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THE CORPORATION OF THE DISTRICT OF WEST VANCOUVER

REGULAR COUNCIL MEETING AGENDA

MARCH 27, 2023

***7 PM IN THE MUNICIPAL HALL COUNCIL CHAMBER
AND VIA ELECTRONIC COMMUNICATION FACILITIES**

(Members of the public may hear, or watch and hear, the meeting by attending the Municipal Hall Council Chamber, or via electronic communication facilities through the link provided on the District's Council Meeting webpage)

We acknowledge that we are holding this meeting on the traditional, ancestral, and unceded territory of the Squamish Nation, Tseil-Waututh Nation and Musqueam Nation.

We recognize and respect them as nations in this territory, as well as their historic connection to the lands and waters around us since time immemorial.

****Note: At 7 p.m. in the Council Chamber and via electronic communication facilities a public hearing regarding proposed Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5081, 2023 (325 Keith Road) will be held. The regular Council meeting will commence in the Council Chamber and via electronic communication facilities immediately following the public hearing.***

CALL TO ORDER

1. Call to Order.

APPROVAL OF AGENDA

2. **Approval of March 27, 2023 Regular Council Meeting Agenda**

RECOMMENDATION:

THAT the March 27, 2023 regular Council meeting agenda be approved as circulated.

ADOPTION OF MINUTES

3. Adoption of Council Meeting Minutes

RECOMMENDATION:

THAT

1. the minutes of the February 27, 2023 [regular](#) Council meeting and the March 6, 2023 [special \(open session\)](#) and [regular](#) Council meetings and [public hearing](#) be adopted as circulated; and
2. the [Summary of the March 6, 2023 Public Hearing](#) (regarding proposed: Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5222, 2022; and Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5223, 2022 for 671, 685 & 693 Clyde Avenue and 694 Duchess Avenue) be approved.

REPORTS

4. [Proposed 2023-2027 Five-Year Financial Plan Bylaw No. 5236, 2023 and Proposed 2023 Phase 1 Capital Funding Project](#) (File: 1610-20-5236/5237)

Bylaws are passed by a simple majority affirmative vote unless otherwise noted.

RECOMMENDATION:

THAT proposed “Five-Year Financial Plan Bylaw No. 5236, 2023” be read a first, second, third time.

RECOMMENDATION:

THAT proposed “Parkland Development Cost Charge Reserve Fund Expenditure Bylaw No. 5237, 2023” be read a first, second, third time.

RECOMMENDATION:

THAT the following appropriation be made from the Capital Facilities Fund to fund 2023 Phase 1 Capital Projects:

Capital Facilities Fund	
Asset Preservation	
Facilities Projects	6,547,809
Grounds and Parks	820,000
Regular Asset Maintenance	
Facilities Projects	190,000
Strategic Investment	
Facilities Projects	295,000
Previously Approved Projects	535,045
Capital Facilities Fund Total	8,387,854

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Capital Facilities Fund, be approved.

RECOMMENDATION:

THAT the following appropriation be made from the Capital Infrastructure Reserve Fund to fund 2023 Phase 1 Capital Projects:

Capital Infrastructure Reserve Fund	
Asset Preservation	
Grounds and Parks	555,000
Health & Safety	
Grounds and Parks	480,000
Transportation Infrastructure	50,000
Regular Asset Maintenance	
Grounds and Parks	150,000
Transportation Infrastructure	2,847,000
Strategic Investment	
Transportation Infrastructure	150,000
Previously Approved Projects	745,653
Capital Infrastructure Reserve Fund Total	4,977,653

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Capital Infrastructure Reserve Fund, be approved.

RECOMMENDATION:

THAT the following appropriations be made from the Capital Equipment Reserve Fund to fund 2023 Phase 1 Capital Projects:

Capital Equipment Reserve Fund	
Asset Preservation	
Equipment	31,332
IT Hardware and Software	125,000
Health & Safety	
Equipment	8,400
Grounds and Parks	35,000
Innovation	
Equipment	10,000
Regular Asset Maintenance	
Equipment	137,900
Fleet - Vehicle and Heavy-Duty Equipment	1,570,500
IT Hardware and Software	500,000
Strategic Investment	
Equipment	99,265
Fleet - Vehicle and Heavy-Duty Equipment	66,000
IT Hardware and Software	750,000
Previously Approved Projects	488,144
Capital Equipment Reserve Fund Total	3,821,541

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Capital Equipment Reserve Fund, be approved.

RECOMMENDATION:

THAT the following appropriation be made from the Environmental Reserve to fund 2023 Phase 1 Capital Projects:

Environmental Reserve	
Regular Asset Maintenance	
Fleet - Vehicle and Heavy-Duty Equipment	168,000
Strategic Investment	
Fleet - Vehicle and Heavy-Duty Equipment	29,000
Grounds and Parks	150,000
Innovation	
Fleet - Vehicle and Heavy-Duty Equipment	60,000
Environmental Reserve Total	407,000

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Environmental Reserve Fund, be approved.

RECOMMENDATION:

THAT the following appropriation be made from the Community Amenity Contributions (CACs) – Community Serving Reserve to fund 2023 Phase 1 Capital Projects:

CACs – Community Serving Reserve	
Asset Preservation	
Grounds and Parks	800,000
CACs – Community Serving Reserve Total	800,000

unused at that time be returned to the CACs – Community Serving Reserve, be approved.

RECOMMENDATION:

THAT the following appropriation be made from the Water Reserve Fund to fund 2023 Capital Projects:

Water Reserve Fund	
Water Utility Capital Program	7,900,000
Previously Approved Projects	616,847
Water Reserve Fund Total	8,516,847

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Water Reserve Fund, be approved.

RECOMMENDATION:

THAT the following appropriations be made from the Sewer and Drainage Reserve Fund to fund 2023 Capital Projects:

Sewer and Drainage Reserve Fund	
Sewer and Drainage Utility	
Sanitary Capital Program	5,242,000
Storm Capital Program	5,491,000
Previously Approved Projects	4,014,725
Sewer and Drainage Reserve Fund Total	14,747,725

and that these funds be available until December 31, 2024, and any funds unused at that time be returned to the Sewer and Drainage Reserve Fund, be approved.

5. [Draft Urban Forest Management Plan and Next Steps](#) (File: 0332-04)

Presentation to be provided.

RECOMMENDATION:

THAT the report from the Senior Manager of Climate Action & Environment, dated March 15, 2023 and titled Draft Urban Forest Management Plan and Next Steps, be received for information.

RECOMMENDATION:

THAT staff commence public engagement on the draft Urban Forest Management Plan attached as Appendix A to the report from the Senior Manager of Climate Action & Environment dated March 15, 2023 and titled Draft Urban Forest Management Plan and Next Steps.

6. [Unfinished and Derelict Properties](#) (File: 2500-01)

RECOMMENDATION:

THAT the report dated March 12, 2023 titled Unfinished and Derelict Properties be received for information.

7. [Extending the Temporary Outdoor Business Area Program](#)

(File: 1610-20-5247)

RECOMMENDATION:

THAT to provide flexibility for businesses transitioning from temporary to longer-term patios, and to support the local economy, the District's temporary outdoor business areas program be extended in alignment with BC's Liquor and Cannabis Regulation Branch (LCRB) regulations, until December 31, 2024.

RECOMMENDATION:

THAT proposed "Fees and Charges Bylaw No. 5199, 2022, Amendment Bylaw No. 5247, 2023" be read a first, second and third time.

BYLAWS

Bylaws are passed by a simple majority affirmative vote unless otherwise noted.

8. [Proposed Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5081, 2023 \(325 Keith Road\)](#) (File: 1610-20-5081)

The proposed bylaw received first reading at the February 6, 2023 Council meeting and Council scheduled a public hearing to be held on March 27, 2023. If the March 27, 2023 public hearing has closed, the proposed bylaw may be considered for second and third reading at the March 27, 2023 Council meeting. If the public hearing has closed Council is not permitted to receive any further submissions regarding the proposed bylaw.

RECOMMENDATION:

THAT proposed "Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5081, 2023" be read a second time.

RECOMMENDATION:

THAT proposed "Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5081, 2023" be read a third time.

9. [Proposed: Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5222, 2022; and Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5223, 2022 \(671, 685, and 693 Clyde Avenue and 694 Duchess Avenue\)](#)

(File: 1610-20-5222/5223)

NOTE: Each reading of an Official Community Plan bylaw must receive an affirmative vote of a majority of all Council members (4 members) in order to proceed (Local Government Act, s. 477).

The proposed bylaws received first reading at the January 23, 2023 Council meeting, and were the subject of a public hearing held on March 6, 2023. As the public hearing has closed Council is not permitted to receive any further submissions regarding the proposed bylaws.

