

MINUTES OF THE COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE  
**MONDAY, APRIL 7, 2008 AT 7:30 P.M.**

Present: **Chair:** Mayor Leonard  
**Council:** Councillors Brice, Brownoff, Derman, Gillespie, Hunter, Ngai, and Sanders, and Wergeland  
**Staff:** Tim Wood, Administrator; Chris Nation, Municipal Solicitor; Russ Fuoco, Director of Planning; Colin Doyle, Director of Engineering; Carrie MacPhee, Manager of Legislative Services; and Shirley Leggett, Senior Committee Clerk.

Minutes

**ADOPTION OF MINUTES**

**MOVED by Councillor Brownoff and Seconded by Councillor Hunter:**  
"That the Minutes of the Council and Committee of the Whole Meetings held March 10, 2008, the Special Committee of the Whole Meeting held March 11, 2008, and the Special Council Meetings held March 4, 2008 and April 1, 2008, be adopted."

**CARRIED**

**BYLAWS**

No. 62  
Gordon Head Rd.  
Bylaw 8910

**4246 GORDON HEAD ROAD**  
Final Reading of the "Zoning Bylaw, 2003, Amendment Bylaw, 2008, No. 8910" and approval of Development Variance Permit DVP2007-00017. Rezoning from RS-12 to RS-10.

**MOVED by Councillor Ngai and Seconded by Councillor Gillespie:**  
"That Bylaw No. 8910 be adopted by Council and the Seal of the Corporation be attached thereto."

**CARRIED**

**MOVED by Councillor Ngai and Seconded by Councillor Gillespie:**  
"That Council approve and issue Development Variance Permit DVP2007-00017 on Lot Pt. 1, Section 85, Victoria District, Plan 345 (4246 Gordon Head Road)."

**CARRIED**

No. 63  
ADM40  
Bylaw 8917

**STREETS AND TRAFFIC REGULATION BYLAW AMENDMENT – PARKING FINES AND PENALTIES**

Three Readings of the "Streets and Traffic Regulation Bylaw, 2002, Amendment Bylaw, 2008, No. 8917". To increase the parking fines and voluntary penalty amounts for parking offences.

**MOVED by Councillor Derman and Seconded by Councillor Hunter:**  
"That Bylaw No. 8917 be introduced and read."

**CARRIED**

**MOVED by Councillor Derman and Seconded by Councillor Hunter:**  
"That Bylaw No. 8917 be read a second time."

**CARRIED**

**MOVED by Councillor Derman and Seconded by Councillor Hunter:**  
"That Bylaw No. 8917 be now passed."

**CARRIED**

No. 64  
ADM40  
Bylaw 8918

**TICKET BYLAW AMENDMENT – STREETS AND TRAFFIC REGULATION BYLAW**

Three Readings of the “Ticket Bylaw, 2001, Amendment Bylaw, 2008, No. 8918”. To increase the ticket fine for parking offences under the Streets and Traffic Regulation Bylaw.

**MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: “That Bylaw No. 8918 be introduced and read.”**

**CARRIED**

**MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: “That Bylaw No. 8918 be read a second time.”**

**CARRIED**

**MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: “That Bylaw No. 8918 be now passed.”**

**CARRIED**

**RESOLUTIONS FOR ADOPTION**

No. 65  
ADM115 - CRD  
Pesticide Free  
Pledge

**PESTICIDE FREE PLEDGE – MUNICIPAL HALL**

Report from Councillor Brice dated April 4, 2008 recommending Council “Take the Pledge to go Pesticide Free” on the grounds of the Saanich Municipal Hall.

Councillor Brice stated:

- She recommends that Council approve the resolution in principle subject to a review from the Environmental Advisory Committee and the Parks, Trails and Recreation Advisory Committee.

