



REGULAR COUNCIL MEETING MINUTES

FEBRUARY 18, 2014

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, February 18, 2014, at 9:34 am, in the Council Chamber, Third Floor, City Hall.

PRESENT: Mayor Gregor Robertson
Councillor George Affleck
Councillor Elizabeth Ball
Councillor Adriane Carr
Councillor Heather Deal
Councillor Kerry Jang*
Councillor Raymond Louie*
Councillor Geoff Meggs
Councillor Andrea Reimer
Councillor Tim Stevenson
Councillor Tony Tang

CITY MANAGER'S OFFICE: Penny Ballem, City Manager
Mukhtar Latif, Chief Housing Officer

CITY CLERK'S OFFICE: Janice MacKenzie, City Clerk
Terri Burke, Meeting Coordinator

* Denotes absence for a portion of the meeting.

WELCOME

The proceedings in the Council Chamber were opened with welcoming comments from Councillor Reimer.

"IN CAMERA" MEETING

MOVED by Councillor Stevenson
SECONDED by Councillor Deal

THAT Council will go into meetings later this week, which are closed to the public, pursuant to Section 165.2(1) of the Vancouver Charter, to discuss matters related to paragraphs:

(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the city or another position appointed by the city;

(e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the city;

(g) litigation or potential litigation affecting the city;

(k) negotiations and related discussions respecting the proposed provision of an activity, work or facility that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the city if they were held in public.

CARRIED UNANIMOUSLY
(Councillor Jang absent for the vote)

ADOPTION OF MINUTES

1. Regular Council - February 4, 2014

MOVED by Councillor Deal
SECONDED by Councillor Jang

THAT the Minutes of the Regular Council meeting of February 4, 2014, be approved.

CARRIED UNANIMOUSLY

2. Regular Council (City Finance and Services) - February 5, 2014

MOVED by Councillor Louie
SECONDED by Councillor Jang

THAT the Minutes of the Regular Council meeting following the City Finance and Services meeting of February 5, 2014, be approved.

CARRIED UNANIMOUSLY

3. Business Licence Hearing - February 4, 2014

MOVED by Councillor Ball
SECONDED by Councillor Jang

THAT the Minutes of the Business Licence Hearing of February 4, 2014, be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Jang
SECONDED by Councillor Deal

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

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

The Mayor noted that requests to speak to Administrative Report A3 had been received.

REFERRAL MOVED by Councillor Deal

THAT Administrative Report A3 be referred to the Standing Committee on Planning, Transportation and Environment meeting to be held on Wednesday, February 19, 2014, in order to hear from speakers.

CARRIED UNANIMOUSLY

MOVED by Councillor Louie

THAT Council adopt Policy Reports P1, P2 and P5, on consent.

CARRIED UNANIMOUSLY

REPORT REFERENCE

1. Property Tax Policy Review Commission

Dr. Penny Ballem, City Manager, provided an overview of the Property Tax Policy Review Commission panel members and introduced Dr. Stanley Hamilton, Chair of the Commission, who provided a presentation on the Property Tax Policy Review, including consultations, tax ratio and tax share, metrics and key criteria, hot spots, the split class assessment option, and recommendations of the Commission.

Dr. Hamilton also responded to questions.

ADMINISTRATIVE REPORTS

**1. Vancouver City Planning Commission 2014 Operating Grant
January 28, 2014**

MOVED by Councillor Tang

THAT Council approve \$58,100 as the 2014 operating grant to the Vancouver City Planning Commission; source of funds to be the 2014 Grants budget.

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

**2. Proposed Amendments to Election By-law No. 9070
January 24, 2014**

MOVED by Councillor Reimer

THAT Council approve the proposed amendments to Election By-Law No. 9070 as set out in Appendix A of the Administrative Report dated January 24, 2014, entitled "Proposed Amendments to Election By-Law No.9070";

FURTHER THAT the Director of Legal Services be instructed to prepare an amending by-law for enactment substantially in the form of the by-law attached as Appendix A to the above-noted report.

CARRIED UNANIMOUSLY

**3. Housing Agreement and Endorsement of Development Permit Board's Conditional Approval of Floor Space Ratio for 1099 Richards Street
February 6, 2014**

This item was referred to the Standing Committee on Planning, Transportation and Environment meeting to be held on Wednesday, February 19, 2014, at 9:30 am, in order to hear from speakers.

POLICY REPORTS

1. CD-1 Rezoning: 458-476 West 41st Avenue February 6, 2014

A. THAT the application by GBL Architects Inc., on behalf of Qualex-Landmark Residences Inc., to rezone 458-476 West 41st Avenue (Lots 19 and 20, Block 857, DL 526, Plan 7737; PIDs 010-337-407 and 010-337-423 respectively) from RS-1 (One-Family Dwelling) District to CD-1 (Comprehensive Development) District, to increase the floor space ratio from 0.70 to 2.55 FSR and the height from 10.6 m (35.0 ft.) to 20.1 m (66.0 ft.) to permit the development of a six-storey residential building, as well as lane-fronting two-storey townhouses, containing a total of 50 dwelling units to be secured as market rental housing, be referred to a Public Hearing, together with:

- (i) plans prepared by GBL Architects Inc., received October 3, 2013;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated February 6, 2014, entitled "CD-1 Rezoning: 458-476 West 41st Avenue"; and
- (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the above-noted report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the above-noted report for consideration at Public Hearing.

B. THAT, if after Public Hearing Council approves in principle this rezoning and the Housing Agreement described in section (c) of Appendix B of the Policy Report dated February 6, 2014, entitled "CD-1 Rezoning: 458-476 West 41st Avenue", the Director of Legal Services be instructed to prepare the necessary Housing Agreement By-law for enactment prior to enactment of the CD-1 By-law contemplated by the above-noted report.

C. THAT, subject to enactment of the CD-1 By-law, the Subdivision By-law be amended generally as set out in Appendix C of the Policy Report dated February 6, 2014, entitled "CD-1 Rezoning: 458-476 West 41st Avenue";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Subdivision By-law at the time of enactment of the CD-1 By-law.

D. THAT A through C above be adopted on the following conditions:

- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;

- (ii) THAT any approval that may be granted following the Public Hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
- (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

**2. Zoning and Development By-law - Amendments to Permit Temporary Sales Office as Conditional Use in RS and RT (Residential) Zoning Districts
February 7, 2014**

THAT the General Manager of Planning and Development Services be instructed to make application to amend the Zoning and Development By-law to allow Temporary Sales Office as a conditional use in all RS (One-Family Dwelling) and RT (Two-Family Dwelling) Districts, generally in accordance with Appendix A of the Policy Report dated February 7, 2014, entitled "Zoning and Development By-law - Amendments to Permit Temporary Sales Office as Conditional Use in RS and RT (Residential) Zoning Districts", and that the application be referred to a Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law for consideration at the Public Hearing.

ADOPTED ON CONSENT

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At noon it was,

MOVED by Councillor Louie

THAT Council extend the length of the meeting until 1:00 pm.

CARRIED UNANIMOUSLY

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**3. CD-1 Rezoning/Heritage Revitalization Agreement/Heritage Designation:
1920 Southwest Marine Drive (Casa Mia)
February 4, 2014**

MOVED by Councillor Tang

- A. THAT the application by Stuart Howard Architects Inc., on behalf of Maureen Mae McIntosh, Roy Alison McIntosh and Sandra Lynn Aarvold, to rezone 1920 Southwest Marine Drive (PID: 004 174-011; Lot 2 Blocks 12, O and R District Lot 317 Plan 19773) from RS-1 (One-Family Dwelling) to a CD-1 (Comprehensive Development) District, to increase the floor area permitted above-grade from a floor space ratio of 0.315 to 0.49 to allow for an addition to the heritage "A" listed Casa Mia estate building to permit use of the expanded building as a 62-bed Community Care Facility for seniors, be referred to a Public Hearing, together with:
- (i) plans prepared by Stuart Howard Architects, received October 25, 2013;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning/Heritage Revitalization Agreement/Heritage Designation: 1920 Southwest Marine Drive (Casa Mia)"; and
 - (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B in the above-noted report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the above-noted report for consideration at Public Hearing.

