

2014-229

**To:** Mayor and Members of Council  
**From:** Municipal Clerk  
**Date:** September 3, 2014  
**Re:** Bylaw No. 4620, Oak Bay Official Community Plan Bylaw, 2014

Following the Public Hearing on Bylaw No. 4620, Council will be in a position to amend the Bylaw, give it Third Reading (as amended if applicable), and to adopt it or defer consideration of adoption to a future meeting.

**Recommendation:**

As noted in the staff memorandum on the public hearing agenda regarding referral responses to the Official Community Plan, there are a number of amendments proposed to Bylaw No. 4620 as a result of the comments received from the agencies it was referred to and upon further scrutiny.

If Council wishes to implement the amendments previously detailed, the following resolution would be appropriate:

***“That Schedule “A” to Bylaw No. 4620, Oak Bay Official Community Plan Bylaw, 2014, be amended:***

- 1. In section 7.1.2 on page 163, by adding the bullet “Archaeological resources” to the list immediately below “Identified heritage resources”;***
- 2. In section 3.0 on page 44, fourth bullet, by replacing “the Bowker Creek Initiative” with “the Bowker Creek Blueprint, CRD’s integrated Watershed Management Program and inter Municipal group”.***
- 3. In section 3.0 on page 47, first paragraph, by replacing “The CRD” with “The Habitat Acquisition Trust through its Urban Forest Stewardship Initiative”.***
- 4. In section 3.0 on page 50, by replacing the heading “Creeks” with “Creeks and Watersheds”.***
- 5. In section 8.2.1.6.7, on page 168, by replacing “as set out in the Bowker Creek Watershed Management Plan” with “as stated in the Bowker Creek Blueprint (2012) and the Bowker Creek Watershed Management Plan (2003)”.***
- 6. In section 4.5 on page 97, in the first paragraph following the heading “Education”, by inserting “Willows Elementary,” immediately following “Oak Bay High School,”.***
- 7. By replacing all references to “Greater Victoria Regional Library” with “Greater Victoria Public Library”;***
- 8. In Section 4.5 on page 95 by replacing the fourth paragraph following the heading “Arts and Culture” with “The Oak Bay Branch Library, co-located with the Monterey Centre, in the Village, is operated by the Greater Victoria Public Library system. The complex was built in 1971, and library space was expanded and renovated to include the heritage Tonkin House in 1999. The branch offers print and digital collections, public computers and a wide array of programming for all ages from family story times to one-on-one computer and e-book help. A very***

- popular destination offering social, cultural and educational benefits to all community members, the library's use stretches the capacity of space.”;
9. In section 4.5 on page 97 under the heading “Education”, by inserting “The Greater Victoria Public Library, Oak Bay Branch, offers free learning and training opportunities tailored to the community’s interest” as the last paragraph following “Camosun College is located just west of Oak Bay, with a portion of its parking lot extending into the District. This proximity means that Oak Bay also accommodates some of its students.”;
  10. In section 4.5.2 in general policy CIS1, on page 101 by inserting “Greater Victoria Public Library,” immediately following “faith based institutions,”;
  11. In section 4.5.2 in general policy CIS17, on page 103 by inserting “Greater Victoria Public Library,” immediately following “post-secondary institutions,”;
  12. By replacing all references to “Vancouver Island Health Authority” with “Island Health”;
  13. In section 4.5 on page 98 immediately under the heading “Health Care” by replacing “Oak Bay’s residents have access to a variety of health services, including the 280-bed Oak Bay Lodge” with “Oak Bay’s residents also have access to the 280-bed Oak Bay Lodge”.
  14. In section 4.5 on page 98 immediately under the heading “Health Care” by inserting as the first paragraph “Greater Victoria, including Oak Bay, is served by two full service acute care facilities, the Royal Jubilee Hospital and the Victoria General Hospital that specialize in senior’s and childrens’ care. Other Health care services also exist in Oak Bay including family physicians and other health and wellness clinics.”;
  15. In section 4.2.1 on page 68 by adding “6. Promote residents health and wellbeing.”
  16. In the table in section 2.5 on page 30 opposite the heading “Improve Housing Affordability” by replacing “This begins with supporting a growth rate of up to 1 percent” with “This begins with supporting a growth rate of up to 0.5 percent”;
  17. In the photo credits on page 45, 105 and 108 by replacing “Marylou” with “Marylou Wakefield”;
  18. In the photo credit on page 82 by replacing “Gloria Back” with “Hope Burns”;
  19. In the photo credit on page 124 by replacing “Kevin Murdoch” with “Gloria Back”;
  20. In the photo credit on page 130 by replacing “District of Oak Bay village Directory” with “Catherine Berris”;
  21. In the photo credit on page 145 by replacing “Hope Burns” with “Catherine Berris”;
  22. In the photo credit on page 175 by replacing “Kevin Murdoch” with “Catherine Berris”;
  23. In the photo credit on page 189 by replacing “Mikw Lloys” with “Mike Lloyd”;
  24. In section 4.4 on page 83 by inserting a photograph of the Oak Bay Beach Hotel;
  25. In section 4.5 on page 99 by replacing one of the photographs with a photograph of a Village Night Market;
  26. In Figure 2.1 on page 14 by revising the flow chart to remove exact dates;
  27. Immediately below Figure 2.1 on page 14 by bolding the text of all dates;
  28. In Figure 2.9 on page 37, Figure 5.4 on page 143 and Figure 6.1 on page 160 by revising the graphic style to match that of Figure 5.1 on page 125;
  29. In Section 4.3 in the orange box contained in the third paragraph on page 72 following the heading “Affordable and Inclusive Housing” by bolding the text “affordable housing”.