**MOVED by Councillor Brice and Seconded by Councillor Hunter: “That Council pass the following resolution in principle and refer it to the Environmental Advisory Committee and the Parks, Trails and Recreation Advisory Committee for review:**

**WHEREAS the CRD Roundtable on the Environment is calling on residents to “Take the Pledge to go Pesticide Free” and maintain their lawns by using safe, natural gardening practices; and**

**WHEREAS a 2007 study on pesticide use by the CRD residents showed overwhelming support for measures aimed at reducing the non-essential use of pesticides in their lawns and gardens; and**

**WHEREAS the Saanich Municipal Hall and its grounds are an obvious location to showcase the Municipality’s commitment to natural stewardship of its land and serves as an example for residents to follow;**

**THEREFORE let it be resolved that Saanich Council “Take the Pledge to go Pesticide Free” on the grounds of the Saanich Municipal Hall.”**

Councillor Sanders stated:

- This is a good program and it is appropriate that the Environmental Advisory Committee have an opportunity to consider it and it be part of

the Committee's work plan toward pesticide reduction.

Councillor Gillespie stated:

- Saanich has been a leader over the past several years in reducing its pesticide use but there still needs to be more public education; there is no law to eliminate purchasing the pesticides and herbicides.
- Saanich has done a wonderful job reducing its use of pesticides at its various facilities; he does not know how advantageous the proposed pledge will be if it only pertains to the grounds of the Municipal Hall.

Councillor Brice stated:

- Because Saanich is already such a leader it will not be difficult for us to commit to the pledge that the CRD's Roundtable on the Environment is asking for.
- Council supports educational awareness and taking the pledge is just one more step forward.

Councillor Brownoff stated:

- Taking the pledge is a positive step forward; Saanich has been reducing its pesticide and herbicide use for the past several years.
- She is happy that the Environmental Advisory Committee (the Committee) will have an opportunity to review the issue as they were initially involved a few years ago.
- Saanich sends annual reports to the Provincial government regarding its pesticide use and she suggests the Committee to monitor the reports to see if we are accomplishing our goals.
- The federal government is responsible for approving pest control products; perhaps the Committee could also recommend Council send a motion to the Federation of Canadian Municipalities encouraging the government to reduce the number of pesticide and herbicide products available to the public.

Councillor Wergeland stated:

- He hopes that Saanich will display some signage at the Municipal Hall as an incentive to the general public so they can see how beautiful gardens can be without the use of pesticides.

**The Motion was then PUT and CARRIED**

No. 66  
Elk Lake Drive/  
PQS90

**ROYAL OAK TRANSIT EXCHANGE – APPROVAL OF ELECTRICAL CONSTRUCTION CONTRACT TO RAYLEC POWER LTD.**

Report of the Director of Engineering dated March 11, 2008 recommending Council approve a sole source contract with Raylec Power for the electrical construction, within the Ministry of Transportation jurisdiction, at the Royal Oak Transit Exchange project.

**MOVED by Councillor Brownoff and Seconded by Councillor Ngai:  
“That Council approve a sole source contract with Raylec Power for the electrical construction, within the Ministry of Transportation jurisdiction, at the Royal Oak Transit Exchange project.”**

**CARRIED**

Councillor Derman stated:

- This is a situation where Saanich is a third party and the Province is

requiring us to take a sole source; he thinks it would be a good idea to send a letter to the Province requesting that in future situations, they allow a competitive bid process and permit their sole source providers to match the lowest bid under the process, otherwise there is no guarantee that Saanich is getting the best value for its money.

Mayor Leonard stated:

- Perhaps the Municipal Solicitor could review this matter and advise Council.

**MOVED by Councillor Derman and Seconded by Councillor Brownoff: “That the Municipal Solicitor be requested to investigate the Province’s requirements with respect to the subject contract.”**

**CARRIED**

**RECOMMENDATIONS FROM COUNCIL**

*From the Healthy Saanich Advisory Committee/Matching Grants Sub-Committee Meeting held March 19, 2008*

No. 67  
FIN105  
 2008 Matching  
 Grants

**MATCHING GRANTS 2008**

Report from Councillor Brice, Chair, Healthy Saanich Advisory Committee/Matching Grants Sub-Committee dated March 25, 2008 recommending Council approve the grants outlined totaling \$13,585.

**MOVED by Councillor Brice and Seconded by Councillor Hunter: “That Council approve the following Matching Grants:**

- |   |            |
|---|------------|
| 1. Cadboro Bay Residents Association<br>(Removal of invasive species in Konukson Park)      | \$2,000.00 |
| 2. Camosun Community Association<br>(Community Picnic)                                      | \$1,000.00 |
| 3. Citizens Combating Ivy Growth and Spread<br>(Removal of invasive species at misc. parks) | \$1,050.00 |
| 4. Cordova Bay Residents Association<br>(Installation of bench in Lochside Park)            | \$500.00   |
| 5. Friends of Knockan Hill Park<br>(Good Neighbours Project and Master Plan development)    | \$1,500.00 |
| 6. Garth Homer Society<br>(Riversong Community Arts Project)                                | \$1,740.00 |
| 7. Gorge Tillicum Association<br>(Supply and install 36 banners along Gorge Road West)      | \$500.00   |
| 8. Gorge Waterway Initiative<br>(Interpretive sign program)                                 | \$1,000.00 |
| 9. Haliburton Community Organic Farm Society<br>(Outdoor community gathering space)         | \$2,000.00 |

10. Royal Oak Community Association (Strawberry Festival booth)	\$662.50
11. Royal Oak Community Association (Music in the park evening)	\$1,232.50
12. Strawberry Vale Residents' Association (Graffiti prevention wraps for Telus service box and signage In front of Knockan Hill Park)	\$400.00
<b>TOTAL</b>	<b><u>\$13,585.00</u></b>

Adjournment            On a motion from Councillor Gillespie, the meeting adjourned at 7:55 p.m.  
  
The Meeting reconvened at 9:18 p.m.

*From the Committee of the Whole Meeting held April 7, 2008*

Recommendations    **RECOMMENDATIONS**

No. 68  
Tyndall Ave.  
Development  
Variance and  
Subdivision

**4454 TYNDALL AVENUE – DEVELOPMENT VARIANCE PERMIT AND  
SUBDIVISION APPLICATIONS – LEE LANGE**

**Moved by Councillor Gillespie and Seconded by Councillor Derman:  
“That Council approve and issue Development Variance Permit  
DVP2007-00018 on Lot 3, Section 84, Victoria District, Plan 9632  
Except Part in Plan 27278 (4454 Tyndall Avenue).”**

**CARRIED**

**Moved by Councillor Gillespie and Seconded by Councillor Derman:  
“That Council approve an exemption from the 10 percent road  
frontage requirement of the *Local Government Act* for proposed Lot A  
of a subdivision of Lot 3, Section 84, Victoria District, Plan 9632  
Except Part in Plan 27278 (4454 Tyndall Avenue).”**

**CARRIED**

In Camera Motion:    **MOVED by Councillor Hunter and Seconded by Councillor Gillespie:  
“That the following meeting be closed to the public as the subject  
matter being discussed relates to information that is subject to  
solicitor/client privilege and to the proposed acquisition/disposition of  
land and/or improvements.”**

**CARRIED**

Adjournment            On a motion from Councillor Brice, the meeting adjourned at 9:19 p.m.

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MAYOR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING  
 HELD IN THE COUNCIL CHAMBERS  
 SAANICH MUNICIPAL HALL, 770 VERNON AVENUE  
**MONDAY, APRIL 7, 2008 AT 7:56 P.M.**

Present: **Chair:** Councillor Sanders  
**Council:** Mayor Leonard and Councillors Brice, Brownoff, Derman, Gillespie, Hunter, Ngai, and Wergeland  
**Staff:** Tim Wood, Administrator; Chris Nation, Municipal Solicitor; Russ Fuoco, Director of Planning; Colin Doyle, Director of Engineering; Carrie MacPhee, Manager of Legislative Services; and Shirley Leggett, Senior Committee Clerk.

