

Minutes of the 10:00 am Monday, February 25, 2019, Town of Qualicum Beach Regular Council Meeting held in the Council Chamber, Municipal Office, 660 Primrose Street, Qualicum Beach, BC

PRESENT: Council: Mayor Brian Wiese
Councillor Robert Filmer
Councillor Scott Harrison
Councillor Adam Walker
Councillor Teunis Westbroek

ALSO PRESENT: Staff: Daniel Sailland, CAO
Bob Weir, Director of Engineering and Operations
Luke Sales, Director of Planning
Heather Svensen, Corporate Administrator
Haylee Gould, Deputy Corporate Administrator
Genelle Conn, Manager of Finance
Bernadette Ritter, Administrative Assistant

The Mayor called the meeting to order at 10:00 am.

ADOPTION OF THE AGENDA

Councillor Walker MOVED and Councillor Harrison SECONDED, THAT Council amends the agenda to add St. Sgt. Pelletier as a delegation to provide the 2016-2018 Statistical Comparisons for all municipalities.

CARRIED

Council adopted, by unanimous consent, the February 25, 2019 regular Council meeting agenda, as amended.

CARRIED

APPROVAL OF THE MINUTES

Council approved, by unanimous consent, the February 4, 2019 regular Council meeting minutes.

CARRIED

PUBLIC INPUT OPPORTUNITY

(1) Town of Qualicum Beach Financial Plan (2019 – 2023) Bylaw No. 728, 2018

- The Director of Finance provided comments from Tim Pritchard, as he was unable to attend the meeting. Mr. Pritchard submitted an email dated February 25, 2019 highlighting the following: (1) Order of Strategic Initiatives; (2) Mobility and Alternative Transportation – no reference to the Village Way/Hwy 19A roundabout project; (3) Parking in the Mobility and Alternative Transportation; and (4) Strategic Support and Partnerships.
- Lois Eaton, 591 Tamarack Drive, commented on the lack of linkage between the Financial Plan, the Official Community Plan, and the Strategic Plan.

BUSINESS ARISING FROM THE MINUTES

(1) Notices of Motion from the February 4, 2019 regular Council meeting

- (a) Councillor Westbroek MOVED and Councillor Harrison SECONDED, THAT Council directs staff to notify the Regional District of Nanaimo of a willingness to entertain allocating lands for the purposes of the expansion of Ravensong Pool, in addition to an indoor/outdoor sport complex, when considering allocating lands through long-term lease arrangements.

Councillor Westbroek MOVED and Councillor Harrison SECONDED, THAT Council amends the motion on the floor by adding: “discounted” before “long-term”.

CARRIED

Main motion as amended:

THAT Council directs staff to notify the Regional District of Nanaimo of a willingness to entertain allocating lands for the purposes of the expansion of Ravensong Pool, in addition to an indoor/outdoor sport complex, when considering allocating lands through discounted long-term lease arrangements.

CARRIED

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT the presentation from the Regional District of Nanaimo on Drinking Water and Watershed Protection be referred to staff to provide a report with recommendations prior to referring the presentation to the Select Committee on Environment & Sustainability.

CARRIED

- (b) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to report back on the status and present a report on the state of the sidewalks within the Village Neighbourhood, including but not limited to:
- 1) Recent remedial work completed,
 - 2) Anticipated remedial work for 2019,
 - 3) A proposal for actions, and estimated costs, which would reduce current and future tripping hazards,
 - 4) A proposal for actions, and estimated costs, which would reduce the ongoing maintenance,
 - 5) A capital asset management plan for this infrastructure,
 - 6) An estimated cost of undergrounding the utilities on Fern Rd W between Memorial Ave (Highway 4) and Primrose St, and
 - 7) The anticipated cost of undergrounding the utilities on Primrose St between Second Ave W and Primrose Ln.

CARRIED

- (c) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to prepare, and make available to Council, financial statements for the town owned asset at 124 Harlech Rd (Former Qualicum Beach Volunteer Fire Rescue Department) for each year since the Qualicum Beach Fire Department vacated this property, including but not limited to:
- 1) Capital improvements, repairs, maintenance, or other expenses,
 - 2) Revenues, and
 - 3) Future liabilities.

AND FURTHER THAT Council directs staff to prepare and make available to Council an estimate on the removal of the building improvements at this site, to be referred to a future in camera meeting.

CARRIED

- (d) Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council directs staff to prepare and present a report breaking down the costs and grants for Phase III of the Memorial Avenue (Highway 4) Upgrades, including but not limited to:

- 1) The current funded and unfunded portions of this project,
- 2) A detailed description with costs of each portion of this project,
- 3) The estimated timelines for approval, construction, and completion, and
- 4) The details, scope, and amount of each grant.

AND FURTHER THAT Council directs staff to prepare and present the implications of deferring the outstanding portions of this project for both 12 and 24 months, to be referred to the Town's engineer to clarify the points raised at the time the matter goes to public tender.

Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council defers the motion on the floor to a future meeting.

CARRIED

- (e) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to prepare and present a list of all town-owned lands considered for sale relating to the July 9, 2018 Town of Qualicum Beach press release, be referred to a future in camera meeting.

CARRIED

- (f) Councillor Walker MOVED and Filmer Westbroek SECONDED, THAT Council directs staff to prepare a report regarding the costs associated with one, or multiple, municipal glass recycling drop-off locations; AND FURTHER THAT Council directs staff to prepare potential uses for the collected materials, be deferred until Council receives a detailed presentation from the Regional District of Nanaimo on Solid Waste at a future Committee of the Whole meeting.

CARRIED

- (g) Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council directs staff to prepare a report regarding the costs, schedules, staff time, and equipment usage, for the current town-run chipping programme; AND FURTHER THAT Council directs staff to provide recommendations regarding:

- 1) Fixed year-round drop-off locations,
- 2) Automated green material pickup,
- 3) Scheduled green material bin drop off, and
- 4) Variable pickup schedules via online requests.

AND FURTHER THAT action on this resolution be deferred until Council receives a detailed presentation from the Regional District of Nanaimo at a future Committee of the Whole meeting.

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council amends the motion on the floor by adding: "Solid Waste" after Regional District of Nanaimo.

CARRIED

Main motion as amended:

THAT Council directs staff to prepare a report regarding the costs, schedules, staff time, and equipment usage, for the current town-run chipping programme; AND FURTHER THAT Council directs staff provide recommendations regarding:

- 1) Fixed year-round drop-off locations,
- 2) Automated green material pickup,
- 3) Scheduled green material bin drop off, and
- 4) Variable pickup schedules via online requests.

AND FURTHER THAT action on this resolution be deferred until Council receives a detailed presentation from the Regional District of Nanaimo on Solid Waste at a future Committee of the Whole meeting.

CARRIED

- (h) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to prepare a report with recommendations, and options, for remedial action at 263 Buller Rd as granted by Section 74 (Declared nuisances) of the *Community Charter* and other relevant statutes, to be referred to a future in camera meeting.

CARRIED

- (i) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to prepare a report with recommendations, and options, for remedial action at 673 Fir St as granted by Section 74 (Declared nuisances) of the *Community Charter* and other relevant statutes, to be referred to a future in camera meeting.

CARRIED

- (j) Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council directs staff to provide a report regarding any policies, bylaws, plans, recent or upcoming activity relating to the larger signage around the community, to be referred to a future In- Camera meeting.
CARRIED

(2) **Notices of Motion from the February 20, 2019 Committee of the Whole meeting**

- (a) Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT staff be instructed to prepare an outreach plan for the draft Qualicum Beach Airport – Land Use Development Plan; AND FURTHER THAT the outreach plan include a public input opportunity at the Qualicum Beach Civic Centre; AND FURTHER THAT the staff report include the latest updates under way at the Airport Terminal building.
CARRIED

Councillor Westbroek MOVED and Councillor Walker SECONDED, THAT staff prepare and schedule two formal presentations with Dillon Consulting to present the draft Qualicum Beach Airport – Land Use Development Plan; AND FURTHER THAT the public be invited to attend the sessions to be held at the Civic Centre on April 1, 2019 from 10am-12pm and 6pm-8pm.
CARRIED

DELEGATIONS

- (1) **Staff Sgt. Pelletier**, provided the Year to Date as at December 31, 2018 statistics.
- (2) **Joanne Sales from Broombusters Invasive Plant Society** appeared before Council to provide an overview of the services the Society provides. Requesting: (1) the Town to solicit BC Hydro to remove broom from under the power lines; (2) assistance from the Town by clearing scotch broom from the airport grounds and the gravel pit by the landfill; (3) preservation of the land and trees.
- (3) **Neil Horner representing Kiwanis Club**, 400 First Avenue, appeared before Council regarding fund raising efforts for two beach volleyball courts at the new park at the former St. Andrew's Lodge site. Mr. Horner noted that Kiwanis Club has \$3,000 available to put forward for the project. Council suggested that the Kiwanis Club put their plan/request in writing to the Town.
- (4) **Pat Jacobsen**, 606 Sumac Drive, appeared before Council presenting on "Let's Lead in Protecting, Planting, and Celebrating Trees".

CORRESPONDENCE

(1) **Correspondence Log – February 25, 2019 – For Information**

Council requested the following from the Correspondence Log:

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT staff be directed to respond to the February 5, 2019 correspondence received from Robert Willis in relation to retail cannabis operation in Qualicum Beach.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT staff be directed to respond to the February 6, 2019 correspondence received from Susan Blacklin explaining the delegation request process and providing her with the necessary application.

CARRIED

Councillor Westbrook MOVED and Councillor Filmer SECONDED, THAT Council encourages Mayor Wiese to attend the BC Council of Forest Industries Conference to be held in Vancouver on April 3-5, 2019.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council directs staff to provide details on options currently available for public engagement to Emma Bircham in response to her February 7, 2019 correspondence; AND FURTHER THAT the topics raised by Emma Bircham on public engagement be deferred to a future Committee of the Whole meeting when Council discusses communication initiatives.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council directs staff to respond to the February 11, 2019 correspondence from SB Julian/Orcamonth team outlining the environmental benefits of the proposed artificial turf field.

CARRIED

(2) **Regional District of Nanaimo Northern Community Sewer Local Service Boundary Amendment Bylaw No. 889.73, 2018 – January 25, 2019**

Councillor Westbrook MOVED and Councillor Walker SECONDED, THAT the Council of the Town of Qualicum Beach consents on behalf of the electors to the adoption of “Regional District of Nanaimo Northern Community Sewer Local Service Boundary Amendment Bylaw No. 889.73, 2018” and further, that the Regional District of Nanaimo be notified accordingly.

CARRIED

(3) **Entertainment Permit Application 2019 from Eileen and Trevor Wicks – January 26, 2019**

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT the request dated January 26, 2019 from Eileen and Trevor Wicks for an entertainment permit be approved, subject to future reconsideration of Council.

CARRIED

Councillor Filmer MOVED and Councillor Westbrook SECONDED, THAT Council refers “Town of Qualicum Beach Noise Control Bylaw No. 706, 2016” to a future Committee of the Whole meeting for discussion.

CARRIED

COMMITTEE & LIAISON REPORTS

(1) **General Government** (Mayor Brian Wiese)

Mayor Wiese commented on the following:

- Meeting with MLA Michelle Stilwell;
- Attending the Heritage Forest Commission Meeting;
- Attending the Open House in February;
- Attending meetings with Parksville Mayor Ed Mayne;
- Attending the Local Government Leadership Academy (LGLA) in Parksville;
- Attending the Old School House for a tour and meet and greet;
- Congratulating the Qualicum Beach Firefighter Team for their 4th place finish in the annual Stairclimb for Clean Air fundraiser.

Notice of Motion: THAT Council instructs staff to reach out to BC Hydro requesting assistance for Broom Removal along the hydro right of way.

Notice of Motion: THAT Council instructs staff to bring forward Policy No. 3004-4 for review, as it currently conflicts with the Town’s Procedure Bylaw.

(2) **Parks & Recreation** (Councillor Robert Filmer)

(a) **Snow and Ice Control Policy No. 3012-2 – for review**

Councillor Filmer MOVED and Councillor Walker SECONDED, THAT the Snow and Ice Policy No. 3012-2 be referred to the May 1, 2019 Committee of the Whole meeting for discussion.

CARRIED

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT the “Village of Qualicum Beach Traffic Control Bylaw, No. 225” be referred to the May 1, 2019 Committee of the Whole meeting for discussion.

CARRIED

Councillor Filmer MOVED and Councillor Westbroek SECONDED, THAT Council appoints Councillors Harrison, Walker and Westbroek as alternates to the D69 Recreation and Parks Committee meetings; AND FURTHER THAT staff be instructed to notify the Regional District of Nanaimo which alternate member will be in attendance for any given meeting.

CARRIED

(3) **Community Development** (Councillor Scott Harrison)

Councillor Harrison commented on the following:

- The proposed smoking bylaw;
- Attending the following:
 - Local Government Learning Academy (LGLA) in Parksville;
 - Oceanside Development Construction Association meeting;
 - Qualicum Beach Chamber of Commerce meeting.

(4) **Arts & Culture** (Councillor Adam Walker)

Councillor Walker commented on the following:

- Attending the Coldest Night of the Year event;
- Attending the Island Corridor Foundation meeting – advocating for trails not rail;
- Attending the Tech Talk Session held at the Civic Centre;
- Qualicum Beach Historical and Museum Society – suggesting that an asset management plan be put in place for the museum infrastructure;
- Attending The Old School House meet and greet tour;
- Meeting with the Cinema Society and a developer to get an idea of what is involved in developing the former bus garage site;
- Attending the Local Government Learning Academy in Parksville.

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council instructs staff to bring the Qualicum Beach Historical Museum Society agreement to a future in camera meeting for discussion.

CARRIED

Notice of Motion: THAT Council directs staff to report on the current state of all asset management plans, present current funded portions and shortfalls, and itemize timelines for the completion of all remaining plans, to a future meeting, at least one meeting prior to the adoption of the budget.

Notice of Motion: THAT Council directs staff to arrange a Committee of the Whole meeting to discuss alternate meeting times and the use of technologies to increase communication and participation with the community AND FURTHER THAT, Council directs staff to prepare a communication strategy for this meeting to ensure that there is broad community input.

(5) **Protective Services** (Councillor Teunis Westbroek)

Notice of Motion: THAT staff be instructed to review options for the Council Chamber live streaming to allow presentations to be aired on the live stream.

Motions from the February 12, 2019 Regional District of Nanaimo Committee of the Whole Meeting

- (a) Councillor Westbroek MOVED and Councilor Filmer SECONDED, THAT Council supports the establishment an Oceanside Recreation and Sport Infrastructure Sub-Committee for elected officials to be established to report to the District 69 Recreation Commission and the attached Terms of Reference be approved.
CARRIED
- (b) Councillor Westbroek MOVED and Councilor Walker SECONDED, THAT the following infrastructure projects be given priority by the District 69 Recreation Commission and Oceanside Recreation and Sport Infrastructure Sub-Committee for elected officials and that project planning, community review, cost estimate information and funding sources be completed:
1. Expansion to Ravensong Aquatic Centre;
Prepare a concept plan to advance the addition of a second 25m tank and expanded change rooms at the Ravensong Aquatic Centre.
 2. Review and consideration of a rubberized track of up to eight (8) lanes;
Proceed with discussions with School District 69 (Qualicum), City of Parksville and Town of Qualicum Beach for a rubberized track, up to 8 lanes, to bring back for further review and consideration by the District 69 Recreation Commission and RDN Board.
 3. A centralized land acquisition strategy for a future indoor/outdoor sport and recreation complex for Oceanside;
A centralized land acquisition strategy be developed and implemented for a future indoor/outdoor sport and recreation facility complex for the Oceanside area.

CARRIED

Notice of Motion: THAT staff be instructed to prepare a report that identifies all benefits of the airport to the Oceanside area.

Councillor Filmer MOVED and Councillor Westbroek SECONDED, THAT Council takes a 10-minute recess.

CARRIED

Meeting recessed at 12:10 pm
Meeting resumed at 12:20 pm

STAFF REPORTS

(1) **Planning** (Luke Sales, Director of Planning)

(a) **Monthly Bylaw Report** – January, 2019 – For Information

Councillor Filmer MOVED and Councillor Walker SECONDED, THAT Council instructs staff to provide a report on the statistics on homelessness within the Town boundaries.

CARRIED

(b) **Community Amenity Contributions Policy No. 3008-11**

Councillor Walker MOVED and Councillor Harrison SECONDED, THAT Policy No. 3008-11, “Community Amenity Contributions”, be referred to an upcoming Committee of the Whole meeting for discussion.

CARRIED

Councillor Westbrook MOVED and Councillor Filmer SECONDED, THAT Council reconsider the Zoning Amendment applications for 587 Pine Street and 264 Sunningdale Road East at a future Council meeting.

CARRIED

(c) **2019 – 2022 Strategic Plan**

Councillor Westbrook MOVED and Councillor Filmer SECONDED, THAT Council adopts the 2019 – 2022 Corporate Strategic Plan, as attached to the February 25, 2019 Planning memo to Council, as amended.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by substituting the words “per housing plan” with “per the housing needs assessment”.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan page 4 substituting: “ensuring that pedestrian crossing times are not a barrier for residents” with “to strive to create a walkable community for those of all abilities by evaluating and addressing mobility impediments”.

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by amending the 7th bullet on page 5 by amending the last bullet to read: “collaborative initiatives involving Chambers of Commerce, businesses and other levels of government (e.g., Oceanside Initiatives 2.0).”

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by inserting: "cinema society" under the section titled "Economic Development".

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by inserting: "As a means of measuring progress and efficiencies, staff will report quarterly to Council in the Committee of the Whole progress along our Strategic Plan and actions recommended to maintain timelines."

CARRIED

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by striking from the timeline: "East Garden Road (West of the Airport across from Bennett Road)".

CARRIED

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT Council amends the 2019-2022 Corporate Strategic Plan by instructing staff to prepare a linkage between the objectives in the Official Community Plan and the Strategic Plan.

Councillor Walker MOVED and Councillor Harrison SECONDED, THAT Council amends the motion on the floor to read: "THAT staff be instructed to prepare a linkage between the objectives in the Official Community Plan and the Strategic Plan, to be included with the quarterly reporting process."

CARRIED

Main motion as amended:

THAT staff be instructed to prepare a linkage between the objectives in the Official Community Plan and the Strategic Plan, to be included with the quarterly reporting process.

CARRIED

(2) Engineering & Operations (Bob Weir, P. Eng., Director)

(a) BC Air Access Program

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT Council authorize the submission of a grant application to the BC Air Access Program for a total of \$1,117,941 in grant funding towards the extension of water, sewer and storm utilities at the Qualicum Beach Airport in support of Council's Strategic Plan and the Airport Land Business Plan initiatives.

CARRIED

BYLAWS

(1) Zoning Amendment: 637 Beach Road and 629 Beach Road

Councillor Walker MOVED and Councillor Filmer SECONDED, THAT Council instructs staff to arrange an in camera meeting with the proponent for the proposed development at 637 Beach Road and 629 Beach Road.

Councillor Walker MOVED and Councillor Harrison SECONDED, THAT the motion on the floor be withdrawn.

CARRIED

Staff committed to providing a session with a land economist for Council, followed by a session with the public in the coming months.

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (629&637 Beach Road) Bylaw No. 580.104, 2019" be given first reading.

CARRIED

Councillor Westbroek MOVED and Councillor Walker SECONDED, THAT Council refers the development application for 629 & 637 Beach Road to the Advisory Planning Commission for comment, subject to:

1. Elimination of the central vehicular access to create more outdoor greenspace.
2. Provision of following information:
 - Design Rationale
 - Site Analysis and Statistics
 - Context of the surrounding land use characteristics
 - Vehicular circulation plan;
 - Rainwater management plan;
 - Tree and vegetation management plan;
 - Building colours and materials;
 - Confirmation of height and setbacks; and,
 - Perspective renderings of the buildings from multiple angles.

CARRIED

Councillor Westbroek MOVED and Mayor Wiese SECONDED, THAT Council does not require the execution of a Section 219 Covenant prior to the adoption of a zoning amendment bylaw for 629 & 637 Beach Road.

CARRIED

(2) **Zoning Amendment: 124 Fourth Avenue East**

Councillor Westbroek MOVED and Councillor Walker SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (124 Fourth Avenue East) Bylaw No. 580.105, 2019" be given first reading.
CARRIED

Councillor Westbroek MOVED and Councillor Walker SECONDED, THAT Council refers the application for 124 Fourth Avenue East to the Advisory Planning Commission for comment.
CARRIED

Councillor Walker MOVED and Councillor Westbroek SECONDED, THAT Council instructs staff to communicate with nearby neighbours to establish parking requirements in relation to the application to rezone 124 Fourth Avenue East.
CARRIED

(3) **Town of Qualicum Beach Single-Use Item Reduction Bylaw No. 723, 2018**

Councillor Westbroek MOVED and Councillor Harrison SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Single-Use Item Reduction Bylaw No. 723, 2018" be adopted.
CARRIED

(4) **Town of Qualicum Beach Financial Plan 2019 - 2023 Bylaw No. 728, 2018**

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT the bylaw entitled "Financial Plan 2019 - 2023 Bylaw No. 728, 2018" be read a second time.
CARRIED

Councillor Walker MOVED and Councillor Harrison SECONDED, THAT Council amends the Financial Plan 2019-2023 by transferring \$2,000,000 from reserves to reduce the amount of land sales required.
MOTION FAILED

Council requested an outline of the detailed expenses itemized under Protective Services.

(5) **Town of Qualicum Beach Remuneration and Expenses Bylaw No. 729, 2019**

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Remuneration and Expenses Bylaw No. 729, 2019" be adopted.
CARRIED

(6) **Town of Qualicum Beach Smoking Regulation Bylaw No. 730, 2019**

Councillor Walker MOVED and Councillor Westbrook SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Smoking Regulation Bylaw No. 730, 2019" be amended by:

- Inserting the following clauses:
 - WHEREAS, Council may, by bylaw, regulate, prohibit and impose requirements in relation to public places as per Section 8(3)(b) of the *Community Charter*;
 - WHEREAS, Council may, by bylaw, regulate, prohibit and impose requirements in relation to the protection and enhancement of the wellbeing of its community in relation to nuisances, disturbances and other objectionable situations, as per Section 8(3)(h) of the *Community Charter*;
- Inserting the following definitions:
 - "**Public Square**" means land acquired, reserved or dedicated as a public square in accordance with the *Local Government Act* or *Community Charter*;
 - "**Waterfront**" means all Town-owned foreshore parcels of land, including sand, rock and natural material from the visible high water mark down to any body of water within the Town of Qualicum Beach.
- Inserting the following under Section 2(1), Prohibition:
 - in or within any *Public Square*;
 - on or within 7.5 metres of all sidewalks and grassed areas on the *Waterfront*.
- Removing the following under Section 2(1), Prohibition:
 - in or within any *Designated Public Space*; as identified in Schedule A of this bylaw.
- Replacing Section 5, Validity, with the following:
 - In the event that there is a conflict between the provisions of this bylaw and any other Federal or Provincial Act or Regulation, the Federal or Provincial provision shall apply.
- Amending Schedule A to only include the sample "no smoking no vaping" sign, and amending the sign by replacing the word "marijuana" with "cannabis", and the word "e-cigarettes" with "vaporizers".

AND FURTHER THAT the bylaw entitled "Town of Qualicum Beach Smoking Regulation Bylaw No. 730, 2019" be read a first time, as amended.

CARRIED

COMMENTS FROM THE GALLERY

- Jean Young, 218 Fifth Avenue West, spoke in opposition of the Council Remuneration and Expenses Bylaw; the speed in which the bylaw was advanced and the lack of community input.
- Diana Lamont, West First Avenue, spoke on the proposed smoking bylaw in relation to other scents such as perfume, dryer sheets, and cologne, suggesting that these items be added to the bylaw.
- Mary Brouillette, 810 Chestnut Street, spoke in opposition to the decision to add the Cinema Society to the Strategic Plan, noting that the concept had not been taken to the community.
- Dave Golson, 578 Memorial Avenue, applauded Pat Jacobson on the tree presentation, noting the recent removal of trees along Memorial Avenue and the effects of removal to tree roots, suggesting Council look at the bigger picture.
- Brad Wylie, Hoylake Road, spoke in opposition on the strategy taken for the Council remuneration and expense bylaw.
- Pat Jacobson, on behalf of Lois Eaton of Tamarack Drive, suggesting that Climate Change be included in the Strategic Plan.
- Pat Jacobson, on behalf of Carol Dowe, Hawthorne Drive, commenting on the removal of the 8' buffer along Village Way, including some 20-year-old trees.
- Fox McKinley, Nenzel Road, spoke in opposition to the process taken for the Council remuneration and expense bylaw.
- Graham Riches, First Avenue West, spoke in opposition to the process taken for the Council remuneration and expense bylaw.

ADJOURNMENT

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT Council adjourns the meeting.

CARRIED

MEETING ADJOURNED: 2:00 pm

Certified Correct:

Heather Svensen
Corporate Administrator

Brian Wiese
Mayor