



AGENDA

For the Council Meeting to be Held
At the Saanich Municipal Hall,
770 Vernon Avenue
MONDAY, JULY 17, 2017

I. 6:30 P.M., COMMITTEE ROOM NO. 2

That the meeting be closed to the public in accordance with the *Community Charter*, Part 4, Division 3, 90 (1) (d) as the matter being considered relates to the security of the property of the municipality.

II. 7:00 P.M., COUNCIL CHAMBERS

A. DELEGATION

1. **VANCOUVER ISLAND PEACE AND DISARMAMENT NETWORK**

Presentation to request Saanich to re-confirm its commitment to being a Nuclear Weapon-Free Zone.

B. ADOPTION OF MINUTES

1. Council meeting held July 10, 2017
2. Committee of the Whole meeting held July 10, 2017

C. BYLAWS FOR FINAL READING

1. **OFFICERS AND ADMINISTRATIVE STRUCTURE BYLAW**

Final Reading of "Officers and Administrative Structure Bylaw, 2017, No. 9424". To update the bylaw with the proposed amendments.

2. **931 BECKWITH AVENUE – SANITARY SEWER BYLAW AMENDMENT – SEWER SERVICE AREA INCLUSION**

Final Reading of "Sanitary Sewer Bylaw, 2006, Amendment Bylaw, 2017, No. 9446". To include the property located at 931 Beckwith Avenue in the Sewer Service Area.

3. **AMENDMENTS TO THE SIGNING AUTHORITY BYLAW**

Final Reading of "Signing Authority Bylaw, 2011, Amendment Bylaw, 2017, No. 9447". To update the bylaw with the proposed amendments.

4. **DELEGATION AUTHORIZATION BYLAW (RENEWAL OF LEASES)**

Final Reading of "Delegation Authorization Bylaw (Renewal of Leases), 2017, No. 9448". To provide authorization to the Director of Building, Bylaw, Licensing and Legal Services to approve the renewal of a lease of municipally owned property and to sign a renewal of a lease on behalf of the Municipality.

BYLAWS FOR FIRST READING (SUBJECT TO A PUBLIC HEARING)

5. **2558 KILLARNEY ROAD – REZONING TO RS-6**

First Reading of "Zoning Bylaw, 2003, Amendment Bylaw, 2017, No. 9449". To rezone from RS-10 (Single Family Dwelling) zone to RS-6 (Single Family Dwelling) zone for the purpose of subdivision to create one additional lot.

D. PUBLIC INPUT (ON BUSINESS ITEMS E, F, G & H)

E. BYLAWS

1. **FIREARM AND BOW DISCHARGE REGULATION BYLAW**

Report from the Director of Legislative Services dated July 14, 2017 recommending Council: Repeal Third Reading of the new "Firearm and Bow Discharge Regulation Bylaw, 2017, No. 9414", make amendments to the bylaw as recommended in the report and provide Third Reading of the amended bylaw.

F. RESOLUTIONS FOR ADOPTION

1. **2016 ANNUAL REPORT**

Presentation of the Annual Report to Council, including amendments. (Distributed Separately)

2. **APPOINTMENT OF ELECTION OFFICIALS FOR UPCOMING BY-ELECTION**

Report from the Director of Legislative Services dated July 11, 2017 recommending that Council set a date for the required by-election and appoint the Chief Election Officer and the Deputy Chief Election Officers.

G. REPORTS FROM DIRECTORS

1. **REPORT REGARDING CHANGES TO THE COUNCIL PROCEDURE BYLAW**

Report from the Director of Legislative Services dated July 12, 2017 recommending changes to the Council Procedure Bylaw as outlined in the report.

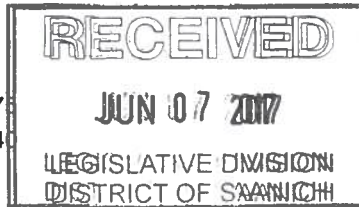
H. CAPITAL REGIONAL DISTRICT ACTIVITIES UPDATE

* * * Adjournment * * *

"IN CAMERA" COUNCIL MEETING IMMEDIATELY FOLLOWS

District of Saanich
Legislative Division
770 Vernon Ave.
Victoria BC V8X 2W7

t. 250-475-1775
f. 250-475-5440
saanich.ca



Application to Appear as a Delegation

The collection of personal information you provide on this form is authorized under the *Local Government Act, Community Charter* and section 26(c) of the *Freedom of Information and Protection of Privacy Act (FIPPA)*. The information will be used for the purpose of processing your application to appear as a delegation before Saanich Council. The application will form part of the meeting's agenda and will be published on the website. Your personal telephone number and e-mail address will not be released except in accordance with FIPPA. Questions about the collection of your personal information may be referred to the District's Privacy Officer at 770 Vernon Avenue, Victoria BC, V8X 2W7, t. 250-475-1775.

General Information

Name of Organization or Association:

Meeting Date Requested (Except the last meeting of the month):

17	07	2017
Day	Month	Year

 Application must be submitted by 12:00 noon at least 10 days prior to the meeting date.

Contact Information

Name of Contact Person (for Organization or Association):

Telephone Number:

E-mail:

Presentation Information

Please be specific and attach additional information if required. Maximum presentation time is 10 minutes.

Topic of Discussion
Please describe the topic of your presentation

Many communities across Canada have declared themselves to be Nuclear Weapon-Free Zones (NWFZ). The citizens of a NWFZ declare that their community will not be the site of production, transit, testing, or deployment of nuclear weapons. This is part of a global strategy to progressively increase areas of the world that are free of nuclear weapons, while at the same time promoting grassroots awareness of peace and disarmament issues. Saanich Council made such a declaration over 20 years ago. The Vancouver Island Peace and Disarmament Network (www.vipdn.org) requests that Saanich reaffirms its commitment to being a NWFZ and would like to address Council on this issue.