LaSalle Street  
 Rezoning

**3927 LASALLE STREET – REZONING APPLICATION – DAVID YAMAMOTO, ZEBRA DESIGN & INTERIOR GROUP.**

Report of the Director of Planning dated March 5, 2008 recommending approval of the rezoning from RS-6 to RD-1 and Development Permit DPR2007-00021.

Mr. D. Yamamoto, Zebra Design & Interior Group, applicant, stated:

- The proposal is to rezone the subject property and construct a two-family dwelling; the property fronts on both LaSalle Street and Downham Place.
- The existing dwelling has a driveway access from LaSalle Street and the proposed new dwelling will be constructed at the rear of the existing dwelling with the driveway access from Downham Place; the proposed configuration means that the dwellings will appear as single family from each road frontage.
- The proposed new dwelling will be a modest size of approximately 1,580 square feet which is compatible with other dwellings on the street and it will be occupied by the owners of the property.
- They are proposing to provide three parking spaces for the proposed new dwelling by constructing a single car garage and a double-wide driveway.
- The variance for the front yard setback is for the proposed new dwelling and will permit the retention of windows at the rear of the existing dwelling to reduce the visual mass; the variances for the combined side yard and interior side yard setbacks are required for the existing dwelling because of the proposed new zoning.
- Some of the neighbours have expressed concerns with traffic and parking along LaSalle Street but they appear to be longstanding issues and are not attributable to the subject proposal.
- The existing dwelling has a stone base and chimney and they intend to mirror the stone work on the proposed new dwelling; new canopies will be added to each of the front entrances.
- They are also proposing to plant a hedge along the south elevation of the new dwelling in order to provide landscape screening for the adjacent property; there will be permeable pavers in the semi-enclosed courtyard between the two units as well as extensive landscaping.

In response to questions from Council, Mr. Yamamoto stated:

- At the Public Hearing they will provide information on what kind of energy efficient measures will be undertaken.

Ms. S. Kemsley, on behalf of her mother who resides at 1260 Downham Place, stated:

- Having the driveway access from Downham Place for the proposed new dwelling will impact her mother because her driveway is very narrow; if there is a vehicle parked at the end of the cul-de-sac she has difficulty exiting from her driveway and many times she has had to go door to door to find the owners of the vehicle.
- When she spoke to the applicants she was under the impression that the end of LaSalle Street was going to be widened into the subject property which would make it easier for her mother to exit her property; adding more vehicles to the street is a concern.
- If the proposal is approved perhaps there could be some signage installed to eliminate parking at the end of the street.

**MOTION:**

**Moved by Councillor Ngai and Seconded by Councillor Wergeland:  
“That a Public Hearing be called.”**

In response to a question from Council, the Director of Engineering stated:

- Staff will consider installing “No Parking” signs at the end of the cul-de-sac on Downham Place.

Councillor Ngai stated:

- She likes the proposed development; it will enhance the existing neighbourhood and is an appropriate location for infill.

Councillor Hunter stated:

- If the existing zoning is going to be changed then it is incumbent upon the developer to ensure that parking for the proposed new dwelling is not an issue.

Councillor Derman stated:

- The proposed style of the new dwelling is unobtrusive and looks like it will fit in nicely with the existing neighbourhood.
- He looks forward to hearing more about what energy efficient measures will be undertaken; access issues need to be addressed; the existing cul-de-sac does not meet current road standards.

Councillor Wergeland stated:

- Neighbourhood parking needs to be addressed; hopefully the privacy of adjacent properties will not be impacted by the proposed development.

Councillor Brownoff stated:

- The existing dwelling has some beautiful rock work on it and she is happy to hear that it will be duplicated on the proposed new dwelling.
- The applicants are proposing some extensive landscaping and screening; she hopes that the concerns pertaining to parking in the cul-de-sac will be resolved.

