

MINUTES of the Twenty-Ninth Meeting held by the Fourth Council of the City of Chilliwack in the Council Chambers, City Hall, on Monday, February 1, 2010, at 3:00 p.m.

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PRESENT: All members of Council.

In addition, the following members of staff were present:

P.D. Monteith, Chief Administrative Officer  
 K.D. Graham, City Clerk  
 I. Crane, Director of Development  
 J. Spencer, General Manager of Community Development/Deputy CAO  
 C.S. Crosman, General Manager of Operational Services  
 D. Blain, Director of Engineering  
 K. Fraser, Deputy Director of Finance  
 G. Schipper, Manager of Regulatory Enforcement  
 K. Stanton, Manager of Development Services  
 L. Thompson, Manager of Technical Services  
 G. Villeneuve, Manager of Current Planning  
 R.E. Sanderson, Manager of Transportation and Drainage  
 W. Moseanko, Property Manager  
 N. Calver, Assistant Operations Manager  
 K. Houlden, Manager of Leisure Development  
 T. Friesen, Assistant Manager of Environmental Services  
 H. Vegh, Recording Secretary

Mayor Gaetz was Chair and called the Meeting to order at 3:00 p.m.

#### Consent Agenda

Huttema ) That the following bylaws be reconsidered, finally passed and adopted, that they  
 McLean ( be signed and the corporate seal affixed thereto:

“Zoning Bylaw Amendment Bylaw 2010, No. 3665”  
 (8910, 8916, 8922, 8928, 8934, 8940 and 8946 Edward Street – RZ000625)

“Freedom of Information and Protection of Privacy Bylaw Amendment  
 Bylaw 2010, No. 3668”

“Municipal Officers and Employees Bylaw Amendment Bylaw 2010,  
 No. 3669”

Carried unanimously

#### Monthly/Quarterly Reports

Stam ) That the 2009 Report with respect to requests made under the *Freedom of*  
 Attrill ( *Information and Protection of Privacy Act of BC* be received for information.

Carried unanimously

Huttema ) That the Fourth Quarter Report on Vandalism to City facilities  
 Janzen ( for the period October to December, 2009, be received for information.

Carried unanimously

City of Chilliwack Council – February 1, 2010Monthly/Quarterly Reports (continued)

Stam ) That the Municipal Development Department Fourth Quarter Report for the  
 Clark ( period October to December, 2009, be received for information.

Carried unanimously

Departmental Reports

Clark ) That the Management, Operating and Maintenance Agreement between the City  
 McLean ( of Chilliwack and the Chilliwack Arts & Cultural Centre Society be approved,  
 subject to publication of the required Notice of Disposition of Lease; and further,  
 that the Mayor and Clerk be authorized to sign any necessary documentation.

Carried unanimously

Janzen ) That Council approve the Terms of Reference of the “Mayor’s Committee on  
 Attrill ( Health Issues”, as contained within the Staff Report dated January 27, 2010.

Carried unanimously

Committee Liaison Reports

Councillor Huttema reported on his attendance at the Pacific Agricultural Show.

Councillor Stam reported on the Fraser Valley Regional District Board Meeting that took place on January 26, 2010.

Councillor Attrill reported on her attendance at the Pacific Agricultural Show.

Councillor McLean reported on the Chilliwack Film Commission meeting and his attendance at the Annual General Meeting of the Fraser Valley Regional Library.

Councillor Clark provided an update on the preparation of the “Olympic Torch Celebration”, which will be held on February 7, 2010.

McLean ) That, in accordance with Section 90(1)(c) and (k) of the *Community Charter*,  
 Clark ( Council hold a closed meeting to discuss employee relations and proposed  
 services.

Carried unanimously

The regular meeting adjourned at 3:11 p.m. and reconvened at 7:00 p.m.

PRESENT: All members of Council.

In addition, the following members of staff were in attendance:

P.D. Monteith, Chief Administrative Officer  
 K.D. Graham, City Clerk  
 L. Thompson, Manager of Technical Services  
 C. S. Crosman, General Manager of Operational Services  
 G. Villeneuve, Manager of Current Planning  
 H. Vegh, Recording Secretary

Section 57 Hearing - 46553 Brice Road

Show Cause Hearing with respect to building permit requirements for property located at 46553 Brice Road.

There were no representations with respect to the Show Cause Hearing.

Clark ) That, after due consideration to the presentation provided at the Hearing,  
Attrill ( Council hereby directs that, pursuant to Section 57 of the *Community Charter*,  
notice be filed on title with the Registrar of the B.C. Land Title and Survey  
Authority with respect to deficiencies arising from building permit requirements  
for the premises located at 46553 Brice Road.

Carried unanimously

Section 57 Hearing - 46251 Brinx Road

Show Cause Hearing with respect to building permit requirements for property located at 46251 Brinx Road.

There were no representations with respect to the Show Cause Hearing.

Stam ) That, after due consideration to the presentation provided at the Hearing,  
Janzen ( Council hereby directs that, pursuant to Section 57 of the *Community Charter*,  
notice be filed on title with the Registrar of the B.C. Land Title and Survey  
Authority with respect to deficiencies arising from building permit requirements  
for the premises located at 46251 Brinx Road.

Carried unanimously

Public Information MeetingLiquor Licence Amendment LLA00026

Public Information Meeting on Liquor Licence Amendment LLA00026, for Major League 2 Sports Pub & Restaurant (Licence No. 128033) with respect to property located at 45768 Gaetz Street. The purpose of the application is to change the hours of sale, from Sunday to Thursday, 11:00 a.m. to 12:00 midnight and Friday and Saturday, 11:00 a.m. to 1:00 a.m. to the new proposed hours of Monday to Sunday, 9:00 a.m. to 1:00 a.m.

There were no representations with respect to Liquor Licence Application LLA00026.

Development Variance Permit DVP00493

Public Information Meeting for DVP00493 for property located at 43195 Old Orchard Road, which proposes to vary the urban ancillary lot coverage from 100m<sup>2</sup> to 197m<sup>2</sup> to facilitate the construction of a new ancillary building.

Public Information Meeting (continued)Development Variance Permit DVP00493 (continued)

Letters of support were received from the following:

- Dr. Lloyd and Marrian Baldwin, 43250 Old Orchard Road, received January 18, 2010
- Michael Jones, 43037 Old Orchard Road, received January 18, 2010
- Michael and Fiona MacEachern, 43078 Old Orchard Road, received January 18, 2010

Attrill ) That the representations with respect to Development Variance Permit  
McLean ( DVP00493 be received for information.

Carried unanimously

Development Reports

Stam ) Be it resolved that the following resolution receive approval:  
Attrill (

1. Council recommends approval of the Application for Permanent Change to a Liquor Licence of Major League 2 Sports Pub & Restaurant (Licence No. 128033), located at 45768 Gaetz Street, to change the hours of sale, as follows:

Existing Hours:	Sunday to Thursday	11:00 a.m. to 12:00 midnight
	Friday and Saturday	11:00 a.m. to 1:00 a.m.

Proposed Hours:	Monday to Sunday	9:00 a.m. to 1:00 a.m.
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2. Council's comments on the prescribed considerations with respect to the above application are as follows:

a) Potential for Noise:

The proposal to change the hours of sale could extend the potential for noise on weeknight evenings past midnight (patrons entering and leaving; vehicular noise; noise from people seated on the outdoor patio in the summer); however, no bylaw complaints have been received in recent years. Surrounding land uses include commercial (office and retail) to the west; a commercial/industrial building to the east; single family and multiple family residential uses to the north; and, single family residential uses to the south. No problems are anticipated with respect to the change of hours of sale.

Development Reports (continued)

b) Impact on Community:

If the application is approved, minimal impact on the community is expected. The RCMP advise that the Applicant has been operating at its current location for several years and has not been a problem to the police or the surrounding community. The subject property has 2 accesses – one from Gaetz Street and the other by a driveway that extends from Vedder Road. The purpose of the second access was to facilitate a reduction in the amount of traffic and associated noise for the residential neighbours on Gaetz Street and Shaw Avenue.

c) Primary Purpose:

The subject property is zoned C5 (Night Club/Neighbourhood Pub), which permits both restaurant and neighbourhood pub uses. The amendment application to change the hours of sale would not result in the establishment being operated in a manner that is contrary to its primary purpose.

d) Views of the Residents:

The views of the residents received at the Public Information meeting will be forwarded to the Liquor Control and Licensing Branch.

Carried  
Councillor Clark voted “Nay”

Stam ) That Council approve the issuance of Development Variance Permit  
McLean ( DVP00493 with respect to property located at 43195 Old Orchard Road.

Carried unanimously

Additional Item

Huttema ) That Council deny, with regret, the donation of the City of Chilliwack  
Clark ( 12 passenger van to the Chilliwack and District Seniors Resources Society.

Carried unanimously

Mayor Gaetz called for questions from the public. None were received.

On a motion of Councillor Huttema, and seconded by Councillor Janzen, the meeting adjourned at 7:20 p.m.

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Mayor

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Clerk