



**AGENDA**  
**REGULAR COUNCIL MEETING**

Monday, October 18, 2021

4:30 p.m. to Proceed In Camera, Reconvene Regular Council Meeting at 7:00 p.m.

SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE

80 COMMERCIAL STREET, NANAIMO, BC

SCHEDULED RECESS AT 9:00 P.M.

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**1. CALL THE MEETING TO ORDER:**

**2. PROCEDURAL MOTION:**

That the meeting be closed to the public in order to deal with agenda items under the *Community Charter*:

Section 90(1) A part of the Council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

(a) 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;

(c) labour relations or other employee relations;

(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and,

(n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2).

**3. INTRODUCTION OF LATE ITEMS:**

**4. APPROVAL OF THE AGENDA:**

**5. ADOPTION OF THE MINUTES:**

a. Minutes

Minutes of the Regular Council Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2021-OCT-04 at 4:00 p.m.

6. MAYOR'S REPORT:

7. RISE AND REPORT

8. PRESENTATIONS:

9. COMMITTEE MINUTES:

10. CONSENT ITEMS:

11. DELEGATIONS:

- a. Yellow Point Ecological Society re: Doughnut Economic Framework for Industrial Lands

12. REPORTS:

- a. Commitment to Maintenance of Integrated Survey Area 20

To be introduced by Bill Sims, General Manager, Engineering and Public Works.

*Purpose: To provide Council with information on the Provincial survey monument program and to seek Council's support to commit to the Province of British Columbia on the City of Nanaimo's continued maintenance of the Integrated Survey Area.*

Recommendation: That Council commit to the Integrated Survey Area program, continue the maintenance of the City of Nanaimo's integrated survey monuments, and authorize Staff to advise the Province.

- b. Development Variance Permit Application No. DVP375 – 704 Hyatt Place

To be introduced by Jeremy Holm, Director, Development Approvals.

*Purpose: To present for Council's consideration, a development variance permit application to reduce the setback for a garage facing a street in order to facilitate an alteration to an existing single residential dwelling.*

It is requested that Council hear anyone wishing to speak with respect to DVP375 - 704 Hyatt Place.

Recommendation: That Council issue Development Variance Permit No. DVP375 at 704 Hyatt Place to reduce the minimum permitted setback for a garage door from 6.0m to 4.5m.

- c. Development Variance Permit Application No. DVP426 – 2230 Neil Drive

To be introduced by Jeremy Holm, Director, Development Approvals.

*Purpose: To present for Council's consideration, a development variance permit application to reduce the minimum lot depth requirement in order to facilitate a two-lot subdivision at 2230 Neil Drive.*

It is requested that Council hear anyone wishing to speak with respect to DVP426 - 2230 Neil Drive.

Recommendation: That Council issue Development Variance Permit No. DVP426 at 2230 Neil Drive to reduce the minimum lot depth requirement from 30.0m to 27.80m.

d. Covenant Amendment Application No. CA15 – 416 Wakesiah Avenue

To be introduced by Jeremy Holm, Director, Development Approvals.

*Purpose: To present Council with an application to discharge and replace a Section 219 covenant and Housing Agreement registered on the property title of 416 Wakesiah Avenue in order to increase the allowable number of beds in a proposed student housing development.*

Recommendation: That:

1. "Housing Agreement Bylaw 2021 No. 7334" (To authorize a housing agreement for a student housing development at 416 Wakesiah Avenue) pass first reading;
2. "Housing Agreement Bylaw 2021 No. 7334" pass second reading;
3. "Housing Agreement Bylaw 2021 No. 7334" pass third reading; and
4. Council direct Staff to proceed with a Public Hearing to consider the proposed covenant amendment.

e. Rezoning Application No. RA468 – 6004 Nelson Road

To be introduced by Jeremy Holm, Director, Development Approvals.

*Purpose: To present Council with an application to rezone the property located at 6004 Nelson Road from Single Dwelling Residential (R1) to Low Density Residential (R6) to allow a multiple-family development.*

Recommendation: That:

1. "Zoning Amendment Bylaw 2021 No. 4500.192" (To rezone 6004 Nelson Road from Single Dwelling Residential [R1] to Low Density Residential [R6]) pass first reading;
2. "Zoning Amendment Bylaw 2021 No. 4500.192" pass second reading; and
3. Should Council support the bylaw at third reading, direct Staff to secure the road dedication, a statutory right-of-way for a pedestrian path, the community amenity contribution, and a Section 219 covenant for the restriction to one driveway access and to register the geotechnical report.

f. Development Permit Application No. DP1220 – 4961 Songbird Place

To be introduced by Jeremy Holm, Director, Development Approvals.

*Purpose: To present for Council's consideration, a development permit application for a multi-family residential development with 98 rental units at 4961 Songbird Place.*

Recommendation: That Council issue Development Permit No. DP1220 for a residential

development at 4961 Songbird Place with the following variances to:

- increase the maximum allowable building height from 18m to 18.42m; and
- reduce the front yard setback for a portion of the building from 3.5m to 2.45m.

g. 2022 Council and Committee Key Date Calendars

To be introduced by Sheila Gurrie, Director, Legislative Services.

*Purpose: To request that Council approve the 2022 Council Key Date Calendar.*

Recommendation: That Council approve the 2022 Council Key Date Calendar as presented on Attachment A of the Staff report titled "2022 Council and Committee Key Date Calendars".

**13. BYLAWS:**

a. "Zoning Amendment Bylaw 2021 No. 4500.185"

That "Zoning Amendment Bylaw 2021 No. 4500.185" (To rezone 1621 Northfield Road from Single Dwelling Residential [R1] to Residential Corridor [COR1]) be adopted.

b. "Council Procedure Bylaw Amendment Bylaw 2021 No. 7272.03"

That "Council Procedure Bylaw Amendment Bylaw 2021 No. 7272.03" (To authorize the holding of electronic meetings and remote participation by Council members.) be adopted.

c. "Property Tax Exemption Bylaw 2021 No. 7332"

That "Property Tax Exemption Bylaw 2021 No. 7332" (To provide exemption from 2022 property taxes) be adopted.

**14. NOTICE OF MOTION:**

a. Councillor Armstrong Notice of Motion re: Safety Audits and 911 Response Calls via Mental Health Specialists

1. That Council support the RCMP Community Policing Team in securing a meeting with the Honourable Sheila Malcolmson, MLA, to present the safety audit reports and request a solution; and,
2. That Council direct Staff to engage with the Union of British Columbia Municipalities (UBCM) to engage the Province on resolving the issue of how 9-1-1 calls can be routed and responded to by mental health specialists (whether Police or Ministry of Health) throughout the province.

**15. OTHER BUSINESS:**

**16. QUESTION PERIOD:**

**17. ADJOURNMENT:**