

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

Minutes of the Regular Meeting of the Council for the District of North Vancouver held at 7:02 p.m. on Monday, February 24, 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 (7:03 p.m.)  
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, Permits and Properties  
Mr. A. Wardell, General Manager – Finance and Chief Financial Officer  
Mr. S. Ono, Deputy General Manager – Engineering, Parks & Facilities  
Ms. J. Paton, Assistant General Manager – Planning  
Ms. T. Atva, Manager – Community Planning  
Mr. R. Danyluk, Manager – Business Planning and Decision Support  
Mr. J. Gordon, Manager – Administrative Services  
Ms. C. Archer, Confidential Council Clerk  
Ms. S. Dale, Confidential Council Clerk  
Ms. A. Reiher, Council Liaison / Support Officer  
Ms. J. Simpson, Confidential Council Clerk

### **1. ADOPTION OF THE AGENDA**

#### **1.1. February 24, 2020 Regular Meeting Agenda**

**MOVED by Councillor FORBES**

**SECONDED by Councillor BACK**

THAT the agenda for the February 24, 2020 Regular Meeting of Council for the District of North Vancouver is adopted as circulated.

**CARRIED**

Councillor BOND arrived at this point in the proceedings (7:03 p.m.).

### **2. PUBLIC INPUT**

#### **2.1. Ms. Judith Brook, 2400 Block Lauralynn Drive:**

- Spoke in support of items 8.11 to 8.18 regarding proposed UBCM resolutions;
- Suggested fully funding the climate reserve fund;
- Commented regarding congestion pricing in other jurisdictions; and,
- Noted that the City of Vancouver has set a target date for the elimination of fossil fuel heating systems.

**2.2. Ms. Nichol Reichardt, 300 Block West 2<sup>nd</sup> Street:**

- Thanked Council for approving the Intergovernmental Panel on Climate Change targets and declaring a climate emergency;
- Encouraged council to fund climate change action; and,
- Spoke in support of items 8.11 to 8.18 regarding proposed UBCM resolutions.

**2.3. Mr. Eric Skronek, 3100 Block Woodbine Drive:**

- Spoke in opposition to item 8.12 regarding the UBCM resolution to allow municipalities to implement congestion pricing;
- Cautioned against punishing vehicle use, noting inadequate infrastructure and transit, as well as urban sprawl have created traffic issues and increased reliance on private vehicles;
- Opined that increased electric vehicle use will resolve some pollution issues;
- Expressed concern that many trades, service, and emergency service workers live outside community; and,
- Encouraged Council to consider other solutions to the climate emergency.

**3. RECOGNITIONS**

Nil

**4. DELEGATIONS**

**4.1. Hollyburn Family Services Society**

Re: An overview of the past year

Ms. Joy Hayden, Innovation and Engagement Specialist, and Ms. Lynn Green, Co-Vice Chair, provided an update of Hollyburn Family Service Society's activities over the past year, highlighting an increased need in the community and more complex needs of individuals and families seeking assistance. The society's program areas address social issues on the North Shore including housing instability, homelessness, poverty, and domestic and sexualized violence. Ms. Green thanked Council for the District's ongoing support through the use of District-owned properties, permissive tax exemptions and grant funding, and invited members of Council to visit the Youth Safe House.

**MOVED by Councillor MURI**

**SECONDED by Councillor HANSON**

THAT the delegation of Hollyburn Family Services Society is received for information.

**CARRIED**

**5. ADOPTION OF MINUTES**

**5.1. January 20, 2020 Regular Council Meeting**

**MOVED by Councillor MURI**

**SECONDED by Councillor BACK**

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

**CARRIED**

**5.2. February 3, 2020 Regular Council Meeting**

**MOVED by Councillor MURI**

**SECONDED by Councillor BACK**

THAT the minutes of the February 3, 2020 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 MURI**

**SECONDED by Councillor BOND**

THAT items 8.1, 8.3, 8.5, 8.8 and 8.9 are included in the Consent Agenda and are approved without debate.

**CARRIED**

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

File No. 08.3060.20/046.19

**MOVED by Councillor MURI**

**SECONDED by Councillor BOND**

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.

**CARRIED**

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

File No. 08.3060.20/060.19

Public Input:

Mr. Bert Hick, 1100 Block Pender Street, Vancouver:

- Advised he is a consultant appearing on behalf of the applicant, Donnelly Group;
- Requested that the District delay consideration of Bylaw 8428 for 30 days while the applicant works to resolve the outstanding parking issues; and,
- Noted that the applicant operates five existing cannabis outlets in British Columbia and one in Ontario.

**MOVED by Councillor BOND**  
**SECONDED by Councillor BACK**

THAT “District of North Vancouver Rezoning Bylaw 1398 (Bylaw 8428)” is given FIRST Reading;

AND THAT “District of North Vancouver Rezoning Bylaw 1398 (Bylaw 8428)” is referred to a Public Hearing.

**CARRIED**

**8.3. Text Amendment to add “Cannabis Retail Store” at 1199 Marine Drive (Bylaw 8427)**

File No. 08.3060.20/056.19

**MOVED by Councillor MURI**  
**SECONDED by Councillor BOND**

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.

**CARRIED**

**8.4. Street Naming Bylaw 8376, 2019 – Emery Court**

File No. 01.0380.20/074.000

Public Input:

Mr. Juan Palacio, 200 Block West Kings Road:

- Spoke in opposition to the street name “Emery Court”;
- Noted the District’s Street Naming Policy suggests avoiding duplication; and,
- Suggested an online vote from a short list of nominees to select a new name.

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

THAT “Emery Court, Street Naming Bylaw 8376, 2019” is referred back to staff for further consideration.

**DEFEATED**

Opposed: Mayor LITTLE and Councillors BACK, BOND, CURREN and FORBES

**MOVED by Mayor LITTLE**  
**SECONDED by Councillor CURREN**

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

**CARRIED**

Opposed: Councillor HANSON

**8.5. Bylaw 8429: Housekeeping Amendments to the Bylaw Notice Enforcement Bylaw**

File No. 09.3900.20/000.000

**MOVED by Councillor MURI**

**SECONDED by Councillor BOND**

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

**CARRIED**

**8.6. Grant Funding Application – Lynn Valley Road Active Transportation Improvement Project**

File No. 16.8620.20/059.002.000

**MOVED by Councillor MURI**

**SECONDED by Councillor BACK**

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.

**CARRIED**

**8.7. Grant Funding Application – Dollarton Highway Sidewalk Project**

File No. 16.8620.40/000.000

**MOVED by Councillor MURI**

**SECONDED by Councillor HANSON**

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.

**CARRIED**

**8.8. UBCM Community Emergency Preparedness Fund – Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Application for Upper Mackay Creek Flood Mitigation Plan**

File No. 11.5245.01/000.000

**MOVED by Councillor MURI**

**SECONDED by Councillor BOND**

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.

**CARRIED**

**8.9. Investing in Canada Infrastructure Program Application for Grant Funding for the Reduction of Inflow and Infiltration Program**

File No. 11.5340.01/000.000

**MOVED by Councillor MURI**

**SECONDED by Councillor BOND**

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.

**CARRIED**

**8.10. 2020-2024 Draft Financial Plan Public Input**

File No.

Councillor CURREN left the meeting at 8:30 and returned at 8:31 p.m.

Councillor MURI left the meeting at 8:30 p.m. and returned at 8:34 p.m.

Public Input:

Mr. Eric Andersen, 2500 Block Derbyshire Way:

- Spoke on behalf of the Blueridge Community Association regarding a request to fund a trail connection between the Blueridge area and Parkgate.

Mr. Corrie Kost, District Resident:

- Expressed satisfaction with the draft 2020-2024 Financial Plan as presented.

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

File No.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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.

**CARRIED**

#### **8.12. UBCM Resolution: Congestion Pricing**

File No.

Public Input:

Mr. Peter Teevan, 1900 Block Indian River Crescent:

- Spoke in opposition to congestion pricing; and,
- Opined that congestion pricing has a negative impact on people who have no alternative options.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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.

**CARRIED**

#### **8.13. UBCM Resolution: Green Roofs**

File No.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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.

**CARRIED**

#### **8.14. UBCM Resolution: Predominant Purpose of Bylaw**

File No.

**MOVED by Councillor CURREN**  
**SECONDED by Mayor LITTLE**

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).

**CARRIED**

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

File No.

**MOVED by Councillor CURREN**  
**SECONDED by Mayor LITTLE**

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.

**CARRIED**



**8.16. UBCM Resolution: Water Conservation and Grey Water Use**

File No.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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.

**CARRIED**

**8.17. UBCM Resolution: GHG Reporting for Business**

File No.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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 CO<sub>2</sub> 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.

**CARRIED**

**8.18. UBCM Resolution: GHG Reduction Legislation**

File No.

**MOVED by Councillor CURREN**

**SECONDED by Mayor LITTLE**

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.

**CARRIED**

## **9. REPORTS**

### **9.1. Mayor**

Mayor Little reported that:

- The upcoming Heritage and Advisory Design Panel Awards will be held on February 25;
- The Governor General of Canada held an event at District Hall on February 22 to recognize those involved in the Grouse Mountain rescue;
- He attended the Metro Vancouver Council of Councils meeting on February 22; and,
- End Human Trafficking Day was on February 22.

### **9.2. Chief Administrative Officer**

Nil

### **9.3. Councillors**

**9.3.1.** Councillor Curren reported on her attendance at the launch event for Edgemont Village eliminating single-use plastic bags on February 21.

**9.3.2.** Councillor Forbes reported on her attendance at the:

- Metro Vancouver Council of Councils meeting;
- Launch event for Edgemont Village eliminating single-use plastic bags on February 21;
- District presentation to NVCAN on the Official Community Plan targeted review; and,
- The Finance Committee presentation regarding the draft budget.

#### **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 on his attendance at the February 5 Housing Committee meeting where the Metro Vancouver Housing Corporation presented its new tenant eligibility criteria.

##### **9.4.3. Indigenous Relations Committee – Councillor Hanson**

Councillor Hanson reported on his attendance at the signing of the co-management agreement between Metro Vancouver and the Tsleil-Waututh Nation.

##### **9.4.4. Board – Councillor Muri**

Nil

##### **9.4.5. Regional Parks Committee – Councillor Muri**

Councillor Muri reported on her attendance at the signing of the co-management agreement between Metro Vancouver and the Tsleil-Waututh Nation.

##### **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**

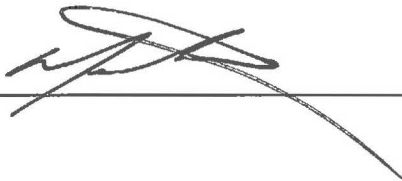
**MOVED by Councillor BACK**

**SECONDED by Councillor BOND**

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

**CARRIED**  
(9:15 p.m.)

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Mayor



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Municipal Clerk

