

MINUTES of a regular meeting of the MUNICIPAL COUNCIL of The Corporation of the District of Oak Bay, held in the Council Chambers, Oak Bay Municipal Hall, 2167 Oak Bay Avenue, Oak Bay, B.C., on Monday, June 14, 2010 at 7:30 p.m.

PRESENT: Mayor C. Causton, Chairman  
Councillor H. Braithwaite  
Councillor A. Cassidy (arrived at 7:55 p.m.)  
Councillor P. Copley  
Councillor J. Herbert  
Councillor N. Jensen  
Councillor T. Ney

STAFF: Municipal Administrator, M. Brennan  
Municipal Clerk, L. Hilton  
Confidential Secretary, K. Green  
Director of Building and Planning, R. Thomassen  
Municipal Treasurer, P. Walker  
Director of Engineering Services, D. Marshall

Mayor Causton called the meeting to order at 7:30 p.m.

ADOPTION OF MINUTES:

*Council – May 25, 2010*

MOVED by Councillor Braithwaite  
Seconded by Councillor Jensen, That the minutes of the Council meeting held on Tuesday, May 25, 2010, be adopted.

CARRIED

*Special Council – June 7, 2010*

MOVED by Councillor Braithwaite  
Seconded by Councillor Jensen, That the minutes of the Special Council meeting held on Monday, June 7, 2010, be adopted.

CARRIED

*Committee of the Whole – June 7, 2010*

MOVED by Councillor Braithwaite  
Seconded by Councillor Jensen, That the minutes of the Committee of the Whole meeting held on Monday, June 7, 2010, and the recommendations contained therein, with the exception of the recommendation regarding correspondence item no. 2010-178 being a development variance permit application for 2086 Marne Street, be adopted.

The question was then called.

CARRIED

Councillor Jensen indicated a conflict inasmuch as a family relation has recently entered into a contractual relationship with the applicant for 2086 Marne Street. Councillor Jensen left the meeting at 7:38 p.m.

MOVED by Councillor Braithwaite

Seconded by Councillor Herbert, That the recommendation contained in the minutes of the Committee of the Whole meeting held on Monday, June 7, 2010, regarding correspondence item no. 2010-178, a development variance permit application for 2086 Marne Street, be adopted.

CARRIED

Councillor Jensen returned to the meeting at 7:39 p.m.

COMMUNICATIONS:

1. 2010-184 LI-ANN SKIBO, May 29, 2010  
Re Request to Occupy Public Property for Block Party on Byron Street  
– July 1, 2010

MOVED by Councillor Braithwaite

Seconded by Councillor Copley, That permission be given for the closure of Byron Street on Thursday, July 1, 2010, from 1:00 o'clock p.m. to 5:00 o'clock p.m., for the purpose of a neighbourhood block party.

CARRIED

2. 2010-185 DENYCE BURROWS, May 29, 2010  
Re Request to Occupy Public Property for Block Party on Henderson  
Road – August 8, 2010

MOVED by Councillor Herbert

Seconded by Councillor Copley, That permission be given for the closure of Henderson Road between Lansdowne Road and Westdowne Road on Sunday, August 8, 2010, from 1:00 o'clock p.m. to 6:00 o'clock p.m., for the purpose of a neighbourhood block watch and emergency preparedness party.

CARRIED

3. 2010-186 DIANE MACRAE AND JACKIE CAMPBELL, May 27, 2010  
Re Request to Occupy Public Property for Block Party on St. Patrick  
Street – July 1, 2010

MOVED by Councillor Copley

Seconded by Councillor Herbert, That permission be given for the closure of St. Patrick Street between Beach Drive and Central Avenue on Thursday, July 1, 2010, from 10:00 o'clock a.m. to 12:30 o'clock p.m., for the purpose of a neighbourhood block party.

