

1410-04
Report – Council

NOTICE OF MOTION

Notice of Motion received from Councillor Brice requesting Council support a motion that the Federation of Canadian Municipalities request the Government of Canada to enact a Federal Bill of Environmental Rights. The motion will be presented at the January 25, 2016 Council meeting.

xref: 2560-50
Healthy
Environment

BYLAWS FOR FINAL READING

2870-30
Cordova Bay
Road

4601 CORDOVA BAY ROAD – REZONING TO RS-12

Final Reading of the “Zoning Bylaw, 2003, Amendment Bylaw, 2015, No. 9345” and approval of Development Variance Permit DVP00318. Rezoning from RS-18 (Single Family Dwelling) zone to RS-12 (Single Family Dwelling) zone for a proposed subdivision to create one additional lot for single family dwelling use.

MOVED by Councillor Haynes and Seconded by Councillor Brice: “That Bylaw No. 9345 be adopted by Council and the Seal of the Corporation be attached thereto.”

CARRIED

MOVED by Councillor Haynes and Seconded by Councillor Brice: “That Council approve and issue Development Variance Permit DVP00318 on Parcel A (DD 7803-W) of Lot 1, Section 24, Lake District, Plan 11854 (4601 Cordova Bay Road).”

CARRIED

1220-20
Bylaw- Zoning

ZONING BYLAW AMENDMENT

Final Reading of the “Zoning Bylaw, 2003, Amendment Bylaw, 2015, No. 9358”. To prohibit the use of float homes and other floating vessels on the District’s waterways.

MOVED by Councillor Wergeland and Seconded by Councillor Brownoff: “That Bylaw No. 9358 be adopted by Council and the Seal of the Corporation be attached thereto.”

CARRIED

2130-40
Heritage
Designation

770 VERNON AVENUE – HERITAGE DESIGNATION BYLAW

Final Reading of the “Heritage Designation Bylaw, 2015, (Saanich Municipal Hall), No. 9361”. To approve the heritage designation for the Saanich Municipal Hall by retaining the previous heritage designations of the building exterior, and by identifying and protecting interior features, fixtures and specific landscape features.

MOVED by Councillor Sanders and Seconded by Councillor Haynes: “That Bylaw No. 9361 be adopted by Council and the Seal of the Corporation be attached thereto.”

CARRIED

1110-30
Freedom of
Information and
Protection of
Privacy Bylaw

FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY (FIPPA) BYLAW

Final Reading of the “Freedom of Information and Protection of Privacy Bylaw, 2015, No. 9369”. To designate the Director of Legislative Services and the Municipal Clerk as the Head for the purposes of the *Freedom of Information and Protection of Privacy Act*.

MOVED by Councillor Brice and Seconded by Councillor Haynes: “That Bylaw No. 9369 be adopted by Council and the Seal of the Corporation be attached thereto.”

**CARRIED
with Mayor Atwell OPPOSED**

PUBLIC INPUT ON COUNCIL AGENDA ITEMS

Public Input on
Council Agenda
Items

G. Holloway, Rosehill Road:
First Nations Recognition Statement:

- He is happy to see the report brought forward; Saanich has a glorious and vibrant history.
- It is appropriate to recognize our First Nations heritage at a time as we look to the future of Saanich.

1410-04
Report- Council

RESOLUTIONS FOR ADOPTION

1300-20
FCM Membership
Dues

FEDERATION OF CANADIAN MUNICIPALITIES MEMBERSHIP DUES

Invoice from the Federation of Canadian Municipalities requesting payment of 2016 membership dues in the amount of \$15,979.66 and travel funds in the amount of \$1,920.66.

MOVED by Councillor Derman and Seconded by Councillor Haynes: “That Council authorize payment of the 2016 membership dues in the amount of \$15,979.66, and travel funds in the amount of \$1,920.66 to the Federation of Canadian Municipalities.”

In response to a question from Council, the Director of Legislative Services stated that historically Saanich has approved the optional contribution towards a travel fund that supports the participation of elected officials from small communities.

The Motion was then Put and CARRIED

REPORTS FROM MEMBERS OF COUNCIL

1410-04
Report - Council

FIRST NATIONS RECOGNITION STATEMENT

Report from Councillors Haynes and Murdock dated January 6, 2016 recommending that Council direct staff to develop an appropriate statement to recognize our First Nations heritage with the intent of recognizing this heritage in the opening of Saanich meetings.

