

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **REGULAR COUNCIL** Meeting
Monday, October 3, 2005 at 7:00 p.m.
Central Saanich Municipal Council Chamber

PRESENT: Mayor Allison Habkirk
Councillors Graham, Haddon, King, Korol, Mason and Thompson
Ed Sykora, Director of Financial Services
Trish Flanders, Municipal Clerk
Hope V. Burns, Director of Planning & Building Services
Nirmal Bhattacharya, Municipal Engineer
Ruby Shea, Recording Secretary

APPROVAL OF THE AGENDA:

The Director of Financial Services, Mr. Ed Sykora, noted the addition to the agenda of the following late items:

- Correspondence from Capital Regional District Re: Traffic Counts Program, to be included with Item 3 under Section 3 – Business Arising from the Minutes;
- Correspondence from Brett and Joy Jones Re: Proposed Development of 7250 West Saanich Road, to be included with Item 1 under Section 7 – Correspondence (Action Required or Recommended);
- Memorandum from Councillor King Re: Attention at UBCM Convention, to be included under Section 8 – Reports of Committees;
- Correspondence from Town of Sidney Re: Panorama Recreation Centre – Proposed Referendum for Facility Upgrade Project, to be included with Item 2 under Section 8 – Reports of Committees;
- Correspondence from Margaret and Richard Swinburne Re: Soil Deposit Application – 8449 Alec Road, to be included with Item 1 under Section 9 – Staff Memoranda and Reports;
- Revised/Updated Calendar of Meetings for October 2005, as Item 1 under Section 12 – New Business/Other Competent Business;

1144.05 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
 That the Agenda for the Regular Council Meeting held on October 3, 2005 be approved as amended.
 CARRIED UNANIMOUSLY

ADOPTION OF THE MINUTES:

Minutes of the Regular Council Meeting held on September 19, 2005

MOVED BY COUNCILLOR GRAHAM
SECONDED BY COUNCILLOR MASON
That the Minutes of the Regular Council Meeting held on September 19, 2005 be approved as circulated.

BEFORE THE QUESTION WAS CALLED, Councillor King requested that the Minutes of this Meeting be amended to reflect that he voted in favour of Resolution No. 1138.05.

Councillor Thompson referred to Resolution No. 1130.05 pertaining to the Water Main Extension Application for 1130 Benvenuto Avenue and advised of his recollection that this particular motion had been defeated, and further that due to Councillor Haddon's absence at the September 19th Meeting a motion to approve the water main extension request was deferred to this evening's Meeting.

1145.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR HADDON
 That consideration of the approval of the Minutes of the Regular Council Meeting held on September 19, 2005 be deferred to the next Regular Council Meeting, pending Councillor Thompson's discussion and clarification of Resolution No. 1130.05 with the Administrator.
 CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES:

1. Resolution No. 1108.05 Re: Oldfield Orchards – Application for Additional Dwelling Units for Seasonal Farm Help (Requested Clarification from Agricultural Land Commission)

- a) Copy of Correspondence dated September 6, 2005 from Erik Karlsen, Chair - Agricultural Land Commission to Oldfield Orchards Re: Application for Additional Dwelling Units for Seasonal Farm Help (previously received at the September 19th, 2005 Regular Council Meeting); and
- b) Motion adopted at the September 19th, 2005 Regular Council Meeting Pertaining to this Issue.

The Director of Planning & Building Services, Ms. Hope V. Burns, referred to the Council Resolution from the September 19th, 2005 Regular Council Meeting which requested clarification from the ALC in regards to the dwellings on the Oldfield Orchards property, and confirmed that a response from the ALC has not yet been received by the District.

1146.05 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR MASON

That consideration of this matter be deferred until such time as a response from the Agricultural Land Commission has been received in regards to the District's request for clarification pertaining to permanent and temporary dwellings on the subject property, as noted in Council Resolution No. 1108.05.
CARRIED UNANIMOUSLY

2. Resolution No. 1130.05 Re: Water Main Extension Request – 1130 Benvenuto Avenue (Postponement Until this Evening's Meeting of Consideration of Committee Recommendation to Deny Application)

- a) Staff Memoranda dated August 3rd and August 29th, 2005 entitled "Water Main Extensions in the District" (previously received at the August 15th, 2005 Special (Open) Council Meeting and the September 12th, 2005 Water & Waste Management Committee Meeting respectively);
- b) Site Context Map Related to Water Main Extension Request for 1130 Benvenuto Avenue (previously received at the September 19th, 2005 Regular Council Meeting);
- c) Motions Adopted at the September 19th, 2005 Regular Council Meeting Pertaining to the Issue of "Water Main Extensions in the District".

