

**PUBLIC HEARINGS AND REGULAR MEETING
OF THE TOWN OF LADYSMITH COUNCIL
AGENDA
6:00 P.M.**

Tuesday, April 6, 2021

This meeting will be held electronically as per Ministerial Order No. M192

1. CALL TO ORDER AND ACKNOWLEDGEMENT

The Town of Ladysmith acknowledges with gratitude that this meeting takes place on the traditional, unceded territory of the Stz'uminus First Nation.

Residents are encouraged to "virtually" attend the two Public Hearings and Regular Council Meeting by registering here:

https://zoom.us/webinar/register/WN_ysoT3GohSRSrx0vnTQQWWQ

Instructions on how to join the meeting and participate will be sent immediately after you register.

View the livestream on YouTube:

<https://www.youtube.com/channel/UCH3qHAExLiW8YrSuJk5R3uA/featured>.

2. AGENDA APPROVAL

Recommendation

That Council approve the agenda for the Public Hearings and Regular Meeting of Council for April 6, 2021.

3. PUBLIC HEARING #1

3.1. "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 63) 2021, No. 2060" and "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 33) 2021, No. 2061"

Subject Properties:

- 670 Farrell Road (Lot 2, District Lot 41, Oyster District, Plan VIP65993);
- 674 Farrell Road (Lot 1, District Lot 41, Oyster District, Plan 20461); and
- Lot 20 Trans-Canada Highway (Lot 20, District Lot 41, Oyster District, Plan

2519, Except Parts in Plans 8993, 43985 and EPP28332).

- 3.1.1. **Outline of Public Hearing Process - Mayor Stone**
- 3.1.2. **Introduction of Bylaws and Statutory Requirements - Director of Development Services**
- 3.1.3. **Submissions**
- 3.1.4. **Call for Submissions to Council (Three Times) - Mayor Stone**
- 3.1.5. **Declaration that the Public Hearing for Bylaw Nos. 2060 and 2061 is Closed - Mayor Stone**

4. PUBLIC HEARING #2

- 4.1. **"Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 64) 2021, No. 2062" and "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 34) 2021, No. 2063"**

Subject Properties:

- 201 Dogwood Drive (Lot 10, DD21674N, District Lot 56, Oyster District, Plan 1684); and
- 203 Dogwood Drive (Lot 11, DD27179N, District Lot 56, Oyster District, Plan 1684).

- 4.1.1. **Outline of Public Hearing Process - Mayor Stone**
- 4.1.2. **Introduction of Bylaws and Statutory Requirements - Director of Development Services**
- 4.1.3. **Submissions**
- 4.1.4. **Call for Submissions to Council (Three Times) - Mayor Stone**
- 4.1.5. **Declaration that the Public Hearing for Bylaw Nos. 2062 and 2063 is Closed - Mayor Stone**

5. REGULAR COUNCIL MEETING CONVENES

6. BYLAWS - OFFICIAL COMMUNITY PLAN AND ZONING (SUBJECTS OF PUBLIC HEARING)

6.1. Subject of Public Hearing #1 (670 & 674 Farrell Road and Lot 20 Trans-Canada Highway):

6.1.1. "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 63) 2021, No. 2060"

Recommendation

That, subject to any additional matters raised at the Public Hearing, Council proceed with third reading of "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 63) 2021, No. 2060".

6.1.2. "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 33) 2021, No. 2061"

Recommendation

That, subject to any additional matters raised at the Public Hearing, Council:

1. Proceed with third reading of "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 33) 2021, No. 2061"; and
2. Direct staff to refer "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 33) 2021, No. 2061" to the Ministry of Transportation and Infrastructure pursuant to section 52 of the *Transportation Act*.

6.2. Subject of Public Hearing #2 (201 & 203 Dogwood Drive):

6.2.1. "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 64) 2021, No. 2062"

Recommendation

That, subject to any additional matters raised at the Public Hearing, Council proceed with third reading of "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 64) 2021, No. 2062".

6.2.2. "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 34) 2021, No. 2063"

Recommendation

That, subject to any additional matters raised at the Public Hearing, Council:

1. Proceed with third reading of "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 34) 2021, No. 2063"; and
2. Direct staff to refer "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 34) 2021, No. 2063" to the Ministry of Transportation and Infrastructure pursuant to section 52 of the *Transportation Act*.

7. MAYOR'S REPORT

Mayor Stone will recognize Taylor (Mackenzie) Walters who was awarded the prestigious Terry Fox Humanitarian Award.

Recommendation

That the Mayor on behalf of Council, send a letter of congratulations to Taylor (Mackenzie) Walters who received the prestigious Terry Fox Humanitarian Award for her work promoting equity in the sciences.

8. MINUTES

8.1. Minutes of the Regular Meeting of Council held March 16, 2021

Recommendation

That Council approve the minutes of the Regular Meeting of Council held March 16, 2021.

8.2. Minutes of the Special Meeting of Council held March 23, 2021

Recommendation

That Council approve the minutes of the Special Meeting of Council held March 23, 2021.

9. DEVELOPMENT APPLICATIONS

9.1. Development Variance Permit Application – Canopy at 1020 1st Avenue (Blooms At The 49th)

Recommendation

That Council:

1. Issue Development Variance Permit 3090-20-08 to vary section 4.16.8 of “Sign and Canopy Bylaw 1995, No. 1176” to allow the installation of a canopy on a building where there is more than one projecting sign, at Lot 1 District Lot 24 Oyster District Plan VIP85193 (1020 1st Avenue); and
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-20-08.

9.2. Development Variance Permit and Development Permit for a Residential Development at 19-245 Oyster Cove Road

Recommendation

That Council:

1. Approve Development Variance Permit 3090-20-09 for Strata Lot 37, District Lot 56, Oyster District, Strata Plan 2009, together with an interest in the common property in proportion to the unit entitlement of the strata lot as shown on Form 1 (19-245 Oyster Cove Road) to vary the front parcel line setback from 6.0m to 5.0m;
2. Approve Development Permit 3060-20-24 to permit a new single unit dwelling on Strata Lot 37, District Lot 56, Oyster District, Strata Plan 2009, together with an interest in the common property in proportion to the unit entitlement of the strata lot as shown on Form 1; and
3. Authorize the Mayor and Corporate Officer to sign the Development Variance Permit 3090-20-09 and Development Permit 3060-20-24.

9.3. OCP and Zoning Amendment for 10940 Westdowne Rd. Town and Country Mobile Home Park

Recommendation

That Council:

1. Direct that Application No. 3360-20-06 (10940 Westdowne Road) proceed for further consideration.
2. Having considered section 475 of the *Local Government Act* (consultation during OCP development) direct staff to refer Application No. 3360-20-06 to:
 - Stz’uminus First Nation;
 - The Cowichan Valley Regional District;
 - School District 68;

- Island Health, the Ministry of Transportation and Infrastructure, and BC Transit.

10. BYLAWS

10.1. Bylaw Status Sheet

11. CORRESPONDENCE

11.1. Correspondence from Cowichan Housing Association dated March 2, 2021

Support for CVRD grant application to the UBCM Strengthening Communities Fund 2021.

Recommendation

That Council of the Town of Ladysmith:

1. Approves the submission of a regional application by the Cowichan Valley Regional District to the UBCM Strengthening Communities Fund 2021 for the purpose of assisting member municipalities with improved health and safety of unsheltered homeless people living in public or private spaces, including reduced risk of COVID-19 or other disease transmission; and reducing community concerns about public health and safety in neighbourhoods where unsheltered homeless populations are seeking temporary shelter; and further,
2. Approves the Cowichan Valley Regional District as the primary applicant that will apply for, receive and manage the grant funding on behalf of the Town of Ladysmith.

11.2. Correspondence from the City of Williams Lake dated March 11, 2021

Request for support for a call for a public inquiry regarding stronger sentencing for prolific and repeat offenders.

Recommendation

That Council request that the Association of Vancouver Island and Coastal Communities and the Union of BC Municipalities petition the provincial and federal governments to enact legislative and regulatory changes to the criminal justice system to apply stricter penalties and ensure adequate incarceration of prolific criminals, including use of electronic monitors when released on conditions.

11.3. Request from Cystic Fibrosis Canada to Illuminate City Hall to Increase Cystic Fibrosis Awareness

Recommendation

That Council approve the request from Cystic Fibrosis Canada to illuminate City Hall with blue or teal lights on Saturday, May 1 in support of Cystic Fibrosis awareness.

12. NEW BUSINESS

13. QUESTION PERIOD

Residents are encouraged to "virtually" attend the meeting and ask their questions live by registering here:

https://zoom.us/webinar/register/WN_ys0T3GohSRSrx0vnTQQWWQ

Instructions on how to join the meeting will be sent immediately after you register.

Alternately, questions can be submitted via email at info@ladysmith.ca during the meeting.

- Persons wishing to address Council must be Town of Ladysmith residents, non-resident property owners, or operators of a business.
- Individuals must include their name and address for identification purposes.
- Questions put forth must be on topics which are not normally dealt with by Town staff as a matter of routine.
- Questions must be brief and to the point.
- No commitments shall be made by the Chair in replying to a question. Matters which may require action of the Council shall be referred to a future meeting of the Council

14. ADJOURNMENT