



**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 17, 2018.**

**MONDAY, SEPTEMBER 17, 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 17, 2018.

ADOPTION OF MINUTES

2. Regular Council Meeting Minutes, July 23, 2018.

PROCLAMATIONS

Keep Well Society of the North Shore Week – September 17 to 21, 2018

Cops for Cancer Day – September 19, 2018

United Way Day – September 20, 2018

Public Rail Safety Week – September 23 to 29, 2018

Prostate Cancer Awareness Month – September 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 and *6** (see Agenda pages 2 and 3) 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

CORRESPONDENCE

***3. Board in Brief, Metro Vancouver, July 27, 2018 – File: 01-0400-60-0006/2018**

Re: Metro Vancouver – Board in Brief

RECOMMENDATION:

THAT the correspondence of Metro Vancouver, dated July 27, 2018, regarding the “Metro Vancouver – Board in Brief”, be received and filed.

BYLAWS – ADOPTION

***4. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8647” (James Fox / Halex Architecture, 352 West 14th Street, CD-706)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8647” (James Fox / Halex Architecture, 352 West 14th Street, CD-706) 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. 8653” (Hassan Moayeri / Rafii Architects Inc., 173-181 West 6th Street, CD-710)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8653” (Hassan Moayeri / Rafii Architects Inc., 173-181 West 6th Street, CD-710) 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. 8654” (Hassan Moayeri / Rafii Architects Inc., 173-181 West 6th Street, CD-710, Rental Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8654” (Hassan Moayeri / Rafii Architects Inc., 173-181 West 6th Street, CD-710, Rental Housing Commitments) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

END OF CONSENT AGENDA

BYLAWS – ADOPTION

7. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8609” (a Bylaw to Regulate Cannabis)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8609” (a Bylaw to Regulate Cannabis) 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. 8641” (Odete Pinho / Cornerstone Architecture, 2121, 2129 and 2137 Chesterfield Avenue, CD-707)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8641” (Odete Pinho / Cornerstone Architecture, 2121, 2129 and 2137 Chesterfield Avenue, CD-707) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

BYLAWS – ADOPTION – Continued

9. **“Housing Agreement Bylaw, 2018, No. 8648” (Odete Pinho / Cornerstone Architecture, 2121, 2129 and 2137 Chesterfield Avenue, CD-707, Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8648” (Odete Pinho / Cornerstone Architecture, 2121, 2129 and 2137 Chesterfield Avenue, CD-707, Housing Commitments) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

10. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8588” (Josh MacLean / North Van Apartments Ltd., 1730 Chesterfield Avenue, CD-694)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8588” (Josh MacLean / North Van Apartments Ltd., 1730 Chesterfield Avenue, CD-694) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

11. **“Housing Agreement Bylaw, 2017, No. 8589” (Josh MacLean / North Van Apartments Ltd., 1730 Chesterfield Avenue, CD-694, Rental Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2017, No. 8589” (Josh MacLean / North Van Apartments Ltd., 1730 Chesterfield Avenue, CD-694, Rental Housing Commitments) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. **Electric Vehicle Strategy – File: 11-5280-20-0004/1**

Report: Environmental Sustainability Specialist, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Environmental Sustainability Specialist, dated September 12, 2018, entitled “Electric Vehicle Strategy”:

THAT the Electric Vehicle Strategy be endorsed and staff be directed to proceed with Strategy implementation;

Continued...

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

12. Electric Vehicle Strategy – File: 11-5280-20-0004/1 – Continued

THAT staff report back to Council regarding implementation of the following priority actions in the Strategy:

- (1) Updating the City's current electric vehicle charging infrastructure guidelines for new developments from the current 20% of residential spaces to consider a requirement for 100% of residential parking spaces, which is consistent with recent standards adopted by Vancouver, Richmond and other local municipalities; and
- (2) Introducing a public charging station usage fee structure to ease station congestion and to fund additional investment in charging infrastructure;

THAT the Province be encouraged to prepare standard regulations for electric vehicle infrastructure requirements in new construction;

AND THAT staff proceed with additional strategic deployment of public electric vehicle charging infrastructure in the City.

13. INSTPP (Integrated North Shore Transportation Planning Project) – Final Report Findings and Next Steps – File: 16-8350-20-0027/1

Report: Manager, Transportation Planning, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Manager, Transportation Planning, dated September 12, 2018, entitled "INSTPP (Integrated North Shore Transportation Planning Project) – Final Report Findings and Next Steps":

THAT the report be received and filed.

14. New Bylaw Notice Enforcement Bylaw – File: 09-4000-01-0001/2018

Report: Manager, Bylaw Services, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Manager, Bylaw Services, dated September 12, 2018, entitled "New Bylaw Notice Enforcement Bylaw":

THAT "Bylaw Notice Enforcement Bylaw, 2018, No. 8675" be considered.

Item 15 refers.

BYLAW – FIRST, SECOND AND THIRD READINGS

15. “Bylaw Notice Enforcement Bylaw, 2018, No. 8675”

RECOMMENDATION:

THAT “Bylaw Notice Enforcement Bylaw, 2018, No. 8675” be given first, second and third readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

16. Zoning Bylaw Text Amendment: GWL Realty Advisors, 38 Fell Avenue, 788 Harbourside Drive – File: 08-3360-20-0413/1

Report: Development Planner, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Development Planner, dated September 12, 2018, entitled “Zoning Bylaw Text Amendment: GWL Realty Advisors, 38 Fell Avenue, 788 Harbourside Drive”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8682” (GWL Realty Advisors, 38 Fell Avenue and 788 Harbourside Drive, CD-412 Text Amendment) be considered;

THAT notification be circulated in accordance with the *Local Government Act*;

THAT the Mayor and City Clerk be authorized to sign all necessary documentation to give effect to the motion;

AND THAT the Public Hearing be waived.

Item 17 refers.

BYLAW – FIRST AND SECOND READING

17. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8682” (GWL Realty Advisors, 38 Fell Avenue and 788 Harbourside Drive, CD-412 Text Amendment)

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8682” (GWL Realty Advisors, 38 Fell Avenue and 788 Harbourside Drive, CD-412 Text Amendment) be given first and second readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

18. Rezoning Application: 115 Carrie Cates Court (George Geatros / Peter K. Chu Architecture Inc.) – File: 08-3360-20-0448/1

Report: Development Planner, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Development Planner, dated September 12, 2018, entitled “Rezoning Application: 115 Carrie Cates Court (George Geatros / Peter K. Chu Architecture Inc.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8681” (George Geatros / Peter K. Chu Architecture Inc., 115 Carrie Cates Court, CD-057 Text Amendment) be considered;

THAT notification be circulated in accordance with the *Local Government Act*,

THAT the Mayor and City Clerk be authorized to sign all necessary documentation to give effect to the motion;

AND THAT the Public Hearing be waived.

Item 19 refers.

BYLAW – FIRST AND SECOND READINGS

19. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8681” (George Geatros / Peter K. Chu Architecture Inc., 115 Carrie Cates Court, CD-057 Text Amendment)

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8681” (George Geatros / Peter K. Chu Architecture Inc., 115 Carrie Cates Court, CD-057 Text Amendment) be given first and second readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

20. Proposed New Business Licence Fees for Liquor Primary Licensed Establishments – File: 09-3900-02-0001/2018

Report: Manager, Business Services, September 7, 2018

RECOMMENDATION:

PURSUANT to the report of the Manager, Business Services, dated September 7, 2018, entitled “Proposed New Business Licence Fees for Liquor Primary Licensed Establishments”:

THAT Option #3 (Reduce Business Licence Fees for Liquor Primary Pubs) be endorsed;

AND THAT “Business Licence Bylaw, 2018, No. 8640, Amendment Bylaw, 2018, No. 8683” (Fees for Liquor Primary Pubs) be considered.

Item 21 refers.

BYLAW – FIRST, SECOND AND THIRD READINGS

21. “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 given first, second and third readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- 22. Lower Lonsdale Business Improvement Area Service Bylaw, 2016, No. 8494, Amendment Bylaw, 2018, No. 8655 – Rescind Second and Third Readings and Amend – File: 09-3900-01-0001/2018**

Report: Director, Finance, August 31, 2018

RECOMMENDATION:

PURSUANT to the report of the Director, Finance, dated August 31, 2018, entitled “Lower Lonsdale Business Improvement Area Service Bylaw, 2016, No. 8494, Amendment Bylaw, 2018, No. 8655 – Rescind Second and Third Readings and Amend”:

THAT second and third readings of “Lower Lonsdale Business Improvement Area Service Bylaw, 2016, No. 8494, Amendment Bylaw, 2018, No. 8655” (Text Amendments) be rescinded;

AND THAT “Lower Lonsdale Business Improvement Area Service Bylaw, 2016, No. 8494, Amendment Bylaw, 2018, No. 8655” (Text Amendments) be given second and third readings, as amended.

Items 23 and 24 refer.

BYLAW – RESCIND SECOND AND THIRD READINGS

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

RECOMMENDATION:

THAT second and third readings of “Lower Lonsdale Business Improvement Area Service Bylaw, 2016, No. 8494, Amendment Bylaw, 2018, No. 8655” (Text Amendments) be rescinded.

BYLAW – SECOND AND THIRD READINGS, AS AMENDED

- 24. “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 given second and third readings, as amended.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

25. All-Candidates Meetings – File: 09-4200-01-0001/2018

Report: Director, Finance, September 12, 2018

RECOMMENDATION:

PURSUANT to the report of the Director, Finance, dated September 12, 2018, entitled “All-Candidates Meetings”:

THAT organizations receiving funding to hold All-Candidates Meetings be authorized to use a reasonable share of the funding to promote awareness of the event.

PUBLIC HEARING – 1705 Larson Road – 7:00 PM

“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8650” (Cascadia Green Developments Ltd., Vivid Green Architecture Inc., 1705 Larson Road, CD-711) would rezone the subject property from a Local Commercial (C-3) Zone to a Comprehensive Development 711 (CD-711) Zone to permit the development of 6 residential units in a set of 3-storey mixed-use buildings, one with ground-level retail and the other with a total of 4 accessory live-work / lock-off units. Eight parking stalls will be provided. The proposed density is 1.0 times the lot area (FSR), with a maximum height of 37.5 feet.

Bylaw No. 8650 to be considered under Item 26.

AGENDA

Chair: Mayor Darrell Mussatto

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

BYLAW – THIRD READING

26. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8650” (Cascadia Green Developments Ltd., Vivid Green Architecture Inc., 1705 Larson Road, CD-711)

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8650” (Cascadia Green Developments Ltd., Vivid Green Architecture Inc., 1705 Larson Road, CD-711) be given third reading.

PUBLIC HEARING – 123-127 and 145 East 13th Street – Following Item 26

“Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2018, No. 8676” (Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th Street, Height Limit Increase), “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8677” (Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th Street, CD-004 Text Amendment) and “Land Use Contract Repeal Bylaw, 2018, No. 8674” (Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th Street) would amend the Comprehensive Development 4 (CD-4) Zone and the Official Community Plan height limit for the subject property from 46 metres to 57 metres and allow for the construction of an 18-storey mixed-use commercial and residential building, with 162 strata units, 30,000 sq. ft. of office space and 20,000 sq. ft. of retail space. The proposed density is 4.95 times the lot area (FSR), including a density transfer from the Foot of Lonsdale (101-105 Carrie Cates Court) and 279 parking spaces.

Bylaw Nos. 8676, 8677 and 8674 to be considered under Items 27, 28 and 29.

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

- 27. “Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2018, No. 8676” (Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th Street, Height Limit Increase)**

RECOMMENDATION:

THAT “Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2018, No. 8676” (Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th Street, Height Limit Increase) be given third reading.

BYLAWS – THIRD READING – Continued

- 28. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8677”
(Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc.,
123-127 and 145 East 13th Street, CD-004 Text Amendment)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8677”
(Millennium Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127
and 145 East 13th Street, CD-004 Text Amendment be given third reading.

- 29. “Land Use Contract Repeal Bylaw, 2018, No. 8674” (Millennium Northmount
Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145 East 13th
Street)**

RECOMMENDATION:

THAT “Land Use Contract Repeal Bylaw, 2018, No. 8674” (Millennium
Northmount Properties Ltd. / Chris Dikeakos Architects Inc., 123-127 and 145
East 13th Street) be given third reading.

- 30. “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 given third
reading.

Public Hearing waived.

- 31. “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 given
third reading.

Public Hearing waived.

BYLAWS – THIRD READING – Continued

- 32. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8673”
(1 Lonsdale Avenue Ltd. / John Hemsworth, 1 Lonsdale Avenue, CD-377
Text Amendment)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8673”
(1 Lonsdale Avenue Ltd. / John Hemsworth, 1 Lonsdale Avenue, CD-377 Text
Amendment) be given third reading.

Public Hearing waived.

MOTION

- 33. Temporary Use Permit No. TUP2018-00001 (214 East Esplanade)
– File: 09-4520-20-0005/2018**

RECOMMENDATION:

THAT Temporary Use Permit No. TUP2018-00001 (214 East Esplanade) be
issued to Rene Nuytten, in accordance with Section 493 of the *Local
Government Act*,

AND THAT the Mayor and City Clerk be authorized to sign and seal Temporary
Use Permit No. TUP2018-00001.

NOTICE OF MOTION

- 34. North Shore Bus Depot – File: 16-8500-05-0001/2018**

Submitted by: Councillor Clark

RECOMMENDATION:

WHEREAS TransLink is the owner of the now closed 3rd Street Bus Depot;

WHEREAS TransLink has recently made inquiries regarding the potential for
development of this site;

WHEREAS for safety and security reasons, North Vancouver requires a North
Shore Bus Depot;

AND WHEREAS the current system requires shuttling of buses at both morning
and afternoon rush hours, needlessly adding to traffic around and on the
Ironworkers Bridge, as well as adding unnecessary greenhouse gas emissions to
our environment;

Continued...

NOTICE OF MOTION – Continued

34. North Shore Bus Depot – File: 16-8500-05-0001/2018 – Continued

THEREFORE BE IT RESOLVED that TransLink be informed that Council will not support any redevelopment of the former 3rd Street Bus Depot site until a bus depot in North Vancouver is secured and operational; and

BE IT FURTHER RESOLVED that all proceeds from the sale of the 3rd Street Bus Depot be expended on the North Shore for service improvements.

COUNCIL REPORT

Each Council member is permitted 5 minutes to report on their activities.

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 Section 90(1)(c) 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.