

Municipality of North Cowichan Regular Council MINUTES

**January 18, 2017, 1:30 p.m.
Municipal Hall - Council Chambers**

Members Present Mayor Jon Lefebure
 Councillor Joyce Behnsen
 Councillor Rob Douglas
 Councillor Maeve Maguire
 Councillor Kate Marsh
 Councillor Al Siebring
 Councillor Tom Walker (attended electronically)

Staff Present Dave Devana, Chief Administrative Officer (CAO)
 Mark Ruttan, Director of Corporate Services / Deputy CAO
 Scott Mack, Director of Development Services
 Michael Mark, Manager of Building and Compliance
 David Conway, Director of Engineering and Operations
 Ernie Mansueti, Director of Parks and Recreation
 Kyle Young, Assistant Manager of Planning and Subdivision
 Nancy Tates, Executive Assistant

1. CALL TO ORDER

There being a quorum present, the meeting was called to order at 1:36 p.m.

2. APPROVAL OF AGENDA

It was moved and seconded:

That Council approve the agenda as amended to defer 6.1 to the February 15, 2017 meeting and add:

1. 3.1 (Closed) Proposed Disposition (section 90 (1) (e) of the Community Charter), and
2. 3.2 (Closed) Potential Litigation (section 90 (1) (g) of the Community Charter).

CARRIED

3. ADOPTION OF MINUTES

It was moved and seconded:

That Council adopt the following minutes:

1. Committee of the Whole held December 19, 2016,
2. Committee of the Whole held December 21, 2016, and
3. Regular Council held December 21, 2016.

CARRIED

4. PUBLIC MEETINGS & HEARINGS

4.1 Zoning Bylaw Amendment - 6013 Falaise Road

Public Hearing Report - Council commenced the public hearing at 1:40 p.m. to allow the public to make representations to Council respecting proposed Bylaw 3637. Mayor Lefebure outlined the public hearing order of business and read aloud Council's policy that it will not receive verbal or written communications from the public regarding the proposed zoning amendment bylaw after the closure of the public hearing. He then invited late correspondence. The Corporate Officer advised that no correspondence regarding the application from the public was received. Council then received a presentation introducing the proposal from the Assistant Manager of Planning and Subdivision. Mayor Lefebure then invited the applicant and the public to address Council on the proposed bylaw.

Mayor Lefebure asked three times if anyone wished to speak to the application. No one came forward so Mayor Lefebure closed the public hearing at 1:50 p.m.

It was moved and seconded:

That Council read a third time "Zoning Amendment Bylaw (No. 14 – Falaise Road), 2016", No. 3637.

CARRIED

5. PUBLIC INPUT

Council received brief public input regarding agenda items from registered speakers.

6. DELEGATIONS & PRESENTATIONS

6.1 RCMP Quarterly Report

Deferred to the February 15, 2017 Regular Council meeting.

6.2 Cowichan Neighbourhood House Association

Council heard from Christopher Robinson and Arlene Robinson from the Cowichan Neighbourhood House Association requesting accommodation of the Neighbourhood House within a proposed multi-use building on the old Chemainus fire hall site.

7. BYLAWS

7.1 Bylaw 3628 - "Official Community Plan Amendment Bylaw, 2016"

It was moved and seconded:

That Council rescind third reading of "Official Community Plan Amendment Bylaw, 2016", No. 3628.

CARRIED

7.2 Bylaw 3630 - "Zoning Amendment Bylaw (No. 8 - Cliffs Development), 2016"

It was moved and seconded:

That Council rescind third reading of "Zoning Amendment Bylaw (No.8 - Cliffs Development), 2016", No. 3630.

CARRIED

7.3 Bylaw 3631 - "Zoning Amendment Bylaw (No. 9 - Kingsview Development), 2016"

It was moved and seconded:

That Council rescind third reading of "Zoning Amendment Bylaw (No. 9 - Kingsview Development), 2016", No. 3631.

CARRIED

Councillor Maguire left the meeting at 2:40 p.m.

7.4 Bylaw 3632 - "Zoning Amendment Bylaw (No. 10 – Trans-Canada Highway), 2016"

It was moved and seconded:

That Council adopt "Zoning Amendment Bylaw (No. 10 – Trans-Canada Highway), 2016", No. 3632.

(Opposed: Douglas; Marsh)

CARRIED

7.5 Bylaw 3641 "South End Water Local Area Service Enlargement Bylaw, 2016"

Councillor Maguire returned to the meeting at 2:43 p.m.

It was moved and seconded:

That Council read a first, second and third time "South End Water Local Area Service Enlargement Bylaw, 2016", No. 3641.

CARRIED

7.6 Bylaw 3643 - "Fees Amendment Bylaw, 2017"

Councillor Douglas left the meeting at 2:44 p.m.

It was moved and seconded:

That Council

1. approve opening the Cowichan Aquatic Centre from noon to 4:00 p.m. on Family Day, and
2. read a first, second and third time "Fees Amendment Bylaw, 2017", No. 3643 (to waive Cowichan Aquatic Centre admission fees for sponsored special events).

CARRIED

7.7 Bylaw 3645 - Zoning Amendment Bylaw (No. 4 - Sherman Road), 2017

Councillor Douglas returned to the meeting at 2:45 p.m.

It was moved and seconded:

That Council read a first and second time "Zoning Amendment Bylaw (No. 4- Sherman Road), 2017", No. 3645.

(Opposed: Behnsen)
CARRIED

7.8 Bylaw 3646 - Zoning Amendment Bylaw (No. 5 - Willow Street), 2017

Councillor Siebring left the meeting at 3:40 p.m.

It was moved and seconded:

That Council read a first and second time "Zoning Amendment Bylaw (No. 5- Willow Street), 2017", No. 3646.

CARRIED

8. REPORTS

8.1 Development Variance Permit - 4-5992 Trillium Way

Councillor Siebring returned to the meeting at 3:44 p.m.

It was moved and seconded:

That Council issue a development variance permit to Nicola and Michael Lee, for 4-5992 Trillium Way, to vary section 58 (6) (a) of the Zoning Bylaw to reduce the minimum required rear yard setback for a principal building from 7.5 m to 4.5 m.

(Opposed: Marsh)
CARRIED

8.2 Proposed Conservation Tax Incentive Program

It was moved and seconded:

That Council urge the Province to research conservation tax incentive programs to determine their effectiveness and what would be required to successfully implement such a program in BC.

(Opposed: Maguire)
CARRIED

8.3 Boulevard Maintenance

It was moved and seconded:

That Council direct staff to draft a bylaw to amend the Highway Use Bylaw 1988 to require property owners to maintain their boulevards.

(Opposed: Behnsen)
CARRIED

8.4 Fuller Lake Arena - Capital Work

It was moved and seconded:

That Council grant pre-budget approval to spend \$200,000 for the heating, ventilation and air conditioning (HVAC) installation project at the Fuller Lake Arena.

CARRIED

8.5 Community Wildfire Protection Plan Update

It was moved and seconded:

That Council direct staff to apply for funding from the Union of BC Municipalities' Strategic Wildfire Prevention Initiative to update North Cowichan's Community Wildfire Protection Plan.

CARRIED

8.6 South End Sewer Inclusion – 1736 Maple Bay Road

It was moved and seconded:

That Council direct staff to draft a bylaw to include 1736 Maple Bay Road within the South End Sewer Local Area Service.

CARRIED

8.7 RCMP Contract Committee

It was moved and seconded:

That Council recommend that the Union of British Columbia Municipalities appoint Councillor Al Siebring to the RCMP's Local Government Contract Management Committee.

CARRIED

8.8 PlaceSpeak

Council heard from Nancy Bates, Executive Assistant, regarding the new online engagement tool "PlaceSpeak" being launched in conjunction with the Cowichan Valley Regional District, Town of Ladysmith and the City of Duncan.

It was moved and seconded:

That Council extend the meeting to 5:30 p.m.

CARRIED

8.9 Shellfish Harvesting Conditional Management Plans

It was moved and seconded:

That Council authorize the Mayor and Corporate Officer to sign new agreements for the management of the shellfish harvesting areas near the Chemainus and Crofton sewage treatment plant outfalls, in the event of an effluent release that causes a closure to the shellfish harvest.

CARRIED

9. NOTICE OF MOTIONS

None.

10. REVIEW OF COMMITTEE MINUTES

Council reviewed, for information, the following Council committee minutes:

1. Public Works Committee - December 14, 2016,
2. Quamichan Lake Water Quality Task Force - December 20, 2016.

11. NEW BUSINESS

None.

12. QUESTION PERIOD

Council received no questions from the public regarding business considered at this meeting.

13. CLOSED SESSION

Council closed the meeting to the public at 4:45 p.m. on the basis of section (90) (1) (a) *[appointments]*, (e) *[acquisition and proposed disposition of land]* and (g) *[potential litigation]* of the *Community Charter*. Council rose at 5:30 p.m. and reported on the following:

13.1 Environmental Advisory Committee Appointment

It was moved and seconded:

That Council appoint Doug Fenton to fill the vacancy on the Environmental Advisory Committee for a 3-year term ending on November 30, 2019.

14. ADJOURNMENT

The meeting ended at 5:30 p.m.

Signed by Mayor

Certified by Corporate Officer

(Minutes certified "correct" and Public Hearing report certified "fair and accurate")