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THE CORPORATION OF THE DISTRICT OF WEST VANCOUVER

REGULAR COUNCIL MEETING AGENDA

JANUARY 29, 2024

**7 PM IN THE MUNICIPAL HALL COUNCIL CHAMBER
AND VIA ELECTRONIC COMMUNICATION FACILITIES**

(Members of the public may hear, or watch and hear, the meeting by attending the Municipal Hall Council Chamber, or via electronic communication facilities through the link provided on the District's Council Meeting webpage)

We acknowledge that we are holding this meeting on the traditional and ancestral territory of the Squamish Nation, Tseil-Waututh Nation and Musqueam Nation. We recognize and respect them as nations in this territory, as well as their historic connection to the lands and waters around us since time immemorial.

CALL TO ORDER

1. Call to Order.

APPROVAL OF AGENDA

2. **Approval of January 29, 2024 Regular Council Meeting Agenda**

RECOMMENDATION:

THAT the January 29, 2024 regular Council meeting agenda be approved as circulated.

ADOPTION OF MINUTES

3. **Adoption of Council Meeting Minutes**

RECOMMENDATION:

THAT the following minutes be adopted as circulated:

- January 15, 2024 [special \(open session\)](#) and [regular](#) Council meetings.

REPORTS

Bylaws are passed by a simple majority affirmative vote unless otherwise noted.

4. [**Ambleside Local Area Plan \(LAP\): Revised Apartment Area Proposed Official Community Plan Bylaw Amendments**](#) (File: 2520-17 / 1610-20-5291)

[Presentation to be provided.](#)

NOTE: Each reading of an Official Community Plan bylaw must receive an affirmative vote of a majority of all Council members (4 members) in order to proceed (Local Government Act, s. 477).

RECOMMENDATION:

THAT proposed “Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5291, 2024” be read a first time.

RECOMMENDATION:

THAT opportunities for consultation on the proposed Official Community Plan amendment, with persons, organizations, and authorities, as outlined in the report dated January 19, 2024, be endorsed as sufficient consultation for purposes of section 475 of the *Local Government Act*.

RECOMMENDATION:

THAT proposed “Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5291, 2024” be presented at a public hearing on March 4, 2024, at 7 p.m. in the Municipal Hall Council Chamber and via electronic communication facilities (Webex video conferencing software), and that notice be given of the scheduled public hearing.

5. [**Proposed Miscellaneous Bylaw Amendments and Changes to Sustainable Buildings Policy 0014**](#) (File: 1610-20-5270/5271/5295 / 0282-20-0014)

RECOMMENDATION:

THAT proposed “Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5270, 2024” be read a first time.

RECOMMENDATION:

THAT proposed “Development Procedures Bylaw No. 4940, 2017, Amendment Bylaw No. 5271, 2024” be read a first, second, and third time.

RECOMMENDATION:

THAT proposed "Sign Bylaw No. 4499, 2007, Amendment Bylaw No. 5295, 2024" be read a first, second, and third time.

RECOMMENDATION:

THAT

1. “Sustainable Buildings Policy 0014” as approved on June 8, 2020, be rescinded; and

2. proposed replacement “Sustainable Buildings Policy 0014”, attached as Appendix D to the January 18, 2024 report titled Proposed Miscellaneous Bylaw Amendments and Changes to Sustainable Buildings Policy 0014, be approved.

RECOMMENDATION:

THAT proposed “Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5270, 2024” be presented at a public hearing on February 26, 2024 at 7 p.m. in the Municipal Hall Council Chamber and via electronic communication facilities (WebEx video conferencing software), and that notice be given of the scheduled public hearing.

BYLAWS

Bylaws are passed by a simple majority affirmative vote unless otherwise noted.

6. [Proposed Fees and Charges Bylaw No. 5251, 2023, Amendment Bylaw No 5285, 2024 \(Fireworks Regulation\)](#) (File: 1610-20-5285)

The proposed bylaw received first, second, and third reading at the January 22, 2024 Council meeting.

RECOMMENDATION:

THAT proposed “Fees and Charges Bylaw No. 5251, 2023, Amendment Bylaw No. 5285, 2024” be adopted.

7. [Proposed: Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5280, 2023; Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5281, 2023; and Land Use Contract \(Development Area Agreement 1957\) Discharge Bylaw No. 5282, 2023 \(2229 Folkestone Way\)](#) (File: 1610-20-5280/5281/5282)

The proposed bylaws received first reading at the November 27, 2023 Council meeting and were the subject of a public hearing held on January 22, 2024. As the public hearing has closed Council is not permitted to receive any further submissions regarding the proposed bylaws.

NOTE: Each reading of an Official Community Plan bylaw must receive an affirmative vote of a majority of all Council members (4 members) in order to proceed (Local Government Act, s. 477).

RECOMMENDATION:

THAT proposed “Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5280, 2023” be read a second time.

RECOMMENDATION:

THAT proposed “Official Community Plan Bylaw No. 4985, 2018, Amendment Bylaw No. 5280, 2023” be read a third time.

RECOMMENDATION:

THAT proposed “Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5281, 2023” be read a second time.

RECOMMENDATION:

THAT proposed “Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 5281, 2023” be read a third time.

RECOMMENDATION:

THAT proposed “Land Use Contract (Development Area Agreement 1957) Discharge Bylaw No. 5282, 2023” be read a second and third time.

NEW BUSINESS

If new business items are added to the agenda at the time of agenda approval, the new items will be added to this section.

- 8. No items.

CONSENT AGENDA ITEMS

Items listed in the Consent Agenda are considered for approval in one motion, unless a member of Council wishes to debate an item and requests that it be excluded. If an item is excluded from the Consent Agenda it will be considered as an agenda item. The rule of order establishing a Consent Agenda provides that consent agenda items may be considered in total and without debate or amendment.

9. Consent Agenda Items

The following Consent Agenda items may be considered for approval in one motion, or considered separately, or items may be excluded for debate.

RECOMMENDATION:

THAT the Consent Agenda items as follows be approved:

- Item 9.1 regarding 2023 Asset Management Update; and
- Item 9.2 regarding Delegation Request.

9.1. [2023 Asset Management Update](#) (File: 0842-01)

RECOMMENDATION:

THAT the report dated January 8, 2024 regarding 2023 Asset Management Update be received for information.

9.2. [Delegation Request](#) (File: 0120-30)

Any person, persons, or organization wishing to appear as a delegation before Council shall submit a written delegation request to the Mayor and Council for consideration. The Mayor and Council may refuse to schedule a delegation on an agenda if the issue is not considered to fall within the jurisdiction of Council.

Council must not permit a delegation at a Council meeting to address: a bylaw in respect of which a public hearing has been held where the public hearing is required under an enactment as a pre-requisite to the adoption of the bylaw; an issue which is before the courts or on which Council has authorized legal action; a request for funding; a purpose or subject that has no relation to an agenda item or is beyond the jurisdiction of Council; except as otherwise permitted by Council.

RECOMMENDATION:

THAT the delegation request from Pacific Wild, regarding Co-existing With Bears and Public Accountability in the British Columbia Conservation Officer Service in our Municipalities, be approved.

OTHER ITEMS / NOTICES OF MOTION**10. [Adoption of Committee Meeting Minutes](#) (File 0116-20-CGC/PAAC)****RECOMMENDATION:**

THAT the following minutes be adopted as circulated:

- December 12, 2023 [Public Art Advisory Committee](#) meeting; and
- December 12, 2023 [Community Grants Committee](#) meeting.

11. [Notice of Motion regarding Proposed 2024 Upper Lands Legacy Park Dedication](#) (File 0120-06)

Notice of Motion, as follows, is provided:

Take notice that at the February 12, 2024 regular Council meeting, Councillor Lambur, with Councillor Thompson as seconder, will move:

WHEREAS the District of West Vancouver is endowed with abundant undeveloped forested areas that are a defining feature of our community landscape (ref. map attached);

AND WHEREAS these lands - also referred to as the 'Upper Lands' - are considered a natural asset providing a multitude of ecosystem services to our community and form part of the District natural asset inventory;

AND WHEREAS the Official Community Plan designates the lands above the 1200 ft contour for limited use and recreation;

AND WHEREAS these lands contribute significantly to the canopy cover target in the District's Urban Forest Management Plan;

AND WHEREAS protection of our natural assets will ensure the security and continuity of critical ecosystem services;

AND WHEREAS a substantial portion of the undeveloped forest lands above the 1200 ft contour is owned by the District of West Vancouver and not yet dedicated as park;

THEREFORE BE IT RESOLVED THAT:

1. Council endorse the proposal to protect District owned property in the Upper Lands above the 1200 foot contour that is not yet dedicated as park (approximately 2,500 acres);
2. Council direct staff to conduct a legal search to confirm land parcels under District ownership above the 1200 ft contour, and to confirm park dedication status and zoning of District-owned land parcels above the 1200 foot contour; and
3. Council direct staff to report back on a park dedication bylaw for adoption by Council in 90 days.

12. [Notice of Motion regarding Amendment to the District of West Vancouver Animal Control and Licence Bylaw No. 4545, 2008](#) (File 0120-06)

Notice of Motion, as follows, is provided:

Take notice that at the February 12, 2024 regular Council meeting, Councillor Cassidy, with Councillor Watt as seconder, will move:

WHEREAS the District of West Vancouver's "Animal Control and Licence Bylaw No. 4545, 2008" outlines dog licensing and regulations, dangerous animals, prohibited areas and off-leash areas;

AND WHEREAS it is critical to stipulate that dogs must be under the immediate care and control of a responsible person on a leash on the accessible Birdsong Trail in Lighthouse Park;

AND WHEREAS it is critical to stipulate that dogs must be under the immediate care and control of a responsible person on a leash no greater than 2 metres in length along the Centennial Seawalk and the Ambleside Seawalk;

THEREFORE BE IT RESOLVED THAT

1. Council direct staff to amend the District of West Vancouver "Animal Control and Licence Bylaw No. 4545, 2008" to remove Birdsong Path in Lighthouse Park from Schedule B Off Leash Areas;
2. Council direct staff to amend the District of West Vancouver "Animal Control and Licence Bylaw No. 4545, 2008" Section 4 to stipulate that dogs must be under the immediate care and control of a responsible person, on a leash no greater than 2 metres in length on the Centennial Seawalk and the Ambleside Seawalk; and
3. Items 1 and 2 will not encompass any community consultation.

13. Seeking Support from the Province of British Columbia to Create a Protected Bike Lane (File: 1785-19)

RECOMMENDATION:

THAT the District of West Vancouver Council requests the Ministry of Transportation and Infrastructure to prioritize implementation of a protected bike lane on Cypress Bowl Road.

REPORTS FROM MAYOR AND COUNCILLORS

14. Reports from Mayor and Councillors (to include reports on District board, committee, and working group meetings, and Metro Vancouver board and committee meetings)

RECOMMENDATION:

THAT the oral reports from the Mayor and Councillors be received for information.

PUBLIC QUESTIONS AND COMMENTS

Questions may be referred by Council to staff for subsequent response. Questions and comments relating to the following are not permitted: a Notice of Motion; a bylaw in respect of which a public hearing has been or will be held; an issue which is before the courts or on which Council has authorized legal action; a matter in respect of which a District-led public consultation process is planned or is in progress; the promotion of commercial projects/services or of a political party/candidate for elected office; publicly tendered contracts or proposal calls; funding requests; or a purpose or subject that is beyond the jurisdiction of Council.

15. Public Questions and Comments (3 minutes per speaker)

ADJOURNMENT

16. Adjournment of January 29, 2024 Council Meeting

RECOMMENDATION:

THAT the January 29, 2024 Council meeting be adjourned.