

**Minutes of a Regular Council Meeting held in the City Hall Council Chambers, Courtenay B.C., on Tuesday, October 15, 2013 at 4:00 p.m.**

**Attending:**

**Mayor: L. V. Jangula**

**Councillors: J. K. Ambler  
B. F. Anglin  
D. A. Hillian  
R-R. Leonard  
M. Theos**

**Staff:**

**D. Allen, CAO  
J. Ward, Director of Legislative Services  
R. Wiwchar, Director of Community Services  
P. Crawford, Director of Development Services**

**1.00 ADOPTION OF MINUTES**

**.01**

MINUTES

Moved by Ambler seconded by Anglin that the October 7, 2013 Regular Council meeting minutes be adopted.  
**Carried**

**3.00 DELEGATIONS**

**1. Martin Hagarty and Bob Ash, Development Permit – 777 Fitzgerald Avenue**

Martin Hagarty and Bob Ash reviewed the application for Development Permit No. 1315 to allow upgrades to a commercial building located at 777 Fitzgerald Avenue.

**4.00 COMMITTEE/STAFF REPORTS**

**.01**

LIQUOR LICENCE

MULLIGAN`S

GOLF

4320-20

Moved by Hillian and seconded by Ambler that

1. Be it resolved that the Council of the City of Courtenay recommends the issuance of a liquor primary licence to Harry`s Golf and Country Club for the following reason:
  - (a) The licence would not have a negative impact on the community based on the applicant`s submission and results of the public input regarding the application.
2. Council`s comments on the prescribed considerations are as follows:
  - (a) The location of the establishment is within a small executive par 3 golf course surrounded by large rural properties, residential properties, and small commercial properties.

- (b) The establishment is within one mile of a secondary school, an elementary school, a sports complex and a curling club.
- (c) The person capacity of the establishment is a lounge with 36 persons, a patio with 69 persons, and the playing area of the golf course with one beverage cart. Operating hours of the establishment are 11:00 a.m. to 10:00 p.m. Monday to Sunday.
- (d) The establishment is within one mile of Sunnydale Golf Course (licence 304610) with a capacity of 180 serving area residents, minors or tourists.
- (e) The establishment has been operating for 20 years and will be closed by 10:00 p.m.; and no noise impacts are anticipated.
- (f) If the application is approved, there are no negative community impacts anticipated.

3. Council`s comments on the views of the residents are as follows:

Notices of the application were delivered to 48 City of Courtenay residents and businesses within a 100 m radius of the establishment requesting comments on the application.

Council received one written response expressing concerns regarding the speed of traffic and requesting additional signage. Council also received one telephone call in favour of the application. Based on the result of the public process undertaken, Council believes the majority of the area residents are in favour of the application.

**Carried**

**.02**

DP NO. 1315  
777 FITZGERALD AVE  
3060-20-1315

Moved by Anglin and seconded by Ambler that Development Permit 1315 for the exterior renovation of the property legally described as Lot B, Section 61, Comox District, Plan 46274 (777 Fitzgerald Ave.) be approved subject to the plans and elevations attached.

**Carried**

## **5.00 REPORTS AND CORRESPONDENCE FOR INFORMATION**

**.01**

FCM GOV`T  
PRIORITIES

Moved by Ambler and seconded by Theos that the communication from FCM regarding a letter to Prime Minister Stephen Harper outlining FCM`s priorities for the government to consider be received for information.

**Carried**

**.02**  
LOCAL GOV`T  
ANNUAL REPORT

Moved by Ambler and seconded by Hillian that the letter from Basia Ruta, CPA, CA, Auditor General for Local Government advising about the release of the Local Government Annual Report for the period of April 25, 2012 to March 31, 2013 be received for information.  
**Carried**

**10.00 NEW BUSINESS**

**.01**  
CVAC DIRECTOR  
VACANCIES  
8400-20

Moved by Anglin and seconded by Theos that the letter from the Comox Valley Airport Commission regarding director vacancies be received.  
**Carried**

Moved by Anglin and seconded by Theos that Council concur with the proposed accelerated process for filling director vacancies.  
**Carried**

**.02**  
CV HOSPITAL  
TRANSIT PLANNING

Moved by Hillian and seconded by Leonard that the letter from the Comox Valley Accessibility Committee regarding transit planning for the new Comox Valley Hospital be referred to the Comox Strathcona Regional Hospital District.  
**Carried**

**.03**  
MULLIGAN`S GOLF  
COURSE LIQUOR  
LICENCE TRAFFIC  
CONCERNS

Moved by Hillian and seconded by Leonard that staff investigate the traffic concerns adjacent to Mulligan`s Golf Course and provide input to Council.  
**Carried**

**11.00 BYLAWS**

**.01**  
BYLAW NO. 2766  
WATER FRONT

Moved by Anglin and seconded by Theos that “Water Service Frontage Tax Bylaw No. 2766, 2013” be finally passed and adopted.  
**Carried**

**.02**  
BYLAW NO. 2767  
SEWER FRONTAGE

Moved by Theos and seconded by Ambler that “Sewer Service Frontage Tax Bylaw No. 2767, 2013” be finally passed and adopted.  
**Carried**

**12.00 COUNCIL MEMBER ROUND TABLE**

COUNCILLOR  
LEONARD

Councillor Leonard reviewed her attendance at the following events:  
➤ Lewis Centre Opening  
➤ C.V. Transition Society 20 year Anniversary Aware Night  
➤ Raise A Reader campaign  
➤ CVRD Elected Officials Forum  
➤ C.V. Housing Task Force Meeting and Forum

- C.V. Art Galley
- Met with RCMP regarding homeless
- Courtenay Little Theatre Opening Show
- ``The Cougar`` book launch
- CV Community Justice Centre office opening
- Community Resource Fair
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COUNCILLOR HILLIAN Councillor Hillian reviewed his attendance at the following events:

- Community Drug Strategy Committee meeting
- Foster Parent Appreciation Dinner
- CV Community Justice Centre office opening
- City of Courtenay Volunteer Appreciation dinner

MAYOR JANGULA Mayor Jangula reviewed his attendance at the following events:

- City of Courtenay Volunteer Appreciation dinner
- L'Arche fundraiser at the Pearl Ellis Gallery

The meeting recessed at 4:36 p.m. to conduct the Public Hearing in relation to Bylaw No. 2761.  
The meeting reconvened at 5:45 p.m.

### **11.00 BYLAWS CONTINUED**

**.03**  
BYLAW NO. 2761  
ZONING AMEND

Moved by Anglin and seconded by Ambler that "Zoning Amendment Bylaw No. 2761, 2013" pass third reading.

Moved by Leonard and seconded by Anglin that third reading of Zoning Amendment Bylaw No. 2761, 2013 be postponed to the regular Council meeting scheduled for October 21, 2013 in order to determine if the applicant will be withdrawing the rezoning application.

**Carried with Councillor Theos and Mayor Jangula opposed**

### **13.00 ADJOURNMENT**

**.01**

Moved by Hillian and seconded by Ambler that the meeting adjourn at 5:50 p.m.

**Carried**

**CERTIFIED CORRECT**

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**Director of Legislative Services**

**Adopted this 21<sup>st</sup> day of October, 2013**

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**Mayor**