

MINUTES OF THE SPECIAL COUNCIL MEETING
HELD IN COMMITTEE ROOM NO. 2
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE
WEDNESDAY, MAY 28, 2008 AT 4:15 P.M.

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

BYLAWS

No. 138
ADM40/Carey Rd.
Bylaw 8933

DEPOSIT OF FILL BYLAW AMENDMENT

Final Reading 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.

The Mayor stated:

- This special meeting was called for Council to consider final reading of an amendment to the Deposit of Fill Bylaw.
- As a result of discussions earlier today between the parties, Council will move into a closed session in order to discuss a proposal that relates to the Bylaw amendment.

In Camera Motion

MOVED by Councillor Brownoff and Seconded by Councillor Sanders: "That the following meeting be closed to the public as the subject matter being discussed relates to litigation and/or potential litigation affecting the District, and to the provision of advice that is subject to solicitor-client privilege."

CARRIED

Adjournment

On a motion from Councillor, the meeting adjourned at 4:17 p.m.

.....
MAYOR

I hereby certify these Minutes are accurate.

.....
MUNICIPAL CLERK

THE FOLLOWING WAS REPORTED FROM THE 'IN CAMERA' COUNCIL MEETING HELD MAY 28, 2008

ADM40/XRef:
Carey Road
Deposit of Fill
Bylaw Amendment

PANAMA FLATS (ISLAND BERRY COMPANY LTD.) - DEPOSIT OF FILL BYLAW AMENDMENT (BYLAW NO. 8933)

The Municipality was approached by Island Berry Company Ltd. to explore a potential solution to the dispute. The parties have agreed to explore some options over the next two weeks. Over this period, both parties will place the litigation in abeyance, Island Berry Company Ltd. will not import any further fill onto Panama Flats and Saanich will adjourn final reading of the Deposit of Fill Bylaw amendment.