I have attached background materials: Yes No Printed background information should be submitted for distribution with the agenda, or bring 13 copies to the meeting.

Audio/Visual Presentation: Yes No Presentation materials need to be submitted by noon on the Friday before the meeting and tested on Saanich equipment.

For Office Use

Delegation for Meeting: July 17, 2017

Refer to Committee: _____

Refer to Department: _____ Direct Action: _____ Response: _____

Copy to Council

She asked for Council's consideration of the Subdivision because of this.

Moved by Alderman Sturrock and Seconded by Alderman Peterson: "That amendments to the Official Community Plan Policy 1.5 not be made as recommended by the Municipal Planner."
Carried.

Agnes St.
-Dev. Permit

REPORT OF THE MUNICIPAL PLANNER DATED MAY 20TH, 1983 REGARDING THE APPLICATION OF VICTORIA CHRISTIAN EDUCATION SOCIETY FOR A DEVELOPMENT PERMIT ON PROPERTY LOCATED AT 671 AGNES STREET (LOT B, SECTION 49, VICTORIA DISTRICT, PLAN 34566), RECOMMENDING APPROVAL.

Moved by Mayor Couvelier and Seconded by Alderman Peterson: "That it be recommended to Council that Council approve Development Permit P-28/83 on Lot B, Section 49, Victoria District, Plan 34566, 671 Agnes Street, as recommended by the Municipal Planner."

Mrs. J. Gripenburg, 642 Agnes Street, stated that she was not against extension of the school but she was concerned with the narrow road on Agnes Street which was currently the only access. There was no traffic regulation and in the past they had applied for a 20 mile per hour zone which was not approved by the Administrative Traffic Committee. Now that there was a new school in the area could something be done. The speed of the traffic was horrendous and she had personally be hit by a cyclist and had a bad back now. People were using their road for a shortcut and she asked whether the property abutted on Kenneth Street.

The Planner indicated it abutted on Hess Crescent and not Kenneth Street.

The Motion was then Put and Carried.

Moved by Mayor Couvelier and Seconded by Alderman Sturrock: "That the Administrative Traffic Committee be asked to examine the merits of a 20 m.p.h. zone for Agnes Street and also to examine the merits of accessing onto Hess Crescent to Kenneth Street for the purpose of allowing vehicles to exit onto Glanford Avenue."
Carried.

Wilkinson
-rezoning
(J. Haggart)

REPORT OF THE MUNICIPAL PLANNER DATED MAY 27TH, 1983 REGARDING THE APPLICATION OF JAMES G. HAGGART TO REZONE PROPERTY FRONTING ONTO WILKINSON ROAD AND VIADUCT AVENUE EAST (A PORTION OF LOT 1, PLAN 456, SECTION 97, LAKE DISTRICT) FROM ZONE DISTRICT A-1 (RURAL) TO ZONE DISTRICT RS-4 (DETACHED HOUSING - 665 M²), RECOMMENDING APPROVAL.

Moved by Mayor Couvelier and Seconded by Alderman Casilio: "That a Public Hearing be called."
Carried.

Hodgson St.
-rezoning

REPORT OF THE MUNICIPAL PLANNER DATED MAY 24TH, 1983 REGARDING THE APPLICATION OF MR. BARNETT AND MR. CHAMPAGNE TO REZONE PROPERTY LOCATED AT 4065 AND 4069 HODGSON STREET (PART OF LOTS 11 AND 12, PLAN 10348), RECOMMENDING APPROVAL.

Moved by Alderman Peterson and Seconded by Alderman Laurenson: "That a Public Hearing be called."
Carried.

Disarmament
401 - Misc.
-Nuclear
Disarmament

LETTER FROM DR. C. MACDONALD, CHAIRMAN - PROJECT PLOUGHSHARES, AND OTHERS DATED MAY 17TH, 1983 REQUESTING COUNCIL TO ADOPT A RESOLUTION INDICATING THEIR INTENTION NOT TO PRODUCE, TEST, STORE, TRANSPORT, PROCESS, DISPOSE OR USE NUCLEAR WEAPONS IN SAANICH AND THAT IT BE DECLARED A NUCLEAR WEAPONS FREE ZONE.

Moved by Alderman Sturrock and Seconded by Alderman Peterson: "That Council declare Saanich a nuclear weapons free zone and that the production, testing, storage, transportation, processing, disposal or use of nuclear weapons or their components not be undertaken within Saanich."
Carried,

with Aldermen Casilio, Laurenson and Vantreight voting against.

Adjournment:

On a Motion from Alderman Knight, the Meeting adjourned at 8:53 p.m.

 MAYOR

 CLERK

COUNCIL POLICY

SUBJECT: NUCLEAR DISARMAMENT - WEAPONS FREE ZONE		
DATE:	June 6, 1983	REFERENCE: 83/CW

That Council declare Saanich a nuclear weapons free zone and that the production, testing, storage, transportation, processing, disposal or use of nuclear weapons or their components not be undertaken within Saanich.

THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 9424

TO ESTABLISH OFFICER POSITIONS AND TO PRESCRIBE THE POWERS, DUTIES, AND FUNCTIONS OF SUCH OFFICERS AND SET OUT THE DEPARTMENTS AND ADMINISTRATIVE STRUCTURE UNDER WHICH THE BUSINESS OF THE MUNICIPALITY SHALL BE CONDUCTED

WHEREAS the District of Saanich must by bylaw, under Section 146 of the *Community Charter*, establish officers' positions having responsibility under Sections 148 and 149 of the *Community Charter*;

AND WHEREAS the District of Saanich may, by bylaw, confer on an officer position the chief administrative responsibility for the Municipality under Section 147, of the *Community Charter*;

AND WHEREAS pursuant to Section 154 of the *Community Charter*, Council, may, by bylaw, delegate its powers, duties and functions, including those specifically established by an enactment, to its officers and employees;

AND WHEREAS Council wishes to delegate to its officers and employees certain powers, duties and functions;

NOW, THEREFORE, The Municipal Council of the District of Saanich enacts as follows:

1. Definitions

In this bylaw, unless the context otherwise requires:

a) "**Act**" means the *Community Charter* of the Province of British Columbia.

"**Approving Officer**" means the Approving Officer of the Municipality and includes the Deputy Approving Officer in the absence of the Approving Officer.

"**Chief Administrative Officer**" means the Chief Administrative Officer of the Municipality.

"**Collector**" means the municipal officer assigned responsibility as collector of taxes for the Municipality.

"**District**" means the District of Saanich.

"**Council**" means the Council of the District of Saanich.

"**Director of Finance**" means the Financial Officer of the Municipality.

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"**Employee**" means a person who is employed by the Municipality but who is excluded from the definition of 'employee' pursuant to the Labour Relations Code of British Columbia.

"**Legislative Manager/Municipal Clerk**" means the Corporate Officer of the Municipality and includes the Deputy Legislative Manager/Deputy Municipal Clerk in the absence of the Legislative Manager/Municipal Clerk.

"**Manager of Revenue Services**" means the Collector of the Municipality.

"**Municipality**" means the District of Saanich.

b) Words used shall have the meaning assigned to them by the *Community Charter*.

2. Municipal Departments

The business of the Municipality under the direction of the Chief Administrative Officer with and by the authority vested by Council shall be conducted by the following departments hereby established:

- Administration
- Corporate Services
- Engineering
- Finance
- Fire
- Building, Bylaw, Licensing and Legal Services
- Parks and Recreation
- Planning

3. Department Head Positions

Department Heads of the Municipality shall be:

- Chief Administrative Officer
- Director of Corporate Services
- Director of Engineering
- Director of Finance
- Fire Chief
- Director of Building, Bylaw, Licensing and Legal Services
- Director of Parks and Recreation
- Director of Planning

The head of each department shall be the person from time to time appointed as such and includes the person employed as such at the date of the adoption of this bylaw.

4. Deputy Department Head Positions

Deputy Department Heads shall be:

- Deputy Fire Chief.

Each deputy department head shall be the person from time to time appointed as such and includes the person employed as such at the date of the adoption of this bylaw.

4. Officer Positions

Officers of the Municipality shall be:

- Chief Administrative Officer
- Director of Corporate Services
- Director of Engineering
- Director of Finance
- Fire Chief
- Director of Building, Bylaw, Licensing and Legal Services
- Director of Parks and Recreation
- Director of Planning
- Legislative Manager/Municipal Clerk
- Deputy Legislative Manager/Deputy Municipal Clerk
- Manager of Inspection Services
- Manager of Revenue Services
- Approving Officer
- Deputy Approving Officer
- Municipal Solicitor

Each officer of the Municipality shall be the person from time to time appointed as such and includes the person employed as such at the date of the adoption of this bylaw.

5. Appointment and Termination

- a) The appointment of the Chief Administrative Officer shall be made by resolution of Council.
- b) The selection and appointment of the other Officer positions shall be made by the Chief Administrative Officer and confirmed by Council.
- c) The selection of the Acting Chief Administrative Officer shall be made by the Chief Administrative Officer. In the event of incapacitation of the Chief Administrative Officer or vacancy in that position, the appointment of the Acting Chief Administrative Officer shall be made by Council.
- d) The appointment of an Officer may be terminated by the Council under the conditions provided for in the Community Charter.

6. Powers, Duties and Functions

- a). The Chief Administrative Officer's powers, duties and functions include those set out in section 147 of the *Community Charter* and are as further described in Schedule "A" – Powers, Duties and Functions of the Chief Administrative Officer.
 - b). The Director of Finance as the Financial Officer is assigned the responsibility of financial administration which includes the powers, duties and functions set out in section 149 of the *Community Charter*. In addition the Director of Finance has any other powers, duties and functions assigned by the Chief Administrative officer, or required or permitted by any other enactment.
 - c). The Legislative Manager/Municipal Clerk as the Corporate Officer is assigned the responsibility of corporate administration which includes the powers, duties and functions set out in section 148 of the *Community Charter*. In addition the Legislative Manager/Municipal Clerk has any other powers, duties and functions assigned by the Chief Administrative officer, or required or permitted by any other enactment.
 - d). The Manager of Inspection Services is assigned the responsibility for carrying out the functions of the Manager of Inspection Services under the Building and Plumbing Bylaw, 2005, No. 8627 and any successor bylaw.
 - e). The Manager of Revenue Services is assigned the responsibility as Collector of Taxes for the Municipality as set out in the *Community Charter*.
 - f). The Manager of Inspection Services is assigned the responsibility as Licence Inspector under the Business Licence Bylaw, 2002, No. 8213 and any successor bylaw.
 - g). The Approving Officer is assigned the responsibility for carrying out the functions of the Approving Officer under the *Land Title Act*, the Subdivision Bylaw, 1995, No. 7452 and any successor bylaw, and any other Statute or Bylaw that assigns responsibilities to the Approving Officer.
 - h). The powers, duties and responsibilities of those persons appointed to the positions of Officers, which are not prescribed by statute or by bylaw, shall be as determined from time to time by the Chief Administrative Officer.
7. The "Directors and Officers Bylaw, 2011, No. 9091" and amendments thereto are hereby repealed except insofar as they may repeal any other bylaw.

8. This bylaw may be cited as the **"OFFICERS AND ADMINISTRATIVE STRUCTURE BYLAW, 2017, NO. 9424"**.

Read a first time this day of , 2017.

Read a second time this day of , 2017.

Read a third time this day of , 2017.

Adopted by Council, signed by the Mayor and Clerk and sealed with the Corporate Seal on the day of , 2017.

Municipal Clerk

Mayor

SCHEDULE "A"**Powers, Duties and Functions of the Chief Administrative Officer**

The Chief Administrative Officer for the Municipality has the following duties, powers and functions:

- a. carrying out the powers, duties and functions specified in Section 147 of the *Community Charter* and other provisions applicable to the Chief Administrative Officer in other enactments;
- b. selecting Officers and coordinating, motivating, directing and supervising these key officials and prescribing their duties and responsibilities;
- c. determining compensation of non-union employees in accordance with the corporate policies and budgets established by Council;
- d. appointing, promoting, disciplining, suspending or terminating any employee of the City, subject to any contract of employment or collective agreement in force, other than Officers;
- e. subject to Council approval, negotiating all collective agreements;
- f. developing and recommending for Council approval, policies dealing with matters as directed by Council, and may initiate such policies for consideration by Council;
- g. implementing all Council approved policies and directives;
- h. developing, approving, and implementing policies, procedures and practices dealing with administrative matters;
- i. preparing and submitting to Council budgets for capital and operating programs annually or more frequently as directed by Council. In the event Council does not adopt an operating budget for the new calendar year by December 31st of the previous year, the CAO, during the period of January 1 of the new calendar year and the date on which Council adopts the five year financial plan for the new calendar year, is hereby empowered to authorize expenditures based on the previously approved five year financial plan bylaw.
- j. preparing and submitting such reports and recommendations as may be required by Council;
- k. hiring and retaining legal counsel on behalf of the Municipality including the power to instruct counsel to commence or defend any action or proceeding in any court of law, or before any tribunal, arbitrator or any other person, for or on behalf of the City.
- l. taking whatever legal actions or measures deemed necessary in response to an emergency;
- m. the authority to assign additional responsibilities to an officer, including acting on behalf of another officer during absence;
- n. the authority to assign to other appointed officers and employees of the Municipality any powers, duties or functions assigned to the Chief Administrative Officer under this bylaw to achieve more efficient and effective administration of the City's affairs;
- o. designating an Acting Chief Administrative Officer during any absence.

THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 9446

TO AMEND BYLAW NO. 8792
BEING THE "SANITARY SEWER BYLAW, 2006"

The Municipal Council of The Corporation of the District of Saanich in open meeting assembled enacts as follows:

1. Bylaw No. 8792 being the "Sanitary Sewer Bylaw, 2006", is hereby amended as follows:
 - (a) By deleting Maps 27 from Schedule "D" and substituting therefore new Map 27 dated July 2017 attached hereto as Schedule "1".

Lot 3, Section 65, Victoria District, Plan VIP59979
(931 Beckwith Avenue)
2. This Bylaw may be cited for all purposes as the "**SANITARY SEWER BYLAW, 2006, AMENDMENT BYLAW, 2017, NO. 9446**".

Read a first time this 10th day of July, 2017.

Read a second time this 10th day of July, 2017.

