANIMOUSLY

8. Green Municipal Funds (GMF) Application for GMF Grant Funding for Integrated Stormwater Management Plan

- a) Correspondence dated August 9, 2004 from Ina Zanovello, Operations Manager – Green Municipal Funds Re: Application for GMF Grant Funding for Integrated Stormwater Management Plan.

It was noted that the letter writer was not in attendance at the meeting to address the correspondence.

- 1020.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR THOMPSON
 That the correspondence be received for information.
 CARRIED UNANIMOUSLY

9. Correspondence Pertaining to Fence Heights on Agricultural Lands

- a) Dr. Alastair Bryson, 1239 Mt. Newton Cross Road, August 16, 2004;
- b) Alison Warren (Babe's Honey Farm, 334 Walton Place, August 18, 2004;
- c) Lannie Yee, 2660 Island View Road, August 18, 2004;
- d) Adelle Clements, 6516 Central Saanich Road, August 11, 2004;
- e) Mike Magnusson, 2003 Western Avenue, Seattle, WA, August 23, 2004;
- f) Virginia Mosvold, 7101 Puckle Road, August 23, 2004;
- g) Gordon Rickard (and petition), 1760 McTavish Road, August 24, 2004.

The Director of Planning & Building Services advised Council that the property owner recently submitted a Development Variance Permit Application which will be forwarded to a future Committee Meeting for consideration by Council.

It was noted that Dr. Alastair Bryson was not in attendance at the meeting to address his correspondence.

It was noted that Ms. Alison Warren was not in attendance at the meeting to address her correspondence.

It was noted that Mr. Lannie Yee was not in attendance at the meeting to address his correspondence.

Ms. Adelle Clements, 6516 Central Saanich Road, was in attendance at the meeting to speak to her correspondence. Ms. Clements reiterated that there is a time factor involved with this issue as fence construction is dependent on the weather. Ms. Clements added that from a safety point of view, a fence was needed to protect the property and expediting the issue was of great importance as vandalism is already evident and a major concern.

Mr. Mike Magnusson, 2003 Western Avenue, Seattle, WA, was in attendance at the meeting and reiterated the comments made by Ms. Clements in respect to the time factor and the need to expedite the matter for safety reasons.

It was noted that Ms. Virginia Mosvold was not in attendance at the meeting to address her correspondence.

It was noted that Mr. Gordon Rickard was not in attendance at the meeting to address his correspondence.

1021.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
That the correspondence be received and referred to a future Committee Meeting when the Development Variance Permit for property located at 7245 Puckle Road is to be considered.
 CARRIED UNANIMOUSLY

1022.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR HADDON
That Staff be requested to provide further information on appropriate fence heights on agricultural lands, for consideration at a future Committee Meeting.
 CARRIED UNANIMOUSLY

Councillor Haddon took her leave from the meeting at 7:50 pm.

10. W Whitmore Re: Utility Bill – 923 Clarke Road

- a) Correspondence dated August 18, 2004 from Wendy Whitmore, 923 Clarke Road Re: Utility Bill for 923 Clarke Road.

The Acting Administrator gave a brief overview of the property owner's claim that she was billed for water that she had not used. Mr. Sykora stated that the District had investigated the disputed water consumption claim and found that there was no apparent leakage in the area, and that the meter had been checked and was functioning correctly.

It was noted that the letter writer was not in attendance at the meeting to address her correspondence.

1023.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR THOMPSON
That the correspondence be received, and the letter writer be advised that Council, although empathetic to the situation, has determined that the District is not in a position to set a precedent by changing the water consumption recorded by a water meter that has been tested and appears to be functioning correctly.
 CARRIED UNANIMOUSLY

11. J Richardt Re: Traffic/Parking Congestion on Prosser Road

- a) Correspondence dated August 18, 2004 from Joan Richardt, 1844 Prosser Road Re: Traffic and Parking Congestion on Prosser Road.

It was noted that the letter writer was not in attendance at the meeting to address her correspondence.

Councillor King questioned the status of the six-month review of the parking issue in question.

1024.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR KING
 That the correspondence be received, and a letter be sent to the Peninsula Soccer Association requesting that the Association remind its members to refrain from parking on Prosser Road when utilizing Alexander Field.
 CARRIED UNANIMOUSLY

1025.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR KOROL
 That Staff be requested to provide at a future Committee Meeting an update on the status of the six-month review of any parking violations in the vicinity of Alexander Field.
 CARRIED UNANIMOUSLY

12. The Butchart Gardens Re: Resumption of Proposal to Purchase a Section of Benvenuto Avenue and to Rezone Properties Adjacent to Gardens

- a) Correspondence dated August 25, 2004 from Arild Solbakken, General Manager – The Butchart Gardens Re: Resumption of Proposal to Purchase a Section of Benvenuto Avenue and to Rezone Properties Adjacent to Gardens.

Ms. Laurel Akam, Assistant General Manager – The Butchart Gardens, briefly addressed the issue, and distributed copies of a letter dated August 27, 2004 which notified the owners/occupants of ninety area properties of the Gardens intent to resume its proposal to rezone Lots A-D and purchase a portion of Benvenuto Avenue.

1026.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
 That the correspondence be received for information.
 CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES:

Standing Committees: None.

Advisory Committees:

1. Brentwood Revitalization Implementation Committee (BRIC) - Proposed Next Steps

- Minutes of the Meeting of the Brentwood Revitalization Implementation Committee Meeting held on August 12, 2004.

Councillor Thompson gave a brief overview of the Minutes, and spoke to the issues of seeking assistance regarding the design in respect to the disabled and supporting the idea of going ahead with the design of the daffodil motif. He emphasized the importance of advising the public and Council of the Special Committee Meeting to be held on September 15, 2004 regarding this matter.

Councillor King expressed concern with the compensation to businesses in respect to parking stalls and the proposed tree removal/replacement plan.

- 1027.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR THOMPSON
 That the Minutes of the Brentwood Revitalization Implementation Committee Meeting held on August 12, 2004 be received.
 CARRIED UNANIMOUSLY

Regular Status Reports from Members of Council Who Participate on Advisory Bodies, Committees, Boards or Commissions:

1. **Capital Regional District (CRD)** – None.
2. **Peninsula Recreation Commission (PRC)** – Mayor Habkirk advised that the draft PRC Strategic Plan is now available on-line.
3. **First Nations** –
 - a) Community-to-Community Forum
 - Correspondence dated August 9, 2004 from UBCM Re: Approval of Application for Grant Funding.

Councillor King advised that the proposed August 19th, 2004 meeting with representatives from the Tsawout and Tsartlip First Nations was cancelled and will need to be rescheduled. He suggested, however, that in the interim the correspondence from the UBCM be forwarded to the Band Councils for information.

- 1028.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR KOROL
 That the correspondence be received and forwarded to the Tsawout and Tsartlip First Nations Band Councils for information.
 CARRIED UNANIMOUSLY

4. **Parks Projects** – On behalf of Councillor Haddon, the Director of Planning & Building Services provided a brief verbal update on the following Parks projects:

Centennial Park Skate Park

- opened for public use on August 13, 2004;
- welcomed by local youth
- no incidents of concern to date;

Saanichton Green Improvements

- Ad Hoc Committee anticipated to convene in September 2004 to review the results of the public open house;

STAFF MEMORANDA AND REPORTS:

1. **Section 57 (Notice on Title) Report: 7012 Island View Place – Accessory Building Constructed Without Building Permit**

- a) Staff Memorandum dated June 29, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 7012 Island View Place – Accessory Building Constructed Without Building Permit.