CARRIED

4. 2010-187 ORISSA HENDERSON, June 1, 2010  
Re Request to Occupy Public Property for Block Party on Cavendish Road – July 10, 2010

Councillor Herbert declared a conflict of interest with respect to correspondence item no. 2010-187 in that he lives on Cavendish Avenue. Councillor Herbert left the meeting at 7:40 p.m.

MOVED by Councillor Copley

Seconded by Councillor Ney, That permission be given for the closure of Cavendish Avenue between Beach Drive and the east boundary of the Oak Bay Tennis Club property on Saturday, July 10, 2010, from 1:00 p.m. to sundown, for the purpose of a neighbourhood block party.

CARRIED

Councillor Herbert returned to the meeting at 7:41 p.m.

5. 2010-188 JILL SMITH, June 10, 2010  
Re Request to Occupy Public Property for Block Party on Oliver Street – July 1, 2010

MOVED by Councillor Copley

Seconded by Councillor Ney, That permission be given for the closure of the 1000 block of Oliver Street on Thursday, July 1, 2010, from 2:00 o'clock p.m. to 7:00 o'clock p.m., for the purpose of a neighbourhood block party.

CARRIED

It was suggested that sometime in the future, Council should consider delegating to staff the authority to approve temporary road closures for the purpose of neighbourhood block parties.

6. 2010-189 OAK BAY BUSINESS IMPROVEMENT ASSOCIATION, May 25, 2010  
Re Revised Request to Occupy Public Property for Oak Bay Village Night Market

It was noted that although approval has already been given for the Oak Bay Village Night Market dates, that approval did not include the occupancy of the front lawn of the Municipal Hall, which is now being requested by the Oak Bay Business Improvement Association.

MOVED by Councillor Herbert

Seconded by Councillor Braithwaite, That permission be given to the Oak Bay Business Improvement Association to occupy the front lawn of the Oak Bay Municipal Hall for the 2010 Night Markets, subject to the same terms and conditions attached to the original approval for the 2010 Night Markets.

CARRIED

7. 2010-190 CAPITAL REGION EMERGENCY SERVICES  
TELECOMMUNICATIONS (CREST), [Undated]  
Re Notice of Annual General Meeting

Councillor Jensen provided an overview of the Capital Region Emergency Services Telecommunications Corporation (CREST) upcoming annual general meeting, drawing attention to the additional system enhancements being considered to address concerns of the Victoria Police Department, and their potential implications for the shareholders. Further information would be forthcoming in this regard, he said.

MOVED by Councillor Herbert

Seconded by Councillor Braithwaite, That Councillor Jensen be authorized to act as the District of Oak Bay's representative at all general meetings of the Capital Regional Emergency Services Telecommunications Corporation held during 2010.

CARRIED

8. 2010-191 COMMUNITY INITIATIVES COMMITTEE, June 10, 2010  
Re Celebrate Canada Program

It was noted that the Community Initiatives Committee has received a grant, on behalf of the Municipality, for \$2,500 from the Celebrate Canada Program proposed to be used towards a celebration event on the front lawn of the Municipal Hall on June 30, 2010 to be organized by Oak Bay Parks and Recreation. Councillor Herbert confirmed that the granting agency has approved the event as described in correspondence item no. 2010-191.

MOVED by Councillor Braithwaite

Seconded by Councillor Herbert, That the proposed Municipal event, organized by the Oak Bay Parks and Recreation Department, to be held on the front lawn of the Oak Bay Municipal Hall on June 30, 2010, from 2:00 o'clock p.m. to 4:00 o'clock p.m., as outlined in correspondence item no. 2010-191, be approved, and that the \$2,500 Celebrate Canada Grant be accepted and used to fund the approved event.

