DISTRICT OF SAANICH MINUTES OF THE COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS SAANICH MUNICIPAL HALL, 770 VERNON AVENUE

MONDAY, NOVEMBER 25, 2013 AT 7:30 PM

Present: Chair: Mayor Leonard

Council: Councillors Brice, Brownoff, Derman, Gerrard, Murdock, Sanders, Wade

and Wergeland

Staff: Paul Murray, Chief Administrative Officer; Sharon Hvozdanski, Director of

Planning; Donna Dupas, Legislative Manager; and Lynn Merry, Senior

Committee Clerk

Minutes ADOPTION OF MINUTES

MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: "That Council adopt the minutes of the November 18, 2013 Council and Committee of the Whole meetings."

CARRIED

BYLAWS

2870-30 Viewmont Avenue

4580 VIEWMONT AVENUE (A PORTION) - REZONING TO RS-6

Final Reading of the "Zoning Bylaw, 2003, Amendment Bylaw, 2013, No. 9232" and approval of exemption from the minimum 10% perimeter road frontage requirement for proposed Lot B. Rezoning from RS-8 to RS-6 for proposed two lot residential subdivision.

MOVED by Councillor Wergeland and Seconded by Councillor Gerrard: "That Bylaw No. 9232 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

MOVED by Councillor Wergeland and Seconded by Councillor Gerrard: "That Council approve an exemption from the minimum 10% perimeter road frontage requirement under Section 944(2) of the *Local Government Act* for proposed Lot B on Lot 2, Section 9, Lake District, Plan 5336, Except that part in Plan 45565 (4580 Viewmont Avenue)."

CARRIED

2870-30 Penrhyn Street

2580 AND 2588 PENRHYN STREET – CADBORO BAY LOCAL AREA PLAN AMENDMENT

First Reading of the "Official Community Plan Bylaw, 2008, Amendment Bylaw, 2013, No. 9250". To amend Appendix "N" of the Official Community Plan to include the properties within the Cadboro Bay Village Development Permit Area.

MOVED by Councillor Sanders and Seconded by Councillor Gerrard: "That Bylaw No. 9250 be introduced and read."

2870-30 Penrhyn Street

ZONING BYLAW AMENDMENT - NEW ZONE C-1CBV (COMMERCIAL CADBORO BAY VILLAGE)

First Reading of the "Zoning Bylaw, 2003, Amendment Bylaw, 2013, No. 9251". To create a new zone C-1CBV (commercial Cadboro Bay Village).

MOVED by Councillor Wergeland and Seconded by Councillor Sanders: "That Bylaw No. 9251 be introduced and read."

CARRIED

2870-30 Penrhyn Street

2580 PENRHYN STREET AND 2588 PENRHYN STREET - REZONING TO C-1CBV

First Reading of the "Zoning Bylaw, 2003, Amendment Bylaw 2013, No. 9252". Rezoning from RS-10 to C-1CBV for proposed residential development with two commercial retail units.

MOVED by Councillor Brice and Seconded by Councillor Sanders: "That Bylaw No. 9252 be introduced and read."

CARRIED

RESOLUTIONS FOR ADOPTION

1050-20 Fire Dispatch Services Agreement

DISTRICT OF OAK BAY FIRE DISPATCH AND COMMUNICATIONS SERVICES AGREEMENT RENEWAL

Report of the Fire Chief dated October 30, 2013 recommending Council authorize the renewal of the Fire Dispatch and Communications Services Agreement with the District of Oak Bay for the period of January 1, 2014 to December 31, 2018.

MOVED by Councillor Derman and Seconded by Councillor Murdock: "That Council authorize the Fire Dispatch and Communications Services Agreement with the District of Oak Bay for the period January 1, 2014 to December 31, 2018, as outlined in the report Fire Chief dated October 30, 2013."

CARRIED

1310-40 Capital Regional District Regional Housing Trust Fund

CAPITAL REGIONAL DISTRICT REGIONAL HOUSING TRUST FUND SERVICE ESTABLISHMENT BYLAW AMENDMENT

Letter from the Capital Regional District dated November 15, 2013 requesting Council give consent to the CRD adopting Bylaw 3918, "Capital Regional District Regional Housing Trust Fund Service Establishment Bylaw No. 1, 2005, Amendment Bylaw No. 8, 2013."

MOVED by Councillor Wergeland and Seconded by Councillor Derman: "That Saanich Council give consent to the Capital Regional District adopting Bylaw 3918, "Capital Regional District Regional Housing Trust Fund Service Establishment Bylaw, No. 1, 2005, Amendment Bylaw, No. 8, 2013."

