

DISTRICT OF SAANICH  
MINUTES OF THE COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE  
**MONDAY, OCTOBER 26, 2009 AT 7:30 P.M.**

Present: **Chair:** Acting Mayor Gerrard  
**Council:** Councillors Brice, Brownoff, Derman, Murdock, Sanders, & Wergeland.  
**Staff:** Tim Wood, Administrator; Chris Nation, Municipal Solicitor; Colin Doyle, Director of Engineering; Anne Topp, Acting Director of Planning; Carrie MacPhee, Manager of Legislative Services; and Maura Brothers, Senior Committee Clerk.

Minutes **ADOPTION OF MINUTES**

**MOVED by Councillor Brownoff and Seconded by Councillor Brice: "That the Minutes of the Council and Committee of the Whole Meetings held October 19, 2009 be adopted."**

**CARRIED**

**BYLAWS**

ADM40  
Bylaw 9010

**ZONING BYLAW AMENDMENT – P-1A (CHURCH) ZONE.**

Final Reading of the "Zoning Bylaw, 2003, Amendment Bylaw, 2009, No. 9010". To include "school" as a permitted use in the P-1A zone for property at 5575 West Saanich Road.

**MOVED by Councillor Wergeland and Seconded by Councillor Brownoff: "That Bylaw No. 9019 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

ADM40 - Treasury  
Bylaw 9017

**TAX EXEMPTION REAL PROPERTY BYLAW.**

Final Reading of the "Tax Exemption Real Property Bylaw, 2009, No. 9017". To provide tax exemption for 2010 for the properties identified.

**MOVED by Councillor Brice and Seconded by Councillor Brownoff: "That Bylaw No. 9017 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

ADM40 - Treasury  
Bylaw 9018

**TAX EXEMPTION REAL PROPERTY BYLAW (RIPARIAN LAND).**

Final Reading of the "Tax Exemption Real Property Bylaw (Riparian Land), 2009, No. 9018". To provide tax exemption for 2010 for a portion of 203 Goward Road.

**MOVED by Councillor Derman and Seconded by Councillor Sanders: "That Bylaw No. 9018 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

ADM40 - Treasury  
Bylaw 9020

**TAX EXEMPTION BYLAW (PRIVATE SCHOOL EXEMPTIONS).**

Final Reading of the "Tax Exemption Bylaw (Private School Exemptions), 2009, No. 9020". To provide tax exemption for the school properties identified.

**MOVED by Councillor Wergeland and Seconded by Councillor Brownoff: "That Bylaw No. 9020 be adopted by Council and the Seal of the Corporation be attached thereto."**

**CARRIED**

Maplewood Road  
Bylaw 9024

**3437 MAPLEWOOD ROAD.**

First Reading of the "Zoning Bylaw, 2003, Amendment Bylaw, 2009, No. 9024". Rezoning from RS-6 to RD-1 for proposed duplex.

**MOVED by Councillor Sanders and Seconded by Councillor Brownoff:**  
**"That Bylaw No. 9024 be introduced and read."**

**CARRIED**

**RESOLUTIONS FOR ADOPTION**

PQS100  
Tender 07/09

**TENDER 07/09 – WATER PUMP STATION UPGRADES (OLD WEST SAANICH ROAD, MAPLEWOOD ROAD AND HARTLAND AVENUE)**

Report of the Director of Finance dated October 5, 2009 recommending Tender 07/09 for water pump station upgrades be awarded to Brunnell Construction Ltd. in the amount of \$843,585.75.

**MOVED by Councillor Derman and Seconded by Councillor Brownoff:**  
**"That Tender 07/09 for water pump station upgrades be awarded to Brunnell Construction Ltd. in the amount of \$843,585.75."**

**CARRIED**

PQS100  
Tender15/09

**TENDER 15/09 – GORDON HEAD RECREATION CENTRE ADDITIONS AND RENOVATIONS – APPROVAL OF CONTRACT CHANGE**

Report of the Director of Finance dated October 19, 2009 recommending Council approve the contract change order #6 in the amount of \$532,682 for Contract 15/09 – Gordon Head Recreation Centre Additions and Renovations.

**MOVED by Councillor Brice and Seconded by Councillor Wergeland:**  
**"That contract change order #6 in the amount of \$532,682 for Contract 15/09 – Gordon Head Recreation Centre – Additions and Renovations be approved."**

**CARRIED**

ADM40  
Animals Bylaw –  
Urban Chickens

**URBAN AGRICULTURAL OPPORTUNITIES – DEVELOPING OPTIONS TO ALLOW CHICKENS ON RESIDENTIAL PROPERTIES**

Memorandum from Councillor Murdock dated October 21, 2009 recommending that Council support urban agricultural opportunities by directing staff to receive and consider feedback from the Planning, Transportation and Economic Development Advisory Committee, the Peninsula Agricultural Commission, community associations, and residents, and develop options in a report to Council to allow chickens on residential property of less than 1,114.8 square metres (12,000 square feet).

**MOVED by Councillor Murdock and Seconded by Councillor Brownoff:**  
**"That Council support urban agricultural opportunities by directing staff to receive and consider feed back from the Planning, Transportation and Economic Development Advisory Committee, the Peninsula Agricultural Commission, community associations, and residents, and develop options in a report to Council to allow chickens on residential property of less than 1,114.8 square metres (12,000 square feet)."**

Councillor Murdock stated:

- He would like to acknowledge those who have sent in correspondence supporting the motion.
- Staff members have solicited feedback on the proposal from advisory committees and community associations; a report on the responses received by staff will be submitted to Council.
- Allowing the keeping of chickens on residential property of less than 12,000 square feet would: align Saanich with the municipalities of Oak Bay, Victoria and Esquimalt; support local food production, food security and environmental sustainability; and provide educational opportunities.

Councillor Brownoff stated:

- The proposal may help return some agricultural benefits to the urban areas of the municipality.
- Issues such as avian flu, ethical treatment of chickens, noise, cleanliness, disposal of carcasses and impact on property values will need to be addressed; however, there are organizations which can provide assistance in addressing these issues and many jurisdictions have already allowed for the keeping of chickens in urban areas.

Councillor Wergeland stated:

- Agriculture that can be undertaken in the back yard is a good thing.
- Though he supports the concept of the proposal, he is unsure why it has been brought to Council at this time and is concerned that a precedent could be set of bringing forward items part way through the process.

Councillor Derman stated:

- It is good to see the beginning of a new era where food production will no longer be sanitized and remote.
- Hopefully this proposal will influence other Saanich policies towards sustainable food production; for example, fruit trees could be incorporated into Saanich parks.

Councillor Sanders stated:

- As the Saanich representative on the Peninsula Agricultural Commission, it was appropriate for Councillor Murdock to bring forward this motion; it is an opportunity to reconnect with Saanich's roots as a farming community.
- There are several strata subdivisions whose regulations do not allow for the keeping of livestock which will need to be addressed.

Councillor Brice stated:

- The current bylaw is unnecessarily restrictive; Oak Bay has not experienced significant problems in allowing the keeping of chickens in urban areas.

Councillor Gerrard

- The proposal is very timely, considering the public interest in food security and sustainability.
- In addition to the Gorge Tillicum Urban Farmers, he would like to see other community groups come forward in support of the proposal

**The Motion was then Put and CARRIED**

**RECOMMENDATIONS FROM COMMITTEES**ADM85-PTEDXRef - PLD00

Affordable Housing

**AFFORDABLE HOUSING AMENITY CONTRIBUTION POLICY.**

Recommendation from the September 15, 2009 Planning, Transportation and Economic Development Advisory Committee that Council adopt an Affordable Housing Contribution Policy.

**MOVED by Councillor Wergeland and Seconded by Councillor Derman:**  
**“That:**

- 1. Council adopt the ‘Affordable Housing Contribution Policy’ dated August 21, 2009; and,**
- 2. The status of the policy be reviewed by the Planning, Transportation and Economic Development Advisory Committee in one year’s time.”**

Councillor Wergeland stated:

- The proposed policy is intended to achieve the following goals in regards to affordable housing contributions from development applications: predictability; fairness; equity between the tax base and developer contributions; and leveraging funding for affordable housing within Saanich.
- The Urban Development Institute and the Victoria Homebuilders Association do not support the proposed policy, which they feel is counterproductive; however, some individual developers have expressed support for a policy which would bring a more predictable and fair approach to applications.
- It is unfortunate the policy is being considered during an economic downturn, but the amount of money proposed is not onerous.
- Alternative proposals whereby affordable housing is built within developments will be considered in lieu of financial contributions.

Councillor Derman stated:

- The proposed policy is a good first step to addressing the development industry’s contribution towards affordable housing; taxpayers already contribute a sizeable amount annually towards the Capital Regional District’s Housing Trust Fund.
- A significant amount of money will not be generated by the proposed policy; in the future, consideration may be given to amending the contribution from developers based on the value of their project.

Councillor Brownoff stated:

- Clarification is also needed on what properties and types of housing will be exempted from the proposed policy; furthermore, it should be made clear whether, when rezoning for a subdivision, the applicant will need to contribute \$1,500 for the original lot as well as the created lots.
- The proposed policy should be referred to staff for more legal detail on the contributions from Saanich and policy exemptions; afterwards, an ad hoc committee, similar to that for the green building policy, should be established with industry representatives, to create a more friendly partnership-based approach to the proposed policy.

**MOVED by Councillor Brownoff and Seconded by Councillor Murdock:**  
**“That Council refer the proposed ‘Affordable Housing Contribution Policy’ to staff for clarification on exemptions to the policy and on matching contributions by Saanich.”**

Councillor Brice stated:

- The proposed policy should be referred to staff for further clarification; if the intent is to have some degree of certainty in the application process, the policy will need to be clear and without ambiguity.
- Though she supports the affordable housing component of the proposed policy, she questions why residential developers are asked to have a greater responsibility towards affordable housing than commercial developers.

Councillor Murdock stated:

- Though there is nothing in the proposed policy he cannot support, he is uncomfortable adopting a policy prior to undertaking a robust consultation process with Saanich's regional partners and the community.
- He supports the motion to refer the policy to staff, which will allow Council to take a second look after the issues raised by Councillor Brownoff have been addressed.

Councillor Sanders stated:

- Though the intent of the policy to support affordable housing is good, the communication process is lacking and there is not overwhelming support from the development industry; it seems unfair that no contributions would be required from an entire building of units less than 60 square meters in size and that only one segment of the development industry is being asked to contribute towards affordable housing.
- She supports the establishment of an ad hoc committee with representation from all the effected parties who will review the policy and report back to Council.

Councillor Wergeland stated:

- The process undertaken to review the proposed policy has been very transparent.

Councillor Gerrard stated:

- From his perspective, the main goal of the proposed policy was to create some certainty in the application process for the development community; he feels uncomfortable having applicants asked during a Council meeting for additional amenities.
- Amenity contributions towards different social goals are very common among municipalities.
- Council should note that the proposed policy allows for consideration of alternative affordable housing proposals from applicants in lieu of financial contributions.

**The Motion was then Put and CARRIED**

## **CAPITAL REGIONAL DISTRICT ACTIVITIES UPDATE**

Council members provided updates on a variety of Capital Regional District initiatives.

Adjournment            On a motion from Councillor Brownoff, the meeting adjourned at 8:45 p.m.  
The meeting reconvened at 10:35 p.m.

**RECOMMENDATIONS**

*From the Committee of the Whole Meeting held October 26, 2009*

PKA35  
Mt. Douglas Park –  
Churchill Drive  
Closure Times

**MT. DOUGLAS PARK – CHURCHILL DRIVE CLOSURE TIMES**

**MOVED by Councillor Wergeland and Seconded by Councillor Derman:  
“That Council approve the permanent closure of Mt. Douglas Park  
Churchhill Drive from 11:00 pm to noon daily.”**

**CARRIED**

Adjournment            On a motion from Councillor Murdock, the meeting adjourned at 10:36 p.m.

.....  
MAYOR

I hereby certify these Minutes are accurate.

.....  
MUNICIPAL CLERK



- About three years ago, Council approved a development permit on this property for a building that was located 0.6 meters from the property line.
- A major feature of the landscape plan is the 3 meter sidewalk down Oak Street.

Ms. J. Lommerse, LADR Landscape Architects Inc., stated

- There are three main goals for the landscape plan: integrate the site with the surrounding neighbourhood; create an entry plaza for the commercial property; and provide an on site stormwater management aspect to the development.
- Seven street trees will be planted along Short Street, two on Oak Street and twelve on the car lot.
- One street tree's location has been changed in response to comments by the ADP.
- Two decorative planters will be installed at the front of the property with others added throughout the development.
- A bench will be installed on both Short Street and Oak Street.

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

- Without the setback variance, the proposed building would not fit on the property; the office space and electrical room would need to be removed, which is not feasible from a business perspective.
- The plans for the proposed development need to be approved by Infiniti.
- The proposed building will only be 20 feet in height with enlarged windows, which will help address the needs of the pedestrian environment.
- Car display spaces are a normal business practice for a car dealership; the applicant would like them included in the development.
- Pole lighting will be used for the car dealership, along with interior lighting visible from the exterior on the building frontage facing away from the residential development.

Ms. W. Garrett, 102 - 820 Short Street

- There is a need to keep a residential feel to Short Street.
- Reducing the landscape requirements and the setback could establish a precedent for subsequent developments.
- Bringing buildings closer to the street has a narrowing effect on an already narrow roadway and will detract from the aesthetic quality of the area.

Ms. S. Belford, Co-President of the Mount View Colquitz Community Association, stated:

- She commends the applicant for the changes made to the proposed development in response to comments from the ADP.
- Turning off Oak Street on to Short Street is already difficult; siting the building further back from Short Street would help address this issue.
- The proposed display vehicle to be located at Short Street and Oak Street is somewhat unsightly.

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

- There is not a long term plan in place for this area and as a result a walkable, liveable neighbourhood is not being created.
- There is no implementation of on site stormwater management.

Mr. M. Brown, 941 Cloverdale Avenue, stated:

- The diversity of business in the Uptown area has been reduced.
- The proposed development will only provide "eyes on the street" during business hours.
- Though he would like to see the required setback maintained, he is pleased with the height of the proposed building.

Mr. R. Graham, owner of Campus Nissan and Infiniti, stated:

- A great deal of effort has gone into producing plans for a development that would be supported by Saanich staff and reduce the impact on the community, while remaining within the design limitations of the Infiniti brand.

Ms. L. Lerch 403-820 Short Street, stated:

- Short Street is already a very narrow and dark street.
- The back of the proposed building, which faces the residential development, is not visually appealing.
- Consideration should be given to limitations on the timing of the lighting for the proposed development.
- The setback requirements were put into place for a reason and should be maintained.

Councillor Derman stated:

- The subject property is located in the middle of a major centre, but the application is not helping to create a walkable community with a vibrant pedestrian streetscape; for example, the proposed building has its back to the pedestrian environment and the area used for the car display at Oak Street and Short Street should be used for pedestrian amenities
- The size of the proposed sidewalk on Short Street is insufficient; in comparison, newer sidewalks and boulevards in downtown Victoria range in width from 4.5 to 15 metres.

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

- If he had to choose, the setback variance would be preferable to the car display at Oak Street and Short Street.

## MOTION

**Moved by Councillor Wergeland and Seconded by Councillor Brownoff: "That it be recommended that Council:**

- 1. Rescind Development Permit DPR2207-00020 and approve Development Permit DPR00434 on Lot A, Section 7, Victoria District, Plan VIP79665 (3371 Oak Street and 829 Short Street), revised with landscaping replacing the car display at Short Street and Oak Street.**
- 2. Require registration of an easement agreement for the shared driveway prior to ratification of the Development Permit approval."**

Councillor Wergeland stated:

- The proposed development will not have as great an impact on Short Street as did the nearby condominiums.
- He appreciates the applicant's efforts and sees the economic benefits to the community from the proposed development.

Councillor Brownoff stated:

- The landscaping for the proposed development is not extensive and the pedestrian environment will be negatively impacted; however, she is pleased that the applicant is responding to the comments of the ADP and installing additional windows, as the proposed building will have its back to Short Street
- The corner where the car display was to be located should have additional landscaping and serve as an entry to Short Street.

Councillor Murdock stated:

- He has concerns regarding the proposed development's intrusion into the pedestrian environment of Short Street.
- An uninviting pedestrian environment will discourage the public to travel on foot, making it difficult for Saanich to meet targets in the Strategic Plan and the Regional Growth Strategy.

Councillor Gerrard stated:

- He does not support the variance, the proposed building located with its back to Short Street, or the car display on the corner of Short Street and Oak Street.
- Considering the subject property's location in an important major centre, a higher caliber of development is required.

**The Motion was then Put and CARRIED  
Councillors Derman, Gerrard and Murdock voting against**

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Councillor Brice left the meeting at 9:35 p.m.  
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Oak Street  
Development Permit

**3347 OAK STREET – DEVELOPMENT PERMIT – ALAN LOWE ARCHITECT INC.**

Report of the Acting Director of Planning dated October 8, 2009 recommending approval of Development Permit DPR00435 for the construction of an auto service centre, office space, and additional showroom space to operate in conjunction with the Infinity dealership.

On behalf of the applicant, Mr. A. Lowe, Alan Lowe Architect Inc., #203 1110 Government Street stated:

- Prior to the fire damage, the back of the L-shaped building on the subject property was often vandalized.
- The proposed development will include renovations of the remaining rectangular building and creation of a new storefront; the site will serve as an auto service centre with the potential for a pre-owned car showroom.

- The design of the building is simple and reflective of the adjacent Infiniti dealership.
- Surfacing materials will include: metal panels; storefront glazing; and vertical corrugated paneling.
- The legal non-conforming sign on Blanshard Street will be removed and a new sign erected on Oak Street for this development.

Ms. J. Lommerse, LADR Landscape Architects Inc., stated

- The landscape plan for the subject property includes the following: two red oaks added along Oak Street; five trees added along Valley Avenue; and ten trees added to the boulevard along Blanshard Street.
- The three meter sidewalk from the adjacent property to the north will continue in front of the development, with a bench added to the site; two car display areas of decorative concrete paving are also proposed.

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

- The client has obtained a 10 year lease on the subject property and will need to see if further investments are economically viable.
- There is the potential that all three adjacent properties owned by the applicant may be redeveloped; however, competition with the Uptown development would make it unlikely in the near future.
- The Blanshard Street frontage of the proposed building will have a white band along the top, signage and overhead garage doors with transparent glazing.

Ms. S. Belford, Co-President of the Mount View Colquitz Community Association, 3840 Rowland Avenue, stated:

- The application includes a variance for planting 10 less trees than are required; it would be a mistake to grant this variance, considering the amount of paving in the area.
- The Mount View Colquitz Community Association looks forward to the long term planning for the Uptown area.

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

- There is no stormwater management proposed for this site and the lack of long term vision for this area is problematic.

Mr. M. Brown, 941 Cloverdale Avenue, stated:

- He appreciates the applicant addressing the graffiti issues on the site and reusing the existing building.
- The proposed development will only provide "eyes on the street" during business hours.
- Though he has concerns regarding the tree planting variance, he is unsure how more trees can be added to a site which may only be used for the next 10 years.

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

- It would be problematic to locate additional trees in the front parking area, but trees could be planted elsewhere on the site.

In response to questions from Council Ms. Lommerse stated:

- There is room for planting additional trees on the subject property, especially along Blanshard Street.

In response to comments from the public, the Director of Engineering stated:

- As the applicant is proposing to reuse the foundation of the existing building, there would be no change to the site's impervious cover; subsequently, no new stormwater management has been requested.

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

- Though some additional trees could be located in the parking area, a variance would still be required to plant the remainder of the required 10 trees elsewhere on the site.
- If approved, the proposed development permit would still be active after 10 years and it would be the applicant's decision whether to renew the lease on the subject property.

Councillor Derman stated:

- Instead of enhancing the pedestrian environment, most of the landscaping proposed for the development is located on Blanshard Street which is meant primarily for car use; furthermore, no improvements are to be made to the property's stormwater management.
- Over the long term, Council may want to consider multi-floor auto malls in this region to use land more efficiently.

Councillor Gerrard:

- The Revelstoke building at Bay Street and Tyee Road was demolished by fire over 10 years ago has been replaced by a parking lot with a chain-link fence; it would be regrettable if the subject property was similarly under-developed for 10 years.

Councillor Murdock stated:

- Though he is pleased with the applicant's commitment to incorporate all the trees required by bylaw into the development, he will not be able to support the proposal.
- The planning policy guidelines for public spaces were disregarded for this development as it is considered a temporary use for the subject property; however, this development could be permanent and should be able to work within the planning goals for the area, both in regards to mixed use and pedestrian environment.

Councillor Brownoff stated:

- The applicant will need to consult further with staff in regards to the location of the additional 10 trees on the subject property.
- She appreciates that the applicant has only a 10 year lease on the site and that the graffiti on the property needs to be addressed; however, the proposed landscaping and amenities for the pedestrian environment are minimal.

**MOTION**

**MOVED by Councillor Wergeland and Seconded by Councillor Brownoff: “That further consideration of Development Permit DPR00435 on Lot 1, Section 7, Victoria District Plan VIP28122 (3347 Oak Street), to renovate the existing building for an auto dealership service centre, be postponed to allow the applicant to amend the landscape plan to include 10 additional trees.”**

Councillor Derman stated:

- The addition of 10 trees to the landscaping plan is not sufficient for him to support the application; additional stormwater management efforts or amenities for the pedestrian environment would be necessary.

**The Motion was then Put and DEFEATED  
Councillors Derman, Gerrard and Murdock voting against**

PKA35

Mt. Douglas Park –  
Churchill Drive  
Closure Times

**MT. DOUGLAS PARK – CHURCHILL DRIVE CLOSURE TIMES.**

Report of the Director of Parks and Recreation dated October 13, 2009 recommending Council approve the permanent closure of the Mt. Douglas Park Churchill Drive from 11:00 pm to noon daily.

The Parks Manager stated:

- Council approved a trial period whereby Churchill Drive was closed to vehicle traffic until noon daily, with the intention to enhance the leisure use of the roadway for pedestrians and cyclists.
- The majority of the respondents to the online survey, hardcopy survey, and the on site intercept survey indicated that they supported the noon opening time of Churchill Drive.
- The improvements to the parking lot are being completed and some repair work to Churchill Drive was undertaken during the summer.
- Overall, the new closure time has been successful and it is recommended that it be made permanent.

In response to questions from Council, the Parks Manager stated:

- Previously, Churchill Drive was accessible at approximately 7 am.

Ms. A. McKittrick, 4205 Buckingham Place, stated:

- She appreciated the trial of the new closure time and has noticed an increase in recreation users of Churchill Drive as a result; it is only a small inconvenience to delay driving to the top of Mt. Douglas Park until the afternoon.
- Consideration should be given to installing a water fountain at the top of Mt. Douglas Park and to translating surveys into languages other than English.

Mr. J. Tatum, 205-1680 Poplar Avenue, stated:

- He resents the new closure time; it has unnecessarily disrupted his practice of bird watching in the early mornings at the top of Mt. Douglas, a park which his tax dollars contribute to maintaining.
- Bird watching is best undertaken in the early morning, but his health and schedule prevent him from walking Churchill Drive at this time.

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

- Churchill Drive should be opened at 7 am, as in the past; pedestrians should use the trails instead of the roadway.

Ms. M. Robichaud, 1101 Hilda Street stated:

- Mt. Douglas Park is the only site in Saanich that certain birds can be seen during migration.
- As birds migrate during the night, bird watchers need to be able to use the park first thing in the morning; if the road needs to be closed, consideration should be given to closing it in the afternoon instead.

