



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**SPECIAL MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON MONDAY, FEBRUARY 26, 2018 at 6:30 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

AGENDA

- 1. Call to Order**
- 2. Adoption of Agenda**
- 3. Public Participation (2 minutes per person totalling 10 minutes maximum)**
- 4. Public Delegation Requests Accepted by Agenda Deadline (10 minutes maximum)**
- 5. Review & Approval of Minutes of Prior Meetings**
 - A. Regular Council Meeting – February 20, 2018 (Page 3)
THAT the Regular Council Meeting Minutes of February 20, 2018 be approved as circulated.
- 6. Business Arising from the Minutes**
 - A. Rescind adoption of Secondary Suite Surcharge Bylaw No. 536, 2018 and adopt Secondary Suite Surcharge Bylaw No. 513, Amendment Bylaw No. 536, 2018. (Page 9)

THAT adoption of Secondary Suite Surcharge Bylaw No. 536, 2018, which was not the bylaw that had received three readings as amended on February 6, 2018, be rescinded; and

THAT Secondary Suite Surcharge Bylaw No. 513, Amendment Bylaw No. 536, 2018, which had been given 3 readings as amended on February 6, 2018, as attached, be adopted.
- 7. Unfinished Business**
- 8. Reports**
- 9. Correspondence**

10. New Business

A. Cancel Regular Meeting of March 6, 2018

THAT the Regular Council Meeting scheduled for March 6, 2018 be cancelled pursuant to section 8(3)(a) of Council Procedures Bylaw No. 476, 2015, as amended.

11. Public Questions & Comments (2 minutes on any topic discussed in this meeting)

12. Closed Council Meeting

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:

(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.

13. Reporting Out From Closed Portion of Meeting

14. Adjournment



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, FEBRUARY 20, 2018 at 7:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

In Attendance:

Council: Mayor Karl Buhr
Councillor Fred Bain
Councillor Ron McLaughlin

Regrets: Councillor Norm Barmeier
Councillor Jim Hughes

Staff: Chief Administrative Officer Peter DeJong
Chief Financial Officer Pamela Rooke
Public Works Manager Nai Jaffer
Office Coordinator Shawna Gilroy (Recorder)

Delegations: 1

Public: 3

1. Call to Order
Mayor Buhr called the meeting to order at 7:02 p.m.

2. Adoption of Agenda
Moved/Seconded

THAT the meeting be closed to the public under the following additional grounds from the Community Charter: (a) and (f); and

THAT the agenda be adopted, as amended.

CARRIED

3. Public Participation (2 minutes per person totalling 10 minutes maximum)
None

4. Public Delegation Requests Accepted by Agenda Deadline (10 minutes maximum)

A. Kambiz Azordegan – Parking Solution

Mr. Azordegan queried whether Council had a chance to review the on-table letter regarding the Kelvin Grove parking lot issues. He reiterated that nothing has been resolved in the past 12 years and that the people parking in the lot are not very civilized as they leave garbage on the ground. Mr. Azordegan noted that the Village is not obligated to provide parking for outside visitors. He questioned whether Council would like to support the “punks” and waste money on rules and bylaws which have never worked, or instead make the Village liveable by implementing the solutions suggested in his letter.

Audio: 00:11

5. Review & Approval of Minutes of Prior Meetings

A. Regular Council Meeting – February 6, 2018

The following items were amended:

- Item 3A – in the first sentence, strike the word “off” and replace with “from” the cell towers.
- Item 4A – In the second sentence, strike the words “diminish by the amount of work it is to maintain this trail” and replace with “dwarfed by the scope of maintenance on the trail.”
- Item 13: Mr. Jeff Stone – in the third sentence, strike the word “pays” and replace with “contracts” for garbage pick-up.
- Item 14 – Remove the resolution to recess the meeting.

Moved/Seconded

THAT the Regular Council Meeting Minutes of February 6, 2018 be approved as amended.

CARRIED

6. Business Arising from the Minutes

A. Item 6A – Secondary Suite Surcharge Bylaw

Councillor McLaughlin queried the regulations for re-opening a motion (6 months).

B. Item 4A – Delegation: Paul Kubik

It was noted that the Trail Maintenance Committee Terms of Reference should be added to the Follow-Up Action List (FUAL).

Audio: 00:21

7. Unfinished Business

8. Reports

A. Staff

i. CFO: 2018 Supplemental Budget Requests

Council discussed the 2018 Supplemental Budget Requests and agreed to a 3% tax increase. CFO Rooke discussed the idea of deferring the Five Year Financial Plan to the April 10, 2018 meeting.

Moved/Seconded

THAT a general tax increase of 3% be approved.

CARRIED

Council discussed further and passed the following clarifying motion.

Moved/Seconded

THAT the 2018 Budget be approved, as amended, with a tax increase of 3%.

CARRIED

Audio: 01:02

ii. PWM: Clean Water Waste Water Fund (CWWF) Verbal Update

PWM Jaffer notified Council that the tender went out and he is waiting for responses, and that the Water Shortage and SCADA plans still need to be reviewed.

Moved/Seconded

THAT the CWWF Verbal Update be received for information.

CARRIED

iii. CAO: Public Correspondence re. Development Permit Areas (DPAs)

CAO DeJong stressed that the intent of the DPA report was to highlight the objections of proceeding with the Hazard Assessment and Development Permit Area OCP Amendment based on resident feedback and went on to discuss the importance of Council setting an appropriate threshold for acceptable risk tolerance for new development. The concerns of residents are understandable and the policy considerations are complicated and require further research before staff can make a recommendation on an appropriate policy for Lions Bay. He discussed potential dates for a Special Council Meeting and a Public Hearing and was requested by Council to write some explanatory pieces in the Village Update to help communicate the necessary information.