1410-20 Reports from Advisory Committees

REPORTS FROM SAANICH ADVISORY COMMITTEE CHAIRS

It was the consensus of Council that the reports be rescheduled to a future meeting in December.

Adjournment

On a motion from Councillor Gerrard, the meeting adjourned at 7:32 pm.

The meeting reconvened at 7:37 pm.

RECOMMENDATIONS

From the Committee of the Whole Meeting held November 25, 2013

1610-50 Earlston Avenue 1700 EARLSTON AVENUE - REMEDIAL ACTION ORDER FOR LEAN-TO STRUCTURE

MOVED by Councillor Brownoff and Seconded by Councillor Wergeland: "That Council pass the following resolution imposing remedial action requirements:

- 1. Council hereby declares the lean-to structure attached to the side of the house at the property known as Lot 24, Block 4, Section 40, Victoria District, Plan 402F, having a civic address of 1700 Earlston Avenue in the Municipality of Saanich (herein called "the lands") contravenes the Building and Plumbing Bylaw No. 8627 and the Zoning Bylaw No. 8200 for the Corporation of the District of Saanich as follows:
 - a) The lean-to structure was constructed without a building permit as required by the Building and Plumbing Bylaw No. 8627 and:
 - b) The lean-to structure was constructed within 1.5 m (4.9 ft.) from an interior side lot line, contrary to the Zoning Bylaw No. 8200.
- 2. Council hereby directs Ryan Gisler (herein called "the owner of the lands") to remove the lean-to structure attached to the side of the house within (60) sixty days from the date on which notice of this order is served upon the owner of the lands.
- 3. If the owner of the lands fails to comply with the requirements of Section 2 of this resolution, the Municipality may through its employees, agents, or contractors, enter upon the lands and carry out the work described in Section 2 of this resolution at the expense of the owner pursuant to Section 17 of the Community Charter."

Adjournment On a motion from Councillor Brownoff, the meeting adjourned at 7:39 pm.

MAYOR

I hereby certify these Minutes are accurate.

MUNICIPAL CLERK

DISTRICT OF SAANICH MINUTES OF THE COMMITTEE OF THE WHOLE MEETING HELD IN THE COUNCIL CHAMBERS SAANICH MUNICIPAL HALL, 770 VERNON AVENUE MONDAY, NOVEMBER 25, 2013 AT 7:33 PM

Present: Chair: Councillor Murdock

Council: Mayor Leonard and Councillors Brice, Brownoff, Derman, Gerrard,

Murdock, Sanders, Wade and Wergeland

Staff: Paul Murray, Chief Administrative Officer; Sharon Hvozdanski, Director of

Planning; Donna Dupas, Legislative Manager; and Lynn Merry, Senior

Committee Clerk

1610-50 Earlston Avenue

1700 EARLSTON AVENUE - REMEDIAL ACTION ORDER FOR LEAN-TO STRUCTURE

Report of the Director of Planning dated August 27, 2013 recommending Council pass a resolution imposing remedial action requirements pursuant to Sections 72 and 73 of the *Community Charter* directing the owner to remove the lean-to structure from the property.

The owner of 1700 Earlston Avenue was not in attendance.

PUBLIC INPUT:

Nil

Motion:

MOVED by Mayor Leonard and Seconded by Councillor Gerrard: "That it be recommended that Council pass the following resolution imposing remedial action requirements:

- 1. Council hereby declares the lean-to structure attached to the side of the house at the property known as Lot 24, Block 4, Section 40, Victoria District, Plan 402F, having a civic address of 1700 Earlston Avenue in the Municipality of Saanich (herein called "the lands") contravenes the Building and Plumbing Bylaw No. 8627 and the Zoning Bylaw No. 8200 for the Corporation of the District of Saanich as follows:
 - a) The lean-to structure was constructed without a building

- permit as required by the Building and Plumbing Bylaw No. 8627 and:
- b) The lean-to structure was constructed within 1.5 m (4.9 ft.) from an interior side lot line, contrary to the Zoning Bylaw No. 8200.
- 2. Council hereby directs Ryan Gisler (herein called "the owner of the lands") to remove the lean-to structure attached to the side of the house within (60) sixty days from the date on which notice of this order is served upon the owner of the lands.
- 3. If the owner of the lands fails to comply with the requirements of Section 2 of this resolution, the Municipality may through its employees, agents, or contractors, enter upon the lands and carry out the work described in Section 2 of this resolution at the expense of the owner pursuant to Section 17 of the Community Charter."

On a motion from Mayor Leonard, the meeting adjourned at 7:36 pm.	On a	djournment
CHA		
I hereby certify these Minutes are accura		
MUNICIPAL CLEI		