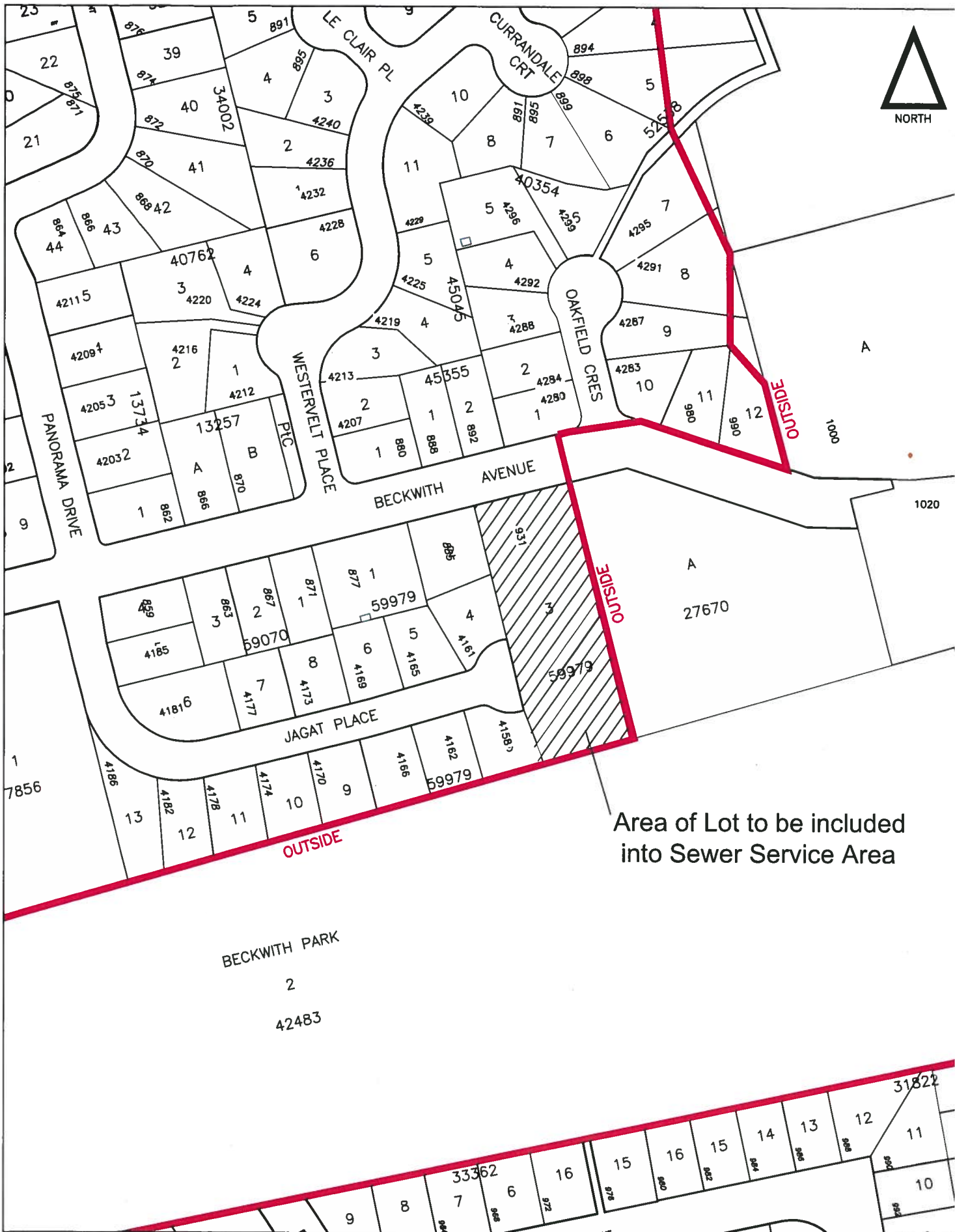
Read a third time this this 10th day of July, 2017.

Adopted by Council, signed by the Mayor and Clerk and sealed with the Seal of the Corporation on the day of , 2017.

Municipal Clerk

Mayor

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Area of Lot to be included into Sewer Service Area

* For Reference only *
Excerpt of new Map 27

931 Beckwith Avenue
By-law #9446

THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 9447

TO AMEND BYLAW NO. 9092,
BEING THE "SIGNING AUTHORITY BYLAW, 2011"

The Municipal Council of The Corporation of the District of Saanich in open meeting assembled enacts as follows:

1. Bylaw No. 9092 being the "Signing Authority Bylaw, 2011" is hereby amended as follows:
 - a) By deleting sub-section (d) of Section 1 and substituting therefor the following:

"(d) "Chief Administrative Officer" means the Chief Administrative Officer of the Municipality and, in the absence of the Chief Administrative Officer, includes the Acting Chief Administrative Officer."
 - b) By deleting Section 6 and substituting therefor the following:

"6. Chief Administrative Officer
The Chief Administrative Officer may enter into and sign the following types of agreements or other documents on behalf of the Municipality:

 - (a) Grant applications and grant funding agreements.
 - (b) Memoranda of Agreement or Memoranda of Understanding between the Municipality and a Union, the Province, the Federal Government or another Municipality or School District.
 - (c) Agreements or other documents relating to functions within the area of responsibility of the Chief Administrative Officer."
 - c) By deleting sub-section (2) of Section 7 and substituting therefor the following:

"(2) The Director of Corporate Services may delegate all or part of the authority outlined in s. 7(1) to the Manager of Human Resources and Manager of Information Technology (was noted under the Director of Finance)."
 - d) By deleting sub-section (2) of Section 9 and substituting therefor the following:

"(2) The Director of Finance may delegate all or part of the authority outlined in s. 9(1) to the Senior Manager, Financial Services, Manager of Accounting and Audit, Manager of Revenue Services and Manager of Information Technology. (Move this one to Director of Corporate Services)"

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e) By deleting Section 11 and substituting therefor the following:

“11. Director of Building, Bylaw, Licensing and Legal Services

(1) The Director Building, Bylaw, Licensing and Legal Services may enter into and sign the following agreements and other documents on behalf of the Municipality:

- (a) Leases, tenancy agreements, licenses, contracts for the purchase and sale of land, consulting contracts, facility use agreements, settlement agreements, releases, and damage claims.
- (b) Agreements or other documents relating to functions under the responsibility of the Building, Bylaw, Licensing and Legal Services Department.

(2) The Director Building, Bylaw, Licensing and Legal Services may delegate all or part of the authority outlined in s. 11(1) to the Lands Manager, Risk Manager, and Manager of Inspection Services.”

f) By deleting sub-section (2) of Section 12 and substituting therefor the following:

“(2) The Director of Parks and Recreation may delegate all or part of the authority outlined in s. 12(1) to the Senior Manager of Recreation Services and the Senior Manager of Parks.”

g) By deleting sub-section (2) of Section 13 and substituting therefor the following:

“(2) The Director of Planning may delegate all or part of the authority outlined in s. 13(1) to the Manager of Environmental Services, Subdivision Coordinator/Approving Officer, and Manager of Community Planning.

2. This Bylaw may be cited for all purposes as the “**SIGNING AUTHORITY BYLAW, 2011, AMENDMENT BYLAW, 2017, NO. 9447**”.

Read a first time this 10th day of July, 2017

Read a second time this 10th day of July, 2017

Read a third time this 10th day of July, 2017

Adopted by Council, signed by the Mayor and Clerk and sealed with the Seal of the Corporation on the _____ day of _____.

Municipal Clerk

Mayor

THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 9448

TO AUTHORIZE THE DELEGATION OF POWER

WHEREAS the Council may pursuant to Section 154 of the *Community Charter* delegate its powers, duties and functions to its officers and employees;

NOW THEREFORE the Municipal Council of The Corporation of the District of Saanich in open meeting assembled enacts as follows:

1. "The Council hereby delegates to the Director of Building, Bylaw, Licensing and Legal Services or in their absence the Land Agent the power to approve the renewal of a lease of municipally owned real property to a non-profit society or other non-profit organization and to sign a renewal of a lease on behalf of the Municipality."

2. Repeal

"Delegation Authorization Bylaw (Renewal of Leases), 2013, No. 9218 and all amendments thereto are hereby repealed.

3. Title

This bylaw may be cited for all purposes as the "**DELEGATION AUTHORIZATION BYLAW (RENEWAL OF LEASES), 2017, NO. 9448**".

Read a first time this 10th day of July, 2017

Read a second time this 10th day of July, 2017

Read a third time this 10th day of July, 2017

Adopted by Council, signed by the Mayor and Clerk and sealed with the Seal of the Corporation on the _____ day of _____.

Municipal Clerk

Mayor

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THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 9449

TO AMEND BYLAW NO. 8200,
BEING THE "ZONING BYLAW, 2003"

The Municipal Council of The Corporation of the District of Saanich enacts as follows:

- 1) Bylaw No. 8200, being the "Zoning Bylaw, 2003" is hereby amended as follows:
 - a) By deleting from Zone RS-10 (Single Family Dwelling – Minimum Lot Size 780 m²) and adding to Zone RS-6 (Single Family Dwelling – Minimum Lot Size 560 m²) the following lands:

Lot B (DD 327049-I), Section 44, Victoria District, Plan 1592
(2558 Killarney Road)
- 2) This Bylaw may be cited for all purposes as the **"ZONING BYLAW, 2003, AMENDMENT BYLAW, 2017, NO. 9449"**.

Read a first time this day of

Public Hearing held at the Municipal Hall on the day of

Read a second time this day of

Read a third time this day of

Adopted by Council, signed by the Mayor and Clerk and sealed with the Seal of the Corporation on the day of

Municipal Clerk

Mayor

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The District of Saanich

Report

To: Mayor and Council
From: Ken Watson – Director of Legislative Services
Date: 7/14/2017
Subject: Firearm and Bow Discharge Regulation Bylaw

RECOMMENDATION:

That Council repeal Third Reading of the new "Firearm and Bow Discharge Regulation Bylaw, 2017, No. 9414", make amendments to the bylaw as recommended in this report, and provide Third Reading of the amended bylaw.

PURPOSE

The purpose of this report is to provide for amendments to the "Firearm and Bow Discharge Regulation Bylaw, 2017, No. 9414" currently at Third Reading.

BACKGROUND

At the July 10, 2017 Council Meeting, Council received the new "Firearm and Bow Discharge Regulation Bylaw, 2017, No. 9414". Public input was received regarding the bylaw expressing concern that the proposed bylaw could be interpreted to prohibit use of padded arrows in Live Action Role Play (LARP) activities which are currently undertaken in Saanich parks.

DISCUSSION

Staff have corresponded with the individual to better understand LARP activities and have subsequently amended the proposed bylaw to clarify that use of padded arrows in LARP activities is not regulated by the bylaw. A definition of "arrow" is now provided which specifically excludes the padded variety used in LARP.

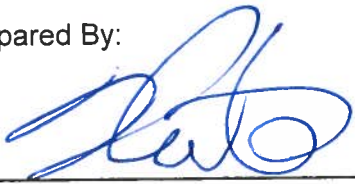
The amended bylaw is attached for Council consideration with the changes highlighted.

ALTERNATIVES

1. That Council repeal Third Reading of the new "Firearm and Bow Discharge Regulation Bylaw, 2017, No. 9414", make amendments as recommended and provide Third Reading to the amended bylaw.
2. That Council provide alternate direction to Staff.

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Prepared By:



Ken Watson
Director of Legislative Services

KMW/lm

cc. Bob Downie – Chief Constable
Todd Bryant - Inspector Admin
Chris Nation – Municipal Solicitor

ADMINISTRATOR'S COMMENTS:

I endorse the recommendation from the Director of Legislative Services.



Paul Thorkelsson
Chief Administrative Officer

THE DISTRICT OF SAANICH

BYLAW NO. 9414

A BYLAW

TO REGULATE THE DISCHARGE OF FIREARMS AND BOWS.

WHEREAS a municipal council may, by bylaw, regulate or prohibit the discharge of Firearms and of Bows pursuant to Sections 8(3)(e) and 8(5) of the *Community Charter*,

The Municipal Council of the District of Saanich enacts as follows:

DEFINITIONS

1. In this Bylaw, unless the context otherwise requires,
 - (a) **“Archery”** means the sport of shooting with a drawbow and arrow at a target.
 - (b) **“Arrow”** means a projectile having a straight thin shaft with a pointed head at one end and often flight-stabilizing vanes at the other, meant to be shot from a bow but does not include projectiles with padded or suction cup ends used in games and other recreational activities.
 - (c) **“Bow”** means a drawbow, or crossbow
 - (d) **“Crossbow”** means a bow fixed on a stock with a mechanism to hold the bow drawn and release via a trigger.
 - (e) **“District”** means the District of Saanich
 - (f) **“Drawbow”** means a bow that is drawn with the tension supplied by the archer, which does not have a locking mechanism this includes a long bow, recurve bow and composite bow.
 - (g) **“Conservation Officer”** includes a conservation officer as defined in the *Wildlife Act*, 1996 R.S.B.C. C. 488
 - (h) **“Pound Inspector”** means any person appointed by the Council to carry out the duties so assigned in the “Animals Bylaw, 1997, No. 7699” or any successor bylaw.
 - (i) **“Firearm”** means any rifle, pistol, or shotgun, and includes an air gun, air rifle, air pistol includes air guns, air rifles, air pistols and spring guns, but does not include a starting pistol that is incapable of firing a projectile and is used for the discharge of blank ammunition in connection with an athletic sporting event
 - (j) **“Highway”** means a street, road, lane, bridge, viaduct, forestry road and any other way open to the use of the public, but does not include a private right-of-

way on private property.

- (k) **“Urban Containment Boundary”** means the geographic boundary which separates urban from rural land uses as defined in *the Official Community Plan Bylaw, 2008, No. 8940* including amendments or any bylaw replacing this bylaw.
- (l) **“Legal Shooting Range”** means a place that is designated or intended for the safe discharge, on a regular and structured basis, of firearms for the purpose of target practice or target shooting competitions, and that has required approvals and operates in accordance with all applicable Federal, Provincial and local government statutes, regulations and bylaws including, but not limited to the *Firearm Act [RSBC 1996] c 145 and Firearms Act [S.C. 1995] c.39*.
- (m) **“Livestock”** means the same as defined in the *Livestock Act [RSBC 1996]* as may be amended from time to time and, for the purposes of this Bylaw,
- (n) **“Zoning Bylaw”** means the District’s “Zoning Bylaw. 2003” Number 8200 including amendments or any Bylaw replacing this Bylaw.

GENERAL

- 2.1 No person shall discharge any *Firearm* or *Bow* within the *District* except in accordance with this Bylaw.
- 2.2 The provisions of this Bylaw shall not apply to a police officer, special municipal constable, pound inspector, *Conservation Officer*, employees of the Fish and Wildlife Branch, the Department of Fisheries and Oceans, the Canadian Wildlife Service, or a Special Constable of the Society for the Prevention of Cruelty to Animals, who have lawfully authority to use firearms in the performance of their duties.

FIREARMS AND CROSSBOW DISCHARGE RESTRICTIONS

- 3.1 No person shall discharge any firearm or crossbow within that part of the *District* lying inside the *Urban Containment Boundary*.
- 3.2 No person shall discharge any *firearm* or *crossbow* within that part of the *District* lying outside the *Urban Containment Boundary* except as specifically provided in Sections 4.1 and 5.1 of this Bylaw.

EXCEPTIONS TO FIREARMS DISCHARGE RESTRICTIONS

- 4.1 A person may discharge a Firearm on lands outside the *Urban Containment Boundary* when the person :
 - a) is engaged in the humane destruction or slaughter of domestic *Livestock*, where such *Livestock* is legally kept in according to the provisions of the *Zoning Bylaw* and other applicable bylaws.

- b) is engaged in a commercial slaughterhouse operation which is legally operating in accordance with the Zoning Bylaw and other applicable bylaws.
- c) is a member of the Armed Services of Canada and is engaged in practice shooting upon a *Legal Shooting Range*, drill exercises, manoeuvres or ceremonial activities.
- d) is a member of an organized Rifle Association or Pistol Association and is engaged in practice shooting upon a Legal Shooting Range.
- e) is participating in a shooting competition in a Legal Shooting Range

FURTHER EXCEPTIONS SUBJECT TO PERMITS FROM OTHER AGENCIES

5.1 Subject to provisions of the *Migratory Birds Convention Act*, the *Farm Practices Protection (Right to Farm) Act*, the *Wildlife Act* and all regulations thereto, on lands Zoned for Agricultural use under the *Zoning Bylaw* upon which a farm operation [as defined in the *Farm Practices (Right to Farm) Act*] is being conducted, a person may discharge a *Firearm* or *Crossbow* when the person :

- a) is an owner or occupier of the land, or an employee of an owner or occupier of the land, or a person with the permission of the owner or occupier of the land, and
- b) is the holder of valid and subsisting permits that may be required under the referenced acts to permit discharge of a firearm or crossbow including, but not limited to, a Canadian Wildlife Service Crop Protection Permit, and federal Migratory Game Bird Hunting Permit, and
- c) discharges the firearm or crossbow for the purpose of protecting crops or livestock from birds or animals.

PROVINCIAL AND FEDERAL FIREARMS LAWS APPLY

6 Nothing in this Bylaw relieves any person from compliance with all Federal and Provincial laws regarding firearms, including but not limited to the requirement to obtain licenses for the use and possession of firearms.

BOW DISCHARGE RESTRICTIONS

7.1 Discharge of a *crossbow* is subject to the same restrictions as a firearm as set out in Section 3 and exemptions set out in Sections 4.1 and 5.1

7.2 The discharge of **an arrow** from a *drawbow* within the District is limited to recreational *Archery* purposes including the shooting of an arrow with a *drawbow* at a stationary inanimate target.

7.3. The person discharging the *drawbow* shall do so only with due regard for the safety and security of other persons and property.

PENALTY

8 Any person who is guilty of an infraction of any of the provisions of this bylaw shall, upon Summary conviction, be liable to a penalty of not less than Five Hundred Dollars (\$500.00).

REPEAL

9 The “Firearm and Bow Discharge Regulation Bylaw, 2000, No. 8092 ” and amendments thereto are hereby repealed except insofar as they may repeal any other bylaw.