A brief discussion took place around the table in the matter of Resolution No. 1130.05 regarding the water main extension request for 1130 Benvenuto Avenue.

1147.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM

That the water main extension request to service the property located at 1130 Benvenuto Avenue (Coleman and Henshaw) be approved.
CARRIED
OPPOSED: COUNCILLORS HADDON, KING AND KOROL

3. Capital Regional District (CRD) Re: CRD Regional Traffic Count Program for 2005 (Requested Clarification on Proposed Traffic Count Locations)

- a) Correspondence dated September 8, 2005 from the CRD (previously received at the September 19th, 2005 Regular Council Meeting); and
- b) Correspondence dated September 30, 2005 from the CRD Re: CRD Traffic Counts Program in the District of Central Saanich.

The Municipal Engineer, Mr. Nirmal Bhattacharya gave a brief overview of the recent correspondence from the CRD and responded to various questions from members of Council.

1148.05 MOVED BY COUNCILLOR KOROL
 SECONDED BY COUNCILLOR MASON

That the correspondence be received for information and the contents noted.
CARRIED UNANIMOUSLY

4. Ireland Farms Re: Subdivision Application for Lots 13 and 14, Block 4, Sections 11 and 12, Range 2 East, south Saanich District, Plan 1607 (Meadowbank Road)

Councillor Haddon requested that the correspondence from Dan and Jean Ireland of Ireland Farms pertaining to their Subdivision Application be forwarded from Section 13 – Correspondence (Receive for General Information) to Section 7 – Correspondence (Action Required or Recommended).

- 1149.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
 That the correspondence pertaining to the Subdivision Application for Ireland Farms, Section 13 – Correspondence (Receive for General Information) be forwarded to Section 7 – Correspondence (Action Required or Recommended), as Item No. 10.
 CARRIED
 OPPOSED: MAYOR HABKIRK, COUNCILLORS GRAHAM AND KOROL

RISE & REPORT: None.

PUBLIC INQUIRIES AND ANSWERS THERETO:

1. Christine Jaroch, 7068 East Saanich Road, commented on the absence of a water park/wading pool facility in Centennial Park and questioned if funding was available for the development of such a facility in the near future. Mayor Habkirk noted that the wading pool in Centennial Park was closed down a few years ago due to the Chief Medical Health Officer's public health concerns and risks associated with these types of facilities. Mayor Habkirk further noted that a water park facility will be considered during the Centennial Park Master Planning process.

PRESENTATIONS/PETITIONS AND DELEGATIONS: None.

CORRESPONDENCE (Action Required or Recommended):

1. Correspondence Pertaining to Proposed Development of 7250 West Saanich Road

- a) Correspondence dated September 9, 2005 from Audrey Glynn, 1130 Holly Park Road; and
- b) Correspondence dated October 2, 2005 from Brett and Joy Jones, 1136 Holly Park Road.

Ms. Audrey Glynn, 1130 Holly Park Road, was in attendance at the meeting and briefly addressed her concerns with respect to the traffic and pedestrian safety issues that currently exist on Holly Park Road, and her added concerns if access to the proposed development of 7250 West Saanich Road is obtained from Holly Park Road.

It was noted that Brett and Joy Jones were not in attendance at the Meeting to address the correspondence.

Ms. Burns indicated that a Traffic Impact Study, which was commissioned by the Applicant, was forwarded to the Ministry of Transportation for review and comment, but that a response from the Ministry has not yet been received.

- 1150.05 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR THOMPSON
 That the correspondence be received, and copies be forwarded to the Ministry of Transportation with it to be noted that Council shares the concerns expressed in the letters regarding access to the proposed development, and requesting that the Ministry reconsider its position in regards to access to the development from West Saanich Road, and further that copies of the District's correspondence and attached letters be forwarded to the Developer.
 CARRIED UNANIMOUSLY

2. Correspondence Pertaining to Proposed Panorama Recreation Centre Facility Upgrading Project

- a) Ken and Marie Gill, 2244 Cooperidge Drive, September 11, 2005;
- b) Sara Mackay, 1283 Marchant Road, September 11, 2005;
- c) Sue Paltiel, 1836 Pastel Crescent, September 11, 2005; and
- d) Jason Paltiel, 1836 Pastel Crescent, September 19, 2005.

Mr. Ken Gill, 2244 Cooperidge Drive, read a prepared summary which noted the positive role that the Panorama Recreation Centre plays in the development of the Central Saanich community and its citizens. Mr. Gill advised that he is an Executive member of the Saanich Peninsula Piranhas' Summer Swim Club, and stated that the proposed improvements and expansion of the pool facilities would greatly reduce conflicting pool schedules and enable the Club to hold competition swim meets at the facility. He encouraged Council to look favourably at the proposed pool expansion project.

Mrs. Sue Paltiel, 1836 Pastel Crescent, advised that her three children actively use the Panorama Recreation Centre, and encouraged the proposed expansion to the pool facilities.

It was noted that the remaining letter writers, Ms. Sara Mackay and Mr. Jason Paltiel, were not in attendance at the meeting to address their correspondence.

1151.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That the correspondence be received for information and the contents noted.
 CARRIED UNANIMOUSLY

3. S Garner Re: Ban on Fireworks

- a) Email correspondence dated September 15, 2005 from Steven Garner, 7923 Pelter Place Re: Ban on Fireworks.

Mr. Steven Garner, 7923 Pelter Place, was in attendance at the meeting and briefly addressed his correspondence, noting that the District of Saanich is considering implementing a Bylaw similar to the proposal to ban the sale and distribution of fireworks which is currently under consideration in the West Shore communities. Mr. Garner advised that he is not necessarily opposed to fireworks, but suggested that public safety would be greatly improved if the sale and distribution of fireworks were restricted to legitimate community organizations.

1152.05 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR HADDON
 That the correspondence be received, and copies be forwarded to both the Central Saanich Police Service and Fire Department for review and comment.

BEFORE THE QUESTION WAS CALLED, it was

1153.05 AMENDMENT
 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KING
 That the foregoing motion be amended to include the following words “, and this matter be brought forward to a future Committee Meeting for further consideration and discussion.”

THE QUESTION WAS CALLED ON THE AMENDING MOTION
THE AMENDING MOTION CARRIED UNANIMOUSLY

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

Due to a potential conflict of interest on the following item, Councillor Graham took his leave from the meeting at 7:34 pm. Councillor Graham stated that a member of his family has a business interest with Island View Golf Centre.

4. Correspondence Pertaining to Island View Golf Centre

- a) Wendy and Ken Fox, 7117 Central Saanich Road, September 15, 2005;
- b) Sean McNulty, Island View Golf Centre, 7081 Central Saanich Road, September 16, 2005;
- c) Petition (175 Signatories), September 17, 2005.

Mrs. Wendy Fox, 7117 Central Saanich Road, was in attendance at the meeting and addressed the contents of her letter, and noted that the noise from the Gator machinery has since stopped.

Mr. Sean McNulty, General Manager from Island View Golf Centre, advised Council that he has requested his staff to stop operations at 9:00 pm, and invited Council and Municipal Staff to visit the site "after hours".

Councillor Thompson referred to Section 3(c) of the Noise Bylaw which states that there is to be no noise after 9:00 pm.

Mrs. Fox responded to the parking issues raised in the correspondence from Mr. Sean McNulty, stating that she does not believe that farm patrons are parking at the driving range. She further noted that the Agricultural Land Commission had instructed Island View Golf Centre that left-handed golfers were prohibited from using the top tier, and woods were to be avoided, but that these activities have continued notwithstanding. Mrs. Fox advised Council that she and her family have collected a total of 10,637 golf balls from their property.

- 1154.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
 That the correspondence be received and forwarded to the Minister of Agriculture and Lands and to the NDP Opposition Critic for Agriculture and Lands for information.
 CARRIED UNANIMOUSLY

Mrs. Fox stated Council that four to five acres of her property have not been farmed for the past year because of the excessive number of golf balls from the driving range that land on her farmland. She further stated that she and her husband have requested a meeting with Staff from the Agricultural Land Commission to discuss their concerns, but that a response to their request has never been received.

At this time, Mr. and Mrs. Fox of Silver Rill Farm delivered to the Council Chamber 10,637 golf balls which have been collected from their farmland during the past year.

- 1155.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR KING
 That a letter be sent to the Minister of Agriculture and Lands encouraging the Agricultural Land Commission to meet directly with the owners of Silver Rill Farm to discuss the detrimental impact that the Island View Golf Centre has had on their farming operations.
 CARRIED UNANIMOUSLY

- 1156.06 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR MASON
 That the errant golf balls from the Island View Golf Centre which have been collected on the adjacent Silver Rill Farm during the past year be delivered to the Agricultural Land Commission.

BEFORE THE QUESTION WAS CALLED, it was

- 1157.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
 That the foregoing motion be tabled.
 CARRIED UNANIMOUSLY

A lengthy discussion took place with respect to the proposed delivery of the golf balls to the Agricultural Land Commission.

1158.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
That the foregoing motion be lifted from the table.
 CARRIED UNANIMOUSLY

1159.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR MASON
That the above-noted motion pertaining to the delivery of errant golf balls to the Agricultural Land Commission be deferred to the next Regular Council Meeting for further consideration at that time.
 CARRIED UNANIMOUSLY

Mr. Craig McNulty, Owner of Island View Golf Centre, stated that the errant golf balls which have been retrieved from the Silver Rill Farm property still belong to the driving range, and requested that they be returned promptly. Mr. McNulty further stated that he is waiting for direction from the Agricultural Land Commission before he takes any further action.

Mr. Tom Michell, 2598 Island View Road, submitted to the Municipal Clerk an additional petition with 44 signatories, and stated that over a three to four month period this year he collected approximately 5,000 errant golf balls from his property. He further stated that the hay crop was wasted as he could not cut the grass with the golf balls in the fields, and that he is waiting for the ALC to resolve this unfortunate issue.

A discussion ensued regarding light pollution, during which time Councillor Thompson noted a Bylaw excerpt from the Town of Cochrane, Alberta as it pertains to illumination of outdoor recreational facilities.

1160.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
That in regards to lighting requirements for outdoor recreational facilities, Staff be requested to provide a report on the possible options available to regulate outdoor illumination for these types of facilities.
 CARRIED UNANIMOUSLY

1161.05 MOVED BY COUNCILLOR KING
 SECONDED BY COUNCILLOR HADDON
That this matter be referred to the District's file on outdoor light pollution.
 CARRIED UNANIMOUSLY

1162.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
That the Petition pertaining to the light pollution emanating from the Island View Golf Centre be forwarded to the Minister of Agriculture and Lands and the NDP Opposition Critic.

BEFORE THE QUESTION WAS CALLED, it was

1163.05 AMENDMENT
 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR HADDON
That the foregoing motion be amended to include the following words “, the Agricultural Land Commission and the Ministry of Transportation for information.”

THE QUESTION WAS CALLED ON THE AMENDING MOTION
THE AMENDING MOTION CARRIED UNANIMOUSLY

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

Councillor Graham returned to the meeting at 8:03 pm.

5. A & G Baird Re: Property Located at 7499 Tomlinson Road

- a) Correspondence dated September 20, 2005 from Ann and Gord Baird, #33 – 1311 Hillside Avenue Re: Property Located at 7499 Tomlinson Road.

Mr. Gord Baird, #33 – 1311 Hillside Avenue, briefly reviewed the contents of his correspondence and noted that he has had no response from Staff regarding his request for information on the property located at 7499 Tomlinson Road.

Mayor Habkirk confirmed that a response from the Agricultural Land Commission has not yet been received, and encouraged Mr. Baird to remain in contact with Municipal Staff in this regard.

1164.05 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR THOMPSON
 That the correspondence be received for information and the contents noted.
 CARRIED UNANIMOUSLY

6. F Witthoeft Re: Secondary Suites

- a) Email correspondence dated September 23, 2005 from Frank Witthoeft, 2361 Tanner Road Re: Secondary Suites.

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

1165.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That the correspondence be received for information and the contents noted.
 CARRIED UNANIMOUSLY

7. Peninsula Streams Re: Informational Materials on Keating Industrial Park Water Quality Stewardship Initiative

- a) Correspondence dated September 26, 2006 from Mary Steel, Peninsula Streams Re: Informational Materials on Keating Industrial Park Water Quality Stewardship Initiative.

Mr. Ian Bruce, the Executive Coordinator for Peninsula Streams, gave an information overview of the draft correspondence and brochure which is proposed to be distributed to the businesses in the Keating Industrial Park, and questioned the possibility of incorporating the District's municipal crest in the brochure.

1166.05 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR GRAHAM
 That the correspondence and informational materials be received, and Staff be requested to review the accuracy of the technical content of the proposed draft letter and informational brochure as prepared by Peninsula Streams prior to the distribution of these materials to the various businesses in the Keating Industrial Park, and further that Peninsula Streams be authorized to incorporate the District's municipal crest in the brochure where deemed appropriate by Staff.
 CARRIED UNANIMOUSLY

Due to a potential conflict of interest on the following item, Councillor Thompson took his leave from the meeting at 8:21 pm. Councillor Thompson stated that he has a business contract with the BC Agri-Tourism Alliance, which provided partial funding for the Agri-Tourism Task Force Report.

8. Saanichton Christmas Tree and Ostrich Farm Re: Agri-tourism Accommodation and Activities Policies

- a) Correspondence dated September 27, 2005 from Mike and Joan Fleming, Saanich Christmas Tree and Ostrich Farm, 8231 East Saanich Road Re: Agri-tourism Accommodation and Activities Policies.

Ms. Joan Fleming, 8231 East Saanich Road, was in attendance at the meeting and addressed the contents of her letter. Ms. Fleming asked Council why this matter has not been dealt with, and expressed her disappointment with the fact that the Agri-

tourism issue has not been given a high priority by Council. She suggested that the Recommendations, Policies and Regulations pertaining to Agri-tourism Accommodations be kept simple and easy to follow, and asked that Council re-prioritize this item and move forward in a more timely manner.

- 1167.05 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR KING
 That the correspondence be received, and Staff be requested to prepare a brief report on the current status of the Agri-tourism Accommodation issue for consideration and discussion at the Committee Meeting to be held on October 24, 2005.
 CARRIED UNANIMOUSLY

Councillor Thompson returned to the meeting at 8:35 pm.

9. A Bryson Re: Community Garden Proposal

- a) Correspondence dated September 27, 2005 from Alastair Bryson, 1239 Mt. Newton Cross Road Re: Community Garden Proposal.

Dr. Alastair Bryson, 1239 Mt. Newton Cross Road, advised that the local Community Garden Group has identified Newman Farm Park as a potential location for a Community Garden in the District, and requested the opportunity to participate in the future Management Planning process for Newman Farm Park.

- 1168.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR KING
 That the correspondence be received, and a copy be forwarded to the appropriate file for consideration during the Newman Farm Park Management Plan process.
 CARRIED UNANIMOUSLY

10. Ireland Farms Re: Subdivision Application for Lots 13 and 14, Block 4, Sections 11 and 12, Range 2 East, South Saanich District, Plan 1607 (Meadowbank Road)

- a) Correspondence dated September 6, 2005 from Dan and Jean Ireland of Ireland Farms, 1910 Meadowbank Road, September 6, 2005; and Correspondence dated September 13, 2005 from Robert D. Glazier, 1917 Highfield Road.

Ms. Hope V. Burns, the Director of Planning & Building Services, confirmed that the Preliminary Layout Assessment (PLA) for this Subdivision Application has now expired.

Due to a potential conflict of interest, the Director of Planning & Building Services, Ms. Hope V. Burns, took her leave from the meeting at 8:37 pm.

Mr. Dan Ireland, 1910 Meadowbank Road, addressed the contents of his correspondence, noting that he originally applied for lot realignment on two of his properties to make the most efficient agricultural use of his land. He expressed concern that his "boundary adjustment" application was categorized as a formal Subdivision Application, and that the proposed access to one of the properties can only be obtained through a registered easement as panhandle lots are not supported by the District's Approving Officer. He expressed further concern with the PLA requirement that a Restrictive Covenant be placed on the title of the property to prohibit the deposit of any soil without the prior written consent of the District. In closing, Mr. Ireland requested that Council amend the PLA to remove the condition to have a Restrictive Covenant on the title to prohibit soil depositing, and to remove the requirement for a Registered Easement to provide access to the properties.

A lengthy discussion ensued.

- 1169.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That in consideration of the general public interest, Council indicate its support in principle for any decisions made by the Approving Officer which would support farm production and succession planning for the agricultural community in Central Saanich.
 CARRIED UNANIMOUSLY

- 1170.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 *That the Approving Officer be encouraged to review current subdivision policies
 that may impact agricultural activities.*
 CARRIED UNANIMOUSLY

The Director of Planning & Building Services returned to the meeting at 8:51 pm.

REPORTS OF COMMITTEES:

Standing Committees: None.

Advisory Committees: None.

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

1. **Capital Regional District (CRD)** – None.

2. **Peninsula Recreation Commission (PRC)** –

- a) Correspondence dated September 23, 2005 from Tim Chad, Chair - Peninsula Recreation Commission Re: Request for Support for Proposed Referendum on Facility Upgrade Project;
- b) Copy of Correspondence dated September 20, 2005 from District of North Saanich to Peninsula Recreation Commission Re: Proposed Referendum;
- c) Correspondence dated October 3, 2005 from Town of Sidney Re: Panorama Recreation Centre – Proposed Referendum on Facility Upgrade Project.

Mayor Habkirk gave an overview of the Peninsula Recreation Commission's (PRC) request for support for the proposed referendum on the facility upgrade project.

The Municipal Clerk, Ms. Trish Flanders, gave an overview of the proposed statutory timelines for conducting a non-binding public opinion question in conjunction with the November 19th, 2005 Local Government Election.

Ms. Pauline Penner, Central Saanich's Community-at-Large representative on the Peninsula Recreation Commission, addressed the contents of the correspondence from the PRC, the District of North Saanich and the Town of Sidney. She questioned if the compromised position which has been taken by the District of North Saanich is for the pool expansion only or whether it includes the proposed lobby expansion as well, and stated that she is not convinced that the lobby expansion cannot be separated from the pool expansion proposal.

A lengthy discussion ensued.

- 1171.05 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR HADDON
 That the correspondence be received, and an appropriate letter be forwarded to the Municipal Council of the District of North Saanich, with copies to the Town of Sidney and the Peninsula Recreation Commission (PRC), clarifying the position taken by the District of Central Saanich in regards to the proposed referendum on the Facility Upgrade Project for the Panorama Recreation Centre, with the following points to be noted in the letter:

- 1. *thanking the North Saanich Council for extending to Central Saanich the suggested compromise position on the PRC referendum issue;*
- 2. *advising that Central Saanich Council considers the time period for the proposed referendum/public opinion question to be too short;*
- 3. *confirming that the following results of the public opinion survey which was undertaken in connection with the PRC's Strategic Planning process were an integral part of the decision-making process on this particular issue:*
 - *Central Saanich has a lower rate of use but a higher financial contribution;*
 - *only 2% of Central Saanich residents were dissatisfied with services;*

- *less than 50% of respondents see the need for improved services;*
- *only 32% see the need for improvements in the quality of facilities;*
- *48% of Central Saanich residents do not want an increase in taxes;*

4. *reiterating Council's support in principle for the proposed expansion of the Panorama Recreation Centre and Council's willingness to further discuss in early 2006 the implementation and timelines for this project;*
5. *encouraging continued discussions between the District of North Saanich, the Town of Sidney and the District of Central Saanich in this regard; and*
6. *advising that Central Saanich supports this particular project within financially responsible timelines.*

CARRIED UNANIMOUSLY

1172.05

MOVED BY COUNCILLOR THOMPSON
SECONDED BY COUNCILLOR GRAHAM

That the correspondence from the Town of Sidney be received for information, and a copy of the afore-noted correspondence to the District of North Saanich be forwarded to the Town of Sidney and the Peninsula Recreation Commission.

CARRIED UNANIMOUSLY

Councillor King requested that members of Council be provided copies of the District's correspondence to the District of North Saanich.

3. Councillor King – Attendance at UBCM Convention

- a) Memorandum dated October 3, 2005 from Councillor King Re: Attendance at UBCM Convention, September 26 to 30, 2005.

Councillor King gave a brief verbal report on his attendance at various meetings and events during the 2005 UBCM Convention, and submitted a plaque which was presented to him as the District's flag bearer during the Opening Ceremonies. Councillor King also submitted a draft copy of the "Community Works Fund Agreement" allocation information for Central Saanich.

4. Parks Update – Councillor Haddon gave a verbal update on the following parks projects:

Newman Farm Project

- as a result of participation in the 2005 Saanich Fall Fair, several new volunteers have expressed interest in helping with the Newman Farm Project and the District received a donation from the Fair Society in the amount of \$200 towards the Project;
- Western Forest Products has confirmed a donation of cedar logs for use in repair/reconstruction of perimeter fencing on the Newman Farm;
- temporary measures to weatherproof the barn roof will be undertaken over the next two weeks;

Public Consultation Processes – "Tanner" and "Woodward" Tot Lot Design

- since presentation to Council at the Sept 6, 2005 meeting, the neighbourhood surveys have been revised, as requested, and mailed to area residents;
- three offers of assistance have been received to date, including donation of a sports court for "Tanner" Park;
- the Public Open Houses are scheduled as follows:
- public notices will be prepared to advise area residents accordingly;
- Tanner Tot Lot Neighbourhood Meeting: October 19, 2005 from 5:00 to 8:00 pm at Keating Elementary School Library (in the event the facility is unavailable due to job action, the Lions Hall will be used);
- Woodward Tot Lot Neighbourhood Meeting: October 26, 2005 from 5:00 to 8:00 pm at Bayside Middle School Multi-Purpose Room (in the event the facility is unavailable, the Central Saanich Seniors' Centre will be used);

Parks Bench Donation

- the donation of a park bench in memory of former Fire Chief Bruce Elvedahl has been received from the Elvedahl family;
- the bench will be incorporated into the Clarke Road Beach Access improvements, with a view of Brentwood Bay.