**The Motion was then PUT and CARRIED**

Tillicum Road  
Rezoning

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Councillor Wergeland declared, pursuant to Section 85 of the Council Procedure Bylaw, that he is not entitled to participate in the discussion of the rezoning application for 3170 Tillicum Road as he is involved with the applicants on another project. Councillor Wergeland then left the meeting at 8:20 p.m.  
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**3170 TILLICUM ROAD (TILLICUM MALL) – REZONING APPLICATION – BARRY LOGAN, B.A.L.E.**

Report of the Director of Planning dated March 6, 2008 recommending approval of the rezoning from C-3 to C-3L.

- Mr. B. Logan, B.A.L.E., applicant, on behalf of Liquor Express, stated:
- The application is consistent with Local Area policies and guidelines; the proposed rezoning will allow for one liquor outlet in the Tillicum Mall.
  - They met with the Gorge Tillicum Community Association who supports the application and held a public information meeting; brochures were delivered to residences, businesses, and mall tenants; only four people attended the public meeting.
  - The Saanich Police have reviewed the application and expressed no objection to the proposal; they will continue to work with the police throughout the process.

- In response to questions from Council, Mr. Logan stated:
- There will be access to the liquor outlet from the mall only during mall operating hours; the store will be set up so that the point of sale and traffic flow will direct patrons to exit through the door to the parking lot.

- In response to a question from Council, the Director of Planning stated:
- If for some reason the subject location does not work out for the Liquor Express they could move to another area in the mall but there could not be multiple liquor outlets in the mall.

**MOTION: Moved by Councillor Derman and Seconded by Councillor Gillespie: “That a Public Hearing be called.”**

**CARRIED**

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Councillor Wergeland returned to the meeting at 8:25 p.m.  
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Burnside Rd. W.  
Rezoning

**1131 AND 1141 BURNSIDE ROAD WEST – REZONING APPLICATION – NAV KAMBO.**

Report of the Director of Planning dated February 18, 2008 recommending approval of the rezoning from RS-18 to RS-8 and Development Variance Permit DVP2007-00016.

- Mr. N. Kambo, applicant, 1141 Burnside Road West, stated:
- The proposal is to rezone two adjacent properties and create one fee simple lot encompassing the existing dwelling and three strata lots

- for single family dwelling use.
- They have worked extensively with the Planning Department and have made changes to their proposal to address concerns that were previously raised with regard to height, massing, parking, privacy, and potential for suites.
- The revised proposal is compatible with the existing neighbourhood; there are two similar developments in the area; they will register a covenant to prohibit suites.
- The existing driveway for 1131 Burnside Road West (proposed Strata Lot A) will be removed and a new access provided via the strata access common property; the existing driveway to 1141 Burnside Road West (proposed Lot 1) will be retained in its current configuration.
- Two off-street parking spaces will be provided for each proposed lot; four additional visitor parking spaces are proposed within the strata development in the turnaround area.
- They will be constructing a wooden fence along the common property line between the subject site and the Galloping Goose Trail; this will help maintain the existing vegetation buffer and wildlife corridor.
- They contacted the residents within the area of the proposed development and have received 15 letters of no objection; the Strawberry Vale Residents' Association also supports the proposal.

In response to questions from Council, Mr. Kambo stated:

- At the Public Hearing he will provide information on what energy efficient measures will be incorporated into the proposed development and more details on what vegetation will be retained.
- They are also prepared to register a covenant restricting the size of the proposed dwellings.

Ms. B. Meek, president, Strawberry Vale Residents' Association, stated:

- The applicant has worked well with the Association and with area residents and the Association supports the proposed development.

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

- He would like to know what kind of surface material will be used on the common property access and if it will be permeable.
- He would also like to know if the existing buffer along the property line will be enhanced with additional plantings.

**MOTION:**

**Moved by Councillor Gillespie and Seconded by Councillor Derman:  
"That a Public Hearing be called."**

In response to a question from Council, the Director of Engineering stated:

- The type of surface material that will be used on the common property access can be reviewed at the building permit stage.

Councillor Wergeland stated:

- Preserving the existing vegetation along the rear property line to provide a buffer is a good idea but it is also nice to have a back yard.

