

DISTRICT OF SOOKE

Minutes of the Regular Meeting of Council
held in the Council Chamber
at 2225 Otter Point Road, Sooke, BC
on October 11, 2011
6:00 p.m., Closed Portion, Meeting Room
7:00 p.m., Open Portion, Council Chamber

COUNCIL PRESENT

Acting Mayor Bennett
Councillor Sheila Beech
Councillor Maja Tait
Councillor Bev Berger
Councillor Ron Dumont
Councillor Herb Haldane

STAFF PRESENT

Evan Parliament, Chief Administrative Officer
Bonnie Sprinkling, Corporate Officer
Sue-Lin Tarnowski, Director of Finance
Gerard LeBlanc, Municipal Planner
Elisabeth Nelson, Municipal Engineer
Steve Sorensen, Fire Chief

ABSENT: Mayor Janet Evans

CALL TO ORDER

Acting Mayor Bennett called the meeting to order at 6:00 p.m. in the Municipal Meeting Room.

MOTION TO CLOSE THE MEETING TO THE PUBLIC

MOVED and seconded to close the meeting to the public under section 90 of the *Community Charter* to discuss:

(e) 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

MOTION TO RE-OPEN THE MEETING TO THE PUBLIC

Mayor Evans called the open portion of the Regular Council meeting to order at 7:00 p.m. in the Council Chambers.

COUNCIL PRESENT

Mayor Janet Evans
Councillor Sheila Beech
Councillor David Bennett
Councillor Bev Berger
Councillor Ron Dumont
Councillor Herb Haldane
Councillor Maja Tait

STAFF PRESENT

Bonnie Sprinkling, Corporate Officer
Sue-Lin Tarnowski, Acting Director of Finance
Gerard LeBlanc, Municipal Planner
Elisabeth Nelson, Municipal Engineer
Steve Sorensen, Fire Chief
Lisa Urlacher, Corporate Assistant
Laura Byrne, Parks and Environmental Service
Coordinator

CALL TO ORDER

Mayor Evans called the meeting to order at 7:00 p.m.

APPROVAL OF THE AGENDA

MOVED and seconded to add the following items to the agenda as Supplemental Information:

- PI-1 submissions received - Marilyn Sundeen and Dave W. McClimon
- Submission received – Margarita Dominguez

CARRIED

ADOPTION OF MINUTES

MOVED and seconded that the minutes of the Regular Council meeting held on September 12, 2011 be adopted as circulated.

CARRIED

MINUTES FOR INFORMATION

MOVED and seconded that the following minutes be received for information:

September 6, 2011	Protective Services Committee
June 9, 2011	Sooke Program of the Arts
September 8, 2011	Sooke Program of the Arts
April 5, 2011	Climate Change Action Committee
June 7, 2011	Climate Change Action Committee
October 4, 2011	Climate Change Action Committee
May 17, 2011	Victoria Regional Transit Commission
August 10, 2011	Capital Regional District Board
August 10, 2011	Capital Regional Hospital District Board

CARRIED

DELEGATIONS

D-1 Sooke Fine Arts Show

Sally J. Manning, Chair, Sooke Fine Arts Society presented a slide show of the making of the mosaic art piece created for the cement facility wall at Ed McGregor Park. Ms. Manning provided twelve DVD copies depicting the film history of the Sooke Fine Arts. It was explained that the mosaic art piece is part of the 25th anniversary celebration of the Sooke Fine Arts Show 2011 held on July 23-Aug 1, 2011. The public participated in the creation of the mosaic. On behalf of the Sooke Fine Arts Society; Ms. Manning gifted the mosaic art piece to the District of Sooke

PUBLIC QUESTION AND COMMENT PERIOD

Margarita Dominguez, resident, inquired as to the June 9, 2011 Sooke Program of the Arts Committee minutes regarding the "Call to Artist" competition and asked that it be redone. Ms. Dominguez also questioned members of the Sooke Program of the Arts Committee being in conflict of interest as some members are Directors of the Sooke Fine Arts Society. Mayor Evans explained that they are not in conflict of interest. Ms. Dominguez submitted her statement and additional information.

PUBLIC INPUT MEETINGS AND RELATED REPORTS

Mayor Evans advised that these public input meetings are being held to allow the public an opportunity to make submissions to Council on these particular items on the agenda.