Moved/Seconded

THAT the Information Report “Public Correspondence re. Development Permit Areas” be received.”

CARRIED

Audio: 01:31

B. Mayor

i. Update re. Average Speed Over Distance (ASOD) Initiative

Mayor Buhr advised Council that he presented the Average Speed Over Distance report to the District of Squamish Council to which they passed a motion endorsing the initiative.

Moved/Seconded

THAT the Information Report “Update re. Average Speed Over Distance (ASOD) Initiative” be received.

CARRIED

Audio: 01:40

C. Council

None

D. Committees

None

E. Emergency Services

None

9. Resolutions

None

10. Bylaws

A. Utility User Rate Amendment Bylaws No. 538, 539 and 540

Moved/Seconded

THAT Water Rates and Regulations Bylaw No. 2, 1971, Amendment Bylaw No. 538, 2018 be adopted.

CARRIED

Moved/Seconded

THAT Sewer User Rates Bylaw No. 122, 1984, Amendment Bylaw No. 539, 2018 be adopted.

CARRIED

Moved/Seconded

THAT Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 540, 2018 be adopted.

CARRIED

B. Secondary Suite Surcharge Bylaw No. 513, 2017, Amendment Bylaw No. 536, 2018

Moved/Seconded

THAT Secondary Suite Surcharge Bylaw No. No. 536, 2018 be adopted.

CARRIED

Audio: 01:42

11. Correspondence

Moved/Seconded

THAT the following actions be taken with respect to the correspondence:

- G1: UBCM Meeting – no response
- G2: MPIC Feb 2018 Municipal Workshop – no response
- G3: Canadian Urban Forestry Congress – no response
- R1: Sea to Sky Highway – no response
- R2: Susan Gardi – response from CAO to go to next meeting's correspondence

CARRIED

12. New Business

None

13. Public Questions & Comments (2 minutes on any topic discussed in this meeting)

Louis Peterson

Mr. Peterson spoke about development permit areas, with the assumption that Lions Bay needs to have development; however he expressed that a careful analysis would show that it is not always a good exercise. He queried what the one time revenue projection for it is and that it may not be worth it compared to the increasing costs of servicing new development. It does not make sense for Council to consider that Lions Bay can play a part in affordable housing. He noted that Lions Bay has the due diligence of advising people of the risks when they come here and that if Council ignored that angle, they may become liable. Mr. Peterson also queried whether anything was being done to test the radon concentration in Lions Bay, which he explained is harmful to the human body.

14. Closed Council Meeting

Moved/Seconded

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:

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;

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;

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.

90 (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:

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.

CARRIED

The meeting was closed to the public at 8:55 p.m.

The meeting was re-opened to the public at 9:57 p.m.

15. Reporting Out From Closed Portion of Meeting

THAT Jaime Cunliffe be appointed as a member of the Memorial Committee.

CARRIED

16. Adjournment

Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned at 9:57 p.m.

Mayor

Corporate Officer

| | |
|---------------------------|--|
| Date Approved by Council: | |
|---------------------------|--|



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY



**Secondary Suite Surcharge Bylaw No. 513, 2017,
Amendment Bylaw No. 536, 2018**

Adopted: xxx

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Phone: 604-921-9333 Fax: 604-921-6643

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Bylaw No. 536, 2018

Secondary Suite Surcharge Bylaw Amendments

The Council of the Village of Lions Bay, in open meeting assembled, enacts as follows:

Citation

1. This bylaw may be cited for all purposes as "Secondary Suite Surcharge Bylaw No. 513, 2017, Amendment Bylaw No. 536, 2018."
2. Secondary Suite Surcharge Bylaw No. 513, 2017 is hereby amended as follows:

(a) The definition of occupied is deleted and the following definition is hereby substituted:

"occupied" means inhabited for periods of one month or longer within a calendar year ~~and includes advertising of a secondary suite or advertising~~ for habitation or residency for periods of one month or longer within a calendar year;

(b) The following definition is added as section 3 (c):

"secondary suite" means a secondary suite as defined in Zoning and Development Bylaw No. 520, 2017.

(a) *"Municipality"* means the Village of Lions Bay.

| | |
|--------------------|-------------------|
| READ A FIRST TIME | February 6 2018 |
| READ A SECOND TIME | February 6 2018 |
| READ A THIRD TIME | February 6 2018 |
| ADOPTED | February __, 2018 |

Mayor

Corporate Officer

Certified a true copy of Secondary
Suite Surcharge Bylaw No. 513,
Amendment Bylaw No. 536, 2018

Corporate Officer

ON-TABLE ITEMS

ON TABLE

Consent to MVRD Regional Parks Service Amendment Bylaw No. 1260, 2018.

Metro Vancouver's Corporate Officer is asking Council to re-approve their Parks Service Amendment Bylaw (releasing Abbotsford), as the Inspector of Municipalities required a technical change. Therefore, the previous Bylaw No. 1255 (which was brought forward to the February 6, 2018 Regular Council Meeting) was not adopted by MVRD.

RECOMMENDATION:

THAT the Village of Lions Bay Council approve adoption of *Metro Vancouver Regional District Regional Parks Service Amending Bylaw No. 1260, 2018* by providing consent on behalf of the electors of the Village of Lions Bay.