

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **REGULAR COUNCIL** Meeting  
Monday, October 2, 2006, at 7:00 p.m.  
Central Saanich Municipal Council Chamber

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**PRESENT:** Mayor Jack Mar  
Councillors: Bryson, Garrison, Graham, King, Mason and Thompson  
Gary C. Nason, Administrator  
Sara C. Ribeiro, Municipal Clerk  
Nirmal Bhattacharya, Municipal Engineer  
Hope V. Burns, Director of Planning & Building Services  
Ruby Shea, Administrative Assistant  
Roland Rocheleau, Senior Engineering Technician  
Roy Thomassen, Chief Building Inspector

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**INTRODUCTION:**

The Mayor introduced the Municipal Clerk, Sara C. Ribeiro, to the Gallery.

**APPROVAL OF THE AGENDA:**

The Administrator, Mr. Gary C. Nason, noted the addition to the agenda of the following items:

- Correspondence Pertaining to the Speed Limit on Bryn Road to be included as Item Nos. 3(g) and 3(h), respectively, under Section 7 – Correspondence (Action Required or Recommended)
  - Lou Bujdoso, 6394 Bryn road, September 28, 2006;
  - Elizabeth Dunn & John Cochran, 6212 Bryn road, September 29, 2006;
- Correspondence Pertaining to the Brentwood Bay Traffic Corridor Revitalization Project to be included as Item Nos. 9(d) and 9(e), respectively, under Section 7 – Correspondence (Action Required or Recommended)
  - Barrie Mathews, 7105 West Saanich Road, September 28, 2006 (package dated September 26, 2006 previously distributed);
  - Albert and Heather Keel, October 2, 2006;
- Correspondence from Derek and Debbie Scott Re: Application for Special Occasion Licence at Oldfield Orchard Octoberfest (previously distributed) to be included as Item No. 15, under Section 7 – Correspondence (Action Required or Recommended);
- Correspondence from Municipal Insurance Association Re: Voting Delegates at Upcoming Annual General Meeting to be included as Item No. 16, under Section 7 – Correspondence (Action Required or Recommended);
- Correspondence from Louis Bujdoso, 6394 Bryn Road, September 27, 2006 Re: Road Safety Concerns in the Oldfield Area (photographs distributed separately) to be included in Public Works & Transportation Committee, under Section 8 – Reports of Committees;
- Correspondence from James C M Main of Johns, Southward, Glazier, Walton & Margetts Re: Recommended Notice on Title – 6682 Central Saanich Road to be included as Item No. 1(f) under Section 9 – Staff Memoranda and Reports;
- Correspondence from Laurie McCuaig-MacDougall Re: Automated Door Mechanism – Municipal Hall

1011.06      MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the Agenda for the Regular Council Meeting held on October 2, 2006 be approved as amended.*  
                  CARRIED UNANIMOUSLY

**ADOPTION OF THE MINUTES:**

**Minutes of the Special (Open) Council Meeting held on September 18, 2006**

Councillor Bryson requested that the Minutes be amended to reflect that he voted in opposition to Resolution No. 989.06 which pertained to the Animal Control Services Agreement with the Capital Regional District.

- 1012.06      MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR MASON  
                  *That the Minutes of the Special (Open) Council Meeting held on September 18, 2006 be approved as amended.*  
                  CARRIED UNANIMOUSLY

**Report of the Public Hearing held on September 27, 2006**

- 1013.06      MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the Report of the Public Hearing held on September 27, 2006 be approved as circulated.*  
                  CARRIED UNANIMOUSLY

**BUSINESS ARISING FROM THE MINUTES:**

**1. Capital Regional District (CRD) Animal Control Summary for District of Central Saanich (2005 and First Quarter 2006)**

- a. Resolution No. 990.06 from the Minutes of the September 18, 2006 Regular Council Meeting

The CRD provided a statistical summary outlining the animal control activities and services which have been carried out by the CRD over the past year in Central Saanich.

- 1014.06      MOVED BY COUNCILLOR BRYSON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the information from Capital Regional District Animal Control Services be received and this item be bookmarked for discussion at a future tri-municipal Council Meeting.*  
                  CARRIED UNANIMOUSLY

**RISE & REPORT:** None.

**PUBLIC INQUIRIES AND ANSWERS THERETO:**

1. Dustin Creviston, 866 Verdier Avenue, enquired as to whether the entire tree cutting for the Brentwood Bay Traffic Corridor Revitalization project had been completed. Mayor Mar advised this matter will be discussed later on this evening.
2. Peter King, 765 Harding Lane, questioned what steps the District of Central Saanich has taken or is considering taking in regards to implementation of the goals of the Kyoto Protocol. Councillor King advised Central Saanich has no climate change plan to date.

**PRESENTATIONS/PETITIONS AND DELEGATIONS:**

**1. Petition Re: Parking on Polo Park Crescent**

- a. Copy of petition received September 27, 2006 with 12 signatures received from Mr. Al Layfield Re: Parking on Polo Park Crescent.

Mr. Al Layfield, 7950 Polo Park Crescent, spoke on behalf of the petitioners and discussed enforcement of currently posted speeding regulations, he elaborated on parking challenges in his immediate neighbourhood, and he requested implementation of Residential Only Parking restrictions along Polo Park Crescent.

- 1015.06      MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR KING  
*That the petition be received and referred to Staff for review and recommendation on the scope and location of any proposed residential only parking signage along Polo Park Crescent.*  
                  CARRIED  
                  OPPOSED: COUNCILLORS BRYSON, GARRISON, AND GRAHAM

**CORRESPONDENCE (Action Required or Recommended):**

**1. Capital Regional District Re: CRD Bylaw No. 3341, Capital Regional District Housing Trust Fund Service Establishment Bylaw No. 1, 2005, Amendment Bylaw No. 3, 2006**

- a) Correspondence dated September 18, 2006 from Carmen Thiel, Corporate Secretary, Capital Regional District Re: CRD Bylaw No. 3341, Capital Regional District Housing Trust Fund Service Establishment Bylaw No. 1, 2005, Amendment Bylaw No. 3, 2006

It was noted that there was no representative from the CRD in attendance at the meeting to speak to the correspondence.

The Administrator, Mr. Gary C. Nason, gave a brief overview of the correspondence, and responded to questions from members of Council.

- 1016.06      MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR KING  
*That Council consent to the adoption of CRD Bylaw No. 3341 which would result in the District of Central Saanich becoming a full participant in the Regional Housing Trust Fund commencing in 2007.*  
                  CARRIED  
                  OPPOSED: COUNCILLOR GARRISON

**2. Prairie Inn Harriers Re: 28<sup>th</sup> Annual Central Saanich Pioneer 8 KM Road Race, January 14, 2007**

- a) Correspondence dated September 20, 2006 from Mr. Sylvan Smyth of the Prairie Inn Harriers Re: 28<sup>th</sup> Annual Central Saanich Pioneer 8 KM Road Race, January 14, 2007

It was noted that there was no representative from the Prairie Inn Harriers in attendance at the meeting to speak to the correspondence.

- 1017.06      MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR GRAHAM  
*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

**3. Correspondence Pertaining to the Speed Limit on Bryn Road**

- a) Louis Bujdoso Jr., 6394 Bryn Road, September 19, 2006
- b) Gerard Lay, 6483 Bryn Road, September 21, 2006
- c) Jodi Knox, Bryn Road, September 20, 2006
- d) Scott Gillies, 6374 Bryn Road, September 25, 2006
- e) Elizabeth Dunn and John Cochran, 6212 Bryn Road, September 25, 2006
- f) Ken Faulks, Bryn Road, September 25, 2006
- g) Lou Bujdoso, 6394 Bryn Road, September 28, 2006
- h) Elizabeth Dunn & John Cochran, 6212 Bryn Road, September 29, 2006

Mr. Louis Bujdoso Jr., 6394 Bryn Road, spoke to his correspondence and encouraged Council to impose a 30 kph speed limit on Bryn Road, and advised that safety is a very real concern for residents along Bryn Road. Additionally, he stated that a sign needs to be posted with the new speed limit.

It was noted that Mr. Gerard Lay, Ms. Jodi Knox, Mr. Scott Gillies, Ms. Elizabeth Dunn & Mr. John Cochran, and Mr. Ken Faulks were not in attendance at the meeting to speak to their correspondence.

- 1018.06      MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR GARRISON  
                  *That the correspondence be received and referred to Municipal and Police Services Staff for review and appropriate action, or recommendation to Council if required.*  
                  CARRIED UNANIMOUSLY

**4. M Helmersen Re: Air Traffic Over Brentwood Bay**

- a) Correspondence dated September 9, 2006 from Ms. Maureen Helmersen Re: Air Traffic Over Brentwood Bay.

Ms. Maureen Helmersen, 675A Clarke Road, was in attendance at the meeting and spoke to her correspondence and emphasized the need to mitigate air traffic noise, address air pollution from air traffic, and raised awareness of the concerns about the number of planes flying over Brentwood Bay.

The Administrator, Gary C. Nason, provided some background commentary on steps that have been taken by the District of Central Saanich to address this issue, and steps and/or initiatives being taken by Member of Parliament, Gary Lunn.

- 1019.06      MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR KING  
                  *That the correspondence be received and a copy be forwarded to Mr. Frank Witthoefft and to the Victoria Airport Authority – Noise Concerns for information.*  
                  CARRIED UNANIMOUSLY

**5. Correspondence Related to Traffic Flow – Twin View/Bella Vista/Rey Roads – Proposed Subdivision (Spruce Grove Estates)**

- a) Don & Bev Earnshaw, 2401 Wilcox Terrace, September 15, 2006  
b) Leslie Keetley, 2513 Monte Vista Way, September 25, 2006

It was noted that Mr. Don & Mrs. Bev Earnshaw and Ms. Leslie Keetley were not in attendance at the meeting to speak to their correspondence.

The Director of Planning & Building Services, Hope V. Burns, noted that a Development Variance Permit Application had been received related to this subdivision.

- 1020.06      MOVED BY COUNCILLOR GARRISON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the correspondence be received and referred to the Development Variance Permit process related to the proposed Spruce Grove Estates subdivision.*  
                  CARRIED UNANIMOUSLY

**6. Central Saanich Lions Club Re: Closure of Saanichton Elementary School**

- a) Correspondence dated September 15, 2006 from the Central Saanich Lions Club Re: Closure of Saanichton Elementary School.

It was noted that a representative from the Central Saanich Lions Club was not in attendance at the meeting to address the correspondence.

- 1021.06      MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR BRYSON  
                  *That the correspondence be received and a copy be forwarded to the Saanichton Family Place Society for information, and the Lions' Club and the Society be encouraged to dialogue on the appropriate future community uses for this particular property.*  
                  CARRIED UNANIMOUSLY

- 1022.06        MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR KING  
*That a letter be written to the Board of School Trustees of School District No. 63 (Saanich) advising that Council is supportive of Saanichton Elementary School being retained for appropriate community use and activities.*  
                  CARRIED UNANIMOUSLY

**7. A & C Raymond Re: Clearing in Saanichton Bay Park**

- a) Email correspondence dated September 17, 2006 from Mr. Alex and Mrs. Cathy Raymond Re: Clearing in Saanichton Bay Park.

Mr. Alex Raymond, 2611 Lancelot Place, was in attendance at the meeting to speak to his correspondence. He stated that he is concerned because Sandhill Estate is designated as a highly sensitive area and it needs to be protected. He stated that trees have been cut and foliage removed which will lead to serious erosion problems in the upcoming months. He noted the concept of riparian rights but there is a pathway provided by Central Saanich for public access to this area.

The Administrator, Mr. Gary C. Nason, overviewed the correspondence and provided background information on the matter of clearing in Saanichton Bay Park and responded to questions from members of Council.

- 1023.06        MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR MASON  
*That the correspondence be received and a letter be written to the Strata Council of Waters Edge Village expressing concern in regards to the recent clearing which has taken place on their property in close proximity to Saanichton Bay Park, and reinforcing Council's view of the importance of maintaining the overall high quality of the adjacent marine shoreline and the protection of the sensitive ecological and habitat features in the general vicinity of the condominium building.*  
                  CARRIED UNANIMOUSLY

- 1024.06        MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR KING  
*That Staff be requested to advise of possible tools available under existing legislation to permit the District of Central Saanich to implement and/or regulate, on private property, the statements and policies which are contained in the Official Community Plan relating to the protection of the shoreline and marine environments and areas of ecological and habitat significance.*  
                  CARRIED  
                  OPPOSED: MAYOR MAR

**8. Correspondence Pertaining to the Issue of Secondary Suites**

- a) J & J Nielsen, 7022 Bickstan Place, September 18, 2006  
b) P King, 765 Harding Lane, September 26, 2006

Mr. Peter King, 765 Harding Lane, was in attendance at the meeting and spoke to his correspondence.

It was noted that Mr. & Mrs. J Nielsen were not in attendance at the meeting to address their correspondence.

*The correspondence was received for information without a motion.*

**9. Correspondence Pertaining to the Brentwood Bay Traffic Corridor Revitalization Project**

- a) B Julian, 2536 Forbes Street, Victoria, September 21, 2006  
b) B Simmons, 1365 Elderberry Way, September 25, 2006  
c) B Mathews, 7105 West Saanich Road, September 26, 2006  
d) B Mathews, 2461 Bakerview Road, Mill Bay, September 28, 2006  
e) A & H Keel, October 2, 2006

Mr. Barrie Mathews, 2461 Bakerview Road, Mill Bay, was in attendance at the meeting and spoke to his correspondence.

It was noted that Ms. Barbara Julian, Mr. Bruce Simmons, and Mr. & Mrs. Keel were not in attendance at the meeting to address their correspondence.

Mr. Ross Tuck, 7115 West Saanich Road, was in attendance at the meeting and stated that he has not been consulted in regards to any proposed changes to the access and egress related to the project.

Ms. Shirley Webster, 7111 West Saanich Road, was in attendance at the meeting and stated that she is not supportive of the requests being made by Mr. Mathews with respect to this matter.

Ms. June Brake, 7115 West Saanich Road, was in attendance at the meeting and spoke to this matter.

The Municipal Engineer, Nirmal Bhattacharya, overviewed the correspondence and provided background information related to the matters contained in the correspondence, and responded to questions from members of Council.

*The correspondence was received for information without a motion.*

**10. Correspondence Pertaining to the Panorama Recreation Centre Proposed Pool Renovation/Expansion Project**

- a) J Duham, #3 – 869 Clarke Road, September 18, 2006
- b) S Warren, 1208 Garden Gate Drive, September 20, 2006

It was noted that Ms. Julie Duham and Ms. Susan Warren were not in attendance at the meeting to address their correspondence.

*The correspondence was received for information without a motion.*

**11. G Bayless Re: Condition of Benvenuto Avenue**

- a) Correspondence dated September 18, 2006 from Ms. Grace Bayliss Re: Condition of Benvenuto Avenue.

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

*The correspondence was received for information without a motion.*

**12. Correspondence from Mr. John Senyk Re:**

- a) Odour from Composting – Island View/Tanner Ridge Area, September 20, 2006
- b) Truck Routes, September 20, 2006

Mr. John Senyk was not in attendance at the meeting to speak to his correspondence.

*The correspondence regarding odour from composting was received for information without a motion.*

1025.06      MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR GRAHAM  
                  *That the correspondence be received and referred to the Truck Route Bylaw Public Consultation process for further consideration.*  
                  CARRIED UNANIMOUSLY

**13. Capital Regional District Re: Capital Regional District Strategic Plan**

- a) Correspondence dated September 19, 2006 from Kelly Daniels, Chief Administrative Officer, Capital Regional District, Re: Capital Regional District Strategic Plan.

It was noted that there was no representative from the Capital Regional District in attendance at the meeting to speak to the correspondence.

The Administrator, Mr. Gary C. Nason, gave a brief overview of the correspondence in respect to the Capital Regional District Strategic Plan.

1026.06            MOVED BY COUNCILLOR GRAHAM  
                          SECONDED BY COUNCILLOR MASON  
                          *That the correspondence be received and the Capital Regional District be scheduled to make a presentation on the draft Strategic Plan document at a future Committee Meeting.*  
                          CARRIED UNANIMOUSLY

**14. D Boag Re: Tree Protection Bylaw**

- a) Correspondence dated September 26, 2006 from Dr. David Boag Re: Tree Protection Bylaw.

Dr. David Boag, 6746 Amwell Drive, was in attendance at the meeting and spoke to his correspondence regarding recommended changes to the Central Saanich Tree Protection Bylaw No. 1403.

1027.06            MOVED BY COUNCILLOR THOMPSON  
                          SECONDED BY COUNCILLOR MASON  
                          *That the correspondence be received and referred to the 2007 Strategic Planning Workshop for further discussion.*  
                          CARRIED UNANIMOUSLY

***Due to a potential conflict of interest on the following item, Councillor Bryson took his leave from the meeting at 8:36 p.m. Councillor Bryson stated that he is a Leader in the 4 H Organization and as such, Oldfield Orchards donates a portion of its proceeds to the 4 H Organization.***

***Due to a potential conflict of interest on the following item, Councillor Thompson took his leave from the meeting at 8:37 p.m. Councillor Thompson stated that he is in discussion with the Southern Vancouver Island Direct Farm Marketing Association to set-up a contract to work with them organizing and promoting the Tour of Farms (summer of 2007) and as such he would be promoting their events, including Octoberfest.***

***Due to a potential conflict of interest on the following item, Mayor Mar took his leave from the meeting at 8:36 p.m. Mayor Mar stated that he is a Director on the Southern Vancouver Island Direct Farm Marketing Association, and Oldfield Orchards is a member of the Association.***

***Councillor King assumed the Chair at 8:39 p.m.***

**15. D & D Scott Re: Application for a Special Occasion Licence at “Octoberfest”**

- a) Correspondence received September 28, 2006 from Derek and Debbie Scott of Oldfield Orchard & Bakery Re: Application for a Special Occasion Licence at “Octoberfest”

Mr. Derek Scott, 6286 Oldfield Road, was in attendance at the meeting and spoke to his correspondence in respect to his application for a Special Occasion Licence at the Oldfield Orchard & Bakery during the “Octoberfest” celebrations from 10:00 a.m. – 4:00 p.m. on October 21, 22, 28 and 29, 2006, and responded to questions from several members of Council.

Mrs. Scott, 6286 Oldfield Road, was in attendance at the meeting and also spoke to the application.

The Administrator, Mr. Gary C. Nason, gave a brief overview of the application in respect of the proposed Special Occasion Licence for "Octoberfest", and responded to questions from members of Council.

- 1028.06        MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR MASON  
                  *That the correspondence be received and Council approve the Oldfield Orchard & Bakery Octoberfest as a bona fide public event for the purposes of further consideration by the Central Saanich Police Service of the application for a Special Occasion (Public Event) Liquor Licence for the dates of October 21-22, 2006, and October 28-29, 2006.*  
                  CARRIED UNANIMOUSLY

**Mayor Mar assumed the Chair at 8:54 p.m.**

**Councillors Bryson and Thompson returned to the meeting at 8:54 p.m.**

**16. Municipal Insurance Association Re: Voting Delegates at Upcoming Annual General Meeting**

- a) Memorandum dated September 26, 2006 Re: Voting Delegates at Upcoming Annual General Meeting.

It was noted that there was no representation from the Municipal Insurance Association in attendance at the meeting to speak to the correspondence.

The Administrator, Mr. Gary C. Nason, gave an overview of the Memorandum in respect to the matter requiring a motion to change the voting delegate and/or alternates for the upcoming Annual General Meeting for the Municipal Insurance Association.

- 1029.06        MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the correspondence be received and Councillor Graham be designated as the District's voting delegate and Mayor Jack Mar be designated as the alternate voting delegate.*  
                  CARRIED UNANIMOUSLY

**REPORTS OF COMMITTEES:**

**Standing Committees:**

**Water & Waste Management Committee – September 25, 2006**

- 1030.06        MOVED BY COUNCILLOR KING  
                  SECONDED BY COUNCILLOR GRAHAM  
                  *That the Minutes of the Water & Waste Management Committee Meeting held on September 25, 2006 be approved as circulated.*  
                  CARRIED UNANIMOUSLY

**Planning & Development Committee – September 25, 2006**

- 1031.06        MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR GRAHAM  
                  *That the Minutes of the Planning & Development Committee Meeting held on September 25, 2006 be approved as circulated.*  
                  CARRIED UNANIMOUSLY

**1. Secondary Suites Analysis – Lots Greater Than 660 m2**

- 1032.06 MOVED BY COUNCILLOR THOMPSON  
SECONDED BY COUCILLOR MASON  
*That the Memorandum dated September 19, 2006, from the Director of Planning & Building Services entitled "Secondary Suites Analysis – Lots Greater Than 660 m2" be received, and Staff be instructed to prepare the necessary Land Use Bylaw Amendment Bylaw to allow for secondary suites on lots greater than 660 m2 in the zones which currently allow secondary suites subject to meeting the existing criteria, and Staff be requested, in conjunction with preparation of the Bylaw, to investigate the legality and feasibility of requiring permeable surfaces for the additional parking space which would be required in order for lots greater than 660 m2 to have a secondary suite in the existing principal dwelling.*  
CARRIED UNANIMOUSLY
- 1033.06 MOVED BY COUNCILLOR THOMPSON  
SECONDED BY COUNCILLOR KING  
*That it be recommended to Council that within the next year Council re-examine the lot size issue for secondary suites, with a possible view to allowing secondary suites on any lot size in all the zones which currently allow secondary suites, and when this matter is brought back to Council in one year's time, Staff be requested to indicate from the list of lots less than 660 m2 those which would be precluded from ever accommodating secondary suites due to particular zoning or legal restrictions, or unique issues or considerations.*  
CARRIED  
OPPOSED: COUNCILLOR GARRISON

**Public Works & Transportation Committee – September 25, 2006**

- 1034.06 MOVED BY COUNCILLOR BRYSON  
SECONDED BY COUNCILLOR THOMPSON  
*That the Minutes of the Public Works & Transportation Committee Meeting held on September 25, 2006 be approved as circulated.*  
CARRIED UNANIMOUSLY

**1. Correspondence from Mr. Lou Bujdoso Re: Road Safety Concerns in the Oldfield Road Area**

- 1035.06 MOVED BY COUNCILLOR BRYSON  
SECONDED BY COUNCILLOR MASON  
*That Council endorse the various proposed actions and recommendations relating to the issue of road safety concerns in the Oldfield Road area which are summarized in the e-mail correspondence dated September 12, 2006 from the Chair of the Public Works & Transportation Committee to Mr. Bujdoso.*  
CARRIED UNANIMOUSLY
- 1036.06 MOVED BY COUNCILLOR BRYSON  
SECONDED BY COUNCILLOR MASON  
*That the issue of giving further consideration to a potential means of collecting additional funds for a future upgrade to the section of Oldfield Road between Keating Cross Road and Sean Road be referred to the 2007 Strategic Planning process for further discussion.*  
CARRIED UNANIMOUSLY

**Parks & Facilities Committee September 25, 2006**

- 1037.06 MOVED BY COUNCILLOR MASON  
SECONDED BY COUNCILLOR THOMPSON  
*That the Minutes of the Parks & Facilities Committee Meeting held on September 25, 2006 be approved as circulated.*  
CARRIED UNANIMOUSLY

- 1038.06        MOVED BY COUNCILLOR MASON  
                  SECONDED BY COUNCILLOR GARRISON  
*That the Memorandum dated September 18, 2006, from the Manager of Community Services entitled "Automated Door Mechanism – Municipal Hall" be received, and Staff be requested to proceed with the supply and installation of two automatic swinging door mechanisms for the main and lower public entrances of the Municipal Hall at a cost of \$4,600.00, with the source of funds to be the District's Contingency Account.*  
                  CARRIED UNANIMOUSLY

**2. Veterans' Memorial Plaque Ceremony – September 30, 2006**

- 1039.06        MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR GARRISON  
*That Council approve the proposed News Release in the form attached and authorize its distribution to the local media.*  
                  CARRIED UNANIMOUSLY

**Advisory Committees/Others:** Nil

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

1. **Capital Regional District (CRD)** – Nil
2. **First Nations** – *Councillor King will be addressing the Tsartlip Band on October 12, 2006.*
3. **Peninsula Recreation Commission (PRC)** – Nil.
4. **Veterans' Memorial Plaque Ceremony** – Councillor Mason reported on her participation in the Veterans' Memorial Plaque Ceremony which was held in Pioneer Park on Saturday, September 30, 2006.
5. **Maple Leaf Day** – Councillor Mason reported in her participation in Maple Leaf Day which was held in Adam Kerr Park on Wednesday, September 27, 2006.

**STAFF MEMORANDA AND REPORTS:**

**1. Recommended Notices on Title:**

- a) 6682 Central Saanich Road

Staff Memorandum dated August 29, 2006, from Roy Thomassen, Chief Building Inspector Re: Section 57 Notice on Title – 6682 Central Saanich Road – Two Additional Dwelling Units and Construction Without Permits in Barn.

The Administrator, Gary C. Nason, referred to faxed correspondence dated October 2, 2006, from Mr. James C.M. Main of Johns, Southward, Glazier, Walton & Margetts, Solicitor for the property owner at 6682 Central Saanich Road, outlining the owners understanding of a Section 57 Notice on Title.

The Chief Building Inspector, Roy Thomassen, overviewed the Staff Memorandum dated August 29, 2006, entitled "Notice on Title – 6682 Central Saanich Road – Two Additional Dwelling Units and Construction Without Permits in Barn".

The Director of Planning & Building Services, Hope V. Burns, clarified the current provisions of the *Local Government Act* respecting the placement of Notices on Title, and the nature of the information that would be contained in the Notice.

The Administrator advised Council that a Section 57 Notice on Title is an instrument employed to mitigate exposure to liability on Central Saanich for a building or structure that does not comply with the Building Code and/or Municipal Bylaws. Once the building or structure complies with regulations, the Notice is removed.

It was noted that the property owner was not in attendance at the meeting to speak to this matter.

Mayor Mar enquired as to whether there were any members of the public in attendance at the meeting who wished to make representations with respect to 6682 Central Saanich Road. No one addressed Mayor and Council.

1040.06        MOVED BY COUNCILLOR GARRISON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the correspondence from Mr. James C.M. Main be received.*  
                  CARRIED UNANIMOUSLY

1041.06        MOVED BY COUNCILLOR GARRISON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That:*  
                  1: *The District of Central Saanich Municipal Clerk file a notice in the Land Title and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council, relating to the Property legal described as Lot 2, Section 14, Range 3 East, South Saanich District, Plan VIP65506 – PID 023-823-747 having a civic address of 6682 Central Saanich Road, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours; and*  
                  2: *If the owner fails to resolve the violation by obtaining a building permit to remove the additional dwelling units and comply with the municipal bylaws, then at a future meeting, Council consider further legal action.*  
                  CARRIED UNANIMOUSLY

b) 1176A Damelart Way

Staff Memorandum dated September 18, 2006, from Roy Thomassen, Chief Building Inspector Re: Section 57 Notice on Title – 1176A Damelart Way – Non-Permitted Secondary Suite.

The Chief Building Inspector, Roy Thomassen, overviewed the Staff Memorandum dated September 18, 2006, entitled “Notice on Title – 1176A Damelart Way – Non-Permitted Secondary Suite”.

It was noted that the property owner was not in attendance at the meeting to speak to this matter.

Mayor Mar enquired as to whether there were any members of the public in attendance at the meeting who wished to make representations with respect to 1176A Damelart Way. No one addressed Mayor and Council.

1042.06        MOVED BY COUNCILLOR GARRISON  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That:*  
                  1: *The District of Central Saanich Municipal Clerk file a notice in the Land Title and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council, relating to the Property legally described as Strata Lot 4, Section 10, Range 1 West, South Saanich District, Strata Plan 1307 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as shown on Form 1 – PID 000-032-859 having a civic address of 1176A Damelart Way, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours; and*  
                  2: *If the owner fails to resolve the violation by obtaining a building permit to remove the additional dwelling units and comply with the municipal bylaws, then at a future meeting, Council consider further legal action.*  
                  CARRIED UNANIMOUSLY

c) 1176B Damelart Way

Staff Memorandum dated September 18, 2006, from Roy Thomassen, Chief Building Inspector Re: Section 57 Notice on Title – 1176B Damelart Way – Non-Permitted Secondary Suite.

The Chief Building Inspector, Roy Thomassen, overviewed the Staff Memorandum dated September 18, 2006, entitled “Notice on Title – 1176B Damelart Way – Non-Permitted Secondary Suite”.

It was noted that the property owner was not in attendance at the meeting to speak to this matter.

Mayor Mar enquired as to whether there were any members of the public in attendance at the meeting who wished to make representations with respect to 1176B Damelart Way. No one addressed Mayor and Council.

1043.06            MOVED BY COUNCILLOR GARRISON  
                          SECONDED BY COUNCILLOR THOMPSON

*That:*

*1: The District of Central Saanich Municipal Clerk file a notice in the Land Title and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council, relating to the Property legally described as Strata Lot 3, Section 10, Range 1 West, South Saanich District, Strata Plan 1307 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as shown on Form 1 – PID 000-032-841 having a civic address of 1176B Damelart Way, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours; and*

*2: If the owner fails to resolve the violation by obtaining a building permit to remove the additional dwelling units and comply with the municipal bylaws, then at a future meeting, Council consider further legal action.*

CARRIED UNANIMOUSLY

d) 1176C Damelart Way

Staff Memorandum dated September 18, 2006, from Roy Thomassen, Chief Building Inspector Re: Section 57 Notice on Title – 1176C Damelart Way – Non-Permitted Secondary Suite.

The Chief Building Inspector, Roy Thomassen, overviewed the Staff Memorandum dated September 18, 2006, entitled “Notice on Title – 1176C Damelart Way – Non-Permitted Secondary Suite”.

Mrs. Donna Gait, 1176C Damelart Way, was in attendance at the meeting and advised this unit was inhabited by her but is now used as storage. There was never a stove at this address and it was never a standard suite.

1044.06            MOVED BY COUNCILLOR GRAHAM  
                          SECONDED BY COUNCILLOR KING

*That:*

*1: The District of Central Saanich Municipal Clerk file a notice in the Land Title and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council, relating to the Property legally described as Strata Lot 2, Section 10, Range 1 West, South Saanich District, Strata Plan 1307 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as shown on Form 1 – PID 000-032-832 having a civic address of 1176C Damelart Way, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours; and*

*2: If the owner fails to resolve the violation by obtaining a building permit to remove the additional dwelling units and comply with the municipal bylaws, then at a future meeting, Council consider further legal action.*

CARRIED UNANIMOUSLY

e) 1617 McHattie Road

Staff Memorandum dated September 13, 2006, from Roy Thomassen, Chief Building Inspector Re: Section 57 Notice on Title – 1617 McHattie Road.

The Chief Building Inspector, Roy Thomassen, overviewed the Staff Memorandum dated September 13, 2006, entitled “Notice on Title – 1617 McHattie Road”.

It was noted that the property owner was not in attendance at the meeting to speak to this matter.

Mayor Mar enquired as to whether there were any members of the public in attendance at the meeting who wished to make representations with respect to 1617 McHattie Road. No one addressed Mayor and Council.

1045.06 MOVED BY COUNCILLOR GRAHAM  
SECONDED BY COUNCILLOR THOMPSON

*That:*

*1: The District of Central Saanich Municipal Clerk file a notice in the Land Title and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council, relating to the Property legally described as Lot A (DD 371719-I), Section 14, Range 1 East, South Saanich District, Plan 1423 Except Part in Plan 44526 – PID 005-648-319 having a civic address of 1617 McHattie Road,, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours; and*

*2: If the owner fails to resolve the violation by obtaining a building permit to remove the additional dwelling units and comply with the municipal bylaws, then at a future meeting, Council consider further legal action.*

CARRIED UNANIMOUSLY

**BYLAWS:**

1. **“Central Saanich Official Community Plan Amendment Bylaw No. 1554, 2006”**  
*[A Bylaw to Amend the Official Community Plan (7005 East Saanich Road – Island View Place Care Facility)]*

1046.06 MOVED BY COUNCILLOR GRAHAM  
SECONDED BY COUNCILLOR THOMPSON

*That Bylaw No. 1554, cited as “Central Saanich Official Community Plan Amendment Bylaw No. 1554, 2006”, be given third reading.*

CARRIED UNANIMOUSLY

2. **“Central Saanich Land Use Bylaw Amendment Bylaw No. 1555, 2006”** *[A Bylaw to Amend the Land Use Bylaw (7005 East Saanich Road – Island View Place Care Facility)]*

1047.06 MOVED BY COUNCILLOR GRAHAM  
SECONDED BY COUNCILLOR THOMPSON

*That Bylaw No. 1555, cited as “Central Saanich Land Use Bylaw Amendment Bylaw No. 1555, 2006”, be given third reading.*

CARRIED UNANIMOUSLY

3. **“Central Saanich Official Community Plan Amendment Bylaw No. 1556, 2006”**  
*[A Bylaw to Amend the Official Community Plan (6961 East Saanich Road – Dogwood Estates)]*

1048.06 MOVED BY COUNCILLOR GRAHAM  
SECONDED BY COUNCILLOR MASON

*That Bylaw No. 1556, cited as “Central Saanich Official Community Plan Amendment Bylaw No. 1556, 2006”, be given third reading.*

CARRIED UNANIMOUSLY

**4. "Central Saanich Land Use Bylaw Amendment Bylaw No. 1557, 2006"**  
*[A Bylaw to Amend the Land Use Bylaw (6961 East Saanich Road – Dogwood Estates)]*

1049.06      MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR MASON  
                  *That Bylaw No. 1557, cited as "Central Saanich Land Use Bylaw Amendment Bylaw No. 1557, 2006", be given third reading.*  
                  CARRIED UNANIMOUSLY

1050.06      MOVED BY COUNCILLOR GARRISON  
                  SECONDED BY COUNCILLOR MASON  
                  *That as a condition of issuance of any required Development Permit for the property located at 6961 East Saanich Road, the applicant be required to register, in a form acceptable to the Municipal Solicitor, an appropriate Agricultural Interface/Informational Restrictive Covenant alerting prospective purchasers that the subject property is located adjacent to an active agricultural operation.*  
                  CARRIED UNANIMOUSLY

**UNFINISHED BUSINESS:**

1. Three London Plane Trees Located Adjacent to Pioneer Park

The Administrator, Gary C. Nason, overviewed the contents of correspondence dated September 25, 2006, from Talbot Mackenzie & Associates.

Mr. Tom Talbot, 3575 Douglas Street, was in attendance at the meeting and spoke to this matter and responded to questions from members of Council.

The Senior Engineering Technician, Roland Rocheleau, was in attendance at the meeting and responded to questions from members of Council.

1051.06      MOVED BY COUNCILLOR BYRSON  
                  SECONDED BY COUNCILLOR KING  
                  *That the information from the Municipal Administrator advising of the outcome of the review by Talbot Mackenzie & Associates, Consulting Arborists, pertaining to the three London Plane Trees located adjacent to Pioneer Park be received for information.*  
                  CARRIED UNANIMOUSLY

1052.06      MOVED BY COUNCILLOR BYRSON  
                  SECONDED BY COUNCILLOR KING  
                  *That Staff be requested to not proceed with the removal of the three London Plane Trees located adjacent to Pioneer Park pending the preparation and submission to Council of a detailed plan for the implementation of a floating hard surfaced sidewalk and required re-design to accommodate the retention of the trees.*

1053.06      BEFORE THE QUESTION WAS CALLED  
                  MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR MASON  
                  *That the foregoing motion be tabled.*  
                  CARRIED UNANIMOUSLY

1054.06      MOVED BY COUNCILLOR GRAHAM  
                  SECONDED BY COUNCILLOR THOMPSON  
                  *That the foregoing motion be lifted from the table.*  
                  CARRIED UNANIMOUSLY

1055.06      ON THE MAIN MOTION  
                  CARRIED  
                  OPPOSED: MAYOR MAR, COUNCILLORS GARRISON AND GRAHAM

1056.06 MOVED BY COUNCILLOR MASON  
SECONDED BY COUNCILLOR GARRISON  
*That Resolution No. 1052.06 be reconsidered.*  
CARRIED UNANIMOUSLY

**\*DEFEATED\***  
1057.06 THE QUESTION WAS CALLED A SECOND TIME ON RESOLUTION  
NO. 1052.06  
DEFEATED  
OPPOSED: MAYOR MAR, COUNCILLORS GARRISON, GRAHAM, AND  
MASON

**NEW BUSINESS/OTHER COMPETENT BUSINESS:**

**1. Joint “Council to Council” Meeting with Tsawout and Tsartlip first Nations – October 12, 2006**

- a) Copy of correspondence dated August 31, 2006 from Gary C. Nason, Administrator, to Ms. Mary-Ann Sam, Administrator of Public Works, Tsawout First Nation Re: Joint “Council to Council” Meeting – October 12, 2006.
- b) Copy of correspondence dated August 31, 2006 from Gary C. Nason, Administrator, to Mr. Rex Grant, Administrator, Tsartlip First Nation Re: Joint “Council to Council” Meeting – October 12, 2006.
- c) Potential topics suggested by Central Saanich Council for discussion.

The Administrator, Gary C. Nason, advised Mayor and members of Council of this meeting, which is scheduled to take place on Thursday, October 12, 2006, at 7:00 p.m..

**2. Councillor King Re: Attendance at Saanich Peninsula Chamber of Commerce – “Develop Your Business and Community Relationships” Workshop – October 3, 2006.**

1058.06 MOVED BY COUNCILLOR GRAHAM  
SECONDED BY COUNCILLOR THOMPSON  
*That Councillor King be authorized to attend the Saanich Peninsula Chamber of Commerce – “Develop Your Business and Community Relationships” Workshop on October 3, 2006, and the payment of expenses necessarily incurred be approved.*  
CARRIED UNANIMOUSLY

**CORRESPONDENCE (Receive for General Information):**

- 1. City of Kelowna Re: Building Sustainable Communities Forum, November 21 – 23, 2006, Kelowna, BC** – Correspondence dated September 1, 2006 from Mayor Sharon Shepherd, City of Kelowna Re: Building Sustainable Communities Forum, November 21-23, 2006;
- 2. Correspondence Pertaining to Proposed Tax on Plastic Shopping Bags:**
  - a. Canadian Council of Grocery Distributors, August 18, 2006;
  - b. Canadian Plastics Industry Association, September 7, 2006;
- 3. British Columbia Achievement Foundation Re: Community Achievement Awards** – Correspondence dated September 8, 2006 from Premier Gordon Campbell, Board Member of the BC Achievement Foundation Re: Community Achievement Awards;
- 4. Youth Parliament of BC Alumni Society Re: BC Youth Parliament, 78<sup>th</sup> Parliament** – Correspondence dated September 11, 2006 from Dora Turje, Registrar, Youth Parliament of BC Alumni Society Re: Youth Parliament, 78<sup>th</sup> Parliament;

5. **Ministry of Advanced Education Re: “Campus 2020: *Thinking Ahead*” Initiative –** Correspondence dated September 15, 2006 from Geoff Plant, Special Advisor, Ministry of Advanced Education Re: “Campus 2020: *Thinking Ahead*” Initiative;

*Correspondence Item Nos. 1 to 5 were received for information without a motion.*

6. Correspondence from the Union of BC Municipalities (UBCM):  
a) Launch of New “Integrated Emergency Planning Funding Program” for Local Governments and First Nations, September 18, 2006  
b) Strategic Wildfire Protection Program Extensions to Funding Deadlines, September 20, 2006  
c) 2005 Emergency Planning Grant Completion, September 19, 2006

1059.06 MOVED BY COUNCILLOR GRAHAM

SECONDED BY COUNCILLOR THOMPSON

*That the material from the UBCM pertaining to the “Integrated Emergency Planning Funding Program” for local Governments and First Nations be received and placed on the agenda of the October 12, 2006, joint “Council to Council Meeting” as an informational item.*

CARRIED UNANIMOUSLY

7. **Falun Dafa Association of BC Re: Resolution for Consideration by Council –** Email correspondence dated September 20, 2006 from Marie Beaulieu of the Falun Dafa Association BC Re: Resolution for Consideration by Council;
8. **ACD Systems Re: Thank-you Letter – Tour de Rock, Cops for Cancer 2006 Run –** Correspondence dated September 20, 2006 from Christopher Kelsall, Race Director of ACDSsee’s, Tour de rock 5k & 3k Race Re: Thank-you Letter – Tour de Rock, Cops for Cancer 2006 Run;
9. **Tourism Vancouver Island Re: Community Fall Tour 2006 –** Email correspondence dated September 18, 2006 from Erin Gilmore, Events Organizer, Tourism Vancouver Island Re: community Fall Tour 2006;
10. **Copy of Correspondence from Resort Municipality of Whistler to Union of BC Municipalities Re: Private for Profit Accommodations Inside BC Provincial Parks –** Correspondence dated September 15, 2006 from Mayor Ken Melamed, The Resort Municipality of Whistler Re: Private for Profit Accommodations Inside BC Provincial Parks;
11. **Gary Lunn MP Re: Olympic/Paralympic Live Sites Program Grant Application - District of Central Saanich –** Correspondence dated September 18, 2006 from Gary Lunn, PC, MP Re: Olympic/Paralympic Live Sites Program Grant Application - District of Central Saanich;
12. **Capital Arts Festival, October 5 – 18, 2006 Re: Invitation –** Correspondence received September 26, 2006 from Rob Vickery, Executive Director, Capital Arts Festival 2006 Re: Invitation;

*Correspondence Item Nos. 7 to 12 were received for information without a motion.*

13. **Copy of Correspondence from W May to BC Transit Re: Transit Service from Saanich Peninsula –** Copy of correspondence dated September 25, 2006 Addressed to BC Transit from Ms. Wendy May Re: Transit Service from Saanich Peninsula;

1060.06 MOVED BY COUNCILLOR KING

SECONDED BY COUNCILLOR THOMPSON

*That the correspondence be received and a copy be forwarded to the Victoria Regional Transit Commission for information and action as deemed appropriate.*

CARRIED UNANIMOUSLY

14. **Victoria Family Court and Youth Justice Committee Re: Minutes of the May 17 and June 26, 2006 Meetings –** Copy of the Minutes of the Victoria Family Court and Youth Justice Committee Meetings held on May 17 and June 26, 2006;

15. **Peninsula Recreation Commission Re: Minutes of the June 29, 2006 Commission Meeting** – Copy of the Minutes of the Peninsula Recreation Commission Meeting held on June 29, 2006;
16. **Central Saanich Police Board Re: Minutes of the July 13 and 20, 2006 Board Meetings** – Copy of the Minutes of the Central Saanich Police Board Meetings held on July 13 and 20, 2006;
17. **Capital Regional District Board Re: Minutes of the September 13, 2006 Board Meeting** – Copy of the Minutes of the Capital Regional District Board Meeting held on September 13, 2006;

*Correspondence Item Nos. 14 to 17 were received for information without a motion.*

**LETTER OF CONGRATULATIONS – BRIAN SHIELDS**

1061.06      MOVED BY COUNCILLOR THOMPSON  
                  SECONDED BY COUNCILLOR MASON  
                  *That a letter be forwarded under the Mayor's signature to the Public Works Co-ordinator, Mr. Brian Shields, congratulating him on his recent appointment as 2006 Public Works Manager of the Year.*  
                  CARRIED UNANIMOUSLY

**ADJOURNMENT:**

*On motion, the Regular Council Meeting held on October 2, 2006, adjourned at 10:02 p.m.*

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Jack Mar  
Mayor

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Sara C. Ribeiro  
Municipal Clerk

Recorded by: Sara C. Ribeiro  
Municipal Clerk