PI-1 Application to Exclude 1990 Caldwell Road from Agricultural Land Reserve (ALR)

Gerard LeBlanc provided an overview of the application to exclude 1990 Caldwell Road from the ALR. It was explained that, at this time, there are no specific plans to develop the property if it were to be excluded from the ALR. Mr. LeBlanc overviewed the adjacent land uses and stated that the applicant indicated that the top soil was removed from significant portions of the property in the mid-1960's. No soils report has been provided to indicate whether or not the soil removal has affected the agricultural capability of land. Mr. LeBlanc recommended postponing consideration of this application until such time as an Agricultural Plan has been completed or the property owner has provided a Soils Report demonstrating the land's capability for agriculture. It was noted that three letters of objection have been received and one in support of the exclusion.

Council discussed:

- Timeline for in-house Agricultural Plan - 6-8 months, possibly sooner
- Meeting with ALC at UBCM meeting as to providing an Agricultural Plan for the whole community showing how the rest of the community fits into the use of the plan.
- The requirement to supply a soil report
- ALC requiring the completion of the Agricultural Plan prior to the consideration of any applications
- Need for road networking within the District of Sooke
- Best use within the SSA

The applicant provided a history of the land and the intent to subdivide the property.

Public Input:

There was no public participation.

MOVED and seconded to postpone consideration of this application until such time as an Agricultural Plan is completed and the applicant has provided a soils report indicating the property's agricultural capability.

DEFEATED

MOVED and seconded to postpone consideration of this application until such time as an Agricultural Plan is completed.

CARRIED

P-2 Application to Exclude 6912 & 7096 West Coast Road and 1841 Brooks Road from Agricultural Land Reserve (ALR)

Councillor Dumont left the meeting at 7:35 p.m. stating that he is the neighbour of the applicant.

Gerard LeBlanc provided an overview of the Agriculture Land Reserve application to exclude three properties from the ALR and explained that the applicant has also submitted an application to include two properties in the ALR. The lands proposed for inclusion are located just outside of Sooke in the Kemp Lake area. It is anticipated that the excluded lands will be developed in accordance with the policies of the Official Community Plan (OCP). The OCP provides for the location of technical/industrial park uses in the general area.

Council discussed:

- The process to include the Kemp Lake property in the ALR
- CRD LUC will be considering the inclusion application in November

Ed Shaw, applicant, stated that the CRD LUC will be considering the application on October 18th and that the Land Commission explained that with inclusions the CRD only recommends not approves. Mr. Shaw provided a history of the farmland on Kemp Lake. Mr. Shaw provided information as to the soil on his property and explained that the intention will be to designate the land for a technical park.

Public Input:

Angelo Facchin, resident, inquired as to the OCP designation. It was explained that OCP general classification is for a potential Business Park, Technical Park, Clean Industrial, or High Tech park.

David Mallett, Resident, expressed support for the application.

Leon Orza, resident, asked for clarification as to accessing the property. It was explained that there were three accesses, two have been blocked over time.

MOVED and seconded that Council forward this request for exclusion of land from the ALR with a recommendation of support subject to its consideration in conjunction with a request for inclusion of lands into the ALR at 2322 Kemp Lake Road.

CARRIED

Councillor Dumont returned to the meeting at 7:53 p.m.

BYLAWS

B-1 Bylaw No. 441, *Talc Place Disposition Bylaw, 2011*

MOVED and seconded that Bylaw No. 441, *Talc Place Disposition Bylaw, 2011* be adopted.

CARRIED UNANIMOUSLY

B-2 Bylaw No. 480, *Sign Regulation Bylaw, 2011*

MOVED and seconded that Bylaw No. 480, *Sign Regulation Bylaw, 2011* be adopted.
CARRIED UNANIMOUSLY

It was noted that equal enforcement of the *Sign Regulation Bylaw* be carried out.

MOVED and seconded that Council direct staff not to enforce the regulations under Bylaw No. 480 as to sandwich board signs and existing sponsorship signs at sports fields provided the signs comply with section 6.15 of Bylaw No. 480, *Sign Regulation Bylaw, 2011* and until such time as there is any change to the sign or a new sign permit application is submitted.
CARRIED

MOVED and seconded to direct staff to bring back a report as to an amendment to Bylaw No. 490, *Development Procedures Bylaw, 2011* to add a fee for sign permit variance applications.
CARRIED

A discussion ensued as to the recent installation of benches and garbage receptacles at BC Transit Bus Stops. Council asked that a report be brought forward as to the agreement.

