

MINUTES of a regular 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 May 27, 2019 at 7:00 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 E. Paterson
Councillor E.W. Zhelka

REGRETS: Councillor T. Ney

STAFF: Chief Administrative Officer, L. Varela
Deputy Director of Corporate Services, D. Hopkins
Director of Building and Planning, B. Anderson
Manager of Planning, D. Jensen
Manager of Parks Services, C. Hyde-Lay

MINUTES AND REPORTS:

1. **Minutes**
 - Council Meeting held May 6, 2019
 - Council Meeting held May 13, 2019
 - Special Committee of the Whole held May 16, 2019
 - Committee of the Whole held May 21, 2019

MOVED and seconded: That the meeting minutes and recommendations contained therein be adopted from the May 6 and May 13, 2019 Council meetings, the May 16, 2019 Special Committee of the Whole and the May 21, 2019 Committee of the Whole meetings.

CARRIED

MAYOR'S REMARKS:

2. Mayor Murdoch reported that he attended the first meeting of the Provincial Urban Deer Advisory Committee (PUDAC) today which provided an update on the two research programs currently underway including translocation and immunocontraception. The Mayor said that he will distribute the reports to Council once they are made available by the Committee. He commented that he was pleased to speak at the Oak Bay Volunteers Society's Annual General Meeting recognizing the long service of many dedicated volunteers. Mayor Murdoch attended the Oak Bay High School Alumni Association where he presented on the history of schools in Oak Bay. He also attended the Kiwanis 70th birthday celebration over the weekend at the Kiwanis Tea House at Willows Park and was pleased to recognize the length of time that Kiwanis has been servicing the community.

PUBLIC PARTICIPATION PERIOD:

3. R. Lee, Oak Bay resident, spoke in reference to his letter to the editor that was recently published in the Oak Bays News. He said that the municipality is missing out on large sums of revenues that could be collected through charges and fees for developers, particularly in relation to secondary suites. Mr. Lee commented that BC Assessment only increases the assessed value for properties containing secondary suites by approximately 0.1% so the suites are not contributing to the overall tax base of the municipality. He suggested that equates to approximately \$1.6 million in missed revenues on an estimated 650 suites in the District. Mr. Lee expressed frustration with subsidizing residents and developers. He asked that Council set the establishment of meaningful levies so that the costs for the benefits residence receive from Oak Bay are shared equitably as priority.

COMMUNICATIONS:

4. ***Tree Protection Bylaw Application for Reconsideration of Refusal - 2031 Runnymede Avenue***
- Memo - 2031 Runnymede Ave Tree Permit
 - Tree Work Application and Permit - No. TRP00434 (2031 Runnymede Ave)
 - Correspondence - Reconsideration of Tree Removal (2031 Runnymede Ave)

The Manager of Parks provided an overview of the request for tree removal at 2031 Runnymede Avenue. Mr. Hyde-Lay noted that the request is to remove a two stand English Holly from the subject property but that under the current Tree Protection Bylaw staff do not have the authority to approve the request despite it being considered an invasive species.

MOVED and seconded: That the issuance of a permit for the removal of a Holly tree located on the private property at 2031 Runnymede Avenue be ordered pursuant to Section 6 (12) of the Tree Protection Bylaw.

CARRIED

5. ***Animal Control Contract Extension***
- Report - Animal Control Contract Extension

The CAO provided a summary of the request to extend the Animal Control Contract and responded to questions from Council. Mr. Ian Fraser of Victoria Animal Control Services was in attendance and responded to questions regarding the possibility of selling dog licences at other locations such as pet stores.

MOVED and seconded: That the District waive its Purchasing Policy and extend the Animal Control Contract to Victoria Animal Control Services Ltd. to July 1, 2021.

CARRIED

6. **Capital Regional District Bylaw No. 4299 - Royal Theatre Area Establishment Bylaw Amendment**

- Correspondence - Capital Regional District Bylaw No. 4299
- Appendix A, Bylaw No. 4299
- Appendix B, Bylaw No. 2587

Mayor Murdoch introduced the request from the Capital Regional District to give consent to Bylaw No. 4299 to amend the apportionment method for the Royal Theatre. The Mayor noted that the bylaw amendments allows for member municipalities to increase the annual subsidy if they so choose and further permits other funding partners to participate.

MOVED and seconded: That Council provide consent to the Capital Regional District for the adoption of Bylaw No. 4299 in accordance with section 346 of the *Local Government Act*.

