

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

Tuesday, April 20, 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_BBBYaqkkShCtitJnjAYwPw

Instructions on how to join the meeting 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 20, 2021.

3. PUBLIC HEARING #1

3.1. "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 36) 2021, No. 2066"

Subject Property:

- 336 Belaire Street (Lot 1, District Lot 56, Oyster District, Plan 27861)

3.1.1. Outline of Public Hearing Process - Mayor Stone

3.1.2. Introduction of Bylaw - Planner, Development Services

3.1.3. Public Submissions

3.1.4. Final Call for Public Submissions - Mayor Stone

3.1.5. Closure of hearing for Bylaw No. 2066

4. PUBLIC HEARING #2

4.1. "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 66) 2021, No. 2070"

Subject Properties:

- All properties within Development Permit Area 4 Multi-Unit Residential as shown on OCP Map 2 Development Permit Areas

4.2. Outline of Public Hearing Process - Mayor Stone

4.3. Introduction of Bylaw - Planner, Development Services

4.4. Public Submissions

4.5. Final Call for Public Submissions - Mayor Stone

4.6. Closure of hearing for Bylaw No. 2070

5. REGULAR COUNCIL MEETING CONVENES

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

6.1. Subject of Public Hearing #1 (336 Belaire Street)

6.1.1. "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 36) 2021, No. 2066"

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. 36) 2021, No. 2066"; and
2. Direct staff to refer "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 36) 2021, No. 2066" to the Ministry of Transportation and Infrastructure pursuant to section 52 of the *Transportation Act*.

6.2. Subject of Public Hearing #2 (Properties within Development Permit Area 4 Multi-Unit Residential)

6.2.1. "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 66) 2021, No. 2070"

Recommendation

That subject to any additional matters raised at the Public Hearing, Council proceed with third reading and adoption of "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 66) 2021, No. 2070".

7. MINUTES

7.1. Minutes of the Public Hearings and Regular Meeting of Council held April 6, 2021

Recommendation

That Council approve the minutes of the Public Hearings and Regular Meeting of Council held April 6, 2021.

7.2. Minutes of the Special Meeting of Council held April 13, 2021

Recommendation

That Council approve the minutes of the Special Meeting of Council held April 13, 2021.

8. DELEGATIONS

8.1. MNP, Auditors for the Town of Ladysmith

Cory Vanderhorst will present the 2020 Audit Findings report and the 2020 draft Financial Statements for the Town of Ladysmith.

Recommendation

That Council accept the 2020 Audit Findings report and the draft 2020 Financial Statements as presented by MNP, auditors for the Town of Ladysmith.

9. BYLAWS- OFFICIAL COMMUNITY PLAN AND ZONING

9.1. Zoning Bylaw Amendment Application – 630 Farrell Road

Recommendation

That Council:

1. Proceed with first and second reading of “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 35) 2021, No. 2064”; and
2. Direct staff to proceed with scheduling and notification for a Public Hearing for “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 35) 2021, No. 2064” as required under section 464(1) of the *Local Government Act*.
3. Require that, prior to adoption of “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 35) 2021, No. 2064”, the developer update covenant CA6042493, registered to the title of Lot 2 District Lot 41 Oyster District Plan VIP79202 as follows:
 - a. Removal of section 3 “Preconditions of Development” and Schedule C (subdivision layout);
 - b. Replacement of Schedule B (geotechnical assessment) with the updated report (Attachment D to the report to Council dated April 20, 2021); and
 - c. Addition of a setback requirement from panhandles to allow access for emergency vehicles.

10. COMMITTEE MINUTES

10.1. Community Planning Advisory Committee - March 3, 2021 Minutes

Recommendation

That Council receive for information the minutes of the March 3, 2021 meeting of the Community Planning Advisory Committee.

11. REPORTS

11.1. Distribution of 2021 Property Taxes

Recommendation

That Council direct staff to:

1. Prepare the 2021 Financial Plan and Tax Rates Bylaws based on Option #3 of the Director of Financial Services report dated April 20, 2021, allocating a 0.52% increase and phasing in a Class 5 rate with Class 1 absorbing the difference; and
2. Prepare the 2021 Property Tax Rates bylaw based on the “Alternative Municipal Tax Collection Scheme” with a due date of July 2, 2021 and a 2% penalty on outstanding current taxes and unclaimed home owner grants as of the end of day on July 2, 2021 and a further 8% penalty on balances outstanding as of the end of day on September 15, 2021.

12. BYLAWS

12.1. Bylaw Status Sheet

13. CORRESPONDENCE

13.1. Correspondence from Nitya Harris, Chair, Coexisting with Carnivores Alliance dated March 29, 2021

Request for a letter of support to implement a moratorium on recreational wolf hunting on Vancouver Island.

Recommendation

That Council consider whether it wishes to provide a letter of support to Minister Conroy and the AVICC regarding the resolution by the District of Oak Bay to implement a moratorium on recreational wolf hunting on Vancouver Island, pending the completion of a scientific, data driven, evidence-based study to re-examine the efficacy of unrestricted wolf harvesting practices and their impacts on the Island’s bio-diversity, wildlife ecology and sustainability of the resident wolf population.

13.2. Correspondence from the City of Victoria dated March 31, 2021 Requesting A Letter of Support

Request for letters of support regarding the rights of laid off workers in the tourism and hospitality industries to return to their jobs when the pandemic restrictions lift.

Recommendation

That the Mayor, on behalf of Council, send letters to the Ministers of Labour and Tourism, the Association of Vancouver Island and Coastal Communities and the Union of BC Municipalities, expressing support for the City of Victoria's motion regarding the right for laid off workers in the tourism and hospitality industries to return to their jobs when the COVID-19 pandemic eases.

13.3. Correspondence from the Ladysmith Historical Society and the Royal Canadian Air Cadets Squadron 257 dated April 14, 2021

Request to waive fees and provide a letter of support to receive funding to celebrate the Aggie Hall 100th anniversary in 2022.

Recommendation

That Council:

1. Support in principle the Aggie Hall 100 Celebration in 2022;
2. Consider waiving rental and other fees for the use of Aggie Hall as part of the event(s) related to the celebration; and
3. Provide a letter of support to be included in the Ladysmith & District Historical Society and the Royal Canadian Air Cadet Squadron's grant application to the Government of Canada's Building Communities Through Arts and Heritage/Community Anniversaries program.

14. NEW BUSINESS

15. QUESTION PERIOD

Please note that Council cannot receive questions related to Public Hearings where the bylaws have not yet been adopted.

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

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

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.

16. ADJOURNMENT