5. **2005 UBCM Convention** – Mayor Habkirk advised that she and Councillors Haddon, Mason and Graham also attended the 2005 UBCM Convention, and she gave a brief verbal report on their attendance at various meetings during the 2005 UBCM Convention, including the: Minister of Transportation; Minister of Agriculture and Lands; Minister of Public Safety and Solicitor General; Agricultural Land Commission; BC Ferries; Minister of Tourism, Sports and Arts; Municipal Insurance Association; and that members of Council also heard various speakers throughout the week including Premier Campbell. Mayor Habkirk noted that the meeting with the Minister of Labour was postponed and will be rescheduled later this year in Victoria.
6. **Highway 17** – Councillor Mason suggested that, as a result of her recent discussion during the UBCM Convention with the Premier regarding the District's concerns with respect to Highway 17, a follow-up letter outlining these concerns be forwarded to the Premier.

1173.05 MOVED BY COUNCILLOR MASON
 SECONDED BY COUNCILLOR GRAHAM
 That a letter be forwarded to the Premier of British Columbia outlining the various concerns which have been previously expressed by the District of Central Saanich with respect to Highway No. 17.
 CARRIED UNANIMOUSLY

STAFF MEMORANDUM AND REPORTS:

1. Application for Soil Deposit Permit at 8449 Alec Road

- a) Staff Memorandum dated August 29, 2005 from Nirmal Bhattacharya, Soil Conservation Officer Re: Application for Soil Deposit Permit at 8449 Alec Road (previously received at the September 6th, 2005 Special (Open) Council Meeting);
- b) Council Motion adopted on September 6, 2005 in regards to this application;
- c) Notice sent to adjacent property owners dated September 12, 2005; and
- d) Correspondence received pertaining to this application:
 - CR & GL Greenwood, 8590 Alec Road, September 22, 2005;
 - E Doehnel, 8525 West Saanich Road, and S VanCadsand, 8545 West Saanich Road, September 23, 2005;
 - Jenny Hyndman, 8320 Alec Road, September 21, 2005;
 - T Hives, 8555 West Saanich Road, September 23, 2005;
 - Elaine & Stephen Hobday, 8123 Alec Road, September 26, 2005;
 - John Garrett and Verena Tunncliffe, 8410 Alec Road, September 24, 2005;
 - Mark Venn, 8273 Alec Road, September 26, 2005;
 - Garry Stubbs, 8436 Alec Road, September 27, 2005 ;
 - John & Susan Smith, 8262 Alec Road, September 28, 2005;
 - Charles & Linda Long, 8319 Alec Road, September 25, 2005;
 - Margaret and Richard Swinburne, 8545 Alec Road, September 26, 2005.

The Municipal Engineer gave a brief overview on the process undertaken to date with respect to the Soil Deposit Permit Application for property located at 8449 Alec Road.

Elaine & Stephen Hobday, Mark Venn, and John & Susan Smith were in attendance at the meeting and advised that they had no further comments to offer at this time.

It was noted that letter writers CR & GL Greenwood, E Doehnel, Jenny Hyndman, T Hives, John Garrett, Verena Tunncliffe, Garry Stubbs, Charles & Linda Long, and Margaret & Richard Swinburne were not in attendance at the meeting to address their correspondence.

Mr. Dennis Bowcott, 8449 Alex Road, referred to the concerns expressed by the various letter writers and advised that he is equally concerned about soil contamination. He stated that although he has not determined the actual sites where the soil is proposed to be taken, the clay soil that he proposes to deposit on his property will be clean. Mr. Bowcott further stated that although he has been actively farming in Central Saanich for over 45 years, he does not feel that he is appreciated as a local farmer.

Mr. Bhattacharya advised that the Municipality is not responsible for determining the location of the property where the soil is to be taken or to approve the soil quality itself, noting that the Province regulates this issue. Mr. Bhattacharya confirmed, however, that Council can request a certificate to ensure that the soil contains no

contaminants. Mr. Bhattacharya responded to several questions from members of Council in regards to trucking activities on Alec Road.

1174.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
 That the various items of correspondence be received for information and the contents noted.
 CARRIED UNANIMOUSLY

1175.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
 That the Application for a Soil Deposit Permit for property located at 8449 Alec Road for the deposit of 770 cubic meters of soil as outlined in the Staff Memorandum dated August 29th, 2005 entitled "Application for Soil Deposit Permit at 8449 Alec Road" be denied.