CARRIED

7. **Secondary Suites Study Process Update**

- Report - Secondary Suites Study Process Update
- Attach 1 - Open House Initial Findings
- Attach 2 - Open House Display Boards
- Attach 3 - Secondary Suites Newsletter
- Attach 4 - Background Review

The Manager of Planning provided an update on the preliminary information received from the public Open House held on April 24, 2019 and accompanying questionnaire that was available from April 24 – May 13, 2019 on the Secondary Suites Study. Ms. Jensen responded to questions from Council.

MOVED and seconded: that Council receive the report for information.

CARRIED

8. **Oak Bay Heritage Commission Minutes**

- Note - Heritage Commission Minutes (Feb 26, 2019)
- Minutes - Heritage Commission (Feb 26, 2019)
- Minutes - Heritage Commission (Apr 9, 2019)

MOVED and seconded: That the minutes of the Oak Bay Heritage Commission meetings held February 26 and April 9, 2019 be received for information.

CARRIED

NEW BUSINESS/REPORTS FROM OTHER COMMITTEES:

9. ***New Business***

Councillor Green introduced a notice of motion to be placed on an upcoming Council meeting agenda regarding Council hosting a regular annual community meeting in each of North, Central and South Oak Bay for the remainder of this Council term.

Verbal Reports

Councillor Appleton noted that this week is Bike to Work Week in Greater Victoria and encouraged Council, staff and members of the public to participate and highlighted that a celebration station was scheduled to be hosted on the front lawn of the Oak Bay Municipal Hall on Tuesday, May 29, 2019 at 3:30 p.m.

Councillor Braithwaite said that she participated in the Commuter Challenge as part of Bike to work Week and reported that Councillor Appleton arrived at the destination by bicycle before she arrived by car. She added that the Oak Bay Tea Party is scheduled for this coming weekend and encouraged all to attend and purchase a baron of beef to support future Tea Party weekends. Councillor Braithwaite also commented that a dance is set to be held as part of the festivities on Friday evening, May 30, 2019 between 6 p.m. to 8 p.m. at Willows Beach and admission is free.

Councillor Green reported that she attended the opening of Phase I of the Glenlyon Norfolk School campus expansion with Mayor Murdoch and Councillors Braithwaite, Paterson and Zhelka. She also attended a conference with Mayor Murdoch on Governing in the Public Interest sponsored by the province and has lots of information to share with Council and staff.

Councillor Paterson expressed appreciation to the sponsors of the Oak Bay Half Marathon held on Sunday, May 26, 2019. She said that there were over 1,500 registrants and organizers commented on the excellent assistance received from municipal staff and police.

Councillor Zhelka said that Garagellenium is scheduled to be held on June 8, 2019 and encouraged everyone to participate. He added that the Oak Bay Emergency Program will be hosting a mini training camp on June 8, 2019 at the University of Victoria for all interested emergency support services, communications and response volunteers.

Councillor Paterson commented that she attended the CREST Annual General Meeting on May 15, 2019 and that copies of the annual report are available. She noted that at year end CREST passed the halfway mark of the rollout of the P25 technology upgrade and the \$25.4 million technology renewal project remains on budget and on schedule. Councillor Paterson highlighted that in December 2018 a significantly damaging windstorms occurred in Vancouver Island and the Gulf Islands but that the equipment and the staff of CREST performed above and beyond.

Mayor Murdoch reported that he was looking forward to the Oak Bay Tea Party this weekend.

BYLAW READING:

10. **Bylaw Memorandum**

- Addenda – Memorandum – Bylaw No. 3531.104

11. **For First and Second Reading and Setting of a Public Hearing Date**

- Addenda - Bylaw No. 3531.104, Zoning Amendment Bylaw, 2019
- Report - COW May 21 - 2506 2512 Wootton (ZON00032)
- Plans - COW May 21 - 2506 2512 Wootton (Apr 23, 2019)

MOVED and seconded: That Zoning Amendment Bylaw 2019 No. 3531.104 be given first and second reading.

CARRIED

MOVED and seconded: That a Public Hearing be held to consider Bylaw No. 3531.104 on June 10, 2019 at 6:00 p.m. in the Council Chambers at the Oak Bay Municipal Hall.

CARRIED

ADJOURNMENT:

12. **Motion to Adjourn**

MOVED and seconded: That the meeting be adjourned.

CARRIED

The meeting adjourned at 8:02 p.m.

Certified Correct:

Mayor

Deputy Director of Corporate Services