

REPORT of a PUBLIC HEARING of the MUNICIPAL COUNCIL of The Corporation of the District of Oak Bay, held in the Council Chambers, Oak Bay Municipal Hall, 2167 Oak Bay Avenue, Victoria, B.C, on Monday, February 24, 2020 at 6:00 PM.

We acknowledge that the land on which we gather is the traditional territory of the Coast and Straits Salish Peoples. Specifically we recognize the Lekwungen speaking people, known today as the Songhees and Esquimalt Nations, and that their historic connections to these lands continue to this day.

PRESENT: Mayor K. Murdoch, Chair  
Councillor A. Appleton  
Councillor H. Braithwaite  
Councillor C. Green  
Councillor T. Ney  
Councillor E. Paterson  
Councillor E.W. Zhelka

STAFF: Acting CAO/Director of Engineering Services, D. Horan  
Director of Corporate Services, D. Hopkins  
Director of Building and Planning, B. Anderson  
Manager of Planning, D. Jensen  
Recorder, A. Nurvo

#### CALL TO ORDER:

The Mayor called the meeting to order at 6:01 p.m. and provided opening remarks with respect to the conduct of a Public Hearing.

#### BYLAW TO BE CONSIDERED:

##### 1. **Official Community Plan Bylaw No. 4620.003, 2020**

The Manager of Planning introduced the Bylaw, and the purpose and process for creating the Heritage Conservation Area (HCA) in the Prospect neighbourhood. A Working Group was established and Statements of Significance were prepared to support implementation which were presented to Council. A HCA is created through the Official Community Plan (OCP), and the Bylaw must justify and state the objectives of the designation and provide guidelines on how applications are to be considered. The Bylaw includes a Schedule of Properties that are to be protected.

##### 2. **Written submissions received and distributed prior to Public Hearing**

- Bylaw No. 4620.003, Oak Bay Official Community Plan Bylaw Amendment Bylaw, 2020
- Report from the Director of Building and Planning dated January 14, 2020
- Statement of Significance Revised
- Advisory Design Panel Recommendation

- Advisory Planning Commission Recommendation
- Heritage Commission Recommendation
- Summary of Committee Meeting Times
- Correspondence

MOVED and seconded: That the written submissions received and distributed prior to the Public Hearing for Bylaw No.4620.003 be received.

**CARRIED**

**3. Reading of Additional Correspondence Not included on the Agenda**

The Director of Corporate Services read additional correspondence received that was not previously distributed to Council members and not included on the Agenda:

Ann Glazier Rothwell and Alex Rothwell, Oak Bay residents, wrote to request that Council remove their property from the list of properties to be protected as they had been consulted nor given their permission to add their property to this list.

Robert Longe, Oak Bay resident, wrote that he was delighted to see that Council was considering third Reading and that he supports the adoption of the Bylaw to protect heritage properties.

Barb Grant, Oak Bay resident, wrote that she supports the HCA and urged Council to complete the adoption of the Bylaw and inclusion of the HCA into the OCP.

MOVED and seconded: That the additional written correspondence not included on the Agenda and read into the record regarding Bylaw No. 4620.003 be received.

**CARRIED**

**4. Council Requests for Clarification**

Council requested information from staff on the process for the public to know that the OCP has been amended to add the HCA provisions.

The Director of Building and Planning advised that staff publish a consolidated version of the OCP following amendments and list all amendments so the public is aware of what is included in that consolidation.

**5. Call for Submissions from the Public**

Ken Grant, Oak Bay resident, advised that he lives in the Prospect HCA, and spoke in support of the Bylaw, which has the impact of signifying that the area is of value to the community and saving our history. He urged Council to approve the Bylaw.

John Tiffany, Oak Bay resident, stated that she lives in the Prospect HCA, and that she supports the Bylaw and the preservation of all of the historical homes in the area.

Sharman Minus, Oak Bay resident, stated that she lives in the Prospect HCA, that her house is included in the list of protected properties, and that she supports the Bylaw. She requested that Council adopt the Bylaw.

Barb Grant, Oak Bay resident, stated that she lives in the Prospect HCA, and that she is very supportive of the Bylaw and hopes that other areas of the municipality will follow in their footsteps.

Susan Enfield, Oak Bay resident, stated that she lives in the Prospect HCA, and spoke in support of the Bylaw and thanked Council for their efforts in the creation of the HCA. She said she would like to see a linkage from this HCA to the rest of the community and hoped that there will be more HCAs in the municipality.

Marion Cumming, Oak Bay resident, spoke in support of the Bylaw to contribute to the preservation of heritage and the creation of a sense of place. She stated she was concerned with blasting in the area where a Midden had been discovered recently, and that an archaeological report should have been prepared first.

Jill Pollard, Oak Bay resident, stated that she lives in the Prospect HCA, that they designed their home to blend in with the rest of the historic homes in this community, that their home is included in the schedule of protected properties, and that she looks forward to approval of the Bylaw.

Michael Prince, Oak Bay resident, stated that he lives within the Prospect HCA, and spoke in support of the establishment of the District's first HCA. He stated the Bylaw was very positive, and was an investment in this beautiful neighbourhood, to protect both the public and private realm and that new developments must be respectful of the heritage characteristics of this area.

Callum Abbott, Oak Bay resident, stated that he is a renter in the Prospect HCA, and spoke in support of the increased protection of area under this Bylaw.

Jenny Francoer, Oak Bay resident, stated that she is a renter in the Prospect HCA, and spoke in support of the Bylaw and that it will permit an increase in the types of housing in community, including rental accommodation for young people and families.

Maggie Serpa, non-resident, stated that she was new to Victoria, and commended the Oak Bay community in its efforts to maintain the unique heritage of such a special community, which is a jewel within the larger area.

Irene Cockayne, Oak Bay resident, spoke about climate change, and requested that Council vote against the adoption of the proposed HCA Bylaw until each home has been evaluated for its energy use and energy retrofits have been completed.

Mayor Murdoch called for further public input a second, third, and final time, and there were no additional comments provided.

Mayor Murdoch advised that this is the final opportunity to provide Council with comments, and that any written submissions must be provided to the Corporate Officer now before the close of the Public Hearing.

ADJOURNMENT:

6. **Adjournment of the Public Hearing**

Mayor Murdoch declared the Public Hearing to be closed at 6:47 p.m.

Certified Fair and Accurate:

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Chair

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Director of Corporate Services

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Recorder