CARRIED

9. 2010-192 SECONDARY SUITES REVIEW COMMITTEE, June 14, 2010  
2010-192-1 MARK MEICHSNER, January 29, 2008  
2010-192-2 RENTAL OWNERS AND MANAGERS SOCIETY OF BC, February 1, 2008  
2010-192-3 BRUCE FILAN, February 4, 2008  
2010-192-4 DOUG HENDERSON, February 22, 2008  
2010-192-5 MRS. BEKKER, May 6, 2008  
2010-192-6 SUSAN SCOTT, June 10, 2008  
2010-192-7 MARK MATHESON, [Undated]  
2010-192-8 ANTHONY MEARS, September 11, 2008  
2010-192-9 LILIAS WILSON *et al*, February 18, 2009  
2010-192-10 PERRY, DARLENE AND GARRET THERRIEN, [Undated]  
2010-192-11 PAT GIOMMI, March 12, 2009  
2010-192-12 VALERIE IRVINE, March 23, 2009  
2010-192-13 JOAN ARCHIBALD, April 5, 2009  
2010-192-14 MARILYN BEKKER, April 8, 2009  
2010-192-15 DOUG TRUMBLE, April 22, 2009

2010-192-16 PERRY THERRIEN, May 15, 2009  
2010-192-17 L. MACKENZIE, May 9, 2009  
2010-192-18 CAROL MACKENZIE, May 10, 2009  
2010-192-19 DARLENE THERRIEN, March 29, 2010  
2008-31 RON MERNER, January 18, 2008  
2008-12-1 ADALINE O’GORMAN, August 13, 2007  
2008-12-2 RACHEL WYATT, August 16, 2007  
Re Secondary Suites Review Committee Report

*(David Blades, Secondary Suites Review Committee, in attendance for this item.)*

Councillor Cassidy arrived at 7:53 p.m.

Councillor Jensen said he was pleased to present the report on the review undertaken by the Secondary Suites Review Committee, thanking the Committee members for a job well done, along with Lise-Lotte Loomer and the Director of Building and Planning, Roy Thomassen.

Councillor Jensen provided a detailed review of the report, drawing attention to the consultation process, statistics and results of the survey as more fully described in the report (correspondence item no. 2010-192), noting that the recommendation from the Committee was for Council to continue to review the issue of legalizing secondary suites, with a proactive consultative approach.

Councillor Herbert noted that in light of the final report recommending that Council continue to consider the secondary suites issue, and noting that it will be difficult to please all residents, and that those who have contacted him indicated that they are opposed to secondary suites, he wished to express some of his concerns. Councillor Herbert drew particular attention to issues such as parking, owner occupancy of suites, licensing and inspection, building code compliance, noise issues, and the additional municipal costs due to inspections, enforcement, policing, etc. that may be passed on to the taxpayers.

With respect to the concept of suites helping seniors remain in their homes longer, Councillor Herbert said that some years ago this same idea was raised during a meeting of the Seniors Housing Committee and was not supported. He also noted that in the last year he observed a number of young families moving into Oak Bay without the need for suites to help with the mortgage.

Councillor Herbert said that he feels residents are prepared to pay a premium to purchase homes in this community, and it is the special character of the quiet, low density, single family setting that is sought, as well as knowing your neighbours.

He concluded his comments by saying that if suites are legalized it is likely that each house on the market will be examined by developers, modified, and resold, and he would predict that Oak Bay would be a very different place in ten years time.

Councillor Copley expressed that in terms of fairness it would be irresponsible to shutdown discussions with respect to allowing or not allowing secondary suites in Oak Bay at this stage, as she sees this report as the beginning of the discussion, not the end. Discussion should include exploring the potential for increased densification, and greater affordability, reduced urban sprawl, and mortgage assistance, to name a few, she said.

Councillor Cassidy congratulated the Committee on a good report, saying that secondary suites is an extremely significant issue that strikes the heart, fundamentally, of why people choose to live in Oak Bay.

Councillor Cassidy said he agrees that the report is only the beginning of the discussion and that many questions will be raised from the report and the survey results. It was Councillor Cassidy's opinion that the summary seems to presuppose Council has decided to allow secondary suites and he said that he hopes to see Council and residents enter into dialogue in a more balanced fashion that would address the many specific concerns that have arose in this regard.

Councillor Cassidy concluded by suggesting that Council consider holding a referendum for this very important decision.

Councillor Ney expressed her appreciation for the Committee's work, adding that the community is clearly at odds with the subject of allowing secondary suites, as it strikes the fundamental values of residents that feel strongly about their community. Councillor Ney also expressed her support for further consultation by engaging the community through deliberative polling that would see the sharing of information and educating the public on the subject. She felt that the process should ensure focus is on understanding the concerns of all residents.

Attention was drawn to the survey results in the Lansdowne slope area, and various explanations were offered for why the numbers for and against secondary suites were quite different from other areas of the Municipality.

Councillor Cassidy expressed concern over the possibility of owners wishing to avoid having to undertake upgrades pursuant to the British Columbia Building Code, noting those requirements are to address health and safety, which are very important aspects to be considered.

Councillor Braithwaite said she agrees with comments made by members of Council, and that more information and discussion regarding secondary suites is needed as has been recommended.

Mayor Causton noted that the Municipal Administrator had recently been through a similar process with the Town of View Royal, and that his insight could help with the process of reviewing secondary suites in Oak Bay.

Mayor Causton thanked all who served on the Secondary Suites Review Committee, saying the community was very well represented.

Responding to questions, Mr. Brennan advised that there is a difference between the two communities, as the majority of the Town of View Royal residents were clearly in favour of allowing secondary suites in their community.

Additionally, said Mr. Brennan, the Town of View Royal experiences a lot more new construction than Oak Bay does, and therefore there were a lot fewer existing suites than in Oak Bay, which makes a significant difference. Mr. Brennan went on to describe some of the experiences of the Town of View Royal in enforcing its secondary suites regulations.

MOVED by Councillor Jensen

Seconded by Councillor Copley, That the Secondary Suites Review Committee Report and a staff report outlining the next options and steps with respect to considering secondary suites regulations be brought forward to a future meeting of the Committee of the Whole.

CARRIED

MOVED by Councillor Jensen

Seconded by Councillor Copley, That the correspondence items no. 2010-192 to 2010-192-19, 2008-31, 2008-12-1 and 2008-12-2 be received.

CARRIED

There was consensus to amend the order of the agenda.

NEW BUSINESS:

*Oak Bay High School Redevelopment Steering Committee*

Mayor Causton advised that due to a conflict of interest inasmuch as Councillor Cassidy has recently entered into a contractual relationship with the Greater Victoria School District, he can no longer serve on the Oak Bay High School Redevelopment Committee, recommending that Councillor Braithwaite be appointed to the Committee in place of Councillor Cassidy.

MOVED by Councillor Jensen

Seconded by Councillor Cassidy, That Councillor Braithwaite be appointed to the Greater Victoria School District's Oak Bay High School Redevelopment Steering Committee.

CARRIED

*Union of British Columbia Municipalities – Coroner's Report for Local Government*

Mayor Causton drew attention to two Coroner's reports that were recently received from the Union of British Columbia Municipalities recommending that local governments consider enhanced training and regular orientation on the subject of Excited Delirium for all firefighters, paramedics, peace officers and police and that current municipal bylaws be amended to include that no person shall operate a personal mobility device or scooter at a speed greater than 12 km per hour when traveling on a sidewalk.

Mayor Causton, referring to the Coroner's first recommendation, noted that the Solicitor General has already mandated police officer training on the subject of Excited Delirium, and he said that the Fire Chief is looking into training for all fire fighters in that regard.

With respect to the Coroner's report recommending limiting motorized scooter speeds on sidewalks, Mayor Causton drew attention to the suggestion made at the last meeting that some thought should be put into allowing motorized scooters to use cycling lanes. The Municipal Administrator pointed out that motorized scooters would not be permitted on a highway pursuant to Provincial regulations. With respect to the Coroner's report and recommendations regarding scooter speeds on sidewalks, he said staff would review the issue and provide information in that regard.

10. 2010-193 KEITH MACLEOD *et al*, [Undated]  
Re Development Variance Permit – 2620 Cavendish Avenue

Councillor Herbert declared a conflict of interest with respect to the development variance permit application for 2620 Cavendish Avenue in that he lives on Cavendish Avenue. Councillor Herbert left the meeting at 8:48 p.m.

MOVED by Councillor Braithwaite  
Seconded by Councillor Cassidy, That the correspondence item no. 2010-193 be received.

CARRIED

TABLED:

***Development Variance Permit – 2620 Cavendish Avenue***

MOVED by Councillor Braithwaite  
Seconded by Councillor Cassidy, That the following motion be lifted from the table:

That the Director of Building and Planning be authorized to issue a Development Variance Permit with respect to 2620 Cavendish Avenue (Lot 65, Section 61, Victoria District, Plan 874), varying the following provisions of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Permitted	Requested	Variance
6.5.4(2)(a) Minimum Front Lot Line Setback	7.62 m	7.28 m	0.34 m
6.5.4(3)(b) and Schedule 'B' Maximum Occupiable Height	4.57 m	4.65 m	0.08 m
6.5.4(6)(b) Maximum Gross Floor Area at a Level Higher Than 0.8 metres Below Grade	300 sq m	384.1 sq m	84.1 sq m

to accommodate the floor area for an addition as shown on the plans appended to Committee of the Whole agenda item #2010-163, being a memorandum from the Director of Building and Planning dated May 12, 2010.

CARRIED

With no members of the public wishing to speak to the application, the question on the main motion was then called.

CARRIED

Councillor Herbert returned to the meeting at 8:49 p.m.

**Development Variance Permit – 2635 Musgrave Street**

MOVED by Councillor Copley

Seconded by Councillor Cassidy, That the following motion be lifted from the table:

That the Director of Building and Planning be authorized to issue a Development Variance Permit with respect to 2635 Musgrave Street (Lot 13, Block 7, Section 2, Victoria District, Plan 379), varying the following provisions of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Required	Requested	Variance
6.4.4(2)(e) Minimum Total of Side Lot Line Setback	4.57 m	4.02 m	0.55 m
6.4.4(11) Minimum Second Storey Setback (North Side)	3.00 m	1.60 m	1.40 m
6.4.4(11) Minimum Second Storey Setback (South Side)	3.00 m	2.88 m	0.12 m

to accommodate the raising of the dwelling to construct a full floor below on the existing foundation as shown on the plans appended to Committee of the Whole agenda item #2010-164, being a memorandum from the Director of Building and Planning dated May 13, 2010.

CARRIED

With no members of the public wishing to speak to the application, the question on the main motion was then called.

CARRIED

**Development Variance Permit – 3295 Midland Road**

Councillor Jensen indicated a conflict inasmuch as a family relation has recently entered into a contractual relationship with the applicant. Councillor Jensen left the meeting at 8:50 p.m.

MOVED by Councillor Herbert

Seconded by Councillor Cassidy, That the following motion be lifted from the table:

That the Director of Building and Planning be authorized to issue a Development Variance Permit with respect to 3295 Midland Road (Lot 11, Section 31, Victoria District, Plan 10433), varying the following provisions of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Required	Requested	Variance
6.2.4(2)(c) and Schedule 'C' Minimum Interior Side Lot Line Setbacks	4.57 m	0.15 m	4.42 m

6.2.4(2)(e) and Schedule 'C'			
Minimum Total of Side Lot Line Setbacks	12.19 m	4.72 m	7.47 m

to accommodate the construction of a patio and water fall feature as shown on the plans appended to Committee of the Whole agenda item #2010-165, being a memorandum from the Director of Building and Planning dated May 11, 2010.

