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## THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

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### **SPECIAL MEETING OF THE COUNCIL OF THE VILLAGE OF LIONS BAY HELD ON MONDAY, NOVEMBER 8, 2021 at 7:00 PM COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

**TO JOIN ZOOM MEETING CLICK HERE: <https://us02web.zoom.us/j/82545388415>  
TO JOIN BY PHONE, DIAL 778 907 2071 and enter ID: 825 4538 8415**

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### **AGENDA**

- 1. Call to Order**
- 2. Adoption of Agenda**
- 3. Public Participation**
- 4. Delegations**
  - A. Garrett VanDusen, Wrath Productions
- 5. Reports**
  - A. Staff
    - i. Filming Permit Application  
Recommendation:  
(1) THAT the film permit application for “Wrath Productions Inc.” be approved, subject to the following conditions:
      - (a) Parking – Four Sprinter vans to be parked at the end of Tidewater Way with drivers on standby in case they need to move; this has been approved by Fire Chief Oliver. Twenty crew vehicles will be parked at the Lions Bay Marina with the remaining vehicles (if required) to be parked in the Lions Bay Beach Lot. The circus will be parked at the Tidewater parking lot, including one small generator to be placed as far away from all residences as possible. (Final parking arrangements to be confirmed at the meeting)
      - (b) Hours – to be in accordance with the schedule provided by the applicant in their letter;

- (c) Noise – exemption from Noise Control Bylaw No. 283, 1998, subject to all steps necessary being taken to minimize noise and disturbance to residents during both daytime and nighttime hours;
- (d) Fees – filming fees and parking fees to be in accordance with the fees under the current policy;
- (e) Neighbour notification – a neighbour notification letter in accordance with the filming policy will be hand delivered to the affected residents by November 12<sup>th</sup>.

(2) THAT the CAO be authorized to sign any filming permit or other incidental documentation.

- B. Mayor
- C. Council
- D. Committees
- E. Emergency Services

**6. Resolutions**

**7. Bylaws**

**8. Correspondence**

- A. None

**9. New Business**

**10. Public Questions & Comments**

**11. Closed Council Meeting**

Proposed topics for discussion in the absence of the public:

- Land and Enforcement Matters

THAT the meeting be closed to the public on the basis of matters to be considered under the following sections of the *Community Charter*:

**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:

- (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;

(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

(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.

*Council does not anticipate reconvening the open meeting for any purpose other than to report out, if applicable, and adjourn the meeting generally.*

*[OR]*

*Council anticipates reconvening the open meeting to discuss the following item(s):*

**12. Reporting Out from Closed Portion of Meeting**

**13. Adjournment**

Intentionally Blank



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|                   |   |                     |                     |
|-------------------|---|---------------------|---------------------|
| <b>Type</b>       | <b>Request for Decision</b>                         |                     |                     |
| <b>Title</b>      | <b>Filming Application – Wrath Productions Inc.</b> |                     |                     |
| <b>Author</b>     | <b>Hayley Cook</b>                                  | <b>Reviewed By:</b> | <b>Peter DeJong</b> |
| <b>Date</b>       | <b>November 5, 2021</b>                             | <b>Version</b>      | <b>1</b>            |
| <b>Issued for</b> | <b>November 8, 2021</b>                             |                     |                     |

### **Recommendation:**

- (1) THAT the film permit application for “Wrath Productions Inc.” be approved, subject to the following conditions:
  - (a) Parking – Four Sprinter vans to be parked at the end of Tidewater Way with drivers on standby in case they need to move; this has been approved by Fire Chief Oliver. Twenty crew vehicles will be parked at the Lions Bay Marina with the remaining vehicles (if required) to be parked in the Lions Bay Beach Lot. The circus will be parked at the Tidewater parking lot, including one small generator to be placed as far away from all residences as possible. (Final parking arrangements to be confirmed at the meeting)
  - (b) Hours – to be in accordance with the schedule provided by the applicant in their letter;
  - (c) Noise – exemption from Noise Control Bylaw No. 283, 1998, subject to all steps necessary being taken to minimize noise and disturbance to residents during both daytime and nighttime hours;
  - (d) Fees – filming fees and parking fees to be in accordance with the fees under the current policy;
  - (e) Neighbour notification – a neighbour notification letter in accordance with the filming policy will be hand delivered to the affected residents by November 12<sup>th</sup>.
  
- (2) THAT the CAO be authorized to sign any filming permit or other incidental documentation.