CITATION

10 This Bylaw may be cited for all purposes as **“FIREARM AND BOW DISCHARGE REGULATION BYLAW, 2017, No.XXXX**

Read a first time this day of , 2017.

Read a second time this day of , 2017.

Read a third time this day of , 2017.

Adopted by Council, signed by the Mayor and Clerk and sealed with the Corporate Seal on the day of , 2017.

Clerk of the District of Saanich

Mayor



District of Saanich

Report

To: Mayor and Council
From: Ken Watson, Director of Legislative Services
Date: 7/11/2017
Subject: Appointment of Election Officials for Upcoming By- Election

RECOMMENDATION

It is recommended that Council set September 23, 2017 as the date for the required by-election and that Council appoint Angila Bains as Chief Election Officer and both Sharon Froud and Paulette Vetleson as Deputy Chief Election Officers.

PURPOSE

This report is to set the date for the required by-election and recommend the appointment of election officers to conduct the by-election.

DISCUSSION

The by-election is to fill the Council seat left vacant by the unfortunate passing of Councillor Vic Derman on March 17, 2017. Provisions of the *Local Government Act* (Section 54) require that a by-election be undertaken in these circumstances and that it be held on a Saturday within 80 days of the appointment of the Chief Election Officer. The recommended general voting date for this by-election is Saturday September 23, 2017 with advance voting opportunities on September 13, 2017 and September 18, 2017.

FINANCIAL IMPLICATIONS

The amount of \$173,500 has been estimated as the cost of the by-election and this amount has been included in the 2017 Financial Plan.

Prepared by

A blue ink signature of Ken Watson, written in a cursive style, positioned above a horizontal line.

Ken Watson
Director of Legislative Services

KMW/

CM
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ADMINISTRATOR'S COMMENTS:

I endorse the recommendation from the Director of Legislative Services.



Paul Thorkelsson
Administrator



District of Saanich

Report

To: Mayor and Council
From: Ken Watson, Director of Legislative Services
Date: 7/12/2017
Subject: Amendments to Council Procedure Bylaw, 2017

RECOMMENDATIONS

That Council direct staff to provide required public notice and to bring forward for Council's consideration, an amended Council Procedure Bylaw providing for changes to meeting scheduling, rules for debate, public input, open forum, and other issues as recommended in this report.

BACKGROUND

At the July 10th, 2017 Committee of the Whole meeting, Council received a report from the Director of Legislative Services regarding potential amendments to the Council Procedure Bylaw. This report was provided pursuant to Council's request for a "check-in" regarding effectiveness of the Council Procedure Bylaw after changes to this bylaw were made in May 2016. Council discussed the merits of the changes recommended in the report and public input was received regarding the report. The following resolution was adopted:

"That Council direct staff to review the comments of the public and Council and bring back a staff report for consideration at a future meeting."

DISCUSSION

Based on review of the comments of the public and Council at the July 10, 2017 Committee of the Whole meeting, the following changes to the Procedure Bylaw are now recommended for Council's consideration:

1. Scheduling

Option 1: Split the Council and Committee of the Whole meetings and schedule on Mondays of alternating weeks.

2. Length of Council Debate

Option 2(a): At the Regular Council meeting, a member may speak to a motion twice for a maximum of three (3) minutes each time;

**CM
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Option 2(b): No member shall speak a second time until all have had the first opportunity to speak.

Option 2(c): At C/W meetings there is no limit on the number of times a member may speak but members are limited to a maximum time of three (3) minutes each time.

3. Length of Public Input

Option 3(a): At Regular meetings, individuals may provide input on agenda items permitted under Council Procedure Bylaw, Section 53(a) and shall not speak more than once or for a period longer than three (3) minutes.

Option 3(b): At C/W, a representative on behalf of a neighbourhood community association will receive up to ten (10) minutes to address the agenda item.

Option 3(c): At C/W, applicants would have an aggregate of 30 minutes for their representatives to speak.

Option 3(d): At C/W, an individual providing input on an agenda items shall not speak more than once per agenda item or for a period longer than three (3) minutes.

4. Open Forum

Option 4(a): Provide for a ten (10) minute "Open Forum" session at the beginning of each Regular Council meeting providing an opportunity for the public to address Council on any issue.

Option 4(b): Individuals speaking at the Open Forum session shall not speak for a period longer than two (2) minutes.

5. Agenda Review Period

Notwithstanding discussion regarding the merits of having agendas released sooner, staff recommend no changes to our agenda release schedule. Commitment to an earlier agenda release would require detailed review of our current processes and would likely require additional resources to be achievable.

6. Other Amendments

Option 6(a): Include a requirement that reports pursuant to Section 23 (2) of the *Auditor General of Local Government Act* be received In-camera in compliance with the *Community Charter*, Section 90 (2) (e).

Option 6(b): Include a requirement that the Committee of the Whole be chaired by Councillors on a rotating basis in compliance with the current practice.

SUMMARY

Council previously requested a "check-in" to assess the effectiveness of the revisions made to the Council Procedure Bylaw in May 2016. This report presents recommendations in response to feedback received from Council at the July 10th C/W meeting regarding late meetings, public input timing, open forum and agenda timing.

Following direction from Council, staff will return an amended Council Procedure Bylaw incorporating directed changes.

Prepared by:



Ken Watson
Director of Legislative Services

DD/KW

cc: CAO

CHIEF ADMINISTRATIVE OFFICER'S COMMENTS:

I endorse the recommendation of the Director of Legislative Services.



Paul Thorkelsson, CAO

/dd

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