

MINUTES
SPECIAL COUNCIL MEETING (PUBLIC HEARING)
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE
80 COMMERCIAL STREET, NANAIMO, BC
THURSDAY, 2021-DEC-16, AT 7:00 P.M.

Present: Mayor L. Krog, Chair
Councillor D. Bonner (joined electronically)
Councillor T. Brown (joined electronically, disconnected 7:26 p.m.)
Councillor E. Hemmens
Councillor Z. Maartman
Councillor I. W. Thorpe
Councillor J. Turley

Absent: Councillor B. Geselbracht
Councillor S. D. Armstrong

Staff: J. Holm, Director, Development Approvals
L. Rowett, Manager, Current Planning
D. LaBerge, Manager, Bylaw Services
L. Stevenson, Planner, Current Planning
S. Robinson, Planning Assistant, Current Planning
S. Snelgrove, Deputy Corporate Officer
K. Lundgren, Recording Secretary

1. CALL THE SPECIAL COUNCIL MEETING TO ORDER:

The Special Council Meeting was called to order at 7:00 p.m.

2. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 6(a) Nuisance Properties – 403 Nicol Street, 405 Nicol Street, 515 Nicol Street – Add delegation William Curry.

3. ADOPTION OF AGENDA:

It was moved and seconded that the Agenda, as amended, be adopted. The motion carried unanimously.

4. PUBLIC HEARING REQUIREMENTS:

Mayor Krog spoke regarding the purpose of a Public Hearing, advised that Council was meeting on the traditional territory of the Snuneymuxw First Nation and advised of the standard protocols for a Public Hearing.

Mayor Krog outlined the process to accommodate members of the public who were attending in person and for those who wanted to call in to participate by phone.

Lainya Rowett, Manager, Current Planning, explained the requirements for conducting a Public Hearing.

5. PUBLIC HEARING FOR REZONING APPLICATION NO. RA467 – 440 KENNEDY STREET

(a) Rezoning Application No. RA467 – 440 Kennedy Street

Mayor Krog called the Public Hearing to order at 7:03 p.m.

Introduced by Lainy Stevenson, Planner.

Mayor Krog called for submissions from the Applicant:

No one wished to speak regarding Rezoning Application No. RA467 – 440 Kennedy Street.

Mayor Krog called for submissions from the Public:

1. Wes Lorde, Nanaimo, via telephone, spoke in favour of the application and in support of increasing density in downtown Nanaimo for environmental and economic reasons.

Mayor Krog called for submissions from the Public for a second time:

No one wished to speak regarding Rezoning Application No. RA467 – 440 Kennedy Street.

Mayor Krog called for submissions from the Public for a third and final time:

No one wished to speak regarding Rezoning Application No. RA467 – 440 Kennedy Street.

No written submissions were received prior to the start of the Special Council Meeting (Public Hearing), 2021-DEC-16, and no written submissions were received at the Public Hearing with respect to Rezoning Application RA467 – 440 Kennedy Street.

Mayor Krog announced that following the close of a Public Hearing, no further submissions or comments from the public or interested persons could be accepted by members of City Council.

Hearing no further comments from the public the Mayor declared the Public Hearing for RA467 – 440 Kennedy Street be closed at 7:11 p.m.

It was moved and seconded that "Zoning Amendment Bylaw 2021 No. 4500.194" (To permit a site-specific rezoning at 440 Kennedy Street in order to reduce the minimum lot size requirement in the R13 zone from 750m² to 500m² to facilitate a proposed boundary adjustment subdivision) pass third reading. The motion carried unanimously.

6. REPORTS:

(a) Nuisance Properties – 403 Nicol Street, 405 Nicol Street, 515 Nicol Street

Councillor Brown disconnected from the meeting at 7:26 p.m.

Dave LaBerge, Manager, Bylaw Services, informed Council of ongoing activities at 403, 405 and 515 Nicol Street. Highlights included:

- City of Nanaimo services calls related to the properties include Bylaw Services, Animal Control and RCMP requests
- History of non-compliance regarding unauthorized suites

Delegation:

1. William Curry, property owner of 403 and 515 Nicol Street, spoke regarding his properties, and on behalf of the property owner of 405 Nicol Street. He informed Council that 515 Nicol Street is currently unoccupied and he has intentions to sell the property. He provided explanation for several nuisance related calls to the properties and informed Council that he intends to get the properties cleaned up.

It was moved and seconded that Council declare 403 Nicol Street, 405 Nicol Street, and 515 Nicol Street as “nuisances” pursuant to the “Nuisance Abatement and Cost Recovery Bylaw 2019 No. 7250”, and to authorize Staff to record and charge for municipal services, including police, required to abate nuisance activity. The motion carried unanimously.

7. ADJOURNMENT:

It was moved and seconded at 7:59 p.m. that the Special Council Meeting be adjourned. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

DEPUTY CORPORATE OFFICER