### **Attachments:**

- (1) Film Permit Application from Wrath Productions Inc.
- (2) Notice of Filming letter issued to affected residents for polling



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- (3) Neighbour Feedback received by the beginning of the Council meeting - On Table
- (4) Parking plans

### **Key Information:**

The Village has received for consideration an application for a filming permit with filming to take place in Lower Kelvin Grove over two days: December 2-3, 2021, between the hours of 10:00am and 11:00pm. The circus will be parked in the Tidewater lot from December 3<sup>rd</sup> at 8pm. The vehicles will not move over the weekend and security will be in place.

The location for the proposed filming is 185 Tidewater Way; there will be no stunts or special effects and there will be no use of lights, cranes or large machinery, except for lights pointing directly into the property on Tidewater. Four work vans will be parked at the end Tidewater cul-de-sac, 20 crew vehicles will be parked at the Marina with the remainder of any crew vehicles to be parked at the Lions Bay Beach Park, if required. The circus will be parked at the Tidewater parking lot; in total there will be a maximum of 40 crew vehicles with 30 crew on location Lions Bay. A small generator will be stationed at the property at 185 Tidewater Way.

Due to the relaxation of the filming hours, polling of the residents was required under Lions Bay Commercial Filming Policy 1902; the results of the polling will be presented at the meeting.

A letter notifying affected residents will be delivered to provide them with an update after the Council Meeting.

On June 5, 2020, the Province's workplace safety authority, WorkSafeBC published its Health & Safety Protocols for the motion picture industry, allowing for a careful restart. There have been several new protocols put in place and each production company has created their own safety plans.

### **Options:**

- (1) Approve the film permit application in accordance with the recommendations above:
- (2) Reject the film permit application based on:



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- (a) Council not wishing to allow a relaxation of the filming hours
- (b) factors which Council may deem cogent and applicable.

(3) Direct staff otherwise.

**Financial Considerations:** Revenues to be received by the Village are likely to be \$3,000 – \$4,000 approx. (dependant on parking) if Option 1 is selected.

**Preferred Option:** Option 1 - It shows support for the filming industry in BC, which plays an important part in our economy.

**Follow Up Action:** Advise the Applicant of Council's decision and review the notification letter to be hand delivered by the Applicant by November 19<sup>th</sup> per the requirements of the filming policy. Additional notice to residents to be through the Village Website and in the Village update on November 19<sup>th</sup> and 26<sup>th</sup>.



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**APPLICATION FOR COMMERCIAL FILMING PERMIT**

**BACKGROUND INFORMATION**

|                     |   |                                   |
|---------------------|---|-----------------------------------|
| Local Film Company: | <b>WRATH PRODUCTIONS INC</b>                |                                   |
| Applicant Name:     | <b>GARRETT VANDUSEN</b>                     |                                   |
| Location Manager:   | <b>GARRETT VANDUSEN</b>                     |                                   |
| Business Address:   | <b>3876 Norland Ave Burnaby, BC V5G 4T9</b> |                                   |
| Phone (office):     | <b>(604) 421.4355</b>                       | Phone (cell): <b>778.938.4398</b> |
| Email:              | <b>novusmow@gmail.com</b>                   | Fax:                              |

**DESCRIPTION OF FILMING PROPOSAL**

|  |   |  |
|--|---|--|
| Filming Dates (includes mobilization):   | DECEMBER 3 - (Parking) / December 6/7, 2021 (Filming)   |  |
| Location of Filming:   | <b>185 Tidewater Way.</b>   |  |
| Hours of Filming:  | <b>10am to 11pm</b>   |  |
| Proposed Schedule and Description of Scenes to be Filmed:  |   |  |
| <b>PLEASE SEE LAST PAGE FOR DETAILS</b>  |   |  |
| Impact on Neighbourhood Traffic:<br>Crew vehicles will be parked at Lions Bay Marina / Lions Bay Beach park parking lot - once parked there will be zero movement over the weekend parking will contain no action- complete silence<br>Only vehicles allowed in our filming area will be Directors, and 5 additional vehicles.<br>We will have production assistants assisting with direction of vehicles that enter our filming area. |   |  |
| Type of Municipal Facilities Needed:<br>PARKING AT KELVIN GROVE PARKING LOT - CIRCUS<br>PARKING AT LIONS BAY AVE PARKING LOT - CREW CARS<br>PARKING AT TIDEWATER CUL DE SAC - WORK TRUCKS  | <input checked="" type="checkbox"/> Municipal Road Allowance/ Parking Lot<br><input type="checkbox"/> Other Municipal Land (eg: Parks, Trails, Open Spaces, etc.)<br><input type="checkbox"/> Municipal Buildings or Structures |  |

**PRELIMINARY SUBMISSION REQUIREMENTS (to be submitted with initial application)**

- Completed Application Form with non-refundable Application Fee
- Plan showing the way in which Municipal facilities would be used (if applicable)
- Parking Plan for all Vehicles (including Trucks and Generators)
- Letter of authorization from the owner(s) of the land, building or structures where the filming will take place.



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**ADDITIONAL SUBMISSION REQUIREMENTS** (as directed by the Filming Liaison or Village Manager, and as applicable)

- Filming Notification Letter(s) to Affected Households
- Polling Notification Letter to Affected Households
- Polling Information (including offers of accommodation and/or compensation, polling spreadsheets, maps and notes)

**FINAL SUBMISSION REQUIREMENTS** (to be submitted as a condition of issuance of the Filming Permit)

- Daily Filming Activity Fee for Commercial Filming
- Fees for the use of Municipal lands, including roadways, buildings structures
- Any other fees required by this Policy or Fees Bylaw No. 497, 2016, as amended
- Security Deposit of \$10,000 payable to the Municipality.
- Executed copy of the Release of Liability and Indemnification Agreement (see attached Schedule A)
- Certificate of Insurance evidencing liability insurance in the minimum amount of \$5,000,000.00 with the Municipality named as an additional insured
- Confirmation that other conditional requirements have been fulfilled (if applicable)

|  |                                 |
|--|---------------------------------|
| Applicant Signature:  | Date<br><b>NOVEMBER 1, 2021</b> |
|--|---------------------------------|

**Municipal Use Only**

|   |
|---|
| Approved Filming Permit No.:  |
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Completed Application Form with non-refundable Application Fee</li> <li><input type="checkbox"/> Authorization Letter from Private Owner(s)</li> <li><input type="checkbox"/> Parking Plan</li> <li><input type="checkbox"/> Filming Notification Letter</li> <li><input type="checkbox"/> Polling Notification Letter (if applicable)</li> <li><input type="checkbox"/> Polling Information (if applicable)</li> <li><input type="checkbox"/> Daily Filming Activity Fees</li> <li><input type="checkbox"/> Other Fees (if applicable)</li> <li><input type="checkbox"/> Security Deposit</li> <li><input type="checkbox"/> Release of Liability and Indemnification Agreement (Schedule A)</li> <li><input type="checkbox"/> Certificate of Insurance</li> <li><input type="checkbox"/> Other Conditional Requirements</li> </ul> |



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**SCHEDULE A**

**(Attached to and forming a part of the Application for Commercial Filming Permit)**

**INDEMNIFICATION AGREEMENT**


I/We, WRATH PRODUCTIONS INC, (the "Applicant/Permittee"):

- (a) agree that I/we have received good and valuable consideration in exchange for entering into this Indemnification Agreement;
- (b) agree to indemnify, defend and save harmless the Village of Lions Bay, its elected and appointed officials, officers, employees, servants, representatives and agents (collectively the "Indemnified Parties") from and against any and all claims, demands, actions, causes of action, suits, damages, losses, and costs, liabilities, expenses and judgments (including all actual legal costs) incurred in defending any of the foregoing brought or made on behalf of any person or corporation for damage to or destruction or loss of property, including loss of use, and injury to or death of any person or persons, which any of the Indemnified Parties incur, suffer or are put to arising out of or in connection with any act or omission of the Applicant/Permittee, its directors, officers, employees, agents, contractors or invitees, the Indemnified Parties or caused by or arising out of the condition of any real or personal property owned or controlled by the Indemnified Parties or any of them arising from or in any way connected to the Filming Activity or from the Applicant/Permittee's occupation or use of the property of the Village of Lions Bay;
- (c) agree that the Applicant/Permittee's obligations hereunder will survive the expiry or termination of any permit issued by the Village of Lions Bay to the me/us and, notwithstanding such termination or completion, will continue in full force and effect for the benefit of the Indemnified Parties;
- (d) agree that the Applicant/Permittee, upon submitting a Filming Permit application, whether or not a Filming Permit is issued, releases and discharges the Indemnified Parties from any and all losses which the Applicant/Permittee and any of the Applicant/Permittee's directors, officers, employees, volunteers, agents, contractors or invitees may have arising from actions or inactions on the part of the Indemnified Parties;
- (e) hereby waive all rights of recourse against the Village of Lions Bay for loss or damage to the Applicant/Permittee's property, howsoever incurred.



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Applicant/Permittee Name: WRATH PRODUCTIONS INC

Authorized Signatory: 

Title: PRODUCTION MANAGER

Date: NOVEMBER 1, 2021

Accepted by: \_\_\_\_\_  
 Authorized Signatory for the Village of Lions Bay

Date: \_\_\_\_\_

Friday, December 3, 2021

9:00 pm – 10:00am: Production will arrive with their Circus, and park at the Kelvin Grove parking lot. The circus will consist of 4 trailers and a generator, - the generator will be placed away from the homes.

Work trucks will be temporarily parked at Kelvin Grove parking lot. There will be no action or movement at this parking lot over the weekend, and security will be on site for the whole duration we are located here.

Monday, December 6, 2021

10:00am - 11:00am: Crew, will arrive in the morning and begin their set up and arrangements at 185 Tidewater Way. Crew cars will be parked at Lions Bay Marina & the upper parking lot by Lions Bay Beach Park.

11:00am - 11:00pm: Production will now start filming at 185 Tidewater Way.

11:00 pm – 12:00am: Production will be wrapped for the day, and will pack up and will return to the address the following day. All cars will leave Lions Bay Marina & the upper parking lot by Lions Bay Beach Park. Circus will remain at Kelvin Grove parking lot.

Tuesday, December 7, 2021

10:00am - 11:00am: Crew, will arrive in the morning and begin their set up and arrangements at 185 Tidewater Way. Crew cars will be parked at Lions Bay Marina & the upper parking lot by Lions Bay Beach Park.

11:00am - 11:00pm: Production will now start filming at 185 Tidewater Way.

11:00 pm – 12:00am: Production will be wrapped for the day, and will pack up and will remove themselves from the premises. All cars will leave Lions Bay Marina & the upper parking lot by Lions Bay Beach Park. Circus will depart Kelvin Grove parking lot.

# WRATH PRODUCTIONS

## NOTICE OF FILMING

November 5, 2021

Dear Neighbours of **185 Tidewater**,

Please take a moment to read this notice about the filming of scenes for the upcoming film "WRATH", near the homes of **185 Tidewater**, Starting December 6th to December 7th. If at any point you have any questions or concerns prior to filming or during, please reach out to us so we can make arrangements to ease that concern.

We have applied to the Village of Lions Bay for a permit to film in and around the homes of **185 Tidewater**. The Village of Lions Bay requires that we canvass the neighborhood to gauge support of our production.

Representatives from our office, will be going door to door asking you to indicate whether or not you support the production by signing a poll.

WRATH PRODUCTIONS INC would like to provide some information to help you prepare for our arrival and anticipate how our activity may affect your daily routine.

The following is a schedule of approximate time & events:

### Friday, December 3, 2021

**9:00 pm – 10:00am:** Production will arrive with their Circus, and park at the **Kelvin Grove parking lot**. The circus will consist of 4 trailers and a generator, - the generator will be placed away from the homes. Work trucks will be temporarily parked at **Kelvin Grove parking lot**. There will be no action or movement at this parking lot over the weekend, and security will be on site for the whole duration we are located here.

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### Tuesday, December 7, 2021

**10:00am - 11:00am:** Crew, will arrive in the morning and begin their set up and arrangements at **185 Tidewater Way**. Crew cars will be parked at **Lions Bay Marina & the upper parking lot by Lions Bay Beach Park**.

**11:00am - 11:00pm:** Production will now start filming at **185 Tidewater Way**.

**11:00 pm – 12:00am:** Production will be wrapped for the day, and will pack up and will remove themselves from the premises. All cars will leave **Lions Bay Marina & the upper parking lot by Lions Bay Beach Park**. Circus will depart **Kelvin Grove parking lot**.

If you prefer, you may call the Village of Lions Bay Film office (**Hayley Cook**) at (604) 921-9333 ext. 1004 to express your support for or concerns about this work. Please be sure to include your name, address and phone number in the message. Upon completion of the poll, we will advise you of Lions Bay decision and provide you with further details closer to the filming date.

While we are in the area, you can contact me the Production Manager, Garrett VanDusen who will be on location at 778.938.4398. General information about filming in the Village Lions Bay is available through their Film Office via phone at (**Hayley Cook**) at (604) 921-9333 ext. 1004, Information regarding filming in the BC is available from the Community Engagement Manager at Creative BC, at 604-730-2732.

Thank you for your patience, cooperation and continued support of the BC film and television industry.

Best Regards,

Garrett VanDusen  
Production Manager

# WRATH PRODUCTIONS

778.938.4398



Lions Bay Ave

Parking lot

LIONS BAY  
BEACH PARK

20 CARS

Lions Bay  
Beach Park

Howe Sound Marine

Lions Bay Marina

LIONS BAY  
MARINA

20 CARS

Lions Bay Ave

99

Sea-to-Sky Hwy

99

Sea-to-Sky

Panorama Rd

Panorama Pl

Panorama Rd

Panorama Pl

WORK  
TRUCK  
PARKING  
DEC 6/7

Tidewater Way

100

Kelvin Grove Beach &  
Marine Park parking

CIRCUS  
PARKING  
DEC 3-7

Tidewater Way

80

90

GENERATOR

Tidewater Way

75

115

Tidewater Way

Tidewater Way  
Tidewater Way