

AGENDA

REGULAR MEETING OF COUNCIL

Monday, February 24, 2020

7:00 p.m.

Council Chamber, Municipal Hall

355 West Queens Road,

North Vancouver, BC

Council Members:

Mayor Mike Little

Councillor Jordan Back

Councillor Mathew Bond

Councillor Megan Curren

Councillor Betty Forbes

Councillor Jim Hanson

Councillor Lisa Muri



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REGULAR MEETING OF COUNCIL

7:00 p.m.
Monday, February 24, 2020
Council Chamber, Municipal Hall,
355 West Queens Road, North Vancouver

AGENDA

BROADCAST OF MEETING

- Online at <http://app.dnv.org/councillive/>

CLOSED PUBLIC HEARING ITEMS NOT AVAILABLE FOR DISCUSSION

- Bylaw 8262 – OCP Amendment 1923 Purcell Way
- Bylaw 8263 – Rezoning 1923, 1935, 1947 and 1959 Purcell Way

1. ADOPTION OF THE AGENDA

1.1. February 24, 2020 Regular Meeting Agenda

Recommendation:

THAT the agenda for the February 24, 2020 Regular Meeting of Council for the District of North Vancouver is adopted as circulated, including the addition of any items listed in the agenda addendum.

2. PUBLIC INPUT

(limit of three minutes per speaker to a maximum of thirty minutes total)

3. RECOGNITIONS

4. DELEGATIONS

4.1. Hollyburn Family Services Society

p. 13-18

Application Form

Attachment 1: PowerPoint Presentation

5. ADOPTION OF MINUTES

5.1. January 20, 2020 Regular Council Meeting

p. 21-29

Recommendation:

THAT the minutes of the January 20, 2020 Regular Council Meeting are adopted.

5.2. February 3, 2020 Regular Council Meeting

p. 31-38

Recommendation:

THAT the minutes of the February 3, 2020 Regular Council Meeting are adopted.

6. RELEASE OF CLOSED MEETING DECISIONS

7. COUNCIL WORKSHOP REPORT

8. REPORTS FROM COUNCIL OR STAFF

With the consent of Council, any member may request an item be added to the Consent Agenda to be approved without debate.

If a member of the public signs up to speak to an item, it shall be excluded from the Consent Agenda.

Recommendation:

THAT items _____ are included in the Consent Agenda and be approved without debate.

**8.1. Text Amendment to add “Cannabis Retail Store”
at 1074 Marine Drive (Bylaw 8421)**

p. 41-70

File No. 08.3060.20/046.19

Report: Planning Assistant, February 5, 2020

Attachment 1: Bylaw 8421

Attachment 2: Non-medical Retail Cannabis Policy

Attachment 3: Public Input

Recommendation:

THAT “District of North Vancouver Rezoning Bylaw 1394 (Bylaw 8421)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1394 (Bylaw 8421)” is referred to a Public Hearing.

**8.2. Text Amendment to add “Cannabis Retail Store”
at 1629 Marine Drive (Bylaw 8428)**

p. 71-110

File No. 08.3060.20/060.19

Report: Planning Assistant, February 6, 2020

Attachment 1: Bylaw 8428

Attachment 2: Non-medical Retail Cannabis Policy

Attachment 3: Public Input

Recommendation:

THAT the application by Lightbox Enterprises Ltd. for a Cannabis retail store at 1629 Marine Drive is rejected;

AND THAT the Liquor and Cannabis Regulation Branch is informed of this decision.

8.3. Text Amendment to add “Cannabis Retail Store” at 1199 Marine Drive (Bylaw 8427) **p. 111-186**
File No. 08.3060.20/056.19

Report: Planning Assistant, February 6, 2020
Attachment 1: Bylaw 8427
Attachment 2: Non-medical Retail Cannabis Policy
Attachment 3: Public Input

Recommendation:

THAT “District of North Vancouver Rezoning Bylaw 1397 (Bylaw 8427)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1397 (Bylaw 8427)” is referred to a Public Hearing.

8.4. Street Naming Bylaw 8376, 2019 - Emery Court **p. 187-200**
File No. 01.0380.20/074.000

Report: Community Planner, February 10, 2020
Attachment 1: Naming Selection Criteria and Procedures Policy
Attachment 2: Bylaw 8376

Recommendation:

THAT “Emery Court, Street Naming Bylaw 8376, 2019” is given FIRST, SECOND, and THIRD Readings.

8.5. Bylaw 8429: Housekeeping Amendments to the Bylaw Notice Enforcement Bylaw **p. 201-229**
File No. 09.3900.20/000.000

Report: Municipal Clerk, February 4, 2020
Attachment 1: Bylaw 8429
Attachment 2: Staff report dated January 21, 2020

Recommendation:

THAT “Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50)” is ADOPTED.

8.6. Grant Funding Application - Lynn Valley Road Active Transportation Improvement Project **p. 231-234**
File No. 16.8620.20/059.002.000

Report: Section Manager – Transportation, February 7, 2020

Recommendation:

THAT the Lynn Valley Road Active Transportation Improvement Project (Mountain Highway – Dempsey Road) and the application for grant funding through the *BC Active Transportation Infrastructure Grants Program* are supported;

AND THAT the District of North Vancouver commits to its share (\$820,000) of the total project cost of \$1.32M to be funded through the Transportation and Mobility Reserve.

8.7. Grant Funding Application – Dollarton Highway Sidewalk Project p. 235-237
File No. 16.8620.40/000.000

Report: Section Manager – Transportation, February 11, 2020

Recommendation:

THAT the Dollarton Highway Sidewalk Project and the application in partnership with the Tsleil-Waututh Nation (TWN) for grant funding through the *BC Active Transportation Infrastructure Grants Program* is supported.

8.8. UBCM Community Emergency Preparedness Fund – Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Application for Upper Mackay Creek Flood Mitigation Plan p. 239-240
File No. 11.5245.01/000.000

Report: Section Manager – Engineering, Planning and Design,
February 11, 2020

Recommendation:

THAT the application for grant funding through the *UBCM Community Emergency Preparedness Fund – Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Application for Upper Mackay Creek Flood Mitigation Plan* is supported.

8.9. Investing in Canada Infrastructure Program Application for Grant Funding for the Reduction of Inflow and Infiltration Program p. 241-242
File No. 11.5340.01/000.000

Report: Section Manager – Engineering, Planning and Design,
February 12, 2020

Recommendation:

THAT the application for grant funding through the *Investing in Canada Infrastructure Program: Green Infrastructure – Environmental Quality Sub-Stream* for the District Reduction of Inflow and Infiltration Program is supported;

AND THAT the District of North Vancouver commits to its share (\$1,666,500) of the project over 5 years.

8.10. 2020-2024 Draft Financial Plan Public Input p. 243
File No.

Public Input Opportunity

8.11. UBCM Resolution: Establish Standards for Building, Electrification Heat Pumps, and Water Heaters

p. 245-246

File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: Establish Standards for Building Electrification, Heat Pumps, and Water Heaters is supported for LMLGA consideration:

WHEREAS currently municipalities are prohibited from requiring local standards or technical requirements;

THEREFORE BE IT RESOLVED that the province enact legislation to empower municipalities to establish standards for building electrification, heat pumps, and water heaters.

8.12. UBCM Resolution: Congestion Pricing

p. 247-248

File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: Congestion Pricing is supported for LMLGA consideration:

WHEREAS congestion leads to a plethora of issues, such as increased air pollution, increased GHG emissions, and reduced quality of life for individuals;

AND WHEREAS congestion charges have been successful in cities around the world;

THEREFORE BE IT RESOLVED THAT the province enact legislation to enable municipalities to impose and collect vehicle congestion charges.

8.13. UBCM Resolution: Green Roofs

p. 249-250

File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: Green Roofs is supported for LMLGA consideration:

WHEREAS Currently the *Local Government Act* allows a local government to require landscaping under section 527 and to control runoff under section 523, but the *LGA* and *Community Charter* do not empower local governments to require and enforce the related building standard of construction (prohibited under the *Building Act*) or to require and enforce maintenance of green roofs, including with security requirements;

THEREFORE BE IT RESOLVED that the province amend the *Local Government Act* to empower local governments to expressly require green roofs and enforce the related building standard of construction, and to require and enforce maintenance of green roofs, including with security requirements.

8.14. UBCM Resolution: Predominant Purpose of Bylaw

p. 251-252

File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: Predominant Purpose of Bylaw is supported for LMLGA consideration:

WHEREAS the original intent of section 9(2) of the *Community Charter* was to give a council unfettered discretion to elect to adopt a bylaw under a head of power determined by the council such that a bylaw will be upheld if it is attacked on the basis that the predominant purpose in fact (versus the legitimate purpose elected by the council) is one requiring ministerial approval;

AND WHEREAS the original intent and effect of section 9(2) was that a municipality need only determine one proper purpose for a bylaw to be valid, “even if members of Council may have had other motivations”: *International Bio Research v. Richmond (City)*, 2011 BCSC 471 at para. 43;

THEREFORE BE IT RESOLVED that the province amend section 9(2) of the *Community Charter* to provide that (a) a bylaw is presumed to be enacted validly, in good faith and for a proper purpose if the council elects to determine in the bylaw the predominant purpose, and (b) that the council may adopt a bylaw under more than one head of power under the *Community Charter*, whether this is a matter of concurrent jurisdiction under section 9(1).

8.15. UBCM Resolution: Regulate or Prohibit in Relation to Business

p. 253-254

File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution Regulate or Prohibit in Relation to Business Bylaw is supported for LMLGA consideration:

WHEREAS the current statute limits the authority to only “regulating” in relation to “business” and the original white paper on the *Community Charter* contained the proposed authority to “prohibit” as well as “regulate”, as in Alberta, Saskatchewan, Manitoba, Ontario, Toronto, Winnipeg and Yukon;

AND WHEREAS in order to proceed with several climate change best practices, it will be necessary to prohibit certain business practices, such as selling fossil fuel heating systems after a certain date;

THEREFORE BE IT RESOLVED that the province amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit in relation to businesses, business activities and persons engaged in business.

8.16. UBCM Resolution: Water Conservation and Grey Water Use **p. 255-256**
File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: Water Conservation and Grey Water Use is supported for LMLGA consideration:

WHEREAS Local governments may require water conservation and grey water use in relation to a drainage system under section 8(2) and (3)(a) of the *Community Charter*, and as a condition in a phased development agreement under section 516(3) of the *Local Government Act*, but not in relation to plumbing requirements for new buildings or the retrofitting of old buildings;

THEREFORE BE IT RESOLVED that the province enact legislation to empower local governments to require water conservation and grey water use in relation to plumbing and drainage requirements for new buildings or the retrofitting of old buildings.

8.17. UBCM Resolution: GHG Reporting for Business **p. 257-258**
File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: GHG Reporting for Business is supported for LMLGA consideration:

WHEREAS Businesses in Canada are currently required to report their emissions only if their facilities emit 10,000 tons or more CO₂ equivalent per year;

AND WHEREAS carbon reporting for businesses is recognized as an important mechanism for corporate social responsibility;

THEREFORE BE IT RESOLVED that the province amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit, or impose requirements, in relation to businesses, business activities and persons engaged in business.

8.18. UBCM Resolution: GHG Reduction Legislation **p. 259-260**
File No.

Report: Councillor, February 12, 2020

Recommendation:

THAT the UBCM Resolution: GHG Reduction Legislation is supported for LMLGA consideration:

WHEREAS Measuring and reducing carbon pollution is critical to addressing the climate emergency:

AND WHEREAS the courts are currently bound by the Plastic Bag Decision which would likely require ministerial approval of environmental bylaws and limit authority under the other heads of power;

THEREFORE BE IT RESOLVED THAT the province enact legislation to enable local governments to require GHG emission reduction or elimination, including the sale or installation of fossil fuel heating systems and sale of fossil fuel vehicles, and require upgrades to or removal of fossil fuel heating systems.

9. REPORTS

9.1. Mayor

9.2. Chief Administrative Officer

9.3. Councillors

9.4. Metro Vancouver Committee Appointees

9.4.1. Industrial Lands Strategy Task Force – Councillor Back

9.4.2. Housing Committee – Councillor Bond

9.4.3. Indigenous Relations Committee – Councillor Hanson

9.4.4. Board – Councillor Muri

9.4.5. Regional Parks Committee – Councillor Muri

9.4.6. Liquid Waste Committee – Mayor Little

9.4.7. Mayors Committee – Mayor Little

9.4.8. Mayors Council - TransLink – Mayor Little

9.4.9. Performance & Audit Committee – Mayor Little

9.4.10. Zero Waste Committee – Mayor Little

10. ADJOURNMENT

Recommendation:

THAT the February 24, 2020 Regular Meeting of Council for the District of North Vancouver is adjourned.

DELEGATIONS

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Delegation to Council Request Form

District of North Vancouver
Clerk's Department
 355 West Queens Rd, North Vancouver, BC V7N 4N5

Questions about this form: Phone: 604-990-2311
 Form submission: Submit to address above or email to gordonja@dnv.org

COMPLETION: To ensure legibility, please complete (type) online then print. Sign the printed copy and submit to the department and address indicated above.

Delegations have five minutes to make their presentation. Questions from Council may follow.

Name of group wishing to appear before Council: Hollyburn Family Services Society

Title of Presentation: An overview of the past year

Name of person(s) to make presentation: Joy Hayden and a Board Member

Purpose of Presentation:

- ☒ Information only
☐ Requesting a letter of support
☐ Other – please describe:

Attach separate sheet if additional space is required

Note: Delegation requests will not be accepted if they are requesting financial assistance of any kind or are in relation to any potential or current development application with the District.

Contact person (if different than above): Joy Hayden

Daytime telephone number: 604-512-2483

Email address: jhayden@hollyburnsociety.ca

Will you be providing supporting documentation? ☒ Yes ☐ No

If yes: ☐ Handout ☐ Digital Format ☒ PowerPoint Presentation

Note: All supporting documentation must be provided 14 days prior to your appearance date.
 This form and any background material provided will be published in the public agenda.

Presentation requirements: ☒ Laptop ☐ Tripod for posterboard
☒ Multimedia projector ☐ Flipchart
☐ Overhead projector

Arrangements can be made, upon request, for you to familiarize yourself with the Council Chamber equipment on or before your presentation date.

Delegation to Council Request Form

Rules for Delegations:

1. Delegations must submit a Delegation to Council Request Form to the Municipal Clerk. Submission of a request does not constitute approval nor guarantee a date. The request must first be reviewed by the Clerk.
2. The Clerk will review the request and, if approved, arrange a mutually agreeable date with you. You will receive a signed and approved copy of your request form as confirmation.
3. Only one delegation will be permitted at any Regular Meeting of Council.
4. Delegations must represent an organized group, society, institution, corporation, etc. Individuals may not appear as delegations.
5. Delegations are scheduled on a first-come, first-served basis, subject to direction from the Mayor, Council, or Chief Administrative Officer.
6. The Mayor or Chief Administrative Officer may reject a delegation request if it regards an offensive subject, has already been substantially presented to council in one form or another, deals with a pending matter following the close of a public hearing, or is, or has been, dealt with in a public participation process.
7. Supporting submissions for the delegation should be provided to the Clerk by noon 14 days preceding the scheduled appearance.
8. Delegations will be allowed a maximum of five minutes to make their presentation.
9. Any questions to delegations by members of Council will seek only to clarify a material aspect of a delegate's presentation.
10. Persons invited to speak at the Council meeting may not speak disrespectfully of any other person or use any rude or offensive language or make a statement or allegation which impugns the character of any person.
11. Please note the District does not provide grants or donations through the delegation process.
12. Delegation requests that are non-jurisdictional or of a financial nature may not be accepted.

Helpful Suggestions:

- have a purpose
- get right to your point and make it
- be concise
- be prepared
- state your request, if any
- do not expect an immediate response to a request
- multiple-person presentations are still five minutes maximum
- be courteous, polite, and respectful
- it is a presentation, not a debate
- the Council Clerk may ask for any relevant notes (if not handed out or published in the agenda) to assist with the accuracy of our minutes

I understand and agree to these rules for delegations

Joy Hayden

November 20, 2019

Name of Delegate or Representative of Group

Date

Joy Hayden

Digitally signed by Joy Hayden
Date: 2019.11.20 13:48:25 -08'00'

Signature

For Office Use Only

Approved by:

Municipal Clerk

✓

Deputy Municipal Clerk

Appearance date:

February 24, 2020

Receipt emailed on:

November 25, 2019

Rejected by:

Mayor

CAO

Applicant informed on:

Applicant informed by:

The personal information collected on this form is done so pursuant to the Community Charter and/or the Local Government Act and in accordance with the Freedom of Information and Protection of Privacy Act. The personal information collected herein will be used only for the purpose of processing this application or request and for no other purpose unless its release is authorized by its owner, the information is part of a record series commonly available to the public, or is compelled by a Court or an agent duly authorized under another Act. Further information may be obtained by speaking with the District of North Vancouver's Manager of Administrative Services at 604-990-2207 or at 355 W Queens Road, North Vancouver.

HOLLYBURN FAMILY SERVICES SOCIETY

INNOVATIVE SOLUTIONS TO ADDRESS SOCIAL ISSUES ACROSS THE NORTH SHORE 2020



WHO WE ARE

- Not for Profit local organization with Charitable Status
- Incorporated in 2004
- \$3,000,000 Operating Budget
- 50% of funds are Government Contracts from all three levels of government
- 50% of Operating Costs are raised through Fundraising Initiatives
- 30 Full Time Staff
- Work in collaboration with other agencies to reduce gaps and to minimize duplication of services



WHAT WE DO

We provide vital services in response to existing and emerging community social issues on the North Shore.

- Youth Safe House
- Seniors Safe House
- Community-based Services for Victims of Violence
- Partner in the North Shore Integrated Domestic Violence Unit
- Support Services for Youth and Seniors on the North Shore

OUR IMPACT

**Total Number of Clients
Served Last Year 789**

- **345** youth
- **206** seniors
- **238** victims of violence
- **250** were from the DNV



HOW WE ADDRESS LOCAL SOCIAL ISSUES

We address Housing Instability and Homelessness for Youth, Seniors and Families through:

- Emergency Housing,
- Transitional Housing,
- Supported Housing for seniors,
- Rental Supplements provided by BC Housing
- Our partnership with BC Housing to develop our own Affordable Housing



HOW WE ADDRESS LOCAL SOCIAL ISSUES

We address domestic and sexualized violence:

- By providing court and community assistance to victims and survivors of violence
- By working with the North Vancouver RCMP and the West Vancouver Police Department within the North Shore Integrated Domestic Violence Unit
- Victim Support Services are available to women, men, children and families



HOW WE ADDRESS LOCAL SOCIAL ISSUES

We stabilize youth through a continuum of services:

- Emergency and transitional housing and access to permanent housing
- Support to qualify for, enroll in, and graduate from post secondary and advanced training programs
- Employability training and work experience that leads to permanent employment
- Life and social skills development to ensure housing, employment and community success
- Developing resiliency for life long success



THE DISTRICT OF NORTH VANCOUVER'S ROLE IN OUR SUCCESS

- You provide 5 houses in-kind to ensure our youth and seniors have a safe place to live
- You provide us with Permissive Tax Exemptions on these properties
- You provide us with core funding for the Youth Safe House operations
- Over 20 small, medium and large District businesses provide work experience for our youth
- Your community grants provide us with much needed funding for our programs

THANK YOU

MINUTES

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**DISTRICT OF NORTH VANCOUVER
REGULAR MEETING OF COUNCIL**

Minutes of the Regular Meeting of the Council for the District of North Vancouver held at 7:05 p.m. on Monday, January 20, 2020 in the Council Chambers of the District Hall, 355 West Queens Road, North Vancouver, British Columbia.

Present: Mayor M. Little
Councillor J. Back
Councillor M. Bond
Councillor M. Curren
Councillor B. Forbes
Councillor J. Hanson
Councillor L. Muri

Staff: Mr. D. Stuart, Chief Administrative Officer
Ms. C. Grant, General Manager – Corporate Services
Mr. D. Milburn, General Manager – Planning, Properties & Permits
Mr. Steve Ono, Deputy General Manager – Parks & Engineering
Ms. T. Atva, Manager – Community Planning
Mr. J. Gordon, Manager – Administrative Services
Ms. C. Grafton, Manager – Strategic Communications & Community Relations
Mr. S. Bridger, Section Manager – Engineering Planning & Design
Mr. M. Hartford, Section Manager, Development Planning
Ms. C. Archer, Confidential Council Clerk
Ms. N. Foth, Community Planner

1. ADOPTION OF THE AGENDA

1.1. January 20, 2020 Regular Meeting Agenda

MOVED by Councillor FORBES

SECONDED by Councillor BACK

THAT the agenda for the January 20, 2020 Regular Meeting of Council for the District of North Vancouver is adopted as circulated.

CARRIED

2. PUBLIC INPUT

2.1. Mr. Peter Teevan, 1900 Block Indian River Crescent:

- Spoke regarding item 8.8;
- Commented regarding the proposed parking ratio in relation to snow removal needs;
- Commended District staff on snow management during the recent snowfall event;
- Suggested the District should have a snow removal bylaw; and,
- Expressed condolences to the local Iranian community following the crash of Flight 752 near Tehran.

2.2. Mr. Robert Cadez, 1000 West Georgia Street:

- Spoke regarding item 8.8 on behalf of the applicant, PC Urban;
- Noted that Phase 1 of the project is currently under construction and the item on the agenda is Phase 2;
- Highlighted the successes of Phase 1; and,
- Provided an overview of Phase 2, noting design elements and community benefits.

2.3. Ms. Babs Perowne, 2000 Block Fullerton Avenue:

- Spoke in support of item 8.8;
- Opined that the development is relatively small compared to other projects approved and under construction in the area; and,
- Commented that completing construction on the projects in Lions Gate Town Centre quickly would be preferable to continued construction over a longer period.

2.4. Mr. Michael Smith, 2300 Block Riverside Drive:

- Spoke regarding the proposed Temporary Heritage Protection Order and Heritage Revitalization Agreement (HRA) for the residence and carport on his property, which are listed on the District's Heritage Register;
- Advised that the property is situated on two separate lots, one of which is considered vacant and therefore subject to the provincial Speculation and Vacancy Tax (SVT);
- Commented that he would prefer to retain the Heritage carport situated on the otherwise vacant lot while working with District staff on a HRA;
- Noted that the Province allows an exemption to the SVT for heritage conservation purposes; and,
- Requested Council's assistance in the matter.

2.5. Mr. Lyle Craver, 4700 Block Hoskins Road:

- Spoke regarding snow and ice removal, noting that there are significant differences in snowfall amounts across the District depending on elevation;
- Commented that TransLink did not advise riders that the 210 bus route was affected by snow conditions; and,
- Suggested the District implement higher fines in future bylaws to deter unwanted activities.

2.6. Mr. Bev Parslow, 700 Block Donegal Place:

- Spoke on behalf of the Delbrook Community Association regarding speeding on Delbrook Avenue;
- Advised that District data shows Delbrook Avenue is heavily used by vehicles, many of which exceed the posted speed limit; and,
- Thanked the District for past assistance and requested additional support.

2.7. Mr. Hazen Colbert, 1100 Block East 27th Street:

- Spoke on behalf of the North Shore Housing Community Advisory Committee (NSCHAC);
- Noted NSCHAC's purpose is to advocate for District funding of affordable housing in response to the 2018 General Election ballot question on the matter; and,

- Advised that NSCHAC is considering applying for intervener status in the petition filed in BC Supreme Court regarding conflict of interest allegations against Councillors Forbes and Muri.

2.8. Mr. Juan Palacio, 200 West Kings Road:

- Spoke regarding the District of North Vancouver website; and,
- Commented that some pages are not accessible on mobile devices.

2.9. Mr. Hesam Deihimi, 2300 Block William Avenue:

- Thanked the North Shore community for their support following the crash of Flight 752;
- Named the North Vancouver residents who lost their lives in the crash; and,
- Commented on the value of community service and integration.

2.10. Mr. George McKay, 2700 Block Dollarton Highway:

- Requested an opportunity to speak on an item from a closed Public Hearing; and,
- Mayor Little advised that the item is not available for discussion.

2.11. Mr. Bruce Lindsay, District Resident:

- Commented regarding snow clearing in the District; and,
- Requested stronger language in District bylaws regarding removing vehicles from streets during heavy snowfall events.

3. RECOGNITIONS

Nil

4. DELEGATIONS

Nil

5. ADOPTION OF MINUTES

5.1. November 18, 2019 Regular Council Meeting

MOVED by Councillor BACK

SECONDED by Councillor CURREN

THAT the minutes of the November 18, 2019 Regular Council Meeting are adopted.

CARRIED

5.2. November 25, 2019 Special Council Meeting

MOVED by Councillor BACK

SECONDED by Councillor CURREN

THAT the minutes of the November 25, 2019 Special Council Meeting are adopted.

CARRIED

5.3. November 26, 2019 Public Hearing

MOVED by Councillor BACK

SECONDED by Councillor CURREN

THAT the minutes of the November 26, 2019 Public Hearing are received.

CARRIED

5.4. December 2, 2019 Regular Council Meeting

MOVED by Councillor BACK

SECONDED by Councillor CURREN

THAT the minutes of the December 2, 2019 Regular Council Meeting are adopted.

CARRIED

6. RELEASE OF CLOSED MEETING DECISIONS

Nil

7. COUNCIL WORKSHOP REPORT

Nil

8. REPORTS FROM COUNCIL OR STAFF

MOVED by Councillor

SECONDED by Councillor

THAT items _____ are included in the Consent Agenda and are approved without debate.

CARRIED

8.1. Bylaw 8360 and 8361: Updated Coach House Program

File No. 09.3900.20/000.000

MOVED by Councillor MURI

SECONDED by Councillor BOND

THAT "District of North Vancouver Rezoning Bylaw 1382 (Bylaw 8360)" is ADOPTED;

AND THAT "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8361, 2019 (Amendment 41)" is ADOPTED.

CARRIED

8.2. Bylaw 8414: Taxicab Regulation Bylaw Repeal Bylaw

File No. 09.3900.20/000.000

MOVED by Councillor BACK

SECONDED by Councillor HANSON

THAT "Taxicab Regulation Bylaw, No. 7613, Repeal Bylaw 8414, 2019" is ADOPTED.

CARRIED

8.3. Bylaw 8404: Commercial Vehicle Licensing Bylaw Repeal Bylaw
File No. 09.3900.20/000.000

MOVED by Councillor HANSON
SECONDED by Councillor BACK

THAT “Commercial Vehicle Licensing Bylaw Repeal Bylaw 8404, 2020” is given FIRST, SECOND and THIRD Readings.

CARRIED

8.4. Recommended Museum Deaccessions #13
File No. 17.9100.40/013.2019

MOVED by Councillor BOND
SECONDED by Councillor HANSON

THAT the North Vancouver Museum and Archives (NVMA) Commission is authorized to deaccession and dispose of 6 artifacts owned solely by the District of North Vancouver, and 11 artifacts owned jointly by the District and the City of North Vancouver, as outlined in the December 18, 2019 report of the Director of the North Vancouver Museum and Archives entitled Recommended Museum Deaccessions #13;

AND THAT the NVMA Commission is authorized to dispose of 152 unaccessioned objects that have been found in the Museum Collection as outlined in the December 18, 2019 report of the Director of the North Vancouver Museum and Archives entitled Recommended Museum Deaccessions #13.

CARRIED

8.5. 2020 Social Service Grants – Core Funded Agencies
File No. 05.1930/Grants/Sponsorships 2020

MOVED by Councillor MURI
SECONDED by Councillor CURREN

THAT a total budget of \$1,106,772 in annual core funding in 2020 to the agencies included in Attachment A to the January 8, 2020 report of the Community Planner entitled 2020 Social Service Grants – Core Funded Agencies is approved.

CARRIED

8.6. Development Permit 85.18 – 1814 Naomi Place
File No. 08.3060.20/085.18

Public Input:

Mr. Frits de Vries, Frits de Vries Architecture Ltd.:

- Advised that he and Gerry Eckford of ETA Landscape Architecture are the designers for the project; and,
- Noted that they completed a design for the property next door with similar Development Permit Area requirements.

MOVED by Councillor MURI
SECONDED by Councillor HANSON

THAT Development Permit 85.18 with variances, to allow for a garage with access elevator at 1814 Naomi Place, is ISSUED.

CARRIED

8.7. Bylaw 8400: Maximum House Size in the Single-Family One Acre Zone (RS1) Rezoning

File No. 09.3900.20/000.000

MOVED by Mayor LITTLE
SECONDED by Councillor BACK

THAT "District of North Vancouver Rezoning Bylaw 1389 (Bylaw 8400)" is referred back to staff for further consideration.

DEFEATED

Opposed: Councillors BOND, CURREN, FORBES, HANSON and MURI

MOVED by Councillor HANSON
SECONDED by Councillor FORBES

THAT "District of North Vancouver Rezoning Bylaw 1389 (Bylaw 8400)" is given SECOND and THIRD Readings.

CARRIED

Opposed: Mayor LITTLE and Councillors BACK and BOND

8.8. 1920 & 1932 Glenaire Drive – Council Early Input for 15 Unit Townhouse

File No. 08.3060.20/099.17

MOVED by Councillor MURI
SECONDED by Councillor HANSON

THAT Council's consideration of the OCP amendment and rezoning application for 1920 and 1932 Glenaire Drive is deferred until after the targeted review of the Official Community Plan.

DEFEATED

Opposed: Mayor LITTLE and Councillors BACK, BOND and CURREN

MOVED by Councillor BOND
SECONDED by Mayor LITTLE

THAT staff are directed to prepare bylaws based on the applicant's OCP amendment and rezoning application for 1920 and 1932 Glenaire Drive.

DEFEATED

Opposed: Councillors CURREN, FORBES, HANSON and MURI

8.9. North Shore Sea Level Rise Risk Assessment and Adaptive Management Strategy: Update and Initial Engagement Launch

File No. 11.5225.01/023.000

MOVED by Councillor MURI
SECONDED by Councillor BOND

THAT the January 7, 2020 joint report of the Section Manager – Engineering Planning and Design, and Community Planner entitled North Shore Sea Level Rise Risk Assessment and Adaptive Management Strategy: Update and Initial Engagement Launch is received for information.

CARRIED

9. REPORTS

9.1. Mayor

Mayor Little:

- Advised that contributions through the Mayor's Special Contingency Fund had been made to Operation Red Nose and the DNV Firefighters Charitable Society;
- Reported on his attendance at the Seventh Day memorial vigil at the City of North Vancouver Civic Plaza on January 14 as well as the Celebration of Life for two District residents lost in the crash of Flight 752;
- Commented on the recent passing of retired District staff members, former Parks Director Dirk Oostindie and former Chief Administrative Officer Mel Palmer;
- Advised that he will participate in the Celebration of Life for Debbie Froese, wife of Township of Langley Mayor Jack Froese;
- Reported on his volunteer activities with Operation Red Nose over the holiday season along with North Vancouver RCMP Superintendent Ghalib Bhayani and District of West Vancouver Councillor Bill Soprovich;
- Commented on his participation in the Deep Cove Penguin Plunge on New Years Day;
- Reported on his attendance at the TransLink Rapid Bus announcement for Coquitlam and other communities, noting the launch of the North Shore Rapid Bus is anticipated for April 2020;
- Advised that he participated in a strategic planning session with the North Vancouver School District;
- Noted that the Metro Vancouver Zero Waste and Liquid Waste committee meetings took place last week; and,
- Advised that the Edgemont and Upper Capilano Community Association Annual General Meeting is being held next week.

9.2. Chief Administrative Officer

Nil

9.3. Councillors

9.3.1. Councillor Back:

- Reported on his attendance at the Seventh Day memorial vigil at the City of North Vancouver Civic Plaza on January 14; and,
- Congratulated District resident Natasha Wodak on beating the Canadian half-marathon record at Houston, Texas on January 19.

9.3.2. Councillor Curren:

- Reported on her attendance at:
 - The Seventh Day memorial vigil at the City of North Vancouver Civic Plaza on January 14;
 - The TransLink Rapid Bus launch in Coquitlam; and,
 - The Federation of Canadian Municipalities meeting on climate initiatives.
- Noted members of the community have asked for more frequent updates on climate change initiatives; and,
- Suggested providing updates on climate change initiatives at each Regular Council meeting.

9.3.3. Councillor Muri:

- Advised that the January 15 Metro Vancouver Regional Parks Committee did not achieve quorum at their last meeting due to heavy snowfall; and,
- Commended District staff involved in snow clearing for their excellent work.

9.4. Metro Vancouver Committee Appointees

9.4.1. Industrial Lands Strategy Task Force – Councillor Back

Nil

9.4.2. Housing Committee – Councillor Bond

Councillor Bond reported that the Metro Vancouver Housing Committee discussed a new project in which affordable housing projects will be undertaken with member municipalities.

9.4.3. Indigenous Relations Committee – Councillor Hanson

Nil

9.4.4. Board – Councillor Muri

Nil

9.4.5. Regional Parks Committee – Councillor Muri

Nil

9.4.6. Liquid Waste Committee – Mayor Little

Nil

9.4.7. Mayors Committee – Mayor Little

Nil

9.4.8. Mayors Council - TransLink – Mayor Little

Nil

9.4.9. Performance & Audit Committee – Mayor Little

Nil

9.4.10. Zero Waste Committee – Mayor Little

Nil

10. ADJOURNMENT

MOVED by Councillor MURI

SECONDED by Councillor BACK

THAT the January 20, 2020 Regular Meeting of Council for the District of North Vancouver is adjourned.

CARRIED
(9:45 p.m.)

Mayor

Municipal Clerk

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**DISTRICT OF NORTH VANCOUVER
REGULAR MEETING OF COUNCIL**

Minutes of the Regular Meeting of the Council for the District of North Vancouver held at 7:01 p.m. on Monday, February 3, 2020 in the Council Chambers of the District Hall, 355 West Queens Road, North Vancouver, British Columbia.

Present: Mayor M. Little
Councillor J. Back
Councillor M. Bond
Councillor M. Curren
Councillor B. Forbes
Councillor J. Hanson
Councillor L. Muri

Staff: Mr. D. Stuart, Chief Administrative Officer
Mr. D. Milburn, General Manager – Planning, Properties & Permits
Ms. T. Atva, Manager – Community Planning
Mr. M. Hartford, Section Manager – Development Planning
Ms. L. Simkin, Acting Deputy Municipal Clerk
Ms. S. Dale, Confidential Council Clerk

1. ADOPTION OF THE AGENDA

1.1. February 3, 2020 Regular Meeting Agenda

MOVED by Councillor BACK

SECONDED by Councillor FORBES

THAT the agenda for the February 3, 2020 Regular Meeting of Council for the District of North Vancouver is adopted as circulated.

CARRIED

2. PUBLIC INPUT

2.1. Ms. Jessica Gares, 800 Block Ruckle Court:

- Spoke in support of item 8.5 regarding the text amendment to add “Cannabis Retail Store” at 385 North Dollarton Highway;
- Opined that sufficient consultation has been done in the community; and,
- Noted that positive feedback has been received in the community.

2.2. Mr. John Harvey, 1900 Block Cedar Village Crescent:

- Commented on speaking to agenda items; and,
- Expressed concern with the difficulty to sign up for public input during Council Workshops; and,
- Advised Council that he is a District resident.

2.3. Ms. Jannette Schister, 400 Block Beachview Drive:

- Spoke in opposition to item 8.5 regarding the text amendment to add “Cannabis Retail Store” at 385 North Dollarton Highway;

- Opined that a cannabis retailer is not supported within the community;
- Commented that the proposed retail store is not in a suitable area; and,
- Urged Council to listen to the community and reject the application.

2.4. Ms. Victoria Prendergast, 2000 Block Fullerton Avenue:

- Express concern with regards to the removal of trees on the south side of the Capilano River; and,
- Expressed concern with the loss ongoing development in the Fullerton area and the loss of greenspace.

3. RECOGNITIONS

Nil

4. DELEGATIONS

Nil

5. ADOPTION OF MINUTES

Nil

6. RELEASE OF CLOSED MEETING DECISIONS

6.1. January 13, 2020 Closed Special Meeting of Council

File No. 01.0360.20/076.000

6.1.1. Advisory Oversight Committee Recommendations and Appointments

Rental, Social and Affordable Housing Task Force

THAT Derek Holloway be appointed to the Rental, Social and Affordable Housing Task Force for two years with a term ending December 31, 2021.

6.2. December 2, 2019 Closed Special Meeting of Council

File No. 01.0360.20/076.000

6.2.1. Advisory Oversight Committee Recommendations and Appointments

Advisory Design Panel

THAT Carolyn Kennedy be reappointed to the Advisory Design Panel for two years with a term ending December 31, 2021;

AND THAT Andrei Chisinevski, Eric Tinlup Ng, Nancy Paul, Nathan Shuttleworth and Grace Gordon-Collins be appointed to the Advisory Design Panel for two years with terms ending December 31, 2021.

Municipal Library Board

THAT Valerie Dong and James Mitchell be reappointed to the North Vancouver District Public Library Board for two years with terms ending December 31, 2021;

AND THAT Kulvir Mann and Barbara Lawrie be appointed to the North Vancouver District Public Library Board for two years with terms ending December 31, 2021.

7. COUNCIL WORKSHOP REPORT

Nil

8. REPORTS FROM COUNCIL OR STAFF

8.1. Bylaw 8400: Maximum House Size in RS-1 Zone

File No. 09.3900.20/000.000

MOVED by Councillor MURI

SECONDED by Councillor HANSON

THAT “District of North Vancouver Rezoning Bylaw 1389 (Bylaw 8400)” is ADOPTED.

CARRIED

Opposed: Mayor LITTLE and Councillors BACK and BOND

8.2. Cannabis Retailing – Background and Overview

File No. 08.3060.01/000.000

MOVED by Councillor MURI

SECONDED by Councillor HANSON

THAT the January 16, 2020 report of the Development Planner entitled Cannabis Retailing – Background and Overview is received for information.

CARRIED

8.3. Text Amendment to add “Cannabis Retail Store” at 1560 Main Street (Bylaw 8420)

File No. 08.3060.20/048.19

Public Input:

Mr. Andrew Gordon, Burnaby:

- Spoke to the history and context of the proposed application;
- Spoke to the added benefits to the community;
- Commented on the extensive community engagement and noted that their concerns have been addressed;
- Acknowledged that many employees will live and work on the North Shore;
- Opined that the design of the building will complement the surrounding neighbourhood; and,

- Commented on the importance of good stewardship to the environment.

MOVED by Councillor MURI

SECONDED by Councillor BOND

THAT “District of North Vancouver Rezoning Bylaw 1392 (Bylaw 8420)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1392 (Bylaw 8420)” is referred to a Public Hearing.

CARRIED

Opposed: Councillors CURREN and HANSON

8.4. Text Amendment to add “Cannabis Retail Store” at 1520 Barrow Street (Bylaw 8419)

File No. 08.3060.20/061.17

Public Input:

Mr. John McNally, 700 Block East 4th Street:

- Opined that the proposed cannabis retail store is located in a suitable area;
- Noted that there has been minimal problems with the current liquor store;
- Commented that there is good parking and access to the building; and,
- Opined that the proposed cannabis retail store would compliment Toby's Liquor Store.

MOVED by Councillor MURI

SECONDED by Councillor HANSON

THAT “District of North Vancouver Rezoning Bylaw 1392 (Bylaw 8419)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1392 (Bylaw 8419)” is referred to a Public Hearing.

CARRIED

8.5. Text Amendment to add “Cannabis Retail Store” at 385 North Dollarton Highway (Bylaw 8422)

File No. 08.3060.20/051.19

Public Input:

Mr. Mike McKee, 1000 Block West 33rd Street, Vancouver:

- Provided history and context of the proposed Muse Cannabis Store;
- Noted that there has been strong community support;
- Advised that products will be sold in a safe and secure environment; and,
- Opined that the proposed cannabis retail store is located in a suitable area.

**MOVED by Councillor HANSON
SECONDED by Councillor BACK**

THAT “District of North Vancouver Rezoning Bylaw 1395 (Bylaw 8422)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1395 (Bylaw 8422)” is referred to a Public Hearing.

CARRIED

Opposed: Mayor LITTLE

8.6. Bylaw 8404: Commercial Vehicle Licensing Bylaw Repeal Bylaw
File No. 09.3900.20/000.000

**MOVED by Councillor MURI
SECONDED by Councillor HANSON**

THAT “Commercial Vehicle Licensing Bylaw Repeal Bylaw 8404, 2020” is ADOPTED.

CARRIED

**8.7. Housekeeping Amendments to the Bylaw Notice Enforcement
Bylaw**
File No. 01.0115.30/002.000

**MOVED by Councillor MURI
SECONDED by Councillor BACK**

THAT “Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50)” is given FIRST, SECOND and THIRD Readings.

CARRIED

**8.8. 2357 Riverside Drive – Consideration to Withhold Demolition Permit
And Issue Heritage Inspection Order**
File No. 13.6800.70/012.000

Public Input:

Mr. Peter Teevan, 1900 Block Indian River Crescent:

- Spoke on behalf of Michael Smith regarding the proposed Temporary Heritage Protection Order and Heritage Revitalization Agreement (HRA) for the residence and carport on his property, which are listed on the District’s Heritage Register;
- Advised that the property is situated on two separate lots, one of which is considered vacant and therefore subject to the provincial Speculation and Vacancy Tax (SVT);
- Commented that he would prefer to retain the Heritage carport situated on the otherwise vacant lot while working with District staff on a HRA; and,
- Requested that the demolition permit be withheld and to continue to work with District staff on a HRA.

MOVED by Councillor MURI
SECONDED by Councillor FORBES

THAT Council considers the carport located on PID 017-557-828, the property immediately north of 2357 Riverside Drive, may have sufficient heritage value and character to justify its protection;

AND THAT staff is directed to continue to withhold the demolition permit for PID 017-557-828, the property immediately north of 2357 Riverside Drive, in accordance with Section 3.1, 3.2, and 4.1 of the Heritage Procedure Bylaw;

AND THAT pursuant to Section 600 of the *Local Government Act*, Council orders a heritage inspection for PID 017-557-828, the property immediately north of 2357 Riverside Drive, as follows:

- a) To assess the condition and heritage value of the property;
- b) To conduct a heritage inspection in an expeditious manner in cooperation with the homeowner; and,
- c) That the order is to remain in effect until the heritage inspection is completed, or building permits are issued with respect to alteration or redevelopment of the property, or one year after the day on which the heritage inspection was ordered, whichever occurs first.

CARRIED

9. REPORTS

9.1. Mayor

Mayor Little reported that February 1-7, Eating Disorder groups across Canada unite to commemorate Eating Disorder Awareness Week (EDAW) with a national week of action focused on educating the public about Eating Disorders.

9.2. Chief Administrative Officer

Mr. David Stuart, Chief Administrative Officer, reported on the repair of the water main break at Ramsey Road and Coleman Street that occurred on February 1, 2020.

9.3. Councillors

9.3.1. Councillor Back reported on his attendance at the:

- Conversation with Mayors Luncheon 2020 hosted by the North Vancouver Chamber;
- Vancouver's North Shore's 2020 Destination Brand launch; and,
- Commended District staff involved in repairing the water main break at Ramsey Road and Coleman Street for their excellent work.

9.3.2. Councillor Bond reported on his attendance at the:

- Community Heritage Advisory Committee meeting highlighting the preliminary planning application for a Heritage Revitalization

Agreement for the properties located at 3700-3178 Edgemont Boulevard; and,

- Major Infrastructure Projects Advisory Committee meeting highlighting the Strategic Energy Management presentation.

9.3.3. Councillor Forbes reported on her attendance at the:

- Edgemont/Upper Capilano Community Association's Annual General Meeting; and,
- Advised that starting March 1, 2020 Edgemont Village is taking action on sustainability and going plastic bag free.

9.3.4. Councillor Muri encouraged residents to be responsible and not go near water banks during periods of severe weather.

9.4. Metro Vancouver Committee Appointees

9.4.1. Industrial Lands Strategy Task Force – Councillor Back

Nil

9.4.2. Housing Committee – Councillor Bond

Nil

9.4.3. Indigenous Relations Committee – Councillor Hanson

Nil

9.4.4. Board – Councillor Muri

Nil

9.4.5. Regional Parks Committee – Councillor Muri

Nil

9.4.6. Liquid Waste Committee – Mayor Little

Nil

9.4.7. Mayors Committee – Mayor Little

Nil

9.4.8. Mayors Council - TransLink – Mayor Little

Nil

9.4.9. Performance & Audit Committee – Mayor Little

Nil

9.4.10. Zero Waste Committee – Mayor Little

Nil

10. ADJOURNMENT

MOVED by Councillor MURI

SECONDED by Councillor CURREN

THAT the February 3, 2020 Regular Meeting of Council for the District of North Vancouver is adjourned.

CARRIED

(8:46 p.m.)

Mayor

Municipal Clerk


REPORTS


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AGENDA INFORMATION

☒ Regular Meeting
☐ Other:

Date: FEB. 24, 2020
 Date: _____


 Dept.
 Manager


 GM/
 Director


 CAO

The District of North Vancouver REPORT TO COUNCIL

February 5, 2020
 File: 08.3060.20/046.19

AUTHOR: Ashley Bellwood, Planning Assistant

SUBJECT: Text Amendment to add “Cannabis Retail Store” at 1074 Marine Drive (Bylaw 8421)

RECOMMENDATION:

THAT “District of North Vancouver Rezoning Bylaw 1394 (Bylaw 8421)” is given FIRST Reading;
 AND THAT “District of North Vancouver Rezoning Bylaw 1394 (Bylaw 8421)” is referred to a Public Hearing.

REASON FOR REPORT:

The BC Liquor Distribution Branch has applied on behalf of the owner of the property, Ming and Ming Corp., to amend the Zoning Bylaw to add “Cannabis Retail Store” as a permitted use at 1074 Marine Drive.

Implementation of the proposed amendment requires Council’s consideration of Bylaw 8421 to amend Section 405B (1) of the Zoning Bylaw to allow a cannabis retail store as a permitted use at this location.

The Rezoning Bylaw is recommended for introduction and referral to a Public Hearing.

SUMMARY:

An application has been submitted to the District of North Vancouver for a text amendment to add “Cannabis Retail Store” as a permitted use for the property located at 1074 Marine Drive. The subject property is currently improved with a shopping centre, zoned for commercial use.



Under the *Cannabis Control and Licensing Act*, private retail stores require a licence issued by the Provincial Liquor and Cannabis Regulation Branch (LCRB). Public cannabis stores (operated by the province) are authorized under different legislation, and do not require a licence. The Provincial Liquor Distribution Branch (LDB) which operates public BC Liquor stores is also the operator for public BC Cannabis stores. While the LDB does not require a licence from the LCRB, their operations are designed to meet or exceed the requirements for private retail cannabis stores under the *Cannabis Control and Licensing Act*. As the proposal is for a public cannabis store, no licence is required but rezoning is still necessary to accommodate the use on this site.

EXISTING POLICY:

Official Community Plan

The Official Community Plan (OCP) designates this site as “Commercial Residential Mixed-Use Level 1” (CRMU1) which are areas intended for predominantly general commercial purposes, such as retail, service and office uses. The site is within the Lions Gate Village and Marine Drive Corridor.

Zoning

The subject property is zoned “Marine Drive Commercial Zone” (C9). The C9 zone permits the “Cannabis Retail Store” use when the subject property is included on the table in Section 405B (1) of the Zoning Bylaw. Bylaw 8421 (Attachment A) proposes to amend Section 405B (1) by adding 1074 Marine Drive to the table of properties permitting one cannabis retail store.

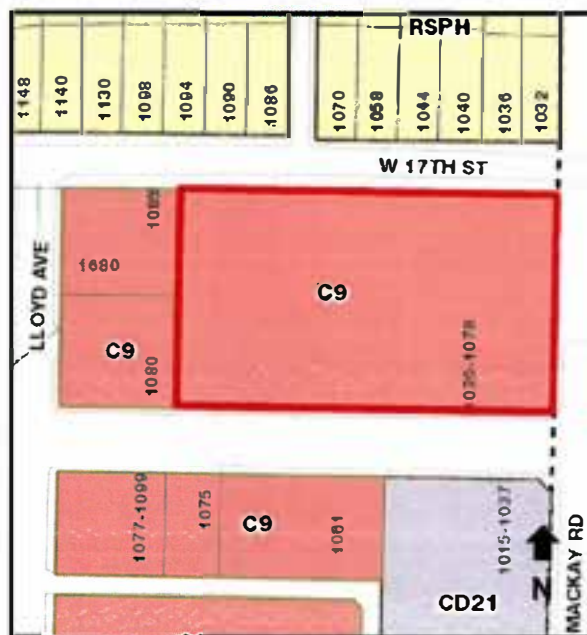
ANALYSIS:

Site and Surrounding Area

The proposed cannabis retail store is to be located in an existing retail space within a two-storey commercial building on the property. The ground floor would be used for the retail store and the second floor for office space. The subject site is a multi-tenant commercial property comprised of three buildings. Surrounding properties include a mixed-use, commercial/residential development to the east in the City of North Vancouver; commercial, mixed-use, and multi-family properties to the west and south; and single family homes to the north, across W. 17th Street.

Non-medical Retail Cannabis Policy

The proposed use of the site has been reviewed against the District’s Non-medical Retail Cannabis Policy (“the Cannabis Policy”). A review of the ‘Locational Guidelines’ and ‘Other Evaluation Criteria’ is outlined in the table on the following page.



Locational Guidelines	
Zoned to permit a liquor store	Complies
Located at least 200 m from any school	Complies
Does not exceed one business per OCP key growth centre	Site located within Lions Gate Village and Marine Drive Corridor; no cannabis retail store businesses currently exist in this centre. The subject proposal was the first referral and rezoning application received within this growth centre
Complies with all Provincial Cannabis Licensing Regulations	Security plan provided to satisfy provincial and federal legislative requirements
Other Evaluation Criteria	
Access for vehicles, potential traffic impacts and parking availability	Access provided from Marine Drive through two existing driveways and no traffic impacts are anticipated. On-site parking exceeds the minimum 117 spaces required for the entire site
Access for pedestrians and cyclists	Excellent access for pedestrians, cyclists and those using alternate modes of transportation. Site is located on the future RapidBus route
Store layout that does not accommodate sampling	Complies
A proposed exterior design that is consistent with all applicable design guidelines and that complies with provincial requirements	No major façade changes proposed. To comply with provincial requirements, opaque grey and white window coverings in a graphic tree pattern are to be installed.
Signage in accordance with the District of North Vancouver Sign Bylaw	Proposed signage on south elevation is generally consistent with the Sign Bylaw. A sign permit will be required prior to installation of any signs.
Operating hours that don't exceed 9am–9pm	Complies



Proposed Exterior Design and Signage

Concurrence

The project has been reviewed by staff from the Building, Engineering, Property Use, Community Planning and Fire Departments. No objections to the proposal were noted.

The North Vancouver RCMP has reviewed the proposal and indicated that there are no objections to the proposed cannabis retail store at this location.

Public Input

Notices were distributed to neighbours within approximately a 100 m (328 ft.) radius of the subject property and a sign was placed on the property in accordance with the District’s policy on “Non-Statutory Public Consultation for Development Applications.” A total of 713 notices were delivered, and 20 responses were received. Of those responses 2 were in support and 18 were opposed. Public input received is included in Attachment C.

Supportive comments noted general support for the proposed amendment to permit the retail store.

Comments expressing concern included topics such as:

- Exposure of children and teenagers to cannabis
- Impacts on the neighbourhood and concern regarding safety and crime
- Increase in traffic to the area
- Potential for odours and smoking
- Compatibility of use for the location
- General concerns regarding the legalization of cannabis and the health impacts of cannabis use

Implementation

Implementation of this proposal will require a text amendment to the Zoning Bylaw to allow for a cannabis retail store on the property at 1074 Marine Drive.

Bylaw 8421 (Attachment A) amends Section 405B (1) of the Zoning Bylaw by adding 1074 Marine Drive to the table of properties permitted to have one cannabis retail store.

CONCLUSION:

The proposal for a cannabis retail store on the property complies with the Cannabis Policy. The Zoning Bylaw text amendment is now ready for Council’s consideration.

OPTIONS:

The following options are available for Council’s consideration:

1. Give Bylaw 8421 First Reading and refer Bylaw 8421 to a Public Hearing. (staff recommendation);
2. Return Bylaw 8421 to staff to negotiate changes to the proposal as directed by Council; or
3. Reject the application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Ashley Bellwood', written in a cursive style.

Ashley Bellwood
Planning Assistant

Attachments:

- A. Bylaw 8421 – Zoning Bylaw Text Amendment
- B. Non-medical Retail Cannabis Policy
- C. Public Input

REVIEWED WITH:					
<input type="checkbox"/> Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Permits and Licences	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Real Estate	_____		

The Corporation of the District of North Vancouver**Bylaw 8421**

A bylaw to amend District of North Vancouver Bylaw 3210, 1965

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "District of North Vancouver Rezoning Bylaw 1394 (Bylaw 8421)".

Amendments

2. District of North Vancouver Zoning Bylaw 3210, 1965 is amended as follows:
 - a) Part 4 "General Regulations" is amended by adding the following into the first empty row of the table in Section 405B (1):

007-106-394	1074 Marine Drive	Lions Gate Village Centre and Marine Drive Corridor	Bylaw 8421
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READ a first time

PUBLIC HEARING held

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk



The Corporation of the District of North Vancouver

CORPORATE POLICY

Title	Non-medical Retail Cannabis Policy
Section	Development and Social Planning

POLICY

It is the policy of Council that the approval of a retail cannabis business in the District of North Vancouver may only be considered through a rezoning application that meets the guidelines, criteria and processing requirements set out in this policy.

Policy approved on: July 22, 2019

Policy amended on: October 7, 2019

PROCEDURE

The following procedure is used to implement this policy but does not form part of the policy. This procedure may be amended from time to time at the discretion of the Chief Administrative Officer.

DEFINITIONS

“Council” means the Council for the District of North Vancouver.

“District” means the District of North Vancouver.

“Liquor & Cannabis Regulation Branch” means the Provincial branch which regulates British Columbia’s liquor industries and private retail non-medical cannabis industries (formerly Liquor Control and Licensing Branch).

“Cannabis Retail Store” means a business for the retail sale of non-medical cannabis for off-site consumption and cannabis accessories and does not permit a warehouse use.

REASON FOR POLICY

To provide locational and evaluation criteria to guide decisions on permitting the retail sale of non-medical cannabis in the District.

PREAMBLE

The District has taken the approach of considering retail cannabis businesses through an individual rezoning process considered on a case-by-case basis. Applications for a retail cannabis business should comply with the locational guidelines and other criteria contained in this policy and will be subject to public consultation requirements of the District's Development Procedures Bylaw and the statutory provisions of the *Local Government Act*.

APPLICATION

1. This policy applies to applications for rezoning to operate a retail cannabis business in the District of North Vancouver.
2. Administration of this policy is handled through the processing of rezoning applications and preparation of bylaws for Council consideration. Compliance with this policy does not guarantee development approval from Council.
3. Applicants who apply to the Liquor and Cannabis Regulation Branch (LCRB) for any retail cannabis business licence must submit a rezoning application to the District after the application is referred to the municipality for input by the LCRB. Rezoning applications will only be considered after the date of approval of this policy.

LOCATIONAL GUIDELINES

The following locational guidelines will be used to assess the suitability of a site for a retail cannabis business when an application for rezoning for such a use has been submitted to the District:

A retail cannabis business may be located on a site that:

1. Is currently zoned to permit a liquor store use;
2. Is located at least 200 metres from any elementary or high school property;
3. Does not exceed a maximum of one (1) business per each of the following key growth centres identified in the Official Community Plan*:
 - a. Maplewood Village Centre;
 - b. Lions Gate Village Centre and Marine Drive Corridor;
 - c. Lynn Valley Town Centre;
 - d. Lynn Creek Town Centre.

*Additional businesses outside of Town and Village Centres may be given consideration on a case-by-case basis, subject to a review of the merits of the application.

4. Complies with all of the requirements of the *Provincial Cannabis Licensing Regulation*.

OTHER EVALUATION CRITERIA

In addition to the above locational guidelines, the following criteria will be considered in evaluating a rezoning application for a retail cannabis business use:

1. Access for vehicles, including potential traffic impacts and parking availability;
2. Access for pedestrians and cyclists, including proximity to public transit;
3. A proposed interior layout that does not accommodate product sampling;
4. A proposed exterior design that is sensitive to the design and character of the respective Town and Village Centre in which it is located and is consistent with all applicable guidelines that regulate the exterior appearance of all residential and commercial properties within that Centre to the extent possible that it complies with the *Provincial Cannabis Control and Licensing Act*;
5. Design of signage that is in accordance with the District of North Vancouver Sign Bylaw;
6. Operating hours that do not exceed 9am – 9pm;
7. Store security requirements that meet the *Provincial Cannabis Retail Store Licence Terms and Conditions Handbook*.

NON-MEDICAL CANNABIS APPROVAL PROCESS

All retail cannabis businesses must undergo a site-specific rezoning process before the retail sale of non-medical cannabis is permitted. This will include opportunities for public consultation.

All applicants interested in establishing a retail cannabis business shall submit the following applications:

1. An application to the Provincial Liquor & Cannabis Regulation Branch (LCRB) for a cannabis retail store license prior to submitting an application for rezoning to the District;
2. An application to the District for a rezoning of the parcel to permit a retail cannabis business, once the application has been referred from the Provincial Liquor &

Cannabis Regulation Branch to the District for input. Applications for rezoning will be processed using a first-come-first-served model based on the date and time the application was forwarded to the District from the LCRB. Applications should be submitted to the District within 15 days of a referral from the LCRB. If an application is submitted more than 15 days after the referral from the LCRB, then it will be processed on a first-come-first-served model based on the date that the complete application is accepted by the District.

3. In the case of a Provincial store, the date that an application is submitted to the District will be considered the date of referral.
4. An application to the District for a development permit as required by the District;
5. An application for a District business licence, upon successful adoption of a rezoning bylaw and a positive recommendation from the District to the LCRB; and
6. Additional permit applications as required by the District, including but not limited to a building permit and/or sign permit applications.

PUBLIC CONSULTATION

1. Rezoning to permit a retail cannabis business will require public consultation as specified in District bylaws and policies (e.g. Development Procedures Bylaw) and statutory procedures set out in the *Local Government Act* (e.g. Public Hearing).
2. A summary of the public consultation will be included in a Report to Council for the rezoning application.

CONDITIONS OF REZONING

Council may require that one or more of the following conditions must be met prior to the adoption of a rezoning bylaw for a retail cannabis business:

1. The applicant may be required to submit details regarding on-site signage.
2. The applicant may be required to submit details on how potential odour that may be emitted from the premises will be controlled. A Section 219 covenant, or other means, may be used to secure any required odour mitigation measures.
3. The warehousing of cannabis as an accessory use shall not be permitted.
4. Any other conditions as may be required by Council.

SMOKING REGULATIONS SIGNAGE

1. A minimum of two signs shall be posted within the interior of the building and a minimum of one sign on the exterior of the building, with all signs having dimensions of at least 12" x 18". The signage shall detail the restrictions for smoking within 6 metres of any openings to the building, including doors and windows that open and any air intake, as outlined in section 6(a) of the Smoking Regulation Bylaw.

COUNCIL DISCRETION

While this policy is intended to establish a framework which would apply to all rezoning applications for retail cannabis uses, Council maintains full discretion to allow or reject any application for a retail cannabis use and may, in its sole discretion, exempt applications from all or any part of this policy.

AUTHORITY TO ACT

Provincial legislation, including the *Community Charter*, *Local Government Act*, and the *Cannabis Control and Licensing Act*, authorizes the District to regulate locational aspects of retail cannabis businesses and to establish procedures to assess and approve such businesses.

From: [REDACTED]
Sent: September 30, 2019 6:00 PM
To: Ashley Bellwood
Subject: Objection - Cannabis Retail Store - 1074 Marine Drive

Follow Up Flag: Follow up
Flag Status: Completed

Dear Ashley,

File: 08.3060.20/046.19
Case: PLN2019-00046

We refer to your letter of September 13 regarding an application for cannabis store at 1074 Marine Drive. We do not feel comfortable for the cannabis store is so close to our neighborhood. We have [REDACTED] confuse and influence by drugs [REDACTED], so we strongly object this application.

Thanks and regards.

[REDACTED]
[REDACTED]
North Vancouver, BC [REDACTED]

[Sent from Yahoo Mail on Android](#)

From: [REDACTED]
Sent: September 30, 2019 2:03 PM
To: Ashley Bellwood
Subject: Disagree of the permission of Cannabis

Follow Up Flag: Follow up
Flag Status: Completed

Hi Ashley Bellwood,

I strongly against approving the permission of Cannabis Retail Store.

File : 08.3060.20/046.19
Case : PLN2019-00046

There are many children in this area and that is not good for educational environment.

Please decide after careful consideration.

Sincerely,

[REDACTED]

[REDACTED]

From: [REDACTED]
To: [Ashley Bellwood](#)
Subject: Case:PLN2019-00046
Date: September 26, 2019 7:53:07 PM

Hi Ms. Bellwood,
Thank you for asking for the idea of cannabis retail store.
For my opinion I am not agree to amend the zoning 9 Bylaw.
Regards
[REDACTED]

From: [REDACTED]
To: Ashley Belknap
Subject: Notice of application for cannabis retail store- 1074 Marine Dr.
Date: September 26, 2019 1:06:05 PM

I am totally fine with the go-ahead to allow for a cannabis retail store on the property of 1074 Marine Drive.

[REDACTED]

Ps.

I wish to remind you know that the process you took to mail out this letter was 87 cents per envelope. This household received three envelopes! I'm confident the Post Office is delighted with this happening, however, tax payers, on the other hand, could and should be concerned with this errant and sloppy oversight.

From: [Ashley Bellwood](#)
To: [REDACTED]
Subject: RE: Re application for cannabis retail store - 1074 Marine Dr.
Date: September 24, 2019 10:36:00 AM
Attachments: [image001.png](#)

Good morning [REDACTED]

Thank you for your email. Please accept this response as confirmation that I have received your comments and that they will be considered and included in the official record of the application.

In your comments, you recommended that there should be consideration to the types of uses when reviewing location of proposed cannabis stores. You specifically noted that cannabis stores should be considered in locations where liquor stores are permitted, so I wanted to follow up to provide some details on the recently approved [Non-Medical Cannabis Retail Policy](#). The locational guidelines used to assess the suitability of a site for a cannabis retail store include that the property is currently zoned to permit a liquor store. An additional guideline is that the property is located at least 200 metres from an elementary or high school.

The proposed cannabis retail store at 1074 Marine Drive is within the Marine Drive Commercial Zone C9, which does permit liquor store as a primary use. The property is also located at least 200 meters from any elementary or high school. Further to this, I can advise that the District of North Vancouver has not approved any cannabis retail stores, and that Council will be considering any proposal for a store on a case-by-case basis. If you have any questions let me know.

Best regards,

Ashley Bellwood
Planning Assistant
District of North Vancouver
T: 604-990-2337
E: bellwooda@dnv.org



From: [REDACTED]
Sent: September 23, 2019 4:21 PM
To: Ashley Bellwood <bellwooda@dnv.org>
Subject: Re application for cannabis retail store - 1074 Marine Dr.

Hi Ashley,

We received the letter in the mail about the consideration of amending the zoning bylaw in the area of 1074 Marine Dr. to allow for a cannabis retail store.

I would urge the district to consider providing zoning for this type of retail only in certain commercial areas and not anywhere a lease space opens up. We are seeing these stores pop up

everywhere and it would be nice if they were better controlled, like the liquor stores. In fact, the best idea would be to zone the two together so that all the 'substance use' stores are located in the same area - not spread all around the commercial zones.

It is pretty difficult to explain to children/youth why there are so many stores around selling marijuana while it is not a good substance to use. Since legalization of marijuana the stores seem to be popping up everywhere and while there are good reasons to legalize the substance, it is still not something we want to encourage our youth to use.

I think if we want to limit the use of this substance by our youth, as it does cause quite significant health consequences (especially mental health and brain development in youth, increased driving under influence incidents etc.), we should not be allowing the stores to just pop up anywhere like ice cream shops.

It is the district's responsibility to limit the number of facilities selling the substance if they want to have a positive effect on youth and society.

Time will tell how significant the consequences will be for the population if the government doesn't regulate the permits for cannabis stores more tightly.

I would suggest to think ahead and plan for the future of our youth.

This email is not just with regard to zoning of 1074 Marine Dr. specifically but with regard to zoning of various locations for this type of retail.

Thank you for your attention.

Sincerely,

A black rectangular redaction box covering the signature area.

From: [REDACTED]
To: Ashley Belwood
Subject: 1074 Marine - Cannabis Retail Store
Date: September 23, 2019 7:38:34 AM

Hi Ashley,

I just got your letter about the application for a cannabis store in the retail centre [REDACTED]
[REDACTED]

I thought I'd share my comments as I myself [REDACTED]
and had many discussions around doing cannabis stores or not in our centres across the country.

First off, from a 30,000 sf view I'd say that allowing this type of use in the capilano mall area may not be the most strategic decision in terms of urban planning. As you know very well cap mall area is one of the saddest area in DNV. It's no news that the mall has suffered several break ins over the years and is being challenged from an occupancy standpoint with SEARS going under. I'm sure the guys at Quadreal can attest. Additionally, you often see RCMP officers looking for suspects in the area.

I know that cannabis is now legal in BC and I'm not jumping to any conclusions on who buys these products, but I am a little concerned with the clientele of some of these stores. I agreed to open a couple of stores [REDACTED], and have witnessed first hand the behaviors of the clientele that these stores attract. I'm not quite sure that such clientele will help improve the feel of the neighborhood, which is already suffering between cap mall and the loss of Indigo.

2nd: if that use ended up being permitted in the centre, I would want to make sure that the landlord has included in the lease all the necessary provisions related to nuisances and permits. I had external counsel draft a bullet proof clause on my [REDACTED]. Such clause addresses a few main points:

- Cannabis permits: making sure the tenant will obtain their cannabis permits etc.
- Restrictions on use and compliance with the laws: making sure the tenant's activities inside the premises follow the law and their permits (for instance no consumption of any substances within the premises and the centre).
- Impact on other tenants and the neighborhood: no disturbance of any sort is caused by the use (odours, smoke, vapors, steam, water, vibrations, noises, or other undesirable effects emanating from the premises)
- Additional events of default for the landlord to terminate the lease, such as: tenant doesn't hold a valid cannabis permit (expired or cancelled), premises are raided by law enforcement...

To summarize the above, my 2 main concerns as a resident of the area are:

- dynamics of the neighborhood may not improve as a result of this new use (safety, demographics)
- odours and noises: I just don't want the customers of the centres to come to [REDACTED] to use what they just bought next door. As you may know District Crossing provides a fair amount of privacy and it's not uncommon to see people use the courtyard to drink or smoke.

Hope my comments will help, please feel free to reach out to me if I can do anything else,

From: [REDACTED]
To: Ashley Bellwood
Subject: Feedback - Notice of Application for Cannabis Retail Store - 1074 Marine Drive
Date: September 22, 2019 12:46:28 PM

File 08.3060.20/046.19

Case: PLN2019-00046

Hello:

My name is [REDACTED], and I live [REDACTED]
from this proposed site.

First, I just want to start by thanking you for this letter asking for community feedback regarding this development. I very much appreciate the time to provide input.

Overall, I oppose this amendment; I oppose allowing development of this cannabis retail store.

I have many concerns. Frankly, I'm concerned about the negative aspects from the potential increased number of people that this would attract. I believe that this will lead to more traffic issues and more issues associated people coming to an area that is only designed for a certain number of people. I believe mall's and larger strip malls are better able to handle this traffic. I'm unsure this smaller strip mall can accommodate this, and I'm worried about people's safety.

Personally, I'm not in favour of marijuana. I respect people's now legal right to have it, but I would like this store to not be close to where I live. There could be issues with odour and additional garbage in the area. Also, other neighbourhoods have experienced issues of increased crime, and I prefer not to take a chance with any the above issues.

I understand the loss of financial benefits of not having a retail store here, but surely there must be other stores that would like to move in.

Thank you again for your letter,

[REDACTED]

From: [REDACTED]
To: Ashley Bellwood
Subject: ~~About the letter of:~~ Notice of Application for Cannabis Retail Store - 1074 Marine Drive
Date: September 19, 2019 10:52:07 PM

Hi, Ashley

I received the letter about the application of the store in my neighbourhood. I am strongly concern/object about this application. First of all, there already is a store near by on the Marine Drive Road. I think it is just near by the Capilano Mall.

Second, as a parent [REDACTED]. I would rather our community has more "classical normal" way. And that will provide my [REDACTED] more safety way to grow up. The less extra "negtive" influence the better. I think my voice may not be take into account. But I still make it, as this is what I can do for what I believe is right.

thanks.
[REDACTED]

From: [REDACTED]
To: Ashley Bellwood
Subject: 1074 Marine Drive application
Date: September 19, 2019 6:25:11 PM

Dear Ashley

Regarding the notice I'm not agree to change that retail addressed above to liquor store. Regards. [REDACTED]

[REDACTED]
Sent from my iPhone.

From: [REDACTED]
To: [Ashley Beltrami](#)
Subject: District of North Vancouver- cannabis Retail Store proposal (1074 marine drive)
Date: September 19, 2019 9:10:32 PM

Hello,

We are residents of [REDACTED] and we moved here a couple of years ago. The main reason for the move was for our [REDACTED] to live in a safe and healthy atmosphere. I used to live in the North Shore myself and I knew that this would be the best city to raise a child. There is also a "Kids and Company" next to us that I utilized when my daughter was younger. We bike around the city often as well.

We are deeply concerned about the possible amendment to the bylaw to allow for the Cannabis retail store. This will draw crowds to "hang out" by the parking lot area at night. There's a large parking lot space behind the building which will attract people to gather while enjoying their privacy.

We currently already have issues with skateboarders roaming around our building at night and I feel this retail store will just attract more people to be out at night.

I am also concerned with the smell luring around the stores which is not a great environment for the kids or anyone living in the area.

There's also a park right nearby which is popular for kids but I'm afraid this may not be our favourite choice after this gets approved.

I think these stores should be located on popular retail streets that are nowhere near any homes/residents.

I hope all considerations have been made prior to a possible approval of the Cannabis store in this area.

Thank you

[REDACTED]

From: [REDACTED]
To: Ashley Bellwood
Subject: Notice of application for Cannabis Retail Store -1074 Marine Drive
Date: September 19, 2019 5:40:35 PM

Dear Ashley Bellwood

[REDACTED] and our building is a family based building and we
dont agree to open a BC liaour store in that retail address.

Regards

[REDACTED]

From: [Ashley Bellwood](#)
To: [REDACTED]
Subject: RE: File: 08.3060.20/046.19 - Case: PLN2019-00046
Date: September 19, 2019 4:48:00 PM
Attachments:

Good afternoon [REDACTED]

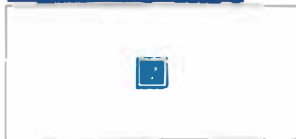
Thank you for your email. Please accept this response as confirmation that I have received your comments and that they will be considered and included in the official record of the application.

In your comment, you noted proximity to other cannabis stores on Marine Drive. I wanted to follow up to provide some clarification with the following information regarding cannabis stores in the area:

- To date, the District of North Vancouver has not approved any cannabis retail stores;
- In past, a cannabis store operated in contravention of the District of North Vancouver's Zoning Bylaw at 1370 Marine Drive. That store was required to cease operation by May 30, 2017, and is no longer occupying the location;
- There was previously a cannabis store located on Marine Drive, in the City of North Vancouver, that was operating prior to Federal legalization of cannabis and is no longer in operation;
- I spoke with the City of North Vancouver and they have confirmed:
 - There are currently no retail cannabis stores in operation on Marine Drive.
 - They do not have any active applications for a cannabis store on Marine Drive.
 - Marine Drive is located in one of the areas within which a retail cannabis store would be considered. As such, in the future a cannabis store may be approved in this area by the City of North Vancouver.

Best regards,

Ashley Bellwood
Planning Assistant
District of North Vancouver
T: 604-990-2337
E: Rempela@dnv.org



From: [REDACTED]
Sent: September 18, 2019 3:49 PM
To: Ashley Bellwood <bellwooda@dnv.org>
Cc: [REDACTED]
Subject: Re: File: 08.3060.20/046.19 - Case: PLN2019-00046

September 18, 2019

Ashley Bellwood

Development Planning

District of North Vancouver

Re: File: 08.3060.20/046.19

Case: PLN2019-00046

Dear Ashley Bellwood,

I am writing to comment on the "Notice of Application for Cannabis Retail Store - 1074 Marine Drive".

As a business owner in this local area ([REDACTED] North Vancouver) I strongly oppose the proposal to prove a cannabis retail store for this property. There is already such business along the Marine Drive so close to this property; there is absolutely no need for yet another one.

This is a neighborhood with families, children, and professionals. These establishments attract marijuana smokers who then tend to stick around the neighborhood and smoke. These establishments also attract economically disadvantaged people and have effects on crime.

However profitable it may be, yet another marijuana-related business is completely superfluous here and will continue to crowd out the services that residents actually need.

Thank you for your attention.

Best regards,

in behalf of [REDACTED]
[REDACTED]

From: [REDACTED]
To: [Ashley Bellwood](#)
Subject: 1074 Marine Drive
Date: September 18, 2019 9:16:09 AM

Dear Ms. Bellwood:

I received the notice for Application for Cannabis Retail Store at 1074 Marine Drive.

[REDACTED] currently own a condo at the Drive in the area and are residents in the District of North Vancouver. I would prefer the application for an amendment to the zoning bylaw NOT be approved.

I feel this way because of the following:

1. This type of retail store has a tendency to attract a type of clientele that generally results in an increase in crime, a general reduction in the "family" feel of an area and an increase in smoking and littering.
2. This Neighbourhood has been undergoing a rejuvenation with many families and younger people moving into the area. The location of a retail cannabis store would have a negative influence on the younger people and be a backward step for this area. I fear it would increase the movement of drug use into the area.
3. I feel this type of store would change the ambience of the neighborhood and would lower the spirit and makeup of the area.
4. This type of store is incongruent with the type of businesses already present in the neighborhood.

For these reasons, I urge the District of North Vancouver to deny the application for an amendment to the zoning bylaw in this case.

Sincerely,

[REDACTED]

From: [REDACTED]
To: Ashley Bellwood
Subject: letter re: notice of application for cannabis retail store – 1074 Marine Drive
Date: September 17, 2019 9:33:03 AM

Good morning Ashley.

I hope bat you are having a good day.

[REDACTED] received yesterday Sept 16 via mail your letter re: notice of application for cannabis retail store – 1074 Marine Drive to our home address. Thank you for the information and giving to the community a heads up about what's the intention of the BC Liquor Store for this location. We appreciate it. However, We don't support this project since we personally don't approve the legalization of cannabis for pleasure purposes. In addition, we believe bringing this store to our community will encourage significantly the visit of cannabis consumers (including addicts) to the surroundings of our buildings and parks, which could attract lots of outside smokers (although is not permitted in not allowed areas, but who will stop them?), and even possible undesirable people looking forward to participate in crime and illegal activities.

This is a good community formed in is majority by working families with lots of kids and we put a lot of effort to try to keep it as healthy and safe as possible. Drugs are not good friends of family and kids. We are sorry for not giving our support.

Thank you and have a great day.

Best regards,

[REDACTED]

From: [REDACTED]
To: Ashley Bellwood
Subject: Cannabis retail
Date: September 17, 2019 5:21:04 PM

My thoughts are No to the amendment on 1074 to become a cannabis retail store.
Sent from my iPhone


This email and its attachments are intended solely for the personal use of the individual or entity named above. Any use of this communication by an unintended recipient is strictly prohibited. If you have received this email in error, any publication, use, reproduction, disclosure or dissemination of its contents is strictly prohibited. Please immediately delete this message and its attachments from your computer and servers. We would also appreciate if you would contact us by a collect call or return email to notify us of this error. Thank you for your cooperation.

[REDACTED]

Some of the comments received during the public consultation were received over the phone. The following list details those comments:

1. [REDACTED] – Voicemail:
 - Perfectly fine with it
2. [REDACTED] [REDACTED] – [REDACTED] - Call:
 - There is already enough drug and alcohol problems in the country
 - There are many children in the area, concerned that it is too close to a park
 - Several vagrants and break-ins in the neighbourhood.
 - Concerned that the store will make the neighbourhood less safe and attract more criminal activity
 - Suggestion that cannabis stores should be located in industrial areas so people have to travel to get to them and the police can better monitor them
3. [REDACTED] – [REDACTED] – [REDACTED] – Voicemail:
 - Does not support a cannabis retail store in this location
4. [REDACTED] – [REDACTED] – Voicemail:
 - Does not agree with it

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>FEB. 24 2020</u>
<input type="checkbox"/> Other:	Date: _____


Dept.
Manager


GM/
Director


CAO

The District of North Vancouver

REPORT TO COUNCIL

February 6, 2020

File: 08.3060.20/060.19

AUTHOR: Taylor Jenks, Planning Assistant

SUBJECT: Text Amendment to add “Cannabis Retail Store” at 1629 Marine Drive (Bylaw 8428)

RECOMMENDATION

THAT the application by Lightbox Enterprises Ltd. for a Cannabis retail store at 1629 Marine Drive is rejected;

AND THAT the Liquor and Cannabis Regulation Branch be informed of this decision.

REASON FOR REPORT

Lightbox Enterprises Ltd. has applied on behalf of the owner of the property, 1204393 BC Ltd., to amend the Zoning Bylaw to add “Cannabis Retail Store” as a permitted use for the property located at 1629 Marine Drive.

Implementation of the proposed amendment requires Council’s consideration of Bylaw 8428 to amend Section 405B (1) of the Zoning Bylaw to allow a cannabis retail store as a permitted use at this location.

As the property was the second referral to be received by the District of North

Vancouver for consideration in this key growth centre and there is no parking available on-site, staff recommend that the application be rejected. Bylaw 8428 is however available for Council’s consideration, should they wish to grant First Reading, and refer the bylaw to a Public Hearing.



SUMMARY

An application has been submitted to the District of North Vancouver for a text amendment to add “Cannabis Retail Store” as a permitted use for the property located at 1629 Marine Drive.

Prior to the issuance of a cannabis retail store licence, the Provincial Liquor and Cannabis Regulation Branch (LCRB) requires confirmation of a positive recommendation from the District of North Vancouver. If Bylaw 8428 is adopted, the District will forward to the LCRB an indication of Council’s support for a cannabis retail store licence on this property.

EXISTING POLICY

Official Community Plan

The Official Community Plan (OCP) designates this site as “Commercial Residential Mixed-Use Level 1” (CRMU1) which are areas intended predominantly for general commercial purposes, such as retail, service and office uses, with residential uses above. The site is within the Lions Gate Village and Marine Drive Corridor.

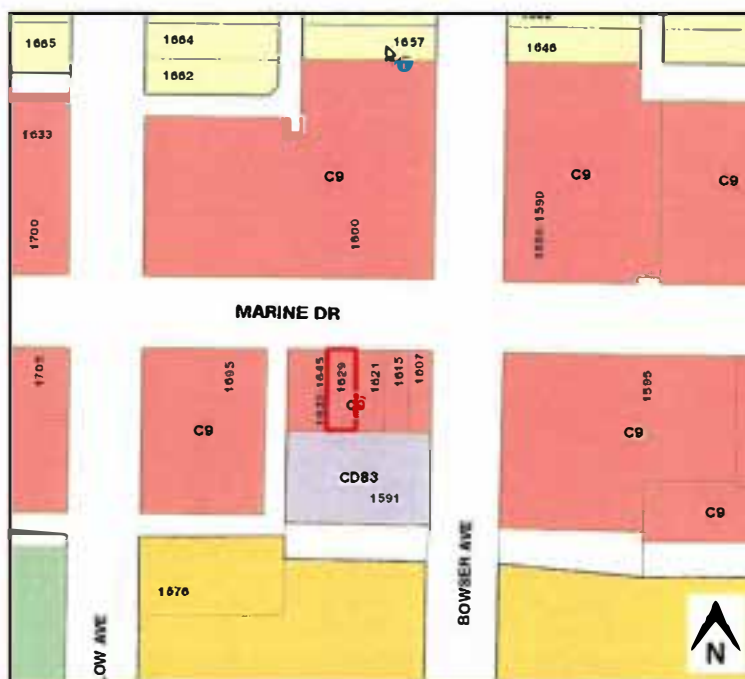
Zoning

The subject property is zoned “Marine Drive Commercial Zone” (C9). The C9 zone permits the “Cannabis Retail Store” use when the subject property is included on the table in Section 405B (1) of the Zoning Bylaw. Bylaw 8428 (Attachment A) proposes to amend Section 405B (1) by adding 1629 Marine Drive to the table of properties permitting one cannabis retail store.

ANALYSIS

Site and Surrounding Area

The proposed cannabis retail store is to be located in an existing retail space within a single-storey commercial building on the property. The subject site shares the block face with two other commercial properties to the immediate east and west. Surrounding properties include a multi-family residential development to the south, and commercial properties to the east (beyond Bowser Avenue), to the west (beyond Tatlow Avenue), and to the north (beyond Marine Drive). The existing building was constructed in 1948, at which time no on-site parking was provided. An easement over the southerly portion of the property to the west allows for deliveries to the rear of the subject site, however does not provide for any parking. The existing parking shortage is considered legal non-conforming.



Non-medical Retail Cannabis Policy

The proposed use of the site has been reviewed against the District’s Non-medical Retail Cannabis Policy (“the Cannabis Policy”). A review of the ‘Locational Guidelines’ and ‘Other Evaluation Criteria’ is outlined in the table below.

Locational Guidelines	
Site is zoned to permit a liquor store	Complies
Located at least 200 m from any school	Complies
Does not exceed a maximum of one business per OCP key growth centre	Site located within the Lions Gate Village and Marine Drive Corridor; no cannabis retail stores currently exist in this centre. The subject proposal was the second LCRB referral to be received within this growth centre. Compliance with this guideline will be informed by Council’s decision on the other rezoning applications in the Lions Gate Village and Marine Drive Corridor (1074 Marine Drive and 1199 Marine Drive).
Complies with all Provincial Cannabis Licensing Regulations	Security plan provided is to satisfy provincial and federal legislative requirements. Confirmation of compliance and issuance of a licence by the LCRB will be required should the rezoning be approved by Council.
Other Evaluation Criteria	
Access for vehicles, potential traffic impacts and parking availability	Does not comply as no on-site parking is available. Access for deliveries is via an easement over the southerly portion of 1635-1645 Marine Drive to the west of the site.
Access for pedestrians and cyclists	Excellent access for pedestrians, cyclists, and patrons using alternate modes of transportation. Site is located on a RapidBus route with a transit stop within one block.
Store layout that does not accommodate sampling	Complies
A proposed exterior design that is consistent with all applicable design guidelines and that complies with provincial requirements	No major façade changes proposed. To comply with provincial requirements, opaque white and yellow window coverings are proposed with a new awning.
Signage in accordance with the District of North Vancouver Sign Bylaw	Proposed signage is generally consistent with the Sign Bylaw. A sign permit will be required prior to installation of any signs.
Operating hours that do not exceed 9 am – 9 pm	Complies



Proposed Exterior Design and Signage

Concurrence

The project has been reviewed by staff from the Building, Engineering, Property Use, Community Planning, Transportation, and Fire Departments. No objections to the proposal were noted.

The North Vancouver RCMP has reviewed the proposal and indicated that there are no objections to the proposed cannabis retail store at this location.

The LCRB Senior Licensing Analyst has confirmed that the LCRB has completed their suitability assessment as required by the *Cannabis Control and Licensing Act*.

Public Input

Notices were distributed to neighbours within a 100 m (328 ft.) radius of the subject property and a sign was placed on the property in accordance with the District’s policy on “Non-Statutory Public Consultation for Development Applications.” A total of 328 notices were sent, and 24 responses were received. Of these responses, 4 were in support, 18 were opposed, and two were neutral. A summary of the comments is provided below:

Positive comments received include:

- Will contribute positively to the local economy, and have seen no incidents with other stores;
- Increases access to cannabis products for North Shore residents.

Comments noting concern include:

- Proximity to Norgate Park and field facility, potentially contributing to the loitering and cannabis consumption in the park and nearby streets;
- Proximity to residential neighbourhood, as well as existing and proposed daycares;
- Question whether the daycare and cannabis uses that are proposed, are complimentary to one another;
- Exposing youth who use nearby facilities and normalizing the use of cannabis;
- Potential for an increase in transient people, crime, garbage, and loitering;
- Concerns with parking impacts on the neighbouring streets due to extended business hours, and a high traffic business with high vehicle turnover;
- Concerns with unsafe vehicle access to the site from Marine Drive;
- Suggestion that the store would not contribute positively to the development of the area;
- Concern with odour and exposure to second hand smoke.

Implementation

Implementation of this proposal will require a text amendment to the Zoning Bylaw to allow for a cannabis retail store on the property at 1629 Marine Drive.

Bylaw 8428 (Attachment A) amends Section 405B (1) of the Zoning Bylaw by adding 1629 Marine Drive to the table of properties permitted to have one cannabis retail store.

The site is located within 800m of a controlled access intersection and therefore approval by the Provincial Ministry of Transportation and Infrastructure will be required prior to adoption of the rezoning bylaw, should the proposal proceed.

CONCLUSION

The proposal for a cannabis retail store on the property at 1629 Marine Drive does not comply with the Cannabis Policy as no parking is available on the site. Pending Council’s decision on other proposals for cannabis stores within this key growth centre, a cannabis store on the subject site may also exceed the maximum of one cannabis store within this centre.

The Zoning Bylaw text amendment is now ready for Council’s consideration.

OPTIONS

The following options are available for Council’s consideration:

1. Reject the application and inform the Liquor and Cannabis Regulation Branch of this decision (staff recommendation);
2. Give Bylaw 8428 First Reading and refer Bylaw 8428 to a Public Hearing; or
3. Return Bylaw 8428 to staff to negotiate changes to the proposal as directed by Council.

Respectfully submitted,



Taylor Jenks

Development Planning

Attachments:

- A. Bylaw 8428_– Zoning Bylaw Text Amendment
- B. Non-medical Retail Cannabis Policy
- C. Public Input

REVIEWED WITH:					
<input type="checkbox"/> Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Permits and Licences	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Real Estate	_____		

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The Corporation of the District of North Vancouver**Bylaw 8428**

A bylaw to amend District of North Vancouver Bylaw 3210, 1965

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "District of North Vancouver Rezoning Bylaw 1398 (Bylaw 8428)".

Amendments

2. District of North Vancouver Zoning Bylaw 3210, 1965 is amended as follows:
 - a) Part 4 General Regulations is amended by adding the following into the first empty row of the table in Section 405B (1):

010-618-678	1629 Marine Drive	Lions Gate Village Centre and Marine Drive Corridor	Bylaw 8428
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READ a first time

PUBLIC HEARING held

READ a second time

READ a third time

Certified a true copy of "Bylaw 8428" as at Third Reading

Municipal Clerk

APPROVED by the Ministry of Transportation and Infrastructure on

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk



The Corporation of the District of North Vancouver

CORPORATE POLICY

Title	Non-medical Retail Cannabis Policy
Section	Development and Social Planning

POLICY

It is the policy of Council that the approval of a retail cannabis business in the District of North Vancouver may only be considered through a rezoning application that meets the guidelines, criteria and processing requirements set out in this policy.

Policy approved on: July 22, 2019

Policy amended on: October 7, 2019

PROCEDURE

The following procedure is used to implement this policy but does not form part of the policy. This procedure may be amended from time to time at the discretion of the Chief Administrative Officer.

DEFINITIONS

"Council" means the Council for the District of North Vancouver.

"District" means the District of North Vancouver.

"Liquor & Cannabis Regulation Branch" means the Provincial branch which regulates British Columbia's liquor industries and private retail non-medical cannabis industries (formerly Liquor Control and Licensing Branch).

"Cannabis Retail Store" means a business for the retail sale of non-medical cannabis for off-site consumption and cannabis accessories and does not permit a warehouse use.

REASON FOR POLICY

To provide locational and evaluation criteria to guide decisions on permitting the retail sale of non-medical cannabis in the District.

PREAMBLE

The District has taken the approach of considering retail cannabis businesses through an individual rezoning process considered on a case-by-case basis. Applications for a retail cannabis business should comply with the locational guidelines and other criteria contained in this policy and will be subject to public consultation requirements of the District's Development Procedures Bylaw and the statutory provisions of the *Local Government Act*.

APPLICATION

1. This policy applies to applications for rezoning to operate a retail cannabis business in the District of North Vancouver.
2. Administration of this policy is handled through the processing of rezoning applications and preparation of bylaws for Council consideration. Compliance with this policy does not guarantee development approval from Council.
3. Applicants who apply to the Liquor and Cannabis Regulation Branch (LCRB) for any retail cannabis business licence must submit a rezoning application to the District after the application is referred to the municipality for input by the LCRB. Rezoning applications will only be considered after the date of approval of this policy.

LOCATIONAL GUIDELINES

The following locational guidelines will be used to assess the suitability of a site for a retail cannabis business when an application for rezoning for such a use has been submitted to the District:

A retail cannabis business may be located on a site that:

1. Is currently zoned to permit a liquor store use;
2. Is located at least 200 metres from any elementary or high school property;
3. Does not exceed a maximum of one (1) business per each of the following key growth centres identified in the Official Community Plan*:
 - a. Maplewood Village Centre;
 - b. Lions Gate Village Centre and Marine Drive Corridor;
 - c. Lynn Valley Town Centre;
 - d. Lynn Creek Town Centre.

*Additional businesses outside of Town and Village Centres may be given consideration on a case-by-case basis, subject to a review of the merits of the application.

4. Complies with all of the requirements of the Provincial *Cannabis Licensing Regulation*.

OTHER EVALUATION CRITERIA

In addition to the above locational guidelines, the following criteria will be considered in evaluating a rezoning application for a retail cannabis business use:

1. Access for vehicles, including potential traffic impacts and parking availability;
2. Access for pedestrians and cyclists, including proximity to public transit;
3. A proposed interior layout that does not accommodate product sampling;
4. A proposed exterior design that is sensitive to the design and character of the respective Town and Village Centre in which it is located and is consistent with all applicable guidelines that regulate the exterior appearance of all residential and commercial properties within that Centre to the extent possible that it complies with the Provincial *Cannabis Control and Licensing Act*;
5. Design of signage that is in accordance with the District of North Vancouver Sign Bylaw;
6. Operating hours that do not exceed 9am – 9pm;
7. Store security requirements that meet the Provincial Cannabis Retail Store Licence Terms and Conditions Handbook.

NON-MEDICAL CANNABIS APPROVAL PROCESS

All retail cannabis businesses must undergo a site-specific rezoning process before the retail sale of non-medical cannabis is permitted. This will include opportunities for public consultation.

All applicants interested in establishing a retail cannabis business shall submit the following applications:

1. An application to the Provincial Liquor & Cannabis Regulation Branch (LCRB) for a cannabis retail store license prior to submitting an application for rezoning to the District;
2. An application to the District for a rezoning of the parcel to permit a retail cannabis business, once the application has been referred from the Provincial Liquor &

Cannabis Regulation Branch to the District for input. Applications for rezoning will be processed using a first-come-first-served model based on the date and time the application was forwarded to the District from the LCRB. Applications should be submitted to the District within 15 days of a referral from the LCRB. If an application is submitted more than 15 days after the referral from the LCRB, then it will be processed on a first-come-first-served model based on the date that the complete application is accepted by the District.

3. In the case of a Provincial store, the date that an application is submitted to the District will be considered the date of referral.
4. An application to the District for a development permit as required by the District;
5. An application for a District business licence, upon successful adoption of a rezoning bylaw and a positive recommendation from the District to the LCRB; and
6. Additional permit applications as required by the District, including but not limited to a building permit and/or sign permit applications.

PUBLIC CONSULTATION

1. Rezoning to permit a retail cannabis business will require public consultation as specified in District bylaws and policies (e.g. Development Procedures Bylaw) and statutory procedures set out in the *Local Government Act* (e.g. Public Hearing).
2. A summary of the public consultation will be included in a Report to Council for the rezoning application.

CONDITIONS OF REZONING

Council may require that one or more of the following conditions must be met prior to the adoption of a rezoning bylaw for a retail cannabis business:

1. The applicant may be required to submit details regarding on-site signage.
2. The applicant may be required to submit details on how potential odour that may be emitted from the premises will be controlled. A Section 219 covenant, or other means, may be used to secure any required odour mitigation measures.
3. The warehousing of cannabis as an accessory use shall not be permitted.
4. Any other conditions as may be required by Council.

SMOKING REGULATIONS SIGNAGE

1. A minimum of two signs shall be posted within the interior of the building and a minimum of one sign on the exterior of the building, with all signs having dimensions of at least 12" x 18". The signage shall detail the restrictions for smoking within 6 metres of any openings to the building, including doors and windows that open and any air intake, as outlined in section 6(a) of the Smoking Regulation Bylaw.

COUNCIL DISCRETION

While this policy is intended to establish a framework which would apply to all rezoning applications for retail cannabis uses, Council maintains full discretion to allow or reject any application for a retail cannabis use and may, in its sole discretion, exempt applications from all or any part of this policy.

AUTHORITY TO ACT

Provincial legislation, including the *Community Charter*, *Local Government Act*, and the *Cannabis Control and Licensing Act*, authorizes the District to regulate locational aspects of retail cannabis businesses and to establish procedures to assess and approve such businesses.

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From: [REDACTED]
To: Taylor Jenks
Subject: Proposed Subdivision 1629 Marine Dr
Date: November 22, 2019 6:02:56 PM

Mr. Jenks

I wish to say a resounding NO to the proposed Cannabis Retail Store on this site. [REDACTED]

[REDACTED] This is a large residential complex [REDACTED] comprised of families with young children and working couples and seniors. There is already a problem with street parking. People using transit use our lanes to park all day creating problems for visitors and businesses trying to access our complex. There is also a problem with 'bottle collectors' dumping garbage around the site when they go through our bins. There is a park one block away (Norgate Park) and again, parking and people dumping garbage in the lanes is already a huge problem when there are games going on. More traffic in this area is the last thing we need. There is very limited parking in front of this proposed store front, so clients would be forced to park on Bowser or Tatlow, which are both already very heavily congested. There are more condos being built all around this area, again, very congested and limited parking. This type of store is going to increase the congestion and decrease the safety and liveability of the area.

North Vancouver District has lots of industrial and commercial areas with no residents near by and no parking problems. A cannabis shop should be located in one of these areas.

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: CANNABIS RETAIL STORE 1629 MARINE DRIVE
Date: November 26, 2019 4:58:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 22, 2019 5:59 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: CANNABIS RETAIL STORE 1629 MARINE DRIVE

Hello Taylor,

I just received your letter and I'm delighted that we're finally getting a cannabis store nearby. I don't smoke it but I do enjoy the occasional brownie, which have been non-existent on the North Shore. I'll cross my fingers that the location gets approved. I'm not alone; many of my Norgate neighbours have expressed disappointment with the lack of cannabis stores available to us.



From: [REDACTED]
Sent: November 23, 2019 3:57 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: PLN2019-00060 file:3060.20/060.19

Dear sir/ madam

Regarding the above, I would point out that there is limited parking in the area. As you probably know the location itself has no off street parking. The side roads surrounding the site has parking but is often all taken.

I can't see why a retail outlet that in all likelihood needs volume would even want this location. Most retail outlets require parking adjacent to the shop.

Along with the parking, the new alignment for the rapid bus will take away the left hand turn lane from west bound traffic. This means people wanting to park in an already congested area will have to turn left from a busy lane of traffic through another busy lane of traffic onto Bowser Ave. They may also come from west 15th street and use the lane ways, which I think is a miss use of those routes.

I am not against a cannabis outlet I just don't think this location is the right one.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Proposed Subdivision- 1629 Marine Drive
Date: December 02, 2019 10:13:00 AM

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 23, 2019 4:19 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Proposed Subdivision- 1629 Marine Drive

[REDACTED]. We have no concerns whatsoever about a proposed Cannabis Retail store at 1629 Marine Drive. We are not sure though where the store parking spaces are supposed to be. There is no parking available on Marine Drive. Is the store required to have designated parking spots that are allocated to the store or are customers supposed to park along Bowser Ave? Are there designated parking spots behind the building?
We would welcome a positive recommendation for this location.
Regards [REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notice of Application for Cannabis Retail Store - 1629 Marine Drive
Date: December 02, 2019 10:29:00 AM

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 24, 2019 1:51 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Notice of Application for Cannabis Retail Store - 1629 Marine Drive

The Illahee "village"/Norgate Park area is a family-oriented complex. I don't feel a cannabis store is suitable for this area. The proposed hours of operation (9am to 9pm, seven days a week) is ridiculous! I trust re-zoning of this area will not be approved.

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant



Direct: 604-990-2428



Thanks for your letter regarding this.

trying to escape the horrific traffic issues that are now daily on Marine Dr. If they had

their own parking stalls like the Beer and Wine store down the street it may be a different issue

- There is a brand new condo development just opening directly behind this application and one across Marine Drive that is nearing completion

Not really fair for the people that have bought in these two complexes.

- A store like that would affect the property values negatively

You should shelve this application for a year or two until the new Condo units have fully settled in and you see how they also feel as well see how the new condo residences cars/traffic also affect the local traffic issues.

[REDACTED]

Thanks

Cheers,

[REDACTED]

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Proposed Subdivision - 1629 Marine Drive
Date: December 02, 2019 10:32:00 AM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,

Taylor Jenks

Planning Assistant

355 West Queens Road

North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 24, 2019 8:44 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Proposed Subdivision - 1629 Marine Drive

Dear Mr. Jenks,

I am so happy to hear that there may be a Cannabis Retail Store coming to my neighbourhood. After watching the Cannabis stores operate for years without any incident I see no reason why they shouldn't be able to re-open their business. They'll buy a business license, pay taxes, and probably sponsor a baseball team.

They are fulfilling a need in our community and I believe they are much more desirable than liquor stores everywhere. Liquor makes people unreasonable, cannabis makes people chill out and laugh.

Please know that I fully support a Cannabis retail outlet anywhere on the North Shore.

Sincerely,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: proposed subdivision 1629 marine drive
Date: December 02, 2019 11:24:00 AM

[REDACTED]

Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 29, 2019 2:35 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Re: proposed subdivision 1629 marine drive

Hi,

I am writing to the city to strongly oppose the rezoning proposal of allowing the license of a cannabis store at 1629 marine drive.

We live in a family oriented neighbourhood with many young children Living in the area. [REDACTED]

[REDACTED] Having a cannabis store in our neighbourhood;

- 1) brings unfit group into our area (people who are either addicted or have questionable behaviour)
- 2) will cause unpleasant cannabis smoking smell in the area
- 3) setting a very bad example to our young children that smoking or smoking weed is acceptable. When we should promote healthy living habit to our generation.

North vancouver in general is where young families choose to reside and to raise family, due to its quiet and peaceful nature. We live here for the mountain and beaches and a healthy life style, we definitely do not welcome cannabis store opening here.

Please accept email this as me and my family's strong opposition to this subdivision.

[REDACTED]

Sent from my iPhone

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Cannabis store
Date: December 02, 2019 3:38:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: December 01, 2019 1:12 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Cannabis store

Yes to the cannabis store.

Sent from my iPhone

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: 1629 Marine Dr
Date: December 02, 2019 3:46:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-----Original Message-----

From: [REDACTED]
Sent: November 30, 2019 11:26 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: 1629 Marine Dr

Greetings Taylor Jenks,

I'm not in favour of the zone change from C9 to a zoning that will accommodate a Cannabis Store. It is too close to residences (where there are many children living) & an open field. This field has had issues with people hanging out, smoking, drinking, making a ruckus & leaving litter behind. I feel there's an increased chance of this disturbance multiplying with a Cannabis Store this close by.

Please keep me informed on this process.

Thank you,

[REDACTED]

Sent from sassy Siri's abode

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Proposed Subdivision -1629 Marine Dr
Date: December 02, 2019 4:03:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: December 02, 2019 12:26 PM
To: Taylor Jenks <JenksT@dnv.org>
Cc: [REDACTED]
Subject: Proposed Subdivision -1629 Marine Dr

Hello.

In regards to the proposed subdivision - 1629 Marine Dr, we would be against such a proposal for the following reasons.

- 1) there is already a liquor store operating within 2 blocks of the proposed property. To have two such conveniences with their possible negative impact is not in the best interests of the community.
- 2) as there is no parking along Marine Drive in this area, cars will tend to be parked in the nearest area, being the residential neighbourhood of Bowser Avenue which is not desirable for the residents there.
- 3) the building is an eyesore sorely in need of repair, more likely demolition and rebuilding, to match with the other new buildings being erected in the neighbourhood.

Sincerely

[REDACTED]

To: Taylor Jenks <JenksT@dnv.org>

Cc: [REDACTED]

Subject: proposed subdivision - 1629 Marine Drive

Importance: High

Dear Taylor Jenks,

I write in my capacity [REDACTED] in response to your November 20, 2019 letter regarding the proposed rezoning of the property at 1629 Marine Dr. for a Cannabis Retail Store. [REDACTED] objects to such rezoning. [REDACTED] and considers that the safety of [REDACTED] neighbourhood would be compromised should this store be permitted to operate at the proposed location. The Norgate area, where the Ilahee townhouse development is situated, is a family neighbourhood. [REDACTED] believe that the presence of such a store would lead to a rise in the number of transients, other general drug use and associated criminal activities (such as car break ins) and other unsavory behavior than is already present in the area. There is enough crime in the neighbourhood without inviting more. Moreover, there is currently a children's café (Treehaus Teahaus) at 1705 Marine Drive, and from our understanding a daycare is being considered for the adjacent block to the east (MacGowan Ave.). It would be abhorrent to have a Cannabis Retail Store in this family neighbourhood, particularly given the proximity of a business focused on children and a proposed daycare. The District should focus on and encourage businesses that will contributed to the cohesion of our neighbourhood and not on those that will act to the detriment of the safety and well-being of its rate payers, both young and old.

Thank you.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: RE: proposed subdivision - 1629 Marine Drive
Date: December 05, 2019 6:01:24 PM

Thank you very much for your response. I would like to add that the comment re criminal activity was not gratuitous! Our underground parking garage has been broken into a number of times and generally the perpetrators of such crimes are drug addicts looking to support their habits. Thank you!

From: Taylor Jenks <JenksT@dnv.org>
Sent: Thursday, December 5, 2019 4:25 PM
To: [REDACTED]
Subject: RE: proposed subdivision - 1629 Marine Drive

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: December 05, 2019 2:26 PM

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: proposed cannabis shop on Marine Dr.
Date: December 11, 2019 4:11:30 PM

Hi Taylor,

I wrote you last week re the above.

I should add that there is another day care centre currently in operation across from the Mercedes Benz dealership – in the 1300 block of Marine Drive -- just a few blocks from the location of the proposed retail cannabis shop. Another factor militating against the rezoning application, I would have thought.

Thank you.

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: No
Date: December 09, 2019 9:27:00 AM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED] >
Sent: December 05, 2019 7:51 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: No

Please, it's a big NO for me here. I am not thinking only of my children but also the other children here and anywhere else. It may be a medicinal for a few but not for everybody. Not her on these neighborhood please.

[Sent from Yahoo Mail on Android](#)

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Comments on Proposed Subdivision - 1629 Marine Dr
Date: December 09, 2019 9:36:00 AM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant



355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: December 06, 2019 3:29 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Comments on Proposed Subdivision - 1629 Marine Dr

Hi Taylor,

I'm writing to you to provide comment on the Proposed Subdivision - 1629 Marine Dr.

As a resident of Tatlow Avenue, I would like to raise my displeasure at having Cannabis Retail Store approved for this location. This location is right at the edge of a residential area that is populated by many families and also near a large sports and recreation area utilized by a number of junior sporting organisations. I feel that the opening of a Cannabis retail Store has the potential to have an adverse effect on this family orientated community. Although I recognize that Cannabis use is legal, it is also restricted to Adult use and therefore having this

business so close to an area frequented by children I feel could have the wrong image.

If the Store does receive approval to open though, I believe there are a number of improvements that need to be made to the surrounding area. The Area south of Marine Drive from east of McGuire Ave to Philip Avenue is severely underlit. There is a definite lack of street lighting in this area. In fact along 15th Street West between Tatlow Ave and Philip Ave, there is not a single street light. I am someone who walks around this area including the laneways beside and behind the proposed location. When walking around these areas at night, I have to bring a torch or headlight with myself for safety reasons.

So considering the planned store hours are till 9pm I believe the lighting of the surrounding area needs to be improved for public safety due to the increased foot traffic that will occur and also the increase in the potential for interactions between the public and people who may be under the influence of cannabis.

I believe that the street lighting improvements are required whether the application is approved or not, but obviously this request for comment has provided me with the opportunity to raise the issue.

Kind Regards,

[REDACTED]

From: [REDACTED]
To: Taylor Jenkins
Subject: 1629 marine dr- opposed
Date: December 30, 2019 1:26:29 PM

This email is to confirm we oppose this proposed subdivision at this location for a cannabis store.

This is a stupid location surrounded by residential people with kids and family? Why would you approve that areas? For cannabis- its better suited in Lonsdale not on marine.

Please ensure this does not go through as there is a school day care up the road and with the park being so close makes for the wrong location

Opposed:

[REDACTED]

*** Advisian Notice *** *This email is confidential. If you are not the intended recipient, you must not disclose or use the information contained in it. If you have received this email in error, please notify us immediately by return email and delete the email and any attachments. Any personal views or opinions expressed by the writer may not necessarily reflect the views or opinions of any company in the WorleyParsons Group of Companies. How we use your personal data <http://www.advisian.com/en-us/who-we-are/privacy-policy/SPAN>>

From: [REDACTED]
Sent: November 29, 2019 6:08 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Proposed cannabis retail locations

Dear DNV,

I am writing to register my concerns upon hearing about not one but two retail cannabis stores proposed for the 1200 and 1600 blocks of Marine Drive.

I'm a resident [REDACTED]. [REDACTED] has many young families with children who go to [REDACTED] elementary school which is very near both these locations.

I acknowledge that cannabis can be used successfully medically. However, there are still huge question marks over how cannabis use effects children and adolescents and their developing brains. Frankly I don't think it is appropriate having these shops so near a family neighbourhood and wonder if normalizing cannabis use, such as seeing (two!) cannabis retail stores in our immediate area effects the age which they start experimenting and also their access to it.

The sale of weed so close to our neighbourhood means that we will likely see an increase in people smoking it in our parks, school yards and streets. It may also possibly bring us an increase in property crime.

For these reasons, I and ask that the District reject both applications

[REDACTED]

Kind regards,

[REDACTED]

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: Fwd: Lightbox Enterprise Ltd. - 1629 Marine Dr. - Posted Public Notice
Date: February 03, 2020 1:23:04 PM

Dear Taylor,

We have another concern with the odour of the marijuana being sold. If this pot shop goes in, will we smell it from our business? I can't have my staff and customers subjected the the smell of marijuana. What is being done to mitigate the smell in these places? Please advise.

Thanks,
[REDACTED]

[REDACTED]

Begin forwarded message:

From: [REDACTED]
Subject: **Lightbox Enterprise Ltd. - 1629 Marine Dr. - Posted Public Notice**
Date: January 22, 2020 at 10:44:18 AM PST
To: jenkst@dnv.org

Dear Taylor Jenks,

As a local established business owner I am very concerned with the zoning bylaw ammendment required for the Donnelly Group to gain approval for their application to open their Hobo Recreational Cannabis Shop. I am also worried that our public parking will not to cater to a 7 day a week 12 hour a day business [REDACTED]. The installation of the bike lane on Marine Dr. removed our customer parking out front so we are very limited with where our customers can park. Furthermore, Norgate Community Elementary School is in very close proximity to 1629 Marine Dr., the proposed location. Are you able advise towards the status of their application? When does the objection period end for their application?

Sincerely,
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notification for Rezoning text amendment application - 1629 Marine Drive
Date: December 02, 2019 4:21:00 PM

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: December 02, 2019 10:13 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Re: Notification for Rezoning text amendment application - 1629 Marine Drive

Hi Taylor

Thanks for the two notifications, the only comments we have is do both these addresses fall under the "Lions Gate Village Centre and Marine Drive Corridor" area where under the Districts "Non-medical Retail Cannabis Policy" it says only one store location is permitted in each area?

Thanks
[REDACTED]

On Wed, Nov 20, 2019 at 11:27 AM Taylor Jenks <JenksT@dnv.org> wrote:

The following public comments were received by phone during the notification process:

- [REDACTED] [REDACTED]
- There is a consideration to be made regarding the daycare that is proposed at 1585 Macgowan Avenue, the new residential building, and the park, and whether these uses are complimentary.
 - Not against or for the application, just a point to note.

[REDACTED] – Neighbour [REDACTED]

- Not in favour because there are a lot of youth, including teens and preteens in close proximity at schools
- There is concern with long term health effects.

[REDACTED] - Neighbour [REDACTED]

- Wishes to say that she does not agree with it

[REDACTED] – Bowser Avenue [REDACTED]

- Does not have concerns with the fact that it is cannabis, but has concern with the parking situation in the area.
- The type of business will result in higher volumes of people coming and going from the store rather than a rug store for example.
- There is no parking on the site, it will add congestion to the area and it will spill over into the neighbouring park as well as limit parking for everyone else in the area.
- The hours of operation are also a concern, being open so late.

[REDACTED] – Norgate Neighbourhood [REDACTED]

- Would not contribute positively to the neighbourhood, and would consider moving.

[REDACTED] Bowser Avenue [REDACTED]

- Objects to the application as there are a lot of vulnerable people including kids who would be exposed.

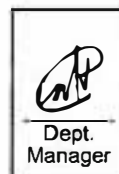
[REDACTED] – [REDACTED] [REDACTED]

- Public parking on the neighbouring streets will not facilitate a 12 hr/day, 7 days/week business.
- The bike lane has already reduced parking in the area
- Norgate Elementary school is in close proximity

AGENDA INFORMATION

☒ Regular Meeting
☐ Other:

Date: FEB. 24, 2020
 Date: _____



The District of North Vancouver

REPORT TO COUNCIL

February 6, 2020

File: 08.3060.20/056.19

AUTHOR: Taylor Jenks, Planning Assistant

SUBJECT: Text Amendment to add “Cannabis Retail Store” at 1199 Marine Drive (Bylaw 8427)

RECOMMENDATION

THAT “District of North Vancouver Rezoning Bylaw 1397 (Bylaw 8427)” is given FIRST Reading;

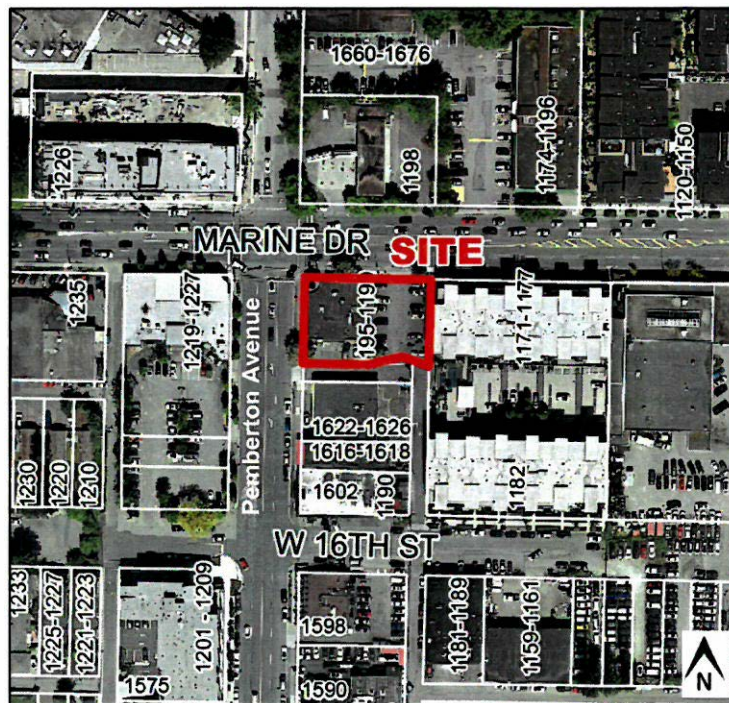
AND THAT “District of North Vancouver Rezoning Bylaw 1397 (Bylaw 8427)” is referred to a Public Hearing.

REASON FOR REPORT

Budhouse (1201828 BC Ltd.) has applied on behalf of the owner of the property, Future World Holdings Ltd., to amend the Zoning Bylaw to add “Cannabis Retail Store” as a permitted use for the property located at 1199 Marine Drive.

Implementation of the proposed amendment requires Council’s consideration of Bylaw 8427 to amend Section 405B (1) of the Zoning Bylaw to allow a cannabis retail store as a permitted use at this location.

The Rezoning Bylaw is recommended for introduction and referral to a Public Hearing.



SUMMARY

An application has been submitted to the District of North Vancouver for a text amendment to add “Cannabis Retail Store” as a permitted use for the property located at 1199 Marine Drive. The subject property is currently improved with a single-storey commercial building zoned for commercial use.

Prior to the issuance of a cannabis retail store licence, the Provincial Liquor and Cannabis Regulation Branch (LCRB) requires confirmation of a positive recommendation from the District of North Vancouver. If Bylaw 8427 is adopted, the District will forward to the LCRB an indication of Council’s support for a cannabis retail store licence for this property.

EXISTING POLICY

Official Community Plan

The Official Community Plan (OCP) designates this site as “Commercial Residential Mixed-Use Level 1” (CRMU1) which are areas intended for predominantly general commercial purposes, such as retail, service and office uses, with residential uses above. The site is within the Lions Gate Village and Marine Drive Corridor.

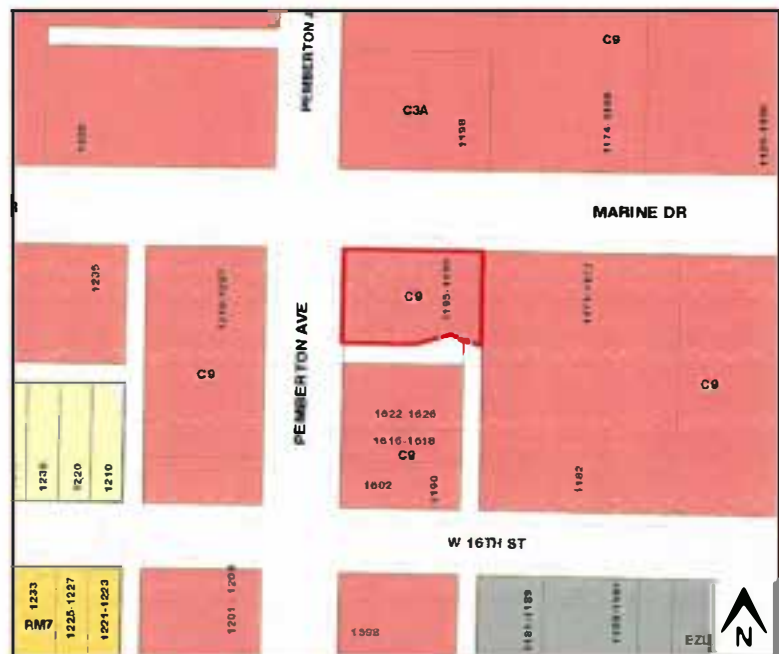
Zoning

The subject property is zoned “Marine Drive Commercial Zone” (C9). The C9 zone permits the “Cannabis Retail Store” use when the subject property is included on the table in Section 405B (1) of the Zoning Bylaw. Bylaw 8427 (Attachment A) proposes to amend Section 405B (1) by adding 1199 Marine Drive to the table of properties permitting one cannabis retail store.

ANALYSIS

Site and Surrounding Area

The proposed cannabis retail store is to be located in an existing retail space within a single-storey commercial building on the property at 1199 Marine Drive. The property is located at the southeast corner of Marine Drive and Pemberton Avenue. Surrounding properties include a mixed-use commercial/residential development to the east; a restaurant to the west beyond Pemberton; commercial and childcare uses to the south; and a gas bar to the north, beyond Marine Drive.



The subject site contains a multi-tenant building comprised of two units. The cannabis retail store is proposed in the western unit and a restaurant (Jade Garden), currently occupies the eastern unit.

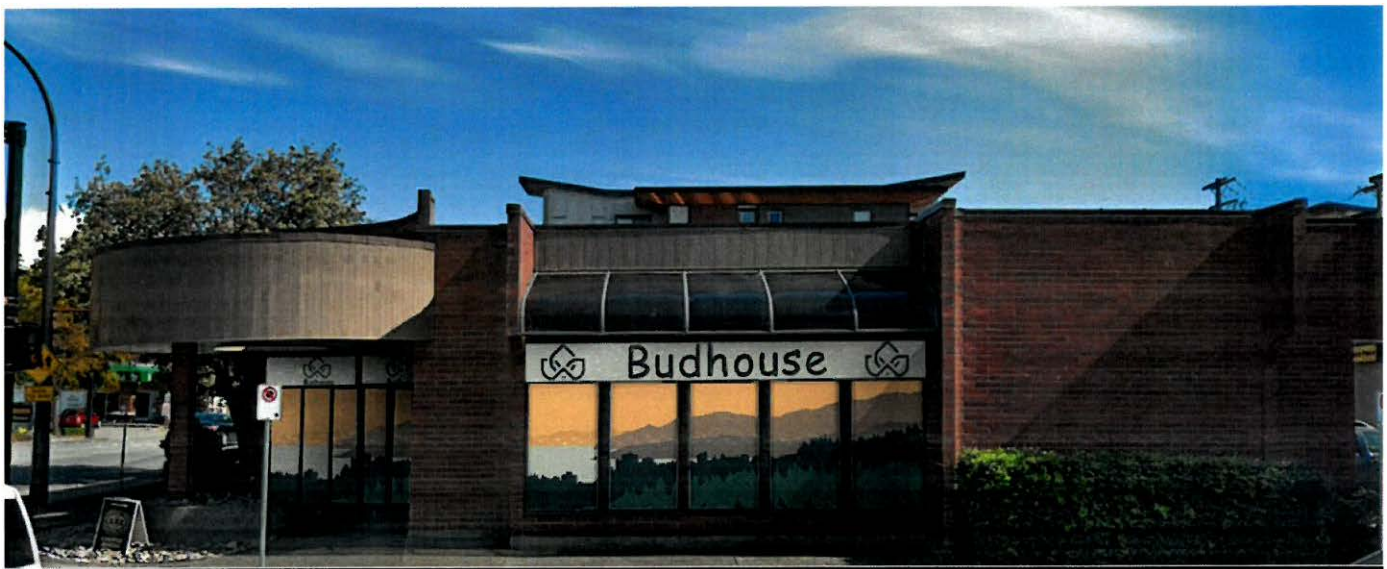
Non-medical Retail Cannabis Policy

The proposed use of the site has been reviewed against the District’s Non-medical Retail Cannabis Policy (“the Cannabis Policy”). A review of the ‘Locational Guidelines’ and ‘Other Evaluation Criteria’ is outlined in the table below.

Locational Guidelines	
Site is zoned to permit a liquor store	Complies
Located at least 200 m from any school	Complies
Does not exceed a maximum of one business per OCP key growth centre	Site located within the Lions Gate Village and Marine Drive Corridor; no cannabis retail stores currently exist in this centre. The subject proposal was the third LCRB referral to be received within this growth centre. Compliance with this guideline will be informed by Council’s decision on the other rezoning applications in the Lions Gate Village and Marine Drive Corridor (1074 Marine Drive and 1629 Marine Drive).
Complies with all Provincial Cannabis Licensing Regulations	Security plan provided to satisfy provincial and federal legislative requirements. Confirmation of compliance and issuance of a licence by the LCRB will be required should the rezoning be approved by Council.
Other Evaluation Criteria	
Access for vehicles, potential traffic impacts and parking availability	Access is provided from Marine Drive as well as via a rear lane from Pemberton Avenue. On-site parking exceeds the minimum 17 spaces required.
Access for pedestrians and cyclists	Excellent access for pedestrians, cyclists, and patrons using alternate modes of transportation. Site is located on a RapidBus route with a stop directly in front of the building.
Store layout that does not accommodate sampling	Complies
A proposed exterior design that is consistent with all applicable design guidelines and that complies with provincial requirements	No major façade changes are proposed. Window coverings in a graphic tree pattern are proposed, in compliance with provincial screening requirements.
Signage in accordance with the District of North Vancouver Sign Bylaw	Proposed signage is generally consistent with the Sign Bylaw. A sign permit will be required prior to installation of any signs.
Operating hours that do not exceed 9 am – 9 pm	Complies



Proposed North Elevation



Proposed West Elevation

Concurrence

The project has been reviewed by staff from the Building, Engineering, Property Use, Community Planning and Fire Departments. No concerns have been raised.

The North Vancouver RCMP has reviewed the proposal and indicated that there are no objections to the proposed cannabis retail store at this location.

The LCRB Senior Licensing Analyst has advised that the LCRB has not yet completed their suitability assessment as required by the *Cannabis Control and Licensing Act*. A completed suitability assessment will be required prior to adoption of Bylaw 8427.

Public Input

Notices were distributed to neighbours within a 100 m (328 ft.) radius of the subject property and a sign was placed on the property in accordance with the District’s policy on “Non-Statutory Public Consultation for Development Applications.” A total of 597 notices were sent and 49 responses were received. Of these responses, 2 are in support, 46 are in opposition, and one is neutral.

Positive comments received include:

- Cannabis and the cannabis shops are less disruptive than alcohol and the regulations put in place should be trusted;
- As long as the federal and municipal regulations are followed there should be no problems.

Comments of concern include:

- Proximity to two nearby daycares within 50 metres and the potential for exposure of children to cannabis use, second hand smoke, and remnants of products;
- The normalization of a potentially dangerous habit for youth;
- Impacts of traffic and odour in the residential neighbourhood;
- Increase in undesirable patrons and criminal activity in neighbouring areas especially in the lane behind the daycare;
- Concern with potential impact to property values and development in the area;
- Concern with exposure to at-risk community members and those suffering with addiction; and
- General opposition to the legalization of cannabis.

Implementation

Implementation of this proposal will require a text amendment to the Zoning Bylaw to allow for a cannabis retail store on the property at 1199 Marine Drive.

Bylaw 8427 (Attachment A) amends Section 405B (1) of the Zoning Bylaw by adding 1199 Marine Drive to the table of properties permitted to have one cannabis retail store.

CONCLUSION

The proposal for a cannabis retail store on the property at 1199 Marine Drive complies with the Cannabis Policy with the potential exception of the number of cannabis stores within a single key growth centre. The Zoning Bylaw text amendment is now ready for Council’s consideration.

OPTIONS

The following options are available for Council’s consideration:

1. Give Bylaw 8427 First Reading and refer Bylaw 8427 to a Public Hearing (staff recommendation); or
2. Return Bylaw 8427 to staff to negotiate changes to the proposal as directed by Council; or
3. Reject the application and inform the Liquor and Cannabis Regulation Branch of this decision.

Respectfully submitted,



Taylor Jenks

Development Planning

Attachments:

- A. Bylaw 8427 – Zoning Bylaw Text Amendment
- B. Non-medical Retail Cannabis Policy
- C. Public Input

REVIEWED WITH:					
<input type="checkbox"/> Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Permits and Licences	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Real Estate	_____		

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The Corporation of the District of North Vancouver**Bylaw 8427**

A bylaw to amend District of North Vancouver Bylaw 3210, 1965

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "District of North Vancouver Rezoning Bylaw 1397 (Bylaw 8427)".

Amendments

2. District of North Vancouver Zoning Bylaw 3210, 1965 is amended as follows:
 - a) Part 4 General Regulations is amended by adding the following into the first empty row of the table in Section 405B (1):

011-418-524	1199 Marine Drive	Lions Gate Village Centre and Marine Drive Corridor	Bylaw 8427
-------------	-------------------	---	------------

READ a first time

PUBLIC HEARING held

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk



The Corporation of the District of North Vancouver

CORPORATE POLICY

Title	Non-medical Retail Cannabis Policy
Section	Development and Social Planning

POLICY

It is the policy of Council that the approval of a retail cannabis business in the District of North Vancouver may only be considered through a rezoning application that meets the guidelines, criteria and processing requirements set out in this policy.

Policy approved on: July 22, 2019

Policy amended on: October 7, 2019

PROCEDURE

The following procedure is used to implement this policy but does not form part of the policy. This procedure may be amended from time to time at the discretion of the Chief Administrative Officer.

DEFINITIONS

"Council" means the Council for the District of North Vancouver.

"District" means the District of North Vancouver.

"Liquor & Cannabis Regulation Branch" means the Provincial branch which regulates British Columbia's liquor industries and private retail non-medical cannabis industries (formerly Liquor Control and Licensing Branch).

"Cannabis Retail Store" means a business for the retail sale of non-medical cannabis for off-site consumption and cannabis accessories and does not permit a warehouse use.

REASON FOR POLICY

To provide locational and evaluation criteria to guide decisions on permitting the retail sale of non-medical cannabis in the District.

PREAMBLE

The District has taken the approach of considering retail cannabis businesses through an individual rezoning process considered on a case-by-case basis. Applications for a retail cannabis business should comply with the locational guidelines and other criteria contained in this policy and will be subject to public consultation requirements of the District's Development Procedures Bylaw and the statutory provisions of the *Local Government Act*.

APPLICATION

1. This policy applies to applications for rezoning to operate a retail cannabis business in the District of North Vancouver.
2. Administration of this policy is handled through the processing of rezoning applications and preparation of bylaws for Council consideration. Compliance with this policy does not guarantee development approval from Council.
3. Applicants who apply to the Liquor and Cannabis Regulation Branch (LCRB) for any retail cannabis business licence must submit a rezoning application to the District after the application is referred to the municipality for input by the LCRB. Rezoning applications will only be considered after the date of approval of this policy.

LOCATIONAL GUIDELINES

The following locational guidelines will be used to assess the suitability of a site for a retail cannabis business when an application for rezoning for such a use has been submitted to the District:

A retail cannabis business may be located on a site that:

1. Is currently zoned to permit a liquor store use;
2. Is located at least 200 metres from any elementary or high school property;
3. Does not exceed a maximum of one (1) business per each of the following key growth centres identified in the Official Community Plan*:
 - a. Maplewood Village Centre;
 - b. Lions Gate Village Centre and Marine Drive Corridor;
 - c. Lynn Valley Town Centre;
 - d. Lynn Creek Town Centre.

*Additional businesses outside of Town and Village Centres may be given consideration on a case-by-case basis, subject to a review of the merits of the application.

4. Complies with all of the requirements of the Provincial *Cannabis Licensing Regulation*.

OTHER EVALUATION CRITERIA

In addition to the above locational guidelines, the following criteria will be considered in evaluating a rezoning application for a retail cannabis business use:

1. Access for vehicles, including potential traffic impacts and parking availability;
2. Access for pedestrians and cyclists, including proximity to public transit;
3. A proposed interior layout that does not accommodate product sampling;
4. A proposed exterior design that is sensitive to the design and character of the respective Town and Village Centre in which it is located and is consistent with all applicable guidelines that regulate the exterior appearance of all residential and commercial properties within that Centre to the extent possible that it complies with the Provincial *Cannabis Control and Licensing Act*;
5. Design of signage that is in accordance with the District of North Vancouver Sign Bylaw;
6. Operating hours that do not exceed 9am – 9pm;
7. Store security requirements that meet the Provincial Cannabis Retail Store Licence Terms and Conditions Handbook.

NON-MEDICAL CANNABIS APPROVAL PROCESS

All retail cannabis businesses must undergo a site-specific rezoning process before the retail sale of non-medical cannabis is permitted. This will include opportunities for public consultation.

All applicants interested in establishing a retail cannabis business shall submit the following applications:

1. An application to the Provincial Liquor & Cannabis Regulation Branch (LCRB) for a cannabis retail store license prior to submitting an application for rezoning to the District;
2. An application to the District for a rezoning of the parcel to permit a retail cannabis business, once the application has been referred from the Provincial Liquor &

Cannabis Regulation Branch to the District for input. Applications for rezoning will be processed using a first-come-first-served model based on the date and time the application was forwarded to the District from the LCRB. Applications should be submitted to the District within 15 days of a referral from the LCRB. If an application is submitted more than 15 days after the referral from the LCRB, then it will be processed on a first-come-first-served model based on the date that the complete application is accepted by the District.

3. In the case of a Provincial store, the date that an application is submitted to the District will be considered the date of referral.
4. An application to the District for a development permit as required by the District;
5. An application for a District business licence, upon successful adoption of a rezoning bylaw and a positive recommendation from the District to the LCRB; and
6. Additional permit applications as required by the District, including but not limited to a building permit and/or sign permit applications.

PUBLIC CONSULTATION

1. Rezoning to permit a retail cannabis business will require public consultation as specified in District bylaws and policies (e.g. Development Procedures Bylaw) and statutory procedures set out in the *Local Government Act* (e.g. Public Hearing).
2. A summary of the public consultation will be included in a Report to Council for the rezoning application.

CONDITIONS OF REZONING

Council may require that one or more of the following conditions must be met prior to the adoption of a rezoning bylaw for a retail cannabis business:

1. The applicant may be required to submit details regarding on-site signage.
2. The applicant may be required to submit details on how potential odour that may be emitted from the premises will be controlled. A Section 219 covenant, or other means, may be used to secure any required odour mitigation measures.
3. The warehousing of cannabis as an accessory use shall not be permitted.
4. Any other conditions as may be required by Council.

SMOKING REGULATIONS SIGNAGE

1. A minimum of two signs shall be posted within the interior of the building and a minimum of one sign on the exterior of the building, with all signs having dimensions of at least 12" x 18". The signage shall detail the restrictions for smoking within 6 metres of any openings to the building, including doors and windows that open and any air intake, as outlined in section 6(a) of the Smoking Regulation Bylaw.

COUNCIL DISCRETION

While this policy is intended to establish a framework which would apply to all rezoning applications for retail cannabis uses, Council maintains full discretion to allow or reject any application for a retail cannabis use and may, in its sole discretion, exempt applications from all or any part of this policy.

AUTHORITY TO ACT

Provincial legislation, including the *Community Charter*, *Local Government Act*, and the *Cannabis Control and Licensing Act*, authorizes the District to regulate locational aspects of retail cannabis businesses and to establish procedures to assess and approve such businesses.

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From: [REDACTED]
To: [Taylor Jenks](#)
Subject: Cannabis store 1199 Marine Drive
Date: November 21, 2019 7:30:14 AM

Hi Taylor,

I write with great concern after receiving a letter in the mail about a permit to be conceded to open a Cannabis store at Marine Dr. 1199.

I am completely opposed to the fact. I am actually concerned that the government would even consider such a thing. There are two, not one but two, day cares in within 30 meters of the proposed location.

I also believe there was a reason why the marine drive corridor was off limits for this kind of stores.

I understand that the laws about cannabis have changed recently but I still believe that having a store that sells cannabis right next to two day cares is outrageous.

Our children must be educated, cared for, guided and protected and I believe is our duty (my government included) to help them when they are at there most vulnerable state in their early years.

I truly hope my voice is heard and that this proposal does not go through.

Please feel free to reach out to me if needed.

A concerned parent,
[REDACTED]

Sent from my iPhone

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: feedback on cannabis retail store - 1199 Marine Drive
Date: December 04, 2019 9:51:31 PM

Hello Taylor,

Here are my comments on the notice of application for cannabis retail store at 1199 Marine Drive:

I do not use any cannabis products and I have only ever used these products twice, and I am 100% in favour of a cannabis retail store in the neighbourhood. My reasoning is based on my understanding of objective scientific fact about the effects of cannabis - which are less disruptive to society than those of alcohol (based on emotional, physiological, risk-taking, violence areas), which is already legal and regulated.

I am in favour of the rezoning application and of regulation of the cannabis store under the LCRB, as I trust the process established so far.

Thank you for your consideration of my input.

[REDACTED]

From: [REDACTED]
To: [Taylor Jenks](#)
Date: November 28, 2019 4:07:09 PM
Attachments: [REDACTED]

This message is brought to you by
Fido

Hi my name is [REDACTED] Marine Drive
NVan. Re:Notice of Application for Cannabis Retail Store
- 1199 Marine Drive.....my reply to this proposal.....(1)
there are two daycare located near....one is located just
behind the proposed store n one directly across the
street....(2) there are my family restaurants located near
by one directly across the street....(2) there are many
under 18 year old children living in the neighbourhood
....Thks for your attention to my objections
[REDACTED]

fido 

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: Need to Log still Response: Notice of Application for Cannabis Retail Store 1199 Marine Ave
Date: November 22, 2019 2:41:26 PM

Dear Mr. Taylor Jenks,

This is in response to your letter dated November 14th, 2019 concerning the notice of application for a cannabis retail store located at 1199 Marine Dr.

We are occupants [REDACTED] of a residential unit located at [REDACTED] in North Vancouver.

Thank you for the notification. We both have several concerns and oppose this application for Cannabis Retail Store - 1199 Marine Ave:

Please consider this case and say no to amending the zoning bylaw to allow a non-medical pot shop to open for business in an area that is not completely commercial in nature.

Feedback below:

The proposed location has a surrounding residential neighborhood where homes and apartments are located.

The proposed location has a public bus stop immediately adjacent to its operating doors.

The proposed location has an elementary school close by.

The proposed location has community-based health clubs and after school fitness programs close by.

The proposed location has a daycare behind the building that is situated in close proximity to the proposed nonmedical retail cannabis store.

People in the community using public transportation such as the B-Line or other buses have to wait at that official bus stop located at the corner of Pemberton and Marine Drive. Although there are signs posted at bus shelters banning smoking that does not deter smokers from lighting up.

Families and children walking too and from the surrounding proposed area, would directly pass by the doors of the proposed pot shop to their destination.

Families and Children may be directly exposed to second-hand smoke and other paraphernalia.

Having it directly at the corner of Pemberton and marine, where lots of families, lots of children's teens and young adults would directly pass by the doors of the proposed pot shop and or in front while waiting for the bus to arrive basically invites the normalization of non-medical usage and it would become another issue that parents with kids are going to deal with.

Just because it's legal does not mean it is safe. Although legal, these nonmedical cannabis retail stores pose a potential negative impact on the community.

We already have High Traffic Congestion during 9:00 AM - 9:00 PM

The proposed retail store is located at the corner of Pemberton and Marine Drive. Both streets continue to experience consistent traffic congestion from early morning through to late evening each and every day.

Drivers use side streets in the area as short cuts to avoid traffic congestion on marine drive regardless of the New B-Line.

They use 15th St W, Welch St, 1st Ave St, and Pemberton in all directions to circumvent the traffic on Marine drive in getting to their destination, and results in creates more consistent traffic congestion and pedestrian problems.

As a pedestrian, you need to be extremely careful just crossing 16th and or 15th St West, as there is always a steady stream of

traffic through the weekdays in both directions. Drivers also use the laneway behind 16th Ave as a short cut to get to the Mac Donalds and or Marine Drive.

Parking Issues - A construction boom has already caused a shortage of parking for residential, retail, and commercial businesses.

Smiling Stars Daycare, health facilities, community facilities, schools, and other retail businesses in the area such as Bean around the world, Cloverdale paints, MacDonalds Pemberton Plaza, Cactus Club are already competing for parking spots.

Keeping our existing streets and sidewalks safe for all residents should be a priority.

The Proposed Non-medical retail cannabis store is in a - Sensitive Area

The proposed retail store is located at the corner of Pemberton and Marine Drive. It backs onto a paint store and also a larger space occupied by Smiling Stars Daycare, a family-owned and operated daycare that services the community.

This daycare is in close proximity to the proposed Non-medical retail cannabis store. Families and Children would directly pass by the doors of the proposed pot shop. Families and Children may be directly exposed to second-hand smoke and other paraphernalia.

This proposed location is situated close to Norgate school, community-based health clubs and after school fitness programs for children. This area is also surrounded by residential homes and multiple apartments.

Adults, Seniors, Families, and Children would directly pass by the doors of the proposed pot shop and or in front while waiting for the bus to arrive.

Adults, Seniors, Families, and Children may be directly exposed to second-hand smoke and other paraphernalia.



Other retail businesses in the area cater to seniors, families, and children walking too and from the surrounding proposed area to get to their destination (Bus Stop, MacDonalds Pemberton Plaza, Cactus Club, health facilities, community programs, schools, and daycares) would directly passes by the doors of the proposed pot shop and may be directly exposed to second-hand smoke and other paraphernalia.

Please consider these concerns and feedback and say no to amending the zoning bylaw to allow a non-medical pot shop to

open for business in an area that is not completely commercial in nature.

Thank you for allowing us the opportunity to provide feedback.

Sincerely

A black rectangular redaction box covering the signature of the sender.

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: Please don't open a Canabies retail store next to daycare
Date: November 21, 2019 12:52:17 PM

Hello,

>

> We recently came across a note about location - 1199 marine drive and the development plans there. We are parents of young children. We are very concerned by the news of a potential canabies store being opened there as that's [REDACTED] daycare just next to this location. We strongly urge not to consider application to open a Canabies store next to [REDACTED] daycare, in the place of old Golphing Store on marine drive.

>

> It's a very wrong choice of location for our North Van community. We sincerely request to find a family friendly business there.

>

> Thanks,

>

> [REDACTED]

From: [REDACTED]
To: [Taylor Jenks](#)
Subject: re; applic for cannabi store at 1199 Marine dr.
Date: November 19, 2019 3:11:14 PM

I received a notice of application for a cannabis or Pot Store at the above address which is a block away from [REDACTED] along with many seniors and families with children.

I strongly oppose the opening of a pot store in this area. which serves a very different 'population' of people with needs that this type of store would cause serious problems and disturbances. thank you. [REDACTED]

Hello Taylor, we are the owners of [REDACTED], and we have received the notice of application for cannabis store at 1199 Marine. It was my understanding that a cannabis store could not be located near a daycare or school. [REDACTED] two buildings near the subject property in question are occupied by a large daycare. Further, on the opposite corner of Pemberton and Marine is another large daycare.

Can you please let me know what are the stipulations regarding a cannabis store being near a daycare.

Thank you,

[REDACTED]
[REDACTED]

From: Taylor Jenks
To: [REDACTED]
Subject: RE: 1199 Marine Dr - Cannabis store proposal
Date: November 29, 2019 12:00:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 28, 2019 7:23 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Fwd: 1199 Marine Dr - Cannabis store proposal

>
> I'd like to express my concern and complete opposition to the proposal of development of non-medicinal cannabis store at 1199 Marine Dr.
> This neighbourhood is a family oriented one, that's why we chose it [REDACTED] ago. The proposed store will be located at 40mts of two daycare centres, one of them being [REDACTED] attend to. [REDACTED] and even though it's hard to visualize what kind of public this store will attract, I definitively feel this is not the right place.
> The Marine Dr corridor already has some stores couple of blocks away, I don't think it's such a critical need that will justify changing the district bylaws. More over, all the strata councils from the condos in the area have been updating the bylaws to include cannabis as part of not smoking rules.
> I don't pretend to stop people from consuming it, but I don't want me or my kids or my neighbours be nearby places where this is encouraged.
> Lastly, I want to express my sentiment of disappointment given the fact that my government, the District of North Vancouver, even considers this proposal and asks public audience to evaluate it. It is so obvious that this is NOT the right place that makes me loose trust on the real reasons behind this [REDACTED] because corruption was currency in the government. Please don't disappoint the people that voted you and live up to north shore culture.
>

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 21, 2019 6:10 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: 1199 Marine Dr proposal

To whom it may concern

I would like to voice my opposition to the proposal to open a Cannabis store at 1199 Marine Dr. I am a resident of Norgate and [REDACTED], only a few doors away. In addition to the daycare, the proposed store is very close to Norgate elementary school and Kids & Co daycare. I do not think this is an appropriate location, given the proximity to so many young children, and hope that another location can be found.

Sincerely
[REDACTED]



355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 22, 2019 8:59 AM
To: Taylor Jenks <JenksT@dnv.org>
Cc: [REDACTED]
Subject: 1199 Marine Dr. North Vancouver

Dear Jen,

I am emailing you with regards to 1199 Marine Dr. North Vancouver and the application for a cannabis retail store to open in this space.

[REDACTED]. We are emailing to implore you not to approve a cannabis store to open in this space. In our experience, with a cannabis store in the vicinity, there will be an increase of pedestrians smoking cannabis nearby the daycares of young children (it is not only Smiling Stars that will be affected as many other daycares are in the area). Science has proven second hand smoke is harmful to those who are exposed. Especially lungs of little ones who are still developing and growing. The children of these local daycares spend a lot of time outside going for walks and playing. If a cannabis store opens in this retail space, it is more than likely they will be exposed to the second hand smoke of marijuana.

Please find another retail space that is removed from young children.

Sincerest regards,

[REDACTED]

From: [REDACTED]

Sent: November 28, 2019 9:34 PM

To: Taylor Jenks <JenksT@dnv.org>

Subject: 1199 Marine Drive - Objection to possible cannabis retail store development.

Dear Ms Jenks,

As a parent [REDACTED], I will need to walk past the proposed cannabis retail store, with my child every work day, for pickup and drop-off at the daycare center. If the store becomes established, I think it's likely that there will, at some point be one or more **undesirable interactions with people who may not, for want of a better expression, be totally sober.** I would like to mention the following possibilities:

1. The store attracts drug users who are not only interested in abiding by the law, but are also interested in using much more powerful and illegal drugs. In other words, people who present a risk in terms of discarded syringes, unwelcome interactions etc,
2. Customers may decide to light up close by to the store, whether it's against the law or not. This is not the kind of thing I want my child to be influenced by or to regard as ok behaviour,
3. There may be break-ins or attempted break-ins, leaving glass on our route to and from daycare,
4. There may be increased parking congestion in the vicinity, compromising sightlines and visibility of upcoming traffic, with obvious increased traffic hazards.

Therefore, I want to register my strong opposition to the proposed cannabis retail development at 1199 Marine Drive.

Best Regards,

[REDACTED]

[REDACTED]

[REDACTED]

Sent from [Mail](#) for Windows 10

From: [REDACTED]

Sent: November 21, 2019 11:51 AM

To: Taylor Jenks <JenksT@dnv.org>

Subject: 1199 marine dr

It has come to my attention that there is a request to open a cannabis retail store in very close proximity to my child's daycare on pemberton ave.

[REDACTED] myself are strongly against this as the store is not even half a block away from the daycare and the children would be subjected to the odors and clientele on a regular basis

I know there is a previous location at marine and fell.

Is there a reason this location can not be used as it is already a retail area?

Again I would like to express I STRONGLY disagree with the Marine and pemberton option

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: 1199 Marine Drive
Date: November 22, 2019 3:36:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 22, 2019 7:54 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: 1199 Marine Drive

Hi Taylor,

I would like to weigh in on the decision to allow a dispensary for Cannabis at 1199 Marine Dr.

I live [REDACTED] and we already have a lot of people smoking at the end of our street since it is a [REDACTED] and there is a Cactus Club where people like to smoke before they go for food. Not a lot of people use vapers so the smell is pretty heavy and I would not like to encourage more of this activity. I was under the impression that cannabis is to be treated as alcohol and to be consumed in your own home, not out in the parks or walking along the streets? If this is the case then something has gone astray because it can be very difficult to walk anywhere in the area without having to smell the smoke.

I am aware that just because a dispensary opens, does not mean that there will be people abusing the area but I have

lived over in the east Vancouver area and that is exactly what happened. The park over off Earles and 29th Ave that connects to the skytrain always smells of cannabis smoke.

The other thing that is very important, is that we also have a school a block away and a day care with many small children out and about during the day connected to the building directly behind the 1199 Marine location so I'm not sure we would be setting a good example of care.

Will there not be one in the liquor store in Capilano mall? That seems like a better location to me.

Thank you for your time.

Regards,

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Against Propose Cannabis Retail Store
Date: November 29, 2019 2:43:00 PM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 28, 2019 11:14 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Against Propose Cannabis Retail Store

Good afternoon,

I've received an email from [REDACTED] daycare provider (Smiling Stars Daycare) notifying the parents that a notice of an application for a cannabis retail store was recently brought forward, with interest in opening in the old Golf store on Marine Dr./Pemberton.

I am (as well as many others) are against the idea of the location of the cannabis retail store, as

it will negatively effect the children who are most vulnerable and exposed in this area. In addition, directly across the street there is another daycare in extremely close vicinity who will also be effected. Currently, Smiling Stars Daycare has a closed off outdoor play area that backs on to an alley behind the old Golf store. What concerns me the most is that I can see this alley being misused as a possible location for cannabis customers to smoke-up, exposing the children to second hand smoke and disturbing visuals that no child should be exposed to.

Although this proposal is a huge concern to the community, especially parents whose children attend the daycare centre, I am fully confident that the District of North Vancouver and our council representatives will vote against the proposed retail store to protect so many children who are at risk.

Thank you for your time.

Sincerely,

A black rectangular redaction box covering the signature.

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Application for Cannabis Retail Store - 1199 Marine Drive
Date: November 29, 2019 11:23:00 AM

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant



355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED] >
Sent: November 28, 2019 12:15 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Application for Cannabis Retail Store - 1199 Marine Drive

Dear Taylor,

I strongly disagree with the above mentioned application.

Though it becomes legal to sell the cannabis in public, however, the location is not appropriate to be chosen. It is a prime location between Marine Drive and Pemberton, where there are two Day Care Centres nearby. McDonald's is opposite to the site. It will send a wrong message to the young people and children that it is fine to consume cannabis similar to eat fries and burgers. There is a fine line between good and bad. I don't believe the majority of parents will encourage their children to consume cannabis as a regular daily basis. Whoever disagree with my opinion merely due to the consideration of commercial and business ground, as long as their children are not consuming the cannabis. It is a very selfish behaviour.

Along the Pemberton Street, there are a lot of industrial locations could be considered. Please kindly consider my comment which is for the sake of younger generation who cannot judge

which is told to be good or bad among their peer groups. As an adult I MUST voice out my personal opinion.

Thank you for your kind and considerate attention. I believe this is the least thing that I can do for the next generation.

Regards

A solid black rectangular box used to redact a signature.

From: [Taylor Jenks](#)
To: [REDACTED]
Cc:
Subject: RE: Application for cannabis retail store
Date: November 22, 2019 2:46:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 21, 2019 12:32 PM
To: Taylor Jenks <JenksT@dnv.org>
Cc: [REDACTED]
Subject: Application for cannabis retail store

Hello Jen,

This is [REDACTED] Smiling Stars Daycare every day
to enjoy [REDACTED] childhood.

This daycare is very close to the address of the place that you want to give them a permit for opening a cannabis retail store.

To be honest with you it's kind of a nightmare for us as a parent [REDACTED] in such a situation/environment and let others promote something that can ruin [REDACTED] future for just making money and doing business. The North Shore environment has been always a family-friendly, safe and lovely place for enjoying life, We believe it's everyone's social obligation to keep it clean for our kids and future generation.

We appreciate it if you analyze its impression on our environments beyond the business side and don't let them ruin our kid's current and future life.

Regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Application for Cannabis Retail Store at 1199 Marine Drive
Date: November 29, 2019 2:50:00 PM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 29, 2019 12:53 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Application for Cannabis Retail Store at 1199 Marine Drive

Dear Taylor Jenks,

Thank you for your letter regarding the subject matter.
I would like to take this opportunity to express my firm opposition to this proposal with the following comments / concerns:

1. I am of the opinion that such proposal would hinder the growth of the neighborhood / community in the same direction taken in the last 5-10 years.
2. I would never entertain the idea of this location to be even remotely appropriate for the

proposal, given that it has (2) two daycare facilities in a 100 metres radius and it is way to close to residential buildings.

3. I understand current policies only include distances to schools, but I believe it is common sense to apply the same reasoning, i.e. to limit exposure to children and youth, to places like the indicated above.
 4. Such proposal would surely be a deterrent for families looking to find daycare services in the area and will likely affect such businesses negatively. I consider this to be of major importance considering the well known difficulties most families experience when looking for quality daycare for their children.
 5. I would consider a more appropriate location to be within a well defined commercial only area of the District, the most away from residential properties as practicable.
- Please feel free to contact me should you require more information.

Sincerely,

A large black rectangular redaction box covering the signature and name of the sender.

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Cannabis Retail Store - 1199 Marine Drive
Date: November 22, 2019 4:03:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 22, 2019 11:30 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Cannabis Retail Store - 1199 Marine Drive

Dear Taylor,

I would like to suggest that application of rezoning this property be denied. We live in a neighbourhood with many young children and I believe that having a cannabis store will likely attract people who may be dangerous to this community. I am not trying to stigmatize the people who need cannabis for medical reasons but it may entice the youth to experiment with marijuana in general having such a visible store on Marine drive.

Thanks,

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Cannabis Store on the corner of Pemberton and Marine Dr.
Date: November 22, 2019 11:03:00 AM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 21, 2019 11:41 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Fwd: Cannabis Store on the corner of Pemberton and Marine Dr.

Hello,
The daycare that [REDACTED] goes to (Smiling Stars Daycare) provided me with your E-mail address. How does one report their concerns of a cannabis store opening near a children's daycare? Is there a specific form to fill out? There are many children in that area and safety is of utmost concern as a parent.

Thanks for your help,
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Comments on Application for Cannabis Retail Store Located at 1199 Marine Dr
Date: November 28, 2019 4:32:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 22, 2019 12:06 PM
To: Taylor Jenks <JenksT@dnv.org>
Cc: [REDACTED]
Subject: Comments on Application for Cannabis Retail Store Located at 1199 Marine Dr

Dear Taylor,

We are the [REDACTED]. We are opposing the Application for a cannabis retail

store on 1199 Marine Drive on the following grounds:

1. The proposed location is across the street of the McDonald's where many patrons are families with young children. So far we don't know much about how second hand cannabis smoking may affect our health, it is suffice to say that allowing small children expose to the second hand cannabis smoking is not a good idea. It may be detrimental to their health. This should be avoided by all means possible. It has taken us years to find out the adverse effect of cigarette smoking to our health. We do not think we should repeat the same mistake by allowing a pot shop next to a popular place where children frequent.

2. It is the District policy that pot shop should not be allowed within 200 meters from the property line of a school. There is day care close by on Pemberton. Even this is not a "school" but the intent of the policy is for the benefit of school children. We recognize our duty to our school children and we should also give due consideration to our pre-schoolers as well.

3. There is already a cannabis retail shop on 1074 Marine Drive. We do not see the need for an additional cannabis retail store within three blocks from each other.

We hope that the Council will give serious consideration to the above. If you have any feedback or questions please contact me at jenny@natlandhomes.com. Thank you.

Warmly Regards,

--

[Redacted]

[Redacted]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: DO NOT AGREE-RE: Application for Cannabis retail store-1199 Marine Drive
Date: November 29, 2019 2:41:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]

Sent: November 28, 2019 10:52 PM

To: Taylor Jenks <JenksT@dnv.org>; Mike Little, Mayor <LittleM@dnv.org>; Jordan Back <BackJ@dnv.org>; Mathew Bond <bondm@dnv.org>; Megan Curren <CurrenM@dnv.org>; Betty Forbes <ForbesB@dnv.org>; James Hanson <hansonj@dnv.org>; Lisa Muri <MuriL@dnv.org>
Subject: DO NOT AGREE-RE: Application for Cannabis retail store-1199 Marine Drive

Hi Taylor,

As a resident of [REDACTED], I am writing to express my disapproval with the proposed Cannabis Retail Store at 1199 Marine Drive.

1. I whole heartedly disagree with the 200m near Elementary and High School rule and say it should also include daycares. There is a daycare on NW corner of Pemberton & Marine, as well as one almost next door on Pemberton & W 16th St. This proposed locations is way too close.

2. If allowed, it would also be too close to a McDonalds which no doubt will encourage people to go hide somewhere to smoke before hitting up McDonalds; And where are they going to hide, down the lane where the daycare is, or in the apartment commercial parking area to the east, or where ever. This smoke will reach apartment windows and the daycare. Doesn't matter if smoking isn't allowed, it'll happen, Police can't be watching all the time. And other than that; garbage and paraphernalia will likely end up over the fence into the daycare and elsewhere.

3. Why is a store even needed; can't they just order online and have it delivered!

4. There are already too many questionable people walking around the neighborhood. There have been numerous break-ins to our building already. So we do not need to add another attraction for these questionable people to break into.

5. In addition to break-ins and theft, there has been numerous occasions that needles have been found in our building's commercial court yard exit passages! So if this is already happening, imagine what will happen with pot smokers hiding out in the same areas because of this proposed Cannabis Retail in our neighborhood.

Thanks



Sent: November 24, 2019 7:15 PM

To: Taylor Jenks <JenksT@dnv.org>

Subject: Feedback about the Cannabis Retail Store on the Marine Drive

Hi,

I received the mail come from the city about the the Cannabis store on 1199 Marine Drive. As a parent of a young child. I am very concerned about this planning change.

I have discussed this issue with my colleagues and they tell me the Cannabis is potentially kind of an entry (door opener) for some serious drug issues. And I do want the environment where my child grown up can be more suitable for "Normal Lives".

In my opinion, I think this kind of store should be located to some less people area like the tax free tobacco stores. The people who need the cannabis can find the proper transportation to there since they really want it.

I don't know if my concerns counts. Still I think I need to speak it out because it is very important for us to keep a more proper environment for where we are living.

Thanks,



From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: File 08.3060.20/056.19 / Case PLN2019-00056 - 1199 Marine Drive - Public Input
Date: November 29, 2019 1:46:00 PM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant



355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 28, 2019 8:40 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: File 08.3060.20/056.19 / Case PLN2019-00056 - 1199 Marine Drive - Public Input

Hi Taylor,

Thank you for the opportunity to provide public input to the application for a cannabis retail store at 1199 Marine Drive (File 08.3060.20/056.19 / Case PLN2019-00056).

As a resident of the neighbourhood, I am writing to you in opposition of this application.

The cannabis retail policy adopted by District Council restricts cannabis stores from being located within 200m of an elementary or high school. By my measurements, the proposed location at 1199 Marine Drive is located approximately 250m from Norgate Community School. Although this is in excess of the 200m restriction, I do not believe it is in the spirit of the policy to have a cannabis retail store located so close to an elementary school.

The cannabis retail policy also envisions one retail cannabis store in each of the District's town centres, including Lion's Gate Village and Marine Drive. There are many other retail sites in this town centre that are located further from Norgate Community School that would be more suitable for such an establishment. There is presently another active application for a rezoning at 1074 Marine Drive. Were that application to be approved, having two retail cannabis stores located in such close proximity would be excessive for the neighbourhood.

Thank you again for the opportunity to provide public input on this proposal.

[REDACTED]
[REDACTED]
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: File: 08.3060.20/056.19 Case: PLN2019-00056
Date: November 29, 2019 10:55:00 AM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks

Planning Assistant



355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 24, 2019 10:01 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: File: 08.3060.20/056.19 Case: PLN2019-00056

Hello:

My name is [REDACTED] building which is [REDACTED] from this proposed site.

First, I just want to start by thanking you for this letter asking for community feedback regarding this development. I very much appreciate the time to provide input.

Overall, I oppose this amendment; I oppose allowing development of this cannabis retail store.

I have many concerns. Frankly, I'm concerned about the negative aspects from the potential increased number of people that this would attract. I believe that this will lead to more traffic issues and more issues associated people coming to an area that is only designed for a certain number of people. I believe mall's and larger strip malls are better able to handle this traffic. I'm unsure if this area can accommodate this, and I'm worried about people's safety.

Personally, I'm not in favour of marijuana. I respect people's now legal right to have it, but I would like this store to not be close to where I live. There could be issues with odour and additional garbage in the area. Also, other neighbourhoods have experienced issues of increased crime, and I prefer not to take a chance with any the above issues.

I understand the loss of financial benefits of not having a retail store here, but surely there must be other stores that would like to move in.

Thank you again for your letter,

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant



Direct: 604-990-2428



File:08.3060.20/056.19
Case: PLN2019-00056

Thank you for your notice dated 14 November 2019 on “ Notice of Application for Cannabis Retail Store -1199 Marine Drive”.

162

To my understanding, cannabis store should be barred within a 100 radius of a school. Not sure if a day care center is considered a school but there's is one within 100 meters.

This will sure ruin serenity of the area.

Strongly oppose.

Thank you for taking time to consider our feedback.

Best regards,

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: File:08.3060.20/056.19 Case: PLN2019-00056
Date: November 22, 2019 8:27:00 AM

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 21, 2019 6:37 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Re: [File:08.3060.20/056.19](#) Case: PLN2019-00056

Thanks Taylor,

Didn't mention it, in our first email, but, as you are aware, there is a Zoning Bylaw text amendment application by the BC Liquor Distribution Branch, presently before the District of North Vancouver, for a BC Cannabis Store at 1074 Marine Drive. That's two blocks from the proposed 1199 Marine Drive cannabis store. Why do we need two stores so close together?

Regards,
[REDACTED]

> On Nov 19, 2019, at 2:51 PM, Taylor Jenks <JenksT@dnv.org> wrote:

>

> Good afternoon [REDACTED]

>

> [REDACTED]

[REDACTED]

>
> Thank you,
> Taylor Jenks
> Planning Assistant
>
> 355 West Queens Road
> North Vancouver, BC V7N 4N5
>
> JenksT@dnv.org
> Direct: 604-990-2428
>
>
>
> -----Original Message-----
> From: [REDACTED]
> Sent: November 19, 2019 2:33 PM
> To: Taylor Jenks <JenksT@dnv.org>
> Subject: [File:08.3060.20/056.19](#) Case: PLN2019-00056
>
> Re: Notice of Application for Cannabis Retail Store - 1199 Marine Drive
>
> Mr. Taylor Jenks, Development Planning
>
> Dear Sir,
>
> [REDACTED] and I oppose this development, because of it's close proximity to the Day Care facility located at the north east corner of 16th Street and Pemberton Avenue. This is less than 1/2 block from the proposed Cannabis Retail Store.
> We do not feel that it is acceptable to mix these two uses within such a short distance of each other.
>
> Yours sincerely,
>
> [REDACTED]
> [REDACTED]
> [REDACTED]

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 18, 2019 6:34 PM
To: Taylor Jenks <JenksT@dnv.org>
Cc: [REDACTED]
Subject: Letter re: notice of application for cannabis retail store – 1199 Marine Drive

Hi Taylor,

I hope hat you are having a good day.

[REDACTED] I received on Nov 18, 2019 via mail your letter re: notice of application for cannabis retail store – 1199 Marine Drive to our home address. Thank you for the information and giving to the community a heads up about this intention. However, We do not support this project at all since we personally don't approve the legalization of cannabis for pleasure purposes. In addition, we believe bringing this store to our community will encourage significantly the visit of cannabis consumers (including addicts) to the surroundings of our building and two daycares (Smiling Stars daycare is right beside the proposed location), which could attract lots of outside smokers (although is not permitted in not allowed areas, but who will stop them?), and even possible undesirable people looking forward to participate in crime and illegal activities.

We believe this is a terrible idea!, our [REDACTED] and we know the community very well, and [REDACTED] will be attending this daycare in a near future and the last thing we want is anything related with drugs around children. This is a good community formed in is majority by working families with lots of kids and we put a lot of effort to try to keep it as healthy and safe as possible. Drugs are not good friends of family and kids. We don't understand why there's so pressure to put a cannabis store in this neighbourhood, this is the second proposal in 2 months! If drugs stores want to be open, they should go away from family buildings, parks and surroundings. What kind of message and role model are we giving to our kids. The City shouldn't be even contemplating this idea and bombarding neighbours with this proposals and us feeling we need to speak up and consume more time with this matters [REDACTED] I do not give our support.

Thank you and kind regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Oh no, not another application for a cannabis retail store, this time at 1199 Marine Drive! Only 2 months ago, we area neighbours received a letter from Ashley Bellwood re a Zoning Bylaw text amendment

to possibly approve a cannabis retail store at 1074 Marine Drive. This makes no sense at all... Very recently I read in the North Shore News that the District of North Vancouver and the City of North Van are no longer allowing any kind of smoking in our public parks. You should also know that smoking inside and outside most strata buildings in the DNV is totally prohibited for several years.

Where is the sincerity of our North Van Officials when they say they are concerned and committed to deal with the various addictions in our communities?

The writer [REDACTED] years. As i wrote to Ashley Bellwood on November 3rd, I know in my neighbourhood live many low income families, people on social housing, people that live in shelters due to various addictions, plus a number of homeless men. I feel approving several cannabis retail stores and additional provincial liquor stores in this Norgate/Marine Drive area is simply unconscionable.

Please consider the above comments before approving a text amendment to the Zoning Bylaw C9. Thank you very much.

Sincerely,

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notice of Application for Cannabis Retail Store -1199 Marine Drive
Date: November 21, 2019 9:48:00 AM

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 21, 2019 5:10 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Notice of Application for Cannabis Retail Store -1199 Marine Drive

[File:08.3060.20/056.19](#)

Case: PLN2019-00056

Hi Taylor,

I am writing to express my strong opposition on the " Notice of Application for Cannabis Retail Store -1199 Marine Drive". This is a neighborhood with families of seniors and children. What we need is diverse services and amenities that respond to the practical needs of the people who live around.

This location is at an intersection where most of the residents will cross for their daily needs and this will mean that they are much likely to be exposed with second hand smoke.

Though it's against the law to consume cannabis and drive, there is no way to rule this out and increase accidents and threats to people in the community.

Sincerely,

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notice of Application for Cannabis Retail Store - 1199 Marine Drive
Date: December 02, 2019 9:09:00 AM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED] >
Sent: November 29, 2019 10:17 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Notice of Application for Cannabis Retail Store - 1199 Marine Drive

Hi Taylor,
I object the application for Cannabis Retail Store at 1199 Marine Drive. There are two daycares around the block. One is Smiling Stars Daycare which is located at 1602 Pemberton Ave, North Vancouver, BC V7P 2S6. Another one is Willowbrace Academy which is located at 1226 Marine Dr #200, North Vancouver, BC V7P 1T2. Please kindly consider this factor when you make the decision.
Thank you.

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Objection to cannabis store on 1199 Marine Drive
Date: November 29, 2019 8:27:00 AM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 26, 2019 9:12 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Objection to cannabis store on 1199 Marine Drive

To whom it may concern,

I am a resident [REDACTED]. I'm sending this mail to express my objection to the proposed "Zoning Bylaw Amendment to allow for a non-medical retail cannabis store" on 1199 Marine Drive. The reasons for my objection are:

1. The proposed store is located in a quiet community with not much commercial business. 2. Right behind the store is Smiling Stars Daycare. I could often see child-care workers taking those little kids out on sunny days. I don't think it a good idea to put a cannabis store so close to a daycare.

3. Norgate Elementary School is only 500m distance from it. McDonald is right on the other side of the road where school kids go a lot.

4. The store is right at the bus stop, 0 distance. My [REDACTED] and [REDACTED] schoolmates meet at this stop everyday to take bus to high school.

I agree that adults have the right to buy cannabis if they need it. But maybe it's better to sell it in shopping centres or online.

Thank you

Best

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: old Golf store on Marine Dr.
Date: November 29, 2019 2:31:00 PM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 28, 2019 9:19 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: old Golf store on Marine Dr.

Dear Ms Jenks,

I am writing as a concerned parent [REDACTED] on Pemberton Ave. We have been notified of a plan to open a cannabis store in place of the old Golf store on Marine Drive.

I find this idea very troubling for many reasons. There are 2 daycare centres on that corner, 4 within walking distance, an elementary school, and many young families. This area, including Norgate, has finally seen some improvement after years of neglect and being just an

industrial/car dealership strip.

I worry what kind of people this cannabis store would invite into the area, and more importantly, I worry about young children second hand smoking marijuana.

I understand that by law cannabis stores have to be a certain distance from schools - what I don't understand is, how daycares don't qualify under the same rules. Norgate Elementary has signs up against idling cars because "young lungs are at work", perhaps this should be taken into consideration elsewhere too.

I hope this proposal will be rejected by the council.

Regards,

A black rectangular redaction box covering the signature of the sender.

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Opposed to cannabis retail close to daycare
Date: November 22, 2019 2:37:00 PM

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 21, 2019 1:22 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Opposed to cannabis retail close to daycare

Hello

I am writing to express concerns and opposition to a cannabis retail store application that has been submitted for the address of 1199 Marine Drive. There are two daycares within a block of that location and it is not an appropriate site for such vendor. I support the addition of these types of shops on the north shore, but much thought should be given to their location. There are many industrial areas in North Vancouver that would be better suited and that are not near a school or daycare.

As a parent of a child attending one of the Daycare's less than a block away from this retail site, I do not support the addition of vendor at this location as I feel it would be better suited elsewhere.

Best wishes

[REDACTED]

Sent from my iPhone

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Pemberton Marijuana Dispensary
Date: November 29, 2019 2:44:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 29, 2019 8:52 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Pemberton Marijuana Dispensary

Hello,

I work at [REDACTED] Pemberton Ave. I believe that putting a marijuana dispensary in the old golf store would not be beneficial for this neighbourhood. As it already has had an increase of crime recently, putting a dispensary in would just attract more crime and for the many families and daycare facilities this would not be beneficial. This would be very dangerous for the daycare that would be right beside it. These children go on walks and there are always children walking around the street. Having people who's brains are compromised around children would make many in the community uneasy. I get to work when it is still dark outside and usually leave work when its dark outside, walking from my car would be an extra uneasy feeling. I don't believe that a dispensary is something that this neighbourhood needs and it would only increase crime.

Thank you,
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Proposed cannabis retail locations
Date: December 02, 2019 9:49:00 AM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]
Sent: November 29, 2019 6:08 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Proposed cannabis retail locations

Dear DNV,

I am writing to register my concerns upon hearing about not one but two retail cannabis stores proposed for the 1200 and 1600 blocks of Marine Drive.

I'm a resident of Norgate. Norgate has many young families with children who go to Norgate elementary school which is very near both these locations.

I acknowledge that cannabis can be used successfully medically. However, there are still huge question marks over how cannabis use affects children and adolescents and their developing brains. Frankly I don't think it is appropriate having these shops so near a family neighbourhood and wonder if normalizing cannabis use, such as seeing (two!) cannabis retail stores in our immediate area affects the age which they start experimenting and also their access to it.

The sale of weed so close to our neighbourhood means that we will likely see an increase in people smoking it in our parks, school yards and streets. It may also possibly bring us an increase in property crime.

For these reasons, I and ask that the District reject both applications so near Norgate elementary school.

Kind regards,

A black rectangular redaction box covering the signature of the sender.

Sent: November 22, 2019 12:33 PM

To: Taylor Jenks <JenksT@dnv.org>

Subject: Proposed cannabis store at 1199 Marine Drive

Hello -

I'd like to comment and provide a reason not to allow a proposed cannabis store location at 1199 Marine Drive, North Vancouver.

This location is very close in proximity (just a couple of doors down) to a well established, large daycare facility called "Smiling Stars." [REDACTED] attend this daycare. I am opposed to a cannabis store being allowed this close to a daycare. I am not against legalization or the opening of stores to sell cannabis, but I do not think they should be allowed within certain proximity to daycares, schools, etc.

Thank you,

[REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
Taylor Jenks
Planning Assistant

DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428

[REDACTED]
From: [REDACTED]
Sent: November 29, 2019 10:03 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: RE: Proposed Cannabis Retail Store at 1199 Marine Dr

Hi Taylor,

Regarding this proposal, I just wanted to submit my comment that I disagree with this proposed location for a number of reasons, aside from living in the building [REDACTED] which will likely be the most impacted by this business, [REDACTED] the daycare almost next door as well.

Regards,

[REDACTED]

North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED]

Sent: November 21, 2019 2:26 PM

To: Taylor Jenks <JenksT@dnv.org>

Subject: Rezoning application for 1199 Marine Dr North Vancouver, BC V7P 1S8

Hello,

My name is [REDACTED]. I would like to raise my concerns over rezoning application submitted to open a cannabis retail store at 1199 Marine Dr, North Vancouver, BC V7P 1S8.

We have [REDACTED] going the daycare which is located right next to the potential cannabis store. The name of the place Smiling Stars Daycare, located at 1602 Pemberton Ave, North Vancouver, BC V7P 2S6.

I don't feel this is an appreciate place to have a cannabis store next to the daycare as it most likely will increase cannabis consumption as well as possibly a number of impaired cannabis consumers in the location of the daycare. I do not want my family to experience potential negative affects related to a cannabis retail business right the next door to our daycare.

Best regards,

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Case PLN 2019-00056
Date: December 02, 2019 9:07:00 AM

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: November 30, 2019 7:49 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Case PLN 2019-00056

Hi Taylor,
Hope the feedback of Application for Cannabis Retail Store is still useful.
My family feel that having a Cannabis Retail Store nearby is not good idea.
Sorry for the late message.
Best Regard
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Feedback on Cannabis Retail Store - 1199 Marine Drive
Date: November 21, 2019 9:13:00 AM

[REDACTED]

Thank you,
Taylor Jenks
Planning Assistant

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428

-----Original Message-----

From: [REDACTED]
Sent: November 20, 2019 7:55 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Feedback on Cannabis Retail Store - 1199 Marine Drive

Dear Ms. Jenks,

Thank you for your November 14 letter requesting feedback about the above-referenced cannabis store on Marine Drive.

I am writing to indicate my opposition to the rezoning to allow the store to use this location because it is in close proximity to a school and number of restaurants frequented by young people (e.g., McDonalds, Boston Pizza, White Spot) and because as [REDACTED] of the location, I am worried about their safety and how such a store may influence their choices. I often let [REDACTED] scooter by this area on the way to the park at Norquay elementary school and I don't want them to be approached by the clientele for such a facility or even to be exposed to the facility at all. Using a parallel example, I can't imagine a specialty cigarette shop being approved to go so close to a school, particularly knowing what we know now about cigarettes.

Finally, I understand that there is a plan for building a strong community in this area and I also believe that this type of facility may dissuade new development and lower property values at a critical time in the community growth.

Thank you for your consideration. Please let me know if you have any questions.

[REDACTED]

I am writing in response to the " Notice of Application for Cannabis Retail Store -1199 Marine Drive".

I am deeply worried. [REDACTED]

This is where we need to stop for traffic lights and if there is a cannabis store, this will mean that we are prone to second hand smoke which is hazardous for us. Actually hazardous for everyone.

Moreover with the bus stop nearby and residential too, this does not make a suitable location.

Regards,
[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notification for Rezoning text amendment application - 1199 Marine Drive
Date: November 29, 2019 4:06:00 PM

[REDACTED]

[REDACTED]

Thank you,

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**

355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org

Direct: 604-990-2428



From: [REDACTED] >
Sent: November 29, 2019 2:59 PM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Re: Notification for Rezoning text amendment application - 1199 Marine Drive

I posted the neighbour notification on the community's Facebook page and received no negative comments. The three comments received all contained similar wording which can be summarized as: As long as they follow the Federal and municipal regulations, then there should be no problem.

Regards,

[REDACTED]

From: "Taylor Jenks" <JenksT@dnv.org>
To: [REDACTED]
Sent: Wednesday, November 20, 2019 11:19:43 AM
Subject: Notification for Rezoning text amendment application - 1199 Marine Drive

[REDACTED]

[REDACTED]

[REDACTED]

From: [Taylor Jenks](#)
To: [REDACTED]
Subject: RE: Notification for Rezoning text amendment application - 1629 Marine Drive
Date: December 02, 2019 4:21:00 PM

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Taylor Jenks
Planning Assistant


DISTRICT OF
**NORTH
VANCOUVER**
355 West Queens Road
North Vancouver, BC V7N 4N5

JenksT@dnv.org
Direct: 604-990-2428



From: [REDACTED]
Sent: December 02, 2019 10:13 AM
To: Taylor Jenks <JenksT@dnv.org>
Subject: Re: Notification for Rezoning text amendment application - 1629 Marine Drive

Hi Taylor

Thanks for the two notifications, the only comments we have is do both these addresses fall under the "Lions Gate Village Centre and Marine Drive Corridor" area where under the Districts "Non-medical Retail Cannabis Policy" it says only one store location is permitted in each area?

Thanks
[REDACTED]

On Wed, Nov 20, 2019 at 11:27 AM Taylor Jenks <JenksT@dnv.org> wrote:

██████ – ██████ Neighbourhood

- Wouldn't contribute positively to the neighbourhood, not the greatest clientele
- Would in fact consider moving if the application went through

- Concern with Daycare In the area
- Concerned that not everyone has a chance to respond to public notification

- [REDACTED] which is for kids aged 8 months to 5 years.
- They go for a walk nearly every day and concerned the kids would be exposed



█ - Neighbour

- Daughter goes to the daycare, [REDACTED] is concerned with potentially attracting strangers to the neighbourhood

Neighbour

- [REDACTED] kids go to the daycare, and there is concern with people smoking nearby

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>Feb 24 2020</u>
<input type="checkbox"/> Other:	Date: _____

 TA Dept. Manager	 GM/ Director	 CAO
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The District of North Vancouver REPORT TO COUNCIL

February 10, 2020
File: 01.0380.20/074.000

AUTHOR: Adam Wright, Community Planner

SUBJECT: Street Naming Bylaw 8376, 2019 - Emery Court

RECOMMENDATION:

THAT "Emery Court, Street Naming Bylaw 8376, 2019" is given FIRST, SECOND, and THIRD Readings.

REASON FOR REPORT:

A new street will be constructed as part of the development at 1200-1259 Emery Place (Emery Village). The Development Permit was issued by Council on September 24, 2018. This street is required to be named by bylaw.

EXISTING POLICY:

Council approved the Naming Selection Criteria and Procedures Policy on February 16, 2015 (**Attachment 1**). The naming of this street is in accordance with Council's policy.

ANALYSIS:

Council approved the development for Phase 1 and 2 of Emery Village in September 2018. These first phases will include four multi-family residential buildings that will be oriented around a proposed new public street. The new street (a cul-de-sac) will be located off of Emery Place, which will be extended to the northwest as shown in Figure 1.



Figure 1: Proposed New Street in Lynn Valley: 'Emery Court'

Public Input

As per the Naming Selection Criteria and Procedures Policy, public input is solicited for naming new streets.

The Street Naming Subcommittee met on October 10, 2018 and recommended the name 'Emery Court' as a starting point to gauge public preference and to seek additional suggestions to name the new street.

Staff undertook the following engagement efforts to seek input from the local community through an online survey:

- Letters were sent to residents within 100 meters of the proposed street and to the Lynn Valley Community Association (total of 722 letters);
- Three signs were posted at street locations in the neighbourhood;
- Notices were placed on the District website and social media (Facebook and Twitter); and
- Survey (DNV.org/NameThisStreet) hosted on the District's website from October 21, 2019 to November 5, 2019.

A total of 155 responses were received. The highest number of responses included a variation of a name beginning with 'Emery', with the most frequently mentioned variation being: 'Emery Court'. A summary of the online survey results is provided in Table 1.

Theme	Number of Responses	Comments
Emery Court (or variation)	30	Highest number of responses from community.
Carter Court	26	Reference to World War I veteran Nelson Victor Carter.
People (Misc.)	18	Suggestions included various personal names.
Nature	17	E.g. Black Bear, Wildwood, Tall Cedar.
District Fire in 2018	9	Reference to victims of the fire in June, 2018.
Combined Names	7	E.g. Kirk-lynn, Lyn-ley.
First Nations	2	Suggestions submitted to consult with First Nations.
Miscellaneous	31	Range of miscellaneous names. E.g. Tranquil, Pride.
Other	15	Not recommended due to inappropriate or negative content.
Total	155	

Table 1: Summary of Online Survey Results, November 2019

Guided by the criteria contained in the Naming Selection Criteria and Procedures Policy and results of the engagement efforts, the Street Naming Subcommittee met again on November 11, 2019 and recommended 'Emery Court'. The Place Naming Committee concurred with the recommendation.

It should be noted that 'Carter Court' also received many nominations but was not recommended as honourific or personal names have a number of additional considerations set out in the policy.

Timing/Approval Process:

Adoption of "Emery Court, Street Naming Bylaw 8376, 2019" (**Attachment 2**), and its filing in the Land Title Office will put the street name into effect.

Following adoption of this bylaw, the District will notify any owners affected by the address change in accordance with the Naming Selection Criteria and Procedures Policy. In addition, District staff will notify relevant public utility organizations, government agencies, emergency responders, internal departments (for updates to databases) and other groups as needed.

Conclusion:

A new street will be constructed as part of the development permit issued by Council for 1200-1259 Emery Place (Emery Village). The Place Naming Committee recommends that the new street be named 'Emery Court'.

Options:

1. THAT "Emery Court, Street Naming Bylaw 8376, 2019" is given FIRST, SECOND, and THIRD Readings.

OR

2. THAT Council provides alternate direction for naming for this street.

Respectfully submitted,



Adam Wright
Community Planner

Attachment 1: Naming Selection Criteria and Procedures Policy
Attachment 2: "Emery Court, Street Naming Bylaw 8376, 2019"

<input checked="" type="checkbox"/> Community Planning	<input type="checkbox"/> Clerk's Office		External Agencies:	
<input type="checkbox"/> Development Planning	<input type="checkbox"/> Communications		<input type="checkbox"/> Library Board	
<input type="checkbox"/> Development Engineering	<input type="checkbox"/> Finance		<input type="checkbox"/> NS Health	
<input type="checkbox"/> Utilities	<input type="checkbox"/> Fire Services		<input type="checkbox"/> RCMP	
<input type="checkbox"/> Engineering Operations	<input type="checkbox"/> ITS		<input type="checkbox"/> NVRC	
<input type="checkbox"/> Parks	<input type="checkbox"/> Solicitor		<input type="checkbox"/> Museum & Arch.	
<input type="checkbox"/> Environment	<input type="checkbox"/> GIS		<input type="checkbox"/> Other:	
<input type="checkbox"/> Facilities	<input type="checkbox"/> Real Estate			
<input type="checkbox"/> Human Resources	<input type="checkbox"/> Bylaw Services			



The Corporation of the District of North Vancouver

COUNCIL POLICY

Title	Naming Selection Criteria and Procedures
Section	Corporate Administration

POLICY

It is the policy of Council that there be Naming Selection Criteria and Procedures to provide a consistent and transparent approach to the naming of streets, parks, community facilities and places in the District of North Vancouver and to inform the work of the Place Naming Committee and Council decision making regarding name selection.

Policy approved on: February 16, 2015

PROCEDURE

The following procedures are used to implement this policy, but do not form part of the policy. These procedures may be amended from time to time at the discretion of the Chief Administrative Officer.

General procedures apply to the naming of all categories - streets, parks, community facilities and places. Specific procedures that follow provide additional detail that applies to individual categories only.

Definitions:

For the purposes of this policy:

“Community facilities” shall include community recreational or social facilities may include community recreational facilities, indoor/outdoor sports facilities (e.g. tennis courts) libraries, theatres, galleries, arts and other facilities and public buildings as well as interior rooms or spaces, that serve as places for social, recreational, cultural and other related purposes and may be District owned and operated, or operated by the North Vancouver Recreation Commission, Library Services or other agency or non-profit for the benefit of District residents.

“Parks” shall include District park land and park assets such as sports fields, golf courses, playgrounds, fountains, trails, multi-use pathways and bridges, natural open space and village greens.

“Places” shall include town and village centres, neighbourhoods and may also include public plazas and public art.

“Streets” shall include public and private roads, highways, lanes, bridges and other road designations as per Appendix A. May also include trails and multi-use pathways that are not park land.

General Name Selection Criteria:

Consider names that:

- have a strong connection to the local community;
- reflect cues from the local context and have historical, social or cultural relevance;
- may reference local geographic and environmental features such as mountains, rivers, creeks, coves, flora and fauna;
- engender a positive image;
- are not the same as or sound similar to existing North Shore names;
- avoid duplicating existing MetroVancouver names, where possible;
- generally avoid honourific or personal names except in occasional circumstances as warranted;
- avoid difficult pronunciation and spelling; and
- do not lend themselves to inappropriate abbreviations or acronyms.

General Consideration of Honourific or Personal Names:

Consideration of honourific names will first be deliberated by Council prior to community engagement.

Where honouring of special persons and use of personal names is warranted, then names should only be considered:

- a. posthumously for those individuals who have been deceased for at least two years, with exceptions to be approved by Council;
- b. with informed written consent of the named party's next of kin;
- c. where there is indication of broad District or neighbourhood support for this name;
- d. when the nominated person is well-respected, well-recognized and has made an exceptional positive contribution to community civic and/or community health and well-being; and
- e. where there is a clear connection between the community contribution of the individual or family and the street, park, facility or place being named.

Persons currently holding elected office, persons currently working for the District, persons actively serving the District on and standing or advisory committees, or local developers, shall not be considered for naming.

If an honourific name is selected, the family of the individual or family who is being honoured by the naming will be invited to a Council meeting and the Mayor will read and present a framed naming proclamation or plaque.

These procedures for honourific naming are not intended to provide direction for corporate and sponsorship name recognition which are instead addressed in the Corporate Sponsorship Policy.

Engagement Process:

The public engagement used for any given project will be determined by the level of community significance and/or the number of community members potentially impacted by, or who may have an interest in the name selection.

For smaller-scale naming or renaming projects (e.g. local streets or a neighbourhood park) the public engagement process may include input from the local neighbourhood surrounding the site.

For larger-scale naming or renaming projects (e.g. community facility or town centre) the public engagement process may include a larger portion of the District or possibly the entire District.

Both scenarios will include multiple channel opportunities for public input including online, in person, by phone and in writing.

Decision Making and Approval Process:

Council retains final decision making authority for the approval of all new names, unless specified otherwise by Council.

Council may, at its discretion and at any time, determine if a new or existing name (honourific or otherwise) is no longer appropriate and move to consider a new name.

Facilities, places and other areas for Corporate Sponsorship and Place Naming consideration are to be coordinated on an annual basis and reviewed by the Executive Committee.

Administration of New Name:

Following the selection of a new name, District staff will notify relevant public utility organizations, government agencies, emergency responders, internal departments (for updates to databases and GeoWEB), Google Maps, and other groups as needed, of this change. Updates to various plans and/or bylaws may also be needed, as appropriate.

SPECIFIC PROCEDURES

The following specific procedures apply to individual categories as identified only.

Street Naming Procedures:

Street Name Selection Criteria

In addition to the general criteria listed above, the following criteria will also be considered for street naming:

- The name should be concise and easy to pronounce.

- Extensions of a common name should generally be limited to one duplication (e.g. Byron Road and Byron Place) and take into account the Road Designations per Appendix A.
- Where a collector street changes direction, it shall retain its same name.

Street Name Administration Process

1. Naming of new private roads does not require bylaw adoption and can be implemented by the Planning Department through the Development Permit process, prior to building addressing.
2. New public road names are generally, however not mandatorily, introduced through the subdivision application process.
3. Naming or renaming of public streets that are not identified on Development Permit plans will be approved by Council by bylaw.
4. Once such bylaw is adopted, the District will send notification to property owners and residents and advise them to change their address and notify any contacts. (Canada Post generally provides a one-year grace period).

Parks Naming Procedures:

Parks Related Definitions:

“Ease of Locating” means a name that assists in the finding of a park by citizens unfamiliar with its location within the District.

“Special Person” means a person(s) who has broad District or broad neighbourhood recognition and acceptance for their community work, and is recommended for such recognition in a public manner, in a public place.

Parks Name Selection Criteria

In addition to the general criteria listed above, the following criteria will also be considered for park naming:

- The District of North Vancouver will name parks after adjacent streets or known neighbourhoods for ease of locating;
- Existing parks that are already named are generally not to be renamed after special persons either living or dead;
- Parks that are not named at the time of their approval, (through the appropriate dedication or zoning) or later, at their time of development or any other time, are only to be given names that follow adjacent street names or the names of the neighbourhood in which they are located, or adjacent geographic features such as mountains rivers, creeks and coves, or names of adjacent community centres.
- Small, locally used parkettes may be exempted from the policy, only if they do not currently have a name and there is a direct association of the parkette and the community contribution of the individual being honoured.

Use of Honourific Names

Honourific or personal names should not be considered for the naming of public parks, but may be considered for assets within parks such as sports fields, golf courses, play grounds, fountains, trails, benches, park facilities, multi-use pathways and bridges, picnic shelters and gardens, as long as there is a clear connection between the community contribution of the individual and the facility or area being named.

- The funding of the approved means to honour a special person (i.e. plaques, landscape amenities, etc. and all the installation or renovation costs) is generally to be fully covered by the proponents.

Administration Process for Naming Parks

Council approval, but no bylaw is needed to administer the name change.

Consultation with potentially affected local or community groups and the general public on name ideas may occur if, and as directed by Council.

Community Facility Naming Procedure:

Community Facility Selection Criteria

In addition to the general criteria listed above, the following criteria will also be considered for community facility naming. The name may:

- reflect the geographic location of the facility including but not limited to: a well-known street, natural feature, neighbourhood or subdivision;
- reflect or share the name of an adjacent park;
- commemorate an historic event (e.g. centennial) or event of cultural significance (e.g. Olympics);
- help create an identity appropriate to public communications and marketing as well as civic and community goals; and
- reflect user programs and services as a secondary naming consideration.

Features and spaces within a facility can be named separately from the facility.

Use of Honourific Names

Honourific or personal names should not be considered for the naming of community recreation facilities, libraries, theatres, galleries, arts and other facilities centres, but may be considered for the naming of individual rooms and interior spaces within these facilities.

Where a facility is operated by NVRC, Libraries, other agency or non-profit group for the benefit of District residents, Council may at its discretion, consider the names of special persons or other names recommended by these agencies for the interior spaces and rooms within community facilities; or Council may delegate the naming of these interior spaces and rooms to the relevant organization or agency.

Administration Process for Naming Community Facilities

Council approval, but no bylaw is needed to administer the name change.

Consultation with potentially affected local or community groups and the general public on name ideas may occur if, and as directed by Council.

Place Naming Procedure:

Place Naming Selection Criteria

In addition to the general criteria listed above, the following criteria will also be considered for place naming. The name should:

- take cues from the local, geographic, historical, social or cultural context;
- have a strong positive connection to the local community;
- consider the emerging identity and character for town and village centres; and
- contribute to the establishment of community identity and sense of place.

It is anticipated that place naming will require substantive community engagement.

Use of Honourific Names

Honourific or personal names should not be considered for the naming of neighbourhoods, towns or village centres, but may be considered for the naming of outdoor spaces and public plazas.

Administration Process for Naming Places

Council approval, but no bylaw is needed to administer the name change.

Consultation with potentially affected local or community groups and the general public on name ideas may occur if, and as directed by Council.

Appendix A: Types of Road Designations

Road Designation	Description	Example
Avenue	Straight through-road, generally north-south	Tatlow Avenue
Boulevard	Landscaped major road	Grand Boulevard
Close	Short cul-de-sac	Ashley Close
Court	Cul-de-sac	Francisco Court
Crescent	Curved through road	Tempe Crescent
Drive	Continuous route of some length	Marine Drive
Gardens	Centrally landscaped residential road	Ottawa Gardens
Gate	Entrance road to a subdivision	Parkgate
Highway	Provincial arterial road	TransCanada Highway
Lane	Basic legal term for a narrow public way	Parkside Lane
Parkway	Ideally, a landscaped or scenic highway	Mount Seymour Parkway
Path	Basic legal term for a public pedestrian way	Bridal Path
Place	Single or double cul-de-sac	Trillium Place
Point	Central road on a promontory of land	Lookout Point
Road	Basic legal term for a public way	Lynn Valley Road
Street	Straight through-road, generally east-west	29 th Street
Trail	Wooded pedestrian way	Baden-Powell Trail
Way	Meandering residential road	Starlight Way
Walk	Improved pedestrian way	Sea Walk

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The Corporation of the District of North Vancouver

Bylaw 8376

A bylaw to name a portion of highway

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Emery Court, Street Naming Bylaw 8376, 2019".

Naming of Highway

2. That portion of land legally described as PID 005-213-266, Lot 22, Block W, District Lot 2022, Plan 12301 shown outlined in bold and hatched on the plan attached hereto as Schedule A to this bylaw is hereby named "Emery Court".

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

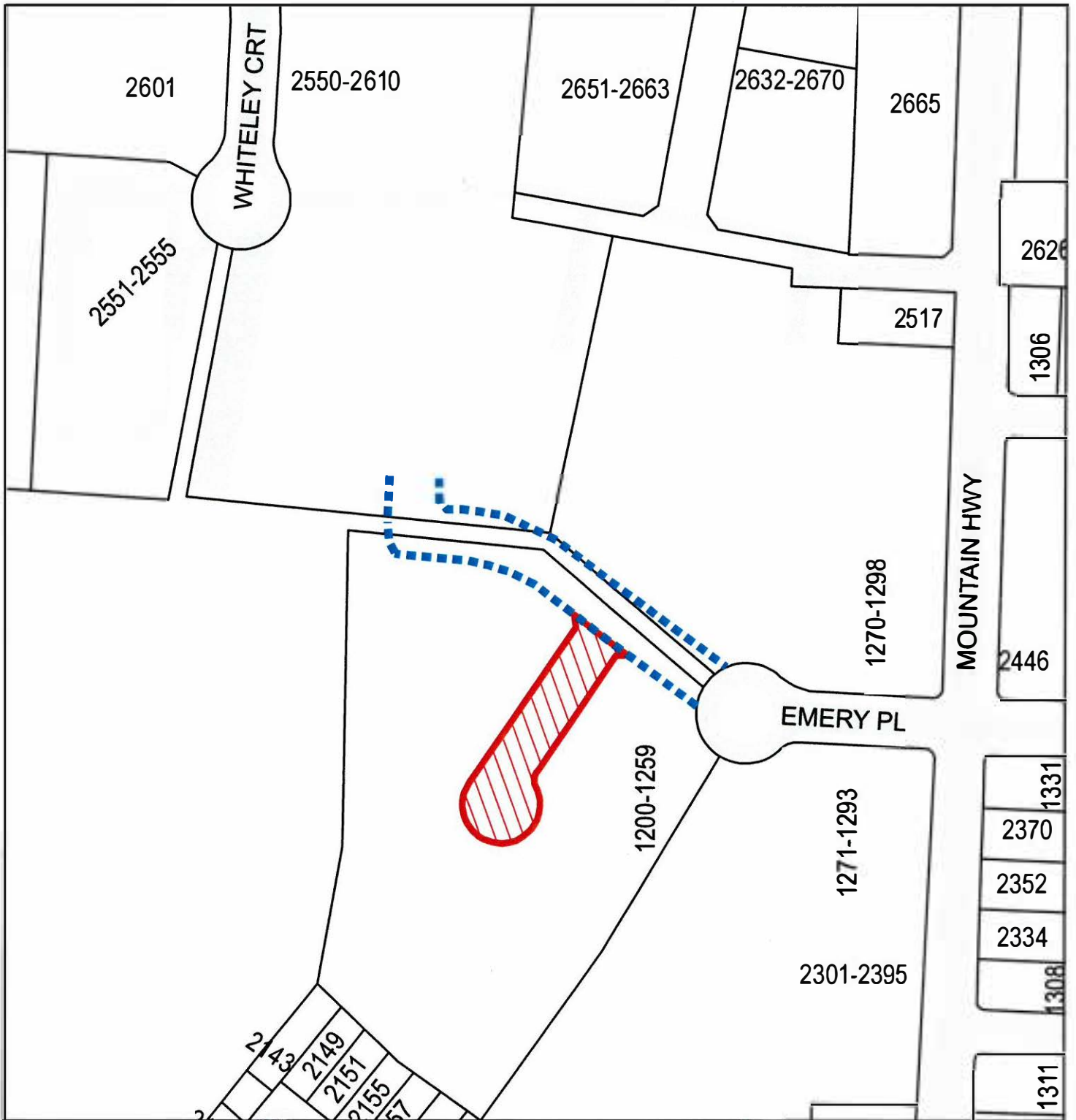
Certified a true copy

Municipal Clerk

Schedule A to Bylaw 8376

BYLAW 8376

Emery Court - Street Naming Bylaw 8376, 2019

**EMERY COURT**

Page 10 of 10

FUTURE ROAD

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: _____
<input type="checkbox"/> Other:	Date: _____

 Dept. Manager	 GM/ Director	 CAO
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The District of North Vancouver REPORT TO COUNCIL

February 4, 2020
File: 09.3900.20/000.000

AUTHOR: James Gordon, Municipal Clerk

SUBJECT: Bylaw 8429: Housekeeping Amendments to the Bylaw Notice Enforcement Bylaw

RECOMMENDATION:

THAT "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50)" is ADOPTED.

BACKGROUND:

Bylaw 8429 received First, Second and Third Readings on February 3, 2020.

The bylaw is now ready to be considered for Adoption by Council.

OPTIONS:

1. Adopt the bylaw;
2. Give no further Readings to the bylaw and abandon the bylaw at Third Reading; or,
3. Rescind Third Reading and debate possible amendments to the bylaw.

Respectfully submitted,


 James Gordon
 Municipal Clerk

Attachments:

- Bylaw 8429
- Staff Report dated January 21, 2020

SUBJECT: Bylaw 8429: Housekeeping Amendments to the Bylaw Notice Enforcement Bylaw

February 4, 2020

Page 2

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		

The Corporation of the District of North Vancouver

Bylaw 8429

A bylaw to amend Bylaw Notice Enforcement Bylaw 7458, 2004

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50)".

Amendments

2. Schedule A to Bylaw Notice Enforcement Bylaw 7458, 2004 is amended by:
 - a) Deleting in the section for violations under the Park Regulation Bylaw 8310, 2018 subsection 2.4(d) "Smoke during fire ban" and replacing with a new subsection 2.4(d) as follows:

Bylaw Section	Description The following fines apply to the contraventions below:	A1 Penalty Amount (\$)	A2 Discounted Penalty: Within 14 days (\$)	A3 Late Payment: After 28 days (\$)	A4 Compliance Agreement Available	A5 Compliance Agreement Discount
2.4(d)	Dispose of coals improperly	300	225	450	NO	N/A

- b) Deleting in the section for violations under the Radio Amplification Bylaw 8272, 2017 subsection 2.6 "Failure to install amplification system that meets guidelines".

READ a first time February 3rd, 2020

READ a second time February 3rd, 2020

READ a third time February 3rd, 2020

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>February 3, 2020</u>
<input type="checkbox"/> Other:	Date: _____

ATTACHMENT <u>2</u>		
Dept. Manager	GM/ Director	CAO

The District of North Vancouver REPORT TO COUNCIL

January 21, 2020

File: 01.0115.30/002.000

AUTHOR: Jim Gordon, Municipal Clerk

SUBJECT: Housekeeping Amendments to the Bylaw Notice Enforcement Bylaw

RECOMMENDATION:

THAT Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50) is given FIRST, SECOND and THIRD Readings.

REASON FOR REPORT:

The reason for this report is to provide Council an opportunity to correct two miscellaneous errors in the Bylaw Notice Enforcement Bylaw:

1. When it was recently amended to prohibit smoking in District of North Vancouver parks and trails; and,
2. To remove an offence that was not deleted when the Radio Amplification Bylaw was amended in 2017.

BACKGROUND:

In late 2019 Council directed staff to prohibit smoking in District of North Vancouver parks and trails. To do so required amendments to the Park Regulation Bylaw, the Smoking Regulation Bylaw and the Bylaw Notice Enforcement Bylaw. Amendments to each of the two regulatory bylaws (Parks and Smoking) required a corresponding amendment in the ticketing bylaw (Bylaw Notice Enforcement).

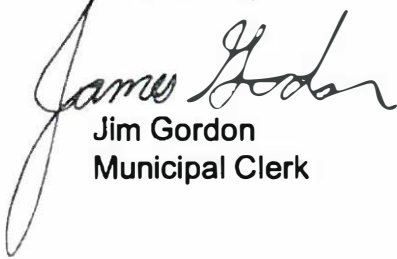
The amendment to the Smoking Regulation Bylaw and its corresponding amendment in the Bylaw Notice Enforcement Bylaw were made accurately. While the Park Regulation Bylaw amendment was accurately made, the wording of the corresponding amendment to the Bylaw Notice Enforcement Bylaw did not match exactly – rather than deleting subsections 2.4(d) and (e), subsections 2.4(e) and (f) were deleted. This small oversight needs to be corrected and Bylaw 8429 will remedy this.

In December 2017, the Radio Amplification Bylaw was amended to delete subsection 2.6. The corresponding offence in the Bylaw Notice Enforcement Bylaw was not concurrently deleted at that time. This oversight is also corrected in Bylaw 8429.

CONCLUSION:

It is recommended that Council proceed with Bylaw 8429, otherwise an inconsistency will exist between the Park Regulation Bylaw and the Bylaw Notice Enforcement Bylaw that will hinder staff's ability to effectively enforce the prohibition on smoking in District of North Vancouver parks and trails. The housekeeping matter of removing an offence that was deleted from the Radio Amplification Bylaw will also be completed at the same time.

Respectfully submitted,



Jim Gordon
Municipal Clerk

Attachments:

- Bylaw 8429
- Staff report dated October 7, 2019
- Staff report dated November 23, 2017

REVIEWED WITH:			
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____
<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____

External Agencies:	
<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Other:	_____

The Corporation of the District of North Vancouver

Bylaw 8429

A bylaw to amend Bylaw Notice Enforcement Bylaw 7458, 2004

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8429, 2020 (Amendment 50)".

Amendments

2. Schedule A to Bylaw Notice Enforcement Bylaw 7458, 2004 is amended by:
 - a) Deleting in the section for violations under the Park Regulation Bylaw 8310, 2018 subsection 2.4(d) "Smoke during fire ban" and replacing with a new subsection 2.4(d) as follows:

Bylaw Section	Description The following fines apply to the contraventions below:	A1 Penalty Amount (\$)	A2 Discounted Penalty: Within 14 days (\$)	A3 Late Payment: After 28 days (\$)	A4 Compliance Agreement Available	A5 Compliance Agreement Discount
2.4(d)	Dispose of coals improperly	300	225	450	NO	N/A

- b) Deleting in the section for violations under the Radio Amplification Bylaw 8272, 2017 subsection 2.6 "Failure to install amplification system that meets guidelines".

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

AGENDA INFORMATION	
<input type="checkbox"/> Regular Meeting	Date: November 4, 2019
<input type="checkbox"/> Other:	Date: _____



The District of North Vancouver REPORT TO COUNCIL

October 7, 2019

File: 09.4020.20/007.000

AUTHOR: Susan Rogers, Parks Manager
Carol Walker, Chief Bylaw Officer

SUBJECT: Prohibiting Smoking in District Parks and Trails

RECOMMENDATION:

THAT "Park Regulation Bylaw No. 8310, 2018 Amendment Bylaw 8411, 2019 (Amendment Bylaw 1)", "Smoking Regulation Bylaw 7792, 2010 Amendment Bylaw 8409, 2019 (Amendment 2)" and "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8410, 2019 (Amendment 49)" is given FIRST, SECOND and THIRD reading.

REASON FOR REPORT:

On June 17, 2019 at the regular Council meeting, Council passed the following resolution: "THAT staff bring back amending bylaws to Bylaw 7792 (Smoking Regulation) to ban smoking in all DNV parks & trails."

SUMMARY:

Council provided direction to staff to expand the areas of the District parks where smoking is prohibited and include trails. Existing regulations in the Smoking Regulation Bylaw prohibited smoking in prescribed areas within District parks such as near playgrounds, picnic areas, beaches, playing fields and at public events where people congregate. The proposed amendments seeks to include and clarify that smoking will be prohibited in all parks, trails outside of parks, including those that link residential neighbourhoods and forested recreational areas.

BACKGROUND:

Currently, the Smoking Regulation Bylaw bans smoking in the following areas of a park:

Smoking in Parks and other Municipal Property

4. A person must not smoke in or within 6 metres:

(a) children's play equipment or a playground, playing field (if other persons are present), Swimming Beach, food concession, picnic area or skateboard park in a Park;

- (b) any part of a Park or other municipal property that is being used for any public event or activity that the District has authorized by the issuance of a permit;
- (c) the grounds of any municipal Building used for public recreation; or
- (d) Lynn Valley Village or Maplewood Farm.

The Fire Bylaw and powers of the Fire Chief can declare a fire ban during high hazard periods in the summer. This amendment prohibits smoking in parks and trails throughout the year.

Under the Parks Regulation Bylaw, smoking during a fire ban and discarding smoking materials are prohibited. As this will now be in the Smoking Regulation Bylaw, the amending bylaw removes this duplication.

Communication Plan:

Staff are developing an implementation plan, which includes a communication and enforcement strategy and updated signage to educate the public of the new regulations.

Enforcement:

Peer pressure can be effective method to curb smokers from lighting up in prohibited areas. Additional signage and other means of communication will help support enforcement efforts where the resources can be challenged by the large number and size of District parks and trails and isolated locations. Resources will be prioritized by problem areas. The fines have been increased (ex: from \$25 to \$100) for smoking where prohibited.

Environmental Impact:

The bylaw will reduce litter associated with discarded cigarette butts, in combination with a fire reduction risk connected to discarded cigarettes.

Concurrence:

Under the *Public Health Bylaws Regulation* s. 2(2)(a), a council may not adopt a bylaw under 8(3) (i) of the *Community Charter* until a copy is deposited with the minister. This will occur before the bylaw is returned for adoption.

Conclusion:



Council directed staff to amend the Smoking Regulation Bylaw to ban smoking on trails and parks.

Options:

1. THAT "Park Regulation Bylaw No. 8310, 2018 Amendment Bylaw 8411, 2019 (Amendment Bylaw 1)", "Smoking Regulation Bylaw 7792, 2010 Amendment Bylaw 8409, 2019 (Amendment 2)" and "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8410, 2019 (Amendment 49)" is given FIRST, SCND and THIRD reading.
2. Direct Staff to take other action.


Susan Rogers
Parks Manager


Carol Walker,
Chief Bylaw Officer

REVIEWED WITH:			
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____
<input type="checkbox"/> Parks	_____	<input checked="" type="checkbox"/> Solicitor	
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____
<input type="checkbox"/> Human Resources	_____	<input checked="" type="checkbox"/> Bylaw Services	_____
		<input checked="" type="checkbox"/> Regulatory Review	
External Agencies:			
		<input type="checkbox"/> Library Board	_____
		<input type="checkbox"/> NS Health	_____
		<input type="checkbox"/> RCMP	_____
		<input type="checkbox"/> NVRC	_____
		<input type="checkbox"/> Museum & Arch.	_____
		<input type="checkbox"/> Other:	_____

The Corporation of the District of North Vancouver

Bylaw 8411

A bylaw to amend Park Regulation Bylaw No. 8310, 2018

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Park Regulation Bylaw No. 8310, 2018 Amendment Bylaw 8411, 2019 (Amendment 1)".

Amendments

2. Park Regulation Bylaw No. 8310, 2018 is amended by:
 - a) deleting subsections (d) and (e) from section 2.4 and re-numbering the remaining subsections of section 2.4 accordingly;
 - b) deleting subsections (d) and (e) of section 2.4 from the table in section 6.9 and re-numbering the remaining subsections of section 2.4 accordingly.

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

The Corporation of the District of North Vancouver

Bylaw 8409

A bylaw to amend Smoking Regulation Bylaw 7792, 2010

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Smoking Regulation Bylaw 7792, 2010 Amendment Bylaw 8409, 2019 (Amendment 2)".

Amendments

2. Smoking Regulation Bylaw 7792, 2010 is amended by:

- (a) adding the following definitions to section 2 in alphabetical order:

"Fire Chief" means the person appointed as the Chief of the District Fire Department or an authorized designate;

"Highway" means the area of every public right of way lying between two property lines title to which area is vested in the District and which is designated or intended for or used by the general public for the passage of vehicles or persons and means the area of every public right of way lying within any District Park title to which area is vested in the District and which is designated or intended for or used by the general public for the passage of vehicles;

"Trail" means any footpath or other pathway in a Park and includes footpaths and other pathways on Unopened Road Allowances whether inside or outside a Park;

"Unopened Road Allowance" means any dedicated highway that has not been opened and improved by the District or that has been closed by the District;

- (b) deleting the definition of Park in section 2 and substituting the following:

"Park" means any real property owned, occupied or controlled by the District and used by the public for pleasure, recreation or other community purposes, including but not limited to dedicated parks, beaches, District-controlled water lots, forested recreation areas, conservation areas, Maplewood Farm, Lynn

Canyon Ecology Centre, Murdo Frazer Pitch and Putt, and the Northlands Golf Course, but does not include any municipal land leased to a third party;

- (c) deleting the definition of "Swimming Beach" in section 2;
- (d) moving "or" at the end of subsection 3(e) to the end of subsection 3(f);
- (e) inserting the following as subsection (g):
 - (g) in any area which is the subject of a fire ban pronounced by the Fire Chief.
- (f) inserting the following as section 3A immediately following section 3:
 - 3A. A person must not discard, throw, place or dispose of any lighted or extinguished cigarette, cigar, match, smoking or vaporizing equipment or other burning substance except into a garbage container or other container designed for such disposal.
- (g) deleting "Swimming Beach" from subsection 4(a) and substituting "beach";
- (h) deleting "part of a Park or other" from subsection 4(b);
- (i) moving "or" from the end of subsection 4(c) to the end of subsection 4(d);
- (j) adding the following as subsection 4(e):
 - (e) any Park, Trail or Unopened Road Allowance;
- (k) deleting the table in section 14 and substituting the following:

Section	Designated Expression	Fine
3	Smoking where prohibited	\$100
3	Smoking where prohibited – subsequent offence	\$200
3A	Throw extinguished cigarette	\$100
3A	Throw lit cigarette	\$300
4	Smoking where prohibited in a park	\$100
4	Smoking where prohibited in a park – subsequent offence	\$200
5	Responsible person allow smoking where prohibited	\$200
6	Responsible person fail to display sign	\$200
8	Person remove or deface sign	\$100
10	Obstruction	\$200

READ a first time

READ a second time

READ a third time

Certified a true copy of "Bylaw 8409" as at Third Reading

Municipal Clerk

DEPOSITED with the Minister of Health on

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

The Corporation of the District of North Vancouver

Bylaw 8410

A bylaw to amend Bylaw Notice Enforcement Bylaw 7458, 2004

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8410, 2019 (Amendment 49)".

Amendments

2. Schedule A to Bylaw Notice Enforcement Bylaw 7458, 2004 is amended by:
 - a) deleting the violations for the Smoking Regulation Bylaw 7792 and substituting the following:

Smoking Regulation Bylaw						
Bylaw Section	Description The following fines apply to the contraventions below:	A1 Penalty Amount (\$)	A2 Discounted Penalty: Within 14 days (\$)	A3 Late Payment: After 28 days (\$)	A4 Compliance Agreement Available	A5 Compliance Agreement Discount
3	Smoking where prohibited	100	75	150	NO	N/A
3	Smoking where prohibited – subsequent offence	200	150	300	NO	N/A
3A	Throw extinguished cigarette	100	75	150	NO	N/A
3A	Throw lit cigarette	300	225	450	NO	N/A
4	Smoking where prohibited in a park	100	75	150	NO	N/A
4	Smoking where prohibited in a park – subsequent offence	200	150	300	NO	N/A
5	Responsible person allow smoking where prohibited	200	150	300	NO	N/A
6	Responsible person fail to display sign	200	150	300	NO	N/A
8	Person remove or deface sign	100	75	150	NO	N/A
10	Obstruction	100	75	150	NO	N/A

- b) deleting the violations for subsections (e) and (f) of section 2.4 of the Park Regulation Bylaw 8310, 2018 and re-numbering the remaining subsections of section 2.4 accordingly.

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor



Municipal Clerk

Certified a true copy

Municipal Clerk

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AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>Dec 4 2017</u>
<input type="checkbox"/> Other:	Date: _____

ATTACHMENT 3		
 Dept. Manager	 GM/ Director	 CAO

The District of North Vancouver REPORT TO COUNCIL

November 23, 2017
File: 09.3900.01

AUTHOR: Brett Dwyer, Manager Development Services

SUBJECT: Amendment to Radio Amplification Bylaw 8272, 2017

RECOMMENDATION:

1. THAT Third Reading of "Radio Amplification Bylaw 8272, 2017" is rescinded.
2. THAT "Radio Amplification Bylaw 8272, 2017" is amended by:
 - a. deleting the words "this section 1.5" in section 1.6 and replacing them with the words "section 1.7";
 - b. deleting section 2.6 in its entirety, renumbering the remainder of section 2 accordingly and consequentially amending any section number references as necessary; and,
 - c. deleting the following line from the table in section 7.4:

Failure to install amplification system the meets guidelines	2.6	200
---	-----	-----

3. THAT "Radio Amplification Bylaw 8272, 2017" is given Third Reading as amended.

REASON FOR REPORT:

The reason for this report is to update "Radio Amplification Bylaw 8272, 2017" given that new information has been made available that necessitates an amendment to the bylaw.

BACKGROUND:

"Radio Amplification Bylaw 8272, 2017" was given First, Second and Third Readings on November 6, 2017. The bylaw was drafted in consultation with the Fire Department and North Shore Emergency Management (NSEM). Since then the District has received some additional feedback from E-Comm, the emergency communication service provider for Southwest British Columbia. That feedback indicated that there are no current "standards and methods of installation" for amplification systems and installations should be based on the recommendations of the engineer of record for any particular project. It is subsequently recommended that section 2.6 of the bylaw which references "standards and methods of

installation" for amplification systems be deleted. By deleting section 2.6 a further amendment to the table is section 7.4 is also required and is included in the recommendation.

Finally, one "housekeeping" amendment is also made to section 1.6 to clarify an inaccurate reference in the original bylaw.

In order to amend the bylaw as recommended it will need to have Third Reading rescinded and Third Reading given again as amended.

The bylaw as it presently sits at Third Reading is attached for reference as is the proposed bylaw for Third Reading as amended.

Respectfully submitted,


Brett Dwyer
Manager Development Services

Attachments: 1. Radio Amplification Bylaw 8272, 2017 as currently at 3rd Reading
 2. Radio Amplification Bylaw 8272, 2017 as amended

REVIEWED WITH:		
<input type="checkbox"/> Sustainable Community Dev.	<input type="checkbox"/> Clerk's Office	External Agencies:
<input type="checkbox"/> Development Services	<input type="checkbox"/> Communications	<input type="checkbox"/> Library Board
<input type="checkbox"/> Utilities	<input type="checkbox"/> Finance	<input type="checkbox"/> NS Health
<input type="checkbox"/> Engineering Operations	<input type="checkbox"/> Fire Services	<input type="checkbox"/> RCMP
<input type="checkbox"/> Parks	<input type="checkbox"/> ITS	<input type="checkbox"/> NVRC
<input type="checkbox"/> Environment	<input type="checkbox"/> Solicitor	<input type="checkbox"/> Museum & Arch.
<input type="checkbox"/> Facilities	<input type="checkbox"/> GIS	<input type="checkbox"/> Other:
<input type="checkbox"/> Human Resources	<input type="checkbox"/> Real Estate	

The Corporation of the District of North Vancouver

Bylaw 8272

A bylaw for the Regulation of Radio Amplification

WHEREAS a need exists for certain buildings and structures to have internal communications infrastructure systems which support the uninterrupted operation of the District's fire services, law enforcement and other emergency services radio communications essential to public safety and emergency response;

AND WHEREAS building design which incorporates multiple levels of underground and/or high-rise occupancy, or construction materials including concrete, low-emissivity glass, metal studs and flooring, metal-coated insulation and other attenuating materials all contribute to the interruption of emergency services communications networks;

AND WHEREAS radio support and amplification systems within buildings or structures can overcome the interruption of emergency communications networks and are vital to the delivery of public safety and emergency services in the District;

NOW THEREFORE the Council of the District of North Vancouver, in open meeting assembled, enacts as follows:

1. INTERPRETATION

Citation

1.1 This bylaw may be cited as "RADIO AMPLIFICATION BYLAW 8272, 2017".

Purpose and Application

1.2 It is not contemplated nor intended that this bylaw will provide, nor will this bylaw be interpreted as:

- (a) providing protection to owners, builders, constructors or any other persons from economic loss;
- (b) for ensuring the compliance by any owner, agent of an owner or any employees, builders, constructors or designers retained by an owner, with the requirements of this bylaw;
- (c) providing a warranty to any person of design or workmanship or materials with respect to any building, structure or part thereof for which a permit or occupancy certificate is issued under this bylaw;
- (d) providing a warranty or assurance to any person that construction or installation undertaken pursuant to this bylaw is free from any defects, whether patent or latent.

1.3 This bylaw applies to:

- (a) the design, construction and occupancy of new buildings and structures; and
- (b) the alteration, reconstruction or renovation of existing buildings which add more than 20% in gross floor area to an existing building or structure.

1.4 This bylaw does not apply to:

- (a) any single and two family dwelling;
- (b) any building or structure constructed of wood frame and without metal cladding;
- (c) any building less than 5,000 square metres; or
- (d) any building or structure less than 12 metres in height to the top of the roof.

1.5 The owner of any building or structure referred to in section 1.3 above which is constructed using reinforced concrete or structural steel, metal cladding, studs and/or flooring, reflective or low-emissivity glass, or other attenuating materials, and which:

- (a) has a gross floor area of more than 5,000 square metres;
- (b) is over 12 metres in height to the top of the roof;
- (c) has more than 1,000 metres of basement floor space; or
- (d) has a basement more than 10 metres below the lowest street level of the building

must install and maintain radio amplification systems which will function with the area-wide public safety communications service provider to support uninterrupted radio network communications for public safety and emergency responders within the District.

Definitions

1.6 In the absence of specific definition in this section 1.5, the words used in this bylaw have the meaning, if any, given to them by definition in the *Community Charter*, S.B.C. 2003 c. 26, as amended or replaced.

1.7 In this Bylaw, unless the context otherwise requires:

“agent of an owner” includes a person, firm or corporation representing the owner by designation or contract and includes a hired tradesman or contractor for the owner;

“building” means a structure or portion thereof, which is used or intended to be used for supporting or sheltering any use or occupancy;

“Building Code” means the current edition of the British Columbia Building Code as adopted by the Minister responsible under provincial legislation, as amended, re-enacted or repealed and replaced from time to time;

"building official" means the Chief Building Official and the building inspectors, plan checkers, plumbing inspectors, mechanical inspectors and electrical inspectors designated or appointed by the District;

"Chief Building Official" means the person designated or appointed to that position by the District and any person named by the Council to act in place of the Chief Building Official;

"construct" or "construction" includes build, erect, install, repair, alter, add, enlarge, move, locate, relocate, reconstruct, with respect to a building or structure;

"Council" means the elected council of the District;

"District" means the Corporation of the District of North Vancouver;

"E-Comm" means Emergency Communications for Southwest British Columbia Incorporated and all the features and functions of the trunked public safety radio telecommunications systems, including microwave and VHF/UHF radio systems, provided by E-Comm to fire services, law enforcement and other emergency services;

"Fire Chief" means the person appointed to that position by the District and any person named by the Council to act in place of the Fire Chief;

"occupancy permit" means an occupancy permit issued by the District pursuant to the Construction Bylaw 8271, 2017;

"owner" means the person who is the owner as defined in the Building Code or an agent of that person;

"permit" means a permit issued to authorize construction regulated by the Construction Bylaw 8271, 2017, including a building permit, electrical permit, mechanical permit or occupancy permit as those terms are defined in the Construction Bylaw 8271, 2017.

"shadowed area" means an area that is subject to attenuation or obstruction of radio signals to or from the areas as a result of the interposition of all or any part of the building or structure in the radio signal path (line of sight) between the area and the transmitting/receiving site of the area-wide public safety communications service provider.

2. GENERAL PROHIBITIONS

Adequate Radio Coverage

- 2.1 Except as otherwise provided, no person shall erect, construct, change the use of or provide an addition of more than 20% in square footage to any building or structure or any part thereof, or cause the same to be done, which fails to support adequate radio coverage for the area-wide public safety communications service provider, including but not limited to fire services and law enforcement personnel.
- 2.2 For the purpose of section 2.1, "adequate radio coverage" means system access and "Delivered Audio Quality" (DAQ) of 3.4 or better (speech understandable with repetition rarely, some noise or distortion may be present) for communication between a portable (handheld) radio using a simple flexible whip antenna and both the area-wide public safety

communications service provider and the District radio communications network(s) transmitting/receiving sites:

- (a) within the building, for a minimum of 90% of the area of each floor of the building, including underground areas such as for parking;
- (b) within the building, for 100% of fire command centres, stairwells, protect-in-place areas, lobby refuge areas, equipment rooms and high-hazard areas; and
- (c) in areas that are in the Shadow Area of the building, in 90% of all areas where DAQ 3.4 could be achieved before the erection, construction or modification of the building or structure.

As an aid to system design, DAQ 3.4 has been measured by NTIA (U.S. Department of Commerce, National Telecommunications and Information Administration) to be approximately equivalent to 22 dB SINAD (Signal-to-Noise And Distortion ratio) for analogue signals modulated with a 1 kHz tone at 1.5 kHz deviation, and to 2% BER (Bit Error Rate) for P25 digital signals. It may also be approximately equivalent to a received signal level of -95 dBm in the absence of other signals that may affect the receiver. Good design should provide a margin of not less than 10 dB to allow for uncontrolled variables. Based on the foregoing, the design target for indoor coverage should be -85 dBm.

- 2.3 The radio frequency ranges to be supported are any frequencies used by the area-wide public safety communications service provider. If signal amplifiers are used, they must include filters that will protect the amplifiers from overload and the system from interference by out-of-band signals.
- 2.4 In the event that active amplification is required to meet the foregoing communication quality requirements in the building including Shadowed Area of the building, coordination with the public safety communications service provider and the District's communications network provider is required to ensure that its outdoor radio communication performance is not degraded. Where a decision must be made regarding the maintenance of either service provider's outdoor radio communication performance and restoration of signal strength in the building and Shadowed Area, the trade-off decision shall be made by the public safety communications service provider(s) and communicated to the Fire Chief and Officer in Charge of the North Vancouver RCMP detachment by the building owner.

Amplification Systems Allowed

- 2.5 Where a building or structure is required to provide an Amplification System to achieve adequate radio communication coverage, such system must include any of the following that are sufficient to achieve the required coverage:
 - (a) passive antenna systems or radiating cable systems;
 - (b) distributed antenna systems with uni-directional or bi-directional amplifiers (BDAs) as needed;
 - (c) voting receiver systems; or

- (d) any other system accepted and approved by the Fire Chief and Police Chief, as signified in writing on a case by case basis.
- 2.6 To prevent interference and operational interruption to the area wide public safety radio system, any amplification system installed under this bylaw must meet the guidelines and installation standards as described in the "Standard and Methods of Installation" as provided by the area-wide public safety communications service provider.
- 2.7 If any part of the installed Amplification System contains an electrically powered component, the system must be equipped to operate on an independent "Uninterruptible Power Supply" (UPS), using a battery and/or generator system, for a period of at least four (4) hours without external input or maintenance. All amplifiers and electronics required by the system must be protected by NEMA type 4 enclosures with physical security. The UPS must automatically charge the batteries in the presence of external power. The UPS must provide a monitored alarm signal to indicate failure of primary power, failure of the UPS system power output, and/or discharge of the batteries. Silencing of this alarm is the responsibility of the person maintaining the equipment.
- 2.8 A system summary alarm, consisting of a relay contact closure or equivalent, must be provided to the building fire panel via a hard wired connection.
- 2.9 Radio equipment must only be selected from the ISED Radio Equipment List and all active systems must be licensed by the federal regulator, Innovation, Science & Economic Development Canada (ISED), and must comply with the applicable Standard Radio Systems Plan (SRSP). Any license required must be renewed annually by the building owner and the cost of the licensing borne solely by the building owner.

3. PROCEDURES TO VERIFY AND MAINTAIN COMPLIANCE

- 3.1 Tests and measurements to verify and maintain compliance must be made at the sole expense of the building owner. The procedures used must be developed by the owner, subject to acceptance by the Fire Chief, and in compliance with the following guidelines:
 - (a) Acceptance Test Procedure**
 - 3.1.1 Acceptance tests and measurements must be performed after completion of installation of the Amplification System. Tests must be performed using radio frequencies assigned to the area-wide public safety communications service provider and the District, after proper coordination with an agent for that system and with the Fire Chief.
 - 3.1.2 If queuing occurs on the radio system while testing is underway, testing must be terminated immediately and resumed only when traffic levels on the system reach a level where queuing no longer occurs.
 - 3.1.3 For all tests, a pre-defined "Harvard" sentence should be used, such that the listeners are not aware of the sentence in advance on each test. A different recorded sentence should be used at each location.

- 3.1.4 Where the Shadowed Area or the floor plate area of a building is greater than 4,500 m², the area must be divided into a uniform grid of not more than 15 m on a side, or if the floor area is smaller than 4,500 m², it shall be divided into a uniform grid of approximately 20 equal areas to a minimum of 9 m², and measurements shall be taken in each grid area. The size of the grids must also be reduced, or the number of grids increased, upon recommendation of the Fire Chief or building official in areas where special construction or other obstruction may significantly affect communications. Tests must also be performed in fire command centres, stairwells, protect-in-place areas, lobby refuge areas, equipment rooms, and high-hazard areas.
- 3.1.5 Tests must first be made using a portable (handheld) radio of the type used by the District's Fire or Police service personnel, carried at chest level and using a simple flexible antenna, and will be deemed satisfactory if DAQ 3.4 or better (speech understandable with repetition only rarely, some noise or distortion may be present) can be achieved for a five-second test transmission in each direction. If system access is not reliable, or if DAQ 3.4 for five seconds cannot be achieved at any location, the test operator may move a maximum of 1.5m in any direction inside of the grid and repeat the test. If system access continues to be unreliable, or if DAQ 3.4 still cannot be achieved, or if there is any doubt about whether it can be achieved, a failure shall be recorded for that location.
- 3.1.6 A maximum of two (2) non-adjacent grid areas on a floor or in a shadow will be allowed to fail the test. In the event that three (3) or more areas on a floor or in a shadow fail the test, the floor or Shadowed Area may be divided into 40 approximately equal areas to a minimum of 4 m², and the tests repeated. In such event, a maximum of four (4) non-adjacent grid areas will be allowed to fail the test. If the Amplification System fails the 40-area test, the building owner shall have the system altered to meet the 90% coverage requirement, otherwise the Amplification System will not be accepted.
- 3.1.7 If the Amplification System fails to provide acceptable communication in any fire command centre, portion of a stairwell, protect-in-place areas, lobby refuge areas, equipment rooms, or high-hazard areas, the building owner must have the system altered to meet the 100% coverage requirement for these areas, otherwise the Amplification System will not be accepted.
- 3.1.8 Backup batteries and power supplies must be tested under full load by generating communication traffic automatically for a duration of at least one (1) hour. If within this period the battery shows any symptom of failure or impending failure, the test shall be continued for additional one-hour periods to determine the integrity of the battery. The battery must not fail within a four (4) hour continuous test period.
- 3.1.9 Backup batteries and power supplies must be tested under full load by generating communication traffic automatically for a duration of at least one (1) hour. If within this period the battery shows any symptom of failure or impending failure, the test shall be continued for additional one-hour periods to determine the integrity of the battery. The battery must not fail within a four (4) hour continuous test period.

- 3.1.10 The gain values of all amplifiers must be measured, using a service monitor that has been calibrated by a certified laboratory within the past 12 months, and the results must be kept on file by the building owner for future verification and monitoring of performance. The gain records file must have multiple back-ups and be stored in more than one location.

(b) Annual Tests

- 3.1.11 At least annually, the building owner must test all active components of the Amplification System, including but not limited to amplifiers, power supplies and back-up batteries, and must keep a record of such tests as part of the Fire Safety Plan for inspection by the Fire Chief or a building official. Amplifier gain must be adjusted if necessary to re-establish the gain recorded upon acceptance testing, and batteries and power supplies must be tested under full load by generating communication traffic for a period of at least one (1) hour to verify that they will function properly during a power outage.
- 3.1.12 Additional tests or inspection of records may be conducted from time to time by the Fire Service at the discretion of the Fire Chief, after giving reasonable notice to the building owner. If communications within the building or within the Shadowed Area appear to have degraded, or if the tests show unacceptable communications performance, the owner of the building or structure is required to remedy the problem and restore the Amplification System in a manner consistent with the original acceptance criteria, unless the owner can demonstrate conclusively that the degradation is solely the result of external changes not under his or her control.

(c) Qualifications of Testing Personnel and Test (Measurement) Equipment

- 3.1.13 Tests must be performed by or under the direct supervision of a professional engineer registered in the Province of British Columbia and qualified in radio communications. Test reports must bear the seal of the engineer.
- 3.1.14 Portable radios used must be of a size and type as may be in use by the District Fire and Police services at the time and programmed to operate on an analogue test channel and on a digital test band channel as designated by the Fire Chief. SINAD, BER and signal strength measurements must be made using appropriate instrumentation acceptable to the Fire Chief and/or Officer in Charge of the North Vancouver RCMP detachment. Radios and measurement equipment must have been tested for conformance to design specifications within twelve months prior to the conduct of Amplification System acceptance tests or re-tests.

4. PERMIT AND OCCUPANCY CONDITIONS

- 4.1 A permit or occupancy permit will not be issued for any building or structure until the requirements of this bylaw have been met to the satisfaction of the Fire Chief.

5. RIGHT OF ENTRY

- 5.1 Every owner or occupant of a building must, at all reasonable times, permit building official or Fire Chief (or their designates) to enter into and inspect any building or structure to ascertain whether the regulations and provisions of this bylaw are being obeyed and any person who refuses entry shall be in violation of this bylaw and shall be liable to the penalties hereby imposed.

6. DEEMED NUISANCE

- 6.1 The construction or erection of a building or structure which interferes with the District's fire services, law enforcement or other emergency related telecommunications networks shall constitute a nuisance because it threatens the health, safety and welfare of the residents and visitors to the District of North Vancouver. In addition to any other remedies or enforcement procedures provided herein, the District may seek an injunction to restrain such a nuisance.

7. OFFENCES AND PENALTIES

- 7.1 Every person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention of this bylaw or who neglects to do or refrains from doing any act or thing which violates any of the provisions of this bylaw shall be liable to the penalties hereby imposed and each day that such violation is permitted to exist shall constitute a separate offence.

Enforcement by Ticket

- 7.2 This bylaw is designated pursuant to section 264 of the Community Charter as a bylaw that may be enforced by means of a ticket in the form prescribed.

Bylaw Enforcement Officers

- 7.3 Bylaw Enforcement Officers are designated to enforce this bylaw by means of a ticket pursuant to section 264 of the Community Charter.

Ticketing

- 7.4 The words or expressions listed below in the "Designated Expression" column are authorized to be used on a ticket issued pursuant to section 264 of the Community Charter to designate an offence against the respective section of this bylaw appearing opposite in the "Section" column. The amounts appearing in the "Fine" column below are the fines set pursuant to section 264 of the Community Charter for contravention of the respective section of this bylaw appearing opposite in the "Section" column.

COLUMN 1	COLUMN 2	COLUMN 3
DESIGNATED EXPRESSION	SECTION	FINE
		\$
Erect, construct, change use or add to building without adequate radio coverage	2.1	200
Failure to install amplification system the meets guidelines	2.6	200
Failure to permit entry of inspector	5.1	200

READ a first time November 6th, 2017

READ a second time November 6th, 2017

READ a third time November 6th, 2017

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk




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AGENDA INFORMATION

☐ Regular Meeting
☐ Other:

Date: _____
 Date: _____

8.6

 Dept. Manager	 GM/ Director	 CAO
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The District of North Vancouver

REPORT TO COUNCIL

February 7, 2020
 File: 16.8620.20/059.002.000

AUTHOR: Steve Carney, PEng, PTOE - Transportation Section Manager

SUBJECT: Grant Funding Application – Lynn Valley Road Active Transportation Improvement Project

RECOMMENDATION:

THAT Council supports the Lynn Valley Road Active Transportation Improvement Project (Mountain Highway – Dempsey Road) and the application for grant funding through the *BC Active Transportation Infrastructure Grants Program*;

AND THAT the District of North Vancouver commits to its share (\$820,000) of the total project cost of \$1.32M to be funded through the Transportation and Mobility Reserve.

REASON FOR REPORT:

A resolution of Council is required to support the District of North Vancouver's (DNV) grant application under the *BC Active Transportation Infrastructure Grants Program*.

SUMMARY:

In late 2019, the Province of British Columbia announced program funding through their *BC Active Transportation Infrastructure Grants Program*. This grant provides cost-sharing opportunities for infrastructure projects which are part of an active transportation network plan or equivalent and supports active transportation for all ages and abilities. Lynn Valley Road Active Transportation Improvement Project is the best candidate as it improves the safety and accessibility of cyclists and pedestrians as well as meets the program objectives.

Lynn Valley Road Active Transportation Improvement Project presents the opportunity to provide highly cost-effective walking and cycling infrastructure improvements along Lynn Valley Road between Mountain Highway and Dempsey Road, serving both pedestrians, and recreational and commuter cycling needs. This section of Lynn Valley Road enables the District to extend existing cycling facilities along the corridor towards Kilmer Park, Lynn Headwaters Regional Park, and the Seymour Demonstration Forest trail, and test and adjust the design of the new facility as necessary.

Initial concepts involve reallocation of on-street parking along the southeast (uphill) side of Lynn Valley Road to enable a buffered uphill bike lane, with on-street parking retained on the northwest (downhill) side. This, however, is subject to change/refinement based on continued public consultation and Council direction. The project improves safety and accessibility of pedestrians by providing a crosswalk at the intersection of Lynn Valley Road and Kilmer Road, and a sidewalk on the northwest side of Lynn Valley Road between Hoskins Road and Kilmer Road.

To deliver this project holistically, staff are looking to coordinate these active transportation improvements with the implementation of a pay parking pilot program at Lynn Canyon Park. In combination with this pay parking pilot, staff anticipate an expansion of on-street parking regulations surrounding the park.

BACKGROUND:

Lynn Valley Road's functional classification is an arterial with people accessing local and regional destinations. An arterial's primary purpose is moving people – either by foot, bike, vehicle or other means. Personal storage in the form of private vehicles has long been allowed in the public right-of-way. This arterial is experiencing increasing pressures from different users and space is scarce so staff is looking for how to move more people along key corridors safely and efficiently. Prioritization for moving people versus vehicle storage within the road right-of-way is also consistent with the Integrated North Shore Transportation Planning Project (INSTPP) recommendations. INSTPP recommends improving cycling facilities along the frequent transit network to encourage a shift in mode choice to active transportation.

The prioritization of people movement over vehicle storage along arterials was subsequently endorsed by DNV Mayor and Council at the November 4, 2019 regular Council Meeting. At the same meeting, the installation of cycling facilities along this segment of Lynn Valley Road was endorsed as a priority bike route for implementation. The provision of dedicated separate facility bike lanes on major arterial roads is also consistent with the District's Development Servicing Bylaw 8145 Table 5A.

In addition to the route being identified in the Bike Master Plan, the direct connection is further supported by Council direction to connect people on bikes in Town and Village Centres to key destinations, in this case, the regionally significant Lynn Canyon Park, Lynn Headwaters and Seymour Demonstration Forest.

The proposed expanded project includes the following elements:

- Reallocating road space from vehicle parking to a bike lane(s);
- Constructing sidewalks on the northwest side of Lynn Valley Road (exact limits still under evaluation);
- Installing a crosswalk and flashing lights at the intersection of Lynn Valley Road and Kilmer Road; and
- Pay parking pilot program at Lynn Canyon Park coordinated with on-street parking regulations.

SUBJECT: Grant Funding Application - Lynn Valley Road Active Transportation Improvement Project

February 7, 2020

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DNV transportation staff is currently working on the design options for the Lynn Valley Road Active Transportation Improvement Project. These options will be available to the public to share their views about the project. The results of public feedback will be reported to the Council before finalizing the detailed design.

EXISTING POLICY:

This project is supported by the following:

- DNV Transportation Plan: to improve on-street cycling connections and expand the network in areas with greater cycling potential; Lynn Valley Road in this area is listed for on-street bike improvements to support the cycling route;
- Lynn Headwater Park Access and Parking Study: consolidate parking on Lynn Valley Road and allocate space to an uphill (northeast direction) bike lane;
- Integrated North Shore Transportation Planning Project (INSTPP) Priorities for the District of North Vancouver (endorsed by Council Feb 04, 2019): invest in pedestrian and cycling related improvements and prioritize road space for the movement of people; and
- The prioritization of people movement over vehicle storage along arterials was subsequently endorsed by DNV Mayor and Council at the November 4, 2019 regular Council Meeting. At the same meeting, the installation of cycling facilities along this segment of Lynn Valley Road was endorsed as a priority bike route for implementation.

ANALYSIS:

Timing / Approval Process:

The deadline for submission of a Council resolution supporting this application is February 20, 2020. However, staff confirmed that Province would accept the application package if followed by a Council resolution at a later date.

Financial Impacts:

The total capital cost of the Lynn Valley Road Active Transportation Improvement Project is estimated at \$1.32M, of which the DNV portion will be \$820K and the grant funding will be \$500K if the grant application is successful. However, the cost estimates may vary depending on the preferred options for this project.

If the grant application is not successful, the full cost of the project will need to be funded through the Transportation and Mobility Reserve. This project is funded in the District's five-year Capital Plan under #57.

Environmental Impact:

To meet the greenhouse gas reduction targets in the Community Energy and Emissions Plan, reduction of single-occupancy motor vehicle use by shifting to alternatives, such as cycling and walking, is necessary. Cycling and walking facilities are needed to support this shift and to encourage cycling and walking.

SUBJECT: Grant Funding Application - Lynn Valley Road Active Transportation Improvement Project

February 7, 2020

Page 4

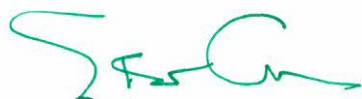
Public Input:

Staff is working with Communications on Public Involvement Plan. Several possible options will be available to the public to share their views about the project. The results of public feedback will be reported to the Council before finalizing the detailed design.

Conclusion:

The Lynn Valley Road Active Transportation Improvement Project provides an opportunity to improve safety and accessibility by implementing cycling and walking facilities with robust on-street parking management strategies. As fundamental infrastructure work, the project is a strong candidate to receive funding under the *BC Active Transportation Infrastructure Grants Program* so that this work can be done sooner, and at a lower cost, than otherwise planned.

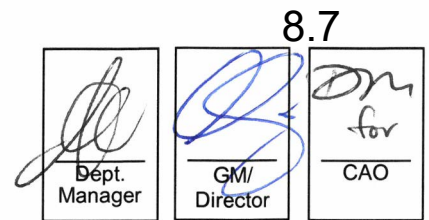
Respectfully submitted,



Steve Carney, PEng, PTOE
Transportation Section Manager

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Development Engineering	_____	<input checked="" type="checkbox"/> Finance	<u>SJ</u>	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		
<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____		

AGENDA INFORMATION	
<input type="checkbox"/> Regular Meeting	Date: _____
<input type="checkbox"/> Other:	Date: _____



The District of North Vancouver REPORT TO COUNCIL

February 11, 2020
File: 16.8620.40/000.000

AUTHOR: Steve Carney, PEng, PTOE - Transportation Section Manager

SUBJECT: Grant Funding Application – Dollarton Highway Sidewalk Project

RECOMMENDATION:

THAT Council supports the Dollarton Highway Sidewalk Project and the application in partnership with the Tsleil-Waututh Nation (TWN) for grant funding through the *BC Active Transportation Infrastructure Grants Program*.

REASON FOR REPORT:

A resolution of Council is required to support the Tsleil-Waututh Nation (TWN) grant application under the *BC Active Transportation Infrastructure Grants Program*.

SUMMARY:

In late 2019, the Province of British Columbia announced program funding through their *BC Active Transportation Infrastructure Grants Program*. This grant provides cost-sharing opportunities for infrastructure projects which are part of an active transportation network plan or equivalent and supports active transportation for all ages and abilities. TWN is considering an application under this grant program in partnership with the District of North Vancouver (DNV) for the sidewalk along Dollarton Highway near the church.

BACKGROUND:

The proposed project on Dollarton Highway goes through Burrard Inlet Reserve #3 while the right-of-way and proposed sidewalks would be owned by DNV. Even though TWN is the primary driver of this project, filling this sidewalk gap is also in the high priority of Transportation – in part because of the speed and volume of vehicles along Dollarton Highway, and it would then provide a continuous sidewalk between the eastern edge of North Shore Innovation District to Deep Cove.

The proposed project includes the following elements:

- Installation of 170 metres of curb facing sidewalk located on the north side of Dollarton Highway near the church;
- The project fills in an existing gap in the sidewalk network, the proposed sidewalk will connect to existing sidewalks on both ends of the extent;

- Retaining walls will be installed at locations to address the grade challenges.



Figure 1: Proposed Sidewalk Project

EXISTING POLICY:

This project is supported by the following:

- DNV Transportation Plan: provide safe and comfortable facilities for pedestrians of all ages and levels of ability;
- Integrated North Shore Transportation Planning Project (INSTPP) Priorities for the District of North Vancouver (endorsed by Council Feb 04, 2019): invest in pedestrian and cycling related improvements and prioritize road space for the movement of people.

ANALYSIS:

Timing / Approval Process:

The deadline for submission of a Council resolution supporting this application is February 20, 2020. However, staff confirmed that the Province would accept the application package if followed by a Council resolution at a later date.

Financial Impacts:

The total capital cost of the Dollarton Highway sidewalk Project is estimated at \$325K, of which the Minor Projects Outside of Centres (MPOC) funding will be \$65K and the grant funding will be \$260K if the grant application is successful.

If the grant application is not successful, the full cost of the project will need to be funded through the MPOC funding. This project is funded in the District's five-year Capital Plan under #59.

Environmental Impact:

To meet the greenhouse gas reduction targets in the Community Energy and Emissions Plan, reduction of single-occupancy motor vehicle use by shifting to alternatives, such as cycling and walking, is necessary. Cycling and walking facilities are needed to support this shift and to encourage cycling and walking.

Public Input:

TWN staff will take this project to chief and council in order to get a resolution in support of the project on February 18th, 2020.

Conclusion:

The Dollarton Highway Sidewalk Project provides an opportunity to improve comfort and safety for pedestrians by implementing walking facilities along an arterial roadway. As fundamental infrastructure work, TWN has an opportunity to apply for this project under the *BC Active Transportation Infrastructure Grants Program* in partnership with the District of North Vancouver (DNV).

Respectfully submitted,

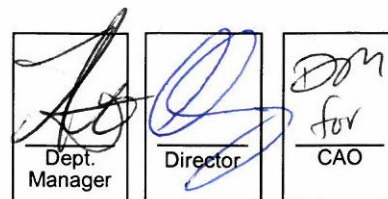


Steve Carney, PEng, PTOE
Transportation Section Manager

REVIEWED WITH:		
<input type="checkbox"/> Community Planning		<input type="checkbox"/> Clerk's Office
<input type="checkbox"/> Development Planning		<input type="checkbox"/> Communications
<input type="checkbox"/> Development Engineering		<input checked="" type="checkbox"/> Finance
<input type="checkbox"/> Utilities		<input type="checkbox"/> Fire Services
<input type="checkbox"/> Engineering Operations		<input type="checkbox"/> ITS
<input type="checkbox"/> Parks		<input type="checkbox"/> Solicitor
<input type="checkbox"/> Environment		<input type="checkbox"/> GIS
<input type="checkbox"/> Facilities		<input type="checkbox"/> Real Estate
<input type="checkbox"/> Human Resources		<input type="checkbox"/> Bylaw Services
<input type="checkbox"/> Review and Compliance		<input type="checkbox"/> Planning
		External Agencies:
		<input type="checkbox"/> Library Board
		<input type="checkbox"/> NS Health
		<input type="checkbox"/> RCMP
		<input type="checkbox"/> NVRC
		<input type="checkbox"/> Museum & Arch.
		<input type="checkbox"/> Other:

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COUNCIL AGENDA/INFORMATION			
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The District of North Vancouver REPORT TO COUNCIL

February 11, 2020

File: 11.5245.01/000.000

Tracking Number: RCA -

AUTHOR: Stephen Bridger, Section Manager Engineering, Planning and Design

SUBJECT: **UBCM Community Emergency Preparedness Fund - Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Application for Upper Mackay Creek Flood Mitigation Plan**

RECOMMENDATION:

THAT the application for grant funding through the *UBCM Community Emergency Preparedness Fund - Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Application for Upper Mackay Creek Flood Mitigation Plan* be supported.

REASON FOR REPORT:

A resolution of Council is required to support the grant application to the *UBCM Community Emergency Preparedness Fund – Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning* program. Staff are planning to initiate further work to continue creek flow and debris flood risk assessment and mitigation planning for Upper Mackay Creek in the Grousewoods area of the District as identified in the 2017 Debris Geohazard Risk Mitigation Program.

In the past six years, there have been several significant storm events triggering damage to public infrastructure and private property in this area. The flood risk is further compounded by the effects of climate change as the severity of winter rainfall is increasing while summer drought conditions heighten the potential for wildfire. Staff propose to assess the potential flood impact from these related hazards in a holistic manner with the goal of developing an updated flood mitigation plan before any further major capital projects are initiated.

FINANCIAL IMPACTS

The total budget for the project is \$170,000 with a maximum grant contribution of \$150,000. This project is funded in the District's five-year Capital Plan under project #67. Staff are exploring other grant opportunities for climate adaptation measures that support increasing

**SUBJECT: UBCM Community Emergency Preparedness Fund - Flood Risk
Assessment, Flood Mapping & Flood Mitigation Planning Application for
Upper Mackay Creek Flood Mitigation Plan**

February 12, 2020

Page 2

the resiliency of our municipal infrastructure and are familiar with the UBCM grant management procedures and shall meet necessary the reporting requirements.

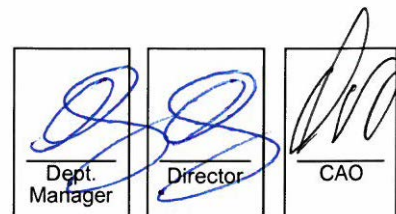
Respectfully submitted,



Stephen Bridger,
Section Manager Engineering Planning and Design

<u>REVIEWED WITH:</u>	<u>REVIEWED WITH:</u>	<u>REVIEWED WITH:</u>	<u>REVIEWED WITH:</u>
<input type="checkbox"/> Sustainable Community Development	<input type="checkbox"/> Clerk's Office	External Agencies:	Advisory Committees:
<input type="checkbox"/> Development Services	<input type="checkbox"/> Corporate Services	<input type="checkbox"/> Library Board	<input type="checkbox"/> _____
<input type="checkbox"/> Utilities	<input type="checkbox"/> Communications	<input type="checkbox"/> NS Health	<input type="checkbox"/> _____
<input type="checkbox"/> Engineering Operations	<input checked="" type="checkbox"/> Finance	<input type="checkbox"/> RCMP	<input type="checkbox"/> _____
<input type="checkbox"/> Parks & Environment	<input type="checkbox"/> Fire Services	<input type="checkbox"/> Recreation Commission	
<input type="checkbox"/> Economic Development	<input type="checkbox"/> Human resources	<input type="checkbox"/> Other: _____	
	<input type="checkbox"/> ITS		
	<input type="checkbox"/> Solicitor		
	<input type="checkbox"/> GIS		

COUNCIL AGENDA/INFORMATION			
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The District of North Vancouver REPORT TO COUNCIL

February 12, 2020
File: 11.5340.01/000.000
Tracking Number: RCA -

AUTHOR: Stephen Bridger, Section Manager Engineering, Planning and Design

SUBJECT: Investing in Canada Infrastructure Program Application for Grant Funding for the Reduction of Inflow and Infiltration Program

RECOMMENDATION:

THAT the application for grant funding through the *Investing in Canada Infrastructure Program: Green Infrastructure – Environmental Quality Sub-Stream* for the District Reduction of Inflow and Infiltration Program be supported; and

THAT the District of North Vancouver commits to its share (\$1,666,500) of the project over 5 years.

REASON FOR REPORT:

A resolution of Council is required to support the grant application to the *Investing in Canada Infrastructure Program*. Project costs total \$5,000,000 based on the latest estimate for the 5 year program and grant funding is a maximum of \$3,666,500 (73.33% of project costs excluding in-kind contributions). This project is included in the District's five-year Capital Plan under #R67. The application will be submitted for the February 26, 2020 program deadline.

The District of North Vancouver is committed to meeting the requirements of the Greater Vancouver Sewerage & Drainage District Integrated Liquid Waste and Resource Management Plan (adopted in 2010) and a major component is reduction of inflow and infiltration (I&I) present in municipal sewers and conveyed to Metro Vancouver's collection and treatment system. Several areas of the District have been targeted for this work program due to elevated I&I levels that contribute to sanitary sewer overflows on the Metro Vancouver trunk sewer system and overloading of the sewage treatment plant components. In addition to receiving water quality improvements, this work will alleviate the need for infrastructure upgrades in advance of asset management plans driven by growth and excess peak wet

**SUBJECT: Investing in Canada Infrastructure Program Application for Grant
Funding for the Reduction of Inflow and Infiltration Program**

February 13, 2020

Page 2

weather flows. This project will also contribute to the District's climate adaptation measures supporting resiliency of our municipal infrastructure to handle severe storms.

Respectfully submitted,



Stephen Bridger,
Section Manager Engineering Planning and Design

REVIEWED WITH:	REVIEWED WITH:	REVIEWED WITH:	REVIEWED WITH:
<input type="checkbox"/> Sustainable Community Development	<input type="checkbox"/> Clerk's Office	External Agencies:	Advisory Committees:
<input type="checkbox"/> Development Services	<input type="checkbox"/> Corporate Services	<input type="checkbox"/> Library Board	<input type="checkbox"/> _____
<input type="checkbox"/> Utilities	<input type="checkbox"/> Communications	<input type="checkbox"/> NS Health	<input type="checkbox"/> _____
<input type="checkbox"/> Engineering Operations	<input checked="" type="checkbox"/> Finance <i>sn</i>	<input type="checkbox"/> RCMP	<input type="checkbox"/> _____
<input type="checkbox"/> Parks & Environment	<input type="checkbox"/> Fire Services	<input type="checkbox"/> Recreation Commission	
<input type="checkbox"/> Economic Development	<input type="checkbox"/> Human resources	<input type="checkbox"/> Other: _____	
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	<input type="checkbox"/> Solicitor		
	<input type="checkbox"/> GIS		

2020 – 2024 Draft Financial Plan Public Input

Public Input Opportunity

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AGENDA INFORMATION

☒ Regular Meeting
☐ Other:

Date: February 24, 2020

Date: _____

Dept. Manager	GM/ Director	CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: Establish Standards for Building Electrification, Heat Pumps, and Water Heaters**RECOMMENDATION:**

THAT the UBCM Resolution: Establish Standards for Building Electrification, Heat Pumps, and Water Heaters is supported for LMLGA consideration:

WHEREAS currently municipalities are prohibited from requiring local standards or technical requirements;

THEREFORE BE IT RESOLVED that the province enact legislation to empower municipalities to establish standards for building electrification, heat pumps, and water heaters.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Background:

Three major building electrification technologies include air sourced heat pumps (ASHPs), ground sourced heat pumps (GSHPs), and heat pump water heaters (HPWHs). Heat pumps provide heating, cooling, and hot water for residential, industrial, or commercial applications. Heat pumps can be driven by an electric motor and they can also use electricity produced on site. Heat pumps have been shown to reduce carbon emissions by 35-65% when replacing gas. (*source: EPHA*). However, there will be a large increase in demand on the energy system with the installation of heat pumps, so standardizations for energy efficiency will be required to manage this. The increased energy demand from building electrification is estimated to be largely offset (*source: Carbon Neutral Cities*) by more efficient technologies.

Conclusion:

The province should enact legislation to empower municipalities to establish standards for building electrification, heat pumps, and water heaters.

Options:

THAT the motion as presented in UBCM Resolution: Establish Standards for Building Electrification, Heat Pumps, and Water Heaters

1. be supported; or,
2. THAT further information to support the motion be provided at the March 2, 2020 regular council meeting.

Respectfully submitted,



Megan Curren
Councillor

REVIEWED WITH:

- ☐ Community Planning
- ☐ Development Planning
- ☐ Development Engineering
- ☐ Utilities
- ☐ Engineering Operations
- ☐ Parks
- ☐ Environment
- ☐ Facilities
- ☐ Human Resources
- ☐ Review and Compliance

- ☐ Clerk's Office
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- ☐ Fire Services
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- ☐ Solicitor
- ☐ GIS
- ☐ Real Estate
- ☐ Bylaw Services
- ☐ Planning

External Agencies:

- ☐ Library Board
- ☐ NS Health
- ☐ RCMP
- ☐ NVRC
- ☐ Museum & Arch.
- ☐ Other:

AGENDA INFORMATION

☒ Regular Meeting
☐ Other:

Date: February 24, 2020

Date: _____

 Dept.
 Manager

 GM/
 Director

 CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: Congestion Pricing**RECOMMENDATION:**

THAT the UBCM Resolution: Congestion Pricing is supported for LMLGA consideration:

WHEREAS congestion leads to a plethora of issues, such as increased air pollution, increased GHG emissions, and reduced quality of life for individuals;

AND WHEREAS congestion charges have been successful in cities around the world;

THEREFORE BE IT RESOLVED THAT the province enact legislation to enable municipalities to impose and collect vehicle congestion charges.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Background:

Congestion charges have been successful in cities around the world, such as Stockholm, London, and Copenhagen. The revenue from these could be used to improve active transportation infrastructure or subsidizing public transport.

London has had success in its congestion zone, where it charges a fee for drivers of fossil fuel vehicles to drive within the zone at peak traffic times of the day on weekdays. In April of 2019, it implemented the Ultra-Low Emission Zone, where additional fees are charged to cars which fall fowl of the rules at all times, in addition to the already in place congestion charge. In 2021, the city has plans to expand this zone. Of course, there are certain exemptions, for example, disabled drivers, high occupancy vehicles, and zero-emission vehicles. The purpose of this is to curb CO₂ emissions from passenger vehicle transport and to improve air quality, particularly since certain car manufactures have been caught cheating air quality standards. After one

month, Mayor Sadiq Khan said they had seen a significant change in the types of vehicles coming into central London.

Conclusion:

The province should enact legislation to enable municipalities to impose and collect vehicle congestion charges.

Options:

1. THAT the motion as presented in UBCM Resolution: Congestion Pricing is supported;
2. THAT further information to support the motion be provided at the March 2, 2020 regular council meeting.

Respectfully submitted,



Megan Curren
Councillor

REVIEWED WITH:		
<input type="checkbox"/> Community Planning	<input type="checkbox"/> Clerk's Office	External Agencies:
<input type="checkbox"/> Development Planning	<input type="checkbox"/> Communications	<input type="checkbox"/> Library Board
<input type="checkbox"/> Development Engineering	<input type="checkbox"/> Finance	<input type="checkbox"/> NS Health
<input type="checkbox"/> Utilities	<input type="checkbox"/> Fire Services	<input type="checkbox"/> RCMP
<input type="checkbox"/> Engineering Operations	<input type="checkbox"/> ITS	<input type="checkbox"/> NVRC
<input type="checkbox"/> Parks	<input type="checkbox"/> Solicitor	<input type="checkbox"/> Museum & Arch.
<input type="checkbox"/> Environment	<input type="checkbox"/> GIS	<input type="checkbox"/> Other:
<input type="checkbox"/> Facilities	<input type="checkbox"/> Real Estate	
<input type="checkbox"/> Human Resources	<input type="checkbox"/> Bylaw Services	
<input type="checkbox"/> Review and Compliance	<input type="checkbox"/> Planning	

AGENDA INFORMATION

☒ Regular Meeting
☐ Other:

Date: February 24, 2020

Date: _____

Dept. Manager	GM/ Director	CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: Green Roofs**RECOMMENDATION:**

THAT the UBCM Resolution: Green Roofs is supported for LMLGA consideration:

WHEREAS Currently the *Local Government Act* allows a local government to require landscaping under section 527 and to control runoff under section 523, but the *LGA* and *Community Charter* do not empower local governments to require and enforce the related building standard of construction (prohibited under the *Building Act*) or to require and enforce maintenance of green roofs, including with security requirements;

THEREFORE BE IT RESOLVED that the province amend the *Local Government Act* to empower local governments to expressly require green roofs and enforce the related building standard of construction, and to require and enforce maintenance of green roofs, including with security requirements.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Background:

Green roofs have many benefits, one of which is mitigating climate change. They also control and manage water, regulate building temperatures, and they are aesthetically pleasing. The urban heat island effect occurs because the combined effects of asphalt roads, building heat radiation, and car exhaust all make cities hotter than neighbouring areas. As climate change causes heat waves to increase in frequency, this can be even more problematic. Green roofs can help with climate resilience and mitigation, since they absorb CO₂, and plants release moisture into the air, which cools the city. Bright coloured vegetation can also increase the albedo of cities, which contributes to cooling. Green roofs can provide easy access to vegetation and a social space for those living in the city. Also, they have been shown to improve individuals' relationships with nature.

The City of Toronto has been a leader in this area, as of 2009 it requires a green roof on any building with a minimum gross floor area of 2,000 m². Regarding areas with more rainfall, the Centre for Architectural Ecology at BCIT says a green roof in Vancouver would reduce 28% of runoff.

Conclusion:

The Province should amend the *Local Government Act* to empower local governments to expressly require green roofs and enforce the related building standard of construction, and to require and enforce maintenance of green roofs, including with security requirements.

Options:

1. THAT the motion as presented in UBCM Resolution: Green Roofs be supported;
2. THAT further information to support the motion be provided at the March 2, 2020 Regular Council meeting.

Respectfully submitted,



Megan Curren
Councillor

REVIEWED WITH:

- ☐ Community Planning
- ☐ Development Planning
- ☐ Development Engineering
- ☐ Utilities
- ☐ Engineering Operations
- ☐ Parks
- ☐ Environment
- ☐ Facilities
- ☐ Human Resources
- ☐ Review and Compliance

- ☐ Clerk's Office
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- ☐ Fire Services
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- ☐ Solicitor
- ☐ GIS
- ☐ Real Estate
- ☐ Bylaw Services
- ☐ Planning

External Agencies:

- ☐ Library Board
- ☐ NS Health
- ☐ RCMP
- ☐ NVRC
- ☐ Museum & Arch.
- ☐ Other:

AGENDA INFORMATION☒ Regular Meeting

Date: February 24, 2020

☐ Other:

Date: _____

Dept.
ManagerGM/
Director

CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: Predominant Purpose of Bylaw**RECOMMENDATION:**

THAT the UBCM Resolution: Predominant Purpose of Bylaw is supported for LMLGA consideration:

WHEREAS the original intent of section 9(2) of the *Community Charter* was to give a council unfettered discretion to elect to adopt a bylaw under a head of power determined by the council such that a bylaw will be upheld if it is attacked on the basis that the predominant purpose in fact (versus the legitimate purpose elected by the council) is one requiring ministerial approval;

AND WHEREAS the original intent and effect of section 9(2) was that a municipality need only determine one proper purpose for a bylaw to be valid, "even if members of Council may have had other motivations": *International Bio Research v. Richmond (City)*, 2011 BCSC 471 at para. 43;

THEREFORE BE IT RESOLVED that the province amend section 9(2) of the *Community Charter* to provide that (a) a bylaw is presumed to be enacted validly, in good faith and for a proper purpose if the council elects to determine in the bylaw the predominant purpose, and (b) that the council may adopt a bylaw under more than one head of power under the *Community Charter*, whether this is a matter of concurrent jurisdiction under section 9(1).

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

BACKGROUND:

It is necessary to reinstate the original intent of section 9(2) of the *Community Charter* which was to give a council unfettered discretion to elect to adopt a bylaw under a head of power determined by the council such that a bylaw will be upheld if it is attacked on the basis that the predominant purpose in fact (versus the legitimate purpose elected by the council) is one

requiring ministerial approval. The original intent and effect of section 9(2) was that a municipality need only determine one proper purpose for a bylaw to be valid, "even if members of Council may have had other motivations": *International Bio Research v. Richmond (City)*, 2011 BCSC 471 at para. 43. This was reversed by the Court of Appeal in *Canadian Plastic Bag Association v. Victoria (City)*, 2019 BCCA 254 (the "Plastic Bag Decision"), where the court found the primary purpose of the Victoria plastic bag bylaw was to protect the environment and therefore ministerial approval was required despite the bylaw being a business regulation bylaw.

Conclusion:

If a council enacts a bylaw to exercise its business, solid waste or health regulation powers, the bylaw should not be quashed based on some deemed intent to enact only under a concurrent power requiring ministerial approval.

Options:

1. THAT the motion as presented in UBCM Resolution: Predominant Purpose of Bylaw be supported;
2. THAT further information to support the motion be provided at the March 2, 2020 regular council meeting.

Respectfully submitted,


Megan Curren
Councillor

REVIEWED WITH:

- ☐ Community Planning
- ☐ Development Planning
- ☐ Development Engineering
- ☐ Utilities
- ☐ Engineering Operations
- ☐ Parks
- ☐ Environment
- ☐ Facilities
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- ☐ Solicitor
- ☐ GIS
- ☐ Real Estate
- ☐ Bylaw Services
- ☐ Planning

External Agencies:

- ☐ Library Board
- ☐ NS Health
- ☐ RCMP
- ☐ NVRC
- ☐ Museum & Arch.
- ☐ Other:

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>February 24, 2020</u>
<input type="checkbox"/> Other:	Date: _____

Dept. Manager	GM/ Director	CAO

The District of North Vancouver REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren

SUBJECT: UBCM Resolution: Regulate or Prohibit in Relation to Business

RECOMMENDATION:

THAT the UBCM Resolution Regulate or prohibit in relation to business bylaw is supported for LMLGA consideration:

WHEREAS the current statute limits the authority to only “regulating” in relation to “business” and the original white paper on the *Community Charter* contained the proposed authority to “prohibit” as well as “regulate”, as in Alberta, Saskatchewan, Manitoba, Ontario, Toronto, Winnipeg and Yukon;

AND WHEREAS in order to proceed with several climate change best practices, it will be necessary to prohibit certain business practices, such as selling fossil fuel heating systems after a certain date;

THEREFORE BE IT RESOLVED that the province amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit in relation to businesses, business activities and persons engaged in business.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Conclusion:

The Province should amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit in relation to businesses, business activities and persons engaged in business.

Options:

1. THAT the motion as presented in UBCM Resolution: Regulate or prohibit in relation to business be supported;

2. THAT further information to support the motion be provided at the March 2, 2020 Regular Council meeting.

Respectfully submitted,


Megan Curren
Councillor

REVIEWED WITH:			
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____
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<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____
		External Agencies:	
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		<input type="checkbox"/> NS Health	_____
		<input type="checkbox"/> RCMP	_____
		<input type="checkbox"/> NVRC	_____
		<input type="checkbox"/> Museum & Arch.	_____
		<input type="checkbox"/> Other:	_____

AGENDA INFORMATION☒ Regular Meeting

Date: February 24, 2020

☐ Other:

Date: _____

Dept. Manager	GM/ Director	CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: Water Conservation and Grey Water Use**RECOMMENDATION:**

THAT the UBCM Resolution: Water Conservation and Grey Water Use is supported for LMLGA consideration:

WHEREAS Local governments may require water conservation and grey water use in relation to a drainage system under section 8(2) and (3)(a) of the *Community Charter*, and as a condition in a phased development agreement under section 516(3) of the *Local Government Act*, but not in relation to plumbing requirements for new buildings or the retrofitting of old buildings;

THEREFORE BE IT RESOLVED that the province enact legislation to empower local governments to require water conservation and grey water use in relation to plumbing and drainage requirements for new buildings or the retrofitting of old buildings.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Background:

Droughts and water crises are very common, and the usual response is for municipalities to upgrade their water infrastructure. This can be very expensive, and often only the wealthiest cities can afford it. Protecting water at its source and implementing conservation and grey water requirements can be much more affordable. Grey water comes from baths, showers, washing machines, dishwashers, and sinks, and it generally is 50-80% of a household's wastewater. About 1/3 of household water is used in toilets, and this is termed black water. Grey water is easier to treat, and if recycled properly, it can save 70 litres of potable water per person per day. While grey water is not suitable to drink, it can be used for clothes washing, watering plants, and flushing toilets. Plant watering is a huge use of potable water, especially during times of drought. Grey water recycling reduces pressure on water supplies and also

saves people money on their water bills. Grey water recycling systems are used regularly in New Zealand, Australia, and Mexico now, albeit with regulations and standards on the recycling systems.

Local governments may require water conservation and grey water use in relation to a drainage system under section 8(2) and (3)(a) of the *Community Charter*, and as a condition in a phased development agreement under section 516(3) of the *Local Government Act*, **but not in relation to plumbing requirements** for new buildings or the retrofitting of old buildings.

Conclusion:

The province should enact legislation to empower local governments to require water conservation and grey water use in relation to plumbing and drainage requirements for new buildings or the retrofitting of old buildings

Options:

1. THAT the motion as presented in UBCM Resolution: Water Conservation and Grey Water be supported;
2. THAT further information to support the motion be provided at the March 2, 2020 Regular Council meeting.

Respectfully submitted,

Megan Curren
Councillor



REVIEWED WITH:

- ☐ Community Planning
- ☐ Development Planning
- ☐ Development Engineering
- ☐ Utilities
- ☐ Engineering Operations
- ☐ Parks
- ☐ Environment
- ☐ Facilities
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- ☐ Review and Compliance

- ☐ Clerk's Office
- ☐ Communications
- ☐ Finance
- ☐ Fire Services
- ☐ ITS
- ☐ Solicitor
- ☐ GIS
- ☐ Real Estate
- ☐ Bylaw Services
- ☐ Planning

External Agencies:

- ☐ Library Board
- ☐ NS Health
- ☐ RCMP
- ☐ NVRC
- ☐ Museum & Arch.
- ☐ Other:

AGENDA INFORMATION☒ Regular Meeting

Date: February 24, 2020

☐ Other:

Date: _____

Dept.
ManagerGM/
Director

CAO

The District of North Vancouver

REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren**SUBJECT:** UBCM Resolution: GHG Reporting for Business**RECOMMENDATION:**

THAT the UBCM Resolution: GHG Reporting for Business is supported for LMLGA consideration:

WHEREAS Businesses in Canada are currently required to report their emissions only if their facilities emit 10,000 tons or more CO₂ equivalent per year;

AND WHEREAS carbon reporting for businesses is recognized as an important mechanism for corporate social responsibility;

THEREFORE BE IT RESOLVED that the province amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit, or impose requirements, in relation to businesses, business activities and persons engaged in business.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

Conclusion:

The province should amend section 8(6) of the *Community Charter* to enable a council by bylaw to regulate or prohibit, or impose requirements, in relation to businesses, business activities and persons engaged in business.

Options:

1. THAT the motion as presented in UBCM Resolution: GHG reporting for business be supported;
2. THAT further information to support the motion be provided at the March 2, 2020 Regular Council meeting.

Respectfully submitted,



Megan Curren
Councillor

REVIEWED WITH:

- ☐ Community Planning _____
- ☐ Development Planning _____
- ☐ Development Engineering _____
- ☐ Utilities _____
- ☐ Engineering Operations _____
- ☐ Parks _____
- ☐ Environment _____
- ☐ Facilities _____
- ☐ Human Resources _____
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- ☐ GIS _____
- ☐ Real Estate _____
- ☐ Bylaw Services _____
- ☐ Planning _____

External Agencies:

- ☐ Library Board _____
- ☐ NS Health _____
- ☐ RCMP _____
- ☐ NVRC _____
- ☐ Museum & Arch. _____
- ☐ Other: _____

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: <u>February 24, 2020</u>
<input type="checkbox"/> Other:	Date: _____

Dept. Manager	GM/ Director	CAO
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The District of North Vancouver REPORT TO COUNCIL

February 12, 2020

File:

AUTHOR: Megan Curren

SUBJECT: UBCM Resolution: GHG Reduction Legislation

RECOMMENDATION:

WHEREAS Measuring and reducing carbon pollution is critical to addressing the climate emergency:

AND WHEREAS the courts are currently bound by the Plastic Bag Decision which would likely require ministerial approval of environmental bylaws and limit authority under the other heads of power;

THEREFORE BE IT RESOLVED THAT the province enact legislation to enable local governments to require GHG emission reduction or elimination, including the sale or installation of fossil fuel heating systems and sale of fossil fuel vehicles, and require upgrades to or removal of fossil fuel heating systems.

REASON FOR REPORT:

Many local governments have declared climate & ecological emergencies and have set significant targets to reduce emissions and to protect the environment. Current legislation prevents local government from taking required actions to address the twin crises and should be amended.

BACKGROUND:

While such bylaws may be enabled under sections 8(3)(h) and 64(c) of the *Community Charter* (emission of gas or other effluvia), section 8(6) (business regulation) or section 8(3)(i) (public health), the courts are currently bound by the Plastic Bag Decision which would likely require ministerial approval of environmental bylaws and limit authority under the other heads of power.

Conclusion:

The province should enact legislation to enable local governments to require GHG emission reduction or elimination, including the sale or installation of fossil fuel heating systems and sale of fossil fuel vehicles, and require upgrades to or removal of fossil fuel heating systems.

Options:

- 1.) THAT the motion as presented in UBCM resolution: GHG Reduction Legislation be supported;
- 2.) THAT further information to support the motion be provided at the March 2, 2020 Regular Council Meeting.

Respectfully submitted,



Megan Curren
Councillor

REVIEWED WITH:

- ☐ Community Planning
- ☐ Development Planning
- ☐ Development Engineering
- ☐ Utilities
- ☐ Engineering Operations
- ☐ Parks
- ☐ Environment
- ☐ Facilities
- ☐ Human Resources
- ☐ Review and Compliance

- ☐ Clerk's Office
- ☐ Communications
- ☐ Finance
- ☐ Fire Services
- ☐ ITS
- ☐ Solicitor
- ☐ GIS
- ☐ Real Estate
- ☐ Bylaw Services
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- ☐ Other: