

**MINUTES OF THE COMMITTEE OF THE WHOLE MEETING**  
**HELD THURSDAY, JULY 3, 2008, 8:00 a.m.**

**1. THE CHAIR CALLED THE MEETING TO ORDER AT 8:04 a.m.**

**2. CLOSED MEETING 8:04 a.m.**

**Committee Members Present:** Mayor Lowe in the Chair, Councillors Coleman, Fortin, Holland, Hughes, Madoff, Thornton-Joe and Young.

**Absent:** Councillor Chandler.

**Staff Present:** R. Woodland - Corporate Administrator; D. Schaffer – Manager, Legislative Services; D. Day – Director of Planning & Development; M. Hornell – Manager, Community Planning; C. Havelka – Recording Secretary.

**Action:** Councillor Hughes moved that Committee of the Whole convene a Closed meeting that excludes the public under Section 11(6) of the Council Bylaw for the reason that the following agenda items deal with matters specified in Section 11(3) and/or (4) of the Council Bylaw.

CARRIED 08/413

**2.2 Land – Intergovernmental Negotiations**

Committee received a presentation from the Ministry of Aboriginal Relations and Reconciliation regarding Intergovernmental Negotiations.

The discussion was recorded and kept confidential.

**3. ADJOURNMENT OF CLOSED MEETING**

**Action:** Councillor Hughes moved that the Closed Committee of the Whole meeting be adjourned at 8:59 a.m.

CARRIED 08/412

**4. THE CHAIR CALLED THE OPEN MEETING TO ORDER AT 9:06 a.m.**

**Committee Members Present:** Mayor Lowe in the Chair, Councillors Chandler, Fortin, Holland, Hughes, Madoff, Thornton-Joe and Young.

**Absent for a portion of the**

**Meeting:** Councillor Coleman.

**Staff Present:** R. Woodland – Corporate Administrator; D. Schaffer – Manager, Legislative Services; C. Havelka - Recording Secretary.

**Staff Present for a Portion of the Meeting:** D. Day – Director of Planning & Development; A. Meyer – Manager, Development Services; J. Matanowitsch – Senior Planner; M. Lam – Senior Urban Design Planner; K. Friars – Director of Parks, Recreation & Community Development; C. O’Regan – Manager, Facilities & Operations; P. Sparanese – Director of Engineering; J. Schmidt – Manager, Corporate Planning & Policy; S. Kaur – Policy Analyst; T. Snow – Manager, Civic Services Division; G. Darrah – Manager, Park Development; S. Thompson – Comptroller; A. Dolan – Bylaw Enforcement Officer.

## 5. APPROVAL OF THE AGENDA

The Chair outlined the following changes to the July 3, 2008, Committee of the Whole agenda:

**Open Meeting:**

- Item # 6 – Additional correspondence
- Item # 14 – Additional Disposition of Communications

**Councillor Inquiries / Information Sharing:**

- Councillor Hughes – one inquiry and one closed inquiry.
- Councillor Thornton-Joe – one inquiry.
- Councillor Chandler – one inquiry and one sharing.
- Councillor Fortin – one inquiry.
- Councillor Coleman – one inquiry.

**Action:** Councillor Madoff moved that the Agenda of the July 3, 2008 Committee of the Whole meeting be approved as amended.

CARRIED 08/411

## 6. ADOPTION OF MINUTES

### 6.1 June 19, 2008 Committee of the Whole Minutes

**Action:** Councillor Fortin moved that the minutes from the Committee of the Whole meeting held June 19, 2008 be adopted.

CARRIED 08/410

*Councillor Coleman joined the meeting at 9:07 a.m.*

## 7. DELEGATION

### 7.1 Fernwood Community Association – Community Well Project

Committee received correspondence dated May 8, 2008 and a verbal presentation from the Fernwood Community Association (FCA) regarding the Community Well Project. Joanne Murray, FCA Vice President, Bill Goers, Todd Doherty and Bob Potter were present and outlined for Committee background on the well, which was drilled in Stevenson Park, and the next stages, which is to test for volume and purity. After ascertaining the water quality, the FCA would like to hold a public forum to discuss what the community would like to see at the site, such as historical plaques. As the site is in a park, any plaques or features require the approval of City Council.

The 'Springs of Fernwood' were the first major supplier of water to Victoria. An English statute from 1866 ordered that one well be set apart for public use, and now the FCA is proud to share this historic public resource with all Victorians.

The FCA requests that City Council lend their support and encouragement to this project and understand the pride and accomplishment of the members of the Community Well Project.

Committee members discussed with FCA members:

- The hand pump proposed for the well would be stainless steel and locked;
- The well as a water source in the event of an emergency;
- The cost of testing water and frequency;
- CRD has water testing technology; a possible opportunity;
- City grants and possible funding sources for this initiative.

Committee members thanked the FCA members for their work on this initiative, noting its importance, and expressed an interest in providing support.

**Action:** Councillor Hughes moved that Council direct staff to work with the Fernwood Community Association to investigate options to develop the Community Well Project and report back to Committee.

CARRIED 08/409

### 7.2 James Bay Community Service Coalition

Committee received correspondence dated June 23, 2008 and a presentation from the James Bay Community Service Coalition regarding an Integrated Community Centre. Jesse Hyder, James Bay Community School Coordinator, presented to Committee the concept and feasibility of creating a new, integrated James Bay Community Centre by co-locating the programs and services of the senior's centre, the community health centre and the community recreation centre.

Mr. Hyder outlined for Committee the support they are requesting from the City as a part of this project:

- Accept this integration concept as a neighbourhood based response to the Victoria's Recreation & Community Service System Review as part of the future development and replacement of aging community centre facilities.
- Approve that the organizations continue to develop the feasibility of the project which involves city property, assets and services, and is part of the vision of Victoria's Recreation & Community Service System process.
- Provide staff support and advice for the development of the Scope of the Work outlined for the feasibility of the concept.
- Provide staff support and advice to develop and facilitate the community consultation process.

*Councillor Chandler withdrew from the meeting at 9:41 a.m. due to a direct pecuniary conflict with this item arising from her employment as a community nurse.*

Mr. Ryder advised Committee that the neighbourhood's vision for this integrated facility would ensure no duplication of services and address the issues of changing demographics, capacity and aging facilities which need action in four to five years. Staff advised that they have met briefly with the group but that there are no concrete options at this time and that they are currently reviewing the recreation renewal process.

Committee members were appreciative of this integrated approach and agreed that they did not want to see this initiative stall. The three organizations have been working together and have endorsed a Memorandum of Understanding but need support for this initiative. It was also suggested that the province should be a stakeholder in the consultation process and it was noted that they are a land owner in that area.

**Action:** Councillor Coleman moved:

1. That Council support in principle the concept of an Integrated Recreation & Community Service Delivery in the James Bay Neighbourhood; and
2. That staff investigate options to support the planning process for the proposed integrated service.

CARRIED 08/408

*Councillor Chandler returned to the meeting at 9:56 a.m.*

## **8. PRESENTATION**

### **8.1 2008 Citizen Survey Results**

Committee received copies of the 2008 Citizen Survey and a presentation from Corporate Planning & Policy regarding the 2008 Citizen Survey Results. The Director of Legislative and Regulatory Services outlined for Committee the background of Citizen Surveys with the 2008 survey being the third since 2003. Ms. Schmidt, Manager of Corporate Planning & Policy and Ms. Kaur, Policy

Analyst, outlined the results of the survey which will help to establish benchmarks and performance measures for future analysis.

*Councillor Holland withdrew from the meeting at 10:27 a.m.*

Committee members and staff discussed the following:

- How the data is used in decision-making; Directors review the survey in detail to inform the strategic planning and business planning process;
- Reaching a broader population to include youth and the marginalized who were underrepresented in this survey; other methods than a paper survey;
- The methodology with respect to sample numbers and randomness of representation;

*Councillor Holland returned to the meeting at 10:30 a.m.*

- English as a first language; a potential issue that on-line surveys would remedy;
- 'N/A' indicates that some questions became irrelevant in 2008 and should be defined as 'Not Asked'.
- Citizens' interest in the environment and the economically disadvantaged; the results of the survey in comparison with what's been completed;

*Councillor Coleman withdrew from the meeting at 10:37 a.m.*

Staff advised that the goal is to improve integration of the citizen survey with strategic, business and corporate planning and performance measures.

**Action:** Councillor Hughes moved that the 2008 Citizen Survey be received for information.

CARRIED 08/407

*Councillor Coleman returned to the meeting at 10:39 a.m.*

## **9. DEVELOPMENT SERVICES**

### **9.1 Development Permit # 000122 for 15 & 21 Gorge Road East**

Committee received a report dated June 25, 2008 from Development Services with respect to Development Permit # 000122 for 15 & 21 Gorge Road East. The proposal is to construct a four-storey, 43-unit apartment building that includes six, two-storey townhouses at ground level along Gorge Road East.

The following points were taken into consideration in reviewing the proposal:

- At its meeting on January 31, 2008 Council forwarded the proposal to Advisory Design Panel (ADP) for design review with particular attention to "significantly mitigate the adjacency scale as well as adjustments in density with respect to impacts on adjacent single family dwellings."
- At both its meetings on March 27, 2008 and May 29, 2008, Advisory Design Panel reviewed and recommended the proposal be tabled pending more improvements.

- By letter dated June 12, 2008, the applicant has requested that the proposal, without further improvements, be forwarded to Council for consideration despite the tabling recommendation by ADP.
- While the applicant has endeavoured to bring the building design into alignment with the recommendations in the *Gorge Road Guidelines (2006)* and to respond to Council's and Advisory Design Panel's comments, further and more significant improvements will be required.
- The proposal has been reviewed by the Burnside Gorge Community Association.

The stepping-down of the west portion of the proposed building to three-storeys should be more substantial to reduce the overbearing impact on the neighbouring houses. Adjustments will be necessary to improve privacy protection for units with marginally adequate clearance distances in front of their living space windows. A coordinated approach to CPTED, lighting, open space allocation and details of landscaping would benefit the proposal from a safety and security standpoint.

This Development Permit application has variances, therefore it requires notification, sign posting and a hearing. It is noted that the concurrent rezoning application will also require a Public Hearing.

Committee discussed the mass of the building and the variances being requested as well as the *Gorge Road Guidelines* and balancing the transition to single family dwellings.

**Action:** Councillor Holland moved that this application be declined.

Committee discussed the following:

- The cumulative effect of the requested variances;
- The police calls to this address; neighbours may see any new development as an improvement;
- The owner sees little point in returning this application to ADP for review;
- The applicant hasn't responded to Committee's comments regarding design.

Committee discussed allowing the applicant to speak as the motion is to decline, however the Chair advised that this is a courtesy offered only when further information is required.

On the Motion:

CARRIED 08/406

## **9.2 Development Variance Permit # 00055 for 1847 & 1849 Gonzales Avenue and 1740 Richardson Street**

Committee received a report dated July 3, 2008 from Development Services regarding Development Variance Permit # 00055 for 1847 & 1849 Gonzales Avenue and 1740 Richardson Street. The proposal is to subdivide and construct a new single family dwelling fronting on Richardson Street. The lot and house are

proposed in what is currently the rear yards of single family dwellings at 1847 and 1849 Gonzales Avenue, and a small portion of 1710 Richardson Street.

The proposed lot meets the minimum lot area of 460 m<sup>2</sup> in the existing R1-G Zone, Gonzales Single Family Dwelling District. However, variances are required to permit a reduced lot width, the west side yard setback and total side yard setbacks. Rear and side yard setback relaxations are also required for the adjacent houses. The proposed new 193 m<sup>2</sup> house is two storeys without a basement. It incorporates a single vehicle garage. The doorway is not at the front but on the east side.

In considering this application, the requested variances are found to be supportable based on the following points:

- While the proposed lot is 12.3 metres in width, narrower than the standard 15 metres width, its area meets the minimum lot size requirements under the existing R1-G Zone, Gonzales Single Family Dwelling District. The adjacent lots remain larger in area and width than the minimum.
- The proposed new house area and its site coverage are less than the maximum permitted under the zone.
- The proposed rear setback and side yard relaxations will have minimal privacy and overlook impacts on any of the houses.
- The fit of the proposed new house with the existing houses could benefit from a review by the Advisory Design Panel.

This Development Variance Permit Application requires notification, sign posting and a hearing.

Committee discussed the reasoning behind sending this application to ADP as the major concern, which was the garage door, has been addressed. A Committee member expressed concern over the loss of greenspace. Other Committee members, however, noted that the lot sizes are still substantial and that this is acceptable as an 'in fill' proposal.

**Action:** Councillor Holland moved that Council forward the Development Variance Permit Application #00055 to a hearing subject to:

1. Development meeting all Zoning Regulation Bylaw requirements with the following variances:

New Lot

Section 1.6.3 (1) (b) - Average lot width relaxed from 15.0 metres minimum to 12.3 metres

Section 1.6.14(a) - Side yard setback (west) relaxed from 1.85 metres to 1.52 metres

Section 1.6.15 - Total side yard setbacks relaxed from 5.4 metres to 4.57 metres

1847 Gonzales

Section 1.6.11 - Rear yard setback relaxed from 9.1 metres to 6.6 metres

1849 Gonzales

Section 1.6.11 - Rear yard setback relaxed from 9.1 metres to 4.6 metres

1740 Richardson

- Section 1.6.14(a) - Side yard setback (east) relaxed from 3.21 metres to 2.57 metres from proposed property line location.
2. Review by the Advisory Design Panel with the design review to the satisfaction of the Director of Planning & Development.
  3. Application meeting all Engineering and Subdivision Bylaw requirements.
  4. Compliance with the Tree Preservation Bylaw.

CARRIED 08/405

*Mayor Lowe left the meeting at 11:33 a.m. Councillor Madoff assumed the Chair.*

*Councillors Coleman and Fortin withdrew from the meeting at 11:33 a.m.*

### **9.3 Panhandle Lot Regulations – Strata Panhandle Subdivisions**

Committee received a report dated July 3, 2008 from Development Services with respect to Panhandle Lot Regulations – Strata Panhandle Subdivisions. The purpose of this report is to provide Council with information, analysis and recommendations regarding the City's Panhandle Lot Regulations.

*Councillor Hughes withdrew from the meeting at 11:34 a.m.*

Panhandle lots are a form of residential infill development. This form of subdivision has historically been a planning issue in the City, due to potential impacts on surrounding neighbours, including privacy issues, loss of private green space, and neighbourhood compatibility.

*Councillor Coleman and Hughes returned to the meeting at 11:36 a.m.*

The issue that is being brought forward to Council is that panhandle lots can be developed through a bare land strata subdivision and designed in a manner where they avoid the requirements of the "Panhandle Regulations". By definition bare land strata panhandle lots (strata panhandle lots) are not considered to be panhandle lots, therefore enabling the property to be developed in accordance with the R1-B Zone or other applicable zone, rather than the City's "Panhandle Lot Regulations", resulting in larger homes on smaller lots with the potential for negative impacts on neighbours.

This report discusses methods to address and improve the regulations by including panhandle lots in *Development Permit Area 26, Intensive Residential Development*, amending the Zoning Bylaw definition of the term "Panhandle Lot" to include strata panhandles, and amending the site area and lot width regulation in the R1-B Zone to include a requirement for 10% frontage on a public street.

