

MINUTES of the Twenty-Second Meeting held by the Fourth Council of the City of Chilliwack in the Council Chambers, City Hall, on Monday, October 19, 2009, at 3:00 p.m.

PRESENT: All members of Council.

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
 K. Stanton, Manager of Development Services
 L. Thompson, Manager of Technical Services
 R. Ryall, Fire Chief
 I. Josephson, Assistant Fire Chief
 L. Axleson, Public Educator/Fire Inspector
 K. Graham, Deputy City Clerk
 R.E. Sanderson, Manager of Transportation and Drainage
 W. Moseanko, Property Manager
 G. White, Subdivision Application Manager
 J. Kooistra, Manager of Revenue Services/Collector
 E. Leidekker, Manager of Information Systems
 C. Naiduwa, Utilities Engineer
 P.C. Friesen, Recording Secretary

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

Delegations/Hearings

British Columbia Water and Waste Association

The City Clerk advised that the delegation from the British Columbia Water and Waste Association has been postponed.

Fire Prevention Week - "Chili Cook-Off"

Calvin Stam, with the assistance of Councillor Stam, announced the winner of the "Chili Cook-Off". Sean White, Firefighter, accepted the trophy on behalf of the winner, Fire Hall No. 1.

Adoption of Minutes

Clark) That the Minutes of the Regular Meeting of Council held October 5, 2009, be
 Janzen (adopted, as circulated.

Carried unanimously

Consent Agenda

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

“Zoning Bylaw Amendment Bylaw 2009, No. 3613”
 (45142 Wells Road – RZ000498)

Carried unanimously

Monthly/Quarterly Reports

Stam) That the Third Quarter Fire Report for the period July to September, 2009, be
 Attrill (received for information.

Carried unanimously

Departmental Reports

Janzen) That the Minutes of the Mayor’s Committee on Health Issues meeting held
 Attrill (June 23, 2009, be received for information.

Carried unanimously

McLean) That the “Transportation Plan” update be received for information.
 Attrill (

Carried unanimously

Clark) That the draft Memorandum of Understanding (MOU) between the City of
 McLean (Chilliwack and Terasen Gas Inc., be received for information; and further, that
 Council direct staff to proceed with the “Biogas Recovery Project”
 investigation.

Carried unanimously

Stam) That Council receive the input from the Development Process Advisory
 Janzen (Committee regarding Development Cost Charges; and further, that the current
 “Development Cost Charge Bylaw Amendment Bylaw 2009, No. 3614” be
 referred to the Inspector of Municipalities for approval.

Carried unanimously

Stam) That the current “2009 Comprehensive Municipal Plan” schedules, as contained
 Huttema (within the Staff Report dated October 7, 2009, be received for information.

Carried unanimously

Stam) That “Five Year Financial Plan Bylaw Amendment Bylaw 2009, No. 3652” be
 McLean (introduced and read a first time.

Carried unanimously

The bylaw was read a first time.

City of Chilliwack Council – October 15, 2009Departmental Reports (continued)

Attrill) That “Five Year Financial Plan Bylaw Amendment Bylaw 2009, No. 3652” be
Clark (read a second and third time.

Carried unanimously

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

Attrill) That Council approve the request from the Chilliwack Restorative Justice and
Clark (Youth Advocacy Association for funding for 2010, under the Community
Development Initiatives Funding Program, in the amount of \$31,500.00.

Carried unanimously

Huttema) That “Highway Closure and Removal of Dedication Bylaw 2009, No. 3649” be
McLean (introduced and read a first time.

Carried unanimously

The bylaw was read a first time.

Stam) That “Highway Closure and Removal of Dedication Bylaw 2009, No. 3649” be
Attrill (read a second and third time.

Carried unanimously

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

McLean) That the following be adopted as the schedule of meetings for the year 2010:
Attrill (

Regular Council Meetings: Regular Council meetings will be held at 3:00 p.m. on the first and third Monday of each month, with the meeting reconvening at 7:00 p.m. on these dates;

Provided that, in the event any of the above-scheduled meetings fall on a day other than a normal working day, the meeting shall be held on the Tuesday immediately following.

Huttema) That the motion be amended by adding the following:
McLean (

“and further, that the Regular Council meeting scheduled for Tuesday, August 3, 2010, be cancelled.

Amendment motion carried unanimously

Original motion, as amended, carried unanimously

Due to a potential conflict of interest, Councillor Clark withdrew from the meeting at 3:27 p.m.

Stam) That “Business Improvement Area Bylaw 2009, No. 3651” be introduced and
McLean (read a first time.

Carried unanimously by members remaining

The bylaw was read a first time.

Departmental Reports (continued)

- Stam) That “Business Improvement Area Bylaw 2009, No. 3651” be read a second
Attrill (and third time.

Carried unanimously by members remaining

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

Councillor Clark returned to the meeting at 3:33 p.m.

- Clark) That Council accept the proposal for the Supply and Installation of the “VoIP
Stam (Telephone System” from the lead proponent, Bell Canada, in the amount of
\$230,973.78 (excluding GST); and further, that the Mayor and Clerk be
authorized to sign any necessary documentation.

Carried unanimously

- Stam) That the Minutes of the Public Safety Advisory Committee meeting held
Janzen (September 8, 2009, be received for information; and further, that the following
recommendation be approved:

“That Council authorize staff to examine a more pro-active graffiti enforcement policy than what is contained within Policy Directive ‘H-16 Enforcement of the Unsightly Premises Bylaw’.”

Carried unanimously

- McLean) That “Zoning Bylaw Amendment Bylaw 2009, No. 3650”, which proposes to
Attrill (rezone property located at 10470 McDonald Road from an R1-A (One Family
Residential) Zone to an R1-C (One Family Residential – Accessory) Zone, be
given introduction and first reading; and further, that a Public Hearing be called
for November 2, 2009. (RZ000626)

Carried unanimously

The bylaw was read a first time.

- McLean) That Council approve the issuance of Development Permit DP000495, with
Attrill (respect to property located at 45142 Wells Road, subject to the recommendations
of the Design Review Panel.

Carried unanimously

- Attrill) That Council approve the issuance of Development Permit DP000496, with
Clark (respect to property located at 5788 Vedder Road, subject to the recommendation
of the Design Review Panel.

Carried unanimously

- McLean) That application ALR00213 for inclusion into the Agricultural Land Reserve,
Clark (with respect to property located at 44467 Cartmell Road, be forwarded to the
Agricultural Land Commission with support.

Carried unanimously

City of Chilliwack Council – October 15, 2009Departmental Reports (continued)

- Stam) That Council approve the request for funding from the Chilliwack Social
Huttema (Research and Planning Council, in the amount of \$15,000.00, for 2009.

Carried unanimously

- Janzen) That the Minutes of the Development Process Advisory Committee meeting
Attrill (held July 15, 2009, be received for information; and further, that the following
recommendation be approved:

“The Development Process Advisory Committee endorses the new Land
Development Tree Management Bylaw.”

Carried unanimously

- Attrill) That the Minutes of the Mayor’s Committee on Housing meeting held
McLean (September 9, 2009; the Minutes of the Housing Foundation Sub-Committee
meetings held July 8 and July 29, 2009; and, the Minutes of the Housing Needs
Analysis Sub-Committee meetings held July 9 and August 13, 2009, be received
for information.

Carried unanimously

Committee Liaison Reports

Councillor Janzen reported on the Child and Youth Committee meeting; extended thanks to Councillors Attrill and McLean for their collaboration on the Health Contact Centre; provided comment on the meeting with the BC Housing Corporation; extended thanks to Chilliwack Senior Secondary School regarding their new school; and, congratulated Fraser Health Authority on the release of their new Strategic Plan.

Councillor Huttema reminded the public of the upcoming Rural Issues Advisory Committee Town Hall meetings.

Councillor Attrill extended thanks to Councillor Janzen for her work on the Health Contact Centre and commented on the Spirit of BC Committee meeting held on October 6, 2009.

Councillor Clark extended a welcome to Michael Cade, the new Executive Director of the Chilliwack Cultural Centre.

Mayor Gaetz presented Glen MacPherson, Director of Public Works, with his Certificate in Local Government Administration.

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

Carried unanimously

City of Chilliwack Council – October 15, 2009

The regular meeting adjourned at 3:51 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:

J. Spencer, General Manager of Community Development/Deputy CAO
 R.L. Carnegie, City Clerk
 I. Crane, Director of Development
 G. Schipper, Manager of Regulatory Enforcement
 L. Thompson, Manager of Technical Services
 P.C. Friesen, Recording Secretary

Section 57 Show Cause Hearing - 45380 Barton Avenue

Show Cause Hearing with respect to building permit requirements for the premises located at 45380 Barton Avenue.

There were no representations with respect to the Show Cause Hearing for property located at 45380 Barton Avenue.

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 BC Land Title and Survey
 Authority with respect to deficiencies arising from building permit requirements
 for the premises located at 45380 Barton Avenue.

Carried unanimously

Section 57 Show Cause Hearing – 49560 Castleman Road

The City Clerk advised that the Show Cause Hearing with respect to building permit requirements for property located at 49560 Castleman Road was cancelled, as the owners have now completed all the outstanding building permit requirements.

Section 57 Show Cause Hearing - 47390 Fairfield Road

Show Cause Hearing with respect to building permit requirements for the premises located at 47390 Fairfield Road.

There were no representations with respect to the Show Cause Hearing for property located at 47390 Fairfield Road.

McLean) 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 BC Land Title and Survey
 Authority with respect to deficiencies arising from building permit requirements
 for the premises located at 47390 Fairfield Road.

Carried unanimously

City of Chilliwack Council – October 15, 2009

Section 57 Show Cause Hearing – 10326 Gladys Street

Show Cause Hearing with respect to building permit requirements for the premises located at 10326 Gladys Street.

There were no representations with respect to the Show Cause Hearing for property located at 10326 Gladys Street.

Stam) That, after due consideration to the presentation provided at the Hearing,
Huttema (Council hereby directs that, pursuant to Section 57 of the *Community Charter*, notice be filed on title with the Registrar of the BC Land Title and Survey Authority with respect to deficiencies arising from building permit requirements for the premises located at 10326 Gladys Street.

Carried unanimously

Section 57 Show Cause Hearing - #94 – 45640 Watson 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 #94 – 45640 Watson Road.

There were no representations with respect to the Show Cause Hearing for property located at #94 – 45640 Watson Road.

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 BC Land Title and Survey Authority; and further, that a Notice be filed on the title of the Mobile Home with the Mobile Home Registry 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 #94 – 45640 Watson Road.

McLean) That the motion be amended by adding the following:
Attrill (“and further, that staff be authorized to levy fines with respect to violation of the ‘No Occupancy’ Order.”

Amendment motion carried unanimously

Original motion, as amended, carried unanimously

Public Hearing

Temporary Commercial/Industrial Permit (TCP00076)

Public Hearing on Temporary Commercial/Industrial Permit TCP00076, with respect to property located at 45200 Montcalm Road, to permit the preparation of food products involving meat as an Accessory Home Occupation.

City of Chilliwack Council – October 15, 2009Public Hearing (continued)Temporary Commercial/Industrial Permit (TCP00076) (continued)

A letter of opposition was received from A. Schumacher, 45211 Oliver Crescent, dated October 19, 2009.

Scott McKenzie and Coreen Jackson, 45200 Montcalm Road, Applicants, described the proposed sandwich preparation business to be established at 45200 Montcalm Road. The Applicants advised that the meats used in the preparation of the sandwiches are pre-packaged; that no composting or smoking of meats will occur on the property; and, that the sandwiches are prepared for delivery to local schools, gas bars and various other locations throughout the City.

Attrill) That the representations with respect to Temporary Commercial/Industrial
McLean (Permit TCP00076 be received for information.

Carried unanimously

Public Information MeetingDevelopment Variance Permit DVP00488

Public Information Meeting for DVP00488 for property located at 9681 Windsor Street, which proposes to vary the urban ancillary lot coverage from 60m² to 112m² and to vary the urban ancillary building height from 4.0m to 4.9m to facilitate the construction of a new ancillary building.

There were no representations with respect to DVP00488.

Development Reports

Stam) That Council approve the issuance of Temporary Commercial/Industrial Permit
Attrill (TCP00076 with respect to property located at 45200 Montcalm Road.

Carried unanimously

Clark) That Council approve the issuance of Development Variance Permit DVP00488
McLean (with respect to property located at 9681 Windsor Street.

Carried unanimously

Councillors' Reports

Councillor Clark reminded the public of “Waste Reduction Week” and the “Fall Citywide Garage Sale” being held on Saturday, October 24, 2009.

Councillor Attrill reminded the public of the upcoming Rural Issues Advisory Committee Town Hall meetings.

Councillors' Reports (continued)

Councillor Huttema commented on his participation in the discussions surrounding the design of the new Chilliwack Senior Secondary School.

Councillor Stam commented on the upcoming Rural Issues Advisory Committee Town Hall meetings and the official opening of the new Evans Road Flyover to be held Friday, October 30, 2009.

Mayor Gaetz commented on the new “roundabout” at Evans Road and Yale Road; the opening of the new branch of CIBC located in Vedder Crossing; and, extended thanks to those who responded to the letter regarding with the Chilliwack General Hospital fundraising efforts.

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

On a motion of Councillor Attrill, and seconded by Councillor Clark, the meeting adjourned at 7:27 p.m.

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Mayor

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Clerk