- B. THAT, subject to approval in principle of the rezoning, Council approve the heritage designation of Casa Mia at 1920 Southwest Marine Drive, listed in the "A" evaluation category of the Vancouver Heritage Register, as a protected heritage property;

FURTHER THAT the Director of Legal Services be instructed to prepare a Heritage Designation By-law for consideration at the Public Hearing.

- C. THAT, subject to approval in principle of the rezoning, Council authorize entering into a Heritage Revitalization Agreement for the building at 1920 Southwest Marine Drive, to secure the restoration, long-term maintenance and preservation of such building, subject to conditions contained in Appendix B of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning/Heritage Revitalization Agreement/Heritage Designation: 1920 Southwest Marine Drive (Casa Mia)";

FURTHER THAT the Director of Legal Services be instructed to prepare a Heritage Revitalization Agreement and accompanying by-laws for consideration at the Public Hearing, and to process and bring forward for enactment the necessary by-laws related to the Heritage Revitalization Agreement.

- D. THAT, subject to enactment of the CD-1 By-law, the Subdivision By-law be amended generally as set out in Appendix C of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning/Heritage Revitalization Agreement/Heritage Designation: 1920 Southwest Marine Drive (Casa Mia)";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Subdivision By-law at the time of enactment of the CD-1 By-law.

- E. THAT A through D above be adopted on the following conditions:

- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
- (ii) THAT any approval that may be granted following the Public Hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
- (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

CARRIED UNANIMOUSLY

**4. CD-1 Rezoning: 2405-2445 Cornwall Avenue (Point Grey Private Hospital)
February 11, 2014**

MOVED by Councillor Deal

- A. THAT the application, by Stuart Howard Architects Inc. on behalf of Point Grey Private Hospital Ltd. and a related company, St. Vincent's Apartments Ltd., to rezone:

- 2405 Cornwall Avenue [PID: 015-099-202; Lot 11, Block 181, DL 526, Plan 848];
- 2423 Cornwall Avenue [PID: 009-005-561; Lot B, Block 181, DL 526, Plan 11799]; and
- 2445 Cornwall Avenue [PID: 014-785-005; Lot 15, Block 181, DL 526, Plan 848];

from RM-4 (Multiple Dwelling) District to CD-1 (Comprehensive Development) District to increase the floor space ratio from 1.45 to 2.08 and building height from 10.7 m (35.1 ft.) to 12.9 m (42.4 ft.) to permit expansion of the Community Care Facility known as Point Grey Private Hospital, by replacing two existing apartment buildings at 2405 and 2445 Cornwall Avenue with new

three-storey additions on both sides of the existing care facility building, be referred to a Public Hearing, together with:

- (i) plans prepared by Stuart Howard Architects Inc., received October 10, 2013;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated February 11, 2014, entitled "CD-1 Rezoning: 2405-2445 Cornwall Avenue (Point Grey Private Hospital)"; and
- (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the above-noted report;

FURTHER THAT the Director of Legal Services be instructed to prepare the draft by-law generally in accordance with Appendix A of the above-noted report for consideration at Public Hearing.

- B. THAT, subject to enactment of the CD-1 By-law, the Parking By-law be amended to include this CD-1 and to provide parking regulations generally as set out in Appendix C of the Policy Report dated February 11, 2014, entitled "CD-1 Rezoning: 2405-2445 Cornwall Avenue (Point Grey Private Hospital)";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Parking By-law at the time of enactment of the CD-1 By-law.

- C. THAT A and B above be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - (ii) THAT any approval that may be granted following the Public Hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

CARRIED UNANIMOUSLY

5. **CD-1 Rezoning: 3323-3367 East 4th Avenue (Beulah Garden)
February 4, 2014**

- A. THAT the application, by Integra Architecture Inc. on behalf of Beulah Garden Homes Society, to rezone 3323-3367 East 4th Avenue [Lots 33, 34 and A, Block 91, Section 29, Town of Hastings Suburban Lands Plan 3672; PIDs: 011 086 745, 004 583 345, and 012 336 858 respectively] from RT-2 (Two-Family Dwelling) District to CD-1 (Comprehensive Development) District, to increase the permitted floor space ratio from 0.75 to 1.45 and building height from 9.2 m (30.0 feet) to 14 m (46 feet) to allow development of a residential building, be referred to a Public Hearing, together with:
- (i) plans prepared by Integra Architecture Inc., received September 9, 2013;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning: 3323-3367 East 4th Avenue (Beulah Garden)"; and
 - (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the above-noted report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the above-noted report for consideration at Public Hearing.

- B. THAT, subject to enactment of the CD-1 By-law, the Parking By-law be amended to include this CD-1 and to provide parking regulations generally as set out in Appendix C of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning: 3323-3367 East 4th Avenue (Beulah Garden)";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Parking By-law at the time of enactment of the CD-1 By-law.

- C. THAT, if after Public Hearing Council approves in principle this rezoning and the Housing Agreement described in section (c)5 of Appendix B of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning: 3323-3367 East 4th Avenue (Beulah Garden)", the Director of Legal Services be instructed to prepare the necessary Housing Agreement By-law to secure all units in this development as life lease housing for 60 years or the life of the building, whichever is longer, subject to a no-separate-sales covenant and a non-stratification covenant and such other terms and conditions that are described in Appendix B of the above-noted report and as may be required at the discretion of the Director of Legal Services and the Managing Director of Social Development, with the by-law to be brought forward to Council for enactment prior to enactment of the CD-1 By-law contemplated by the above-noted report.

- D. THAT, if after Public Hearing Council approves in principle this rezoning and the Housing Agreement described in section (c)6 of Appendix B of the Policy Report dated February 4, 2014, entitled "CD-1 Rezoning: 3323-3367 East 4th Avenue (Beulah Garden)", the Director of Legal Services be instructed to amend Housing Agreement By-law no. 8885, notice of which is registered in the Land Title Office under number BX462599, against title to the adjacent sites at 2075 Cassiar Street (the "Beechwood" building) and 3355 East 5th Avenue (the "Cedars" building) to secure an additional seven rental units at 2075 Cassiar Street for low income seniors, as a mitigation measure for the loss of the seven existing rental units on the rezoning site, and on such other terms and conditions as the Managing Director of Social Development and the Director of Legal Services may require, with the by-law to be brought forward to Council for enactment prior to enactment of the CD-1 By-law contemplated by the above-noted report.
- E. THAT A through D above be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - (ii) THAT any approval that may be granted following the Public Hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

**6. CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)
February 12, 2014**

MOVED by Councillor Louie

- A. THAT the application by Henriquez Partners and Stantec Architecture, on behalf of Ivanhoe Cambridge I Inc. and 7503059 Canada Inc. to amend CD-1 (1) By-law No. 3568 for 650 West 41st Avenue (Oakridge Centre) [PID 003-128-687, Lot 7, except Part in Air Space Plan 20425, Block 892, District Lot 526, Plan 20424] (referred to as the "Rezoning Site" or "Oakridge Centre"), to increase the permitted floor area from 80,438 m² (865,832 sq.ft.) to 424,600 m² (4,570,364 sq. ft.) and the height to 132.6 m (435 feet) to permit a mixed-use development with a floor space ratio of 3.71 and including:

1. 2,914 dwelling units totalling 256,541m² (2,761,388 sq.ft.), including 290 social housing units and 290 secured market rental housing units;
2. 168,059 m² (1,808,976 sq.ft.) of commercial space;
3. a 6,503 m² (70,000 sq.ft.) civic centre; and
4. a park;

be referred to Public Hearing, together with:

- (i) plans received September 20, 2013;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)";
- (iii) draft Oakridge Centre Design Guidelines, generally as presented in Appendix J of the above-noted report;
- (iv) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the above-noted report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law, generally in accordance with Appendix A of the above-noted report, for consideration at the Public Hearing.

- B. THAT, as CD-1 (1) By-law No. 3568 includes zoning for lands other than the rezoning site referred to in A above, in addition to the application for the rezoning site, the General Manager of Planning and Development Services be instructed to make application to further amend CD-1 (1) By-law No. 3568 by removing 5733 Cambie Street [see Appendix H of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)" for the legal descriptions of these lands] (the "Terraces") from the Oakridge Centre CD-1(1) By-law No. 3568 and establishing a new CD-1 zoning district for the Terraces, with a new CD-1 By-law containing zoning that supports the existing Terraces development, generally as set out in Appendix D of the above-noted report, and that this second rezoning application be referred to the same Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law, generally in accordance with Appendix D of the above-noted report, for consideration at the Public Hearing.

- C. THAT, as CD-1(1) By-law No. 3568 includes zoning for lands other than the rezoning site and the Terraces referred to in A and B above, in addition to the application for the rezoning site and the Terraces, the General Manager of Planning and Development Services be instructed to make application to further amend CD-1 (1) By-law No. 3568 by removing 635-659 West 45th

Avenue, 688 Fairchild Road and 5926-6076 Tisdall Street [see Appendix H of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)" for the legal descriptions of these lands] (collectively the "Southwest Properties" as shown in Figure 1) from the Oakridge Centre CD-1 (1) By-law and establishing a new CD-1 zoning district for the Southwest Properties, with a new CD-1 By-law containing zoning that supports the existing developments on the Southwest Properties, generally as set out in Appendix E of the above-noted report, and that this third rezoning application be referred to the same Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law, generally in accordance with Appendix E of the above-noted report, for consideration at the Public Hearing.

- D. THAT, subject to enactment of the CD-1 By-law in A above, the Noise Control By-law be amended to amend the address for CD-1 (1) in Schedule A, generally as set out in Appendix C of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Noise Control By-law at the time of enactment of the CD-1 By-law.

- E. THAT, subject to enactment of each of the CD-1 By-laws in A, B and C above, Schedule C of the Parking By-law be amended to include parking regulations for the CD-1 By-laws referred to in A, B, and C above, as set out in Appendix C of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)".

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Parking By-law at the time of enactment of the CD-1 By-law.

- F. THAT, if after public hearing Council approves in principle the rezoning in A above and the Housing Agreement described in section (c) of Appendix B of the Policy Report dated February 12, 2014, entitled "CD-1 Rezoning: 650 West 41st Avenue (Oakridge Centre)", the Director of Legal Services be instructed to prepare the necessary Housing Agreement By-law for enactment prior to enactment of the amendments to CD-1 (1) By-law No. 3568 contemplated by the above-noted report, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the Managing Director of Social Development.

- G. THAT, if after public hearing Council approves in principle the rezonings referred to in A, B, and C above and subsequently the applicant fulfills all of the prior to conditions for enactment of the amendments to CD-1(1) By-law No. 3568 and Council enacts the amendments to CD-1(1) By-law No. 3568, then Council deems the following outstanding obligation (arising from a previous rezoning) of the registered owner of the rezoning site to be satisfied: to transfer a 1.1 acre portion of the rezoning site to the City for 10% of market value.
- H. THAT, if after public hearing Council approves in principle the rezonings referred to in A, B, and C above and subsequently the applicant fulfills all of the prior to conditions for enactment of the amendments to CD-1(1) By-law No. 3568 and Council enacts the amendments to CD-1(1) By-law No. 3568, then Council deems the following outstanding obligation (arising from a previous subdivision) of the registered owner of the rezoning site to be satisfied: to transfer a 2.83 acre parcel of land to the City for park or recreational purposes.
- I. THAT A through H above be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - (ii) THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

A, B, AND C ABOVE ARE SUBMITTED AS A PACKAGE FOR COUNCIL'S CONSIDERATION, THEREFORE IF THE PROPOSED BY-LAW IN A ABOVE IS APPROVED IN PRINCIPLE (AS IS OR AS AMENDED BY COUNCIL AT ITS DISCRETION), B AND C ABOVE MUST ALSO BE APPROVED IN PRINCIPLE.

CARRIED
(Councillor Carr opposed)

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Louie

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Louie

SECONDED by Councillor Stevenson

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

CARRIED UNANIMOUSLY

BY-LAWS

The Mayor noted that Councillor Stevenson had declared Conflict of Interest at the Public Hearing related to the by-law and would therefore not be voting on the by-law.

MOVED by Councillor Deal

SECONDED by Councillor Tang

THAT Council, except for those members ineligible to vote as noted below, enact the by-law listed on the agenda for this meeting as number 1, and authorize the Mayor and City Clerk to sign and seal the enacted by-law.

CARRIED UNANIMOUSLY

1. A By-law to amend CD-1 By-law No. 4412 (100 West 49th Avenue - Langara College)
(By-law No. 10867)
(Councillor Stevenson ineligible to vote due to Conflict of Interest)

MOTIONS

A. Administrative Motions

1. **Approval of Form of Development - CD-1 - 100 West 49th Avenue (170 West 49th Avenue being the application address)**

Councillor Stevenson declared Conflict of Interest on this matter as he teaches at Langara College.

MOVED by Councillor Jang
SECONDED by Councillor Reimer

THAT the form of development for this portion of the site known as 100 West 49th Avenue (170 West 49th Avenue being the application address) be approved generally as illustrated in the Development Application Number 416605, prepared by Proscenium Architecture, and stamped "Received, Community Services Group, Development Services", on September 30, 2013, provided that the Director of Planning may impose conditions and approve design changes which would not adversely affect either the development character of the site or adjacent properties.

CARRIED UNANIMOUSLY
(Councillor Stevenson ineligible to vote due to Conflict of Interest)

B. Motions on Notice

1. **Improving Transparency and Public Access to Council Voting Records**

MOVED by Councillor Carr
SECONDED by Councillor Affleck

WHEREAS

1. The City of Vancouver is committed to policies that encourage transparency of City Hall, citizen engagement and greater voter participation, and has undertaken a \$30 million digital strategy that includes expanding the Open Data program in order to promote and increase digital engagement and public access to information;
2. Voting records for City Council are not currently summarized in complete detail or in a form that is easily accessible to the public;
3. The transparency and accountability of elected officials is a pillar of democracy and, in this regard, the voting records of individual elected officials provide valuable information for the public;

4. At present section 12.6 (b) of the Procedure By-law prescribes that the City Clerk only record in meeting minutes the names of Council members who vote in opposition to a motion;
5. The City of Vancouver does not currently compile and publish a cumulative summary of Council voting records in any format, whether on paper or digital.

THEREFORE BE IT RESOLVED THAT Council direct staff to more fully record votes in the minutes of Regular Council meetings, Standing Committee meetings and Public Hearings, specifying which members voted in favour, voted in opposition, or were recused, on leave, or absent/out of chamber;

BE IT FURTHER RESOLVED THAT Council direct staff to compile this full voting record of Council in a tabulated file (spreadsheet format) for each calendar year, updating it no later than two weeks after each Council meeting, and making the updated file promptly available for access on the Open Data portal (data.vancouver.ca) and on the City's web page for Council meetings.

referred

The Mayor noted a request to speak to this motion had been received.

REFERRAL MOVED by Councillor Ball
SECONDED by Councillor Jang

THAT the motion be referred to the Standing Committee on Planning, Transportation and Environment meeting to be held on Wednesday, February 19, 2014, in order to hear from speakers.

CARRIED UNANIMOUSLY

NOTICES OF MOTION

1. Protecting Vancouver's Public Green Space

Councillor Reimer submitted the following Notice of Motion. Accordingly, the motion will be placed on the agenda of the March 11, 2014, Regular Council meeting, as a Motion on Notice.

MOVER: Councillor Reimer
SECONDER: Mayor Robertson

WHEREAS

1. The Greenest City Action Plan adopted by Council in 2011 sets a target that every person in Vancouver lives within a five-minute walk of a park, greenway or other public green space by 2020;

2. The Greenest City Action Plan did not set a target for the quality of biodiversity in Vancouver, but this goal is important for maintaining and enhancing local ecology;
3. Access to green space supports the City's draft Healthy City Strategy goals of Active Living & Getting Outside, and Environments to Thrive In;
4. Recent community planning processes such as the West End Community Plan, the Downtown Eastside Local Area Plan, Grandview Woodland Community Plan and the Marpole Community Plan all point to a strong desire from the public to maintain, and where possible increase, public access to green space;
5. The City of Vancouver, Vancouver Park Board and Vancouver School Board are all custodians of significant amounts of public green space.

THEREFORE BE IT RESOLVED THAT Council direct staff to:

- Work with the Vancouver Park Board and the Vancouver School Board to develop a strategy of no net loss of public green space in the city of Vancouver;
- Continue to increase public green space guided by the Greenest City Action Plan target, but also through other opportunities as they arise;
- Recommend a strategy, as part of the next Annual Greenest City Action Plan Update, to ensure biodiversity targets are set as part of the Greenest City Action Plan.

notice

2. Traffic Safety and Increased Traffic Volume - 4th Avenue West of Macdonald

Councillor Affleck submitted the following Notice of Motion. Accordingly, the motion will be placed on the agenda of the March 11, 2014, Regular Council meeting, as a Motion on Notice.

MOVER: Councillor Affleck
SECONDER: Councillor Ball

WHEREAS

1. Keeping Vancouver streets safe for everyone - pedestrians, cyclists, and drivers, is a goal of the City of Vancouver;
2. On January 18, 2014, City crews closed Point Grey Road at Macdonald Street to through traffic vehicles, making Point Grey Road west of Macdonald Street a local street and forcing Westbound traffic south on Macdonald Street;

3. According to staff reports, closing Point Grey Road at Macdonald Street now diverts approximately 10,000 vehicles per day onto other arterial roads, including West 4th Avenue, and to a lesser degree, Broadway, West 10th Avenue and West 16th Avenue, as the remaining east-west connectors;
4. Residents in the neighbourhood north of 4th Avenue report that travelling south on any of the neighbourhood side streets (Balaclava, Trutch, Blenheim, Dunbar) and attempting to turn left onto 4th Avenue during the morning rush has now become difficult and dangerous due to the diversion of vehicles from Point Grey Road;
5. The City is currently monitoring traffic volumes in this neighbourhood, reviewing sight lines at the intersections, and reviewing other options including adding vehicle detection loops to activate existing signals along 4th Avenue.

THEREFORE BE IT RESOLVED

- A. THAT Council direct staff to install appropriate traffic signals on 4th Avenue as soon as possible to mitigate the impacts of traffic that has been diverted from Point Grey Road and allow safe egress from the neighbourhood.
- B. THAT funds for appropriate traffic signals on 4th Avenue, and any other mitigations that may be needed, be found within the up to \$6.0 million budget previously approved by Council for Phase 1 of the completion of the Seaside Greenway and creation of the York Bikeway.

notice

NEW BUSINESS

1. Request for Leave of Absence - Councillor Stevenson

MOVED by Councillor Jang
SECONDED by Councillor Tang

THAT Councillor Stevenson be granted a Leave of Absence for Personal Reasons from the Public Hearing to be held on March 13, 2014.

CARRIED UNANIMOUSLY

ENQUIRIES AND OTHER MATTERS

1. Cambie Heritage Boulevard

Councillor Ball enquired what could be done to have the Cambie Heritage Boulevard cleaned-up. The City Manager agreed to follow-up.

ADJOURNMENT

MOVED by Councillor Stevenson
SECONDED by Councillor Tang

THAT the meeting be adjourned.

CARRIED UNANIMOUSLY

The Council adjourned at 1:06 pm.

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