The District's Building Inspector, Mr. Brian Duncan, provided a comprehensive overview of the Staff Memorandum in regards to the proposed Notice on Title for property located at 7012 Island View Place, and responded to questions from members of Council.

Ms. Lilian Jose, registered owner of the property, was in attendance at the meeting and stated to Council that the gazebo in question was constructed primarily for the use by one of her children who is diabetic and asthmatic. She advised that her child needs to be outdoors as much as possible to alleviate the symptoms of her health issues, and that the gazebo provides refuge for her child in the rainy weather and is the main area of recreation for her three children.

Ms. Jose gave an overview of the history of this matter, and referred to the Development Variance Permit Application that had been rejected by Council in December 2003. In this regard, she asked Council to reconsider its position on this matter.

1029.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR KING
That the Staff Memorandum dated June 29, 2004 entitled "Notice on Title - 7012 Island View Place – Accessory Building Constructed Without Building Permit" be received, and the District of Central Saanich Municipal Clerk file a Notice in the Victoria Land Title Office stating that a Resolution has been made under Section 57 of the Community Charter by the Council relating to land legally described as Strata Lot 3, Section 11, Range 6E, South Saanich District, Strata Plan VIS4945, PID 024-823-899, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours.
CARRIED UNANIMOUSLY

1030.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR KING
That if the owner fails to resolve the violation by obtaining a building permit to demolish and remove the accessory building and comply with the municipal bylaws, then at a future Council Meeting Council consider imposing a remedial action order on the owner.
CARRIED UNANIMOUSLY

2. Amendment to Development Permit, Brentwood Bay Lodge – Marina Buildings

- a) Staff Memorandum dated August 18, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Amendment to Development Permit, Brentwood Bay Lodge – Marina Buildings.

The Director of Planning & Building Services, Ms. Hope V. Burns, gave an overview of the Staff Memorandum pertaining to the proposed amendment to the Development Permit for the marina buildings at the Brentwood Bay Lodge, and responded to questions from members of Council.

1031.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KOROL
That the Staff Memorandum dated August 18, 2004 entitled "Amendment to Development Permit, Brentwood Bay Lodge – Marina Buildings" be received, and Council confirm there are no objections to amending the Marina Building Development Permit to allow for:

- a) *changes to the building exterior which includes the addition of four windows and an exterior door; and*
- b) *the replacement of an existing marine storage shed with a new 2.4m (8') by 4.2m (14') structure;*

subject to the approval and installation of the required sewage pump-out facilities and appropriate interceptors prior to issuance of an occupancy permit for the Marina building.

CARRIED UNANIMOUSLY

3. Oak Haven Park Conservation Covenant

- a) Staff Memorandum dated August 24, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Oak Haven Park Conservation Covenant.

1032.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
That the Staff Memorandum dated August 24, 2004 entitled "Oak Haven Park Conservation Covenant" be received, and Council authorize the publication of the notice of the proposed disposition agreement with The Land Conservancy of British Columbia and The Habitat Acquisition Trust for registering a conservation covenant on Oak Haven Park and subject to that notification, Council consider passing a resolution to enter into this agreement at the October 4th, 2004 Regular Council Meeting.
CARRIED UNANIMOUSLY

CORRESPONDENCE (Receive for General Information):

1. **City of Fort St. John Re: Walk to Whistler Challenge** – Correspondence dated July 29, 2004 from Mayor Steve Thorlakson, City of Fort St. John Re: Walk to Whistler Challenge;
2. **Correspondence from the Agricultural Land Commission**
 - a) Amendments to the Agricultural Land Commission Act, 2004 - July 30, 2004;
 - b) Private Managed Forest Land Act, 2004 – August 3, 2004;
3. **City of Vancouver Re: Proposed 2006 World Peace Forum** – Email correspondence dated August 4, 2004 from Councillor Ellen Woodsworth, City of Vancouver Re: Proposed 2006 World Peace Forum;
4. **BC Hydro Re: Funding Available for Electric Beautification Projects** – Correspondence dated August 11, 2004 from Hall Broadhurst, BC Hydro Re: Funding Available for Electric Beautification Projects;
5. **City of Surrey Re: 2005 Family Court/Youth Justice Committee Conference** – Email Correspondence dated August 12, 2004 from Kerry Miller, City of Surrey Re: 2005 Family Court/Youth Justice Committee Conference;
6. **Independent Order of Foresters Re: Team Trivia Challenge – November 6, 2004** – Correspondence received August 17, 2004 from David Valentine and Lucille MacKay, Rock Solid Foundation – Independent Order of Foresters Re: Team Trivia Challenge – November 6, 2004;
7. **Association of Vancouver Island and Coastal Communities (AVICC) Re: Wharf Liability Insurance** – Correspondence dated August 16, 2004 from Eydie Fraser, AVICC Re: Wharf Liability Insurance;
8. **Copy of Correspondence from Agricultural Land Commission to Victoria Estate Winery Re: ALR Use, Subdivision and Procedure Regulation** – Copy of Correspondence dated August 5, 2004 from K.B. Miller, Agricultural Land Commission to Frank Edgell, Victoria Estate Winery Re: ALR Use, Subdivision and Procedure Regulation;
9. **Correspondence Pertaining to Crystal Gardens**
 - a) Email correspondence dated August 22, 2004 from Theodore Spencer;
 - b) Email correspondence dated August 15, 2004 from Fred Kolo;
 - c) Email correspondence dated August 24, 2004 from Alberto Callo;
10. **Western Canada Wilderness Committee Re: “BC Parks – A World Famous Legacy” Publication** – Correspondence dated August 19, 2004 from Gwen Barlee, Western Canada Wilderness Committee Re: “BC Parks – A World Famous Legacy” publication;
11. **District of Saanich Re: Healthy Saanich Community Workshop – November 6, 2004** – Memorandum dated August 20, 2004 from Councillor Judy Brownoff, Chair – Healthy Saanich Committee, District of Saanich Re: Healthy Saanich Community Workshop – November 6, 2004;
12. **Insurance Corporation of BC (ICBC) Re: “Show Your Support for a Safer Community” Campaign** – Correspondence dated August 17, 2004 from Colleen Cronk, ICBC Re: “Show Your Support for a Safer Community” Campaign;
13. **Correspondence Pertaining to Fish Protection Act – Riparian Areas Regulation**
 - a) Correspondence dated August 12, 2004 from The Honourable Bill Barisoff, Minister of Water, Land and Air Protection Re: Riparian Areas Regulation;
 - b) Memorandum dated August 26, 2004 from Richard Taylor, Executive Director – Union of BC Municipalities Re: Riparian Areas Regulation Workshops;
14. **Copy of Correspondence from Town of Sidney to Minister of Transportation Re: Highway 17 – McKenzie Avenue to Swartz Bay** – Copy of Correspondence dated August 23, 2004 from Mayor Don Amos, Town of Sidney to The Honourable Kevin Falcon, Minister of Transportation Re: Highway 17 – McKenzie Avenue to Swartz Bay;

15. Community Social Planning Council of Greater Victoria Re: Annual General Meeting – September 14, 2004 – Correspondence dated August 16, 2004 from Sandy Bjola, Community Social Planning Council of Greater Victoria Re: Annual General Meeting – September 14, 2004;

16. Capital Regional District (CRD) – Minutes of the CRD Board and Hospital Board Meetings held on August 11, 2004;

1036.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR THOMPSON
 That the above Item Nos. 1 to 16 be received for information and the contents noted.
 CARRIED UNANIMOUSLY

ADJOURNMENT:

On motion, the Special (Open) Council Meeting held on August 30, 2004 adjourned at 8:50 pm.

Allison Habkirk
Mayor

Trish Flanders
Municipal Clerk

Recorded by: Trish Flanders
Municipal Clerk