RECOMMENDATION:

THAT proposed "Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5222, 2022" be read a second time.

RECOMMENDATION:

THAT proposed "Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5222, 2022" be read a third time.

RECOMMENDATION:

THAT proposed "Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5223, 2022" be read a second time.

RECOMMENDATION:

THAT proposed "Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5223, 2022" be read a third time.

10. [Proposed Consumption of Liquor in Public Places Bylaw No. 5118, 2021, Amendment Bylaw No. 5228, 2023](#) (File: 1610-20-5228)

The proposed bylaw received first, second, and third reading at the March 6, 2023 Council meeting.

RECOMMENDATION:

THAT proposed "Consumption of Liquor in Public Places Bylaw No. 5118, 2021, Amendment Bylaw No. 5228, 2023" be adopted.

11. [Proposed West Grebe Islet Park Dedication Bylaw No. 5226, 2023](#)
(File: 1610-20-5226)

NOTE: Pursuant to the Community Charter s. 30 a park dedication bylaw may only be adopted by an affirmative vote of at least 2/3 of all the members of Council (5 members).

The proposed bylaw received first, second, and third reading at the March 6, 2023 Council meeting.

RECOMMENDATION:

THAT proposed "West Grebe Islet Park Dedication Bylaw No. 5226, 2023" be adopted.

NEW BUSINESS

If new business items are added to the agenda at the time of agenda approval, the new items will be added to this section.

12. No items.

CONSENT AGENDA ITEMS

Items listed in the Consent Agenda are considered for approval in one motion, unless a member of Council wishes to debate an item and requests that it be excluded. If an item is excluded from the Consent Agenda it will be considered as an agenda item. The rule of order establishing a Consent Agenda provides that consent agenda items may be considered in total and without debate or amendment.

13. Consent Agenda Items

The following Consent Agenda items may be considered for approval in one motion, or considered separately, or items may be excluded for debate.

RECOMMENDATION:

THAT the Consent Agenda items as follows be approved:

- Item 13.1 regarding 2022 General Local Election – Notice of Failure to Late File; and
- Item 13.2 regarding Delegation Request.

13.1. [2022 General Local Election – Notice of Failure to Late File](#) (File: 1645-16)**RECOMMENDATION:**

THAT the report dated February 21, 2023 regarding 2022 General Local Election – Notice of Failure to Late File be received for information.

13.2. [Delegation Request](#) (File: 0120-30)

Any person, persons, or organization wishing to appear as a delegation before Council shall submit a written delegation request to the Mayor and Council for consideration. The Mayor and Council may refuse to schedule a delegation on an agenda if the issue is not considered to fall within the jurisdiction of Council.

Council must not permit a delegation at a Council meeting to address: a bylaw in respect of which a public hearing has been held where the public hearing is required under an enactment as a pre-requisite to the adoption of the bylaw; an issue which is before the courts or on which Council has authorized legal action; a request for funding; a purpose or subject that has no relation to an agenda item or is beyond the jurisdiction of Council; except as otherwise permitted by Council.

RECOMMENDATION:

THAT the delegation request from Renewal Home Development & Nickel Bros, regarding Enabling Home Relocation as a Waste Mitigation Strategy, be approved.

OTHER ITEMS / NOTICES OF MOTION**14. No items.**

REPORTS FROM MAYOR AND COUNCILLORS

- 15. Reports from Mayor and Councillors** (to include reports on District board, committee, and working group meetings, and Metro Vancouver board and committee meetings)

RECOMMENDATION:

THAT the oral reports from the Mayor and Councillors be received for information.

PUBLIC QUESTIONS AND COMMENTS

Questions may be referred by Council to staff for subsequent response. Questions and comments relating to the following are not permitted: a Notice of Motion; a bylaw in respect of which a public hearing has been or will be held; an issue which is before the courts or on which Council has authorized legal action; a matter in respect of which a District-led public consultation process is planned or is in progress; the promotion of commercial projects/services or of a political party/candidate for elected office; publicly tendered contracts or proposal calls; funding requests; or a purpose or subject that is beyond the jurisdiction of Council.

- 16. Public Questions and Comments (3 minutes per speaker)**

ADJOURNMENT

- 17. Adjournment of March 27, 2023 Council Meeting**

RECOMMENDATION:

THAT the March 27, 2023 Council meeting be adjourned.