

DISTRICT OF HIGHLANDS  
REGULAR COUNCIL MEETING

Minutes of the Regular Council meeting held Monday, June 19, 2000 at the  
Caleb Pike  
House, 1589 Millstream Road at 7:30 p.m.

PRESENT: Mayor Karel Roessingh,  
Chair  
Councillor Cardinal  
Councillor Faris  
Councillor McLellan  
Councillor Mendum  
Councillor McPherson  
Councillor Vogel

IN ATTENDANCE: Bruce Woodbury, Administrator  
Loranne Hilton, Deputy Clerk

AGENDA

MOTION 370/00 MOVED BY COUNCILLOR VOGEL  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: The Agenda BE AMENDED as follows:

1. By ADDING the following items:

- Item 1 e) Letter from the Planning and Land Use Group  
Re: South Highlands Planning Project
- Item 1 f) Development Variance Permit DVP-04-00  
APPLICANT: Arnold Laley; OWNER: Tom Gardner c/o  
Eagles Lake Estates Inc.  
LOCATION: 3240 Eagles Lake Road

2. By MOVING items in 5 a) through d) to Item 1 c).

AND THAT THE AGENDA AS AMENDED BE APPROVED.

CARRIED

1. PETITIONS AND DELEGATIONS

a) CREST Voice Radio Integration

A member of the CREST project team was unable to attend the meeting.  
Accordingly, this item will appear on a future regular Council agenda.

b) Community Justice Association of Greater Victoria

Kathy Tarnai-Lokhorst was in attendance and presented information regarding the Community Justice Association of Greater Victoria's goals and objectives.

Ms. Tarnai-Lokhorst noted that the Association is seeking a letter of support from Council to assist the Association in its funding applications.

MOTION 371/00 MOVED BY COUNCILLOR FARIS  
SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED  
THAT: A letter of support be forwarded to the Community Justice Association of Greater Victoria.

CARRIED

c) Letter from Bob McMinn  
Re: Ross-Durrance Road/Millstream Lake Road Reconstruction

Mr. Bob McMinn addressed Council and reiterated points noted in his letter dated June 15, 2000 with regards to proposed reconstruction of Ross-Durrance Road from Willis Point Road to Pease Creek.

A member of Council noted several concerns raised in letters from residents, and considerable discussion ensued regarding the proposed reconstruction. Varying views and opinions were noted.

Several aspects of road design were discussed, and it was noted that further discussion with the Roads Consultant may be of value.

MOTION 372/00 MOVED BY COUNCILLOR MENDUM  
SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED  
THAT: A Committee of the Whole meeting BE SCHEDULED to further discuss the proposed road work for Ross-Durrance Road.

CARRIED

d) Development Permit DP-02-00  
APPLICANT: Kingco Developments Ltd.  
LOCATION: 2010 Millstream Road

MOTION 373/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR VOGEL AND RESOLVED  
THAT: Development Permit DP-02-00 BE ISSUED to the owner of Lots D, E and F, Plan VIP70021, Section 4, Range 3W and 4W, Highland District for development of an access road on those properties, and for the clearing of

trees on Lot E, with the following conditions:

a) no cutting and clearing of trees or removal of vegetation and site disturbances shall be permitted within the Environmental Protection

Areas for Steep Slope Areas and Water and Riparian Areas except for the construction of a road as substantially shown on Plan A and for tree cutting as substantially shown on Plan A.

There was discussion regarding the surface of the road, and a member of Council noted that an alternative to asphalt would be desirable. It was noted by the Administrator that the application before Council was for a paved surface, and that a surface other than asphalt would require an amended application.

CARRIED

(Councillor McPherson recorded as opposed)

e) Planning and Land Use Group (P.L.U.G.)  
Re: South Highlands Planning Project

Ms. Marcie McLean was in attendance and read out P.L.U.G.'s submission to Council, which requested that formal public participation in the South Highlands Planning Project be deferred until September.

There was discussion regarding the project timelines and it was noted by a member of Council that the original timelines were still appropriate given the ongoing opportunities for public participation.

There was consensus that a Special Council Meeting would be scheduled for June 28, 2000 at 7:30 p.m. at Caleb Pike House.

e) Development Variance Permit DVP-04-00  
APPLICANT: Arnold Laley; OWNER: Tom Gardner c/o  
Eagles Lake Estates Inc.  
LOCATION: 3240 Eagles Lake Road

There was discussion regarding Development Variance Application DVP-04-00, and procedures for giving notice to residents.

MOTION 374/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: Notification BE DISTRIBUTED to all owners/occupiers of property on Woodridge Place north from the intersection with Lakeridge Place, and all of Lakeridge Place for the proposed issuance of Development Variance Permit DVP-04-00 pertaining to lot 2, Plan VIP70216, Section 39, Highland District that would vary Zoning Bylaw 100:

a. in Section 6.2.3(7) by increasing the total floor area of any single accessory building from 200 sq. metres to 220 sq. metres only over that area shown as "proposed workshop" on Plan A, AND

b. in Section 3.5(1) (e) by increasing the maximum floor area of all accessory buildings of which any part are used for a home-based

business from 70 sq. metres to 220 sq. metres only over that area shown as "proposed workshop" on Plan A.

CARRIED

2. ADOPTION OF THE MINUTES

a) Minutes of the Regular Council Meeting held June 5, 2000

MOTION 375/00 MOVED BY COUNCILLOR FARIS

SECONDED BY COUNCILLOR MENDUM AND RESOLVED

THAT: The minutes of the Regular Council meeting held June 5, 2000 BE ADOPTED as circulated.

CARRIED

3. BUSINESS ARISING FROM THE MINUTES

a) Report from the Administrator

Re: Bylaw Banning Aerial Spraying for the Gypsy Moth

MOTION 376/00 MOVED BY COUNCILLOR FARIS

SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED

THAT: Mr. Michael Abel BE ADVISED that Council will not be enacting a bylaw to regulate the aerial spraying of Btk for Gypsy Moth Control by the

Provincial Government AND that a letter be sent to the Province of BC informing them of Council's concern should they consider future aerial spraying for Gypsy Moth control in Greater Victoria, AND FURTHER that the Union of BC Municipalities be asked to lobby the Provincial Government

for Changes to the Municipal Act to grant municipalities the power to make

decisions about aerial pesticide spraying within their boundaries.

Mr. Michael Abel voiced his many concerns regarding the aerial spraying of

Btk for gypsy moth control, and urged Council to pass a bylaw to ban aerial

spraying of Btk.

Discussion ensued, and varying views and opinions were noted.

CARRIED

b) Report from the Administrator

Re: Western Forest Products South Rezoning Application RZ-02-99

MOTION 377/00 MOVED BY COUNCILLOR VOGEL

SECONDED BY COUNCILLOR CARDINAL AND RESOLVED

THAT: The Draft bylaws prepared by J. E. Anderson and Associates and the proposal from Mr. Bob Flitton for a Development Approval Agreement with respect to Rezoning Application RZ-02-99 BE REFERRED TO STAFF for discussion with the applicant and preparation of a report for Council.

CARRIED

c) Letter from the Chair, Greater Victoria Public Library  
Re: Admission of New Municipal Members

MOTION 378/00 MOVED BY COUNCILLOR MENDUM

SECONDED BY COUNCILLOR VOGEL AND RESOLVED

THAT: Approval in principle be given to the Greater Victoria Public Library

Board for the admission of one or more members of the Peninsula municipalities in the event that formal application is made and the requirements of the Library Operating Agreement are met

CARRIED

#### 4. REPORTS

a) Committee Reports

i) Administration and Finance

- Administration and Finance Advisory Committee

Re: Minutes of the Meeting held April 11, 2000

- Administration and Finance Advisory Committee

Re: Minutes of the Meeting held June 13, 2000

MOTION 379/00 MOVED BY COUNCILLOR MCPHERSON

SECONDED BY COUNCILLOR FARIS AND RESOLVED

THAT: The minutes of the Administration and Finance Advisory Committee meeting held April 11, 2000 BE DEFERRED until after the next Administration and Finance Advisory Committee meeting AND FURTHER that the minutes of the Administration and Finance Advisory Committee meeting held June 13, 2000 BE RECEIVED FOR INFORMATION.

CARRIED

Councillor McPherson gave an update on the status of the proposed BC Transit pilot projects for Sooke and North Saanich and noted that she will keep Council informed regarding the possibility of a pilot project in the District of Highlands for the year 2001.

Councillor McPherson noted that the next meeting of the Administration and Finance Advisory Committee is scheduled for July 11, 2000 at 7:30 p.m. at Pike House.

ii) Environment

- Environment Advisory Committee

Re: Minutes of the Meeting held June 12, 2000

MOTION 380/00 MOVED BY COUNCILLOR FARIS  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: The minutes of the Environment Advisory Committee meeting held June 12, 2000 BE RECEIVED FOR INFORMATION.

CARRIED

Councillor Faris advised that the Environment Advisory Committee would be meeting on June 26, 2000 at 7:30 p.m. at Pike House to discuss the Millstream Watershed Management Plan.

- Environment Advisory Committee

Re: Twinflower Park

MOTION 381/00 MOVED BY COUNCILLOR FARIS  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: The DRAFT map, as submitted by the Highland Parks and Recreation Association, regarding Twinflower Park BE REFERRED to the Environment Advisory Committee as requested in a memorandum dated June 14, 2000.

CARRIED

iii) Parks and Recreation

- Parks and Recreation Advisory Committee

Re: Minutes of the Meeting held June 12, 2000

MOTION 382/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR MCPHERSON AND  
RESOLVED THAT: The minutes of the Parks and Recreation

Advisory Committee meeting held June 12, 2000 BE  
RECEIVED FOR INFORMATION.

CARRIED

- Parks and Recreation Advisory Committee  
Re: Twinflower Park Irrigation

MOTION 383/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: Councillor Cardinal and the Parks and Recreation  
Association investigate options for the installation of an  
irrigation system for the ball field at Twinflower Park,  
including costs, and provide a report to Council.

CARRIED

- Parks and Recreation Advisory Committee  
Re: Highland Parks and Recreation Association

MOTION 384/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR MCLELLAN AND  
RESOLVED THAT: The recommendation of the Parks and  
Recreation Advisory Committee contained in its minutes of the  
meeting held June 12, 2000 to add Nicoll Park to the Highland  
Parks and Recreation Association Management Agreement BE  
REFERRED TO STAFF for a report to Council.

CARRIED

- Parks and Recreation Advisory Committee  
Re: Twinflower Park Fencing

MOTION /00 MOVED BY COUNCILLOR CARDINAL  
THAT: The map depicting proposed fencing of Twinflower Park  
and the all purpose play court submitted by the Parks and  
Recreation Association BE APPROVED IN PRINCIPLE.

MOTION withdrawn.

MOTION 385/00 MOVED BY COUNCILLOR MENDUM  
SECONDED BY COUNCILLOR FARIS AND RESOLVED  
THAT: Comment from the Environment Advisory Committee  
regarding the Draft proposal map for Twinflower Park

submitted by the Parks and Recreation Association be presented for consideration at the regular Council meeting scheduled for July 4, 2000.

CARRIED

- Parks and Recreation Advisory Committee  
Re: Highlands Parks Master Plan

MOTION 386/00 MOVED BY COUNCILLOR CARDINAL  
SECONDED BY COUNCILLOR FARIS AND RESOLVED  
THAT: The Highlands Parks Master Plan, Work Plan and Budget, dated May 12, 2000 BE APPROVED IN PRINCIPLE.

CARRIED

iv) Protective Services

- Protective Services Advisory Committee  
Re: Minutes of the Meeting held May 29, 2000

MOTION 387/00 MOVED BY COUNCILLOR MCLELLAN  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: The minutes of the Protective Services Advisory Committee meeting held May 29, 2000 BE RECEIVED FOR INFORMATION.

CARRIED

Councillor McLellan noted that the next meeting of the Protective Services Advisory Committee is scheduled for June 26, 2000 at 7:30 p.m. at the West Fire Hall.

- Protective Services Advisory Committee  
Re: Proposed Ball Field at Twinflower Park

There was discussion regarding the recommendation from the Protective Services Advisory Committee with respect to fencing around the West Fire Hall. Various options for the placement of a fence were noted.

MOTION 388/00 MOVED BY COUNCILLOR FARIS  
SECONDED BY COUNCILLOR MCLELLAN AND  
RESOLVED THAT: The Protective Services Advisory Committee BE REQUESTED to seek alternate ways of defining the training area for the West Fire Hall other than a six-foot fence all around the perimeter of the building.

DEFEATED

MOTION 389/00 MOVED BY COUNCILLOR MCPHERSON  
SECONDED BY COUNCILLOR VOGEL AND RESOLVED

THAT: Council approve the Protective Services Advisory Committee's previous recommendation dated February 1st, 1999 regarding the Highland Fire Department's submission as to defining training areas and providing safety for residents.

1. The wood fence must be six feet high.
2. This fence will then angle to include our well, back to the property line.

CARRIED

(Councillors Mendum and Cardinal recorded as opposed)

- Protective Services Advisory Committee  
Re: Millstream/Millstream Lake Road Intersection

MOTION 390/00 MOVED BY COUNCILLOR MCLELLAN  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED  
THAT: The recommendation from the Protective Services Advisory Committee dated May 31, 2000 regarding the Millstream/Millstream Lake Road intersection BE DEFERRED.

It was noted that further information regarding this intersection is expected from various sources.

CARRIED

v) Transportation and Public Works

- Roads Advisory Committee  
Re: Minutes of the Meeting held June 1, 2000

MOTION 391/00 MOVED BY COUNCILLOR MENDUM  
SECONDED BY COUNCILLOR FARIS AND RESOLVED  
THAT: The minutes of the Roads Advisory Committee meeting held June 1, 2000 BE RECEIVED FOR INFORMATION.

CARRIED

Councillor Mendum noted that the next meeting of the Roads Advisory Committee is scheduled for June 22, 2000 at 7:30 p.m. at Pike House.

vi) Trails

Councillor Faris noted that the next meeting of the Trails Advisory Committee is scheduled for June 27, 2000 at 7:30 p.m. at Pike House.

vii) Planning and Zoning

Councillor Vogel noted that the Advisory Planning Commission is scheduled to meet on June 21, 2000 at 7:30 p.m. at the Municipal Office.

b) Mayor's Report

Mayor Roessingh provided an update on current issues and recent events as outlined in his written report.

The Mayor also noted that MLA Rick Kasper presented a cheque for \$50,000.00 to the Highland Heritage Park Society for the restoration of the Old Highlands Schoolhouse and Teacherage.

5. CORRESPONDENCE

a) Letter from Kerry & Lynne Joy  
Letters from Eric and Sheila Herbert  
Re: Ross-Durrance/Millstream Lake Road

b) Letter from Bronwen Duncan  
Re: Ross-Durrance/Millstream Lake Road

c) Letter from Jean Belanger and Diana McMinn  
Re: Ross-Durrance Road Reconstruction (Section A)

d) Letter from Elliott and Kathleen Gose  
Re: Ross-Durrance Road Reconstruction (Section A)

See Item 1 c) for all correspondence items.

6. BYLAWS

Nil.

7. NEW BUSINESS

a) Report from the Capital Regional District, Building Inspection Division  
Re: Permits Issued for the District of Highlands in May, 2000

MOTION 392/00 MOVED BY COUNCILLOR MCLELLAN  
SECONDED BY COUNCILLOR VOGEL AND RESOLVED  
THAT: The report from the Capital Regional District, Building Inspection Division, received June 9, 2000, regarding permits issued for the District of Highlands in May, 2000 BE RECEIVED FOR INFORMATION.

CARRIED

b) Letter from Johanna van Barneveld

Re: Gorse

MOTION 393/00 MOVED BY COUNCILLOR FARIS  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED

THAT: The letter from Johanna van Barneveld, received June 12, 2000, regarding the presence of gorse along the sides of District of Highlands' roads, BE REFERRED to the Roads Advisory Committee and the Environment Advisory Committee for a recommendation to Council, AND FURTHER that staff BE DIRECTED to draft an information newsletter regarding gorse.

CARRIED

c) Letter from the City of Vancouver

Re: Cigarette Smoking

MOTION 394/00 MOVED BY COUNCILLOR MCLELLAN  
SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED

THAT: The letter received from the City of Vancouver, dated June 1, 2000, regarding a motion passed by Cit of Vancouver with respect to cigarette smoking BE RECEIVED FOR INFORMATION.

CARRIED

d) Letter from the General Manager, Belfry Theatre

Re: Request for Financial Assistance

MOTION 395/00 MOVED BY COUNCILLOR MCPHERSON  
SECONDED BY COUNCILLOR MENDUM AND RESOLVED

THAT: The Belfry Theatre BE ADVISED that the District of Highlands will not be providing financial support for the Heritage Restoration Project, as requested in a letter dated June 1, 2000.

CARRIED

## 8. OTHER BUSINESS

a) Letter from the Union of BC Municipalities

Re: Canada Forest Accord - National Forest Strategy Coalition

MOTION 396/00 MOVED BY COUNCILLOR MENDUM

SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED

THAT: The Union of BC Municipalities BE REQUESTED to provide more information regarding the Canada Forest Accord and the National Forest Strategy Coalition.

CARRIED

b) Letter from Dr. Brian P. Spencer

Re: Revised Rezoning Application - Deanna Place RZ-04-99

MOTION 397/00 MOVED BY COUNCILLOR VOGEL

SECONDED BY COUNCILLOR MENDUM AND RESOLVED

THAT: The letter and accompanying information received from Dr. Brian P. Spencer, dated June 12, 2000, regarding revisions to Rezoning Application RZ-04-99 (Deanna Place) BE REFERRED TO ADVISORY COMMITTEES AND STAFF for a report/recommendation.

CARRIED

c) Letter from the BC Lottery Corporation

Re: Expressions of Interest in the Casino Relocation Process

MOTION 398/00 MOVED BY COUNCILLOR VOGEL

SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED

THAT: The BC Lottery Corporation BE ADVISED of the following resolution passed by the District of Highlands Municipal Council at its June 5, 2000 Regular meeting:

"The District of Highlands Municipal Council is OPPOSED to a casino being located in the City of Colwood, the District of Langford, the Town of View Royal, the District of Metchosin or the District of Highlands."

There was discussion regarding the proposed relocation of a casino to the Western Communities and the possibilities for profit sharing amongst neighbouring municipalities.

CARRIED

(Councillor Cardinal recorded as opposed)

d) Memorandum from the Administrator

Re: Notice of Intent to Withdraw from the Municipal Insurance Association of British Columbia

MOTION 399/00 MOVED BY COUNCILLOR MCLELLAN

SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED

THAT: Staff BE DIRECTED to notify the Municipal Insurance Association

(MIA) of the District of Highlands' intent to withdraw its membership with MIA at the end of the year 2000.

CARRIED

It was noted by the Administrator that staff, at the direction of Council, is currently seeking quotes for municipal liability insurance. In the event that another insurance carrier is chosen, the provisions of the District's agreement with MIA require six months notice of withdrawal.

9. ADJOURNMENT

MOTION 400/00 MOVED BY COUNCILLOR MENDUM

SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED

THAT: The Regular Council meeting held Monday, June 19, 2000 BE ADJOURNED at 10:56 p.m. AND THAT, pursuant to Section 242.2 of the Municipal Act a meeting in camera be convened to discuss:

? Land Acquisition

CARRIED

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Karel Roessingh, Mayor  
District of Highlands - Regular Council Meeting  
Monday, June 19, 2000

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Bruce Woodbury, Administrator