CARRIED

With no members of the public wishing to speak to the application, the question on the main motion was then called.

CARRIED

Councillor Jensen returned to the meeting at 8:51 p.m.

***Development Variance Permit – 3046 Valdez Place***

MOVED by Councillor Cassidy

Seconded by Councillor Copley, That the following motion be lifted from the table:

That the Director of Building and Planning be authorized to issue a Development Variance Permit amending Development Variance Permit No. 071-2009 with respect to 3046 Valdez Place (Lot 18, Block B, Section 31, Victoria District, Plan 3560) to permit the variances to the following provisions of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Permitted	Requested	Variance
6.2.4 (3)(a) and Schedule 'B' Maximum Building Height	7.32 m	7.46 m	0.14 m
6.2.4 (3)(b) and Schedule 'B' Maximum Occupiable Height	4.57 m	5.15 m	0.58 m
6.2.4 (3)(c) and Schedule 'B' Maximum Roof Height	9.14 m	9.91 m	0.77 m

to accommodate the proposed changes to the original plans attached to DVP No. 071-2009, as shown on the plans attached to Committee of the Whole agenda item #2010-166, being a memorandum from the Director of Building and Planning dated May 12, 2010.

CARRIED

With no members of the public wishing to speak to the application, the question on the main motion was then called.

CARRIED

RESOLUTIONS:

***Development Variance Permit – 2061 Cedar Hill Cross Road***

MOVED by Councillor Herbert

Seconded by Councillor Copley, That the Director of Building and Planning be authorized to issue a Development Variance Permit with respect to 2061 Cedar Hill Cross Road (Lot 21, Section 31, Victoria District, Plan 16629), varying the following provision of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Permitted	Requested	Variance
6.4.4.(6)(a) Maximum Gross Floor Area Above 0.8 Metres Below Grade	300 sq m	414 sq m	114 sq m

to accommodate the construction of a top floor addition as shown on the plans appended to Committee of the Whole agenda item #2010-177, being a memorandum from the Director of Building and Planning dated May 28, 2010.

MOVED by Councillor Herbert

Seconded by Councillor Cassidy, That the motion in respect to the development variance permit for 2061 Cedar Hill Cross Road be tabled to allow notice to be given in accordance with the *Local Government Act*.

CARRIED

***Development Variance Permit – 2086 Marne Street***

Councillor Jensen indicated a conflict inasmuch as a family relation has recently entered into a contractual relationship with the applicant. Councillor Jensen left the meeting at 8:53 p.m.

MOVED by Councillor Cassidy

Seconded by Councillor Copley, That the Director of Building and Planning be authorized to issue a Development Variance Permit with respect to 2086 Marne Street (Lot 1, Section 19, Victoria District, Plan VIP77912), varying the following provision of Bylaw No. 3531, being the *Zoning Bylaw, 1986*, as amended:

Bylaw Section	Permitted	Requested	Variance
4.17.1 No retaining wall shall have an exposed face with a vertical distance from bottom to top exceeding 1.2 m	1.2 m	1.5 m	0.3 m

to accommodate a concrete retaining wall as shown on the plans appended to Committee of the Whole agenda item #2010-178, being a memorandum from the Director of Building and Planning dated May 31, 2010.

MOVED by Councillor Cassidy  
Seconded by Councillor Copley, That the motion in respect to the development variance permit for 2086 Marne Street be tabled to allow notice to be given in accordance with the *Local Government Act*.

CARRIED

Councillor Jensen returned to the meeting at 8:55 p.m.

***Development Permit with Variances – 2080 Oak Bay Avenue***

MOVED by Councillor Cassidy  
Seconded by Councillor Braithwaite, That the Director of Building and Planning be authorized to issue a Development Permit in respect to 2080 Oak Bay Avenue (Lot A, Section 69, Victoria District, Plan VIP74917) to allow signage that requires the following variances from Bylaw No. 3946, *Sign Bylaw, 1997* as amended:

Bylaw Section

6(2)

to permit a free standing sign to be erected and maintained on a parcel where the building on the site is located less than 7.6 m from the front lot line.

