

**Municipality of North Cowichan  
Regular Council  
MINUTES**

**November 6, 2019, 1:30 p.m.  
Municipal Hall - Council Chambers**

Members Present     Mayor Al Siebring  
                              Councillor Rob Douglas  
                              Councillor Christopher Justice  
                              Councillor Tek Manhas  
                              Councillor Kate Marsh  
                              Councillor Rosalie Sawrie  
                              Councillor Debra Toporowski

Staff Present         Ted Swabey, Chief Administrative Officer (CAO)  
                              Mark Frame, General Manager, Financial and Protective Services  
                              Ernie Mansueti, General Manager, Community Services  
                              David Conway, Director of Engineering  
                              Rob Conway, Director of Planning and Building  
                              Karen Robertson, Corporate Officer  
                              Megan Jordan, Acting, Manager, Communications and Public Engagement

**1. CALL TO ORDER**

There being a quorum present, Mayor Siebring called the meeting to order at 1:32 p.m.

**2. APPROVAL OF AGENDA**

It was moved and seconded:

**That Council adopt the November 6, 2019 Regular Council agenda, as circulated.**

**CARRIED**

**3. ADOPTION OF MINUTES**

**3.1 October 1, 2019 - Special Council - Public Hearing**

It was moved and seconded:

**That Council adopt the Special Council - Public Hearing minutes of the meeting held October 1, 2019.**

**CARRIED**

**3.2 October 16, 2019 - Special Council**

It was moved and seconded:

**That Council adopt the Special Council minutes of the meeting held October 16, 2019.**

**CARRIED**

**3.3 October 16, 2019 - Regular Council**

It was moved and seconded:

**That Council adopt the Regular Council minutes of the meeting held October 16, 2019.**

**CARRIED**

**3.4 October 21, 2019 - Special Council**

It was moved and seconded:

**That Council adopt the Special Council minutes of the meeting held October 21, 2019.**

**CARRIED**

**4. MAYOR'S REPORT**

The Mayor gave a verbal report on meetings and activities he recently attended.

Councillors Sawrie, Toporowski, and Marsh provided highlights of the "Livable Cities" forum they recently attended in Victoria on October 28 – 30, 2019.

**5. DELEGATIONS AND PRESENTATIONS**

**5.1 PRESENTATION: RCMP Quarterly Report (July through September, 2019)**

Council heard from Inspector Chris Bear regarding the North Cowichan/Duncan RCMP Detachment's activities and accomplishments over the reporting period July through September, 2019.

Council asked questions of Inspector Bear and thanked him for his presentation and work.

**6. PUBLIC INPUT**

Council received brief public input regarding agenda items from the following registered speakers:

- Jack McNeil (spoke to item 8.1)
- Monique Joseph (spoke to item 8.1)
- Martina Joe (spoke to item 8.1)
- Jared Williams (spoke to item 8.1)
- Sandy McPherson (spoke to item 8.1)

**7. BYLAWS**

**7.1 Bylaw 3748 - "Zoning Amendment Bylaw (Cannabis Sales - 2900 Drinkwater), 2019"**

Councillor Manhas declared a conflict of interest as his employer has submitted a rezoning application for a retail cannabis store and left the Council Chambers at 2:34 p.m.

Councillor Toporowski declared a conflict of interest as Cowichan Tribes is a partner in the Costa Canna Corporation and she is a Cowichan Tribes Council member and left the Council Chambers at 2:34 p.m.

It was moved and seconded:

**That "Zoning Amendment Bylaw (Retail Cannabis Sales - 2900 Drinkwater Road), No. 3748, 2019" be abandoned.**

**CARRIED**

Councillors Manhas and Toporowski returned to the Council Chambers at 2:35 p.m.

## **8. REPORTS**

### **8.1 Reconsideration of Zoning Amendment Bylaw No. 3761, 2019**

It was moved and seconded:

**That reconsideration of third reading of Bylaw No. 3761 be deferred until after a further public hearing has been held, and that staff be directed to schedule a public hearing and give notice in accordance with the requirements of the Local Government Act, with the public hearing to be held at the Cowichan Performing Arts Centre.**

**CARRIED**

By consensus Council recessed the meeting at 2:46 p.m.

The Council meeting resumed at 2:48 p.m.