MOVED and seconded to direct staff to call the company and advise that they cease and desist installation.
CARRIED UNANIMOUSLY

B-3 **Bylaw No. 489, Sooke Core Sewer Specified Area Amendment Bylaw (147-10)** 7180 West Coast Road

MOVED and seconded that Bylaw No. 489, *Sooke Core Sewer Specified Area Amendment Bylaw (147-10)* be adopted.
CARRIED UNANIMOUSLY

B-4 **Bylaw No. 493, Official Community Plan Amendment Bylaw (400-1)** – 1424 Gillespie Road

MOVED and seconded that Bylaw No. 493, *Official Community Plan Amendment Bylaw (400-1)* be adopted.
CARRIED UNANIMOUSLY

B-5 **Bylaw No. 506, Permissive Tax Exemption Bylaw for Public Parks and Recreation Grounds, Not for Profit Corporations and Public Authority Amendment Bylaw (338-1)**

MOVED and seconded that Bylaw No. 506, *Permissive Tax Exemption Bylaw for Public Parks and Recreation Grounds, Not for Profit Corporations and Public Authority Amendment Bylaw (338-1)* be introduced and read a first time.
CARRIED UNANIMOUSLY

MOVED and seconded that Bylaw No. 506, *Permissive Tax Exemption Bylaw for Public Parks and Recreation Grounds, Not for Profit Corporations and Public Authority Amendment Bylaw (338-1)* be read a second time.
CARRIED UNANIMOUSLY

B-6 Bylaw No. 507, *Traffic and Highway Regulation Amendment Bylaw (67-2)*

MOVED and seconded that Bylaw No. 507, *Traffic and Highway Regulation Amendment Bylaw (67-2)* be introduced and read a first time.
CARRIED UNANIMOUSLY

MOVED and seconded that Bylaw No. 507, *Traffic and Highway Regulation Amendment Bylaw (67-2)* be read a second time.
CARRIED UNANIMOUSLY

MOVED and seconded that Bylaw No. 507, *Traffic and Highway Regulation Amendment Bylaw (67-2)* be read a third time.
CARRIED UNANIMOUSLY

REPORTS REQUIRING ACTION

RA-1 Protective Services Committee Recommendation – September 6, 2011 meeting

MOVED and seconded to direct staff to bring forward a draft Bylaw for controlled substance medical marijuana growers to install filters/ vents to help eliminate noxious odours.
CARRIED

RA-2 Committee of the Whole Recommendation – October 3, 2011 Meeting

MOVED and seconded to waive the commercial use fee for park use as per section 8 of Bylaw No. 101, *Community Parks Regulation Bylaw, 2002* for the Sooke Slow Cycle event on October 9, 2011;
AND THAT Council approve the Community Builder Sponsorship of \$3,000 from the Council Contingency Fund.
CARRIED

REPORTS FOR INFORMATION

RI-1 Mayor and Council Reports

MOVED and seconded to receive Councillor Bennett's and Dumont's reports for information.
CARRIED UNANIMOUSLY

RI-2 Communities in Bloom 2011

MOVED and seconded to receive the District of Sooke 2011 Evaluation Report for its participation in the Communities in Bloom 2011 program for information.
CARRIED UNANIMOUSLY

CORRESPONDENCE AND COUNCIL REPORTS FOR INFORMATION

I-1 BC Transit – Victoria Region Transit Future Plan

MOVED and seconded to receive and file the correspondence.
CARRIED UNANIMOUSLY

I-2 Youth Parliament of British Columbia

MOVED and seconded to receive and file the correspondence.
CARRIED UNANIMOUSLY

It was noted that EMCS and the Youth Council have received the information.

I-3 Scouts Canada – 2011 Scout Apple Day

MOVED and seconded to receive and file the correspondence.
CARRIED UNANIMOUSLY

ADJOURNMENT

MOVED and seconded to adjourn the meeting at 8:48 p.m.
CARRIED UNANIMOUSLY

Certified Correct:

Janet Evans
Mayor

Bonnie Sprinkling
Corporate Officer