

## **MINUTES - COMMITTEE OF THE WHOLE**

### **MEETING HELD THURSDAY, AUGUST 28, 2003, AT 8:00 A.M.**

**PRESENT:** Acting Mayor Savoie, in the Chair, and Councillors Coleman, Fleming, Fortin, Holland, Hughes, Madoff, and Thornton-Joe. Mayor Lowe joined the meeting at 10:00 a.m.

Mr. Joe Martignago, City Manager, attended for the entire meeting and Messrs. Barber, Chow, Koch, Matanowitsch, Oberg, O'Reilly, Scoones, Timms, Wiffen and Woodland, Ms. Atkinson, Ms. Higgins, Ms. Masters, Ms. Mayhew, Ms. O'Regan, Ms. Ramsay, Ms. Taylor, Insp. Naughton, Insp. Smith, Deputy Fire Chief Couch, and Fire Chief Thoresen attended for portions of the meeting. Recording Secretary: Linda Johnson

### **MINUTES**

03/598

**ACTION:** Councillor Madoff moved that the Minutes of the Regular Meeting of Committee of the Whole, held on August 14, 2003, be adopted, with the following corrections:

03/566 Cathedral Hill, Precinct Draft Plan

It was moved by Councillor Madoff that this report be tabled with a request that:

- 1) The Planning Division set up a workshop for City Council;
- 2) ~~The Advisory Planning Commission and Advisory Design Committee are to be invited to this workshop.~~

03/553 Vancouver Island Health Authority

Acting Mayor Savoie invited the Councillors, who may be interested in this matter, to informally meet, preferably next Monday or Tuesday, to ~~discuss the Short Term / Long Term Actions.~~ exchange information on events that had taken place in the announcement and plan.

### **CLOSED MEETING - 8:07 A.M.**

Councillor Hughes moved that Committee of the Whole convene a closed meeting that excludes the public under Section 10(6) of the Council Bylaw for the reason that the following agenda item deals with matters specified in Section 10 (3) of the Council Bylaw.

### **CREST UPDATE**

The following representatives of Capital Region Emergency Services Telecommunications (CREST) were present to provide a status update regarding in-building coverage for the Victoria Police and Fire Departments.

Paul Murray, General Manager  
 John Herbert, Vice Chair CREST Board  
 Neil Duckworth, Implementation Manager

Mr. Murray outlined problems with the system, probable causes, and plans to deal with these concerns. The system will improve with the installation of a new receiver, scheduled for October 2003. A long term solution is being investigated that would require installation of a new tower in the downtown area.

Representatives from the Police and Fire Departments were present and outlined their concerns with the system and short-term solutions that have been developed.

Committee requested that City Planning and Development staff prepare a report on the possibility of including a requirement for internal antenna systems in new buildings, through the development or building permit approval processes.

The Closed Meeting adjourned at 9:00 a.m. and the Open Public Meeting commenced.

### DELEGATION

#### VICTORIA HERITAGE FOUNDATION 2002 ANNUAL REPORT

03/596

Bob Baxter, Chair, and Jennifer Barr, Executive Director, Victoria Heritage Foundation (VHF) presented their 2002 Annual Report to Committee. They outlined work done by the Foundation during the past year, including:

- updating and revising *This Old House* publication
- cataloguing the City of Victoria's residential and commercial plans
- a new incentive for homeowners to replace historic details
- work on the 2004 Heritage Festival
- working with the University of Victoria on the History of Art program

Mr. Baxter provided information on funding received by the VHF and advised that the House Grants Program, now in its 25<sup>th</sup> year, continues to make a significant contribution to the preservation and enhancement of designated heritage houses in Victoria.

### PLANNING & DEVELOPMENT

**REZONING APPLICATION #03-16**  
**1006 AND 1020 ST. CHARLES STREET**

03/595

Committee received a memorandum dated August 22, 2003 from the Senior Planner regarding Rezoning Application #03-16 for 1006 and 1020 St. Charles Street. The proposal is to add 24 beds to the existing 26 bed St. Charles Manor nursing home. The additional beds, as well as a new kitchen and dining room, are proposed in a two storey addition linking the existing building with the adjacent heritage registry house to the north (at 1020 St. Charles St.). The applicant has consulted with neighbours and the Rockland Community Association.

