

DISTRICT OF SOOKE

Minutes of the Regular Meeting of Council
held in the Council Chamber
at 2225 Otter Point Road, Sooke, BC
on September 8, 2008 at 7:00 p.m

COUNCIL PRESENT

Mayor Janet Evans
Councillor Jen Smith
Councillor Sheila Beech
Councillor Ron Dumont
Councillor Rick Kasper
Councillor Brenda Parkinson

STAFF PRESENT

Evan Parliament, Chief Administrative Officer
Dave Devana, Director of Finance
Darcey Kohuch, Director of Engineering
Gerald Christie, Senior Planner
Bob Kelsey, Fire Chief
Lisa Urlacher, Council Clerk
Staff Sergeant, Roger Plamondon

ABSENT:

Councillor Rick Armour

CALL TO ORDER

Mayor Evans called the meeting to order at 7:01 p.m.

APPROVAL OF THE AGENDA

MOVED by Councillor Beech, seconded to add the following items to the agenda as new business:

NB-1 Sooke Economic Development Minutes of September 4, 2008 – motion to receive for information
Sooke Economic Development Commission – Recommendations to Council
September 4, 2008 meeting

AND THAT the letter from David McClimmon regarding Proposed Burning Bylaw be added as supplemental information to item B-1.

CARRIED

ADOPTION OF MINUTES

MOVED by Councillor Dumont, seconded that the minutes of the Special Council meeting held on July 07, 2008 be adopted as amended on page 2.

CARRIED UNANIMOUSLY

MOVED by Councillor Kasper, seconded that the minutes of the Special Council meeting held on July 21, 2008 be adopted as circulated.

CARRIED UNANIMOUSLY

MOVED by Councillor Parkinson, seconded that the minutes of the Special Council meeting held on August 18, 2008 be adopted as circulated.

CARRIED UNANIMOUSLY

MOVED by Councillor Beech, seconded that the minutes of the Regular Council meeting held on August 25, 2008 be adopted as amended on page 1.
CARRIED UNANIMOUSLY

MINUTES FOR INFORMATION

MOVED by Councillor Kasper, seconded that minutes of the Sooke Economic Development Commission meeting held on August 7, 2008 be received for information.
CARRIED UNANIMOUSLY

DELEGATIONS

D-1 Lois Gardener

Ms. Gardner addressed Council regarding her property located at 2059 Kennedy Street North. Ms Gardner explained that she has a house, attached suite and a cottage on the property and asked for Council consideration to allow a strata to make the dwelling legal.

BUSINESS ARISING FROM THE MINUTES

BA-1 Sooke Economic Development Commission - Recommendations to Council – August 7, 2008 meeting

UBCM Tourism Grant Update

MOVED by Councillor Parkinson, seconded that Council reconsider any balance remaining with the UBCM Tourism Grant for implementation by the District of Sooke upon completion of the request for proposal for tourism infrastructure.
CARRIED UNANIMOUSLY

Community Tourism Foundation Marketing Plan

MOVED by Councillor Parkinson, seconded that the District of Sooke and the Juan de Fuca Economic Development Commission enter into a multi-year contract, with Chamber of Commerce participation;
AND THAT a Board of Directors be established in order to implement the Tourism Foundation Marketing Plan.
CARRIED

PUBLIC QUESTION AND COMMENT PERIOD

Lois Gardener, Kennedy Street North asked Council for a decision regarding her request to strata the third unit located at 2059 Kennedy Street North.

Mayor Evans advised that a staff report providing further information and recommendations is required for Council to make a decision.

REPORTS REQUIRING ACTION

RA-1 Covenant Amendment – 1919 and 1923 Maple Avenue South and 6881 Galaxie Drive

Darcey Kohuch provided an overview of the staff report and the amendments to the 219 covenant.

A discussion ensued involving questions and comments from members of Council, the applicant and staff, these discussions resulted in the following amendments to the Section 219 covenant:

Item 3. Add-required right of way/easements be established to accommodate the onsite storm infrastructure.

Item 8. Add-obtain sewer access

MOVED by Councillor Beech, seconded to approve the amendment of the Section 219 covenant registered on the properties located at 1919 & 1923 Maple Avenue South and 6881 Galaxie Drive;

AND THAT Council authorize the Mayor and Chief Administrative Officer to execute the required land title documents to effect the amendment of covenant.

CARRIED UNANIMOUSLY

RA-2 Ayre Road and Otter Point Road (to Eustace) Sidewalk Improvement Contract

Darcey Kohuch provided an overview of the staff report.

