

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2023-AUG-28, AT 5:00 P.M.

Present: Mayor L. Krog, Chair
Councillor S. Armstrong
Councillor T. Brown
Councillor H. Eastmure
Councillor B. Geselbracht
Councillor E. Hemmens
Councillor P. Manly
Councillor J. Perrino
Councillor I. Thorpe

Staff: R. Harding, Acting CAO/General Manager, Parks, Recreation and Culture
D. Lindsay, General Manager, Development Services/Deputy Chief Administrative Officer
B. Sims, General Manager, Engineering and Public Works
L. Bhopalsingh, Director, Community Development
B. Corsan, Director, Corporate and Business Development
J. Holm, Director, Development Approvals
K. Ing, Director, Information Technology/Chief Information Officer (joined electronically)
J. Van Horne, Director, Human Resources
T. Pan, Manager, Sustainability
S. Gurrie, Director, Legislative Services
N. Sponaugle, Communications Advisor
A. Chanakos, Recording Secretary

1. CALL THE REGULAR MEETING TO ORDER:

The Regular Council Meeting was called to order at 5:00 p.m.

2. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 3 – Procedural Motion to Proceed In Camera – Add *Community Charter* section 90(1)(k)

3. PROCEDURAL MOTION TO PROCEED IN CAMERA:

It was moved and seconded that the meeting be closed to the public in order to deal with agenda items under the *Community Charter*:

Community Charter Section 90(1):

- (c) labour relations or other employee relations;

- (e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary states and that, in the view of the council, would reasonably be expected to harm the interests of the municipality if they were held in public; and,

Community Charter Section 90(2):

- (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

The motion carried unanimously.

Council moved In Camera at 5:01 p.m.
Council moved out of In Camera at 5:49 p.m.

Council recessed the Open Meeting 5:49 p.m.
Council reconvened the Open Meeting at 7:00 p.m.

2. INTRODUCTION OF LATE ITEMS (CONTINUED):

- (b) Remove Agenda Item 8(c) – Community Recreation Summer 2023.
- (c) Agenda Item 10(b)(1)(1) – BC Energy Step Code and Zero Carbon Step Code Implementation – Add the following delegations:
 - 1. Patrick Canning
 - 2. Edwina Boake, Flamewright Services Ltd.
 - 3. Kerriane Coady
 - 4. Mike McNeice, Hearth, Patio & Barbecue Association of Canada
 - 5. Barbara MacLellan
 - 6. Robert Bryans
 - 7. Nina Rastogi
 - 8. Robyn Wark, Ted Olynck and Tom Berkout, BC Hydro
 - 9. Deborah van der Goes
 - 10. Patrick Littlejohn
 - 11. Ian Gartshore
 - 12. Howard Breen
 - 13. James Boak
 - 14. Jim LeMaistre
 - 15. Jeet Manhas

Timothy Struch, Pioneer Fireplace, was also added to the second delegation listed on the Agenda, to join Chris Bowen, Pioneer Fireplace.

- (d) Agenda Item 11(a) – Remove delegation from Anne Martin, Board Director, Take a Hike Foundation re: Impacts of the City’s 2022/23 Grant in Aid.
- (e) Agenda Item 12(e) – Development Permit Application No. DP1308 – 855 Douglas Avenue – Add delegation from Paul Chapman, Nanaimo & Area Land Trust.

4. APPROVAL OF THE AGENDA:

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

5. ADOPTION OF THE MINUTES:

It was moved and seconded that the following minutes be adopted as circulated:

- Minutes of the Regular Council Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2023-JUL-24, at 4:30 p.m.
- Minutes of the Special Council Meeting (Public Hearing) held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Thursday, 2023-JUL-27, at 7:00 p.m.

The motion carried unanimously.

6. MAYOR’S REPORT:

Mayor Krog advised of the following:

- The public is invited to attend an open house at Oliver Woods Community Centre on 2023-SEP-10 from 10:00 a.m. to 2:00 p.m. to participate in a variety of activities including fitness sampler programs, drop-in sports and gym pals for children, and to learn about department services and programs
- The Harbourfront Parkade level P2 will be undergoing maintenance and be closed to all vehicle and pedestrian traffic from 2023-SEP-05 to 2023-NOV-10. Other levels of the parkade will be available, as well as the Bastion Street Parkade
- The Mayor congratulated Lisa Bhopalsingh, Director, Community Development, on her new appointment as the Chief Administrative Officer with the City of Powell River. In her five years with the City of Nanaimo, she worked on long-range planning, reconciliation, sustainability, affordable housing, and neighbourhood and heritage housing

7. RISE AND REPORT:

- (a) The Mayor advised that at the In Camera portion of the 2023-MAR-06 meeting, Council:

- Approved the Venue Management Agreement with OVG360 to operate the Vancouver Island Conference Centre for a five-year term effective 2023-JAN-01 to 2027-DEC-31 with the option for a further five-year term at the sole discretion of the City; and,
 - Directed Staff to issue a news release announcing the new agreement.
- (b) The Mayor advised that at the In Camera portion of the 2023-JUL-10 meeting, Council appointed Hector Alcala, Architect, as nominated by the Architectural Institute of British Columbia, to the Design Advisory Panel for a two-year term ending 2025-JUL-10 or until a replacement member is identified.
- (c) The Mayor advised that at the In Camera portion of the 2023-JUL-24 meeting, Council appointed Michael Bassili to the Board of Variance for a three-year term ending 2026-JUL-24 or until a successor is appointed.

8. PRESENTATIONS:

- (a) Donna Hais, Community Liaison, Medical Staff Association re: Nanaimo Regional General Hospital Verbal Update

Donna Hais, Community Liaison, Medical Staff Association, provided a verbal update regarding the Nanaimo Regional General Hospital. Highlights included:

- Vancouver Island is home to nearly one million people, and represents 20% of the population of BC
- Nanaimo Regional General Hospital (NRGH) services more than 50% of Vancouver Island residents
- Central and northern Vancouver Island is home to the oldest, and fastest growing population in Canada
- NRGH services 80% of all First Nations on Vancouver Island, and is the busiest emergency room on the Island
- NRGH is a tertiary level hospital, serving patients from the surrounding Community hospitals, and currently has only one tertiary level program
- NRGH was built in 1963, and a 2010 Island Health Master Plan Site Report and Infrastructure Report noted the nursing tower has many significant issues including being non-compliant with current building codes and seismic risk, service elevators and sprinkler systems are beyond their useful life, and there are asbestos-containing materials
- In 2011, Nanaimo's Intensive Care Unit (ICU) was written up as having the worst infrastructure in Canada
- A new ICU opened on 2023-JUN-28, increasing the number of beds from nine to 12, to serve 450,000 people, and a new High Acuity Unit will open in the Fall, with 12 high acuity beds
- The Nanaimo Hospital Foundation contributed \$10M to fund the two new units
- In July 2022, Donna Hais came to Council as the Chair of the Infrastructure Task Force to share 26 major projects, with the NRGH Tower as number one, and a cancer centre as number two
- Premier Eby recently announced the City will receive a cancer centre with four radiology beds in the next 3-5 years

- Nanaimo has only one cardiologist to serve 450,000 people, and the lack of a Catheterization Lab means NRGH does not meet the world standard for healthcare
- NRGH has 345 beds compared to 844 beds in the City of Victoria, and has considerably less specialists, while serving a larger population than the City of Victoria
- BC hospitals are funded 60% from the Province and 40% from Regional Districts in all municipalities except the lower mainland
- A request was made for Mayor and Council to issue a letter to all municipalities north of the Malahat asking them to lend their voices to the fight for a new patient tower at NRGH, and for all Council members to bring focus to the issue by engaging with counterparts from other Vancouver Island municipalities at the upcoming Union of BC Municipalities conference

Council discussion took place regarding advocating for more adequate hospital infrastructure that will align with anticipated population growth.

- (b) Te'tuxwtun Knowledge Partners: Joan Brown, Snuneymuxw First Nation; Mark Walsh, School District 68; and, Sheryl Peters and Thomas Bevan, BC Housing re: Te'tuxwtun Project (see Agenda Item 12(a))

Introduced by Jeremy Holm, Director, Development Approvals.

- The proposed housing project includes both market and non-market rental housing, as well as a community-serving space
- Project development has been guided by a Memorandum of Understanding (MOU) signed in 2019

Joan Brown, Snuneymuxw First Nation; Mark Walsh, School District 68; and, Sheryl Peters and Thomas Bevan, BC Housing, provided a presentation regarding the Te'tuxwtun Project. Highlights included:

Andrew Sutherland, Snuneymuxw First Nation (SFN) introduced the Knowledge Partners and presented an informational video about the Te'tuxwtun Project.

Joan Brown, Snuneymuxw First Nation, spoke regarding supporting each other as a community, and using the natural land to enhance ways of living.

Mark Walsh, School District 68, noted the Te'tuxwtun Project hopes to solve a number of issues occurring in the City, and spoke about the potential of adding workforce housing into the project.

Thomas Bevan, BC Housing, spoke regarding the teachings from Joan Brown, Snuneymuxw First Nation, and how they have been an integral part of the project. He also noted that the project is near ready and is waiting on Treasury Board approvals.

Dale Lindsay, City of Nanaimo, noted he was speaking to the project as a Knowledge Partner, not as City Staff, and identified the benefits of combining the three properties into one project and working together as a team, rather than individually.

Laura Beverage, Consultant, Pooni Group, provided a PowerPoint presentation. Highlights included:

- Maintaining the view of Mount Te'tuxwtun was a foundational element of the project design
- The open space concept was integral to the design. It allows all living things to coexist together, and provides opportunity to connect land, language, culture and people
- The gathering space allows the community to come together, and could include childcare or social support services
- An Alternative Learning School, operated by the Nanaimo-Ladysmith School District, is also being considered in the plans
- The project proposal was designed to retain as many original trees as possible
- All housing will be rental housing, including accessible homes, with at least half being family sized at two to four bedrooms

Joan Brown, Snuneymuxw First Nation, provided closing remarks, and hopes the project will bring people back to respecting the land and helping each other as a community.

9. COMMITTEE MINUTES:

The following Committee Minutes were received:

- Minutes of the Special Governance and Priorities Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2023-APR-26, at 9:00 a.m.
- Minutes of the Governance and Priorities Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2023-MAY-08, at 1:00 p.m.
- Minutes of the Design Advisory Panel Meeting, held electronically, on Thursday, 2023-MAY-11, at 5:00 p.m.
- Minutes of the Design Advisory Panel Meeting, held electronically, on Thursday, 2023-MAY-25, at 5:00 p.m.
- Minutes of the Special Mayor's Leaders' Table Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Thursday, 2023-JUN-08, at 8:33 a.m.
- Minutes of the Finance and Audit Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Wednesday, 2023-JUN-14, at 9:00 a.m.
- Minutes of the Design Advisory Panel Meeting, held electronically, on Thursday, 2023-JUN-22, at 5:00 p.m.

- Minutes of the Special Governance and Priorities Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Wednesday, 2023-JUL-26, at 8:59 a.m.
- Minutes of the Mayor's Leaders' Table Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Thursday, 2023-JUL-27, at 8:34 a.m.

10. CONSENT ITEMS:

It was moved and seconded that the following items be adopted by consent:

Prior to the vote Councillor Perrino requested that Agenda Item 10(a)(1) be removed to be voted on separately.

(a) Mayor's Leaders' Table Meeting 2023-JUL-27

1. Community Fibre Optic Network

That Council direct Staff to prepare a report in consultation with community partners referencing the recommendations provided by the Infrastructure Working Group that provides options for expanding and integrating the City's fibre network. The motion carried unanimously.

(b) Separately Addressed Consent Items

1. Mayor's Leaders' Table Meeting 2023-JUL-27

1. Update re: Nanaimo Regional General Hospital

That Council:

- a. Provide a letter of support to the Province for a Catheterization Lab and Patient Tower at Nanaimo Regional General Hospital;
- b. Direct Staff to assist with the promotion of a media campaign for both the Catheterization Lab and Patient Tower;
- c. Send letters to surrounding municipalities asking for their support by writing to the Province requesting a Catheterization Lab and Patient Tower at Nanaimo Regional General Hospital; and,
- d. That Council advocate whenever possible for the building of a Catheterization Lab and Patient Tower at Nanaimo Regional General Hospital.

The motion carried unanimously.

2. Special Governance and Priorities Committee 2023-JUL-26

1. BC Energy Step Code and Zero Carbon Step Code Implementation

Ting Pan, Manager, Sustainability, noted that advancing to the highest level of the Zero Carbon Step Code (ZCSC) would still allow a choice of energy sources for homes, provided they are meeting the allowable level of greenhouse gas emissions, and clarified the adoption timelines of the Zero Carbon Step Code and Energy Step Code.

Delegations:

1. Carmen LeBlanc and Jason Wolfe, FortisBC, provided a PowerPoint presentation. Highlights included:
 - Adoption of the higher level of the ZCSC would eliminate the ability to connect to a gas grid, causing an inability to use Renewable Natural Gas (RNG) to reduce emissions
 - FortisBC is making investments in RNG from organic sources such as landfills and wastewater treatment plants
 - FortisBC has applied to the BC Utilities Commission for approval to provide 100% RNG to all new residential buildings, which would exceed the ZCSC, reducing emissions to one tenth of electricity levels
 - Encouraged the adoption of Level 1 of the ZCSC to identify how well it works before moving to Level 4

2. Chris Bowen and Timothy Struch, Pioneer Fireplace, spoke regarding potential impacts on local businesses. Highlights included:
 - From a local business viewpoint, adoption of the ZCSC would reduce revenue by about 30%, not including the potential loss in wholesale business
 - Many businesses wouldn't survive the change, leading to job losses and loss of tax revenue
 - Electric heat provides low-quality heat at a high price, and can be unreliable due to power failures
 - Wood heating is not an accessible backup heat source to many people, as managing the wood can be difficult
 - Suggested forming an Advisory Group, with representatives from all stakeholder groups to provide recommendations to Council, ensuring informed decisions are made

3. Cory Iversen, Pacific Energy Ltd, spoke, noting that the gas industry in BC provides approximately 3,000 jobs, and \$500M is exported annually in both gas and woodstoves. He also stated that electrification without a reliable backup system would fail, and options need to be provided.

4. Elisabeth Baudinaud, Community Energy Association, spoke via Zoom. Highlights included:
 - Community Energy Association (CEA) is a non profit organization that helps local governments accelerate the transition to low carbon
 - CEA facilitates coaching and education for both local government staff and elected officials
 - The Energy Step Code only regulates how much energy is used, not greenhouse gas (GHG) emissions
 - Many municipalities used a tiered approach to integrate changes
 - As of 2023-MAY-01, the ZCSC is a new addition to the BC Building Code
 - Aligning adoption with neighbouring communities provides consistency to builders and developers who work in different jurisdictions
5. Patti Grand, Nanaimo Climate Action Hub, spoke, noting the importance of improving air quality and the major health hazards caused by the use of fossil fuels.
6. Vic Brice spoke regarding recent toxic air quality readings in the City due to forest fires, and the hazards fossil fuels cause to the environment.

Council recessed the meeting at 9:01 p.m.

Council reconvened the meeting at 9:12 p.m.

7. Adrienne Fraser spoke and expressed concerns regarding the negative effects of fossil fuels on the environment.
8. Marsha Flad, Extinction Rebellion, spoke regarding fracking wells in BC and toxic chemicals leaching into the ground as a result.
9. Brunie Brunie spoke regarding the negative effects of gas in the home and the level of GHGs emitted by cars in the city.
10. Liz McDowell, Stand.earth, spoke, via Zoom. Highlights included:
 - In BC, gas used in buildings accounts for 12% of all GHGs
 - Numerous studies show that installing electric heat pumps and boilers are highly effective at reducing GHGs
 - RNG is scarce and should be saved for when electrification is really difficult

11. Patrick Canning spoke, via Zoom, and read a letter addressed to Mayor and Council from Dr. Jane Goodall. He also noted that burning wood is not carbon neutral and encouraged the adoption of the ZCSC to aid in the battle against climate change.
12. Edwina Boake, Flamewright Services Ltd, spoke regarding financial and labour implications. Highlights included:
 - Last year the provincial government raised PST from 7% to 12% on gas appliances, but forgave the PST for heat pumps
 - Gas is a useful backup form of heat during a power outage
 - Thousands of jobs will be lost if the ZCSC is adopted
 - If BC Hydro becomes the only source of heat for residents, prices will soar
13. Kerrienne Coady spoke regarding the two different rate tiers for BC Hydro, and encouraged Council to vote on each part of the presented motion separately.
14. Mike McNeice, Hearth, Patio & Barbecue Association of Canada, spoke, via Zoom. Highlights included:
 - Moving to the highest tier of the ZCSC leads to a practical ban on gas heating
 - If gas isn't installed in new construction for space and water heating, it will reduce the likelihood of being installed for a fireplace
 - Consumer choice would be negatively affected for vital backup heating options
 - Following the province's timeline allows time to monitor and measure the effects of the steps of the ZCSC
15. Barbara MacLellan spoke regarding electrical grid capacity. Highlights included:
 - The electrical grid has enough power to handle more electric cars in the future, as the majority of electric vehicle owners charge at home and at night, when the demand is lessened
 - Additional capacity can be added to the grid through the use of solar power
 - Newer, high efficiency heat pumps can reduce electricity use by more than two thirds
16. Nina Rastogi spoke, noting the importance of keeping GHGs in the ground to save the planet for future generations, and the urgency of reducing GHGs by half by 2030 to reduce climate change.

17. Robyn Wark and Tom Berkout, via Zoom, and Ted Olynck, BC Hydro, provided a PowerPoint presentation. Highlights included:
 - Fossil fuels supply 70% of all energy used in BC
 - BC is self sufficient with 98% clean electricity
 - BC's electricity comes mostly from hydro; however, there are lots of potential ways to access different forms of renewable electricity throughout the province
 - The *Clean Energy Act* requires BC Hydro to secure enough electricity within BC to meet system energy and capacity needs, as well as an extra 12% for Capacity Reserve
 - Dams are used as a backup electricity provider on colder peak days
 - Nanaimo is served by four substations across the City
18. Deborah van der Goes spoke regarding the increasing amounts of research being released noting the hazardous fumes released by using gas.
19. Patrick Littlejohn provided a PowerPoint presentation with articles related to fires caused by climate change. He also noted that July 2023 was the hottest month ever recorded since 1880.
20. Ian Gartshore spoke regarding moving Nanaimo away from fossil fuels. He also noted that most residents would not want to pay for gas each month only as a backup heat source, and that there are other ways to have backup forms of energy.
21. Howard Breen spoke regarding climate change, and that the planet is now in a state of emergency.
22. James Boak spoke, via Zoom, noting that in 2019, Council declared a climate emergency and set new GHG emissions targets; however, the climate emergency is worse now in 2023.
23. Jim LeMaistre spoke regarding the amount of electricity lost in transition before it is used and fossil fuels being used to build dams.
24. Jeet Manhas spoke and suggested postponing the adoption of the ZCSC in 2024, until more information is available on the topic.

It was moved and seconded that Council direct Staff to prepare the necessary “Building Bylaw 2016 No. 7224” amendments in order to:

- a. Adopt the Provincial Zero Carbon Step Code and require that all applicable building permit applications meet the Measure-only Level (EL-1) upon bylaw adoption;
- b. require all Part 3 and Part 9 applicable building types and occupancies meet the Zero Carbon Performance Level (EL-4) of the Zero Carbon Step Code by 2024-JUL-01; and,
- c. require all applicable Part 3 building types and occupancies meet the Step 3 of the Energy Step Code by 2026-JAN-01.

The vote was taken on each portion of the motion in seriatim.

That Council direct Staff to prepare the necessary “Building Bylaw 2016 No. 7224” amendments in order to adopt the Provincial Zero Carbon Step Code and require that all applicable building permit applications meet the Measure-only Level (EL-1) upon bylaw adoption. The motion carried unanimously.

That Council direct Staff to prepare the necessary “Building Bylaw 2016 No. 7224” amendments in order to require all Part 3 and Part 9 applicable building types and occupancies meet the Zero Carbon Performance Level (EL-4) of the Zero Carbon Step Code by 2024-JUL-01. The motion carried.

Opposed: Mayor Krog, Councillors Armstrong, Perrino and Thorpe

That Council direct Staff to prepare the necessary “Building Bylaw 2016 No. 7224” amendments in order to require all applicable Part 3 building types and occupancies meet the Step 3 of the Energy Step Code by 2026-JAN-01. The motion carried unanimously.

It was moved and seconded that the Council Meeting proceed past 11:00 p.m. The motion carried unanimously.

11. REPORTS:

- (a) Official Community Plan Amendment Application No. OCP103 & Rezoning Application No. RA493 – 564 Fifth Street / 502 & 505 Howard Avenue

Introduced by Jeremy Holm, Director, Development Approvals.

It was moved and seconded that “City Plan Amendment Bylaw 2023 No. 6600.001” (to redesignate 502 Howard Avenue from Parks & Open Spaces to Mixed-Use Corridor) pass first reading. The motion carried unanimously.

It was moved and seconded that “City Plan Amendment Bylaw 2023 No. 6600.001” pass second reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.213” (to rezone 564 Fifth Street, 502 Howard Avenue and 505 Howard Avenue from Low Density Residential [R6], Parks, Recreation and Culture Three [PRC3] and Community Service One [CS1] to Comprehensive Development District Zone 12 [CD12]) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.213” pass second reading; and that Council direct Staff to secure the conditions related to “Zoning Amendment Bylaw 2023 No. 4500.213” as outlined in the “Conditions of Rezoning” section of the Staff Report dated 2023-AUG-28 should Council support the bylaw at third reading. The motion carried unanimously.

(b) Alternative Approval Process – 502 Howard Avenue Park Dedication Removal

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council determine the total number of electors of the area to which the approval process applies (the whole of the City of Nanaimo) to be 78,334. The motion carried.

Opposed: *Councillor Armstrong*

It was moved and seconded that Council establish a deadline of 4:30 p.m. on Friday, 2023-OCT-10 for receiving elector responses for the Alternative Approval Process in relation to “502 Howard Avenue Park Dedication Removal”. The motion carried.

Opposed: *Councillor Armstrong*

It was moved and seconded that Council approve the Elector Response Form as attached to the Staff report dated 2023-AUG-28, titled “Alternative Approval Process – 502 Howard Avenue Park Dedication Removal”. The motion carried.

Opposed: *Councillor Armstrong*

It was moved and seconded that Council give first reading to “Park Dedication Bylaw Amendment Bylaw 2023 No. 7182.01” (To remove park dedication on 502 Howard Avenue [Harewood Sports Field]). The motion carried.

Opposed: *Councillor Armstrong*

It was moved and seconded that Council give second reading to “Park Dedication Bylaw Amendment Bylaw 2023 No. 7182.01”. The motion carried.

It was moved and seconded that Council give third reading to “Park Dedication Bylaw Amendment Bylaw 2023 No. 7182.01. The motion carried.

Opposed: *Councillor Armstrong*

(c) Rezoning Application No. RA485 – 6124 Metral Drive

Introduced by Jeremy Holm, Director, Development Approvals.

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.214” (to rezone 6124 Metral Drive from Single Dwelling Residential [R1] to Residential Corridor [COR1]) pass first reading. The motion carried.

Opposed: *Councillor Armstrong*

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.214” pass second reading; and that Council direct Staff to secure the conditions related to “Zoning Amendment Bylaw 2023 No. 4500.214” as outlined in the “Conditions of Rezoning” section of the Staff Report dated 2023-AUG-28 should Council support the bylaw at third reading. The motion carried.

Opposed: *Councillor Armstrong*

(d) Rezoning Application No. RA488 – 2453 Labieux Road

Introduced by Jeremy Holm, Director, Development Approvals.

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.211” (to rezone 2453 Labieux Road from Single Dwelling Residential [R1] to Low Density Residential [R6] with site-specific height) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2023 No. 4500.211” pass second reading; and that Council direct Staff to secure the conditions related to “Zoning Amendment Bylaw 2023 No. 4500.211” as outlined in the “Conditions of Rezoning” section of the Staff Report dated 2023-AUG-28 should Council support the bylaw at third reading. The motion carried unanimously.

(e) Development Permit Application No. DP1308 – 855 Douglas Avenue

Introduced by Jeremy Holm, Director, Development Approvals.

Delegation:

1. Paul Chapman, Nanaimo & Area Land Trust, noted the application does not comply with “City of Nanaimo Zoning Bylaw 2011 No. 4500” as there is no net gain in habitat, which is a requirement of the bylaw.

It was moved and seconded that Development Permit Application No. DP1308 be denied for the reasons that the principal of net gain has not been demonstrated and the required reporting has not been submitted. The motion carried.

Opposed: *Mayor Krog, Councillors Hemmens, Perrino and Thorpe*

(f) Municipal Highway Naming (Loretta Lane) Bylaw 2023 No. 7366

Introduced by Dale Lindsay, General Manager, Development Services/Deputy CAO.

It was moved and seconded that “Municipal Highway Naming (Loretta Lane) Bylaw 2023 No. 7366” (to provide for the naming of a municipal highway) pass first reading. The motion carried unanimously.

It was moved and seconded that “Municipal Highway Naming (Loretta Lane) Bylaw 2023 No. 7366” pass second reading. The motion carried unanimously.

It was moved and seconded that “Municipal Highway Naming (Loretta Lane) Bylaw 2023 No. 7366” pass third reading. The motion carried unanimously.

12. BYLAWS:

(a) “Highway Closure and Dedication Removal Bylaw 2023 No. 7364”

It was moved and seconded that "Highway Closure and Dedication Removal Bylaw 2023 No. 7364" (a bylaw to provide for highway closure and dedication removal of an unnamed laneway between 334 and 364 Haliburton Street) pass third reading. The motion carried unanimously.

13. OTHER BUSINESS:

(a) Correspondence, dated 2023-AUG-16, from the Liquor and Cannabis Regulation Branch seeking feedback from local governments on the proposed regulatory amendment regarding primary identification

Introduced by Mayor Krog.

(b) Correspondence, dated 2023-AUG-16, from the Liquor and Cannabis Regulation Branch seeking feedback from local governments regarding the provincial licence cap policy

Introduced by Mayor Krog.

14. QUESTION PERIOD:

Council received 1 question from the public regarding agenda items.

15. ADJOURNMENT:

It was moved and seconded at 11:54 p.m. that the meeting adjourn. The motion carried unanimously.

C H A I R

CERTIFIED CORRECT:

CORPORATE OFFICER