

MINUTES OF THE COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE  
**MONDAY, MAY 26, 2008 AT 7:30 P.M.**

Present: **Chair:** Mayor Leonard  
**Council:** Councillors Brice, Brownoff, Derman, Gillespie, Hunter, Ngai, 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 Brice and Seconded by Councillor Gillespie: "That the Minutes of the Council and Committee of the Whole Meetings held May 12, 2008, and the Special Committee of the Whole Meetings held May 6 and May 13, 2008, be adopted."**

**CARRIED**

**BYLAWS**

No. 128  
ADM40  
Bylaw 8907

**STREETS AND TRAFFIC REGULATION BYLAW – HOUSEKEEPING AMENDMENTS**

Final Reading of the "Streets and Traffic Regulation Bylaw, 2007, Amendment Bylaw, 2008, No. 8907". To amend Section 2.13 to remove the Municipal Clerk as the issuer of Special Event Permits.

**MOVED by Councillor Wergeland and Seconded by Councillor Brownoff: "That Bylaw No. 8907 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

No. 129  
ADM40  
Bylaw 8929

**FIRE PREVENTION BYLAW – HOUSEKEEPING AMENDMENT**

Final Reading of the "Fire Prevention Bylaw, 2006, Amendment Bylaw, 2008, No. 8929". Housekeeping amendment to Section 27 (2).

**MOVED by Councillor Ngai and Seconded by Councillor Gillespie: "That Bylaw No. 8929 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

No. 130  
ADM40/Carey Rd.  
Bylaw 8933

**DEPOSIT OF FILL BYLAW AMENDMENT**

Three Readings of the "Deposit of Fill Bylaw, 1993, Amendment Bylaw, 2008, No. 8933". To include a new definition of "dike" to prohibit the construction of a dike within a floodplain, and to regulate the deposit of fill within the Agricultural Land Reserve.

**MOVED by Councillor Ngai and Seconded by Councillor Hunter: "That Bylaw No. 8933 be introduced and read."**

**CARRIED**

**MOVED by Councillor Ngai and Seconded by Councillor Hunter: "That Bylaw No. 8933 be read a second time."**

**CARRIED**

**MOVED by Councillor Ngai and Seconded by Councillor Hunter: "That Bylaw No. 8933 be now passed."**

**CARRIED**

No. 131  
ADM40  
Bylaw 8930

**ZONING BYLAW AMENDMENT – NEW RS-F ZONE (SINGLE FAMILY DWELLING FAIRBURN)**

First Reading of the “Zoning Bylaw, 2003, Amendment Bylaw, 2008, No. 8930”. To create a new zone RS-F (single family dwelling Fairburn).

**MOVED by Councillor Brice and Seconded by Councillor Wergeland: “That Bylaw No. 8930 be introduced and read.”**

**CARRIED,**

**with Councillor Gillespie voting against.**

No. 132  
Fairburn Drive  
Bylaw 8931

**1837 FAIRBURN DRIVE**

First Reading of the “Zoning Bylaw, 2003, Amendment Bylaw, 2008, No. 8931”. Rezoning from P-1 to RS-F and P-4.

**MOVED by Councillor Brice and Seconded by Councillor Sanders: “That Bylaw No. 8931 be introduced and read.”**

**CARRIED,**

**with Councillor Gillespie voting against.**

No. 133  
PLD60  
Bylaw 8932

**STREAMSIDE DEVELOPMENT PERMIT AREA ATLAS – HOUSEKEEPING AMENDMENTS**

First Reading of the “Official Community Plan Bylaw, 1993, Amendment Bylaw, 2008, No. 8932”. To update the stream tributaries mapping in compliance with the provincial Riparian Areas Regulation.

**MOVED by Councillor Brice and Seconded by Councillor Ngai: “That Bylaw No. 8932 be introduced and read.”**

**CARRIED**

No. 134  
Burnside Rd. West  
Bylaw 8922

**1131 AND 1141 BURNSIDE ROAD WEST**

Final Reading of the “Zoning Bylaw, 2003, Amendment Bylaw, 2008, No. 8922 and approval of Development Variance Permit No. DVP2007-00016. Rezoning from RS-18 to RS-8.

**MOVED by Councillor Brownoff and Seconded by Councillor Brice: “That Bylaw No. 8922 be adopted by Council and the Seal of the Corporation be attached thereto.”**

**CARRIED**

**MOVED by Councillor Brownoff and Seconded by Councillor Brice: “That Council approve and issue Development Variance Permit No. DVP2007-00016 on Lots 2 and 3, Section 16, Victoria District, Plan 11872 (1131 and 1141 Burnside Road West).”**

**CARRIED**

**RESOLUTIONS FOR ADOPTION**

No. 135  
PQS100  
Tender 23/08

**TENDER 23/08 – ASPHALT PAVING WORKS.**

Report of the Director of Purchasing dated May 9, 2008 recommending Tender 23/08 for asphalt paving works be awarded to Capital City Paving in the amount of \$549,323.25.

**MOVED by Councillor Derman and Seconded by Councillor Brice:  
“That Tender 23/08 for asphalt paving works be awarded to Capital City Paving in the amount of \$549,323.25.”**

**CARRIED**

**RECOMMENDATIONS FROM COMMITTEES**

*From the Planning, Transportation, and Economic Development Advisory Committee Meeting held May 20, 2008.*

No. 136  
ADM105  
Graffiti Clean Up

**BC HYDRO AND TELUS GRAFFITI CLEAN UP**

Memorandum from the Planning, Transportation, and Economic Development Advisory Committee dated May 21, 2008, recommending Council adopt a resolution advising BC Hydro and Telus that the current level of graffiti is unacceptable and that they be asked to resolve the concerns expressed about clean up response levels, and that staff report back to Council should service levels not improve.