A discussion ensued involving questions and comments from members of Council and staff regarding financing the improvement project.

MOVED by Councillor Dumont, seconded to authorize staff to award G & E Equipment Rentals LTD. the Ayre Road and Otter Point Road Sidewalk Improvement contract at a total cost of \$147,000 plus GST.

CARRIED UNANIMOUSLY

MAYOR AND COUNCIL REPORTS

Mayor Evans read and submitted her report.

Councillor Parkinson reported on attending the Parks Master Plan Workshop, the Heritage Strategy Workshop, the Sooke Fall Fair and the Official Opening of Ayre Manor Lodge. Councillor Parkinson provided an update on the Sooke Program of the Arts Committee projects.

Councillor Beech reported on attending the Official Community Plan Review dinner with the T'Sou-ke Nation Representatives, the Parks Master Plan Workshop, the Sooke Fall Fair and the Official Opening of Ayre Manor Lodge.

Councillor Jen Smith reported that she opened the Sooke Fall Fair on behalf of Mayor Evans and attended the Official Community Plan Review dinner with the T'Sou-ke Nation.

Councillor Dumont reported on the Official Opening of Ayre Manor Lodge and the meeting of the Sooke Citizen Housing Society plans for additions to Ayre Manor. Councillor Dumont announced the Age Friendly Seniors Forum on Wednesday, September 10, 2008 at 9:30 a.m.

Councilor Beech reported that the CREST Board members tested the improvements to the CREST units and that they are now working in the previously identified problem areas.

CORRESPONDENCE REQUIRING ACTION

C-1 Parents for Play Sooke – Measuring Up Accessibility Funding

MOVED by Councillor Smith, seconded to authorize \$1,800 from the contingency fund to be allocated towards the accessible washroom at Broomhill Community Park.

DEFEATED

MOVED and seconded that the remainder of funding from the 2010 Legacies Now Measuring Up Fund be allocated to the Broomhill Park accessible washroom renovation project.

CARRIED UNANIMOUSLY

MOVED and seconded that the remainder of capital money from the Road and Sidewalk Improvement Fund be used toward the section of sidewalk from Sheilds Road to the Sooke Post Office.

CARRIED UNANIMOUSLY

C-2 Stephen and Carol Kendall – Variance for fence on Sooke Road

MOVED by Councillor Smith to postpone the discussion of the correspondence from Stephen and Carol Kendall to follow item B-4.

CARRIED UNANIMOUSLY

C-3 Town of Lake Cowichan – Pilot Project, Broom Busters Challenge

MOVED by Councillor Dumont, seconded to receive and file the correspondence.

CARRIED UNANIMOUSLY

CORRESPONDENCE FOR INFORMATION

I-1 BC Heritage Properties

MOVED by Councillor, seconded to support the BC Provincial Heritage Properties Financial Sustainability at the UBCM Conference.

CARRIED UNANIMOUSLY

I-2 Sooke Canada Day Society

MOVED by Councillor Parkinson, seconded to receive and file the correspondence.

AND THAT the Sooke Canada Day correspondence be forwarded to the Community Grant Review committee.
CARRIED UNANIMOUSLY

I-3 BC Egg Marketing Board - UBCM Resolution B154, Humane Egg Production Practices

MOVED by Councillor Smith, seconded to receive and file the correspondence.
CARRIED UNANIMOUSLY

I-4 Council Reader File – August, 2008

MOVED by Councillor Dumont, seconded to receive and file the correspondence.
CARRIED UNANIMOUSLY

BYLAWS

B-1 Open Air Fires – *Fire Protection Services Bylaw, 2007*

MOVED by Councillor Kasper, seconded to reconsider the Open Air Fires regulation in the *Fire Protection Services Bylaw*.
CARRIED UNANIMOUSLY

MOVED by Councillor Dumont, seconded that Council restrict backyard burning for the entire District of Sooke to dry residential yard waste only during “good” ventilation indexing for a period of six months starting in October 2008 through to April 2009.
AND THAT Council increase the offence fines incrementally as amended.
CARRIED Councillor Beech and Parkinson opposed the motion

MOVED by Councillor Dumont, seconded that Council support an increase in the size of yard clearing fires to a maximum of 2m by 2m by 1m (6 feet by 6 feet by 3 feet).
CARRIED Councillor Parkinson opposed the motion

MOVED by Councillor Parkinson, seconded that Council support prohibiting the use of backyard incinerators or burning barrels within the District of Sooke.
CARRIED

MOVED by Councillor Dumont, seconded that Council direct staff to establish a committee to recommend to Council an alternative location for Class “A” fires.
DEFEATED

MOVED and seconded that Council support the prohibition of burning Class “A” fires within the District of Sooke.
CARRIED UNANIMOUSLY

MOVED by Councillor Kasper, seconded that Council amend and give second reading to Bylaw No. 353, Fire Protection Services Amendment Bylaw (292-1).
CARRIED

MOVED by Councillor Kasper, seconded that Council give third reading to Bylaw No. 353, Fire Protection Services Amendment Bylaw (292-1).
CARRIED

B-2 Bylaw No. 373, *Subdivision and Development Standards Amendment Bylaw (65-7)*

MOVED by Councillor Dumont, seconded that Bylaw No. 373, *Subdivision and Development Standards Amendment Bylaw (65-7)* be adopted.

MOVED by Councillor Smith, seconded to amend the motion by adding that all works and estimates be approved by municipal engineering department and to require a 110% security bond.

The amendment to the motion was defeated.

The main motion was **CARRIED**

Staff clarified that the above concerns are addressed in the parent Bylaw No. 65, Subdivision and Development Standards Bylaw, 2008.

Bylaw No. 374, *Sooke Core Sewer Specified Area Mandatory Connection Amendment Bylaw, 2008 (281-20)*

MOVED by Councillor Beech, seconded that Bylaw No. 374, *Sooke Core Sewer Specified Area Mandatory Connection Amendment Bylaw, 2008 (281-20)* be adopted.
CARRIED Councillor Smith opposed the motion

B-3 Bylaw No. 377, *Zoning Amendment Bylaw (270-48)* - (1927 Maple Avenue S)

MOVED by Councillor Parkinson, seconded that Bylaw No. 377, *Zoning Amendment Bylaw (270-48)* be introduced and read a first time.
CARRIED UNANIMOUSLY

MOVED by Councillor Beech, seconded that Bylaw No. 377, *Zoning Amendment Bylaw (270-48)* be read a second time
CARRIED UNANIMOUSLY

MOVED by Councillor Parkinson, seconded that a public hearing be scheduled for Bylaw No. 377, *Zoning Amendment Bylaw (270-48)* on October 6, 2008.
CARRIED UNANIMOUSLY

B-4 Bylaw No. 378, *Development Procedures Amendment Bylaw (255-1)* - (Board of Variance Application Fee)

MOVED by Councillor Beech, seconded that Bylaw No. 378, *Development Procedures Amendment Bylaw (255-1)* be introduced and read a first time.
CARRIED UNANIMOUSLY

MOVED by Councillor Beech, seconded that Bylaw No. 378, *Development Procedures Amendment Bylaw (255-1)* be read a second time.
CARRIED UNANIMOUSLY

MOVED by Councillor Beech, seconded that Bylaw No. 378, *Development Procedures Amendment Bylaw (255-1)* be read a third time.
CARRIED UNANIMOUSLY

C-2 Stephen and Carol Kendall – Variance for fence on Sooke Road

MOVED by Councillor Dumont, seconded that Council allow a height variance of 8 feet for the fence fronting the property located at 5991 Sooke Road with the condition that the neighbours on both sides are agreeable to the proposed height.
CARRIED Councillor Smith opposed the motion

NEW BUSINESS

NB-1 Sooke Economic Development Minutes of September 4, 2008

MOVED by Councillor Dumont, seconded that minutes of the Sooke Economic Development Commission meeting held on September 4, 2008 be received for information.
CARRIED UNANIMOUSLY

Sooke Economic Development Commission – Recommendations to Council September 4, 2008 meeting

Enhanced Local Transit Service

MOVED by Councillor Parkinson, seconded that in conjunction with the Sooke Economic Development Commission draft a letter to send to BC Transit asking for enhanced service to Sooke.
CARRIED UNANIMOUSLY

Tourism Action Plan Proposal

MOVED by Councillor Kasper, seconded that accept the proposal from *Roycroft Consulting Services* to undertake the preparation on the District's Tourism Implementation Action Plan;
AND THAT Council authorize the Mayor and Chief Administrative Office to execute the agreement.
CARRIED

MOTION TO CLOSE THE MEETING TO THE PUBLIC

MOVED by Councillor Dumont, seconded to close the meeting to the public under section 90 of the *Community Charter* to discuss the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality.

CARRIED UNANIMOUSLY

ADJOURNMENT

MOVED and seconded to adjourn the meeting at 10:32 p.m.

CARRIED UNANIMOUSLY

Certified Correct:

Janet Evans
Mayor

Evan Parliament
Chief Administrative Officer