MOVED by Councillor Haynes and Seconded by Councillor Murdock: “That Council direct staff to develop an appropriate statement to recognize our First Nations heritage with the intent of recognizing this heritage in the opening of Saanich meetings.”

Councillor Haynes stated:

- The commemoration of the 50th anniversary of the Municipal Hall triggered bringing this motion forward; it is the opportunity to recognize the rich, traditional history of First Nations in Saanich.
- First Nations should have input into how they wish to be recognized; this is an opportunity to celebrate the history of First Nations in Saanich and look to the future.

Councillor Murdock stated:

- This is a small step in beginning the process for a thoughtful and meaningful relationship with First Nations.

Councillor Brownoff stated:

- The Truth and Reconciliation Call to Action report should be used as a reference; it is important to have a meaningful relationship with First Nations.
- The recent upgrades to Gyro Park reflects that it is a historic site for First Nations.

Councillor Sanders stated:

- It is important to have a meaningful relationship with First Nations; First Nations heritage was acknowledged at the 50th Celebration of the Municipal Hall and at the ribbon cutting for the art piece on the Craigflower Bridge.

Councillor Brice stated:

- The Director of Parks and Recreation is working with the Songhees Nation for commemorative recognition at Gyro Park.

Councillor Wergeland stated:

- It is important to honour and recognize First Nations heritage in a meaningful way.

Councillor Plant stated:

- If recognition is given appropriately and sincerely, it will be meaningful.

The Motion was then Put and CARRIED

1410-04
Report – Council

xref: 2560-30
Action on Energy
and Climate in the
Building Sector

SIGNING THE CALL FOR ACTION ON ENERGY AND CLIMATE IN THE BUILDING SECTOR

Report from Councillor Murdock dated January 6, 2016 recommending that Council join local governments and building sector stakeholders around the Province by signing the Call for Action on Energy and Climate in the Building Sector.

Councillor Murdock stated:

- The Royal Architectural Institute of Canada, Urban Development Institute Pacific Region (UDI) have prepared the Call for Action on Energy and Climate in the Building Sector which includes a number of recommendations.
- A large number of stakeholders, including local governments and local and provincial builders, have signed on to support a detailed statement urging the province to take action to reduce carbon emissions from homes and buildings.
- To meet Saanich's 2020 reduction of greenhouse gas emissions target, and have a meaningful impact on climate change, there is a lot of work to be done.
- Existing buildings have the biggest effect on the environment.
- A more aggressive approach to retrofitting older homes could be taken so this stock does not detrimentally effect the environment.

MOVED by Councillor Murdock and Seconded by Councillor Derman: "That the District of Saanich join other local governments and building sector stakeholders around the Province by signing the "Call for Action on Energy and Climate in the Building Sector" in support of a new provincial Climate Leadership Plan."

Councillor Derman stated:

- Climate change is the problem of our generation and requires swift and considerable action; climate change should be considered when Council is making decisions on land use, transportation needs, and how waste is dealt with.
- Climate change will be best addressed by individual communities making the right choices.

Councillor Brownoff stated:

- Older housing stock is a key component for energy retrofits but retrofitting may affect affordability; other municipalities use local improvement policies to alleviate high costs of retrofitting older homes.
- Labelling houses that are more energy efficient should be considered; these homes will use less energy which could make them more affordable.

Councillor Wergeland stated:

- Supporting a healthy environment and addressing climate change may come at a higher cost to citizens; it will be important to convince and encourage the public to support the change.
- Council should focus on land use and encourage communities to buy in.

Councillor Haynes stated:

- Net-zero energy ready by 2030 may not be realistic; the Provincial Government should be challenged on their increase of taxes on green buildings.

Mayor Atwell stated:

- The Call for Action will start the conversation at the provincial level; at the municipal level, consideration could be given to incentives, streamlining processes and changes to encourage residents to retrofit older homes.

Councillor Sanders stated:

- Other municipalities are offering funding to assist with retrofitting older homes; she looks forward to looking at options to assist with meeting climate change goals.

Councillor Derman stated:

- There are many ways to encourage residents to assist with meeting our goals.

The Motion was then Put and CARRIED

Adjournment On a motion from Councillor Plant, the meeting adjourned at 7:46 pm.

The meeting reconvened at 8:44 pm.

RECOMMENDATIONS

From the Committee of the Whole Meeting held January 11, 2016

2860-40
Waring Place

3777 WARING PLACE – DEVELOPMENT VARIANCE PERMIT APPLICATION

MOVED by Councillor Derman and Seconded by Councillor Brice: “That Council approve and issue Development Variance Permit DVP00368 on Lot 3, Section 44, Victoria District, Plan 8088 (3777 Waring Place).”

CARRIED

Adjournment On a motion from Councillor Brice, the meeting adjourned at 8:45 pm.

.....
MAYOR

I hereby certify these Minutes are accurate.

.....
MUNICIPAL CLERK

THE FOLLOWING WAS REPORTED FROM THE “IN CAMERA” COUNCIL MEETING HELD ON MAY 11, 2015

2710-40
Cedar Hill Road

PROPOSED ACQUISITION OF A PORTION OF 3885 CEDAR HILL ROAD

“That Council approve the acquisition of a portion of Lot 18, Block 1, Section 40, Victoria District, Plan 402F (3885 Cedar Hill Road) on the terms negotiated.”

2710-40
Cedar Hill Road

PROPOSED ACQUISITION OF A PORTION OF 3895 CEDAR HILL ROAD

“That Council approve the acquisition of a portion of Lot 1, Block 1, Section 40, Victoria District, Plan 402F (3895 Cedar Hill Road) on the terms negotiated.”

DISTRICT OF SAANICH
MINUTES OF THE COMMITTEE OF THE WHOLE MEETING
HELD IN THE COUNCIL CHAMBERS
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE
MONDAY, JANUARY 11, 2016 AT 7:47 PM

Present:

Chair: Mayor Atwell

Council: Councillors Brice, Brownoff, Derman, Haynes, Murdock, Plant, Sanders and Wergeland

Staff: Paul Thorkelsson, Chief Administrative Officer; Carrie MacPhee, Director of Legislative Services; Harley Machielse, Director of Engineering; Jarret Matanowitsch, Acting Director of Planning; Donna Dupas, Legislative Manager; and Lynn Merry, Senior Committee Clerk

1410-04
Report -
Planning

728 MILLER AVENUE – SUBDIVISION AND REZONING APPLICATION

Report of the Director of Planning dated December 18, 2015 recommending that Council approve the rezoning from A-1 (Rural) to RS-6 and RS-10 (Single Family Dwelling) zones for a proposed subdivision to create one additional lot, and that Final Reading of the Zoning Bylaw Amendment be withheld pending registration of a covenant to secure the requirements as outlined in the report.

xref: 2870-30
Miller Avenue

APPLICANT:

C. Pringle, Cadillac Developments Ltd, presented to Council and highlighted:

- No variances are requested; the design of the proposed new dwelling, as presented to neighbours, will be secured by covenant.
- The existing home will be renovated and upgraded; the design and construction of the proposed new dwelling will conform to a minimum EnerGuide 80, or equivalent, energy efficiency standard.
- The proposed development fits within the character of the neighbourhood.
- The proposed new dwelling includes a secondary suite with an additional parking stall; a total of five parking stalls will be available on the property.
- Consultation took place with immediate neighbours and the Royal Oak Community Association (ROCA); ROCA has no objections to the proposal.

In response to questions from Council, the applicant stated:

- He is willing to commit to EnerGuide 82.
- The new driveway will be constructed with concrete but pavers could be considered; the panhandle lot will be accessed by the existing driveway.
- New stormwater management will assist with run off.
- Mature trees on the property will be retained.

PUBLIC INPUT:

M. Henderson, President, Royal Oak Community Association, stated:

- The applicant held meetings with neighbours and ROCA; ROCA has no objections to the proposal.

K. Whitworth, Viewmont Avenue, stated:

- ROCA did not take a position on the proposed development.
- The proposed development is appropriate and fits within the character of the neighbourhood; the applicant has a history of providing quality projects.
- The provision of a natural state covenant on the northern part of the property adjacent to Colquitz Park is appreciated.

COUNCIL DELIBERATIONS:**Motion:**

MOVED by Councillor Derman and Seconded by Councillor Brice: "That a Public Hearing be called to further consider the rezoning application on Lot A, Section 97, Lake District, Plan 19206 (728 Miller Avenue)."

Councillor Derman stated:

- This is limited infill in an appropriate location; the builder has a history of providing quality projects.
- The willingness of the applicant to commit to EnerGuide 82 is appreciated.

Councillor Brice stated:

- This is a suitable location for infill; it is in close proximity to trails and services.

The Motion was then Put and CARRIED

1410-04
Report –
Planning

xref: 2860-40
Waring Place

3777 WARING PLACE – DEVELOPMENT VARIANCE PERMIT APPLICATION

Report of the Director of Planning dated December 17, 2015 recommending that Council approve Development Variance Permit DVP00368 for the proposed construction of a new single family dwelling with setback and height variances.

APPLICANT:

R. Tinney, Tinney and Associates and P. Lucey, Aqua-Tex Scientific Consulting Ltd., presented to Council and highlighted:

- Previous applications for this property were approved but the proposed dwelling was never constructed; the property has changed hands and the new owner wishes to construct a single family dwelling with a different design.
- Currently, the property is vacant; it is a challenging site to develop because of its proximity to Hobbs Creek and the low elevation.
- Variances are requested for height, relaxation of the front yard setback and rear yard setback.
- There are invasive species along Hobbs Creek that will need to be dealt with carefully and sensitively.
- The proposed new dwelling will be equipped with a Tesla home system which has a net zero energy rating.

In response to questions from Council, the applicant stated:

- Sea level rise has been considered in the design of the proposed new dwelling.
- The Tesla Powerwall stores electricity generated by solar panels.

PUBLIC INPUT:

R. Rocchini, Mystic Lane, stated:

- He is opposed to the development; if the variances are allowed, the proposed new dwelling will block the view.
- A design should be considered that does not require height variances.
- They were not included in the consultation process and until recently, were not aware that this development was being considered.

E. Dahli, Cadboro Bay Residents Association, stated:

- The Association supports the proposal; the applicant did his due diligence.
- Council needs to consider removing the derelict boats beached in Cadboro Bay.

G. Ewonus, Waring Road, stated:

- He asked how the setback measurements were made and what vegetation will be planted in the riparian area.
- This is a challenging property to build on; it is an attractive design.

B. Cunningham, Mystic Lane, stated:

- He is opposed to the proposal; the height variances will affect the neighbours' views.
- Until recently, neighbours were not aware of the proposed development.
- The applicant should acknowledge the concerns of the neighbours.

In response to a question from Council, the Legislative Manager stated that notice of a meeting at which Council is considering a Development Variance Permit application is given at least 10 days before the meeting and mailed to owners within a 50 metre distance from the property that is subject to the application.

In response to a question from Council, the Acting Manager of Planning stated that notification of meetings where Council is considering a Development Variance Permit is sent through regular mail and is posted on the municipal website. The notice includes the contact information for the Planning Department should members of the public have questions.

In response to questions, the applicant stated:

- Riparian and higher elevation species will be planted on the property; larger trees will not be planted so that neighbours' views will be protected.

COUNCIL DELIBERATIONS:

Motion:

MOVED by Councillor Derman and Seconded by Councillor Brice: "That it be recommended that Council approve and issue Development Variance Permit DVP00368 on Lot 3, Section 44, Victoria District, Plan 8088 (3777 Waring Place)."

Councillor Derman stated:

- This is a better design than previously approved; the enhancement and protection of the natural features on the property is appreciated.
- Given the constraints of the property, this design is supportable.

Councillor Haynes stated:

- He sympathizes with the neighbours who feel their view will be impacted; the applicant has balanced a number of restraints on the property to come up with a design that meets the environmental obligations.
- The use of the Tesla home system is appreciated.

Councillor Brice stated:

- She sympathizes with the neighbours' concerns; the applicant has stated that no large trees would be planted in respect of the neighbours' view.
- Attempts have been made to be sensitive; the proposed development will be a good addition to the neighbourhood.

Councillor Wergeland stated:

- In view areas, where height variances are being requested, staff should consider expanding the notification area.

The Motion was then Put and CARRIED

Adjournment On a motion from Councillor Derman, the meeting adjourned at 8:43 pm.

.....
CHAIR

I hereby certify these Minutes are accurate

.....
MUNICIPAL CLERK