Councillor Wergeland stated:

- The Planning, Transportation, and Economic Development Advisory Committee considered the issue of graffiti at their April and May meetings and agreed that the amount of graffiti on utility boxes in Saanich is unacceptable.
- The Committee felt it was appropriate at this time to approach some of the companies who have graffiti on their equipment to see if the issue of cleaning it up can be addressed; that is the reason for the proposed resolution.

Councillor Hunter stated:

- Corporations need to do a better job addressing graffiti clean up; the amount of graffiti in some areas of the Municipality is getting to be excessive.
- Staff have made attempts to have the issue dealt with but have not been very successful; he agrees that anti-graffiti wraps on utility boxes is one way of dealing with the issue.

Councillor Brownoff stated:

- In 2007 she wrote a letter to the Minister responsible for BC Hydro regarding the issue of graffiti; Hydro’s website has a policy on social responsibility and graffiti clearly falls within that policy.
- BC Hydro does not think the issue of graffiti is their problem and thinks it should be dealt with by the police department as it is Hydro’s equipment that is being vandalized.
- It may be more beneficial for Council to send a resolution to the Union

of British Columbia Municipalities (UBCM) for consideration at their annual convention because graffiti is a province wide issue.

- In 2006 staff was in contact with Telus which has a small budget for graffiti clean up; municipalities allow BC Hydro and Telus to have their infrastructure in public right-of-way lands and perhaps there should be a different standard in those situations.
- Utility boxes located on main roads should either be pre-wrapped or be screened to some degree; landscaping around utility boxes could also be considered.
- Large companies like BC Hydro and Telus have a social corporate responsibility as to where they locate their equipment and to how it is maintained.

Councillor Sanders stated:

- A few years ago the Arts, Culture and Heritage Advisory Committee considered the idea of holding a contest for artists to paint BC Hydro utility boxes; although Hydro does not want to take measures to solve the graffiti problem they still claim ownership of the utility boxes so they were not interested in a contest.
- She agrees that sending a resolution to the UBCM would send a stronger message to corporations like BC Hydro and Telus with regard to taking responsibility for cleaning up graffiti on their equipment.

**MOVED by Councillor Wergeland and Seconded by Councillor Brownoff:**

**“WHEREAS an increase in graffiti has been observed in many areas of Saanich, especially on BC Hydro and TELUS utility equipment;**

**WHEREAS eradication is of prime importance in ridding the community of unsightly graffiti. Research shows definitively that the most effective method of deterring graffiti is quick and consistent cleaning and/or removal. This usually entails removing the graffiti within 24 hours;**

**WHEREAS TELUS does not have a graffiti removal program;**

**WHEREAS the BC Hydro program responds only when the nature of the graffiti is very offensive or when volunteers are willing to provide labour support;**

**WHEREAS it is in everyone’s interest to keep our surroundings clean and safe;**

**AND WHEREAS private property that is paint vandalized is subject to the Unsightly Premises Bylaw which requires owners to remove any graffiti on private property;**

**THEREFORE let it be resolved that Saanich Council:**

- 1. Advise BC Hydro and TELUS that the current level of graffiti clean up response by both organizations is unacceptable in Saanich;**

- 2. Direct staff to immediately approach both organizations to resolve the concerns expressed about clean up response levels;
- 3. Direct staff to report back to Council on results and outline other options available such as anti-graffiti wraps on utility boxes or landscaping, should service levels not improve; and
- 4. Authorize staff to send a resolution for consideration at the Union of British Columbia Municipalities (UBCM) Annual Convention regarding the clean up of graffiti from private utility boxes.”

**CARRIED**

**REPORTS FROM CHAIRS OF SAANICH ADVISORY COMMITTEES**

No. 137  
ADM85  
Saanich Advisory  
Committees

Council members provided updates on the various Saanich Advisory Committees they chair.

Adjournment

On a motion from Councillor Gillespie, the meeting adjourned at 8:11 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, MAY 26, 2008 AT 8:12 P.M.**

Present: **Chair:** Councillor Derman  
**Council:** Mayor Leonard and Councillors Brice, Brownoff, Gillespie, Hunter, Ngai, 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 Service; and Shirley Leggett, Senior Committee Clerk.

Lohbrunner Road E. **1151 LOHBRUNNER ROAD EAST (A PORTION) – REZONING APPLICATION – BROADMEAD PLANNING AND DEVELOPMENT LTD. (MERV MAWSON).**  
 Rezoning

Report of the Director of Planning dated May 8, 2008 recommending approval of the rezoning from A-2 to A-1.

Mr. M. Mawson, Broadmead Planning and Development Ltd., applicant, stated:

- He is acting on behalf of the Galey family who are the owners of the subject property; they are proposing to rezone the split-zoned parcel and create one additional lot so that each of the two Galey families have separate title to their share of the farm assets including the land and their individual home sites.
- The owners are anxious to proceed as quickly as possible and are willing to comply with the covenants outlined in the Planner’s report pertaining to natural state/tree protection and the construction or placement of any building on proposed Lot 2.

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

In Camera Motion **MOVED by Councillor Derman and Seconded by Councillor Gillespie: “That the following meeting be closed to the public as the subject matter being discussed relates to the potential acquisition of lands and/or improvements, to litigation affecting the District, and to the provision of advice that is subject to solicitor/client privilege.”**  
**CARRIED**

Adjournment            On a motion from Councillor Hunter, the meeting adjourned at 8:13 p.m.

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CHAIR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK