



**AGENDA FOR THE REGULAR MEETING OF COUNCIL TO
COMMENCE AT 6:00 PM, IN THE COUNCIL CHAMBER, CITY
HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, BC, ON
MONDAY, SEPTEMBER 24, 2018.**

**MONDAY, SEPTEMBER 24, 2018
COUNCIL MEETING – 6:00 PM**

“LIVE” BROADCAST VIA CITY WEB SITE www.cnv.org

CALL TO ORDER

APPROVAL OF AGENDA

1. Regular Council Meeting Agenda, September 24, 2018.

ADOPTION OF MINUTES

2. Regular Council Meeting Minutes, September 17, 2018.

PROCLAMATIONS

North Shore Culture Days – September 28 to 30, 2018

International Day of Older Persons – October 1, 2018

PUBLIC INPUT PERIOD

The Public Input Period is addressed in sections 12.20 to 12.28 of “Council Procedure Bylaw, 2015, No. 8500.”

The time allotted for each speaker appearing before Council during the Public Input Period is two minutes, with the number of speakers set at five persons. Speakers’ presentations will be audio and video recorded, as well as live-streamed on the Internet, and will form part of the public record.

To make a submission to Council during the Public Input Period, a person must complete the paper Public Input Period sign-up form at City Hall prior to the Regular Council Meeting. A person who fails to complete, or only partially completes, the Public Input Period sign-up form will not be permitted to make submissions to Council during the Public Input Period. The sign-up sheet will be available on the table in the lobby outside the Council Chamber from 5:30 pm until 5:55 pm on the night of the Council meeting.

When appearing before Council, speakers are requested to state their name and address for the record. Speakers may display materials on the document camera at the podium in the Council Chamber and provide written materials to the City Clerk for distribution to Council, only if these materials have been provided to the City Clerk by 4:00 pm on the date of the meeting.

The Public Input Period provides an opportunity for input only, without the expectation of response from Council, and places the speaker’s concern on the record.

Speakers must comply with the General Rules of Conduct set out in section 5.1 of “Council Procedure Bylaw, 2015, No. 8500” and may not speak with respect to items as set out in section 12.25(2).

Speakers are requested not to address matters that refer to items from a concluded Public Hearing/Public Meeting and to Public Hearings, Public Meetings and Committee meetings when those matters are scheduled on the same evening’s agenda and an opportunity for public input is provided when the particular item comes forward for discussion.

Please address the Mayor as “Mayor Mussatto” or “Your Worship” and address Councillors as “Councillor, followed by their surname.”

CONSENT AGENDA

The following Items ***3, *4, *5, *6, *7, *8, *9, *10, *11, *12 and *13** (see Agenda pages 2, 3 and 4) are listed in the Consent Agenda and may be considered separately or in one motion:

RECOMMENDATION:

THAT the recommendations listed within the “Consent Agenda” be approved.

START OF CONSENT AGENDA

BYLAWS – ADOPTION

- *3. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8611”
(Cascadia Green Development / Vivid Green Architecture, 230-232 East 8th
Street, CD-698)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8611”
(Cascadia Green Development / Vivid Green Architecture, 230-232 East 8th
Street, CD-698) be adopted, signed by the Mayor and City Clerk and affixed with
the corporate seal.

- *4. “Lower Lonsdale Business Improvement Area Service Bylaw, 2016,
No. 8494, Amendment Bylaw, 2018, No. 8655” (Text Amendments)**

RECOMMENDATION:

THAT “Lower Lonsdale Business Improvement Area Service Bylaw, 2016,
No. 8494, Amendment Bylaw, 2018, No. 8655” (Text Amendments) be adopted,
signed by the Mayor and City Clerk and affixed with the corporate seal.

- *5. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8667”
(Anthem Properties Group Ltd. / dys Architecture, 143 East 17th Street and
1600-1640 Eastern Avenue, CD-403 Text Amendment)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8667”
(Anthem Properties Group Ltd. / dys Architecture, 143 East 17th Street and
1600-1640 Eastern Avenue, CD-403 Text Amendment) be adopted, signed by
the Mayor and City Clerk and affixed with the corporate seal.

CONSENT AGENDA – Continued

BYLAWS – ADOPTION – Continued

- *6. **“Housing Agreement Bylaw, 2018, No. 8668” (Anthem Properties Group Ltd. / dys Architecture, 143 East 17th Street and 1600-1640 Eastern Avenue, CD-403, Rental Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8668” (Anthem Properties Group Ltd. / dys Architecture, 143 East 17th Street and 1600-1640 Eastern Avenue, CD-403, Rental Housing Commitments) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

- *7. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8669” (Darrell Epp, 1225 East Keith Road, CD-168 Text Amendment)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8669” (Darrell Epp, 1225 East Keith Road, CD-168 Text Amendment) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

- *8. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8670” (Bill Curtis / Bill Curtis & Associates Design Ltd., 218 East 22nd Street)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8670” (Bill Curtis / Bill Curtis & Associates Design Ltd., 218 East 22nd Street) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

- *9. **“Bylaw Notice Enforcement Bylaw, 2018, No. 8675”**

RECOMMENDATION:

THAT “Bylaw Notice Enforcement Bylaw, 2018, No. 8675” be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

- *10. **“Business Licence Bylaw, 2018, No. 8640, Amendment Bylaw, 2018, No. 8683” (Fees for Liquor Primary Pubs)**

RECOMMENDATION:

THAT “Business Licence Bylaw, 2018, No. 8640, Amendment Bylaw, 2018, No. 8683” (Fees for Liquor Primary Pubs) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

CONSENT AGENDA – Continued

BYLAWS – ADOPTION – Continued

- *11. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8612”
(Hossein Safari / Rafii Architects Inc., 365 East 2nd Street, CD-699)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8612”
(Hossein Safari / Rafii Architects Inc., 365 East 2nd Street, CD-699) be adopted,
signed by the Mayor and City Clerk and affixed with the corporate seal.

- *12. **“Housing Agreement Bylaw, 2018, No. 8613” (Hossein Safari / Rafii
Architects Inc., 365 East 2nd Street, CD-699, Rental Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8613” (Hossein Safari / Rafii
Architects Inc., 365 East 2nd Street, CD-699, Rental Housing Commitments) be
adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

See Information Report of the Planner 1, dated September 12, 2018.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *13. **All-Candidates Meetings – Funding of Moderators – File: 09-4200-01-0001/2018**

Report: Director, Finance, September 19, 2018

RECOMMENDATION:

PURSUANT to the report of the Director, Finance, dated September 19, 2018,
entitled “All-Candidates Meetings – Funding of Moderators”:

THAT the City provide \$300 to the Grand Boulevard Residents Association and
\$300 to the Courthouse Area Residents Association to fund honorariums for the
hiring of moderators to host all-candidates meetings;

AND THAT both associations be requested to return to the City any unused
funding.

END OF CONSENT AGENDA

DELEGATION

Reid Shier, Executive Director, The Polygon Gallery – File: 15-7780-20-0002/2018

Re: Project Summary and Funding Update

Item 14 refers.

CORRESPONDENCE

**14. Reid Shier, Executive Director, The Polygon Gallery, September 12, 2018
– File: 15-7780-20-0002/2018**

Re: Project Summary and Funding Update

**15. Mag Kozłowska, Director, Park and Tilford Garden, September 13, 2018
– File: 05-1850-01-0001/2018**

Re: Funding Request – 50th Anniversary of Park and Tilford Garden

See Information Report of the Budget Analyst, dated September 18, 2018.

**16. Marie Dayton, Chair, St. Edmund’s Church Musical Fundraiser,
September 11, 2018 – File: 05-1850-01-0001/2018**

Re: Funding Request – St. Edmund’s Church Musical Fundraiser

See Information Report of the Budget Analyst, dated September 18, 2018.

PRESENTATION

Recreational Cannabis Retail Policy – File: 13-6410-01-0001/2018

Re: Recreational Cannabis Retail Policy

Item 17 refers.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

17. Recreational Cannabis Retail Policy – File: 13-6410-01-0001/2018

Report: Planner 2, September 19, 2018

RECOMMENDATION:

PURSUANT to the report of the Planner 2, dated September 19, 2018, entitled “Recreational Cannabis Retail Policy”:

THAT, as per Option #1, the Recreational Cannabis Retail Policy dated September 2018 be endorsed;

THAT no rezoning applications requesting recreational cannabis retail stores be processed outside of the timeframe and procedures outlined in the Recreational Cannabis Retail Policy;

AND THAT staff reassess the Recreational Cannabis Retail Policy after a 2-year period to determine if amendments are warranted and/or if additional recreational cannabis retail stores should be considered in the City.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

18. 2019 Permissive Tax Exemptions – File: 05-1970-07-0001/2018

Report: Revenue Accountant, September 19, 2018

RECOMMENDATION:

PURSUANT to the report of the Revenue Accountant, dated September 19, 2018, entitled “2019 Permissive Tax Exemptions”:

THAT “Taxation Exemption Bylaw, 2015, No. 8443, Amendment Bylaw, 2018, No. 8679” be considered.

Item 19 refers.

BYLAW – FIRST, SECOND AND THIRD READINGS

19. “Taxation Exemption Bylaw, 2015, No. 8443, Amendment Bylaw, 2018, No. 8679”

RECOMMENDATION:

THAT “Taxation Exemption Bylaw, 2015, No. 8443, Amendment Bylaw, 2018, No. 8679” be given first, second and third readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

20. 2018-2027 Revised Financial Plan – File: 05-1720-20-0020/2018

Report: Manager, Financial Planning, September 19, 2018

RECOMMENDATION:

PURSUANT to the report of the Manager, Financial Planning, dated September 19, 2018, entitled “2018-2027 Revised Financial Plan”:

THAT “Financial Plan for the Years 2018 to 2027 Bylaw, 2018, No. 8620, Amendment Bylaw, 2018, No. 8680” (Revised Financial Plan) be considered.

Item 21 refers.

BYLAW – FIRST, SECOND AND THIRD READINGS

21. “Financial Plan for the Years 2018 to 2027 Bylaw, 2018, No. 8620, Amendment Bylaw, 2018, No. 8680” (Revised Financial Plan)

RECOMMENDATION:

THAT “Financial Plan for the Years 2018 to 2027 Bylaw, 2018, No. 8620, Amendment Bylaw, 2018, No. 8680” (Revised Financial Plan) be given first, second and third readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

22. Preliminary Direction for Rezoning: 266 East Esplanade – File: 08-3360-20-0437/1

Report: Planner 1, September 19, 2018

RECOMMENDATION:

PURSUANT to the report of the Planner 1, dated September 19, 2018, entitled “Preliminary Direction for Rezoning: 266 East Esplanade”:

THAT staff be directed to consider and prepare a Zoning Bylaw amendment that would permit accessory lounge uses in conjunction with a liquor manufacturing use in the existing M-4 Industrial Commercial Zone;

AND THAT staff continue to work with the applicant to process their application and prepare a Zoning Bylaw amendment for 266 East Esplanade.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

23. Repeal of Obsolete Bylaws – File: 06-3900-03-0001/1

Report: City Clerk, September 17, 2018

RECOMMENDATION:

PURSUANT to the report of the City Clerk, dated September 17, 2018, entitled “Repeal of Obsolete Bylaws”:

THAT the “Obsolete Bylaw Repeal Bylaw, 2018, No. 8684” be considered.

Item 24 refers.

BYLAW – FIRST, SECOND AND THIRD READINGS

24. “Obsolete Bylaw Repeal Bylaw, 2018, No. 8684”

RECOMMENDATION:

THAT “Obsolete Bylaw Repeal Bylaw, 2018, No. 8684” be given first, second and third readings.

PUBLIC HEARING – 309-311 West 1st Street – 7:00 PM

“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8671” (Laco Holdings / Studio B Architecture Inc., 309-311 West 1st Street, CD-716) and “Housing Agreement Bylaw, 2018, No. 8672” (Laco Holdings / Studio B Architecture Inc., 309-311 West 1st Street, CD-716, Rental Housing Commitments) would rezone the subject property from a Comprehensive Development 574 (CD-574) Zone to a Comprehensive Development 716 (CD-716) Zone to permit the development of a 6-storey maximum, mixed-use building, consisting of 50 residential rental units and approximately 322.5 square metres of ground floor commercial space. The proposed density is 3.60 times the lot area, with 30 off-street parking spaces and 76 secured bicycle parking spaces accessed from the rear lane.

Bylaw Nos. 8671 and 8672 to be considered under Items 25 and 26.

AGENDA

Chair: Mayor Darrell Mussatto

- Staff presentation
- Applicant presentation
- Representations from the public
- Questions from Council
- Motion to conclude the Public Hearing

BYLAWS – THIRD READING

25. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8671”
(Laco Holdings / Studio B Architecture Inc., 309-311 West 1st Street, CD-716)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8671”
(Laco Holdings / Studio B Architecture Inc., 309-311 West 1st Street, CD-716) be
given third reading.

26. **“Housing Agreement Bylaw, 2018, No. 8672” (Laco Holdings / Studio B
Architecture Inc., 309-311 West 1st Street, CD-716, Rental Housing
Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8672” (Laco Holdings / Studio B
Architecture Inc., 309-311 West 1st Street, CD-716, Rental Housing Commitments)
be given third reading.

27. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8662”
(Peter Hildebrand / Iredale Architecture, 2052 Chesterfield Avenue, CD-714)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8662”
(Peter Hildebrand / Iredale Architecture, 2052 Chesterfield Avenue, CD-714) be
given third reading.

Public Hearing waived.

PUBLIC CLARIFICATION PERIOD

The Public Clarification Period is limited to 10 minutes in total and is an opportunity for the public to ask questions for clarification regarding an item on the Regular Council Agenda. If more than one person wishes to ask a question, the Mayor will divide the 10 minutes equally. The Mayor will ask each person “What is your question?” and decide if the question is related to an item on the Regular Council Agenda. After 10 minutes, the Public Clarification Period concludes and the Regular Council Meeting reconvenes.

INQUIRIES

NEW ITEMS OF BUSINESS

NOTICES OF MOTION

CITY CLERK'S RECOMMENDATION:

THAT Council recess to the Committee of the Whole, Closed session, pursuant to Sections 90(1)(g) and (i) of the *Community Charter*.

Sections 89, 90 and 92 of the *Community Charter* are listed in their entirety within this agenda package.

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)

ADJOURN



COMMUNITY CHARTER

DIVISION 3 – OPEN MEETINGS

General rule that meetings must be open to the public

- 89** (1) A meeting of a council must be open to the public, except as provided in this Division.
- (2) A council must not vote on the reading or adoption of a bylaw when its meeting is closed to the public.

Meetings that may or must be closed to the public

- 90** (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:
- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
 - (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
 - (c) labour relations or other employee relations;
 - (d) the security of the property of the municipality;
 - (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;
 - (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
 - (g) litigation or potential litigation affecting the municipality;
 - (h) an administrative tribunal hearing or potential administrative tribunal hearing affecting the municipality, other than a hearing to be conducted by the council or a delegate of council;
 - (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
 - (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;

Continued...



COMMUNITY CHARTER

DIVISION 3 – OPEN MEETINGS

Meetings that may or must be closed to the public – *Continued*

- (l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*];
 - (m) a matter that, under another enactment, is such that the public may be excluded from the meeting;
 - (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2);
 - (o) the consideration of whether the authority under section 91 [*other persons attending closed meetings*] should be exercised in relation to a council meeting.
- (2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:
- (a) a request under the *Freedom of Information and Protection of Privacy Act*, if the council is designated as head of the local public body for the purposes of that Act in relation to the matter;
 - (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;
 - (c) a matter that is being investigated under the *Ombudsman Act* of which the municipality has been notified under section 14 [*ombudsman to notify authority*] of that Act;
 - (d) a matter that, under another enactment, is such that the public must be excluded from the meeting.
- (3) If the only subject matter being considered at a council meeting is one or more matters referred to in subsection (1) or (2), the applicable subsection applies to the entire meeting.

Requirements before meeting is closed

- 92** Before holding a meeting or part of a meeting that is to be closed to the public, a council must state, by resolution passed in a public meeting:
- (a) the fact that the meeting or part is to be closed; and
 - (b) the basis under the applicable subsection of section 90 on which the meeting or part is to be closed.



THE CORPORATION OF THE CITY OF NORTH VANCOUVER

PUBLIC HEARING GUIDELINES

Public Hearings are generally held on the third Monday of the month and are included as part of a Regular Council agenda. Public Hearings are governed by the provisions of the *Local Government Act*.

A Public Hearing is held for the purpose of allowing the public an opportunity to make representations to Council – in person at the Public Hearing or by written submission – on a proposed amendment to the City's Official Community Plan and/or Zoning Bylaw. All persons who believe their interest in property is affected by a proposed bylaw(s) are afforded a reasonable opportunity to be heard, voice concerns or present written submissions regarding matters contained in the bylaw(s).

All written submissions and representations made at the Public Hearing form part of the official public record. Minutes of the Public Hearing and a video recording of the proceedings are posted on the City's website at cnv.org.

A sign-up sheet is located outside of the Council Chamber 1.5 hours prior to the start time of the Public Hearing and members of the public may sign the sheet if they wish to speak at the Public Hearing. The sign-up sheet remains available until the commencement of the Public Hearing and is restricted to "In Person" sign-up only. Other persons are not permitted to sign the sheet on another speaker's behalf. Speakers cannot pre-register.

Speakers are requested to provide their name and address for the record and are provided up to 5 minutes to present their comments. After all people listed on the sign-up sheet and anyone else in the gallery has spoken a first time, speakers may come forward to speak a second time if they have any new information to provide. The Chair (Mayor) may restrict the speaking time to a defined number of minutes and other regulations may also be imposed. Procedural rules for the conduct of the Public Hearing are set at the call of the Chair.

If a large turnout for the Public Hearing is anticipated, separate sign-up sheets may be provided for speakers – in support and in opposition/with concerns. The sign-up sheets are monitored by City staff. The Chair will call up speakers by name alternating between the sign-up sheets.

A document camera is available should a member of the public wish to display hardcopy material/information on the monitors in the Council Chamber. The document camera can also display information from an iPad or tablet. If a member of the public wishes to provide written material to Mayor and Council, it must be handed to the City Clerk for distribution to Council.

Questions from members of the public and Council must be addressed through the Chair.

Once the Public Hearing concludes, Council moves a motion to adjourn. No further information or submissions can be considered by Council once the Public Hearing is closed.

Following adjournment of the Public Hearing, the Regular meeting reconvenes and the Zoning and/or Official Community Plan bylaw amendment(s) are discussed and debated by Council. Consideration and discussion of the bylaw(s) usually takes place at the same meeting as the Public Hearing, but may occur at a subsequent meeting.

If there is insufficient time for the Public Hearing to be conducted in one evening (i.e. to accommodate a large number of speakers), Council may recess the Public Hearing to a specified date, place and time.

Council considers final adoption of the bylaw(s) after third reading and once all covenants and legal agreements are in place. Adoption usually occurs at a subsequent meeting of Council; however, a Zoning Bylaw amendment or Official Community Plan Bylaw amendment may be adopted at the same meeting as the Public Hearing if all legal requirements have been satisfied.