

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **REGULAR COUNCIL** Meeting
Monday, June 7, 2004 at 7:05 p.m.
Central Saanich Municipal Council Chamber

PRESENT: Mayor Allison Habkirk
Councillors: Graham, Haddon, King, Korol, Mason and Thompson
Gary C. Nason, Administrator
Trish Flanders, Municipal Clerk
Hope V. Burns, Director of Planning & Building Services
Nirmal Bhattacharya, Municipal Engineer
Roy Thomassen, Chief Building Inspector

MAYOR'S OPENING REMARKS:

Mayor Habkirk made some brief introductory remarks in regards to the following:

- the official Grand Opening of the Brentwood Bay Lodge and Spa on May 26, 2004;
- special thanks to the organizers of Brentwood Bay Days and the Parade;
- acknowledgement of the Director of Planning & Building Services work on Guidelines for Reviewing Affordable Housing Applications, which was recently recognized by the Province;
- recognition of Vancouver Island as being one of the leading vacation spots, as noted in a recent publication of Condie Nast Travel Magazine;
- recognition of the re-appointment of Mr. Bruce Underwood and the new appointments of Mr. John Currie and Ms. Cathie Ounsted to the Central Saanich Police Board;
- the West Saanich Road Revitalization Project Public Open House to be held on June 23rd, 2004 from 4:00 pm to 7:00 pm at the Central Saanich Cultural Centre;
- the Saanichton Green Park Open House to be held on June 16th, 2004 from 4:00 pm to 7:00 pm at the Saanich Pioneers Museum;
- the opening of the Peninsula Country Market at the Saanich Fairgrounds on Saturday, June 12th, 2004.

APPROVAL OF THE AGENDA:

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

- Proposed additional motion Re: CREST Discussion Paper – 2005 and Future Revenue Strategy, to be considered in conjunction with the recommendation contained within the Minutes of the Community & Protective Services Committee Meeting held on May 31st, 2004, under Section 8 – Reports of Committees;
- Correspondence from Greg Sam Re: Proposed 2004 Community to Community Forum, to be considered in conjunction with the recommendation contained within the Minutes of the Community & Protective Services Committee Meeting held on May 31st, 2004, under Section 8 – Reports of Committees;
- Correspondence from Nigel Atkin Re: Proposed 2004 Community to Community Forum, to be considered in conjunction with the recommendation contained within the Minutes of the Community & Protective Services Committee Meeting held on May 31st, 2004, under Section 8 – Reports of Committees;
- Draft Grant Application for Proposed 2004 Community to Community Forum, to be considered in conjunction with the recommendation contained within the Minutes of the Community & Protective Services Committee Meeting held on May 31st, 2004, under Section 8 – Reports of Committees;
- Correspondence dated May 28, 2004 from Reginald Wittman, Alan Garay and B Soper Re: Development Variance Permit Application for 8009 Turgoose Terrace, to be included with Item 1 under Section 9 – Staff Memoranda and Reports;
- Copy of the District's Secondary Suite Enforcement Policy, to be considered in conjunction with the Section 57 Reports, under Section 9 – Staff Memoranda and Reports;

- 730.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 That the Agenda for the Regular Council Meeting held on June 7, 2004 be approved as amended.
 CARRIED UNANIMOUSLY

ADOPTION OF THE MINUTES:

Minutes of the Regular Council Meeting held on May 17, 2004

- 731.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
 That the Minutes of the Regular Council Meeting held on May 17, 2004 be adopted as circulated.
 CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES: None.

RISE AND REPORT: None.

PUBLIC INQUIRIES AND ANSWERS THERETO: None.

PRESENTATIONS/PETITIONS AND DELEGATIONS:

1. Federation of Canadian Municipalities

The Administrator referred to the December 1st, 2003 Council Motion which requested that Staff make the appropriate arrangements for an FCM presentation on membership in the FCM. Hen then introduced Mr. Michael Coleman, FCM 1st Vice-President and Mayor of the City of Duncan, who gave an informational presentation on the benefits of membership in the FCM, during which time the following points were noted:

- The Federation of Canadian Municipalities (FCM) has been the national voice of municipal governments for more than a century;
- Ten years of FCM's efforts paid off when the federal government announced the Canada Infrastructure Works program in December 1993;
- This program, with subsequent renewals, has delivered \$12 billion for municipal infrastructure;
- The full GST refund for municipal governments is worth over \$700 million per year, however this is not FCM's only focus – FCM is involved in many other issues that concern municipal governments, large and small;
- FCM has recently received a commitment from the Prime Minister to set aside for the benefit of municipalities a share of the federal fuel tax;
- In 2000, FCM agreed to administer the Green Municipal Funds, a multi-million dollar federal endowment supporting leading-edge municipal environmental solutions;
- FCM represents close to 80 percent of Canada's population, with over 1,100 municipal members;
- FCM's strength stems from its membership – the more voices that are heard, the greater the impact.

Mayor Coleman encouraged Council to read the FCM Annual Report which is on the FCM's website at www.fcm.ca.

Council thanked Mayor Coleman for his informational presentation.

CORRESPONDENCE (Action Required or Recommended):

1. Multiple Sclerosis Society of Canada Re: 2004 MS Bike Tour on August 8, 2004

- a) Correspondence dated May 19, 2004 from Vanessa Pickard, Special Events Coordinator – Multiple Sclerosis Society of Canada Re: 2004 MS Bike Tour on August 8, 2004.

The Administrator provided a brief overview of the correspondence from the MS Society of Canada in regards to the proposed 2004 MS Bike Tour on August 8, 2004.

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

- 732.04 MOVED BY COUNCILLOR GRAHAM
 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

2. Jones Emery Hargreaves Swan Re: Lions Cove – 1196 Sluggett Road

- a) Correspondence dated May 18, 2004 from Peter Vaartnou, Jones Emery Hargreaves Swan Re: Lions Cove – 1196 Sluggett Road.

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

- 733.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 That the correspondence be received and referred to the Planning & Development Committee for further discussion.
 CARRIED UNANIMOUSLY

3. Association of BC Landowners Re: Land Use Governance in the Juan de Fuca Electoral Area

- a) Correspondence dated May 15, 2004 from Elaine Ellinger, Director – Association of BC Landowners Re: Land Use Governance in the Juan de Fuca Electoral Area.

The Administrator referred to the April 19th, 2004 Council motion with respect to Council's interest in entering into an agreement to vote on land use planning matters in the Juan de Fuca electoral area.

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

During a brief discussion, it was suggested that the CRD be requested to provide the District with an appropriate legal opinion that indicates that the proposed Committee to deal with land use planning matters in the Juan de Fuca electoral area can be lawfully established.

