

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

Minutes of the **SPECIAL (OPEN) COUNCIL** Meeting  
Monday, June 22, 2009, at 7:00 p.m.  
Central Saanich Municipal Council Chamber

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**PRESENT:** Mayor Jack Mar  
Councillors Bryson, Garrison, Kubek, Mason, and Olsen  
Gary C. Nason, Administrator  
Sara C. Ribeiro, Municipal Clerk  
Hope V. Burns, Director of Planning & Building Services  
Nirmal Bhattacharya, Municipal Engineer  
Bonnie McKenzie, Manager of Community Services  
Ron French, Fire Chief  
Roselyn Tanner, Director of Financial Services (portion)

**ABSENT:** Councillor Siklenka

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***Due to a potential conflict of interest, Councillor Kubek vacated the Council Chamber at 7:00 p.m. He stated he has a business relationship with respect to the property located at 1774 Prosser Road.***

**APPROVAL OF THE AGENDA:**

469.09            MOVED AND SECONDED  
                    *That the Agenda for the Special (Open) Council Meeting of June 22, 2009, be approved as circulated.*  
                    CARRIED UNANIMOUSLY

**STAFF MEMORANDA AND REPORTS:**

**1. Development Variance Permit Application – 1774 Prosser Road**

- a) Staff Memorandum dated May 27, 2009, from the Director of Planning & Building Services entitled "Development Variance Permit Application for Subdivision of Lot 7, Section 7, R2E, SSD, Plan 575 (1774 Prosser Road – Park Addition)"
- b) Council motion adopted on June 1, 2009, in regards to this application
- c) Notice sent to adjacent property owners dated June 2, 2009.
- d) Correspondence received pertaining to this application subsequent to the June 1, 2009, Regular Council Meeting: Nil.

The Administrator overviewed the Development Variance Permit process, as well as the notification procedures for tonight's meeting.

The Mayor invited comments from the gallery.

A Nightingale, Resident, spoke in strong support of dedicating this area as park.

S Evans, Resident, inquired about the process for acquiring this portion of land and whether a second dwelling would be permitted on the residential portion.

The Director of Planning & Building Services advised approval from the Agricultural Land Commission is required, and one condition is for no additional dwellings on this site.

The Administrator noted at this time, the details of the purchase are not public and Staff are not in a position to disclose at this time.

Ms. Evans further inquired about Councillor Kubek's conflict of interest.

N Sealey, Resident, spoke against this application. Her property abuts the proposed property line and she outlined her concerns with the use of her private property as public land. Even if the park is not to be designated or used as an active park, it will be accessed by the public. This will create more traffic on her private land. She also highlighted the current problems with public parks in the

City of Victoria. She encouraged Council to reject this application, as this will set a precedent for ALR land.

Councillor Bryson inquired about the riparian area. Ms. Burns noted the property will remain in the Agricultural Land Reserve and measures will be taken to ensure the trees are protected.

K Kilgour, Resident, agrees with comments from Ms. Sealey and Ms. Evans. She spoke to policing and safety issues in this park area, including increased budgetary costs to maintain this site as a natural park and to prevent fire hazards in the park.

Ms. Burns noted the funds to purchase the land are from the Parkland Acquisition fund so there is no budgetary impact to residents. The Fire Chief spoke to wildland fire smart procedures. The Administrator noted the intent is to maintain this nature park in its natural state.

Ms. Kilgour expressed concern about the precedent this would set for the municipality, and spoke to necessary procedures for posting public hearing signs on properties.

Ms. Nightingale noted she has a 300 foot easement on her driveway for the public to access George May Park and she has never had any problems in the 10 years she has lived there. She noted the area is rugged and not suitable for overnight camping.

Ns. Sealey commented her property is heavily wooded and people still traverse her property.

Ms. Evans again comments she is unsure about Councillor Kubek's conflict.

S Common, Resident, spoke in support of expanding Centennial Park.

- 470.09        MOVED AND SECONDED  
*That in connection with the proposed subdivision of 1774 Prosser Road (Lot 7, Section 7, R2E, SSD, Plan 575), Council approve the issuance of a Development Variance Permit to vary the required lot size in the A-2 Agriculture Zone from 2 ha. (5 acres) to 0.8ha (2.1 acres).*  
CARRIED UNANIMOUSLY
- 471.09        MOVED AND SECONDED  
*That in the event that the District's proposed acquisition of the subject property is ultimately finalized, the request of Ms. Norma Sealy that a chain-link fence be erected along her property line be referred to Staff for investigation and report on the estimated cost of this request.*  
CARRIED UNANIMOUSLY
- 472.09        MOVED AND SECONDED  
*That Staff be requested to undertake an appropriate review of the current inventory of District-owned park property to ensure consistency, where required, between the current land use designation and zoning category of the subject properties and any formal parkland designation status that may be warranted.*  
CARRIED UNANIMOUSLY

**Councillor Kubek returned to the Council Chamber at 7:26 p.m.**

**BYLAWS:**

For Consideration of Final Adoption

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

473.09            MOVED AND SECONDED  
*That "Central Saanich Traffic and Highways Regulation Amendment Bylaw No. 1614, 2009" be reconsidered, finally passed, and adopted.*  
CARRIED UNANIMOUSLY

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

474.09            MOVED AND SECONDED  
*That "Municipal Ticket Information Amendment Bylaw No. 1659, 2009" be reconsidered, finally passed, and adopted.*  
CARRIED

3. "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)]

475.09            MOVED AND SECONDED  
*That "Central Saanich Sewage Collection Area No. 1, Extension Bylaw No. 1664, 2009" be reconsidered, finally passed, and adopted.*  
CARRIED UNANIMOUSLY

**ADJOURNMENT**

*On motion, the Special (Open) Council Meeting held on June 22, 2009, adjourned at 7:28 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