1176.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR MASON
 That consideration of the foregoing motion be deferred to a future Council Meeting pending receipt of additional information from the Applicant in regards to the source, quality, quantity and proposed timelines for the soil which is proposed to be deposited on the subject property.
 CARRIED UNANIMOUSLY

1177.05 MOVED BY COUNCILLOR GRAHAM
 SECONDED BY COUNCILLOR THOMPSON
 That upon receipt of the afore-noted additional information from the Applicant, Staff be requested to provide a brief report on the resources, tools and mechanisms which may be available to the District to monitor the quality and quantity of the soil that is proposed to be deposited on the property located at 8449 Alec Road, for consideration at a future Council Meeting.
 CARRIED UNANIMOUSLY

Mr. Mark Venn, 8273 Alec Road, advised of his concerns with the proposed volume of soil to be deposited on the Denbow Farm property and the history of trucking activities to and from the property.

Motion to Extend Meeting Past 10:30 pm

1178.05 MOVED BY COUNCILLOR THOMPSON
 SECONDED BY COUNCILLOR GRAHAM
 That the Regular Council Meeting held on October 3, 2005 be authorized to extend past 10:30 pm.
 CARRIED UNANIMOUSLY

BYLAWS: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS/OTHER COMPETENT BUSINESS:

1. Calendar of Meetings – October 2005 (revised)

The revised Calendar of Meetings for October 2005 was received for information without a motion.

CORRESPONDENCE (Action Required or Recommended):

- 1. Canada/BC Infrastructure Program (CBCIP) Re: CBCIP Completion –** Correspondence dated September 13, 2005 from the Ministry of Economic Development and Western Economic Diversification Canada Re: Canada/BC Infrastructure Program (CBCIP) Completion;
- 2. Copy of Correspondence from District of North Vancouver to CN Rail Re: Resolution - CN Rail, Storage and Transport of Hazardous Materials –** Copy of Correspondence dated September 13, 2005 from Mayor Janice Harris, District of North Vancouver to CN Rail Re: Resolution – CN Rail, Storage and Transport of Hazardous Materials;

3. **British Columbia Achievement Foundation Re: BC Achievement Foundation Awards** – Correspondence dated September 13, 2005 from Premier Gordon Campbell, Board Member – BC Achievement Foundation re: BC Achievement Foundation Awards;
4. **Water Highway BC Re: Proposed Cuts to Water Data Network** – Correspondence dated September 19, 2005 from Davie Sellars, President – Water Highway BC Re: Proposed Cuts to Water Data Network;
5. **Parks Canada Re: Invitation to Ocean Odyssey Boat and Dive Tour on October 11, 2005** – Correspondence dated September 21, 2005 from Bill Henwood, Parks Canada Re: Invitation to Ocean Odyssey Boat and Dive Tour on October 11, 2005;
6. **City of North Vancouver Re: North Shore Seniors' Housing** – Correspondence dated September 22, 2005 from City of North Vancouver Re: North Shore Seniors' Housing;
7. **Canadian Alliance for Development Initiatives and Projects Re: BC International Voluntary Service Program for 2006** – Email Correspondence dated September 23, 2005 from Roy Bell and Emily Parker, Canadian Alliance for Development Initiatives and Projects Re: BC International Voluntary Service Program for 2006;
8. **Smart Growth BC Re: "Farmland Forever? Planning for the ALR" Workshop – October 15, 2005 in Surrey** – Email correspondence dated September 23, 2005 from Smart Growth BC Re: "Farmland Forever? Planning for the ALR" Workshop on October 15, 2005 in Surrey;
9. **Municipal Insurance Association of BC** - Risk Management Tidbits, September 2005;
10. **Greater Victoria Public Library Board** – Minutes of the Board Meetings held on June 28th and July 21st, 2005;
11. **Peninsula Recreation Commission** – Minutes of the Commission Meeting held on June 23, 2005;
12. **Central Saanich Police Board** – Minutes of the Police Board Meeting held on July 22, 2005;
13. **Capital Regional District** – Minutes of the CRD Committee of the Whole and Board Meetings held on September 14, 2005;

1179.05 MOVED BY COUNCILLOR HADDON
 SECONDED BY COUNCILLOR THOMPSON
 That the above Item Nos. 1 to 14 be received for information and the contents noted.
 CARRIED UNANIMOUSLY

ADJOURNMENT:

On motion, the Regular Council Meeting held on October 3, 2005 adjourned at 10:35 pm.

Recorded by: Trish Flanders
 Municipal Clerk