

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **REGULAR COUNCIL** Meeting  
Monday, June 15, 2009, at 7:00 p.m.  
Central Saanich Municipal Council Chamber

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**PRESENT:** Mayor Jack Mar  
Councillors Bryson, Garrison, Kubek, Mason, Olsen, and Siklenka  
Gary C. Nason, Administrator  
Sara C. Ribeiro, Municipal Clerk  
Hope V. Burns, Director of Planning & Building Services  
Michael Taylor, Chief Building Inspector  
Nirmal Bhattacharya, Municipal Engineer

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The Municipal Clerk noted the following addition to the Agenda:

- Correspondence Pertaining to Upcoming Conferences / Seminars / Workshops / Open Houses to be included as New Item 14 under Section XIII – Correspondence (Receive for General Information) as follows:
  - 14(a) McTavish Interchange Project Open House, June 17, 2009, from 4:00 p.m. until 8:00 p.m. at the Saanich Peninsula Presbyterian Church
  - 14(b) “Fostering Community Climate Action” Workshop, June 25, 2009, from 9:30 a.m. until 3:00 p.m. at the David Lam Auditorium (UVic)
  - 14(c) Victoria Regional Rapid Transit Project Open Houses (3) on June 23, June 25, and June 29, 2009
  - 14(d) Canada Revenue Agency Community Visit Program, June 22 to June 26, 2009

**APPROVAL OF THE AGENDA:**

447.09            MOVED AND SECONDED  
*That the Agenda for the Regular Council Meeting of June 15, 2009, be approved as amended.*  
CARRIED UNANIMOUSLY

**ADOPTION OF THE MINUTES:**

**Report of the Public Hearing held on June 1, 2009**

448.09            MOVED AND SECONDED  
*That the Report of the Public Hearing held on June 1, 2009, be approved as circulated.*  
CARRIED UNANIMOUSLY

**Minutes of the Regular Council Meeting held on June 1, 2009**

449.09            MOVED AND SECONDED  
*That the Minutes of the Regular Council Meeting held on June 1, 2009, be approved as circulated.*  
CARRIED UNANIMOUSLY

**BUSINESS ARISING FROM THE MINUTES:** Nil.

**RISE AND REPORT:**

**PUBLIC INQUIRIES AND ANSWERS THERETO:** Nil.

**REPORTS OF COMMITTEES:**

**Standing Committees:** Nil

**Advisory Committees / Other:** Nil.

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

Federation of Canadian Municipalities (FCM): Councillor Olsen apprised Council of his attendance at the recent FCM Annual Convention in Whistler, BC. He overviewed the three days of his attendance, noting the importance of Central Saanich to be involved in FCM.

Miscellaneous Matters: Councillor Mason noted her attendance at the recent Saanich Peninsula Chamber of Commerce's presentation on Growing Agri-Tourism and sustainable farming. Councillor Mason also briefly spoke to a brushfire in the 1100 block of Mt. Newton Cross Road.

Victoria Regional Transit Commission: Mayor Mar noted his attendance at the recent meeting, updating Council on proposed bus route changes to UVic for Thursday, Friday, and Saturday evenings. In relation to the Olympics, there was discussion about implementing a special bus service to the ferry. In relation to transit service on the Peninsula, a review will most likely occur in 2011.

Highway 17 Joint Peninsula Steering Committee:

- a) Recommended Terms of Reference
- b) Minutes of the Highway 17 Joint Peninsula Steering Committee Meeting held on May 28, 2009

The Administrator overviewed the materials.

450.09            MOVED AND SECONDED

*That:*

- 1. *Council endorse the proposed Terms of Reference for the "Highway 17 Joint Peninsula Steering Committee", and the Municipalities of North Saanich, Sidney, Saanich, and the Tsawout First Nation be so advised; and,*
- 2. *Council proceed with a community advertising process to solicit applicants for the District's "Community-at-Large" representative on the Steering Committee.*

CARRIED UNANIMOUSLY

451.09            MOVED AND SECONDED

*That the issue of future planning for Light Rail Transit and other mass transit options for the Saanich Peninsula be forwarded to the agenda of the next Tri-Municipal Meeting for discussion.*

CARRIED

**STAFF MEMORANDA AND REPORTS:**

**1. Development Variance Permit Application – 1336 Marchant Road**

- a) Staff Memorandum dated May 6, 2009, from the Planner entitled "Development Variance Permit Application for Fencing – Beacon Community Services (1336 Marchant Road)"
- b) Council motion adopted on May 25, 2009, in regards to this application
- c) Notice sent to adjacent property owners dated May 25, 2009.
- d) Correspondence received pertaining to this application subsequent to the May 25, 2009, Regular Council Meeting: Nil.

The Administrator overviewed the process and notification for the Development Variance Permit application.

The Mayor invited comments from the gallery. No one took the opportunity to address Council.

452.09            MOVED AND SECONDED

*That in connection with the proposed installation of fencing around a portion of the property located at 1336 Marchant Road, Council approve the issuance of a Development Variance Permit to vary the maximum fence height from 1.3m to 1.8m.*

CARRIED UNANIMOUSLY

## 2. Staff Memorandum

- a) Staff Memorandum dated May 29, 2009, from the Chief Building Inspector entitled "Notice on Title – 7015 Beach View Court – Unauthorized Secondary Suite"

The Director of Planning & Building Services briefly introduced this item and the process.

The Chief Building Inspector overviewed the Staff Memorandum, and responded to questions from Council.

The Mayor invited comments from the gallery. No one took the opportunity to address Council.

### 453.09 MOVED AND SECONDED

*That the Memorandum dated May 29, 2009, from the Chief Building Inspector entitled "Notice on Title – 7015 Beach View Court – Unauthorized Secondary Suite" be received, and:*

- 1. The District of Central Saanich Municipal Clerk file a notice with the Land Title Office and Survey Authority of BC stating that a Resolution has been made under Section 57 of the Community Charter by the Council related to the property legally described as Strata Lot 8, Section 11, Range 6 East, South Saanich District, Strata Plan VIS4946, PID 024-824-046; having a civic address of 7015 Beach View Court, and that further information respecting the resolution may be inspected at the office of the Municipal Building Inspection Division during regular office hours.*
- 2. A further recommendation be made that if the owner fails to resolve the violation by removing the non-conforming construction and use, then at a future Council Meeting, Council consider further legal action to resolve the issues.*

CARRIED

## 3. Staff Memorandum

- a) Staff Memorandum dated June 1, 2009, from the Approving Officer entitled "Addendum Report, Application for Subdivision (Lot Line Reconfiguration) of Lot 1, Plan 18160 and Lot 6, Plan 2492, Section 9, Range 4 East, South Saanich District (1782 Stelly's Cross Road)"

The Director of Planning & Building Services overviewed the Staff Memorandum.

### 454.09 MOVED AND SECONDED

*That the Staff Memorandum dated June 1, 2009, from the Approving Officer entitled "Addendum Report, application for Subdivision (Lot Line Reconfiguration) of Lot 1, Plan 18160 and Lot 6 Plan 2492, Section 9, Range 4 East, South Saanich District (1872 Stelly's Cross Road)" be received, and in connection with the proposed subdivision (lot line reconfiguration) of Lot 1, Plan 18160 and Lot 6, Plan 2492, Section 9, Range 4 East, South Saanich District (1872 Stelly's Cross Road) as shown on the proposed plan of subdivision, Council, pursuant to Section 944 of the Local Government Act, exempt the easterly of the proposed two lots from the requirement for a minimum of 10 percent of the perimeter of a parcel fronting onto a highway.*

CARRIED UNANIMOUSLY

## 4. Staff Memorandum

- a) Staff Memorandum dated June 2, 2009, from the Senior Engineering Technician entitled "2341 Styan Road – Expansion of Sewer Collection Area No. 1"

The Municipal Engineer overviewed the Staff Memorandum and responded to questions of Council.

- 455.09            MOVED AND SECONDED  
*That the Staff Memorandum dated June 2, 2009, from the Senior Engineering Technician entitled "2341 Styan Road – Expansion of Sewer Collection Area No. 1" be received, and:*
1. *2341 Styan Road be included in the Sewer Collection Area No. 1 and that all costs associated with the physical connection to the sanitary sewer system be borne by the applicant; and,*
  2. *Council proceed with the appropriate readings of "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009".*
- CARRIED UNANIMOUSLY

**BYLAWS:**

For Consideration of First Three Readings

1. "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009"  
[A Bylaw to Amend Bylaw No. 322, being a Bylaw to Provide for the Establishment of a Specified Area for a Sewage Collection System and to Authorize for a Borrowing of the Estimated Costs Thereof (Sewer Extension – 2341 Styan Road)]

- 456.09            MOVED AND SECONDED  
*That "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009" be authorized to receive three readings at the same Meeting.*
- CARRIED UNANIMOUSLY

- 457.09            MOVED AND SECONDED  
*That "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009" receive first reading.*
- CARRIED UNANIMOUSLY

- 458.09            MOVED AND SECONDED  
*That "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009" receive second reading.*
- CARRIED UNANIMOUSLY

- 459.09            MOVED AND SECONDED  
*That "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009" receive third reading.*
- CARRIED UNANIMOUSLY

**STAFF MEMORANDA AND REPORTS:**

**5. Departmental Activity Reports (January – April 2009):**

- i) Administration Services
- ii) Engineering & Public Services
- iii) Financial Services
- iv) Fire Services
- v) Planning, Building & Community Services

The Administrator briefly overviewed the Departmental Activity Reports.

- 460.09            MOVED AND SECONDED  
*That the Departmental Activity Reports (January-April 2009) be received for information and the contents noted.*
- CARRIED UNANIMOUSLY

## BYLAWS:

### For Consideration of Third Reading

1. "Central Saanich Land Use Bylaw Amendment Bylaw No. 1660, 2009"  
[A Bylaw to Amend the Land Use Bylaw (832 Verdier Avenue – Oldfield Garage Services Ltd.)]

461.09            MOVED AND SECONDED  
                    *That "Central Saanich Land Use Bylaw Amendment Bylaw No. 1660, 2009" receive third reading.*  
                    CARRIED UNANIMOUSLY

2. "Central Saanich Traffic and Highways Regulation Amendment Bylaw No. 1614, 2009  
[A Bylaw to Implement the Recommendations from the 2008 Truck Route Bylaw Study]

462.09            MOVED AND SECONDED  
                    *That "Central Saanich Traffic and Highways Regulation Amendment Bylaw No. 1614, 2009" receive third reading.*  
                    CARRIED UNANIMOUSLY

3. "Municipal Ticket Information Amendment Bylaw No. 1659, 2009"  
[Companion MTI Bylaw to the Truck Route Bylaw No. 1614]

463.09            MOVED AND SECONDED  
                    *That "Municipal Ticket Information Amendment Bylaw No. 1659, 2009" receive third reading.*  
                    CARRIED

***Due to a potential conflict of interest, Councillor Kubek excused himself from the Council Chamber at 7:36 p.m. He stated he currently owns land zoned C-1 on West Saanich Road and would be impacted by the proposed Bylaw.***

### For Consideration of Third Reading and Final Adoption

1. "Central Saanich Land Use Bylaw Amendment Bylaw No. 1661, 2009"  
[A Bylaw to Amend the Core Commercial (C-1) Zone to Reduce the Front Yard Setback from 3m to 0m]

464.09            MOVED AND SECONDED  
                    *That "Central Saanich Land Use Bylaw Amendment Bylaw No. 1661, 2009" receive third reading.*  
                    CARRIED UNANIMOUSLY

465.09            MOVED AND SECONDED  
                    *That "Central Saanich Land Use Bylaw Amendment Bylaw No. 1661, 2009" be reconsidered, finally passed, and adopted.*  
                    CARRIED UNANIMOUSLY

***Councillor Kubek returned to the Council Chamber at 7:37 p.m.***

DELEGATIONS: Nil

## CORRESPONDENCE & PETITIONS:

### 1. Proposed Upcoming Parade in Central Saanich:

- a) 30<sup>th</sup> Annual Self-Transcendence Triathlon / 19<sup>th</sup> Annual Duathlon – August 2, 2009

The Administrator briefly overviewed the correspondence.

It was noted a representative of the Sri Chinmoy Marathon Team was not in attendance to address the correspondence.

466.09            MOVED AND SECONDED  
*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. D Wilson Re: Request for District to Conduct Investigation into Campaign Organizers for the 2008 Local Government Election**

- a) Correspondence dated May 5, 2009, from D. Wilson Re: Request for District to Conduct Investigation into Campaign Organizers for the 2008 Local Government Election

The Administrator briefly introduced the matter and overviewed the recommendation.

D Wilson, Resident, spoke to his correspondence.

467.09            MOVED AND SECONDED  
*That the correspondence be received; the letter writer be advised that this is not a matter which falls within the purview of Council nor does it require that either the Municipality or the Chief Election Officer undertake an investigation; and the letter writer be advised that if he wishes to pursue the matter further, the appropriate course of action is to lodge a formal complaint with the Central Saanich Police Service.*  
CARRIED UNANIMOUSLY

**3. K Yee Re: Boulevard Maintenance Request for Island View and Puckle Roads**

- a) Correspondence dated May 28, 2009, from K Yee Re: Boulevard Maintenance Request for Island View and Puckle Roads

The Administrator briefly introduced the matter and overviewed the correspondence.

It was noted the letter writer was not in attendance at the Meeting to address his correspondence.

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

**4. City of Victoria Re: Request for Letter of Support for Johnson Street Bridge Infrastructure Funding**

The Administrator briefly introduced the matter and overviewed the correspondence.

