

MINUTES of a regular meeting of COMMITTEE OF THE WHOLE 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, Oak Bay, B.C., on Tuesday, January 4, 2011 following a Special Council meeting at 7:30 p.m.

PRESENT: Mayor C. M. Causton, Chairman
Councillor H. Braithwaite
Councillor A. R. Cassidy
Councillor P. Copley
Councillor J. D. Herbert
Councillor N. B. Jensen
Councillor T. Ney

STAFF: Municipal Administrator, M. Brennan
Municipal Clerk, L. Hilton
Confidential Secretary, K. Green
Director of Building and Planning, R. Thomassen
Municipal Treasurer, P. Walker

Mayor Causton called the meeting to order at 7:32 p.m.

FINANCE SECTION: (Chairman – Councillor Jensen)

1. 2011-17 MUNICIPAL TREASURER, December 2, 2010
Re Monthly Financial Reports

The Municipal Treasurer noted that although not shown in the November monthly financial statements the Municipality has since received a grant in lieu from the University of Victoria in the amount of \$65,700.

Ms. Walker responded to various questions and comments from members of the Committee regarding the financial statements for the month of November.

With respect to questions about what stage the Recreation Department energy project was at, Councillor Braithwaite said she would inquire at an upcoming Parks and Recreation Commission meeting.

Responding to questions about when the two bus shelters will be installed along Oak Bay Avenue, the Municipal Administrator advised that the required right-of-way for a portion to be installed over private property is being finalized and that the bus shelters should be erected in the near future.

MOVED by Councillor Braithwaite
Seconded by Councillor Copley, That the November monthly financial reports be received.

CARRIED

LAND USE SECTION: (Chairman – Councillor Cassidy)

2. 2011-18 DIRECTOR OF BUILDING AND PLANNING, December 7, 2010
Re Uplands Building Permit Application – 2700 Beach Drive

MOVED by Councillor Herbert
Seconded by Councillor Copley, That it be recommended to Council that the plans to construct a deck at the rear of the residential dwelling at 2700 Beach Drive be approved as to siting and architectural design.

CARRIED

3. 2011-19 DIRECTOR OF BUILDING AND PLANNING, December 14, 2010
Re Uplands Building Permit/Development Variance Permit Application –
3475 Upper Terrace Road

MOVED by Councillor Herbert

Seconded by Councillor Ney, That it be recommended to Council that the plans to renovate the dwelling at 3475 Upper Terrace Road be approved as to siting and architectural design, subject to the issuance of a development variance permit, and further that a resolution authorizing the issuance of a development variance permit be prepared and brought forward to the next meeting of Council for consideration.

CARRIED

4. 2011-20 DIRECTOR OF BUILDING AND PLANNING, December 20, 2010
Re Development Variance Permit Application – 3053 Henderson Road

MOVED by Councillor Jensen

Seconded by Councillor Copley, That a resolution authorizing the Director of Building and Planning to issue a development variance permit with respect to 3053 Henderson Road, as outlined in correspondence item no. 2011-20, be prepared and brought forward to Council for consideration.

Some members of the Committee expressed concern about the number of applications coming forward where it seems that an applicant is asking for forgiveness after the work has already been undertaken, and reference was made to how the City of Victoria handles that prior to considering a variance application.

Concern was also raised regarding the number of requests coming forward to allow the minimum number of parking spaces to be varied, and it was noted that this seems to conflict with recent infrastructure changes, such as the implementation of bike lanes, that reduce the number of street parking spaces in some areas. It was further noted that if the current Parking Facilities Bylaw is continually going to be varied, it may be time to consider amending the bylaw to revise the parking regulations.

With respect to some confusion being expressed regarding the application and the renovation timeline, the Director of Building and Planning provided an overview of the events, noting that it took some time to receive a complete development variance permit application once it was discovered that the owners had not built according to the approved plans and therefore that a variance would be required.

There was further discussion, and while the view was expressed that there was enough information to move forward with calling the question on the motion, it was the majority view that further discussion on the application with the applicant in attendance was desirable. Without consensus to withdraw the motion on the floor it was,

MOVED by Councillor Herbert

Seconded by Councillor Braithwaite, That the resolution be tabled to the next Committee of the Whole meeting.

CARRIED

(Councillors Herbert and Jensen against the motion)

5. 2011-21 DIRECTOR OF BUILDING AND PLANNING, December 24, 2010
Re Development Variance Permit Application – 218 Beach Drive

Tess van Straaten, applicant, explained that the plans to replace the old deck became complicated when it was realized using the same footprint would require a setback variance due to the lot line designations of their curved corner lot.

MOVED by Councillor Braithwaite

Seconded by Councillor Jensen, That a resolution authorizing the Director of Building and Planning to issue a development variance permit with respect to 218 Beach Drive, as outlined in correspondence item no. 2011-21, be prepared and brought forward to Council for consideration.

CARRIED

ADJOURNMENT:

MOVED by Councillor Braithwaite

Seconded by Councillor Jensen, That the meeting of Committee of the Whole be adjourned.

CARRIED

The meeting adjourned at 8:15 p.m.

Certified Correct:

D/Municipal Clerk

Chairman, Finance Section

Chairman, Land Use Section