

MINUTES OF THE COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE
MONDAY, MAY 8, 2006 AT 7:30 P.M.

Present: **Chair:** Mayor Leonard
Council: Councillors Brice, Brownoff, Derman, Gillespie, Hunter, Ngai, Sanders and Wergeland
Staff: Tim Wood, Administrator; Russ Fuoco, Director of Planning; Colin Doyle, Director of Engineering; Margaret Trottier, Deputy Municipal Clerk; and Shirley Leggett, Senior Committee Clerk.

Minutes **ADOPTION OF MINUTES**

MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: "That the Minutes of the Council and Committee of the Whole Meetings held May 1, 2006, and the Minutes of the Special Committee of the Whole – Financial Plan Meetings held March 28, 2006 and April 26, 2006, be adopted."

CARRIED

BYLAWS

No. 165
ADM40
Bylaw 8764

GARBAGE COLLECTION AND DISPOSAL BYLAW AMENDMENT.

Final Reading of the "Garbage Collection and Disposal Bylaw, 2005, Amendment Bylaw, 2006, No. 8764". To increase the annual rate from \$114 to \$118.50.

MOVED by Councillor Derman and Seconded by Councillor Brownoff: "That Bylaw No. 8764 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

No. 166
ADM40
Bylaw 8765

FINANCIAL PLAN BYLAW.

Final Reading of the "Financial Plan Bylaw, 2006, No. 8765". To establish the five year financial plan for 2006 – 2010.

MOVED by Councillor Hunter and Seconded by Councillor Gillespie: "That Bylaw No. 8765 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

No. 167
ADM40
Bylaw 8766

TAX BYLAW.

Final Reading of the "Tax Bylaw, 2006, No. 8766". To establish the tax rates for 2006.

MOVED by Councillor Wergeland and Seconded by Councillor Sanders: "That Bylaw No. 8766 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

No. 166
ADM40.
Bylaw 8767

SEWER USER CHARGE BYLAW.

Final Reading of the "Sewer User Charge Bylaw, 2006, No. 8767". To increase the annual fee from \$106 to \$115.

MOVED by Councillor Ngai and Seconded by Councillor Wergeland: "That Bylaw No. 8767 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

RESOLUTIONS FOR ADOPTION

No. 167
PQS100
Tender 09/06

TENDER 09/06 – COLD ASPHALT MILLING.

Report of the Director of Purchasing dated May 2, 2006 recommending Tender 09/06 for cold asphalt milling be awarded to Capital City Paving Ltd. in the amount of \$254,820.

MOVED by Councillor Derman and Seconded by Councillor Brice: "That Tender 09/06 for cold asphalt milling be awarded to Capital City Paving Ltd. in the amount of \$254,820."

CARRIED

No. 168
ADM115 - AVICC
Cancellation of Meetings

ASSOCIATION OF VANCOUVER ISLAND AND COASTAL COMMUNITIES (AVICC) – ANNUAL DUES.

Invoice from the AVICC requesting payment of the 2006 annual dues in the amount of \$9,934.83.

MOVED by Councillor Brice and Seconded by Councillor Sanders: "That Council authorize payment of the 2006 dues to the Association of Vancouver Island and Coastal Communities in the amount of \$9,934.83."

CARRIED

Adjournment

On a motion from Councillor Wergeland, the meeting adjourned at 7:34 p.m.

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MAYOR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK

THE FOLLOWING WAS REPORTED FROM THE 'IN CAMERA' COUNCIL MEETING HELD JANUARY 23, 2006

ADM85
Appointment to
PAC

APPOINTMENT TO PENINSULA AGRICULTURAL COMMISSION

MOVED by Councillor Hunter and Seconded by Councillor Brownoff:
"That Ruby Commandeur be appointed to the Peninsula Agricultural Commission for a term expiring December 31, 2006."

CARRIED

ADM85
Appointment to
ACH and SHF

APPOINTMENTS TO ARTS, CULTURE AND HERITAGE ADVISORY COMMITTEE AND SAANICH HERITAGE FOUNDATION

MOVED by Councillor Brownoff and Seconded by Councillor Derman:
"That:

1. Sandra Gray and Valerie Green be appointed to the Arts, Culture and Heritage Advisory Committee for terms expiring December 31, 2006; and
2. Elizabeth Coey, Sheila Colwill, Ryan Langkamer, Andrew Rushforth and Neil Wilton be appointed to the Saanich Heritage Foundation for terms expiring December 31, 2006."

CARRIED

THE FOLLOWING WAS REPORTED FROM THE 'IN CAMERA' COUNCIL MEETING HELD JANUARY 30, 2006

ADM85
Appointment to
ACH

APPOINTMENT TO THE ARTS, CULTURE AND HERITAGE ADVISORY COMMITTEE

MOVED by Councillor Brice and Seconded by Councillor Wergeland:
"That the membership of the Arts, Culture and Heritage Advisory Committee be increased from nine to ten members for the 2006 transition year, and that Lea Kirstein be appointed to the Committee for a term expiring December 31, 2006."

CARRIED

THE FOLLOWING WAS REPORTED FROM THE 'IN CAMERA' COUNCIL MEETING HELD FEBRUARY 27, 2006

Cedar Hill X Road
Proposed
Purchase

4000 CEDAR HILL X ROAD – PROPOSED PURCHASE

MOVED by Councillor Derman and Seconded by Councillor Hunter:
"That:

1. Council approve the purchase of Parcel C (DD2202W) of Lot 33, Section 32, Victoria District, Plan 721 (4000 Cedar Hill Cross Road) on the terms negotiated; and
2. Council approve the preparation of a Bylaw to Dedicate for Road the portion of the property required for the bike lane."

CARRIED

Admirals Road
Proposed
Acquisition

3004 ADMIRALS ROAD (PORTION OF LOT 2, SECTION 21, VICTORIA DISTRICT, PLAN 853) – PROPOSED ACQUISITION

**MOVED by Councillor Ngai and Seconded by Councillor Wergeland:
“That Council approve the purchase of a portion of Lot 2, Section 21,
Victoria District, Plan 853, (3004 Admirals Road) for the sum of
\$25,000.”**

CARRIED

Mr. K. Whitcroft, 1044 Inverness Road, stated:

- The existing two houses already have rental units in them and there is the potential for suites in the proposed two new houses as well.

Ms. B. Meek, 3909 Mildred Street, on behalf of the Strawberry Vale Residents' Association, stated:

- The Association is concerned with the number of variances the applicant is requesting especially the variance for the side yard setback on proposed Lot 1.
- There is insufficient visitor parking and the proposed strata access road is too narrow and does not meet the required standard road width.
- The Association does not support the proposed subdivision.

Mr. M. Kambo, on behalf of his father, stated:

- Mr. Cunnin spoke with the Fire Department regarding the proposed common property access road and the Fire Department is satisfied that the proposed width will not be an issue.
- Heritage Lane is about four metres wide and it has five houses on it; they are only proposing to build two additional houses on two large lots.
- There will be covenants in place to ensure there will not be any suites in the two new houses; there should not be any additional impacts on traffic.
- Amendments were made to the proposal and Mr. Cunnin's latest correspondence addresses all of the issues that were raised at last year's Committee of the Whole Meeting.

In response to questions and comments, Mr. B. Cunnin stated:

- The proposed two houses will appear as one-storey houses facing the street and will be two storeys facing the Galloping Goose Trail; there will be walk-out basements at the rear of the houses but there will be covenants to restrict suites.
- House size will be restricted to 2,400 square feet which is only about 20 percent site coverage.
- There will be a total of 22 parking spaces on the property including a minimum of three spaces for each house; visitor parking should not be an issue.
- They are proposing to reduce the legal width of the common property access road to 5.15 metres for about 16 feet only where it is pinched between the two existing houses; if it is widened to 6.0 metres they will require an additional variance for reducing the side yard setbacks; although access is somewhat constrained, it is not a technical problem.
- With regard to the concerns with the side yard setback on proposed Lot 1, the back door to the garage swings inwards adjacent to the strata road but there will be a retaining wall so it should not be a safety issue.
- The Planner's report states that some fill may be required on the site to create level building surfaces but he does not think it will be necessary.

MOTION: MOVED by Councillor Brice and Seconded by Councillor Sanders:
“That the application to rezone Lots 2 and 3, Section 16, Victoria District, Plan 11872 (1131 and 1141 Burnside Road West) from RS-18 to RS-8, be rejected.”

In response to questions from Council, the Director of Planning stated:

- There is no on-street parking along Burnside Road West nor is there any leeway for overflow parking on neighbouring streets.
- The proposed dwellings are reasonably sized two-storey dwellings and it is staff’s perception that the proposed massing will be too intrusive in this neighbourhood.

Councillor Brice stated:

- The applicant was given previous advice from the Planning Department to consider building small one-storey cottage-style houses; two-storey houses with 2,400 square feet are not cottages.
- Planning staff have ascertained that the proposed development will not contribute positively to the character and quality of the neighbourhood.

The Motion was then PUT and CARRIED

Raymond Street S.
Rezoning

3657 RAYMOND STREET SOUTH – REZONING APPLICATION – AVTAR AND GURDEV PABLA - Report of the Director of Planning dated April 24, 2006 recommending approval of the rezoning from RS-6 to RD-1 and Development Permit DPR2005-00028.

Mr. Pabla, son of the owners and applicants, stated:

- They contacted the neighbours regarding their proposal and in response to some concerns that were expressed regarding massing, they decided to stagger the two duplexes and use a variety of finishing materials to make it more visually interesting from the street.

MOTION: MOVED by Councillor Derman and Seconded by Councillor Hunter:
“That a Public Hearing be called.”

Councillor Derman stated:

- Staggering the two dwelling units makes the proposal more interesting and will fit well with the subject property and street presence.

The Motion was then PUT and CARRIED

Adjournment On a motion from Councillor Derman, the meeting adjourned at 8:03 p.m.

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CHAIR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK