



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, BC, ON **MONDAY, MAY 8, 2017.**

PRESENT:

COUNCIL MEMBERS

Mayor D. Mussatto
Councillor H. Back
Councillor D. Bell
Councillor P. Bookham
Councillor L. Buchanan
Councillor R. Clark

ABSENT

Councillor C. Keating

STAFF MEMBERS

K. Tollstam, CAO
K. Graham, City Clerk
J. Ficocelli, Deputy City Clerk
J. Peters, Assistant City Clerk
B. Pearce, Director Special Projects
R. Skene, Manager, Facilities and Real Estate
S. Antoniali, Section Manager, Real Estate
G. Penway, Director, Community Development
P. Navratil, Deputy City Engineer
B. Willock, Manager, Engineering Planning and Design
B. Themens, Director, Finance
M. Jefferson, Director, Human Resources
N. Chand, Deputy Director Finance
G. Gusdal, Manager, Bylaw Services
D. Johnson, Planner 2, Community Development
E. Adin, Deputy Director, Community Development
L. Orr, Manager, Business Services

The meeting was called to order at 6:00 pm.

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Bell

1. Regular Council Meeting Minutes, May 1, 2017.
2. Special Regular Council Meeting Minutes, May 3, 2017.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following proclamations:

City of North Vancouver's 110th Anniversary – May 13, 2017

Tzu Chi Day – May 14, 2017

Meatless Monday – May 15, 2017

International Day Against Homophobia, Transphobia and Biphobia – May 17, 2017

National Missing Children's Day – May 25, 2017

National Health and Fitness Day – June 3, 2017

PUBLIC INPUT PERIOD

- Ron Sostad, 231 East 15th Street, North Vancouver, spoke regarding Public Hearings and Closed meetings of Council.
- Fiona Walsh, 453 East 13th Street, North Vancouver, spoke regarding Bike Day in Canada, June 1, 2017.

CONSENT AGENDA

Moved by Councillor Bell, seconded by Councillor Clark

THAT the recommendation listed within the “Consent Agenda”, be approved.

CARRIED UNANIMOUSLY

START OF CONSENT AGENDA

BYLAW – ADOPTION

- *3. **“Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2017, No. 8551” (Schedule “L”)**

THAT “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2017, No. 8551” (Schedule “L”) be adopted, signed by the Mayor and City Clerk and affixed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA

BYLAW – ADOPTION

4. **“Parks Dedication Bylaw, 2004, No. 7628, Amendment Bylaw, 2017, No. 8541” (Sunrise Parkland Adjustment)**

Moved by Councillor Bell, seconded by Councillor Clark

THAT “Parks Dedication Bylaw, 2004, No. 7628, Amendment Bylaw, 2017, No. 8541” (Sunrise Parkland Adjustment) be adopted, signed by the Mayor and City Clerk and affixed with the Corporate Seal.

CARRIED

Councillor Buchanan is recorded as voting contrary to the motion.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

5. **Development Variance Permit Application: 835 Automall Drive (Park Shore Holdings Ltd.) – File: 08-3090-20-0222/1**

Report: Planning Technician 1, May 3, 2017

Moved by Councillor Clark, seconded by Councillor Back

PURSUANT to the report of the Planning Technician 1, dated May 3, 2017, entitled “Development Variance Permit Application: 835 Automall Drive (Park Shore Holdings Ltd.)”:

THAT Development Variance Permit No. DVP2016-00008 be considered for issuance under Section 498 of the *Local Government Act*,

THAT notification be circulated in accordance with Section 499 of the *Local Government Act*,

THAT staff be directed to secure a flooding covenant on title;

AND THAT the Public Meeting be waived.

CARRIED UNANIMOUSLY

6. **Rezoning Application: 200 East 18th Street (C. Buffotot / N.J. Keate Home Design Inc.) – File: 08-3360-20-0379/1**

Report: Planning Technician 2, May 3, 2017

Moved by Councillor Buchanan, seconded by Councillor Clark

PURSUANT to the report of the Planning Technician 2, dated May 3, 2017, entitled “Rezoning Application: 200 East 18th Street (C. Buffotot / N.J. Keate Home Design Inc.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8556” (C. Buffotot / N.J. Keate Home Design Inc., 200 East 18th Street, CD-687)” be considered and referred to a Public Hearing;

AND THAT the community benefits listed in the “Density Bonus and Community Benefits” section of the report be secured, through agreements at the applicant’s expense and to the satisfaction of the Director of Community Development.

