

AGENDA

AGENDA FOR THE SPECIAL MEETING OF
THE COUNCIL OF THE CITY OF NANAIMO,
TO BE HELD IN THE SHAW AUDITORIUM, 80 COMMERCIAL STREET, NANAIMO, BC
ON THURSDAY, 2014-DEC-11, COMMENCING AT 7:00 P.M.

CHAIR: MAYOR MCKAY

1. **CALL TO ORDER THE SPECIAL MEETING OF COUNCIL:**
2. **ADOPTION OF AGENDA:**
3. **CALL TO ORDER THE PUBLIC HEARING:**
4. **PUBLIC HEARING AGENDA:**

Mr. Bruce Anderson, Manager, Planning & Design Section to explain the required procedures in conducting a Public Hearing and the regulations contained within Part 26 of the *Local Government Act*.

- (a) **Bylaw No. 4500.071** – RA338 – 2992 104th Street – to be introduced by Mr. Dave Stewart, Planner, Planning & Design Section. Pg. 3

This bylaw, if adopted, will amend "ZONING BYLAW 2011 NO. 4500" by rezoning the subject property from Single Dwelling Residential (R1) and Community Service One (CS1) to Single Dwelling Residential – Small Lot (R2) in order to facilitate a subdivision of the land into seven small residential lots.

- (b) **Bylaw No. 4500.072** – RA339 – 1110, 1120 and 1140 Maughan Road – to be introduced by Mr. Dave Stewart, Planner, Planning & Design Section. Pg. 4

This bylaw, if adopted, will amend "ZONING BYLAW 2011 NO. 4500" by rezoning the subject properties from Light Industrial (I2) to Industrial (I4) and permitting a site specific use of 'Medical Marihuana Growing and Production' in order to expand the existing facility located at 1100 Maughan Road.

5. **ADJOURNMENT OF THE PUBLIC HEARING:**

6. **BYLAWS:**

- (a) That "ZONING AMENDMENT BYLAW 2014 NO. 4500.071" (RA338 - to amend "ZONING BYLAW 2011 NO. 4500" by rezoning the subject property from Single Dwelling Residential (R1) and Community Service One (CS1) to Single Dwelling Residential – Small Lot (R2) in order to facilitate a subdivision of seven small residential lots) pass third reading. *Pg. 5-6*

- (b) That "ZONING AMENDMENT BYLAW 2014 NO. 4500.072" (RA339 - to amend "ZONING BYLAW 2011 NO. 4500" by rezoning the subject properties from Light Industrial (I2) to Industrial (I4) and permitting a site specific use of 'Medical Marihuana Growing and Production' in order to expand the existing facility located at 1100 Maughan Road) pass third and fourth readings. *Pg. 7-8*

7. **ADJOURNMENT OF THE SPECIAL COUNCIL MEETING:**

NOTICE OF PUBLIC HEARING

December 11th 2014 at 7:00 pm



There will be a Public Hearing on Thursday, **December 11th 2014**, starting at **7:00 pm** in the **Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC**, to consider a proposed amendment to the City of Nanaimo "ZONING BYLAW 2011 NO. 4500."

All persons who believe their interest in property is affected by the proposed bylaw will be given the opportunity to be heard in person, by a representative, or by written submission, on the matters contained within Bylaw No. 4500.071 at the Public Hearing.

BYLAW NO. 4500.071

Purpose: To permit the use of land for a small lot residential subdivision.

Location(s): 2992 104th Street, shown on Map A

File No.: Rezoning Application - RA000338

This bylaw, if adopted, will rezone the subject property from Single Dwelling Residential (R1) and Community Service One (CS1) to Single Dwelling Residential-Small Lot (R2) in order to facilitate a subdivision of the land into seven small residential lots.

The subject property is legally described as LOT A, SECTION 3 AND 5, WELLINGTON DISTRICT, PLAN VIP64342 and is shown on Map A.

WANT TO FIND OUT MORE INFORMATION?

IN PERSON: A copy of the above-noted bylaw and related documents may be inspected from November 28th 2014 to December 11th 2014, from 8:00am to 4:30pm, Monday through Friday (excluding statutory holidays), at the City of Nanaimo, Community Development Department, Service and Resource Centre, located at 411 Dunsmuir Street.

WEBSITE: Access the rezoning application information on the City's webpage:

What's Building In My Neighbourhood?
www.nanaimo.ca/whatsbuilding

QR CODE: Use this QR code on your mobile device to go directly to the online information.



Please be advised that additional bylaws are scheduled for the Public Hearing. The complete list of Public Hearing items is available on the City's website and published in local newspapers.

If you would like more information about Public Hearings please go to the City website at www.nanaimo.ca and use the search function to find the 'Public Hearing Information Sheet', which contains many frequently asked questions.



WANT TO MAKE A WRITTEN SUBMISSION?

If you are unable to attend the Public Hearing, written submissions must be received no later than 4:00pm, December 11th 2014, to ensure their availability to Council at the Public Hearing. Written submissions can be provided by any of the following methods:

IN PERSON: Drop off at the Service and Resource Centre, located at 411 Dunsmuir Street

EMAIL: Email should be sent to public.hearing@nanaimo.ca

WEBSITE: Submit comments directly through the City's website at www.nanaimo.ca/publichearing

MAIL: City of Nanaimo, Community Development Department, 455 Wallace Street, Nanaimo, BC, V9R 5J6

Following the close of a Public Hearing, no further submissions or comments from the public or interested persons can be accepted by members of City Council, as established by provincial case law. This is necessary to ensure a fair Public Hearing process and provide a reasonable opportunity for people to respond.

City of Nanaimo
Community Development Department
Service and Resource Centre
411 Dunsmuir Street

Phone: (250) 755-4429 Fax: (250) 755-4439
www.nanaimo.ca

This Notice is published in accordance with Section 892 of the Local Government Act. Notice given by the Corporate Officer.

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All persons who believe their interest in property is affected by the proposed bylaw will be given the opportunity to be heard in person, by a representative, or by written submission, on the matters contained within Bylaw No. 4500.072 at the Public Hearing.

BYLAW NO. 4500.072

Purpose: To permit the use of land for medical marihuana growing and production.

Location(s): 1110, 1120, and 1140 Maughan Road, shown on Map A

File No.: Rezoning Application - RA000339

This bylaw, if adopted, will rezone the subject properties from Light Industrial (I2) to Industrial (I4) and will permit a site specific use of 'Medical Marihuana Growing and Production' in order to expand the existing facility located at 1100 Maughan Road.

The subject properties are legally described as LOTS 6 AND 7, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP63717; and LOT A, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP77420, and are shown on Map A.

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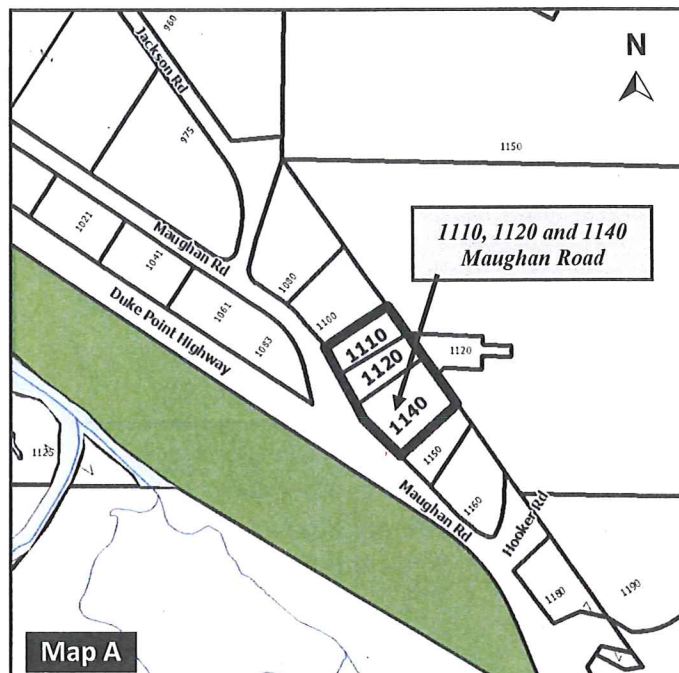
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www.nanaimo.ca

CITY OF NANAIMO

BYLAW NO. 4500.071

A BYLAW TO AMEND THE CITY OF NANAIMO "ZONING BYLAW 2011 NO. 4500"

WHEREAS the Council may zone land, by bylaw, pursuant to Sections 890, 891, 903 and 904 of the *Local Government Act*;

THEREFORE BE IT RESOLVED the Municipal Council of the City of Nanaimo, in open meeting assembled, ENACTS AS FOLLOWS:

1. This Bylaw may be cited as the "ZONING AMENDMENT BYLAW 2014 NO. 4500.071".
2. The City of Nanaimo "ZONING BYLAW 2011 NO. 4500" is hereby amended as follows:

By rezoning the lands legally described as LOT A, SECTIONS 3 AND 5, WELLINGTON DISTRICT, PLAN VIP64342 (2992 104th Street) from Single Dwelling Residential (R1) and Community Service One (CS1) to Single Dwelling Residential-Small Lot (R2) as shown on Schedule A.

PASSED FIRST READING 2014-NOV-24

PASSED SECOND READING 2014-NOV-24

PUBLIC HEARING HELD _____

PASSED THIRD READING _____

MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE _____

COVENANT REGISTERED _____

ADOPTED _____

MAYOR

CORPORATE OFFICER

File: RA000338
Address: 2992 104th Street

Schedule A



REZONING APPLICATION NO. RA000338

LOCATION PLAN

Civic: 2992 104th Street



Subject Property



Parks & Open Spaces

CITY OF NANAIMO

BYLAW NO. 4500.072

A BYLAW TO AMEND THE CITY OF NANAIMO "ZONING BYLAW 2011 NO. 4500"

WHEREAS the Council may zone land, by bylaw, pursuant to Sections 890, 891, 903 and 904 of the *Local Government Act*;

THEREFORE BE IT RESOLVED the Municipal Council of the City of Nanaimo, in open meeting assembled, ENACTS AS FOLLOWS:

1. This Bylaw may be cited as the "ZONING AMENDMENT BYLAW 2014 NO. 4500.072".
2. The City of Nanaimo "ZONING BYLAW 2011 NO. 4500" is hereby amended as follows:
 - (1) By rezoning the lands legally described as LOT 7, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP63717 (1110 Maughan Road); LOT 6, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP63717 (1120 Maughan Road); and LOT A, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP77420 (1140 Maughan Road) from Light Industrial (I2) to Industrial (I4) as shown on Schedule A.
 - (2) By amending the table in Section 13.2.3 by adding '1110, 1120, and 1140 Maughan Road' as permitted locations for the site specific use of 'Medical Marihuana Growing and Production' as follows:

Use	Permitted Location Address	Legal Description of Permitted Location
Medical Marihuana Growing and Production	1110, 1120 and 1140 Maughan Road	LOT 7, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP63717 (1110 Maughan Road); LOT 6, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP63717 (1120 Maughan Road); and LOT A, SECTION 2, RANGE 8, NANAIMO DISTRICT, PLAN VIP77420 (1140 Maughan Road)

PASSED FIRST READING 2014-NOV-24

PASSED SECOND READING 2014-NOV-24

PUBLIC HEARING HELD _____

PASSED THIRD READING _____

MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE _____

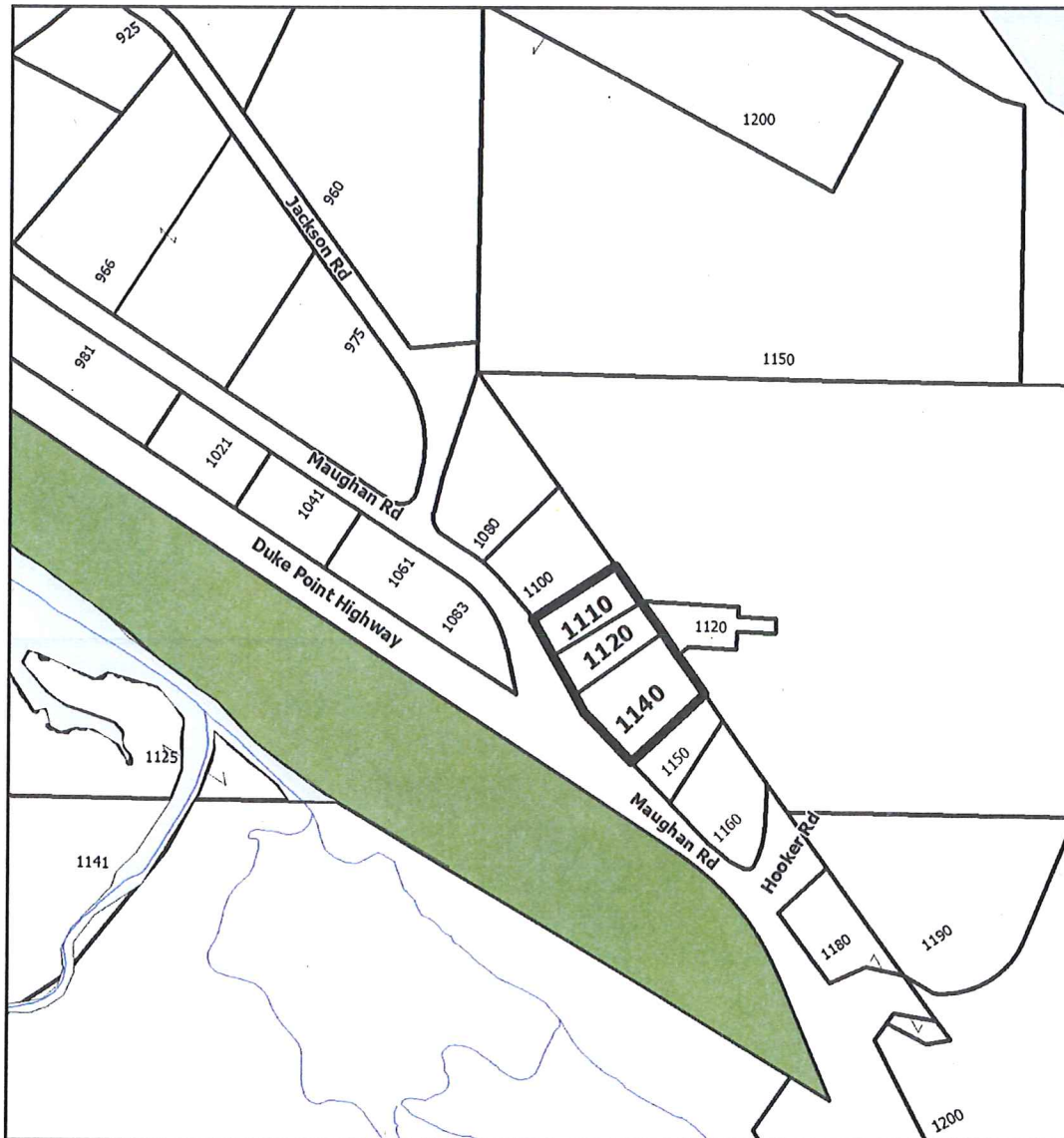
COVENANT REGISTERED _____

ADOPTED _____

MAYOR

CORPORATE OFFICER

Schedule A



REZONING APPLICATION NO. RA000339

LOCATION PLAN

Civic: 1110, 1120 and 1140 Maughan Road



-  Subject Property
-  Parks & Open Spaces