6(3)

To vary the requirement that free standing signs shall not exceed one in number on any lot to permit a total of two free standing signs.

	Permitted	Requested	Variance
6 (10)(b) Maximum Height of Free Standing Sign in Multiple Dwelling Use Zone from Finished Grade (West Sign Only)	1.80 m	3.4 m	1.6 m

in accordance with the plan and photos appended to the resolution printed for the purposes of the Council agenda for the June 14, 2010 meeting.

A member of Council suggested that the resolution wording should more clearly reflect that just one of the two new signs can be up at any one time, as it was agreed at the last meeting that the applicant would alternate between the two proposed locations and signs while also retaining the Serious Coffee sign, which would vary the signs permitted to only two at one time.

MOVED by Councillor Jensen  
Seconded by Councillor Herbert, That the motion in respect to the development permit with variances for 2080 Oak Bay Avenue be amended by inserting the words “provided, however, that only one sign may be erected at any one time in either of the sign locations” before the words “in accordance with the plan and photos appended to the resolution printed for the purposes of the Council agenda for June 14, 2010 meeting.”

CARRIED

MOVED by Councillor Cassidy

Seconded by Councillor Braithwaite, That the motion, as amended, in respect to the development permit with variances for 2080 Oak Bay Avenue be tabled to allow notice to be given in accordance with the *Local Government Act*.

CARRIED

***Development Permit with Variances– 1175 Beach Drive***

MOVED by Councillor Herbert

Seconded by Councillor Braithwaite, That the Director of Building and Planning be authorized to do all acts and things necessary to issue a Development Permit to Bison Properties Ltd. with respect to Lot A, Sections 23 and 73, Victoria District, Plan VIP82201 and the abutting foreshore zoned CD-1 (hereinafter together called the “Land”), substantially as set out in the document (hereinafter called the “Amended Development Permit”) appended to the resolution with respect to the Land forming part of the regular meeting agenda package considered by Council on June 14, 2010, for the purpose of amending Development Permit No. 001-07 issued to Bison Properties Ltd. pursuant to a resolution of Council dated June 11, 2007, which was subsequently amended by Development Permit No. 004-07 and Development Permit No. 027-2009 (together hereinafter called the “Original Development Permit as Amended”) to allow changes to the proposed development of the Land as depicted in the Original Development Permit as Amended and to increase and alter the variances granted in the Original Development Permit as Amended as set out in the Amended Development Permit.

MOVED by Councillor Herbert

Seconded by Councillor Braithwaite, That the motion in respect to the development variance permit for 1175 Beach Drive be tabled to allow notice to be given in accordance with the *Local Government Act*.

CARRIED

**BYLAWS:**

***For First, Second and Third Reading***

MOVED by Councillor Braithwaite

Seconded by Councillor Jensen, That Bylaw No. 4513, *Sea Scout Licence Authorization Bylaw, 2010*, be introduced and read a first time.

CARRIED

MOVED by Councillor Braithwaite

Seconded by Councillor Jensen, That Bylaw No. 4513, *Sea Scout Licence Authorization Bylaw, 2010*, be read a second time.

CARRIED

MOVED by Councillor Braithwaite

Seconded by Councillor Jensen, That Bylaw No. 4513, *Sea Scout Licence Authorization Bylaw, 2010*, be read a third time.

CARRIED

ADJOURNMENT:

MOVED by Councillor Braithwaite  
Seconded by Councillor Cassidy, That the open portion of the Council meeting be adjourned and that a closed session be convened to discuss 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.

CARRIED

The meeting adjourned at 9:10 p.m.

Certified Correct:

\_\_\_\_\_  
Municipal Clerk

\_\_\_\_\_  
Mayor