*Councillor Fortin returned to the meeting at 11:40 a.m.*

**Action:** Councillor Holland moved:

1. That Council direct the City Solicitor to prepare the necessary amendments to the *Official Community Plan* to include panhandle lots in *Development Permit*

*Area 26, Intensive Residential Development*, for consideration at a public hearing.

2. That Council direct the City Solicitor to prepare the necessary amendments to the Zoning Bylaw definition of "Panhandle Lot" in Schedule A, so the definition includes bare land strata panhandle lots and any other form of panhandle lot, for consideration at a public hearing.
3. That Council direct the City Solicitor to prepare the necessary amendments to the Zoning Bylaw, Section 14.(1) of the R1-B Zone, to include a requirement for 10% frontage on a public street for all single family dwelling lots, for consideration at a public hearing.

Note: Council considers consultation under Section 879(2) of the Local Government Act and determines that no referrals are necessary with the Capital Regional District Board, Councils of Oak Bay, Esquimalt and Saanich, the Songhees and Esquimalt First Nations, the School District Board, and the federal government and its agencies.

CARRIED 08/404

## 10. PARKS

### 10.1 Recommended Expansion of Off-Leash Sites

Committee received a report dated June 25, 2008 from Parks with respect to Recommended Expansion of Off-Leash Sites. The purpose of this report is to recommend to Council three new dog off-leash sites within city parks and to provide background for this recommendation.

The Dogs in Parks Steering Committee reviewed a number of potential sites, and determined that Fisherman's Wharf, Songhees Hilltop, Banfield and Pemberton parks merited further investigation. A public consultation program was developed and carried out this past spring. This consultation included:

1. Steering Committee presentations to the Fairfield, James Bay and Vic West Community Associations.
2. A Public Open House at City Hall whereby the general public could view plans and information boards and discuss the proposal directly with committee members and staff.
3. Relevant sport user groups at Fisherman's Wharf and Pemberton Parks were contacted and presented with information outlining the proposals.
4. Information about the proposal was posted to the city website.

The Dogs in Parks Committee met on June 16, 2008 to consider the public consultation information collected and to make a recommendation for consideration by Council. At this meeting the Committee recommended that the City proceed with establishing dog off leash areas at Pemberton Park, Songhees Hilltop Park and Banfield Park. The Committee does not support a dog off leash area at Fisherman's Wharf Park at this time.

Pam Grant of the Dogs in Park Steering Committee was present and advised Committee that the main concern expressed throughout the neighbourhoods was control of dogs and that sporting activities be given precedence. The bylaw will regulate hours to this effect and there will be signage.

*Councillor Chandler withdrew from Council Chambers at 11:15 a.m.*

A Committee member inquired regarding 'next steps' for Fisherman's Wharf Park with staff advising that they will do more exploration, debrief with the Steering Committee and report back.

*Councillor Chandler returned to Council Chambers at 11:18 a.m.*

**Action:** Councillor Madoff moved that Council endorse the Dogs in Park Steering Committee's recommendation to establish three new dog off-leash areas as indicated on attached drawings, with hours as follows:

1. Songhees Hilltop Park: 6:00 a.m. -10:00 p.m. daily
2. Banfield Park:  
Summer: April 1 – September 30; 6:00 a.m. – 9:00 a.m. and 5:00 p.m. - 10:00 p.m.  
Winter: October 1 - March 31, 6:00 a.m. -10:00 p.m. daily
3. Pemberton Park: 6:00 a.m. -10:00 p.m. Daily.

CARRIED 08/403

## **10.2 Annual Terry Fox Run**

Committee received a report dated June 19, 2008 from the Parks Division regarding the Annual Terry Fox Run. The purpose of this report is to recommend that Council support the request of the Terry Fox Foundation Local Organizing Committee to use part of Beacon Hill Park for this year and future years Terry Fox Run.

The Appropriate Activity Assessment Framework was used in the evaluation of this event. The event has strong recreation and cultural components, fits the intended use of the park for walking or running and enjoying the park environment and there is no registration fee to participants. The event clearly includes aspects of not-for-profit commercialism as defined by the City's Strategy to Restrict and Control Commercialism in Beacon Hill Park, however, the City's strategy does not ban commercialism; it states there is a need for flexibility in the decision making process, while protecting park values.

**Action:** Councillor Coleman moved that Council approves the Annual Terry Fox Run in a portion of Beacon Hill Park subject to the following limitations:

1. The not-for-profit commercial elements occur on the closed section of Douglas Street which is adjacent to the Terry Fox Monument;
2. The not-for-profit commercial elements be limited to donation collection, Terry Fox merchandise sales, 2 - 20'x20' sponsorship tents and a radio station mobile entertainment van.

CARRIED 08/402

## 11. ENGINEERING

### 11.1 Budget Adjustment to Continue Operation of the Portable Urinals (KROS)

Committee received a report dated July 3, 2008 from Engineering with respect to Budget Adjustment to Continue Operation of the Portable Urinals (KROS). This report is in response to Council's inquiry on May 8, 2008 regarding the desire to enhance the operation of the portable urinals during the summer months on a seven-day basis as staff continues to investigate various options to manage late night urination in the downtown. Staff has also identified costs associated with continuing the program until the end of the year as the current program is only budgeted until August 31, 2008.

To continue the existing program until the end of the year will cost an additional \$18,000. The current days of operation are Thursday, Friday and Saturday from 10:00 p.m. to 3:00 a.m. Staff is recommending that we continue this program until such time that an alternative option is found.

A Committee member received clarification from staff regarding the breakdown in costs for the enhanced program. It was also noted that increasing the number of portable urinals from Thursday to Saturday nights would make the most impact on public urination. The Downtown Victoria Business Association continues to encourage bar owners to remind patrons to be responsible and use the washrooms before they leave their establishments.

**Action:** Councillor Thornton-Joe moved that:

1. Council approve adding two KROS during the summer months (July 15<sup>th</sup> to September 30<sup>th</sup>) at a cost of \$3,800.00, from contingencies.
2. Council approves to continue the program to the end of the year (December 31<sup>st</sup>, 2008) at a cost \$18,000 from contingencies.

CARRIED 08/401

## 12. FINANCE

### 12.1 Tender # 08-030 – Asphalt Paving Works

Committee received a report dated June 16, 2008 from Finance with respect to Tender # 08-030 – Asphalt Paving Works. This tender was advertised in the May 31, 2008 edition of the Times Colonist and posted on the City's Web Page to which two firms submitted tenders.

Current City policy states that all expenditures in excess of \$500,000 require the approval of City Council. Funds are available for this award.

**Action:** Councillor Young moved that City Council approve that Tender # 08-030 – Asphalt Paving Works be awarded to Island Asphalt Ltd., for an estimated annual cost of \$618,200.00 (excluding GST) based on being the overall lowest tender.

CARRIED 08/400

## 13. EMERGENCY SERVICES

### 13.1 CREST Radio System Update

Committee received correspondence dated July 2, 2008 and an update from Hy Freedman, Chair and Gord Horth, General Manager, of CREST Radio System. Mr. Freedman advised Committee that testing of the CREST system with the new tower on the CRD building was carried out on Friday, June 27. Victoria Police accompanied them to test twenty-five sites which were chosen because they were 'problem' sites previously. The results showed a marked improvement with signal strength at 5 / 5 and quality at 5 / 5 at over 90% of the sites and locations tested. Phase two upgrades will improve reception in the periphery and will provide in-vehicle repeaters in fire department vehicles.

Committee discussed with Mr. Freedman and Mr. Horth, the following:

- Where the Police wore the radios for testing; on their hips with the antenna under their arms;
- Testing was done inside parkades and reception was good;
- New buildings and a bylaw to ensure steps are taken for in-building reception;
- A written confirmation of the Police's satisfaction with the results; the final report requires a third party validator and will include the Police's information.

Committee expressed approval of this positive news and thanked Mr. Freedman and Mr. Horth for their presentation.

## 14. ADMINISTRATIVE MATTERS

### 14.1 Disposition of Communications dated June 27, 2008

**Action:** Councillor Holland moved that the Disposition of Communications dated June 27, 2008 from the Manager, Administration, be received for information and filed.

CARRIED 08/399

### 14.2 Proclamation – “Chinese Canadian Heritage Days”

**Action:** Councillor Thornton-Joe moved that the week of August 3<sup>rd</sup> to August 10<sup>th</sup>, 2008, be proclaimed as “Chinese Canadian Heritage Days” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/398

## 15. COUNCILLOR INFORMATION SHARING AND INQUIRIES

### 15.1 Councillor Hughes – UBCM Resolutions – Vacant and Derelict Buildings

Councillor Hughes requested clarification from staff regarding the response from the Ministry of Community Services with respect to Vacant and Derelict Buildings. The City forwarded two resolutions to UBCM for consideration. For the aesthetic condition of derelict buildings, the City has responded with the creation of the *Abandoned Properties Bylaw* which has received three readings.

The Ministry of Community Services also responded regarding the differing property tax rates. However, this issue requires more clarity and Councillor Hughes requested more information from staff.

### **15.2 Councillor Thornton-Joe – Hot Weather and Pets**

Councillor Thornton-Joe outlined for Committee concerns regarding animal welfare during the hot, summer weather. She would like to request that staff investigate amending the *Animal Control Bylaw* to protect animals during the hot weather.

Committee discussed with staff the possibility of reviewing other municipalities and the SPCA's bylaws and whether there should be consistency across the region.

**Action:** Councillor Thornton-Joe moved that staff investigate amending the *Animal Control Bylaw* to include a provision that no person may cause an animal to be confined in a closed space, including a vehicle, without adequate ventilation.

CARRIED 08/397

### **15.3 Councillor Chandler – Webcast of Council Meetings**

Councillor Chandler requested Committee's consideration regarding the proposal that Council meetings be offered via webcast. She requested that staff report back with details on this issue. The Corporate Administrator advised that in 2009 it is proposed to electronically produce agendas and explore other means of conveying Council business. There is no allocation of funds for this type of project for this year. Staff intends to consider as a package the webcast and electronic agenda proposal.

### **15.4 Councillor Coleman – Noise and Motorcycles in James Bay**

Councillor Coleman outlined for Committee a concern regarding the relationship between noise and motorcycles in James Bay. There have been reports of motorcycle racing on Dallas Road, which creates noise, air quality and speed issues. These issues will be brought up at the joint Council / Police Board meeting. The Corporate Administrator advised that Police have the authority to ticket under the *Motor Vehicle Act* and that bylaw officers can participate but they do not have the authority to pull over vehicles.

### **15.5 Councillor Fortin – Pesticide Bylaw – Commercial and Industrial Properties**

Councillor Fortin requested an update from staff regarding a review of provincial regulations to determine if a municipality has the authority to regulate pesticide use on commercial and industrial properties. The Corporate Administrator advised that he will follow-up on this request.

#### **15.6 Councillor Chandler – North Jubilee Neighbourhood – Turner Block**

Councillor Chandler outlined a North Jubilee neighbourhood concern for Committee regarding the Turner Block. She is requesting that the City do its utmost to encourage development of this block to see the necessary upgrading done. The Mayor has met with the Turner family to discuss options though there is a sense that they need further support. Committee members discussed drawing on the Community Association as a resource to provide the Turner family with guidance.

Committee recessed at 12:03 p.m.

Committee reconvened at 12:10 p.m.

*Councillor Fortin left the meeting at 12:10 p.m.*

*Councillor Holland left the meeting at 12:10 p.m.*

#### **16. WORKSHOP – SIGN BYLAW REVIEW**

The Director of Legislative and Regulatory Services outlined for Committee the purpose of this workshop which is to review the *Sign Bylaw* and for Committee to provide staff with a general direction to develop a new *Sign Bylaw*.

Staff provided Committee with a slide presentation outlining the background of the *Sign Bylaw*, the current situation and staff input in areas requiring attention.

*Councillor Hughes returned to the meeting at 12:13 p.m.*

Committee members discussed with staff the various forms of signs, zoning and tightening up regulations to provide clarity of the definition, size, content and type of sign allowed within the City.

Committee recessed at 12:24 p.m. for lunch

Committee reconvened at 12:34 p.m.

Committee discussed with staff the following:

- Third party signs and Court rulings regarding their prohibition;
- What constitutes a sign; awning; photos of merchandise in windows, or a table with a menu on the sidewalk;
- The sign industry and regulations; more education and communication needed;

- Entitlement of signage based on frontage; a formula with a maximum allotment;
- Sign Zone map is out of date; modifying and reducing the number of zones;
- Apartment buildings signs; really a residential use that should be limited;
- Home-based businesses; only signs smaller than 2' x 2' are allowed as they don't constitute a sign;
- Apartment and commercial mixed use developments;
- Temporary hoarding; allowing signage and an equal amount of public art or historical pictures;
- Relating the Sign Bylaw to the zone and the specific property as defined by BC Assessment Authority criteria;
- Sandwich board signs; enforcement and the two feet allowance some businesses benefit from;
- Possibility of regulating sign content; language issues in multicultural society.

Staff advises that rather than prohibiting a type of sign, regulation offers a compromise as seen with posterage and the cylinders the City provides for their placement.

Staff summarized for Committee the prevalent concerns that arose through this workshop and will be the subject of staff's focus in the coming months. These items require clarification and more restrictive regulations:

1. Third party signs – continuing prohibition or options.
2. How to class different properties.
3. Commercial village zones – sensitive treatment.
4. Temporary signage – public art and signage.
5. Electronic signs and light pollution.
6. Hours of operation of electronic signs.
7. What constitutes content; what can be advertised.
8. Sandwich board signs.

Staff advised Committee that they will focus resources on these priority issues as outlined above and report further to Committee.

*Councillor Chandler left the meeting at 1:13 p.m.*

## **17. CLOSED MEETING at 1:17 p.m.**

**Committee Members Present:** Acting Mayor Madoff in the Chair, Councillors Chandler, Coleman, Hughes, Thornton-Joe and Young.

**Staff Present:** R. Woodland – Acting City Manager; D. Schaffer – Manager, Legislative Services; C. Havelka – Recording Secretary.

**Action:** Councillor Coleman moved that Committee of the Whole convene a Closed meeting that excludes the public under Section 11(6) of the Council Bylaw for the reason that the following agenda items deal

with matters specified in Section 11(3) and/or (4) of the Council Bylaw.

CARRIED 08/396

**17.1 Minutes from the Closed Portion of the Committee of the Whole Meeting held June 19, 2008**

**Action:** Councillor Thornton-Joe moved that the Closed Portion of the Committee of the Whole meeting held June 19, 2008 be adopted.

CARRIED 08/395

**17.2 Councillor Hughes - Closed Sharing – Fernwood Neighbourhood Resource Group**

Councillor Hughes shared with Committee information regarding personnel employed by the Fernwood Neighbourhood Resource Group.

This discussion was recorded and kept confidential.

**17.3 Land - Intergovernmental Negotiations**

The Corporate Administrator advised Committee that further discussions will occur at a future Committee of the Whole Meeting regarding Land – Intergovernmental Negotiations.

The discussion and motion were recorded and kept confidential.

(Closed Resolution #08/394)

**18. ADJOURNMENT**

**Action:** Councillor Thornton-Joe moved that the Committee of the Whole meeting of July 3, 2008 be adjourned at 1:26 p.m.

CARRIED 08/393

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Mayor Lowe, Chair