

REPORT TO COUNCIL

STANDING COMMITTEE OF COUNCIL  
ON PLANNING, TRANSPORTATION AND ENVIRONMENT

FEBRUARY 29, 2012

A Regular Meeting of the Standing Committee of Council on Planning, Transportation and Environment was held on Wednesday, February 29, 2012, at 9:39 am, in the Council Chamber, Third Floor, City Hall.

**PRESENT:** Councillor Andrea Reimer, Chair  
Mayor Gregor Robertson\*  
Councillor George Affleck  
Councillor Elizabeth Ball  
Councillor Adriane Carr  
Councillor Heather Deal  
Councillor Kerry Jang\*  
Councillor Raymond Louie\*  
Councillor Tony Tang

**ABSENT:** Councillor Geoff Meggs, Vice-Chair (Leave of Absence)  
Councillor Tim Stevenson (Leave of Absence - Civic Business)

**CITY MANAGER'S OFFICE:** Penny Ballem, City Manager  
Sadhu Johnston, Deputy City Manager  
David McLellan, Deputy City Manager

**CITY CLERK'S OFFICE:** Bonnie Kennett, Meeting Coordinator

\* Denotes absence for a portion of the meeting.

**MATTERS ADOPTED ON CONSENT**

MOVED by Councillor Deal

THAT the Committee adopt Items 3 and 5 on consent.

CARRIED UNANIMOUSLY  
(Councillor Louie and Mayor Robertson absent for the vote)

**1. PRESENTATION: Enhancing Public Input into the Naming of City Assets**

The Deputy City Clerk, provided a presentation on enhancing public input into the naming of city assets, and along with the City Manager responded to questions.

MOVED by Councillor Reimer

THAT the Committee recommend to Council

- A. THAT the Recommended Enhancements to the City of Vancouver Naming Process be endorsed as follows:
- Establish web-based process for public to submit commemorative and celebratory names - including reason for suggested name and preferred location.
    - Staff review submissions for compliance with technical criteria.
  - Maintain commemorative and celebratory names reserve list on web.
  - Advertise (via web, social media) new assets requiring naming.
    - May include new assets and existing assets with administrative names.
  - Include those civic assets covered under current City policies
    - Streets, lanes, sidewalks, mews, bridges, viaducts, pedestrian and cycling infrastructure, etc.
    - Community civic facilities (not Parks and Library) and associated exterior facilities (plazas, gardens, etc) and buildings.
  - Establish Council advisory committee to approve additions to naming reserve list based on Council approved criteria and recommend commemorative and celebratory names of City assets based on inventory.
    - Staff to provide support and technical input (e.g. administrative names, safety concerns, etc.) to Advisory Committee
  - Integrate public input process into existing policies and guidelines.
- B. THAT Council establish a Naming Committee as a new Type A committee, advisory to Council, and that the terms of reference be established as outlined:

<b>Mandate</b>	To advise Council on matters pertaining to the naming of City-owned public assets, with the exception of assets operated by City of Vancouver Parks and Recreation and the Vancouver Public Library.
<b>Terms of Reference</b>	<ul style="list-style-type: none"><li>• Approve names to be added to the Names Reserve List based on input from staff regarding compliance with naming policies and guidelines.</li><li>• Recommend names for streets and roads, development areas, City-owned assets/facilities - excluding Parks and Library assets to Council for approval.</li><li>• Solicit, hear, and consider representations from the public on matters relating to naming.</li><li>• Provides information to Council as requested.</li></ul>

<b>Membership</b>	Five members as follows: <ul style="list-style-type: none"><li>• One representative from the Vancouver Historical Society.</li><li>• One representative from the Vancouver Public Spaces Network.</li><li>• Three members of the public residing in the city of Vancouver having an interest in local history, culture, and nature and/or public asset naming complexities (e.g. duplication, naming similarities, public safety, etc.) and selected through the City of Vancouver's Civic Committee public selection process.</li></ul>
<b>Length of Appointment</b>	Three year term coinciding with term of Council.
<b>Liaisons</b>	<ul style="list-style-type: none"><li>• Councillor non-voting liaison.</li><li>• Staff to provide support and technical advice to committee - including preparing agenda materials, drafting reports to Council from the advisory committee.</li></ul>
<b>Frequency of meetings</b>	A maximum of four 2-hour meetings scheduled annually, with meetings held on an as-need basis.

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

**2. Smithe Street - Naming of Street Extension  
November 30, 2012**

MOVED by Councillor Reimer  
THAT the Committee recommend to Council

- A. THAT the new public street extension shown on the graphic attached as Appendix A of the Administrative Report dated November 30, 2011, entitled "Smithe Street - Naming of Street Extension", be named "Smithe Street".
- B. THAT the Director of Legal Services be instructed to bring forward the appropriate amendments to the Street Name By-law.
- C. THAT the Naming Committee be asked to work with the Fox family to find an appropriate opportunity to commemorate and celebrate Terry Fox in the naming of a civic street and/or asset in the City of Vancouver.

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

**3. Lane East of 600 Thurlow Street and South of 1100 Melville Street - New Public Street Name - "Hailstone"  
November 8, 2011**

THAT the Committee recommend to Council

- A. THAT the lane East of 600 Thurlow Street and South of 1100 Melville Street, as shown in the graphic attached as Appendix A of the Administrative Report dated November 8, 2011, entitled "Lane East of 600 Thurlow Street and South of 1100 Melville Street - New Public Street Name - 'Hailstone Street'", be named as "Hailstone Street".
- B. THAT the Director of Legal Services be instructed to bring forward the appropriate amendment to the Street Name By-law.

ADOPTED ON CONSENT

**4. 4807 Rupert Street - Request for Injunctive Relief  
February 7, 2012**

Licences & Inspections staff reviewed the report and responded to questions.

The Committee heard from two speakers; one in support of the recommendation and one who provided comments.

MOVED by Councillor Deal

THAT the Committee recommend to Council

THAT Council authorize the Director of Legal Services, in her discretion, to commence a legal action or proceeding in relation to the property at 4807 Rupert Street (Lot A, Block 145, Plan 9719, District Lot 37 New Westminster), and to seek injunctive relief in that action or proceeding in order to bring this property into compliance with City By-laws.

CARRIED UNANIMOUSLY

(Councillors Jang and Louie absent for the vote)

**5. 727 Keefer Street - Request for Injunctive Relief  
February 15, 2012**

THAT the Committee recommend to Council

- A. THAT Council authorize the Director of Legal Services, in her discretion, to commence a legal action or proceeding in relation to the property located at 727 Keefer Street (Lot 35, Block 76, Plan 196, District Lot 181, PID 015-576-337), and to seek injunctive relief in that action or proceeding in order to bring this building into compliance with City By-laws.
- B. THAT the City Clerk be directed to file a 336D Notice in the Land Title Office in relation to the building at 727 Keefer Street located on Lot 35, Block 76, Plan 196, District Lot 181, PID 015-576-337; to inform prospective purchasers that there are contraventions on the property of the Zoning and Development By-law and the Building By-law related to the presence of the illegal suites.

ADOPTED ON CONSENT

**6. Public Hearing Procedures and Amendments to Procedure By-law No. 9756  
January 31, 2012**

The Deputy City Clerk, along with the Director of Legal Services, responded to questions.

The Committee heard from three speakers who expressed concerns and were in opposition to the recommendation.

MOVED by Mayor Robertson

THAT the Committee recommend to Council

THAT Council adopt the proposed amendments to the Procedure By-law No. 9756, including a new Section 18 on Public Hearings, as set out in Appendix A of the Administrative Report dated January 31, 2012, entitled "Public Hearing Procedures and Amendments to Procedure By-law No. 9756".

FURTHER THAT the Director of Legal Services be instructed to prepare a by-law for enactment substantially in the form of the by-law attached as Appendix A of the Administrative Report dated January 31, 2012, entitled "Public Hearing Procedures and Amendments to Procedure By-law No. 9756".

amended

AMENDMENT MOVED by Mayor Robertson

THAT the proposed by-law amendments be amended as follows:

THAT paragraph 5 of 2. on page 1 be struck and replaced with:

“‘public hearing summary report’ means an oral or written report which summarizes the main points made by each speaker who spoke during the absence of a Council member, and a report is given by the Director of Planning or another City official, or a video recording of the part of the public hearing conducted in the absence of a Council member;”

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Mayor Robertson

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.25 be amended to add the phrase “provided that the public hearing summary report can be reasonably presented within 10 minutes”, at the end.

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Mayor Robertson

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.26 be amended as follows:

Add “provided that the public hearing summary report can be reasonably presented within 10 minutes” to the end of (a).

Strike “before the vote” and replace it with “which must include the video recording of the part of the public hearing conducted in the absence of a Council member”, in Section (b).

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Mayor Robertson

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.23 be amended as follows:

Add ", graphics and other materials" after the phrase "public comments".

Strike the phrase "the greater of two pages or".

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Mayor Robertson

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.24 be amended as follows:

Add ", graphics and other materials" after the phrase "public comments".

Strike the phrase "the greater of two pages or".

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

\* \* \* \* \*

*Council recessed at 11:57 am, and reconvened at 12:16 pm, with the same members present.*

\* \* \* \* \*

AMENDMENT MOVED by Councillor Affleck

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.3 be amended to add the phrase "and any member of the public" after the word "applicant".

LOST (Tie Vote)  
(Councillors Deal, Jang, Tang and Mayor Robertson opposed)  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Councillor Affleck

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.7(a) be amended to strike the phrase "by 5:00 pm on the Thursday preceding" and replace with "by 5:00 pm on the day which is three (3) business days preceding" in section 18.7(a).

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Councillor Affleck

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.18 be amended by adding the phrase "unless otherwise ruled by the Chair of the public hearing," at the end of the sentence.

LOST  
(Councillors Carr, Deal, Jang, Reimer, Tang and Mayor Robertson opposed)  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Councillor Affleck

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.21 be amended by adding the phrase "unless otherwise ruled by the Chair of the public hearing," at the end of the sentence.

LOST  
(Councillors Carr, Deal, Jang, Reimer, Tang and Mayor Robertson opposed)  
(Councillor Louie absent for the vote)

AMENDMENT MOVED by Councillor Carr

THAT the proposed by-law amendments be amended as follows:

THAT Section 18.18 be amended by adding the phrase "unless to raise new information, in which case they may add their name to the bottom of the list for one more time to speak, for no more than five minutes", at the end of the sentence.

THAT Section 18.21 be amended by adding the phrase "unless to raise new information, in which case they may add their name to the bottom of the list for one more time to speak, for no more than eight minutes", at the end of the sentence.

LOST  
(Councillors Affleck, Deal, Jang, Reimer, Tang and Mayor Robertson opposed)  
(Councillor Louie absent for the vote)



\* \* \* \* \*

*At 1:11 pm, it was*

*MOVED by Councillor Deal*

*THAT, under Section 6.8 of the Procedure By-law, the Committee suspend section 2.3(a) of the Procedure By-law in order to extend the length of the Standing Committee on Planning, Transportation and Environment meeting until 2:00 pm or when the agenda is completed.*

*CARRIED UNANIMOUSLY AND  
BY THE REQUIRED MAJORITY  
(Councillor Louie absent for the vote)*

\* \* \* \* \*

AMENDMENT MOVED by Councillor Affleck

THAT the proposed by-law amendments be amended as follows:

THAT section 18.12 be amended by adding the phrase "excluding contact information," after the word "entirety".

CARRIED UNANIMOUSLY  
(Councillor Louie absent for the vote)

REFERRAL MOVED by Councillor Carr

- A. THAT the report be referred back to staff to prepare a new draft of the Administrative report dated January 31, 2012, entitled "Public Hearing Procedures and Amendments to Procedure By-law No. 9756", including the proposed by-law, incorporating amendments as approved by Council on February 29, 2012.
- B. THAT the new draft of the above-noted report be taken to a special evening Council meeting for public input at the next feasible date, as determined by the City Clerk.

LOST  
(Councillors Deal, Jang, Reimer, Tang and Mayor Robertson opposed)  
(Councillor Louie absent for the vote)

The amendments having either carried or lost and the referral having lost, the motion was put and CARRIED with Councillors Affleck, Ball and Carr opposed and with Councillor Louie absent for the vote.

FINAL MOTION AS ADOPTED

THAT the Committee recommend to Council

THAT Council adopt the proposed amendments to the Procedure By-law No. 9756, including a new Section 18 on Public Hearings, as set out in Appendix A of the Administrative Report dated January 31, 2012, entitled "Public Hearing Procedures and Amendments to Procedure By-law No. 9756", including changes as adopted by Council at the Standing Committee on Planning, Transportation and Environment meeting held on February 29, 2012 and set out below:

Amended sections to read as follows:

Paragraph 5 of 2. on page 1

"'public hearing summary report' means an oral or written report which summarizes the main points made by each speaker who spoke during the absence of a Council member, and a report is given by the Director of Planning or another city official, or a video recording of the part of the public hearing conducted in the absence of a Council member;"

Section 18.7(a)

"prepare a file for each public hearing agenda item, containing the referral report, the proposed by-laws, summary and recommendations, any subsequent staff memos proposing amendments, and all public comments received by 5:00 pm on the day which is three (3) business days preceding the public hearing;"

Section 18.12

"Public comments will be posted on the City website in their entirety, excluding contact information, unless at the time of submission, the author requests that the City Clerk redact specified personal information, except that the author's name will not be redacted."

Section 18.23

"Despite the provision of subsection 18.4, a speaker at a public hearing may also submit public comments, graphics and other materials to Council during the public hearing, except that the public comments must be submitted no later than fifteen minutes after the close of the speakers list, and, if written, must not exceed 1500 words."

#### Section 18.24

“Despite the provisions of subsection 18.4, a person who does not attend a public hearing may also submit public comments, graphics and other materials to Council during the public hearing, except that the public comments must be submitted no later than fifteen minutes after the close of the speakers list, and if written, must not exceed 1500 words.”

#### Section 18.25

“A Council member who is not present for part of a public hearing which is concluded in one day, or for part of the last day of a public hearing which lasts longer than one day, may only vote on a motion regarding amendment or approval in principle of the proposed by-law if the Council member first receives and reviews a public hearing summary report during a 10 minute recess called for that purpose, provided that the public hearing summary report can be reasonably presented within 10 minutes.”

#### Section 18.26

- “(a) the Council member first receives and reviews a public hearing summary report during a 10 minute recess called for that purpose provided that the public hearing summary report can be reasonably presented within 10 minutes; or”
- “(b) the Council member otherwise receives and reviews a public hearing summary report which must include the video recording of the part of the public hearing conducted in the absence of a Council member.”

FURTHER THAT the Director of Legal Services be instructed to prepare a by-law for enactment substantially in the form of the by-law attached as Appendix A of the Administrative Report dated January 31, 2012, entitled “Public Hearing Procedures and Amendments to Procedure By-law No. 9756”, including changes as adopted by Council at the Standing Committee on Planning, Transportation and Environment meeting held on February 29, 2012.

### **7. Letter to Kinder Morgan**

Vancouver City Council, at its meeting on February 28, 2012, referred this matter to the Standing Committee on Planning, Transportation and Environment meeting on February 29, 2012, in order to hear from speakers.

The Committee heard from one speaker in support of the motion.

The following motion contains amendments to the original motion, which were accepted by the mover.

MOVED by Councillor Carr  
THAT the Committee recommend to Council

WHEREAS

1. Kinder Morgan Canada, owner of the Trans Mountain pipeline that carries crude oil from the Alberta tar sands to its Westridge Terminal in Burrard Inlet, has been assessing customer interest in its plans to twin this pipeline and ship more crude oil overseas through this route.
2. The National Energy Board (NEB) recently approved the application of Kinder Morgan Canada to enter into firm service contracts for crude oil shipments through Vancouver harbour without any oral hearings in Vancouver.
3. In December of 2011, the Mayor of Vancouver publicly joined with seven other south coast BC mayors who noted that a potential oil spill could have significant negative impacts on residents, the livability of the region, and the health of the environment and economy and thus requested that the NEB ensure a robust process of public consultation and hearings in the Lower Mainland regarding Kinder Morgan Canada's future plans for pipeline expansion and increased crude oil shipments through Vancouver harbour.
4. The City of Vancouver can heighten the National Energy Board's obligation to consult Vancouver residents by establishing in writing, prior to Kinder Morgan Canada applying to the NEB to expand its Trans Mountain pipeline and/or crude oil tanker shipments, the City's interest in being consulted by Kinder Morgan Canada on such potential projects.

THEREFORE BE IT RESOLVED THAT Mayor and Council send a letter to Kinder Morgan Canada requesting that the company consult with the City of Vancouver regarding any plans and any application it makes to the NEB to expand its Trans Mountain Pipeline and crude oil shipments through Vancouver harbour, including in the letter a request for a written response;

BE IT FURTHER RESOLVED THAT this letter be sent as quickly as possible in order to arrive prior to Kinder Morgan Canada sending an application to the NEB to expand its Trans Mountain Pipeline and/or crude oil tanker shipments;

BE IT FURTHER RESOLVED THAT Council reiterate its support for the 2011 UBCM motion requesting that the National Energy Board, Port Metro Vancouver, and all appropriate federal ministers ensure that any applications to expand the amount of oil transported by pipeline or tanker in British Columbia undergo meaningful public consultation, including direct engagement with affected municipalities, regional authorities and British Columbia First Nations;

BE IT FURTHER RESOLVED THAT further to Council's motion of July 6, 2010, and in advance of the anticipated Kinder Morgan NEB application, staff are requested to identify opportunities for public input into formal processes that propose increases in the amount of oil travelling by water in the region either through an increase in pipeline capacity, allowable load of ships, or size of ships. In the event that there are no formal processes for public input, staff are requested to ensure that the public has ample and appropriate opportunity to inform Council's formal input to the Kinder Morgan NEB application and other potential proposals; and

BE IT FURTHER RESOLVED THAT staff be requested to provide ongoing monitoring of any proposals that would expand the volume of fossil fuel exports - including oil, bitumen, coal and natural gas traveling by tanker, pipeline, and rail - through Vancouver, and that Council be advised of these proposals through publicly posted memo.

CARRIED UNANIMOUSLY  
(Councillor Jang absent for the vote)

The Committee adjourned at 1:58 pm.

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REGULAR COUNCIL MEETING MINUTES  
STANDING COMMITTEE OF COUNCIL ON  
PLANNING, TRANSPORTATION AND ENVIRONMENT

FEBRUARY 29, 2012

A Regular Meeting of the Council of the City of Vancouver was held on Wednesday, February 29, 2012, at 1:58 pm, in the Council Chamber, Third Floor, City Hall, following the Standing Committee on Planning, Transportation and Environment meeting, to consider the recommendations and actions of the Committee.

**PRESENT:**

Mayor Gregor Robertson  
Councillor George Affleck  
Councillor Elizabeth Ball  
Councillor Adriane Carr  
Councillor Heather Deal  
Councillor Raymond Louie  
Councillor Andrea Reimer  
Councillor Tony Tang

**ABSENT:**

Councillor Kerry Jang  
Councillor Geoff Meggs, Vice-Chair (Leave of Absence)  
Councillor Tim Stevenson (Leave of Absence - Civic Business)

**CITY MANAGER'S OFFICE:**

David McLellan, Deputy City Manager

**CITY CLERK'S OFFICE:**

Bonnie Kennett, Meeting Coordinator

**COMMITTEE OF THE WHOLE**

MOVED by Councillor Ball  
SECONDED by Councillor Deal

THAT this Council resolve itself into Committee of the Whole, Mayor Robertson in the Chair.

CARRIED UNANIMOUSLY

## COMMITTEE REPORTS

### Report of Standing Committee on Planning, Transportation and Environment February 29, 2012

Council considered the report containing the recommendations and actions taken by the Standing Committee on Planning, Transportation and Environment. Its items of business included:

1. PRESENTATION: Enhancing Public Input into the Naming of City Assets
2. Smithe Street - Naming of Street Extension
3. Lane East of 600 Thurlow Street and South of 1100 Melville Street - New Public Street Name - "Hailstone"
4. 4807 Rupert Street - Request for Injunctive Relief
5. 727 Keefer Street - Request for Injunctive Relief
6. Public Hearing Procedures and Amendments to Procedure By-law No. 9756
7. Letter to Kinder Morgan

Items 1 - 7

MOVED by Councillor Deal

THAT the recommendations and actions taken by the Standing Committee on Planning, Transportation and Environment at its meeting of February 29, 2012, as contained in items 1 to 7, be approved.

CARRIED UNANIMOUSLY

### RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Ball

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

### ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Deal  
SECONDED by Councillor Reimer

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY

## URGENT BUSINESS

### 1. Public Hearings - Time Change

MOVED by Councillor Deal  
SECONDED by Councillor Louie

THAT the start time of the following 2012 Public Hearings be changed to 6:00 pm (from 7:30 pm):

- March 26
- April 16
- May 14
- June 11
- July 9
- September 17
- October 15
- December 10

CARRIED UNANIMOUSLY

### 2. Leave of Absence Request

MOVED by Councillor Louie  
SECONDED by Councillor Deal

THAT Councillor Geoff Meggs be granted Leave of Absence from meetings being held on February 29, 2012.

CARRIED UNANIMOUSLY

The Council adjourned at 1:59 pm.

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