It was noted a representative of the City of Victoria was not in attendance at the Meeting to address their correspondence.

468.09            MOVED AND SECONDED  
*That the correspondence be received, and Council provide an appropriate letter of support for the City of Victoria's application(s) for infrastructure grant funding for the replacement of the Johnson Street Bridge.*  
CARRIED UNANIMOUSLY

**5. S Lawrence Re: Council Attendance at the Federation of Canadian Municipalities (FCM) Annual Conference in Whistler**

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

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

**UNFINISHED BUSINESS: Nil**

## **NEW BUSINESS / OTHER COMPETENT BUSINESS:**

### **1. July 2009 Calendar of Meetings**

The Administrator briefly overviewed the July 2009 Calendar of Meetings.

*The July 2009 Calendar of Meetings was received for information without a motion.*

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

- 1. Correspondence from the Union of BC Municipalities (UBCM):**
  - a) Highlights of the UBCM Executive Meeting Held May 14-15, 2009
  - b) Call for Nominations for UBCM Executive
  - c) Resolutions Submission and Debate
- 2. Correspondence Pertaining to the Trade, Investment and Labour Mobility (TILMA) Agreement:**
  - a) S Lawrence, June 3, 2009
- 3. Letters of Thanks / Appreciation:**
  - a) A Serson Re: Beautification of Brentwood Bay Corridor
- 4. Jim Karygiannis, MP Re: Bill C-319 “An Act to Amend the Motor Vehicle Safety Action (Speed Limiters)”** – Correspondence dated May 2009, from the Honourable Jim Karygiannis, MP, Scarborough – Agincourt, Re: Bill C-319 “An Act to Amend the Motor Vehicle Safety Act (Speed Limiters)”
- 5. The Butchart Gardens Re: Benvenuto Avenue Road Restoration Plan / Traffic Study** – Correspondence dated May 22, 2009, from the Butchart Gardens Re: Benvenuto Avenue Road Restoration Plan / Traffic Study
- 6. Polaris Institute Re: Take the Plunge: Bottled Water** – Correspondence received June 3, 2009, from the Polaris Institute Re: Take the Plunge: Bottled Water
- 7. Correspondence Pertaining to the “Vantreight Farm Hills Project”:**
  - a) CJ Wilson, May 27, 2009
- 8. Canadian Home Builders Association – Victoria Re: Excellence in Creating Affordable Housing Awards** – Correspondence dated June 1, 2009, from the Canadian Home Builders Association – Victoria Re: Excellence in Creating Affordable Housing Awards
- 9. BC Coalition of People with Disabilities Re: Use of Cell Phones and Other Handheld Devices While Operating a Motor Vehicle** – Correspondence dated May 28, 2009, from the BC Coalition of People with Disabilities Re: Use of Cell Phones and Other Handheld Devices While Operating a Motor Vehicle
- 10. A Cormier Re: Announcement of Community Based Awareness (CBA) Public Awareness Grants** – E-mail correspondence dated June 7, 2009, from A Cormier Re: Announcement of Community Based Awareness (CBA) Public Awareness Grants
- 11. Correspondence Pertaining to the Integrated Stormwater Management Project (ISMP)**
  - a) Peninsula Streams, June 9, 2009
- 12. Minutes of the 60<sup>th</sup> Annual Convention of the Association of Vancouver Island and Coastal Communities (AVICC)** – Copy of the Minutes of the 60<sup>th</sup> Annual Convention of the Association of Vancouver Island and Coastal Communities (AVICC)
- 13. Minutes of Various Boards, Committees and Commissions:**
  - a) Central Saanich Police Board, April 9, 2009

**14. Upcoming Conferences / Seminars / Workshops / Open Houses:**

- (a) McTavish Interchange Project Open House, June 17, 2009, from 4:00 p.m. until 8:00 p.m. at the Saanich Peninsula Presbyterian Church
- (b) "Fostering Community Climate Action" Workshop, June 25, 2009, from 9:30 a.m. until 3:00 p.m. at the David Lam Auditorium (UVic)
- (c) Victoria Regional Rapid Transit Project Open Houses (3) on June 23, June 25, and June 29, 2009
- (d) Canada Revenue Agency Community Visit Program, June 22 to June 26, 2009

*Item Nos. 1-14 were received for information without a motion.*

**ADJOURNMENT**

*On motion, the Regular Council Meeting held on June 15, 2009, adjourned at 7:46 p.m.*

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Jack Mar  
Mayor

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Sara C. Ribeiro  
Municipal Clerk

Recorded by: Sara C. Ribeiro  
Municipal Clerk