

MINUTES of a Special meeting 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, July 6, 2020 at 5:15 P.M.

We acknowledge that the land on which we gather is in 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 (via telephone conference call)  
Councillor H. Braithwaite  
Councillor C. Green  
Councillor T. Ney  
Councillor E. Paterson  
Councillor E.W. Zhelka (via telephone conference call)

STAFF: Chief Administrative Officer, L. Varela  
Director of Corporate Services, D. Hopkins  
Manager of Planning, D. Jensen  
Planner, G. Buffett  
Recorder, A. Nurvo

CALL TO ORDER:

Mayor Murdoch called the meeting to order at 5:15 p.m.

MAYORS REMARKS:

1. **Mayor's Remarks**

Mayor Murdoch advised that the draft 2019 Annual Report is posted on the District's website and is open for public input. He invited members of the public to provide written comments to Council to the address noted on the website, and advised that the Report will be on the agenda for consideration by Council on July 20, 2020.

PUBLIC PARTICIPATION PERIOD:

2. **Public Participation Period**

Mayor Murdoch invited members of the public to call into Municipal Hall to provide comments and input to Mayor and Council during the meeting.

Bob Wallace, Oak Bay resident, played a recording on his cell phone of construction noise in his neighbourhood, said this disruption has been going on for 9 months and residents cannot enjoy their homes and gardens. He noted that the noise starts at 7:00 a.m. when the Bylaw provides for 8:00 a.m.

Mayor Murdoch again invited members of the public to call in to provide comments. The Director of Corporate Services advised that no calls have been received.

COMMUNICATIONS:

3. **ADP00117 - 3145 Ripon Road**

Mayor Murdoch invited any members of the public that wished to provide comments on this application to call into Municipal Hall. The Manager of Planning provided an overview of the application for the proposed construction of an accessory building. Mayor Murdoch advised that these applications would normally be reviewed by the Advisory Design Panel but since all Committee meetings have been suspended due to the pandemic, they are coming directly to Council for consideration.

Staff and the Applicant, Greg Damant, principal of Cascadia Architects, answered questions from Council on the application. The Director of Corporate Services advised that no calls have been received from any members of the public.

MOVED and seconded: That the proposal to construct an accessory building at 3145 Ripon Road, as outlined in the July 6, 2020 report for ADP00117 be approved as to Uplands siting and design.

**CARRIED**

4. **ADP00118 - 3165 Midland Road**

Mayor Murdoch invited members of the public to call into Municipal Hall to provide comments to Council on this application. The Manager of Planning provided an overview of the application for the proposed construction of a single family home and accessory building. Ms. Jensen advised that this application had not been reviewed by the Advisory Design Panel and that staff have reviewed the application to confirm substantial compliance with the Uplands Design Guidelines and the Official Community Plan.

Staff and the Applicant, Mark Whitney of Novus Properties, answered questions from Council on the application. Mayor Murdoch called again for public input and invited members of the public to call Municipal Hall to provide comments. The Director of Corporate Services advised that no calls have been received.

MOVED and seconded: That the proposal to construct a new single family dwelling and accessory building at 3165 Midland Road, as outlined in the July 6, 2020 report for ADP00118 be approved as to Uplands siting and design.

**CARRIED**

5. **DVP00094 - 336 Newport Avenue**

Mayor Murdoch invited members of the public to call in to Municipal Hall to provide comments to Council on this application. The Manager of Planning provided an overview of the application, the proposed renovations including the front stairs, adding two new dormers and replacing one dormer, and the required variances. The Manager confirmed that notification has been provided to neighbours, and that three submissions were received, which are attached to the Agenda.

The Applicant, Russ Collins, Zebra Design attended the meeting to answer any questions from Council.

T. A. Barber, Oak Bay resident, attended the meeting and advised that this four-storey home is very large and is not in keeping with the neighbourhood. Staff confirmed that the square footage upon completion of the renovations will be below the maximum permitted, and that the overall height is not changing.

The Director of Corporate Services advised that no calls from members of the public have been received.

MOVED and seconded: That the Director of Building and Planning be authorized to issue Development Variance Permit DVP00094 with respect to 336 Newport Avenue, as appended to the Council agenda of July 6, 2020.

**CARRIED**

**6. DVP00097 - 2326 Lincoln Road**

Mayor Murdoch invited members of the public to call in to Municipal Hall to provide comments to Council on this application. The Manager of Planning provided an overview of the application, to construct a detached two car garage which requires a variance for siting.

Staff and the Applicant, Richard Moser, Oak Bay resident, answered questions from Council on the application. The Director of Corporate Services advised that no calls have been received from members of the public.

MOVED and seconded: That Council consider the approval to construct an accessory building at 2326 Lincoln Road subject to issuance of Development Variance Permit DVP00097, and that notification be given of Council's consideration of DVP00097.

**CARRIED**

**BYLAWS:**

**7. Delegated Authority of Administrative Functions Bylaw Amendment Bylaw, 2020, No. 4758**

MOVED and seconded: That Bylaw NO. 4758 be adopted.

**CARRIED**

**8. Tree Protection Bylaw 2020 Amendment Bylaw, 2020, No. 4759**

MOVED and seconded: That Bylaw No. 4759 be adopted.

**CARRIED**

**9. Water Rate Bylaw Amendment Bylaw No. 2, 2020, No. 4762**

MOVED and seconded: That Bylaw No. 4762 be adopted.

**CARRIED**

ADJOURNMENT:

10. **Motion to Adjourn**

MOVED and seconded: That the meeting be adjourned at 6:32 p.m.

**CARRIED**

Certified Correct:

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Mayor

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Director of Corporate Services

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