- ACTION:** Councillor Madoff moved that it be recommended to Council that Rezoning Application #03-16 for 1006 and 1020 St. Charles Street be forwarded for consideration at a public hearing and that the City Solicitor be instructed to prepare the necessary Zoning Bylaw amendments, as set out in Section 3.1 of the report dated August 22, 2003 from the Senior Planner, subject to:
- 1) Review of the proposed land use and density by the Advisory Planning Commission.
  - 2) Review of heritage and design aspects of the proposal by the Heritage Advisory Committee and the Advisory Design Panel.
  - 3) Heritage designation of the house at 1020 St. Charles Street.
  - 4) Amendment of the Official Community Plan to designate the property a Heritage Conservation Area.
  - 5) Concurrent consideration of a Heritage Alteration Permit for the existing house, the proposed additions, parking and landscaping.
  - 6) The additional rooms being designed to be fully accessible.

**PROPOSED FERNWOOD VILLAGE**  
**DEVELOPMENT PERMIT AREA**

03/594

Committee received a memorandum dated August 15, 2003 from the Planning Division regarding a proposal to create a Fernwood Village Heritage Development Permit Area centered on the commercial area at Gladstone Avenue and Fernwood Road. To implement this, Council would have to hold a public hearing and pass a bylaw to amend the Official Community Plan to designate Fernwood Village as a Development Permit Area. It is also proposed that buildings of potential heritage significance be added to the heritage registry. Staff will consult with affected land owners, the Fernwood Community Association, and residents.

- ACTION:** Councillor Fortin moved that it be recommended to Council that:
- 1) The report dated August 15, 2003 from the Planning Division regarding the Fernwood Village Development Permit Area, be received for information.
  - 2) Staff be instructed to proceed with the planning process, working toward designating the Fernwood Village as a Development Permit Area, and recommending selected buildings for the Heritage Registry.

**EXPANSION OF DEVELOPMENT PERMIT AREA #8**

## **NORTH PARK NEIGHBOURHOOD**

03/593

Committee received a memorandum dated August 15, 2003 from the Planning Division regarding a proposal to expand Development Permit and Heritage Conservation Area #8 in the Harris Green and North Park neighbourhoods. The proposal was initiated at the neighbourhood level and recommends expanding the Development Permit Area to include Amelia Street heritage buildings and Pandora Avenue lots east to Cook Street. To implement this, Council would have to hold a public hearing and pass a bylaw to amend the Official Community Plan. Staff will consult with affected land owners, the North Park Neighbourhood Association, and concerned residents.

### **ACTION:**

Councillor Madoff moved that it be recommended to Council that:

- 1) The report dated August 15, 2003 from the Planning Division regarding a proposal to expand Development Permit and Heritage Conservation Area #8, be received for information.
- 2) Staff be instructed to proceed with consultation on expanding Development Permit Area #8 in the North Park and Harris Green Neighbourhoods.

## **DEVELOPMENT PERMIT #03-34** **655 DOUGLAS STREET**

03/592

Committee received a memorandum dated August 20, 2003 from the Acting Head, Urban Design regarding Development Permit Application #03-34 for 655 Douglas Street. The application is for an entrance canopy and addition for the Queen Victoria Inn. The proposed canopy will be located above a new set of entry doors on the southwest corner of the building.

### **ACTION:**

Councillor Madoff moved that it be recommended to Council that a Development Permit be issued in accordance with:

- 1) Plans stamped "Development Permit #03-34" dated August 6, 2003.
- 2) Development meeting all bylaw requirements.
- 3) Final plans to be in accordance with plans identified above to the satisfaction of the Director of Planning & Development.

## **DEVELOPMENT PERMIT REFERRALS**

03/591

Committee of the Whole, at its July 10, 2003 meeting, requested that staff review a suggestion that developers be required to present Development Permit applications to the appropriate neighbourhood association.

Committee received a memorandum dated August 22, 2003 from the Manager, Planning Division outlining the process for establishing a Development Permit Area, and the purpose of these special area designations. The additional requirements placed on developers were also discussed. The report suggested that further referral of a development permit would involve the community association in a level of detail generally dealt with at a more technical level,

**ACTION:** Councillor Madoff moved that:

- 1) the memorandum dated August 22, 2003 from the Manager, Planning Division regarding Development Permit referrals, be received for information.
- 2) The current notification and hearing standards for:
  - Development Variance Permits
  - Development Permits with a Variance
  - Heritage Alteration Permits with a Variancebe referred to Planning Division staff for a report regarding standardizing these processes and including Community Associations in all mailed notifications.

## **TRANSPORTATION**

### **TRAFFIC ORDERS**

03/590

Committee received a memorandum dated August 22, 2003 from the Transportation Division regarding five traffic orders requested by BC Transit for bus zones on Superior Street and May Street. The report outlined the concerns of residents and measures taken by BC Transit to address these issues.