CARRIED UNANIMOUSLY

BYLAW – FIRST AND SECOND READINGS

7. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8556”
(C. Buffotot / N.J. Keate Home Design Inc., 200 East 18th Street, CD-687)**

Moved by Councillor Buchanan, seconded by Councillor Clark

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8556”
(C. Buffotot / N.J. Keate Home Design Inc., 200 East 18th Street, CD-687) be given
first and second readings.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

8. **Rezoning Application: 1549 Chesterfield Avenue (Michael Cox /1549
Chesterfield Ave Holdings) – File: 08-3360-20-0396/1**

Report: Development Planner, May 3, 2017

Moved by Councillor Buchanan, seconded by Councillor Clark

PURSUANT to the report of the Development Planner, dated May 3, 2017, entitled
“Rezoning Application: 1549 Chesterfield Avenue (Michael Cox /1549 Chesterfield
Ave Holdings)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8552” (Michael
Cox / 1549 Chesterfield Ave Holdings, 1549 Chesterfield Avenue,
CD-686) be considered and referred to a Public Hearing;

THAT “Housing Agreement Bylaw, 2017, No. 8559” (1549 Chesterfield Ave Holdings,
1549 Chesterfield Avenue, CD-686, Rental Housing Commitments) be considered and
referred to a Public Hearing;

AND THAT the Mayor and City Clerk be authorized to execute all necessary
covenants and legal agreements required to secure the commitments outlined in the
report.

CARRIED UNANIMOUSLY

BYLAW – FIRST AND SECOND READINGS

9. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8552” (Michael
Cox / 1549 Chesterfield Ave Holdings, 1549 Chesterfield Avenue, CD-686)**

Moved by Councillor Buchanan, seconded by Councillor Clark

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8552” (Michael
Cox / 1549 Chesterfield Ave Holdings, 1549 Chesterfield Avenue,
CD-686) be given first and second readings.

CARRIED UNANIMOUSLY

BYLAW – FIRST AND SECOND READINGS – Continued

10. **“Housing Agreement Bylaw, 2017, No. 8559” (1549 Chesterfield Ave Holdings, 1549 Chesterfield Avenue, CD-686, Rental Housing Commitments)**

Moved by Councillor Buchanan, seconded by Councillor Clark

THAT “Housing Agreement Bylaw, 2017, No. 8559” (1549 Chesterfield Ave Holdings, 1549 Chesterfield Avenue, CD-686, Rental Housing Commitments) be given first and second readings.

CARRIED UNANIMOUSLY

NOTICE OF MOTION

11. **Density Bank – File: 13-6430-02-0001/2017**

Submitted by: Councillor Clark

Moved by Councillor Clark, seconded by Councillor Bell

BE IT RESOLVED THAT staff report to Council regarding the details of the City’s Density Bank, including origins of all density within the bank, with an eye to making these details readily available on the City’s website for the public’s information.

CARRIED UNANIMOUSLY

PUBLIC CLARIFICATION PERIOD

Mayor Mussatto declared a recess at 6:16 pm for the Public Clarification Period and reconvened the meeting immediately after.

INQUIRIES

12. **Qualex Sales Office at 3rd Street and Queensbury Avenue
– File: 13-6630-01-0001/2017**

Inquiry by: Councillor Clark

Councillor Clark inquired of Mayor Mussatto with respect to the size of the sales office constructed at 3rd Street and Queensbury Avenue for the Qualex development in the Moodyville area.

Mayor Mussatto advised that staff will provide a report back to Council.

NEW ITEMS OF BUSINESS

Nil.

NOTICES OF MOTION

Nil.

CITY CLERK'S RECOMMENDATION:

Moved by Councillor Buchanan, seconded by Councillor Clark

THAT Council recess to the Committee of the Whole, Closed session, pursuant to Sections 90(1)(f), (g) and (2)(b) of the *Community Charter*.

CARRIED UNANIMOUSLY

The meeting recessed to the Committee of the Whole, Closed session, at 6:17 pm and reconvened at 6:37 pm.

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)

- 13. Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary) – File: 09-4000-01-0001/2017**

Report: Manager, Bylaw Services, May 3, 2017

Moved by Councillor Bell, seconded by Councillor Buchanan

PURSUANT to the report of the Manager, Bylaw Services, dated May 3, 2017, entitled "Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary)":

THAT at the Closed Council meeting of March 27, 2017, the following resolution was approved:

PURSUANT to the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled "Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary)":

THAT the 2017 Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive for a Retail Merchant - Medicinal/Recreational Cannabis business be refused, having considered the recommendation and reasons provided by the Manager, Bylaw Services, and the Manager, Business Services;

AND THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled "Business Licence Renewal for Weeds Glass & Gifts Ltd at 991 Marine Drive (Marijuana Dispensary)" remain in the Closed session.

THAT staff received a written submission from Dean P. Davison, legal counsel for Weeds Glass & Gifts Ltd., within the specified deadline, requesting a delegation before Council for reconsideration of Council's decision to refuse issuance of the business licence to Weeds Glass & Gifts Ltd. at 991 Marine Drive for a Retail Merchant - Medicinal/Recreational Cannabis business;

Continued...

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION) - Continued

13. **Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary) – File: 09-4000-01-0001/2017 - Continued**

THAT Dean P. Davison has requested a copy of the Closed Report dated March 22, 2017, in order to prepare for their delegation;

THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary)” be released from the Closed session and a copy forwarded to Dean P. Davison;

AND THAT a copy of this resolution and the report of the Manager, Bylaw Services, dated May 3, 2017, entitled “Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 991 Marine Drive (Marijuana Dispensary)” be released from the Closed session and a copy forwarded to Dean P. Davison.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

14. **Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary) – File: 09-4000-01-0001/2017**

Report: Manager, Bylaw Services, May 3, 2017

Moved by Councillor Bell, seconded by Councillor Buchanan

PURSUANT to the report of the Manager, Bylaw Services, dated May 3, 2017, entitled “Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary)”:

THAT at the Closed Council meeting of March 27, 2017, the following resolution was approved:

PURSUANT to the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary)”:

THAT the 2017 Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street for a Retail Merchant - Medicinal/Recreational Cannabis business be refused, having considered the recommendation and reasons provided by the Manager, Bylaw Services, and the Manager, Business Services;

Continued...

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION) - Continued

- 14. Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary) – File: 09-4000-01-0001/2017 - Continued**

AND THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary)” remain in the Closed session.

THAT staff received a written submission from Dean P. Davison, legal counsel for Weeds Glass & Gifts Ltd., within the specified deadline, requesting a delegation before Council for reconsideration of Council’s decision to refuse issuance of the business licence to Weeds Glass & Gifts Ltd at 143 East 2nd Street for a Retail Merchant - Medicinal/Recreational Cannabis business;

THAT Dean P. Davison has requested a copy of the Closed Report dated March 22, 2017, in order to prepare for their delegation;

THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary)” be released from the Closed session and a copy forwarded to Dean P. Davison;

AND THAT a copy of this resolution and the report of the Manager, Bylaw Services, dated May 3, 2017, entitled “Release of Closed Report dated March 22, 2017 – Business Licence Renewal for Weeds Glass & Gifts Ltd. at 143 East 2nd Street (Marijuana Dispensary) be released from the Closed session and a copy forwarded to Dean P. Davison.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

- 15. Release of Closed Report dated March 22, 2017 – Business Licence Renewal for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary) – File: 09-4000-01-0001/2017**

Report: Manager, Bylaw Services, May 3, 2017

Moved by Councillor Bell, seconded by Councillor Buchanan

PURSUANT to the report of the Manager, Bylaw Services, dated May 3, 2017, entitled “Release of Closed Report dated March 22, 2017 – Business Licence Renewal for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary)”:

THAT at the Closed Council meeting of March 27, 2017, the following resolution was approved:

Continued...

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION) - Continued

15. **Release of Closed Report dated March 22, 2017 – Business Licence Renewal for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary) – File: 09-4000-01-0001/2017 – Continued**

PURSUANT to the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Application for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary)”:

THAT the 2017 Business Licence Application from Jason Toback and Shane Escher, doing business as “LotusLand Cannabis Club” at 148 East 2nd Street, for a Retail Merchant - Medicinal/Recreational Cannabis business be refused, having considered the recommendation and reasons provided by the Manager, Bylaw Services, and the Manager, Business Services;

AND THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Application for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary)” remain in the Closed session.

THAT staff received a written submission from Kirk Tousaw, legal counsel for Jason Toback and Shane Escher (the “business owners”), within the specified deadline, requesting a delegation before Council for reconsideration of Council’s decision to refuse issuance of the business licence to the business owners, doing business as “LotusLand Cannabis Club” at 148 East 2nd Street, for a Retail Merchant - Medicinal/Recreational Cannabis business;

THAT Kirk Tousaw has requested a copy of the above noted Closed Report dated March 22, 2017, in order to prepare for their delegation;

THAT the report of the Manager, Bylaw Services, and the Manager, Business Services, dated March 22, 2017, entitled “Business Licence Application for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary)” be released from the Closed session and a copy forwarded to Kirk Tousaw;

AND THAT a copy of this resolution and the report of the Manager, Bylaw Services, dated May 3, 2017, entitled “Release of Closed Report dated March 22, 2017 – Business Licence Renewal for LotusLand Cannabis Club at 148 East 2nd Street (Marijuana Dispensary)” be released from the Closed session and a copy forwarded to Kirk Tousaw.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION) - Continued

16. Negotiations – File: 14-7400-01-0001/2017

Report: Chief Administrative Officer, May 3, 2017

Moved by Councillor Buchanan, seconded by Councillor Bell

PURSUANT to the report of the Chief Administrative Officer, dated May 3, 2017, regarding negotiations:

THAT the action taken by the Committee of the Whole, Closed Session, be ratified;

AND THAT the wording of the recommendation and the report of the Chief Administrative Officer, dated May 3, 2017, remain in the Closed session.

CARRIED UNANIMOUSLY

ADJOURNMENT

Moved by Councillor Bell, seconded by Councillor Buchanan

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 6:42 pm.

“Certified Correct by the City Clerk”

CITY CLERK