Following the question on the amending resolution being called and carried, Council may consider the following resolution:

**“That Bylaw No. 4620, Oak Bay Official Community Plan Bylaw, 2014, as amended, be read a third time.”**

At this point Council may consider a motion to adopt the Bylaw.

**OR**

Council may make a motion to set a special Council meeting date in the future to consider final adoption.

If Council chooses the latter, the following resolution would accommodate a special meeting the following week before the regular Committee of the Whole meeting:

**“That a Special Council meeting be set for Monday, September 15, 2014 at 7:00 p.m. in the Council Chambers, Oak Bay Municipal Hall, to consider Bylaw No. 4620, to be followed by the regular Committee of the Whole meeting”.**

A handwritten signature in black ink, reading "Lorraine Hilton". The signature is written in a cursive, flowing style.

Lorraine Hilton  
Municipal Clerk

THE CORPORATION OF THE DISTRICT OF OAK BAY

BYLAW NO. 4620

A Bylaw to adopt an Official Community Plan  
for the District of Oak Bay

WHEREAS pursuant to Section 876 of the *Local Government Act*, a local government may adopt one or more Official Community Plans; and

WHEREAS pursuant to Section 882 of the *Local Government Act*, in preparing the Official Community Plan, and after first reading, Oak Bay Municipal Council has given consideration, in sequence, to its most recent financial plan and any waste management plan that is applicable in the Municipality; and

WHEREAS pursuant to Section 879 of the *Local Government Act*, Oak Bay Municipal Council has provided one or more opportunities for consultation with persons, organizations and authorities it considers would be affected by the Official Community Plan;

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

- 1 The Official Community Plan attached hereto as Schedule "A" and forming part of this Bylaw, is hereby adopted as the Official Community Plan for the District of Oak Bay.
- 2 Schedules "B" through "H" attached to this Bylaw shall be deemed to be Schedules "B" through "H" of the Official Community Plan adopted under section 1.
- 3 Bylaw No. 3943, being the "*Oak Bay Official Community Plan Bylaw, 1997*", and all amendments thereto, are hereby repealed, provided, however, that such repeals shall not affect the validity of any development permit in effect on the date of adoption of this Bylaw.
- 4 No provision of Schedule "A" depends for its validity on any other provision, and if any provision of Schedule "A" is held by a court of competent jurisdiction to be invalid it may be severed, and the remaining provisions of Schedule "A" attached hereto and forming part of this Bylaw, shall remain in full force and effect.
- 5 This Bylaw may be cited for all purposes as the "**OAK BAY OFFICIAL COMMUNITY PLAN BYLAW, 2014**".

READ a first time by the Municipal Council on June 23, 2014

READ a second time by the Municipal Council on June 23, 2014

PUBLIC HEARING held on

READ a third time by the Municipal Council on

FINALLY PASSED AND ADOPTED by the Municipal Council on

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Mayor

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Municipal Clerk

Sealed with the Seal of The Corporation of  
the District of Oak Bay.