**ACTION:** Councillor Madoff moved that it be recommended to Council that the five traffic orders as outlined in the report dated August 22, 2003 from the Traffic Division, be approved.

## **TERM LIMITS FOR CHAIR**

03/589

Committee received a memorandum dated August 5, 2003 from the Cycling Advisory Committee requesting Council's consideration of a recommendation to waive a provision in the City's Advisory Committee Procedures that prohibits more than 2 consecutive terms for Chair of the Cycling Advisory Committee.

**ACTION:** Councillor Hughes moved that the report dated August 5, 2003 from the Cycling Advisory Committee regarding Term Limits for Chair, be received for information.

## **RECREATION**

### **RECREATION INTEGRATION VICTORIA RELEASE OF FUNDING**

03/588

Committee received a memorandum dated August 22, 2003 from the Manager, Recreation Services outlining the services provided by Recreation Integration Victoria, and requesting Council's release of the budgeted grant allocation.

**ACTION:** Councillor Coleman moved that it be recommended to Council that the release of \$25,766 in grant funding to Recreation Integration Victoria, be authorized.

## **LIQUOR LICENSING**

**STRUCTURAL CHANGE – CAPACITY INCREASE**  
**LIQUOR-PRIMARY LICENSE – HOLIDAY INN**

03/587

Committee received a memorandum dated August 15, 2003 from the Corporate Administrator regarding a Liquor License Application for Structural Change to Increase Capacity for Liquor-Primary License No. 127349 for Redd's Roadhouse (Pub) in the Holiday Inn at 3020 Blanshard Street.

The applicant has made structural changes to the building that resulted in a 26-person increase in the occupant load in the liquor-primary establishment on the second floor. They are now seeking a 26-person increase in the licensed capacity of this venue, known as Redd's Roadhouse. The alterations reduced the occupant load of the food-primary licensed establishment on the ground floor by 32 persons, for a net reduction in the hotel's licensed capacity of 6 persons.

**ACTION:** Councillor Hughes moved that it be recommended to Council that:

- 1) Victoria City Council recommends the following amendment to the liquor-primary license for Redd's Roadhouse, Holiday Inn, 3020 Blanshard Street, Liquor Primary License #127349:
  - a) Increase the interior person capacity to 142 persons;
  - b) Retain the exterior patio capacity at 30 persons.
  
- 2) Victoria City Council, in considering the structural changes to increase capacity, provides the following comments on the prescribed conditions:
  - a) The potential for increased noise is minimal given that the capacity increase is for interior seating only and that the licensed establishment is located in an Intermediate Zone of the Noise Bylaw which allows for a higher noise level threshold for nuisance;
  - b) The impact on the community is negligible as the licensed establishment is located within a hotel in a commercial district adjacent to a main arterial road;
  - c) The capacity increase is small and is offset by a capacity reduction in the hotel restaurant;
  - d) The licensee has a satisfactory compliance history;
  - e) The views of the residents and businesses were solicited through a public notice and a notification letter sent to properties within 50 metres of the site to which Council received no submissions.

**ADMINISTRATIVE MATTERS**

**BUSINESS MEETING WORKSHOPS**

03/586

Committee received a memorandum dated August 20, 2003 from the Manager, Administration outlining a proposal for two workshops to be held Tuesday, October 28, 2003. The workshops will be offered to Council, Advisory Committee members, Neighbourhood Association leaders and appropriate staff.

Committee requested that two representatives from each Neighbourhood Association be invited to attend the Community Consultation workshop.

**ACTION:** Councillor Madoff moved that it be recommended to Council that a maximum expenditure of \$4,000 (including expenses) be authorized for the engagement of Eli Mina, M.Sc., P.R.P, to deliver the following two workshops as part of the City Council and Advisory Committee orientation and development program, October 28, 2003:

- The Foundation For Shared Decision Making
- Community Consultation: The Principled Approach

### **STRATEGIES FOR URBAN SUSTAINABILITY CONFERENCE**

03/585

Committee received a memorandum dated August 20, 2003 from the Executive Secretary, Office of the Mayor, advising that Mayor Lowe would like to attend the Strategies for Urban Sustainability Conference in Edmonton on September 9 and 10, 2003.

**ACTION:** Councillor Madoff moved that it be recommended to Council that:

- 1) Mayor Lowe's attendance at the Strategies for Urban Sustainability Conference, be approved.
- 2) Funding of approximately \$242.97 to cover related expenses, be approved.