Mr. D. Mann, 1089 Quailwood Place, stated:

- As a result of the new closure time, there has been a significant increase in the number of pedestrians accessing Mt. Douglas Park.
- An increase in the fines would act as a greater deterrent to mountain biking in Mt. Douglas Park; signage indicating the prohibition is also needed to increase public awareness.
- Consideration should be given to closing Churchill Drive at sunset, similar to Beaver Lake Park; this would prevent the graffiti, parties and garbage dumping occurring at night in Mt. Douglas Park.

Mr. D. Wick, Friends of Mount Douglas Park Society, 1491 Edgemont Road, stated:

- The Friends of Mount Douglas Park Society endorses the recommendation and congratulates Parks staff members on the excellent consultation process.
- The proposed closure time will encourage pedestrians and cyclists to use Churchill Drive; this supports a healthy lifestyle and Saanich's Climate Action Plan.

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

- Pedestrians and cyclists prefer to use Churchill Drive in the morning as the temperature is cooler; furthermore, car users like to take up visitors to Mt. Douglas Park in the afternoon.

Mr. R. Bridgeman, 1481 Elnido Road, stated:

- Though sympathetic to the concerns expressed by the bird watchers in regards to vehicle access for Mt. Douglas Park, he feels that the bigger issue of safe exercise for the neighbourhood needs to be taken into account.

In response to questions from the public, the Parks Manager stated:

- It would be difficult to accommodate individual bird watchers, but consideration could be given to programming for recognized bird watching groups during the migratory season.

## MOTION

**MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: "That it be recommended that Council approve the permanent closure of Mt. Douglas Park Church Drive from 11:00 pm to noon daily."**

Councillor Brownoff stated:

- The proposed change to the closure time for Churchill Drive is a success.
- She agrees that Saanich surveys should be offered in multiple languages; furthermore, she encourages the bird watchers to contact Parks and organize a group program to access Mt. Douglas Park.

Councillor Derman stated:

- He walked up to Mt. Douglas Park more frequently during the trial period of the proposed closure time for Churchill Drive; a wide variety of pedestrians also took advantage of the closure to use the roadway.
- There are clear advantages to the change in closure time for both the park and recreation users; the best compromise may be for the bird watchers to be occasionally accommodated as a group.

Councillor Gerrard stated:

- The survey results show significant support for the proposed change to the closure time for Churchill Drive.
- He also feels that Saanich surveys should be offered in multiple languages.

Councillor Wergeland stated:

- Consideration might be given to alternative closing times if the needs of the greater public, as well as specific recreation users, could be better met; however, a certain amount of compromise is necessary to make Saanich Parks accessible to as many users as possible

Councillor Murdock stated:

- The proposed closing time for Churchill Drive makes Mt. Douglas Park accessible to users who may be uncomfortable on trails or who require a sturdier surface; he is confident that staff can work to accommodate bird watching groups whose access to the park has been restricted.
- The Friends of Mt. Douglas Park are to be commended for the advocacy.

Councillor Sanders stated:

- She was pleased to hear that accommodations can be considered for bird watching groups to occasionally access the park.
- Consideration should be given to the public's suggestions: a sunset closure time for Churchill Drive; surveys in multiple languages; and the installation of water fountain at the top of Mt. Douglas Park.

**The Motion was then Put and CARRIED**

### **TOW-AWAY BYLAW – MAXIMUM TOWING AND STORAGE CHARGES**

Report of the Municipal Solicitor dated October 16, 2009, further to a request from Kustom Towing Ltd., recommending the Tow-Away Bylaw be amended to increase the towing charge, release fee and storage fee as outlined.

**MOTION**

**MOVED by Councillor Brownoff and Seconded by Councillor Gerrard: "That Council approve revisions to the Tow-Away Bylaw to increase the towing charge, release fee, and storage fee, as outlined in the October 16, 2009 report of the Municipal Solicitor."**

**CARRIED**

Adjournment

On a motion from Councillor Murdock the meeting adjourned at 10:35 p.m.

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CHAIR

I hereby certify these Minutes are accurate

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MUNICIPAL CLERK