- 734.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 That the correspondence be received, a copy of the letter be forwarded to the Capital Regional District (CRD), and the CRD be requested to provide to the District an appropriate legal opinion indicating that the proposed Committee to deal with land use planning matters in the Juan de Fuca Electoral Area could lawfully be established under the provisions of the Local Government Act.
 CARRIED UNANIMOUSLY

4. Correspondence from S Moyse

- a) Correspondence dated June 1, 2004 from Stephen N. Moyse, 7227 Norman Lane Re: Vehicular Traffic on Peden Lane.

The Administrator provided a brief overview of the correspondence from Mr. Stephen Moyse in regards to vehicular traffic on Peden Lane.

Mr. Stephen N. Moyse, 7227 Norman Lane, briefly addressed his correspondence and requested that Council give consideration to implementing regulations to prohibit and/or control parking on Peden Lane and installing "Residential Parking Only" signs on the lane.

735.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
That the correspondence be received, and Staff be authorized to proceed with the installation as deemed appropriate of a limited number of "Residential Parking Only" signs at selected locations along Peden Lane, as a means to address the vehicular congestion concerns expressed by the letter writer in his correspondence.
CARRIED
OPPOSED: COUNCILLORS GRAHAM AND THOMPSON

736.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
That after a suitable period of continued monitoring and enforcement, the District host if deemed necessary an appropriate Open House or public input session in the late Fall of 2004 or early Winter of 2005 involving residents of the Moodyville area to discuss the related issues of traffic patterns, vehicular congestion, pedestrian safety and parking in the neighbourhood, and to explore potential measures to address the various concerns in this regard.
CARRIED UNANIMOUSLY

- b) Correspondence dated May 28, 2004 from Stephen N. Moyse, 7227 Norman Lane
Re: Privatization of Medical Service Plan Records Administration.

The Administrator provided a brief overview of the correspondence pertaining to the Privatization of Medical Service Plan Records Administration.

737.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR HADDON
That the correspondence be received, and further consideration of this matter be undertaken in conjunction with Council's consideration of the correspondence from the City of Burnaby on this same issue.
CARRIED UNANIMOUSLY

- c) Correspondence dated May 30, 2004 from Stephen N. Moyse, 7227 Norman Lane
Re: Saanich Peninsula Bus Service.

The Administrator gave an overview of the correspondence and advised that Mr. Moyse is interested in putting his name forward for nomination to BC Transit's proposed Working Group to deal with transit service issues on the Saanich Peninsula.

738.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
That the correspondence be received, and a copy be forwarded to BC Transit for its consideration of appointment of Mr. Stephen Moyse to the proposed Working Group to deal with transit service issues on the Saanich Peninsula.
CARRIED UNANIMOUSLY

- d) Correspondence dated May 30, 2004 from Stephen N. Moyse, 7227 Norman lane
Re: Bylaw to Regulate Motor Vehicle Idling.

The Administrator briefly overviewed the correspondence in regards to implementing a Bylaw to regulate the idling of motor vehicles.

Mr. Moyse submitted for Council's information additional materials from the City of Montreal in regards to this matter.

739.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
That the correspondence and additional supplemental information from the letter writer on this issue be received, and the matter to be referred to Councillors Mason and Korol for further consideration and recommendation to Council if deemed appropriate.
CARRIED UNANIMOUSLY

5. Correspondence from the Peninsula Agricultural Commission

- a) Correspondence dated May 17, 2004 from Robert Maxwell, Chair – Peninsula Agricultural Commission Re: Exclusion of Farm Property from the Agricultural Land Reserve;
- b) Correspondence dated May 12, 2004 from the Peninsula Agricultural Commission Re: Agricultural Resource Field Day – June 13, 2004.

The Administrator provided a brief overview of the correspondence from the Peninsula Agricultural Commission in regards to the Exclusion of Farm Property from the Agricultural Land Reserve and Agricultural Resource Field Day on June 13, 2004.

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

740.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
That the correspondence be received, and the Peninsula Agricultural Commission be advised that the District will notify the Commission in the event that any future applications are received by the Municipality to exclude property from the Agricultural Land Reserve.
 CARRIED UNANIMOUSLY

The correspondence pertaining to Agricultural Resource Field Day on June 13, 2004 was received for information without a motion.

6. B Whittington Re: Victoria Estate Winery Rezoning Application

- a) Correspondence dated May 17, 2004 from Barbara Whittington, 6587 West Saanich Road Re: Victoria Estate Winery Rezoning Application.

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

741.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR GRAHAM
That the correspondence be received and referred to the future Committee Meeting when Council will be considering the next report from Staff on the Victoria Estate Winery's rezoning application.
 CARRIED UNANIMOUSLY

7. The Auxiliary to Saanich Peninsula Hospital Re: 30 Years of Service Anniversary

- a) Correspondence dated May 17, 2004 from H.D. Andersen, President – The Auxiliary to Saanich Peninsula Hospital Re: 30 Years of Service Anniversary.

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

742.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR GRAHAM
That the correspondence be received, and an appropriate congratulatory letter be forwarded under the Mayor's signature to the Auxiliary to the Saanich Peninsula Hospital.
 CARRIED UNANIMOUSLY

8. J Wolfe Re: Crosswalk in the 7100 Block of West Saanich Road

- a) Email correspondence dated May 25, 2004 from Joyce Wolfe, #52 – 1287 Verdier Avenue Re: Crosswalk in the 7100 Block of West Saanich Road.

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

The correspondence was received for information without a motion.

9. R Baidwan Re: 7010 Island View Place – Request for Amendment of Covenant

- a) Correspondence dated May 31, 2004 from Randy Baidwan, 7010 Island View Place Re: 7010 Island View Place – Request for Amendment of Covenant.

Mr. Randy Baidwan, 7010 Island View Place, briefly addressed his request for an amendment of the covenant on his property located at 7010 Island View Place to permit an increase in the floor area and lot coverage of the site.

743.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That the correspondence be received, and referred to the Planning & Development Committee for further consideration and discussion.
 CARRIED UNANIMOUSLY

10. F and L Witthoeft Re: 2004 Tax Increase

- a) Correspondence dated June 1, 2004 from Frank and Lee Witthoeft, 2361 Tanner Ridge Place Re: 2004 Tax Increase.

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

The correspondence was received for information without a motion.

11. Correspondence from F Peet

- a) Correspondence dated June 2, 2004 from Fred G. Peet, 1210 Marin Park Drive Re: Issues Raised at Town Hall Meeting.

Mr. Fred Peet, 1210 Marin Park Drive, gave an overview of his correspondence pertaining to various issues raised at the May 26th, 2004 Town Hall Meeting, and specifically raised the issue pertaining to Council's approval, on compassionate grounds, of a sewer connection for property located at 6631 Wallace Drive which would have otherwise had a septic field system. Mr. Peet advised that this property is now for sale, and suggested that the property be disconnected from the District's sewage collection system.

A lengthy discussion ensued in regards to the possible repeal of the authorizing Sewer Inclusion Bylaw, and the suggestion was made that the District obtain a legal opinion in this regard from the Municipal Solicitor.

744.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
 That the correspondence be received, and Staff be requested to obtain a legal opinion from the Municipal Solicitor on the District's options and implications in regards to possible repeal of the relevant Sewer Inclusion Bylaw and disconnection of the sewer service to the property located at 6631 Wallace Drive, and a copy of this motion be forwarded to the property owner.
 CARRIED UNANIMOUSLY

Mr. Peet proceeded to overview points 2(a) and (b) in his correspondence pertaining to the rezoning and subdivision of property within the District and the absence of the affordable housing component that was stipulated as part of the approval process.

- b) Correspondence dated June 2, 2004 from Fred G. Peet, 1210 Marin Park Drive Re: District Website.

Mr. Peet addressed the contents of his correspondence pertaining to the District's website and questioned if Staff could ensure that Council and Committee agendas are posted on the District's website prior to the scheduled meetings.

The Administrator confirmed that technical difficulties and challenges with the District's current website prohibit, at times, the posting of Council and Committee agendas, notwithstanding the fact that Staff make every effort to ensure that the agendas are posted several days prior to the meetings.

The correspondence was received for information without a motion.

REPORTS OF COMMITTEES:

Standing Committees:

Public Works, Transportation & Economic Development Committee – May 31, 2004

745.04 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR THOMPSON
 *That the Minutes of the Public Works, Transportation and Economic
Development Committee Meeting held on May 31, 2004 be adopted as
circulated.*
 CARRIED UNANIMOUSLY

1. BC Transit Re: Saanich Peninsula Community Bus Service

746.04 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR GRAHAM
 *That the presentation from BC Transit be received with thanks, and BC Transit
be requested to advertise on a Peninsula-wide basis for membership on the
proposed Working Group that will be considering various transit service
changes to Peninsula neighbourhoods commencing in the Fall of 2005, and
concurrent with this process Council consider at an appropriate future date
designating one of its members to sit on the Working Group on behalf of
Council.*
 CARRIED UNANIMOUSLY

747.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KOROL
 *That Councillor King be appointed as Council's designate to the proposed
Working Group to be established by BC Transit to deal with various transit
service issues on the Saanich Peninsula.*
 CARRIED UNANIMOUSLY

2. 40 km/hr Speed Limit (Post Implementation Review)

748.04 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR KOROL
 *That Council support the continued efforts of the Chair of the Public Works,
Transportation and Economic Development Committee and Municipal Staff in
pursuing with the Ministry of Transportation the various traffic calming devices
and pedestrian and cycling facilities which the Ministry has agreed to consider
for Verdier Avenue west of West Saanich Road, with further information in this
regard to be provided at a future Committee Meeting.*
 CARRIED UNANIMOUSLY

749.04 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR KOROL
 *That in conjunction with the foregoing motion, should the Ministry be proposing
the installation of advisory 40 km/hr signs along Verdier Avenue, then this
proposal be brought back to a future Committee Meeting for further discussion
prior to any implementation of this particular option.*
 CARRIED UNANIMOUSLY

750.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 *That Council indicate to the Ministry of Transportation that it would not be
supportive of the installation of advisory 40 km/hr signs along Verdier Avenue.*
 CARRIED UNANIMOUSLY

751.04 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR GRAHAM
 *That the correspondence dated November 13, 2003 from Ms. Val Boswell be
forwarded to the Ministry of Transportation for its review and action as
considered appropriate.*
 CARRIED UNANIMOUSLY

Community & Protective Services Committee – May 31, 2004

752.04 MOVED BY COUNCILLOR KING
SECONDED BY COUNCILLOR MASON
That the Minutes of the Planning & Development Committee Meeting held on May 31, 2004 be adopted as circulated.
CARRIED UNANIMOUSLY

1. Capital Region Emergency Services Telecommunications (CREST) Discussion Paper – 2005 and Future Revenue Strategy

753.04 MOVED BY COUNCILLOR KING
SECONDED BY COUNCILLOR KOROL
That Council communicate to CREST its concerns in regards to the various options set out in the Discussion Paper, and CREST be urged to continue to pursue other potential means to address the anticipated revenue shortfall in 2005 based on the two principles that all of the CREST shareholders must contribute to addressing the shortfall, and that stakeholders' contributions should be on an appropriate proportionate cost-sharing basis based on such potential options as call volumes, number of radios, and population.
CARRIED UNANIMOUSLY

754.04 MOVED BY COUNCILLOR KING
SECONDED BY COUNCILLOR KOROL
That Council communicate to both CREST and the Capital Regional District its continued support for the efforts to negotiate an increase in the call answer levy and the inclusion of all wireless phone providers in the levy.

BEFORE THE QUESTION WAS CALLED, it was

755.04 MOVED BY COUNCILLOR GRAHAM
SECONDED BY COUNCILLOR KOROL
That the foregoing motion be amended to read as follows:

“That Council communicate to both CREST and the Capital Regional District its continued support for the efforts to achieve the implementation of an increase in the call answer levy and the inclusion of all wireless phone providers in the levy, including support for the enactment of appropriate Provincial legislation as may be required.”

THE QUESTION WAS CALLED ON THE AMENDING MOTION.
CARRIED UNANIMOUSLY

THE QUESTION WAS CALLED ON THE MAIN MOTION, AS AMENDED.
CARRIED
OPPOSED: COUNCILLOR GRAHAM

756.04 MOVED BY COUNCILLOR KING
SECONDED BY COUNCILLOR KOROL
That CREST be further requested to:

- 1. give serious consideration, should it be required, to engaging the necessary external consulting resources to assist the CREST staff in their detailed financial analysis and formulation of recommendations on the most appropriate option or options (including potential alternative options as recommended in the foregoing motion) for further consideration by the CREST Board and the Stakeholders; and*
- 2. work closely with each of the impacted stakeholders to address the various technical and functional concerns relating to the radios and pagers which have been raised by a number of the Volunteer Fire Departments, and this process be undertaken concurrently with the (financial analysis) process contemplated in the Discussion Paper.*

CARRIED UNANIMOUSLY

2. Update on Proposed 2004 Community to Community Forum

- a) Correspondence received June 7, 2004 from Greg Sam, Tsartlip First Nation;
- b) Correspondence dated June 3, 2004 from Nigel Atkin.

Councillor King referred to the correspondence from Mr. Greg Sam and Mr. Nigel Atkin which indicate support for the proposed 2004 Community to Community Forum, and gave a brief overview of the revisions to the proposed budget for the Forum.

A lengthy discussion took place in regards to the proposed "in kind services and resources" and two-day format for the Forum.

- 757.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR GRAHAM
That Staff be authorized to forward to the Union of BC Municipalities a grant application for the proposed 2004 Community to Community Forum substantially in the format as circulated by the Sub-Committee, with any references to "in kind" resources and services to be deleted, and it also be clarified in the application that the proposed Forum would involve two steps likely taking place over two calendar days, however two full days of activities is not contemplated at this time.
 CARRIED UNANIMOUSLY

Water & Waste Management Committee – May 31, 2004

- 758.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR MASON
That the Minutes of the Water & Waste Management Committee Meeting held on May 31, 2004 be adopted as circulated.
 CARRIED UNANIMOUSLY

1. Water Service Connection to 8143 Marcott Close

- 759.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR GRAHAM
That the Staff Memorandum dated May 26, 2004 entitled "Water Service Connection to 8143 Marcott Close" be received, and Council indicate that it is supportive in principle of the provision of water service to the property located at 8143 Marcott Close under a separate extension/service agreement arrangement and subject to the various conditions as recommended by Staff in the Memorandum.
 CARRIED UNANIMOUSLY

- 760.04 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR MASON
That the foregoing motion be amended by adding the words " , and Staff be further requested to explore, as a further condition for provision of the requested water service to the property in question, the registration of an appropriate Restrictive Covenant or legal undertaking to stipulate that the water service will only be provided in conjunction with the bona-fide agricultural operation on the property, and that in the event that the agricultural use is ever discontinued, the water service will be terminated."
 CARRIED UNANIMOUSLY

Planning & Development Committee – May 31, 2004

- 761.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
That the Minutes of the Planning & Development Committee Meeting held on May 31, 2004 be adopted as circulated.
 CARRIED UNANIMOUSLY

1. Liquor Control and Licensing Regulations & Procedures – Request for Additional Information

- 762.04 MOVED BY COUNCILLOR THOMPSON
SECONDED BY COUNCILLOR GRAHAM
That the information provided by the Administrator in regards to the Committee to Approve Public Events (CAPE) be received for information, and a copy of the Province's criteria and "checklist" for the approval of Private Event Special Occasion Licences be forwarded to the Central Saanich Police Service for its information and action as deemed appropriate and required.
CARRIED UNANIMOUSLY

Parks & Facilities Committee – May 31, 2004

- 763.04 MOVED BY COUNCILLOR HADDON
SECONDED BY COUNCILLOR GRAHAM
That the Minutes of the Parks & Facilities Committee Meeting held on May 31, 2004 be adopted as circulated.
CARRIED UNANIMOUSLY

1. Request for Proposals – Development of a Strategic Facilities and Business Plan for Selected Major Municipal Facilities (Municipal Hall / Police / Fire / Public Works Yard / Library)

- 764.04 MOVED BY COUNCILLOR HADDON
SECONDED BY COUNCILLOR GRAHAM
That the Staff Memorandum dated May 26, 2004 entitled "Request for Proposals (RFP) – Development of a Strategic Facilities and Business Plan for Selected Major Municipal Facilities (Municipal Hall / Police / Fire / Public Works Yard / Library)" be received, and Staff be authorized to proceed with the RFP process.
CARRIED UNANIMOUSLY

Motions from the June 7th, 2004 Parks & Facilities Committee Meeting Re: Temporary Skate Park Proposal (Centennial Park)

- 765.04 MOVED BY COUNCILLOR HADDON
SECONDED BY COUNCILLOR THOMPSON
That Council proceed with the installation of a skate park on a single tennis court within Centennial Park on a temporary basis, subject to the following conditions:
- a) *appropriate signage be placed on-site to inform tennis players of the location of other tennis courts in the community, including those located on school sites;*
 - b) *park use regulations, including a code of conduct, be similarly posted on-site, including the stipulation that no private commercial use of the tennis courts at Centennial Park or Saanichton Green is permitted;*
 - c) *further promotion be undertaken of the District's system for reserving tennis courts, including the tennis facilities offered at the Panorama Leisure Centre;*
 - d) *skate park use be monitored during the months of July and August, with a Staff Memorandum to be brought forward to Council in the Fall; and*
 - e) *Staff be requested to liaise with the residents of the townhouse complex located adjacent to Saanichton Green in an effort to address the problem of errant tennis balls escaping from the tennis court and landing in the complex and disrupting the activities of the complex.*

CARRIED
OPPOSED: COUNCILLOR KOROL

- 766.04 MOVED BY COUNCILLOR HADDON
SECONDED BY COUNCILLOR MASON
That Council reaffirm its support for development of a permanent skate park facility in the District within the next one to two years, and endorse a six-step process to achieving that goal, including:

- *Formation of a Skate Park Society or like body;*
- *Selection of a location for the permanent facility;*
- *Preparation of design plans;*
- *Actively pursue fundraising initiatives;*
- *Construction of the skate park; and*
- *Monitoring.*

CARRIED UNANIMOUSLY

- 767.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
That in the Fall of 2004 the District host a Town Hall Meeting with one of the topics being the future uses of Centennial Park, and the various appropriate user groups and interested stakeholders be notified of the Meeting and invited to attend.
CARRIED UNANIMOUSLY

Administration & Finance Committee – May 31, 2004

Councillor Graham requested that the Minutes of the Administration & Finance Committee Meeting held on May 31st, 2004 be amended by deleting the sentence “It was agreed that no further action should be pursued with this matter at this time” under Item No. 1.

- 768.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
That the Minutes of the Administration & Finance Committee Meeting held on May 31, 2004 be adopted as amended.
CARRIED UNANIMOUSLY

1. Schedule of Upcoming Council/Committee Meetings

- 769.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
That Council endorse Option 3 (Special Open Council Meetings to be held every three weeks during July and August), with the Special (Open) Council Meetings to be held on July 19, August 9 and August 30, 2004.
CARRIED UNANIMOUSLY

Advisory Committees: None.

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

1. **Capital Regional District (CRD)** – Mayor Habkirk provided a brief verbal report on the approval by the CRD Parks Committee of the Lochside Regional Trail Project, as well as the Regional Planning Committee’s work on the Housing Affordability Strategy.
2. **Peninsula Recreation Commission (PRC)** – Mayor Habkirk briefly commented on her attendance at the recent PRC Meeting.
3. **First Nations** – Councillor King advised that June 21st, 2004 is “Aboriginal Awareness Day”.
4. **Parks Projects** – Councillor Haddon updated Council on the current progress of the following Parks Projects:
 - Alexander playfield development – an RFP for design and construction supervision services is currently underway;
 - Temporary Skate Park Facility in Centennial Park – Council has approved that a temporary skate park facility be developed in Centennial Park;
 - Adam Kerr Park Bridge – bridge construction is now complete, and the official opening of the bridge and the launch of the District’s Gifting Programme is scheduled for July 6th, 2004 at 4:00 pm;
 - Newman Farm – the working group is meeting regularly;

- Saanichton Green Park Improvements –the conceptual plans will be presented at an Open House is scheduled for June 16th, 2004 from 4:00 pm to 7:00 pm at the Saanich Pioneers Museum;
- Lochside Trail – the Lochside Trail Project (Mt. Newton North) received approval of the CRD Parks Committee on June 2nd, 2004;
- Butterfield Park – a Spring Tea and Open House is scheduled for June 20th, 2004 from 2:00 pm to 4:00 pm.

5. **Breadner Veterinary Clinic Grand Opening** – Councillor Thompson advised that the Grand Opening of Dr. Breadner's Veterinary Clinic will take place on Saturday, June 12th, 2004.

STAFF MEMORANDA AND REPORTS:

1. Development Variance Permit Application – 8009 Turgoose Terrace

- a) Staff Memorandum dated April 7, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Development Variance Permit Application – 8009 Turgoose Terrace;
- b) Council motion adopted on May 3, 2004 in regards to this application;
- c) Notice sent to adjacent property owners dated May 17, 2004; and
- d) Correspondence received pertaining to this application:
 - B Soper, 8010 Turgoose Terrace;
 - A Garay, 8005 Turgoose Terrace;
 - R Wittman, 8012 Turgoose Terrace.

The Administrator provided a brief overview of the process undertaken to date with respect to the Development Variance Permit Application for 8009 Turgoose Terrace.

The Applicant's Designer, Ms. Tricia McMullen, was in attendance at the meeting and briefly commented on the proposal.

Mayor Habkirk opened the floor for comments from the public with respect to the proposed Development Variance Permit for 8009 Turgoose Terrace. There were none.

770.04

MOVED BY COUNCILLOR GRAHAM

SECONDED BY COUNCILLOR THOMPSON

That Council authorize the issuance of a Development Variance Permit in connection with property located at 8009 Turgoose Terrace to vary:

- *the required setback to the top of the bank from 10 m (32.0 ft.) to 1.1 m (3.5 ft.); and*
- *the required setback to the natural boundary from 10 m (32.0 ft.) to 3.9 m (13.0 ft.).*

CARRIED

OPPOSED: COUNCILLOR KING

2. Development Variance Permit Application – 7789 West Saanich Road (Woodwyn Farm)

- a) Staff Memorandum dated April 20, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Development Variance Permit Application – 7789 West Saanich Road;
- b) Council motion adopted on May 3, 2004 in regards to this application;
- c) Notice sent to adjacent property owners dated May 17, 2004; and
- d) Correspondence received pertaining to this application: None.

The Administrator provided a brief overview of the process undertaken to date with respect to the Development Variance Permit Application for 7789 West Saanich Road.

Mayor Habkirk opened the floor for comments from the public with respect to the proposed Development Variance Permit for 7789 West Saanich Road. There were none.

- 771.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
 That Council authorize the issuance of a Development Variance Permit in connection with the proposed subdivision of property located at 7789 West Saanich Road to vary the Engineering Subdivision requirement to develop the existing road allowance on the west side of West Saanich Road from local rural road standards to a pathway, subject to the applicant providing adequate funding for pathway construction.
 CARRIED UNANIMOUSLY

3. Section 57 (Notice on Title) Reports

- a) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 7082 East Saanich Road – Second and Third Dwelling Units Constructed in Accessory Building.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 7082 East Saanich Road, and responded to questions from members of Council.

During a brief discussion around the table, Staff clarified the intent of a Section 57 Notice on Title.

The property owner, Barry Lee, was in attendance at the meeting and advised Council that he is actively pursuing approval from the Agricultural Land Commission for additional dwellings on his property for farm help purposes.

During a lengthy discussion around the table, Staff clarified the rationale for filing a Notice on Title under Section 57 of the *Community Charter*.

- 772.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR HADDON
 That the Staff Memorandum dated May 10, 2004 entitled "Notice on Title - 7082 East Saanich Road – Second and Third Dwelling Units Constructed in Accessory Building" 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 Lot 3, Section 11, Range 3E, South Saanich District, Plan VIP 61651, PID 023-129-727 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

- 773.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR HADDON
 That should the owner fail to resolve the violations by removing all the additional dwelling units through building permits, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violations.
 CARRIED UNANIMOUSLY

- b) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 1700 Haldon Road – Dwelling Unit Constructed in Accessory Building.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 1700 Haldon Road, and responded to questions from members of Council.

The property owner, Bob Farmer, referred to the District's Secondary Suite Enforcement Policy and indicated that this matter was not complaint driven, and in this regard he questioned the District's enforcement practices.

- 774.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
That the Staff Memorandum dated May 10, 2004 entitled "Notice on Title - 1700 Haldon Road – Dwelling Unit Constructed in Accessory Building" 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 Lot A, Section 2, Range 2E, South Saanich District, Plan VIP 65036, PID 023-729-911 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
- 775.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR GRAHAM
That should the owner fail to resolve the violation by removing the additional dwelling unit through building permits, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violation.
 CARRIED UNANIMOUSLY
- 776.04 ** **DEFEATED** **
 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
That the foregoing motion be amended to indicate that life, health and safety is the primary focus of the proposed Notice on Title on property located at 1700 Haldon Road.
 MOTION DEFEATED
 OPPOSED: MAYOR HABKIRK, COUNCILLORS HADDON, KING, KOROL AND MASON
- c) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 7969 West Saanich Road – Second Dwelling Unit Constructed in Single Family Dwelling and Third Dwelling Unit Constructed in Accessory Building.
- The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 7969 West Saanich Road, and responded to questions from members of Council.
- It was noted that the property owners, Roy Wylie and Lorna Davey, were not in attendance at the meeting to address the issue.
- 777.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR MASON
That the Staff Memorandum dated May 10, 2004 entitled "Notice on Title - 7969 West Saanich Road – Second Dwelling Unit Constructed in Single Family Dwelling and Third Dwelling Unit Constructed in Accessory Building" 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 Lot A, Section 4, Range 2W, South Saanich District, Plan 7403, Except that part which may be described as lying to the southeast of a line or line produced joining points on the southwesterly and northeasterly boundaries of said lot distant 130 feet and 195 feet (said distances being measured along said boundaries), respective from the southwesterly and southeasterly corners of said lot, PID 002-137-089 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
- 778.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR MASON
That should the owner fail to resolve the violations by removing all the additional dwelling units through building permits, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violations.
 CARRIED UNANIMOUSLY

- d) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 1592 Verling Avenue – Dwelling Unit Constructed in Accessory Building.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 1592 Verling Avenue, and responded to questions from members of Council.

It was noted that the property owners, Richard and Lesley Shaw, were not in attendance at the meeting to address the issue.

- 779.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR KOROL

That the Staff Memorandum dated May 10, 2004 entitled “Notice on Title – 1592 Verling Avenue – Dwelling Unit Constructed in Accessory Building” 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 Lot A, Section 15, Range 1E, South Saanich District, Plan VIP 61699, PID 023-272-058 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

- 780.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR KOROL

That should the owner fail to resolve the violation by removing the additional dwelling unit through building permits, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violation.

CARRIED UNANIMOUSLY

Due to a potential conflict of interest on the following item, Councillor Mason took her leave from the meeting at 9:20 pm. Councillor Mason stated that she has a business relationship (through the Brentwood Art Gallery) with the property owner.

- e) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 1820 Stelly’s Cross Road – Dwelling Unit Constructed in Accessory Building.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 1820 Stelly’s Cross Road, and responded to questions from members of Council.

The property owner, Douglas Schuetze, was in attendance at the meeting and referred to the two points of concern raised in the Staff Memorandum, specifically the appearance of the property and the use of an accessory building as a dwelling unit, and advised that these issues are not complaint driven. Mr. Schuetze explained that he and his wife often take in troubled teenagers who need a place to stay, and that the use of this accessory building as an additional dwelling unit provides privacy for both parties while helping the youth that stay on his property. He stated that the dwelling unit in the accessory building does not present any health or life safety issues as the renovations were completed to BC Building Code standards. Mr. Schuetze asked that Council give favourable consideration to allowing him to continue utilizing the accessory building as a dwelling unit.

- 781.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM

That the Staff Memorandum dated May 10, 2004 entitled “Notice on Title – 1820 Stelly’s Cross Road – Dwelling Unit Constructed in Accessory Building” 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 Lot A, Section 9, Range 2E, South Saanich District, Plan VIP 64692, PID 023-654-589 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

782.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
That the Chair of the Planning & Development Committee and the appropriate Municipal Staff be requested to meet with the property owner to discuss the various concerns raised at the Meeting and an appropriate course of action to resolve any outstanding issues.
 CARRIED UNANIMOUSLY

- f) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 6356 Central Saanich Road – Accessory Building Converted to Dwelling Unit Without Permits.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 6356 Central Saanich Road, and responded to questions from members of Council.

The Director of Planning & Building Services advised that the District is in receipt of correspondence dated June 2nd, 2004 from the Agricultural Land Commission which confirms its objection to the continued use of an accessory building on property located at 6356 Central Saanich Road for farm help purposes.

The property owners, Mark and Marija Kardum, were in attendance at the meeting. Mr. Kardum introduced his representative, Mr. John Romashenko, who advised that the Kardum's are prepared to hire a structural engineer to certify the safety of the accessory building, and stated that in his opinion Section 57 Notices are very restrictive and may be problematic for property owners who are trying to sell and/or refinance their properties.

783.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR GRAHAM
That the Staff Memorandum dated May 10, 2004 entitled "Notice on Title – 6356 Central Saanich Road – Accessory Building Converted to Dwelling Unit Without Permits" 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 the South 4 Chains of the East 25 Chains of Section 16, Range 3E, South Saanich District, PID 001-463-713 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

784.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR GRAHAM
That should the owner fail to resolve the violation by removing the additional dwelling unit through building permits, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violation.
 CARRIED UNANIMOUSLY

- g) Staff Memorandum dated May 10, 2004 from Roy Thomassen, Chief Building Inspector Re: Notice on Title - 2660 Island View Road – Multiple Additional Dwelling Units.

The Chief Building Inspector, Mr. Roy Thomassen, gave a comprehensive overview of the Staff Memorandum pertaining to the proposed Notice on Title for property located at 2660 Island View Road, and responded to questions from members of Council.

The property owner, Kong Yee, was in attendance at the meeting and gave a lengthy description of the various activities that took place on his property, including the use of five additional dwelling units for his farm-help tenants.

785.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KOROL
 That the Staff Memorandum dated May 10, 2004 entitled "Notice on Title – 2660 Island View Road – Multiple Additional Dwelling Units" 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 Lot 1, Section 11, Range 5E, South Saanich District, Plan 16348, PID 004-081-595 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

786.04 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KOROL
 That should the owner fail to comply with the Land Use Bylaw and Building Bylaw of the District of Central Saanich by removing all additional dwellings through building permits, other than the permitted single family dwelling and engages the services of a registered professional to certify the north and south additions through building permits meet the minimum standards of the BC Building Code, then at a future Council Meeting, Council consider imposing a remedial action order on the owner to resolve the violations.
 CARRIED UNANIMOUSLY

4. Temporary Commercial Use Permit Application, Said Investments Ltd., Twin Totem Farm – Homathko Road

- a) Staff Memorandum dated June 1, 2004 from Hope V. Burns, Director of Planning & Building Services Re: Temporary Commercial Use Permit Application, Said Investments Ltd., Twin Totem Farm – Homathko Road.

The Director of Planning & Building Services gave a comprehensive overview of the Staff Memorandum pertaining to the Temporary Commercial Use Permit Application for Twin Totem Farm on Homathko Road, and responded to questions from members of Council.

Mrs. Virginia Mosvold, Twin Totem Farm, was in attendance at the meeting and offered brief comments in regards to the various conditions of the proposed application as noted in the Staff Memorandum.

787.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 That the Staff Memorandum dated June 1, 2004 entitled "Temporary Commercial Use Permit Application, Said Investments Ltd., Twin Totem Farm – Homathko Road" be received, and:

1. *Council give notice that it proposes to pass a resolution on June 28, 2004 allowing a Temporary Commercial Use Permit to be issued until October 15, 2006, for seasonal operation of the Twin Totem campground on the west side of Homathko Road; and*
2. *the following conditions be incorporated into the Temporary Commercial Use Permit:*
 - *number of campsites limited to a maximum of 42 and to be occupied by tents or tent trailers only with no self-sufficient Recreational Vehicles to be accommodated on the west side of Homathko Road;*
 - *seasonal use of the campsite from May 15th to October 15th of each calendar year;*
 - *adequate water storage for fire fighting purposes to be provided to the satisfaction of the Fire Chief of Central Saanich on the subject site;*
 - *provision of potable water to be approved by the VIHA and recertified potable as required;*
 - *no permanent washroom facilities to be constructed with only portable toilets and showers may be provided on site;*

- *landscaping and appropriate screening to be installed as shown on the landscape plans prepared by Michael Bocking, received August 20, 2003 and as outlined in Mr. Bocking's letter of March, 2004 and attached to the TCUP;*
- *a landscape deposit in the amount of 125% of the estimated costs of all landscaping shown on the plan (proposed between 2004 to 2006) to be submitted before occupancy of any of the campsites;*
- *this TCUP is valid until October 15th, 2006 and then may be renewed for an additional two years upon application and review by District Council.*

BEFORE THE QUESTION WAS CALLED, it was

788.04

MOVED BY COUNCILLOR
SECONDED BY COUNCILLOR

That the foregoing motion be amended by adding the following additional condition:

- *no further installations or expansion of the existing infrastructure (electricity, water) on the west side of Homathko Road, and the electrical service be provided to the existing six campsites only.*

THE QUESTION WAS CALLED ON THE AMENDING MOTION.
CARRIED UNANIMOUSLY

THE QUESTION WAS CALLED ON THE MAIN MOTION, AS AMENDED.
CARRIED UNANIMOUSLY

Amended by Resolution No. 815.04 from the Minutes of the Regular Council Meeting held June 21, 2004 to indicate that Councillors Haddon and Graham were the Mover and Seconder respectively.

5. Amendments to Ticket Information Utilization Bylaw to Include Penalties for Violations of Wharf Regulation Bylaw and Model Aircraft Regulation Bylaw

- a) Staff Memorandum dated May 17, 2004 from Ken Neurauter, Bylaw Enforcement Officer Re: Amendments to Ticket Information Utilization Bylaw No. 1178, 1995 to Include Penalties for Violations of Wharf Regulation Bylaw No. 1484 and Model Aircraft Regulation Bylaw No. 1480, 2003.

The Director of Planning & Building Services gave an overview of the Staff Memorandum in regards to the proposed amendments to the Ticket Information Utilization Bylaw, and responded to questions from members of Council.

789.04

MOVED BY COUNCILLOR THOMPSON
SECONDED BY COUNCILLOR MASON

That the Staff Memorandum dated May 17, 2004 entitled "Amendments to Ticket Information Utilization Bylaw No. 1178, 1995 to Include Penalties for Violations of Wharf Regulation Bylaw No. 1484 and Model Aircraft Regulation Bylaw No. 1480, 2003" be received, and "Central Saanich Ticket Information Utilization Bylaw Amendment Bylaw No. 1498, 2004" be forwarded to the Bylaws section of this evening's agenda for consideration of the necessary readings.

CARRIED UNANIMOUSLY

BYLAWS:

1. **"Central Saanich Ticket Information Utilization Bylaw Amendment Bylaw No. 1498, 2004"** [To Include Penalties for Violations of Wharf Regulation Bylaw No. 1484 and Model Aircraft Regulation Bylaw No. 1480]

790.04

MOVED BY COUNCILLOR GRAHAM
SECONDED BY COUNCILLOR KING

That Bylaw No. 1498, cited as "Central Saanich Ticket Information Utilization Bylaw Amendment Bylaw No. 1498, 2004" be authorized to receive three readings at the same meeting.

CARRIED UNANIMOUSLY

- 791.04 **** DEFEATED ****
 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR KING
 That Item No. 8 on Schedule 16 of Bylaw No. 1498 be amended by increasing the fine amount to \$400.
 MOTION DEFEATED
 OPPOSED: MAYOR HABKIRK, COUNCILLORS HADDON, KOROL, MASON AND THOMPSON
- 792.04 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR KING
 That Bylaw No. 1498, cited as "Central Saanich Ticket Information Utilization Bylaw Amendment Bylaw No. 1498, 2004" be given first reading.
 CARRIED UNANIMOUSLY
- 793.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That Bylaw No. 1498 be given second reading.
 CARRIED UNANIMOUSLY
- 794.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That Bylaw No. 1498 be given third reading.
 CARRIED UNANIMOUSLY

UNFINISHED BUSINESS: None.

NEW BUSINESS/OTHER COMPETENT BUSINESS:

1. **Councillor Mason Re: Change in Signage Colour at Mid-Block Crosswalk in the 7100 Block of West Saanich Road**

Councillor Mason gave a brief overview of the proposed colour change to the signage at the mid-block crosswalk in the 7100 Block of West Saanich Road.

The Municipal Engineer, Mr. Nirmal Bhattacharya, advised that the proposed colour of the signage does not conform to the Manual of Uniform Traffic Control Devices for Canada, and recommended that no further action be taken on this matter at this time.

- 795.04 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR GRAHAM
 That the verbal status report from Councillor Mason on this issue be received, and given the concerns expressed by ICBC and the fact that the colour of the proposed amended signage would not conform to the Manual of Uniform Traffic Control Devices for Canada, no further action be taken on this matter at this time, and Councillor Mason be requested to liaise further with Mr. Doug Strong of Seafirst Insurance Services in this regard.
 CARRIED UNANIMOUSLY

2. **Draft Calendar of Meetings (June and July 2004)**

Staff was requested to amend the Calendar of Meetings for June 2004 to incorporate the June 11th Brentwood Revitalization Implementation Committee Meeting, the June 28th Special (Open) Council Meeting and the cancellation of the June 10th Heritage Commission Meeting.

The Draft Calendars of Meetings for June and July 2004 were received for information without a motion.

CORRESPONDENCE (Receive for General Information):

1. **Copy of Correspondence from District of Port Edward to MLA Bill Belsey Re: Privatization of Medical Service Plan Records Administration** – Copy of Correspondence dated May 6, 2004 from Mayor Ed Wampler, District of Port Edward to MLA Bill Belsey Re: Privatization of Medical Service Plan Records Administration;
2. **Association of BC Forest Professionals Re: 2005 Forest Capital of BC** – Correspondence dated May 7, 2004 from Sandra Sauer, Association of BC Forest Professionals Re: 2005 Forest Capital of BC;

3. Correspondence from the Union of BC Municipalities:

- a) Memorandum dated May 11, 2004 Re: Municipal Pension Plan;
- b) Member Release dated May 17, 2004 Re: Executive Meeting Highlights from May 7th, 2004 Meeting;
- c) Member Release dated May 17, 2004 Re: Executive Meeting Highlights from May 7th, 2004 Meeting;
- d) In the House dated May 20, 2004 Re: New Legislation - Bills of Particular Interest to Local Government;
- e) Memorandum dated May 21, 2004 Re: 2004 Resolutions Deadline – June 30, 2004;
- f) Memorandum dated May 18, 2004 Re: Candidates for New Bylaw Adjudication;

796.04

MOVED BY COUNCILLOR GRAHAM
SECONDED BY COUNCILLOR MASON

That the correspondence be received and the attached survey be completed, with the UBCM to be advised that the District would be moderately interested in participating in the establishment of a Local Bylaw Court for the Saanich Peninsula area dependent upon the nature of the Bylaw disputes which would be adjudicated.

CARRIED UNANIMOUSLY

- g) Memorandum dated May 17, 2004 Re: Riparian Area Model – New Regulatory Framework;
- h) Provincial Response to 2003 Resolution “Blanket Speed Zones”;

4. Wilderness Committee Re: “Mining our Parks – Can You Dig It?” Publication – Correspondence dated May 26, 2004 from Joe Foy, Campaign Director - Wilderness Committee Re: “Mining our Parks – Can You Dig It?” Publication;

5. Canadian Taxpayers Federation Re: Fuel Tax Revenues – Correspondence dated May 20, 2004 from John Williamson, Federal Director – Canadian Taxpayers Federation Re: Fuel Tax Revenues;

6. Minister of Public Safety and Solicitor General Re: Update on Policy Changes to Liquor Retail Sales – Correspondence dated May 14, 2004 from The Honourable Rich Coleman, Minister of Public Safety and Solicitor General Re: Update on Policy Changes to Liquor Retail Sales;

7. Correspondence from City of Burnaby:

- a) Correspondence dated May 18, 2004 from Acting Mayor Councillor Nick Volkow Re: Revisions to Streamside Protection Regulation;
- b) Correspondence dated May 11, 2004 from Mayor Derek R. Corrigan Re: Privatization of Medical Service Plan Records Administration;

The correspondence dated May 28, 2004 from Stephen N. Moyse, 7227 Norman Lane Re: Privatization of Medical Service Plan Records Administration was considered at this time.

797.04

**** DEFEATED ****

MOVED BY COUNCILLOR KING
SECONDED BY COUNCILLOR HADDON

That the Provincial Government be requested to abandon the execution of a contract with Maximum Inc. until certainty over the privacy of the Medical Services Plan and PharmaCare personal information is obtained.

MOTION DEFEATED

OPPOSED: MAYOR HABKIRK, COUNCILLORS GRAHAM, KOROL, MASON
AND THOMPSON

8. Ministry of Public Safety and Solicitor General, Police Services Division Re: Orders of the Lieutenant Governor in Council – Reappointment of Bruce Underwood and Appointment of Cathie Ounsted and John Currie to Central Saanich Police Board – Correspondence dated May 17, 2004 from Bob Cole, Police Services Division – Ministry of Public Safety and Solicitor General Re: Orders of the Lieutenant Governor in Council – Reappointment of Bruce Underwood and Appointment of Cathie Ounsted and John Currie to Central Saanich Police Board;

9. Copy of Correspondence from R Campbell to MFA Chair and Directors Re: City of Quesnel Municipal Hall – Copy of email correspondence from Ronald Campbell to MFA Chair and Directors Re: City of Quesnel Municipal Hall;

10. **Ministry of Sustainable Resource Management Re: Implementation of New Process for Free Crown Grants and Nominal Rent Tenures** – Correspondence dated May 18, 2004 from The Honourable George Abbott, Minister of Sustainable Resource Management Re: Implementation of New Process for Free Crown Grants and Nominal Rent Tenures;
 11. **Attorney General and Minister Responsible for Treaty Negotiations Re: Civil Liability Law Review** – Correspondence dated May 20, 2004 from The Honourable Geoff Plant, Attorney General and Minister Responsible for Treaty Negotiations Re: Civil Liability Law Review;
 12. **2004 Islands Farm Field Day and Tour – June 10, 2004** – Invitation from BC Ministry of Agriculture, Food and Fisheries Re: 2004 Islands Farm Field Day and Tour on June 10, 2004;
 13. **Copy of Correspondence from District of North Vancouver to Minister of Health Services Re: Royal Commission on the Future of Healthcare in Canada** – Copy of Correspondence from Agnes Hilsen, Municipal Clerk – District of North Vancouver to Minister of Health Services Re: Royal Commission on the Future of Healthcare in Canada;
 14. **J Campbell Re: BC Hydro Issues** – Correspondence dated May 22, 2004 from James Campbell, 2484 Shoreacres Road Re: BC Hydro Issues;
 15. **Correspondence Pertaining to Proposed Closure of Crystal Gardens:**
 - a) Email correspondence dated May 31, 2004 from Moana Kutsche;
 - b) Copy of email correspondence dated May 31, 2004 from Bill Wellburn, Chair – Provincial Capital Commission;
 - c) Email correspondence dated May 31, 2004 from Marc Draper;
 - d) Correspondence dated May 26, 2004 from Mayor Jody Twa, City of Colwood;
 16. **Correspondence from City of Coquitlam:**
 - a) Correspondence dated May 19, 2004 from Melissa Linteris Re: Welfare Legislation;
 - b) Correspondence dated May 21, 2004 from Melissa Linter Re: Legal Challenge to Bill 75;
 17. **Rural Communities Summit, Rossland, June 24 - 26, 2004** – Information on the Rural Communities Summit in Rossland, BC from June 24 to 26, 2004;
 18. **Peninsula Recreation Commission** – Minutes of the Commission Meeting held on April 22, 2004;
 19. **Greater Victoria Public Library Board** – Minutes of the Board Meeting held on April 27, 2004;
 20. **Regional Water Supply Commission** – Minutes of the Commission Meeting held on May 19, 2004;
 21. **Capital Regional District (CRD) Board** – Minutes of the (CRD) Board and Hospital Board Meetings held on May 12 and 26, 2004;
- 798.04 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR HADDON
 That the above Item Nos. 1 to 21 be received for information and the contents noted.
 CARRIED UNANIMOUSLY

ADJOURNMENT:

On motion, the Regular Council Meeting held on June 7, 2004 adjourned at 10:23 pm.

Allison Habkirk
Mayor

Trish Flanders
Municipal Clerk

Recorded by: Trish Flanders
Municipal Clerk