### **DISPOSITION OF COMMUNICATIONS**

03/584

Committee received a memorandum dated August 25, 2003, from the Manager, Administration, reporting that certain communications received in the Legislative Services Division have been dealt with on the date and in the manner indicated.

Councillor Fortin referred to Correspondence #19 from Ben Pires, Director, Bayanihan Community Centre, expressing an interest in partnering with government to address the chronic shortage of affordable housing in Victoria.

Acting Mayor Savoie reported that she had requested that Planning Division staff contact Mr. Pires to discuss the issue and provide information on current initiatives.

**ACTION:** Councillor Hughes moved that the Disposition of Communications dated August 25, 2003 from the Manager, Administration, be received for information and filed.

### **PROCLAMATIONS**

03/583

**ACTION:** Councillor Coleman moved that the following proclamations be approved and forwarded to the appropriate Council meeting:

<i>Shinerama Day</i>	<i>September 6, 2003</i>
<i>FASD Awareness Day</i>	<i>September 9, 2003</i>

### **COUNCILLOR INQUIRIES**

#### **CATHEDRAL HILL PRECINCT WORKSHOP**

03/582

Councillor Madoff reminded Councillor of the Cathedral Hill Precinct Walking Tour Workshop, scheduled for September 8, 2003 at 1:30 p.m.

**FCM SUB-COMMITTEES**

03/581

Councillor Coleman discussed the mandates of four FCM sub-committees and the importance of Victoria being involved in this work. He and Councillor Savoie would like to represent the City on these sub-committees, and proposed that one of them attend all four meetings at one time, as either a delegate or alternate delegate.

**ACTION:** Councillor Holland moved that it be recommended to Council that the following proposal be approved in principle:

That Councillor Coleman and Councillor Savoie be appointed as Delegate and Alternate Delegate to the FCM sub-committees, and one of them be authorized to attend meetings as required and report back to Council.

Mayor Lowe joined the meeting at 10:00 a.m. and assumed the Chair.

**CLOSED MEETING - 10:05 A.M.**

Councillor Hughes moved that Committee of the Whole convene a closed meeting that excludes the public under Section 10(6) of the Council Bylaw for the reason that the following agenda items deal with matters specified in Section 10 (3) of the Council Bylaw.

**PERSONNEL – ARENA TRANSITION FUND**

03/580

The Director, Parks, Recreation and Community Services provided an update on Memorial Arena personnel, and the status of the Arena Transition Fund.

**LAND – ANTOINE’S RESTAURANT – LEASE**

03/579

Committee of the Whole, at its meeting on June 12, 2003, tabled consideration of a report on negotiations with the tenant of the city-owned building operating as Antoine’s Restaurant pending receipt of:

- 1) A legal opinion regarding issues raised by the tenant;
- 2) A business case analysis of the options for future uses of the building.

Committee received a report dated August 18, 2003 from the Property Manager providing further information on these two issues.

**ACTION:** Councillor Savoie moved that it be recommended to Council that approval be given to buying out the remaining 17 years of the lease with Antoine’s Restaurant, at a price of \$150,000 (from the Tax Sale Land Reserve Account),

effective December 31, 2003, and instruct staff to bring forward an Agreement from the Royal and McPherson Theatres Society for future use of the building.

**LAND – SILVER THREADS**

03/578

Community Services Division staff provided Committee with an update on the relocation of the Silver Threads Society from a city-owned building in Centennial Square to a new downtown location.

**LEGAL – SPCA**

03/577

Committee received legal advice regarding an action against the BC SPCA to enforce the City's Noise Abatement Bylaw.

**ACTION:** Councillor Holland moved that it be recommended to Council that the City's Solicitor be instructed to proceed with the Declaration.

**GVPL CENTRAL LIBRARY**

03/576

The following representatives from the Greater Victoria Public Library (GVPL) were present and provided an update on a proposal to relocate the Central Library to the downtown Bay building:

John Barton, GVPL Board Chair  
Robert McConnell, Vice Chair  
Sandra Anderson, Chief Librarian  
Darrell Skidmore, Consultant

**ACTION:** Councillor Coleman moved that it be recommended to Council that Victoria City Council endorses in principle the recommendation to relocate the Greater Victoria Public Library (GVPL) Central Library to the proposed Bay site, as outlined in the July 2003 GVPL Consultant's Report.

The meeting adjourned at 12:30 p.m.

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Councillor Savoie, Chair