### **8.2 Reconsideration of Development Permit Application DP000155**

It was moved and seconded:

**That reconsideration of Development Permit Application DP000155 be deferred until Council has concluded its reconsideration of Bylaw No. 3761.**

**CARRIED**

### **8.3 Bylaw 3765 - "Zoning Amendment Bylaw (CD10 - 2903 Cypress Street), 2019"**

It was moved and seconded:

**That Council give first and second readings to "Zoning Amendment Bylaw (CD10 - 2903 Cypress Street), No. 3765, 2019" - a bylaw to regularize the existing apartment building use at 2903 Cypress Street; and,**

**That a Public Hearing for "Zoning Amendment Bylaw (CD10-2903 Cypress Street), No. 3765, 2019" be scheduled as required by the *Local Government Act*.**

**CARRIED**

### **8.4 Bylaw 3758 - "Zoning Amendment Bylaw (Keeping of Farm Animals and Poultry), 2019"**

It was moved and seconded:

**That Council remove the words "but for clarity this does not include roosters" from section 1(c) of Bylaw No. 3758.**

**CARRIED**

It was moved and seconded:

**That Council give first and second reading to "Zoning Amendment Bylaw (Keeping of Farm Animals & Poultry), No. 3758, 2019" in order to regulate the keeping of farm animals and poultry, and to establish setbacks specific to kennels; and**

**That a Public Hearing be scheduled and notification given, as per the requirements of the Local Government Act.**

**CARRIED**

**8.5 Bylaw 3766 - "Zoning Amendment Bylaw (1038 Herd Road), 2019"**

It was moved and seconded:

**That Council give first and second reading to "Zoning Amendment Bylaw (1038 Herd Road), No. 3766, 2019" in order to permit two residential buildings, with a maximum of two dwelling units; and,**

**That a Public Hearing be scheduled for "Zoning Amendment Bylaw (1038 Herd Road), No. 3766, 2019" and notification be issued in accordance with the requirements of the Local Government Act.**

**CARRIED**

**8.6 Bylaw 3767 - "Zoning Amendment Bylaw (Reduction of Setbacks in Agricultural Zones), 2019"**

It was moved and seconded:

**That Council give first and second reading to "Zoning Amendment Bylaw (Reduction of Setbacks in Agricultural Zones), No. 3767, 2019"; and**

**That referrals be sent to the BC Young Agrarians, the Cowichan Agricultural Society, and the Cowichan Green Community, and that referral agencies be given a maximum of 30 calendar days to provide a response before a public hearing is held; and**

**That a Public Hearing be scheduled for Zoning Amendment Bylaw (Reduction of Setbacks in Agricultural Zones), No. 3767, 2019", and notification issued in accordance with the requirements of the Local Government Act.**

**CARRIED**

**8.7 Canada Avenue Flood Gate, Drainage and Road Upgrade Project**

It was moved and seconded:

**That Council support an application to the Union of British Columbia Municipalities' Community Emergency Preparedness Fund for \$750,000 for the *Canada Ave Flood Gate, Road and Drainage Upgrade Project*; and**

**Direct staff to cancel the *Canada Ave Road Upgrade Project* and adjust the budgets for 2020 and 2021 for the *Canada Ave Flood Gate, Road and Drainage Upgrade Project*.**

**CARRIED**

**9. NOTICE OF MOTIONS**

None.

**10. REVIEW OF COMMITTEE MINUTES**

**10.1 October 16, 2019 - Committee of the Whole Minutes**

**10.1.1 Official Community Plan (OCP) Project Objectives**

It was moved and seconded:

**That Council support the proposed project objectives outlined in the October 16, 2019 report by the Community Planning Coordinator so that the OCP Project Plan can advance.**

**CARRIED**

**11. NEW BUSINESS**

**11.1 Community Emergency Preparedness Fund Grant Application**

It was moved and seconded:

**That Council support an application to the Union of British Columbia Municipalities' Emergency Preparedness Fund for the Volunteer & Composite Fire Departments Equipment and Training funding stream for \$25,000 to assist in purchasing an extra hose, sprinklers and equipment to outfit the Wildfire Sprinkler Protection Unit trailer and to provide the necessary training; and**

**Direct staff to sign an Approval Agreement including terms and conditions of the grant awarded and manage the funds received if the application for the Volunteer & Composite Fire Departments Equipment and Training funding stream for \$25,000 is successful.**

**CARRIED**

**11.2 Cowichan Valley Regional District Board Appointments**

It was moved and seconded:

**That Council re-affirm Mayor Siebring, Councillor Marsh and Councillor Toporowski as the Cowichan Valley Regional District Board appointees for the remainder of the Council term;**

**And That Council reaffirm Councillor Justice as Alternate #1, Councillor Manhas as Alternate #2, and Councillor Sawrie as Alternate #3 for the remainder of the Council term.**

(Opposed: Manhas)

**CARRIED**

**12. QUESTION PERIOD**

Council received questions from the public regarding business considered at this meeting.

**13. ADJOURNMENT**

It was moved and seconded:

**That Council adjourn the November 6, 2019 Regular Council meeting at 3:36 p.m.**

**CARRIED**

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Certified by Corporate Officer

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Signed by Mayor