**The Motion was then PUT and CARRIED**

Tyndall Ave.  
Development  
Variance and  
Subdivision

**4454 TYNDALL AVENUE – DEVELOPMENT VARIANCE PERMIT AND SUBDIVISION APPLICATIONS – LEE LANGE.**

Report of the Director of Planning dated March 10, 2008 recommending Development Variance Permit DVP2007-00018 be approved, and that proposed Lot A be exempted from the statutory requirement to provide a minimum 10 percent perimeter road frontage under Section 944(2) of the *Local Government Act*.

Mr. L. Lange, applicant and co-owner, stated:

- The proposal is to create two standard lots fronting on Tyndall Avenue and one panhandle lot; the existing dwelling which was constructed in 1957 will be renovated and relocated to the proposed panhandle lot.
- The existing circular driveway which has two access points onto Tyndall Avenue will be retained and used to access all three lots.
- The existing sewer services currently go to the rear of the adjacent lot to the north at 4456 Tyndall Avenue and it will have to be upgraded in order to service the proposed three lots.
- A Development Variance Permit is also required for the proposed panhandle lot in order to reduce the lot depth and maintain a conventional rectangular lot configuration.
- The increase in traffic volume associated with the proposed development will be negligible; the existing mature vegetation will be retained to maintain privacy, and because the terrain is relatively flat, the proposed new dwellings will not impact any views or overshadow adjacent properties.
- The certified arborist has identified that all 18 trees with the exception of one Spruce tree will be retained; there are also recommendations for the preservation of one Maple tree and one Arbutus tree; critical root zones will not be impacted during construction.
- The proposed two new dwellings will be two storeys in height with approximately 2,400 square feet above grade and about 600 square feet below grade.
- The met with the neighbours to discuss the proposal and will take steps to ensure there is minimal impacts to them during the construction phase; when the sewer services are upgraded on the property at 4456 Tyndall Avenue they will restore their property back to its original condition, and will also construct a fence between the two properties.

In response to questions from Council, Mr. Lange stated:

- The existing dwelling will remain a single storey once it is relocated.
- He intends to incorporate as many energy efficient measures as possible into the proposed new dwellings.
- The proposed new dwellings are being designed so that whoever purchases them has the option of having a legal family suite in the lower area; the lots have not been sold at this point.
- The lowest limb of the existing Arbutus tree will need to be trimmed.
- There are a couple of other dwellings in the immediate area that are listed on the heritage register but they are not that visible from the street; the majority of the homes on Tyndall Avenue were

constructed in the 1960's and 1970's so he decided to go with the more predominant architectural style for the proposed two new dwellings.

Mr. G. Madill, 4456 Tyndall Avenue, stated:

- It has been anticipated for several years that the subject property would eventually be subdivided.
- He is happy with the approach the applicant has taken with regard to the proposal; they have discussed their concerns with the applicant and have worked together to address them.
- The applicant has indicated that their property will be restored to its original condition once the sewer services have been upgraded and they hope it will be done as soon as possible once the work is completed.

Mr. D. Gunn, on behalf of the Gordon Head Residents' Association, stated:

- The Association does not have any objections to the proposed subdivision.

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

- The Friends of Mount Douglas Park did a stormwater study in the subject area and he believes that Tyndall Avenue was one of the roads that were considered for stormwater improvements, i.e. swales and curb cutouts; he would like to know if that report was taken into consideration with regard to this application.

The Director of Engineering stated:

- They are looking at some improvements along San Juan Avenue; he is not aware of any specific consideration for swales or other features along Tyndall Avenue.

**MOTION:**

**Moved by Councillor Derman and Seconded by Councillor Wergeland: "That it be recommended that Council approve and issue Development Variance Permit DVP2007-00018 on Lot 3, Section 84, Victoria District, Plan 9632 Except Part in Plan 27278 (4454 Tyndall Avenue)."**

**CARRIED**

**Moved by Councillor Derman and Seconded by Councillor Wergeland: "That it be recommended that Council approve an exemption from the 10 percent road frontage requirement of the *Local Government Act* for proposed Lot A of a subdivision of Lot 3, Section 84, Victoria District, Plan 9632 Except Part in Plan 27278 (4454 Tyndall Avenue)."**

**CARRIED**

ADM40  
Bylaw 8913

**COUNCIL PROCEDURE BYLAW – AMENDMENTS TO SECTIONS ON SCHEDULING OF MEETINGS AND APPEALS**

Report of the Manager of Legislative Services dated March 7, 2008 recommending “Council Procedure Bylaw, 2007, Amendment Bylaw, 2008, No. 8913” be approved and forwarded to Council for three readings and adoption.

Mr. P. Chenier, president, North Quadra Land Use Protection Association, stated:

- The Association views the proposed amendment to Section 55 of the Council Procedure Bylaw which deals with an appeal of a Council or Committee of the Whole decision, as a breach of procedural fairness.
- This type of appeal rarely occurs and it does not place an undue burden on staff and/or Council.
- Fairness in the appeal process must be maintained and safeguarded; Council must afford the public a fair and transparent process and a reasonable opportunity to be heard and express their views.

Mr. H. Charania, 757 Genevieve Road, stated:

- He is strongly opposed to the proposed amendment to Section 55 of Bylaw 8913; he believes the amendment is directly triggered as a result of the North Quadra Land Use Protection Association’s appeal last year with regard to the Rainbow Street development.
- At that time the Association felt strongly that the decision at the Committee of the Whole Meeting to send the application to a Public Hearing was premature and that it was fast tracked in the middle of the summer.
- Filing an appeal was a strategic and tactical but democratic move; while the Association was disappointed with the outcome of the appeal, it gave the residents another opportunity to provide constructive input, and the development proposal that was forwarded to the Public Hearing was much improved.
- In his opinion, the proposed amendment to the appeal process is punitive, retaliatory, and regressive and should not be enacted.

Ms. B. Meek, president, Strawberry Vale Residents’ Association, stated:

- The Association does not support the proposed amendment to Section 55 of the Council Procedure Bylaw; the amendment does not support the residents of the community.

Ms. I. Stewart, president, Cadboro Bay Residents’ Association, stated:

- The Association feels the proposed amendment to the appeal process is a diminishment of the public interest and they ask Council not to support it.

Mr. G. Holloway, president, Royal Oak Community Association, stated:

- The Association does not support the proposed amendment to Section 55 and feels that is an attack on some of the strengths of citizen participation in the democratic process.

Mr. J. Sawka, 3850 Haro Road, stated:

- He does not believe the proposed amendment to the appeal process serves the best interests of Saanich and the business community; he does not believe the reasons given for the proposed amendment are justifiable.
- We are not saving any time by getting rid of a procedure that is already in place and serves the general public; the only other recourse may be through litigation and that is both costly and time consuming.

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

- He does not support the proposed amendment to Section 55 of the Council Procedure Bylaw; it will eliminate an important opportunity for public input.
- The majority of changes to a development application generally take place at the Committee of the Whole Meeting as a result of public input; there are seldom any changes made once it reaches a Public Hearing.

Mr. E. Dahli, 2923 Mt. Baker Road, stated:

- This is very important.

Mr. D. Gunn, on behalf of the Gordon Head Residents' Association, stated:

- The Association has not had an opportunity to develop a full response to the proposed amendment but he urges Council to listen to the previous speakers and allow the public every opportunity to question and communicate with Council.

**MOTION:**

**Moved by Mayor Leonard and Seconded by Councillor Brice: "That "Council Procedure Bylaw, 2007, Amendment Bylaw, 2008, No. 8913" be approved with the exception of the proposed revision to Section 55(b), and that the bylaw be forwarded to Council for three readings and adoption."**

**CARRIED**

Adjournment

On a motion from Councillor Brice, the meeting adjourned at 9:18 p.m.

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CHAIR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK