

MINUTES of the Twenty-Third Meeting held by the Fourth Council of the City of Chilliwack in the Council Chambers, City Hall, on Monday, November 2, 2009, at 3:00 p.m.

PRESENT: All members of Council, except Councillor Janzen.

In addition, the following members of staff were present:

P.D. Monteith, Chief Administrative Officer
 R.L. Carnegie, City Clerk
 I. Crane, Director of Development
 C.S. Crosman, General Manager of Operational Services
 J. Spencer, General Manager of Community Development/Deputy CAO
 D. Blain, Director of Engineering
 G. MacPherson, Director of Public Works
 G. Pederson, Director of Parks, Recreation and Culture
 K. Fraser, Deputy Director of Finance
 G. Schipper, Manager of Regulatory Enforcement
 L. Thompson, Manager of Technical Services
 R. Ryall, Fire Chief
 K. Houlden, Manager, Leisure Development
 K. Graham, Deputy City Clerk
 R.E. Sanderson, Manager of Transportation and Drainage
 T. Friesen, Assistant Manager of Environmental Services
 G. White, Subdivision Application Manager
 P.C. Friesen, Recording Secretary

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

Public Information Meeting

2009 Five Year Financial Plan Amendment

Public Information Meeting for “Five Year Financial Plan Bylaw Amendment Bylaw 2009, No. 3652”.

Robert Watson, #4 - 45941 Rowat Avenue, requested that the item be moved to the evening session in order to provide the public with more flexibility in their ability to attend the meeting of Council where the Five Year Financial Plan is discussed.

McLean) That the representations with respect to the “Five Year Financial Plan Bylaw
 Attrill (Amendment Bylaw 2009, No. 3652” be received for information.

Carried unanimously

Adoption of Minutes

Stam) That the Minutes of the Regular Meeting of Council held October 19, 2009,
 Huttema (be adopted, as circulated.

Carried unanimously

City of Chilliwack Council – November 2, 2009Consent Agenda

- Clark) That the following bylaw be now reconsidered, finally passed and adopted,
Attrill (that it be signed and the corporate seal affixed thereto:

“Highway Closure and Removal of Dedication Bylaw 2009, No. 3649”

Carried unanimously

Monthly/Quarterly Reports

- Huttema) That the Operational Services Third Quarter Report, for the period July to
McLean (September, 2009, be received for information.

Carried unanimously

- Stam) That the Third Quarter Report on Vandalism to City Facilities, for the period
Attrill (July to September, 2009, be received for information.

Carried unanimously

- Clark) That the Municipal Development Department Third Quarter Report, for the
Attrill (period July to September, 2009, be received for information.

Carried unanimously

Departmental Reports

- Clark) That Council deny, with regret, the request from the Filipino Association of
Attrill (Chilliwack to waive the rental fee for a booking of the Cheam Room at
Evergreen Hall.

Carried unanimously

- Huttema) That Council accept the proposal for the provision of Engineering Services for
Stam (the “Vedder River Dyke Breach Analysis Study” from the lead proponent,
Schlumberger Water Services, in the amount of \$28,386.00 (excluding GST);
and further, that the Mayor and Clerk be authorized to sign any necessary
documentation.

Carried unanimously

- Clark) That Council award the tender for the “West Dyke Upgrades, McGillivray
McLean (Section” to 651432 BC Ltd. (dba Universal Contracting), in the amount of
\$76,611.32 (excluding GST); and further, that the Mayor and Clerk be
authorized to sign any necessary documentation.

Carried unanimously

- Attrill) That Council support the “Yellow Ribbon Campaign” by allowing the public to
Stam (attach yellow ribbons to ornamental street light poles in Chilliwack to honour
Captain Daniel Spielman and all Canadian Soldiers currently posted in
Afghanistan.

Carried unanimously

City of Chilliwack Council – November 2, 2009Departmental Reports (continued)

Clark) That “Five Year Financial Plan Bylaw Amendment Bylaw 2009, No. 3652”, be
 Attrill (finally passed and adopted, that it be signed and the corporate seal affixed
 thereto.

Carried unanimously

Huttema) That “Zoning Bylaw Amendment Bylaw 2009, No. 3653”, which proposes to
 Attrill (rezone property located at 45782 Reece Avenue from an R1-A (One Family
 Residential) Zone to an R1-D (Infill Small-Lot One Family Residential) Zone,
 be given introduction and first reading; and further, that a Public Hearing be
 called for November 16, 2009. (RZ000628)

Carried unanimously

The bylaw was read a first time.

Committee Liaison Reports

Councillor Huttema commented on the completion of the Rural Issues Advisory Committee Town Hall meetings; his attendance at the Fraser Valley Regional Library Board meeting held on October 21, 2009; and, reminded the public of the upcoming “Friends of the Chilliwack Library” event, which will be held on November 4, 2009.

Councillor Attrill commented on the Rural Issues Advisory Committee Town Hall meetings.

Councillor McLean commented on the “Fraser Valley Homeless Network” meeting held on October 21, 2009; the “Cities Fit for Children Provincial Summit” held in Langley on October 22 and 23, 2009; the Strategic Planning meeting for a Healthier Community; the official opening of the Evans Road Flyover held on October 30, 2009; and, his attendance at the Rural Issues Advisory Committee Town Hall meeting held in Greendale.

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

Carried unanimously

The regular meeting adjourned at 3:21 p.m. and reconvened at 7:00 p.m.

PRESENT: All members of Council, except Councillor Janzen.

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

P.D. Monteith, Chief Administrative Officer
 R.L. Carnegie, City Clerk
 I. Crane, Director of Development
 L. Thompson, Manager of Technical Services
 G. White, Subdivision Application Manager
 G. Schipper, Manager of Regulatory Enforcement
 P.C. Friesen, Recording Secretary

City of Chilliwack Council – November 2, 2009Show Cause HearingsSection 57 - 44418 Bayshore Avenue

Show Cause Hearing with respect to building permit requirements (health and safety) following alterations and/or renovations as a result of a marijuana grow operation on the premises located at 44418 Bayshore Avenue.

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

Huttema) That, after due consideration to the presentation provided at the Hearing,
McLean (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 (health and safety) following alterations and/or renovations as a result of a marijuana grow operation on the premises located at 44418 Bayshore Avenue.

Carried unanimously

Section 57 Hearing – 42950 Vedder Mountain Road

Show Cause Hearing with respect to building permit requirements (health and safety) following alterations and/or renovations as a result of a marijuana grow operation on the premises located at 42950 Vedder Mountain Road.

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

Attrill) That, after due consideration to the presentation provided at the Hearing,
McLean (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 (health and safety) following alterations and/or renovations as a result of a marijuana grow operation on the premises located at 42950 Vedder Mountain Road.

Carried unanimously

Public Hearing“Zoning Bylaw Amendment Bylaw 2009, No. 3650” (RZ000626)

Public Hearing on the proposal to rezone property located at 10470 McDonald Road from an R1-A (One Family Residential) Zone to an R1-C (One Family Residential – Accessory) Zone.

The following letters of opposition/concern were received from:

- Margaret and Gord Hill, 10460 McDonald Road, dated October 19, 2009;
- Lynne and Don Preston, 10504 McDonald Road, dated October 29, 2009 (2 letters);
- Jonathan Shanks, 10494 McDonald Road, dated October 30, 2009;
- Louise Cazander, 10443 McDonald Road, dated November 1, 2009; and,
- Stuart and Shirley Vander Kooi, 10475 McDonald Road, received November 2, 2009.

City of Chilliwack Council – November 2, 2009Public Hearing (continued)“Zoning Bylaw Amendment Bylaw 2009, No. 3650” (RZ000626) (continued)

Margaret and Gordon Hill, 10460 McDonald Road, expressed concern with respect to the additional traffic and activity in general as a result of the rental aspect; loss of view and privacy; and, noise.

Bruce Proudfoot, 10470 McDonald Road, property owner and Applicant, provided an overview of the proposal to provide a residence for a family member. In response to a question from Council, Mr. Proudfoot confirmed there are no windows along the south side of the proposed coach house.

McLean) That the representations with respect to “Zoning Bylaw Amendment Bylaw
Huttema (2009, No. 3650” be received for information.

Carried unanimously

Temporary Commercial/Industrial Permit (TCP00075)

Public Hearing on Temporary Commercial/Industrial Permit TCP00075, with respect to property located at 8030 Atchelitz Road, to permit a storage yard for trucks and landscape soil, in conjunction with a commercial transport business with offices located elsewhere.

David Klassen, #113 - 8590 Sunrise Drive, Applicant, provided an overview of the proposal to be located at 8030 Atchelitz Road.

In response to questions from Council, Mr. Klassen stated that truck traffic will be limited to 1 or 2 vehicles be day and the storage of soil on site will be contained within a concrete area surrounded by concrete lock blocks.

Stam) That the representation with respect to Temporary Commercial/Industrial
Huttema (Permit TCP00075 be received for information.

Carried unanimously

Public Information MeetingDevelopment Variance Permit DVP00482

Public Information Meeting for DVP00482 for property located at 4373 Cypress Street, which proposes to vary the front setback from 6m to 3.6m for an addition to the existing single family dwelling.

Clint and Valerie Tosoff, 4373 Cypress Street, property owners and Applicants, provided an overview of their application for a Development Variance Permit.

Stam) That the representation with respect to Development Variance Permit
Attrill (DVP00482 be received for information.

Carried unanimously

City of Chilliwack Council – November 2, 2009Clerk's Reports

McLean) That "Zoning Bylaw Amendment Bylaw 2009, No. 3650", with respect to
 Huttema (property located at 10470 McDonald Road, be read a second and third time.
 (RZ000626)

Carried unanimously

The bylaw was read a second and third time by title.

Development Reports

Stam) That Council approve the issuance of Temporary Commercial/Industrial Permit
 Huttema (TCP00075 with respect to property located at 8030 Atchelitz Road, subject to the
 terms and conditions as contained within the Temporary Commercial/Industrial
 Permit.

Carried unanimously

Stam) That Council approve the issuance of Development Variance Permit DVP00482
 Clark (with respect to property located at 4373 Cypress Street.

Carried unanimously

Councillors' Reports

Councillor Clark commented on the opening of the Evans Road Flyover and encouraged the public to choose a place to celebrate Remembrance Day.

Councillor McLean commented on the opening of the Evans Road Flyover.

Councillor Attrill commented on her attendance at the Promontory Ratepayers' Association meeting held on October 20, 2009; CEPCO's "Business Link Appreciation and Networking Event" held on October 22, 2009; the installation of Mark Everett, Chancellor and President of University of the Fraser Valley; Chilliwack Community Services "Changing Lives Luncheon" fundraising event and Board Meeting held on October 27, 2009; and, reminded the public of the rededication ceremony of the "All Sappers' Memorial Park Cenotaph", located in Vedder Crossing, to be held on Saturday, November 7, 2009.

Councillor Huttema commented on the opening of the Evans Road Flyover and passed along accolades to City staff arising from comments at the Rural Issues Advisory Committee Town Hall meetings, with respect to roads, parks and trail systems within the City.

Councillor Stam extended congratulations to Mayor Gaetz and staff on the success of the Evans Road Flyover opening ceremony; thanked Canada Lands on the rededication of the "All Sappers' Memorial Park Cenotaph", located in Vedder Crossing; and, reminded the public of the Remembrance Day ceremonies taking place in Chilliwack on Wednesday, November 11, 2009.

City of Chilliwack Council – November 2, 2009

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

On a motion of Councillor Clark, and seconded by Councillor Attrill, the meeting adjourned at 7:40 p.m.

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Mayor

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Clerk