



REGULAR COUNCIL MEETING MINUTES

NOVEMBER 5, 2019

A Regular Meeting of the Council of the City of Vancouver was held Tuesday, November 5, 2019, at 9:35 am, in the Council Chamber, Third Floor, City Hall.

PRESENT:

- Mayor Kennedy Stewart
- Councillor Rebecca Bligh
- Councillor Christine Boyle
- Councillor Adriane Carr*
- Councillor Melissa De Genova*
- Councillor Lisa Dominato
- Councillor Pete Fry*
- Councillor Colleen Hardwick*
- Councillor Sarah Kirby-Yung*
- Councillor Jean Swanson
- Councillor Michael Wiebe*

CITY MANAGER'S OFFICE: Sadhu Johnston, City Manager

CITY CLERK'S OFFICE: Katrina Leckovic, City Clerk
Denise Swanston, Meeting Coordinator

*Denotes absence for a portion of the meeting.

WELCOME

The Mayor acknowledged we are on the unceded territories of the Musqueam, Squamish, and Tsleil-Waututh Nations and we thank them for having cared for this land and look forward to working with them in partnership as we continue to build this great city together.

The Mayor recognized the immense contributions of the City of Vancouver's staff who work hard every day to help make our city an incredible place to live, work, and play.

The Mayor also acknowledged that today marks one year since Council was inaugurated on November 5, 2018, and congratulated Council for achieving this milestone and acknowledged Council's willingness to work together to tackle the issues that matter to the city.

IN CAMERA MEETING

MOVED by Councillor Hardwick
SECONDED by Councillor Dominato

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:

- (c) labour relations or other employee relations;
- (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;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (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

(Councillors De Genova and Kirby-Yung absent for the vote)

ADOPTION OF MINUTES

1. Regular Council (City Finance and Services) – October 2 and 22, 2019

MOVED by Councillor Bligh

SECONDED by Councillor Carr

THAT the Minutes of the Regular Council meeting following the Standing Committee on City Finance and Services meeting of October 2 and 22, 2019, be approved.

CARRIED UNANIMOUSLY

(Councillors De Genova and Kirby-Yung absent for the vote)

2. Regular Council – October 22, 2019

MOVED by Councillor Carr

SECONDED by Councillor Bligh

THAT the Minutes of the Regular Council meeting of October 22, 2019, be approved.

CARRIED UNANIMOUSLY

(Councillors De Genova and Kirby-Yung absent for the vote)

3. Public Hearing – October 22, 2019

MOVED by Councillor Dominato

SECONDED by Councillor Carr

THAT the Minutes of the Public Hearing of October 22, 2019, be approved.

CARRIED UNANIMOUSLY

(Councillors De Genova and Kirby-Yung absent for the vote)

4. Regular Council (Policy and Strategic Priorities) – October 23 and 24, 2019

MOVED by Councillor Carr
SECONDED by Councillor Boyle

THAT the Minutes of the Regular Council meeting following the Standing Committee on Policy and Strategic Priorities meeting of October 23 and 24, 2019, be approved.

CARRIED UNANIMOUSLY
(Councillors De Genova and Kirby-Yung absent for the vote)

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Carr
SECONDED by Councillor Dominato

THAT Council adopt Administrative Report 2 and Policy Reports 1 to 7, on consent.

CARRIED UNANIMOUSLY
(Councillors De Genova and Kirby-Yung absent for the vote)

* * * * *

*MOVED by Councillor Carr
SECONDED by Councillor Dominato*

THAT Council vary the agenda to deal with Administrative Report 1, and adoption of By-laws prior to Report Reference 1.

*CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY
(Councillors De Genova and Kirby-Yun absent for the vote)*

Note: For clarity, the Minutes are recorded in chronological order.

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ADMINISTRATIVE REPORTS

1. 2019 Q3 Capital Budget Adjustments and Closeouts October 22, 2019

MOVED by Councillor Bligh
SECONDED by Councillor Boyle

- A. THAT Council approve an increase of \$2.4 million to the 2019-2022 Capital Plan, funded from external revenue and reserves, as outlined in the Administrative Report dated October 22, 2019, entitled "2019 Q3 Capital Budget Adjustments and Closeouts", and Appendix 2 of the same report.
- B. THAT, subject to approval of A above, Council approve budget and funding adjustments totalling a net increase of \$10.6 million to Multi-Year Capital Project Budgets as outlined in the Administrative Report dated October 22, 2019, entitled "2019 Q3 Capital Budget Adjustments and Closeouts", and Appendix 2 of the same report, with no change to the current overall 2019 Capital Expenditure Budget.
- C. THAT, as part of the quarterly Capital Budget closeout process, Council approve the closeout of two capital projects that were completed with a surplus or deficit exceeding \$200,000 as outlined in in the Administrative Report dated October 22, 2019, entitled "2019 Q3 Capital Budget Adjustments and Closeouts" and Appendix 3 of the same report.
- D. THAT Council receive for information the budget surpluses or deficits for capital projects included in this quarter closeout that were funded by voter-approved capital funding, as noted in Appendix 4 of the Administrative Report dated October 22, 2019, entitled "2019 Q3 Capital Budget Adjustments and Closeouts".

CARRIED UNANIMOUSLY (Vote No. 05096)
(Councillor De Genova absent for the vote)

BY-LAWS

MOVED by Councillor Kirby-Yung
SECONDED by Councillor Carr

THAT Council enact the by-law listed on the agenda for this meeting as number 10, and authorize the Mayor and City Clerk to sign and seal the enacted by-law.

CARRIED UNANIMOUSLY
(Councillor De Genova absent for the vote)

MOVED by Councillor Bligh
SECONDED by Councillor Boyle

THAT Council, except for those members ineligible to vote as noted below, enact the by-laws listed on the agenda for this meeting as number 1-9 and 11, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY
(Councillor De Genova absent for the vote)

1. A By-law to amend CD-1 (738) By-law No. 12537 (3560-3570 Hull Street and 2070-2090 East 20th Avenue) (By-law No. 12568)
(Councillor Kirby-Yung ineligible to vote)
2. A By-law to amend Zoning and Development By-law No. 3575 regarding Rental Housing Unit definition and housekeeping amendments (By-law No. 12569)
3. A By-law to amend Sign By-law No.11879 regarding housekeeping amendments (By-law No. 12570)
4. A By-law to enact a Housing Agreement for 2130 – 2230 Harrison Drive (By-law No. 12571)
5. A By-law to designate certain real property as protected heritage property re: 4727 West 2nd Avenue (Edith and Patrick McGeer Residence) (By-law No. 12572)
6. A By-law to amend Parking Meter By-law No. 2952 regarding Commercial Vehicle Permits (By-law No. 12573)
7. A By-law to amend Street and Traffic By-law No. 2849 regarding Commercial Vehicle Permits (By-law No. 12574)
8. A By-law to Repeal the Vehicle Licensing By-law No. 4021 (By-law No. 12575)
9. A By-law to amend Mountain View Cemetery By-law No. 8719 regarding burial, smoking and dogs (By-law No. 12576)
10. Procedure By-law (By-law No. 12577)
11. A By-law to amend Rental Housing Stock Official Development Plan By-law No. 9488 regarding amendments to the Rental Housing Unit Definition (By-law No. 12578)

REPORT REFERENCE

1. Blue-Green Systems Planning
a. Rain City Strategy
October 7, 2019

Cheryl Nelms, Acting General Manager, Engineering Services, introduced the item and staff from Engineering Services presented on the above-note matter. Engineering Services staff along with Planning, Urban Design and Sustainability staff, responded to questions.

Following the presentation and questions to staff, Council heard from six speakers in support of the recommendations.

MOVED by Councillor Wiebe
SECONDED by Councillor Kirby-Yung

- A. THAT Council adopt the Rain City Strategy and related Streets & Public Spaces and Buildings & Sites Action Plans, implementation targets and rainwater management design standard, as described in Appendix A of the Policy Report dated October 7, 2019, entitled "Rain City Strategy", and direct staff to begin implementation as part of the 2019-2022 Capital Plan and report back on key metrics through the Greenest City Action Plan annual reporting;
- FURTHER THAT Council direct staff to report back on the implementation options, business case, and financial strategies as part of the Rain City Strategies' major initiatives to inform the next 10-year Capital Strategy Outlook and Capital Plan.
- B. THAT Council endorse the Parks and Beaches Action Plan developed with Park Board staff and refer the Rain City Strategy and Parks and Beaches Action Plan, as described in Chapter 7 of Appendix A of the Policy Report dated October 7, 2019, entitled "Rain City Strategy", to the Vancouver Board of Parks and Recreation for consideration.
- C. THAT Council direct staff to amend the City of Vancouver's Provincially-mandated Integrated Rainwater Management Plan to align with the Rain City Strategy, Action Plans, implementation targets and rainwater management design standard as described in the Policy Report dated October 7, 2019, entitled "Rain City Strategy".
- D. THAT Council direct staff to incorporate the goals and objectives of the Rain City Strategy as described in the Policy Report dated October 7, 2019, entitled "Rain City Strategy" and to systematically review options for green rainwater infrastructure integration in (1) the Climate Emergency Response Plan, (2) the City-wide Plan process, (3) policy and planning related to land use, development, streets and transportation, and water, sewer and drainage systems, and (4) City capital (growth and renewal) and operating programs.

- E. THAT Council direct Staff to explore how the City's equity framework (currently under development) applies in the context of holistic water resource planning and how equity and intersectionality could be reflected through integrated water policy, planning, programs, infrastructure delivery and ongoing lifecycle asset management.
- F. THAT Staff report back on comprehensive progress towards Rain City Strategy implementation every three years.

CARRIED UNANIMOUSLY (Vote No. 05093)

**b. Integrated Blue-Green Systems Planning
October 18, 2019**

MOVED by Councillor Wiebe
SECONDED by Councillor De Genova

- A. THAT Council approve the scope of work for Watershed Revival delivered through watershed planning as described in the Administrative Report dated October 18, 2019, entitled "Integrated Blue-Green Systems Planning", and direct staff to proceed with the delivery of this scope of work in conjunction with the City-wide Plan, the Rain City Strategy implementation, and the work on the Greenways Plan;

FURTHER THAT Council direct staff to provide annual updates on progress on watershed planning.
- B. THAT Council approve the scope of work for the Greenways Plan as described in the Administrative Report dated October 18, 2019, entitled "Integrated Blue-Green Systems Planning", and direct staff to proceed with the delivery of this scope of work in conjunction with the City-wide Plan and the work on watershed planning;

FURTHER THAT Council direct staff to provide annual updates on progress on the Greenways Plan.
- C. THAT Council approve the preliminary scoping work proposed for the False Creek to the Fraser River Blueway path as described in the Administrative Report dated October 18, 2019, entitled "Integrated Blue-Green Systems Planning" and direct staff to proceed with the delivery of this preliminary scoping work;

FURTHER THAT Council direct staff to provide an update on the opportunities assessment undertaken for the False Creek to Fraser River Blueway by the end of Q3 2021.

CARRIED UNANIMOUSLY (Vote No. 05094)

UNFINISHED BUSINESS

1. **REZONING: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)**

At the Public Hearing on October 22, 2019, Council concluded hearing from speakers, closed the speakers list and receipt of public comments and referred staff and applicant closing comments, as well as discussion and decision to the Regular Council meeting on November 5, 2019, as Unfinished Business.

Applicant Closing Comments

Rhonda Lui, Associate Project Director, Design Build, Providence Health Care, provided closing comments and responded to speakers' comments from the October 22, 2019 Public Hearing.

Staff Closing Comments

Staff from Planning, Urban Design and Sustainability provided closing comments and responded to additional questions from Council.

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Council recessed at 12 pm and reconvened at 3:13 pm

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Following questions to staff, it was,

MOVED by Councillor De Genova
SECONDED by Councillor Carr

- A. THAT the application by IBI Group on behalf of Providence Health Care Society to rezone 1002 Station Street [*PID 018-550-185; Lot A District Lots 196 and 2037 Plan LMP14138*], and 250-298 Prior Street [*Lot 19 District Lots 181, 196 and 2037 Plan 6780; and Lots C and D both of Blocks 15 to 18 District Lots 196 and 2037 Plan 12884; PIDs 010-813-217, 008-776-300 and 008-776-326 respectively*] from I-3 (Industrial) District and 310 Prior Street [*Lots E and F both of District Lots 196 and 2037 Plan 13449; PIDs 008-126-780 and 008-126-798 respectively*] from I-2 (Industrial) District all to CD-1 (Comprehensive Development) District to allow for the phased construction of the New St. Paul's Hospital and Health Campus comprised of four development parcels with 231,182 sq. m of hospital, office and research uses on a main Health Campus Parcel; 66,638 sq. m of hotel and office uses on a West Parcel; 6,700 sq. m of hotel and office uses on a South Parcel; and 7,554 sq. m of rental housing for health care workers on a North Parcel, with all parcels also having grade-level retail-service uses on the major street frontages, and with maximum building heights generally ranging from 24 to 62 m, generally as presented in Appendix A

of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)" be approved in principle;

FURTHER THAT the proposed form of development also be approved in principle, generally as prepared by IBI Group Inc. and received on August 9, 2019, provided the Director of Planning may allow minor alterations to this form of development when approving the detailed scheme of development;

AND FURTHER THAT the above approvals be subject to the Conditions of Approval contained in Appendix B of the above-noted Policy Report.

- B. THAT, if Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report, dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", 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, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Arts, Culture and Community Services.
- C. THAT the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved.

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Sign By-law at the time of enactment of the CD-1 By-law.

- D. THAT the consequential amendment to the Regional Context Statement Official Development Plan By-law to change the Regional Designation of the lands planned for rental housing (sub-area D in the CD-1) from "Mixed Employment" to "General Urban", generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved;

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Regional Context Statement Official Development Plan By-law at the time of enactment of the CD-1 By-law.

- E. THAT the consequential amendment to the Zoning and Development By-law with regard to the I-3 District Schedule, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved;

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Zoning and Development By-law at the time of enactment of the CD-1 By-law.

- F. THAT, subject to enactment of the CD-1 By-law, the Director of Legal Services be instructed to bring forward for Council approval amendments to the Noise Control By-law, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)".
- G. THAT, subject to enactment of the CD-1 By-law, the General Manger of Planning, Urban Design and Sustainability be instructed to bring forward for Council approval CD-1 Guidelines for the Rezoning Site, generally in accordance with the draft CD-1 Guidelines contained in Appendix D of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)".
- H. THAT A through G 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; and 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.

amended

AMENDMENT MOVED by Councillor Swanson
SECONDED by Councillor De Genova

THAT Council add the following to the end:

THAT Council direct staff to report back by Q2, 2020 with ways to protect lower rent housing and SRO's in the vicinity of the new St. Paul's Hospital from gentrification.

not put

Councillor De Genova rose on a point of order and questioned if the proposed amendment was in order.

After a short recess, the Mayor ruled the amendment out of order as it is not germane to the scope of the recommendations.

AMENDMENT MOVED by Councillor Dominato
SECONDED by Councillor Kirby-Yung

THAT Council add the following as I:

THAT, if Council approves in principle the draft CD-1 By-law as amended following representations at the public hearing, staff be directed to engage and explore with Providence, as part of the development permit process, the possibility of integrating mental health and substance use treatment beds into the St. Paul's Hospital and Health Campus.

CARRIED (Vote No. 05107)
(Councillor Fry opposed)
(Councillor Hardwick abstained)

Section 145.1 of the Vancouver Charter states "Where a member present at a meeting abstains from voting, they are deemed to have voted in the affirmative."

AMENDMENT MOVED by Councillor Fry
SECONDED by Councillor Dominato

THAT Council add the following to the end:

THAT prescribed City-wide DCLs and False Creek Flats Layered DCLs be prioritized and targeted to offset impacts on affordable housing and services in the local neighbouring communities.

not put

Councillor De Genova rose on a point of order and questioned if the proposed amendment was in order.

Following a short recess, the Mayor ruled the amendment out of order under section 523D. of the *Vancouver Charter* and the Area Specific Development Cost Levy (By-law No. 9418).

Prior to the vote, Council agreed to sever the vote, with I., as the first vote, which was CARRIED with Councillor Fry opposed (Vote No. 05108). Subsequently, A through H was CARRIED with Councillors Carr, Fry and Hardwick opposed (Vote No. 05109).

FINAL MOTION AS APPROVED

- A. THAT the application by IBI Group on behalf of Providence Health Care Society to rezone 1002 Station Street [*PID 018-550-185; Lot A District Lots 196 and 2037 Plan LMP14138*], and 250-298 Prior Street [*Lot 19 District Lots 181, 196 and 2037 Plan 6780; and Lots C and D both of Blocks 15 to 18 District Lots 196 and 2037 Plan 12884; PIDs 010-813-217, 008-776-300 and 008-776-326*]

respectively] from I-3 (Industrial) District and 310 Prior Street [*Lots E and F both of District Lots 196 and 2037 Plan 13449; PIDs 008-126-780 and 008-126-798 respectively]* from I-2 (Industrial) District all to CD-1 (Comprehensive Development) District to allow for the phased construction of the New St. Paul's Hospital and Health Campus comprised of four development parcels with 231,182 sq. m of hospital, office and research uses on a main Health Campus Parcel; 66,638 sq. m of hotel and office uses on a West Parcel; 6,700 sq. m of hotel and office uses on a South Parcel; and 7,554 sq. m of rental housing for health care workers on a North Parcel, with all parcels also having grade-level retail-service uses on the major street frontages, and with maximum building heights generally ranging from 24 to 62 m, generally as presented in Appendix A of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)" be approved in principle;

FURTHER THAT the proposed form of development also be approved in principle, generally as prepared by IBI Group Inc. and received on August 9, 2019, provided the Director of Planning may allow minor alterations to this form of development when approving the detailed scheme of development;

AND FURTHER THAT the above approvals be subject to the Conditions of Approval contained in Appendix B of the above-noted Policy Report.

- B. THAT, if Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report, dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", 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, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Arts, Culture and Community Services.
- C. THAT the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved.

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Sign By-law at the time of enactment of the CD-1 By-law.

- D. THAT the consequential amendment to the Regional Context Statement Official Development Plan By-law to change the Regional Designation of the lands planned for rental housing (sub-area D in the CD-1) from "Mixed Employment" to "General Urban", generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved;

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Regional Context Statement Official Development Plan By-law at the time of enactment of the CD-1 By-law.

- E. THAT the consequential amendment to the Zoning and Development By-law with regard to the I-3 District Schedule, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)", be approved;

FURTHER THAT the Director of Legal Services be instructed to bring forward for enactment the by-law to amend the Zoning and Development By-law at the time of enactment of the CD-1 By-law.

- F. THAT, subject to enactment of the CD-1 By-law, the Director of Legal Services be instructed to bring forward for Council approval amendments to the Noise Control By-law, generally as set out in Appendix C of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)".
- G. THAT, subject to enactment of the CD-1 By-law, the General Manger of Planning, Urban Design and Sustainability be instructed to bring forward for Council approval CD-1 Guidelines for the Rezoning Site, generally in accordance with the draft CD-1 Guidelines contained in Appendix D of the Policy Report dated September 17, 2019, entitled "CD-1 Rezoning: 1002 Station Street and 250-310 Prior Street (New St. Paul's Hospital and Health Campus)".
- H. THAT A through G 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; and 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.

- I. THAT, if Council approves in principle the draft CD-1 By-law as amended following representations at the public hearing, staff be directed to engage and explore with Providence, as part of the development permit process, the possibility of integrating mental health and substance use treatment beds into the St. Paul's Hospital and Health Campus.

2. Extinguishing Consumer Fireworks

At the reconvened Standing Committee on Policy and Strategic Priorities meeting on October 24, 2019, the Committee concluded hearing from speakers and referred discussion and decision of the above-noted item to the Regular Council meeting on November 5, 2019, as Unfinished Business.

MOVED by Councillor Fry
SECONDED by Councillor Dominato

WHEREAS

1. Fireworks are dangerous explosive items that can burn up to 1000 degrees Celsius and create loud noises in the range of 150db. Safety guidelines published by Natural Resources Canada requires a minimum 30m x 30m (100' x 100') clear space be used when setting off fireworks. The typical Vancouver lot is only 10 m wide;
2. Consumer fireworks are a popular form of fireworks used for recreation, they include noisemakers, ground spinners, sparklers and aerial fireworks. Display Fireworks are fireworks designed to be used by professionals;¹
3. Each year, Vancouver Police Department calls for service dramatically increase during the five days leading up to October 31st. In a 2018 memo, Vancouver Fire and Rescue Services compiled damages and cost over the last 12 years and found that the average fire loss per year due to the use of consumer fireworks is \$379,000.00;
4. Vancouver is one of the only local cities that allow the sale and use of consumer fireworks. Nearby cities that have banned fireworks due to excessive property damage, injuries and costs to the communities include North Vancouver, Coquitlam, Port Coquitlam, Pitt Meadows, Maple Ridge, Richmond, Delta, Surrey, Langley, Langley Township, Abbotsford, Mission, Victoria, and Seattle WA;
5. In 2007 Council approved amendments to the Fire By-law to restrict the purchase and discharge of fireworks to individuals holding a permit issued by the Fire Chief. The City of Vancouver fire bylaw currently restricts the sale of fireworks except between October 25th and October 31st of each calendar year. Permit holders must be 19 years of age or older and successfully complete the fire department (on line) education and test regarding handling of fireworks;

6. Fireworks set off in urban areas have demonstrable and significant adverse effect on wild animals.² Research studies show that the noise from fireworks causes a great amount of fear, stress and anxiety in wild animals. Other documented effects include nesting birds and other small mammal parents abandoning their nests leaving their defenseless babies behind. The panic can sometimes cause so much disorientation that wildlife parents cannot locate their nests and their babies die. Panic and disorientation from fireworks noise has also resulted in birds flying into windows and buildings, or too far out to sea to escape the noise;³
7. Fireworks set off in urban areas have demonstrable and significant adverse effect on many domestic animals. In 2016 a mixed breed dog named Maggie was killed⁴ when spooked by fireworks she ran onto SkyTrain tracks. Each year the BCSPCA issue warnings to public to protect and calm pets traumatized by fireworks. Animal shelters typically see an increase in lost animals during fireworks sessions and Veterinary Associations caution many animals injure themselves in panicked attempts to escape the blasts;
8. Fireworks have environmental impacts though the release of poisonous chemicals and airborne particles, including colourants and propellants like copper, strontium, lithium, barium, aluminum, potassium and perchlorates. Research has found that fireworks sourced airborne particulates have been found to deplete lung defences more than pollution from traffic sources. Spent fireworks particles and detritus make their way into our waterways, atmosphere and environment;^{5 6}
9. Fireworks can trigger PTSD for survivors of gun violence, war refugees, and veterans;^{7 8}
10. Fireworks-related injuries disproportionately impact children and youth. In 2017, eight people died and over 12,000 were injured badly enough to require medical treatment in the United States, 50% of those casualties were to children and youth under twenty;⁹

THEREFORE BE IT RESOLVED THAT Council direct staff to work with Vancouver Fire and Rescue Services and the Vancouver Police Department to report back in 2020 on a plan to ban the retail sale of consumer fireworks to the public by 2021. Considerations should include:

- i. How to address enforcement and compliance with a ban on consumer fireworks;
- ii. Exemptions for how display fireworks can still be used as part of large public events (Celebration of Light, New Year's Eve etc.) and cultural/religious occasions (Diwali etc.);
- iii. An authorized Fire permit from the City of Vancouver to ignite, explode, set off or detonate display fireworks within the guidelines and conditions

of the permit, Vancouver Fire Bylaw, and the Canadian Explosives Regulations; and

iv. Necessary amendments to the Fire By-law in order to facilitate a ban on consumer fireworks.

1. <http://www.nationalfireworks.ca/>
2. <https://www.forbes.com/sites/grrlscientist/2015/12/31/birds-flee-en-mass-from-new-years-eve-fireworks/#b9dd8b378505>
3. https://www.westsoundwildlife.org/wildlife/Coexisting/CO_Fireworks.html
4. <https://bc.ctvnews.ca/dog-spooked-by-fireworks-killed-on-skytrain-tracks-1.3139826>
5. <http://theconversation.com/our-prettiest-pollutant-just-how-bad-are-fireworks-for-the-environment-52451>
6. <https://pubs.acs.org/doi/abs/10.1021/es1016284>
7. <https://www.theguardian.com/society/2018/jul/04/fireworks-ptsd-fourth-of-july-veterans-shooting-survivors>
8. <https://www.dw.com/en/germany-prepares-refugees-for-new-year-fireworks-over-trauma-concerns/a-18949967>
9. <https://www.nsc.org/home-safety/tools-resources/seasonal-safety/summer/fireworks>

amended

AMENDMENT MOVED by Councillor Kirby-Yung
SECONDED by Councillor Fry

THAT Council amend the resolved clause by inserting the phrase “as well as the use of consumer fireworks in the City of Vancouver” after the word “public” and before the phrase “by 2021”;

FURTHER THAT in ii. the phrase “Canada Day,” be inserted before the phrase “Celebration of Light” and the phrase “Chinese New Year Parade and celebrations,” be inserted after the word “Diwali” and before “etc.”;

FURTHER THAT iv. be deleted and replaced with “Necessary by-law changes to facilitate a ban on the retail sale of consumer fireworks.”;

AND FURTHER THAT the following be added as v. “Necessary amendments to the Fire By-law in order to facilitate a ban on the use of consumer fireworks.”

CARRIED (Vote No. 05110)
(Councillor Wiebe and Mayor Stewart opposed)
(Councillor Hardwick abstained)

Section 145.1 of the Vancouver Charter states “Where a member present at a meeting abstains from voting, they are deemed to have voted in the affirmative.”

AMENDMENT MOVED by Councillor Kirby-Yung
SECONDED by Councillor Bligh

THAT Council delete “2021” from the resolved clause and insert “Halloween 2020”.

LOST (Vote No. 05111)
(Councillors Carr, Bligh, Boyle, De Genova, Dominato, Fry, Hardwick, Wiebe and Mayor Stewart opposed)

* * * * *

At 4:13 pm Councillor Fry assumed the role of Chair, while Mayor Stewart relinquished the Chair to participate in debate.

At 4:15 pm, Mayor Stewart resumed the role of Chair.

* * * * *

The amendments having carried or lost, the motion as amended was put and CARRIED with Councillors De Genova, Wiebe and Mayor Stewart opposed and Councillor Hardwick abstaining from the vote (Vote No. 05112).

Section 145.1 of the Vancouver Charter states “Where a member present at a meeting abstains from voting, they are deemed to have voted in the affirmative.”

FINAL MOTION AS APPROVED

WHEREAS

1. Fireworks are dangerous explosive items that can burn up to 1000 degrees Celsius and create loud noises in the range of 150db. Safety guidelines published by Natural Resources Canada requires a minimum 30m x 30m (100' x 100') clear space be used when setting off fireworks. The typical Vancouver lot is only 10 m wide;
2. Consumer fireworks are a popular form of fireworks used for recreation, they include noisemakers, ground spinners, sparklers and aerial fireworks. Display Fireworks are fireworks designed to be used by professionals;¹
3. Each year, Vancouver Police Department calls for service dramatically increase during the five days leading up to October 31st. In a 2018 memo, Vancouver Fire and Rescue Services compiled damages and cost over the last 12 years and found that the average fire loss per year due to the use of consumer fireworks is \$379,000.00;

4. Vancouver is one of the only local cities that allow the sale and use of consumer fireworks. Nearby cities that have banned fireworks due to excessive property damage, injuries and costs to the communities include North Vancouver, Coquitlam, Port Coquitlam, Pitt Meadows, Maple Ridge, Richmond, Delta, Surrey, Langley, Langley Township, Abbotsford, Mission, Victoria, and Seattle WA;
5. In 2007 Council approved amendments to the Fire By-law to restrict the purchase and discharge of fireworks to individuals holding a permit issued by the Fire Chief. The City of Vancouver fire bylaw currently restricts the sale of fireworks except between October 25th and October 31st of each calendar year. Permit holders must be 19 years of age or older and successfully complete the fire department (on line) education and test regarding handling of fireworks;
6. Fireworks set off in urban areas have demonstrable and significant adverse effect on wild animals.² Research studies show that the noise from fireworks causes a great amount of fear, stress and anxiety in wild animals. Other documented effects include nesting birds and other small mammal parents abandoning their nests leaving their defenseless babies behind. The panic can sometimes cause so much disorientation that wildlife parents cannot locate their nests and their babies die. Panic and disorientation from fireworks noise has also resulted in birds flying into windows and buildings, or too far out to sea to escape the noise;³
7. Fireworks set off in urban areas have demonstrable and significant adverse effect on many domestic animals. In 2016 a mixed breed dog named Maggie was killed⁴ when spooked by fireworks she ran onto SkyTrain tracks. Each year the BCSPCA issue warnings to public to protect and calm pets traumatized by fireworks. Animal shelters typically see an increase in lost animals during fireworks sessions and Veterinary Associations caution many animals injure themselves in panicked attempts to escape the blasts;
8. Fireworks have environmental impacts though the release of poisonous chemicals and airborne particles, including colourants and propellants like copper, strontium, lithium, barium, aluminum, potassium and perchlorates. Research has found that fireworks sourced airborne particulates have been found to deplete lung defences more than pollution from traffic sources. Spent fireworks particles and detritus make their way into our waterways, atmosphere and environment;^{5 6}
9. Fireworks can trigger PTSD for survivors of gun violence, war refugees, and veterans;^{7 8}
10. Fireworks-related injuries disproportionately impact children and youth. In 2017, eight people died and over 12,000 were injured badly enough to require medical treatment in the United States, 50% of those casualties were to children and youth under twenty;⁹

THEREFORE BE IT RESOLVED THAT Council direct staff to work with Vancouver Fire and Rescue Services and the Vancouver Police Department to report back in 2020 on a plan to ban the retail sale of consumer fireworks to the public as well as the use of consumer fireworks in the City of Vancouver by 2021. Considerations should include:

- i. How to address enforcement and compliance with a ban on consumer fireworks;
- ii. Exemptions for how display fireworks can still be used as part of large public events (Canada Day, Celebration of Light, New Year's Eve etc.) and cultural/religious occasions (Diwali, Chinese New Year Parade and celebrations, etc.);
- iii. An authorized Fire permit from the City of Vancouver to ignite, explode, set off or detonate display fireworks within the guidelines and conditions of the permit, Vancouver Fire Bylaw, and the Canadian Explosives Regulations;
- iv. Necessary by-law changes to facilitate a ban on the retail sale of consumer fireworks.
- v. Necessary amendments to the Fire By-law in order to facilitate a ban on the use of consumer fireworks.

3. Four Pillars Drug Strategy Review and Additional Resources

At the reconvened Standing Committee on Policy and Strategic Priorities meeting on October 24, 2019, due to time constraints, the Committee referred discussion and decision of the above-noted item to the Regular Council meeting on November 5, 2019, as Unfinished Business.

MOVED by Councillor De Genova
SECONDED by Councillor Dominato

WHEREAS

1. The Four Pillars Drug Strategy was introduced at Vancouver City Council in the 1990s by former City of Vancouver Mayor Philip Owen;
2. In 1998, Council approved "A Program of Strategic Actions for the Downtown Eastside" which included developing directions for the City to address substance misuse issues in the Downtown Eastside and the city;
3. Based on policy and research gathered from exploring models in European cities (Frankfurt, Geneva, Zurich) in the United Kingdom (Liverpool), Australia (Sydney) and U.S.A. (Portland, Oregon) on April 24, 2001, Council officially adopted a revised framework and policy recommendations "A Framework for action: A Four Pillar Approach to Vancouver's Drug Problems";
4. The Four Pillars Drug Strategy includes:

- Harm Reduction
 - Prevention
 - Treatment
 - Enforcement
5. Vancouver is world renowned for implementation of the Four Pillars Strategy and exploring new clinical trials, programs and approaches to address drug policy. Listed below are examples:
- i) InSite opened September 21, 2003, in Vancouver's Downtown Eastside and is the first supervised injection facility in North America. InSite is managed by Vancouver Coastal Health and over the years it has proved to be successful in several ways including reducing overdose fatalities, reducing the transmission of blood-borne infections like HIV and Hepatitis C, increasing referral and connections with community and health programs;
 - ii) The North American Opiate Medication Initiative (NAOMI) Study was approved by Health Canada and funded by Canadian Institutes of health research. A Vancouver clinical trial began with enrollment of 192 volunteers in 2005 and enrollment concluded in 2007. The objective of this clinical trial was to test if heroin-assisted therapy benefits people suffering from chronic opiate addictions who have not benefited from other treatments. Clinical Trials were also conducted in Montreal and Quebec City;
 - iii) The Study to Assess Longer-term Opioid Medication Effectiveness (SALOME) enrolled 202 volunteers for a clinical trial study beginning in 2011 with study completion in 2016. SALOME endeavored to compare two medications- diacetylmorphine (active ingredient in heroin) and hydromorphone;
6. The City of Vancouver and Mayor and Council over several terms and of different political affiliations have supported the Four Pillars Drug Strategy, updating actions in the strategy to address current and emerging community needs;
7. Overdose Prevention Sites and Drug Checking Services have expanded in Vancouver, providing clients at Insite and individuals using the Overdose Prevention Society Site and others the ability to test drugs for fentanyl and other substances. A Vancouver Coastal Health (VCH) media release in 2017 announced 4 locations and the Powell Street Getaway, offering a Fourier-Transform Infrared Spectrometer (FTIR), which can identify multiple ingredients in drugs;
8. April 14, 2016 the overdose crisis was declared a public health emergency in British Columbia and in the province over 3,600 people have lost their lives because of overdose;

9. December 20, 2018, a Special Council meeting was held for “Mayor’s Overdose Emergency Task Force –Recommendations for Immediate Action on the Overdose Crisis”. The following language carried in a Council amendment:

THAT Council direct staff to explore how all pillars of the Four Pillars Drug Strategy have been applied to the overdose crisis since the Provincial Medical Health Officer declared a public health emergency under the Public Health Act on April 14, 2016, and report back in Q3 of 2019;

10. In July 2019, Council approved a safe supply statement and recommended resolution for FCM to “call on the federal government to expand access to safe supply by proactively supporting all doctors, health authorities, provinces and all relevant professional colleges, including physicians and surgeons across Canada, to safely provide regulated opioids or other substances through a free and federally available Pharmacare program.” In September 2019, a resolution passed at FCM in support of initiatives to support and fast-track safe supply for municipalities;
11. Portugal has adopted an innovative model setting their system apart, including decriminalization of illicit drugs for users found carrying personal supply (for up to 10 days). The system has similar objectives to the Four Pillars Drug Strategy. Like restorative justice, the “Commission for the Dissuasion of Drug Addiction” offers a different approach to enforcement. There is also access to a long-term safe supply for chronic opioid users, who can be connected to ongoing treatment and community support. The Portugal model is measured by data and success—including a significant reduction in overdose related deaths, the cost of incarceration, healthcare and property crime;
12. Although the City of Vancouver has expressed the need for increased treatment options, access to treatment is limited and waitlists can be ineffective and long for people facing addiction.

THEREFORE BE IT RESOLVED

- A. THAT, in the interest of moving forward with a comprehensive review and the ongoing of the Four Pillars Drug Strategy, Council direct staff to increase resources and the capacity of city staff to research drug policy;

FURTHER THAT the City manager administer and organize staff and resources, to increase the capacity of Arts, Culture and Community Services to research a new drug policy to further achieve the goals of the Four Pillars Drug Strategy; AND FURTHER THAT that this be implemented as soon as possible and no later than the 2021 City of Vancouver operating budget cycle.

- B. THAT Council direct staff to investigate and report back on the possibility of implementing “new to Vancouver initiatives”, that have proven to be successful in drug policy strategy approved by federal parliament in Portugal;

FURTHER THAT any recommendations that may be brought forward, are in the spirit of The Four Pillars Drug Strategy and the Healthy City Strategy.

carried

AMENDMENT MOVED by Councillor Swanson
SECONDED by Councillor De Genova

THAT Council add the following as C:

THAT the City formalize the Vancouver Police Department's de-facto policy against arresting people for personal possession of illegal drugs;

FURTHER THAT the City regulate opioid compassion, clubs like it regulated cannabis storefronts before cannabis was legal, working with non-profits and Vancouver coastal health to monitor illegal opioid sales and minimize risks of fentanyl.

not put

Councillor Kirby-Yung rose on a point of order and questioned if the proposed amendment was in order.

The Chair ruled the proposed amendment out of order as Council does not direct the Vancouver Police Department's actions or policies.

MOVED by Councillor De Genova
SECONDED by Councillor Dominato

THAT Council Call the Question on Unfinished Business item 3 "Four Pillars Drug Strategy Review and Additional Resources".

CARRIED AND BY THE
REQUIRED MAJORITY (Vote No. 05113)
(Councillors Swanson and Wiebe opposed)
(Councillors Carr and Fry absent for the vote)

The vote to Call the Question having carried, the motion was put and CARRIED UNANIMOUSLY (Vote No. 05114) with Councillors Bligh, Boyle, Kirby-Yung and Swanson opposed and Councillors Carr and Fry absent for the vote.

ADMINISTRATIVE REPORTS

2. Commercial Vehicle Decal Program Renewal October 2, 2019

- A. THAT Council approve, in principle, the repeal of the Vehicle Licensing By-law No. 4021 and the end of the commercial vehicle licensing program for

commercial vehicles operating in the City of Vancouver as outlined in the Policy Report dated October 2, 2019, entitled “Commercial Vehicle Decal Program Renewal”;

FURTHER THAT Council instruct the Director of Legal Services to bring forward for enactment a by-law to repeal Vehicle Licensing By-law No. 4021, as generally set out in Appendix A of the above-noted report.

- B. THAT Council approve, in principle, amendments to the Street and Traffic By-law No. 2849, and the Parking Meter By-Law No. 2952, generally as set out in the Policy Report dated October 2, 2019, entitled “Commercial Vehicle Decal Program Renewal” and Appendix A of the same report;

FURTHER THAT Council instruct the Director of Legal Services to bring forward for enactment amendments to the Street and Traffic By-law No. 2849 and the Parking Meter By-Law No. 2952, as generally set out in Appendix A of the above-noted report.

ADOPTED ON CONSENT (Vote No. 05097)

POLICY REPORTS

1. **CD-1 Rezoning: 6161 Cambie Street (Alliance Francaise) October 22, 2019**

- A. THAT the application by McFarland Marceau Architects, on behalf of L'Alliance Francaise de Vancouver, the registered owner, to rezone 6161 Cambie Street [*PID 009-300-996, Lot 3 of Lot B, Block 1008, District Lot 526, Plan 10803*] from CD-1 (12) Comprehensive Development) District to a new CD-1 to permit the redevelopment of Alliance Francaise, an existing educational and cultural facility on site, be referred to a Public Hearing, together with:
- (i) plans prepared by McFarland Marceau Architects, received August 20, 2018;
 - (ii) draft amending by-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 6161 Cambie Street (Alliance Francaise)”;
 - (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including approval in principle of the form of development, subject to the Conditions of Approval 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 referral of the rezoning application to Public Hearing, a consequential amendment to remove the subject site from the CD-1 District (12) by-law, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 6161 Cambie Street (Alliance Francaise)", also be referred to the same Public Hearing;

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

- C. THAT, if the application is referred to a Public Hearing, the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 6161 Cambie Street (Alliance Francaise)", be referred to the same Public Hearing;

FURTHER THAT, the Director of Legal Services be instructed to prepare the necessary by-law, generally as set out in Appendix C of the above-noted report, for consideration at the Public Hearing.

- D. THAT, subject to approval of the rezoning application, the Noise Control By-law be amended to include this CD-1 in Schedule B, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 6161 Cambie Street (Alliance Francaise)";

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 amending 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 and 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;
- (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 (Vote No. 05098)

**2. CD-1 Rezoning: 319-359 West 49th Avenue
October 22, 2019**

- A. THAT the application by Matthew Cheng Architects Inc., on behalf of Killarney Enterprises (49th) Ltd., the registered owner, to rezone 319-359 West 49th Avenue [*Lots 13 and 14 and Subdivision 15, all of Lot 4, Block 999, District Lot 526, Plan 5531; PIDs: 011-138-360, 008-268-908, and 002-467-411 respectively*] from RS-1 (One-Family Dwelling) District to CD-1 (Comprehensive Development) District, to increase the permitted floor space ratio (FSR) from 0.70 to 2.30 and the building height from 10.7 m (35 ft.) to 18.1 m (59.4 ft.) to permit the development of a four-and-a-half storey building containing commercial use and 51 strata residential units, be referred to a Public Hearing together with:
- (i) plans prepared by Matthew Cheng Architects Inc., received December 12, 2018;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 319-359 West 49th Avenue"; and
 - (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including approval in principle of the form of development, subject to the Conditions of Approval 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 Subdivision By-law be amended generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 319-359 West 49th 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.

- C. THAT, if the application is referred to a Public Hearing, the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 319-359 West 49th Avenue", be referred to the same Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law, generally as set out in Appendix C of the above-noted report, for consideration at the Public Hearing.

- D. THAT, subject to approval of the rezoning application, the Noise Control By-law be amended to include this CD-1 in Schedule A, generally as set out in

Appendix C of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 319-359 West 49th Avenue”;

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 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 and 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 (Vote No. 05099)

**3. CD-1 Rezoning: 1102-1138 East Georgia Street
October 22, 2019**

- A. THAT the application by Ekistics Architecture, on behalf of CH (East Georgia) GP Inc., to rezone:
- 1102-1120 East Georgia Street [*Lots 1 to 4, Block 21 of Block A, District Lot 182, Plan 355; PIDs: 015-363-945, 015-363-961, 015-363-970, and 015-363-996 respectively*];
 - 1128 East Georgia Street [*PID: 015-364-054; The East 19.5 Feet of Lot 5, Block 21 of Block A, District Lot 182, Plan 355; PID: 015-364-003; Lot 5, Except the East 19.5 Feet, Block 21 of Block A, District Lot 182, Plan 355; PID: 015-364-089; Lot 6, Block 21 of Block A, District Lot 182, Plan 355*]; and
 - 1134-1138 East Georgia Street [*Lots 7 to 8, Block 21 of Block A, District Lot 182, Plan 355; PIDs: 013-499-459 and 013-499-475 respectively*] from I-2 (Industrial) District to CD-1 (Comprehensive Development) District to permit development of a four-storey mixed-use building consisting of commercial and light industrial uses at grade with a mezzanine level, and a total of 47 residential units (37 strata-titled units and 10 social housing units),

with a floor space ratio (FSR) of 2.57 and a building height of 15.9 m (52.2 ft.), be referred to public hearing together with:

- (i) plans prepared by Ekistics Architecture, received August 14, 2018, with an addendum received July 18, 2019;
- (ii) draft by-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1102-1138 East Georgia Street"; and
- (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including approval in principle of the form of development, subject to the Conditions of Approval 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 the public hearing.

- B. THAT, if after public hearing, Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1102-1138 East Georgia Street", the Director of Legal Services be instructed to prepare the necessary Housing Agreement By-law for enactment prior to enactment of the zoning by-law, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Arts, Culture and Community Services.

- C. THAT, if the application is referred to a public hearing, the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1102-1138 East Georgia Street", be referred to the same public hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law, generally as set out in Appendix C of the above-noted report, for consideration at the public hearing.

- D. THAT, subject to enactment of the CD-1 by-law, the Noise Control By-law be amended to include this CD-1 in Schedule B, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1102-1138 East Georgia Street";

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 amending by-law.

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

- (i) THAT the passage of the above resolution creates no legal rights for the applicant or any other person, or obligation on the part of the City, and 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 (Vote No. 05100)

**4. CD-1 Rezoning: 1940 Main Street
October 22, 2019**

- A. THAT the application by Formosis Architecture, on behalf of Main Street Arts 2 Investments Inc. (PortLiving), to rezone 1940 Main Street [*Lots A and B, both of Block 16, District Lot 200A, Plan 7965, and Lot 4, Block 16, District Lot 200A, Plan 197, PIDs: 010-249-702, 010-249-745 and 010-249-770 respectively*] from IC-2 (Industrial) District to CD-1 (Comprehensive Development) District, to provide residential and commercial uses and to increase the floor space ratio (FSR) from 3.0 to 3.75 and building height from 18.3 m (60 ft.) to 22.7 m (74.5 ft.) to permit development of a six-storey mixed-use building consisting of at-grade and below-grade commercial retail space, 49 strata-titled residential units, and a 37-space City-owned childcare facility, be referred to public hearing together with:
 - (i) plans prepared by Formosis Architecture, received December 20, 2018;
 - (ii) draft by-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1940 Main Street"; and
 - (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including approval in principle of the form of development, subject to the Conditions of Approval 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 the public hearing.

- B. THAT, if the application is referred to a public hearing, the application to amend the Sign By-law to establish regulations for this CD-1, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1940 Main Street", be referred to the same public hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law, generally as set out in Appendix C of the above-noted report, for consideration at the public hearing.

- C. THAT, subject to enactment of the CD-1 By-law, the Noise Control By-law be amended to include this CD-1 in Schedule B, generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1940 Main Street";

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.

- D. THAT subject to enactment of the CD-1 By-law, the Parking By-law be amended to include this CD-1 in Schedule C and to provide parking regulations generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1940 Main Street";

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.

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

- (i) THAT the passage of the above resolution creates no legal rights for the applicant or any other person, or obligation on the part of the City, and 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 (Vote No. 05101)

**5. CD-1 Rezoning: 2603-2655 Renfrew Street
October 22, 2019**

- A. THAT the application, by Wensley Architecture Ltd. on behalf of Renfrew & East 10th Nominee Inc. (BC 1089647) (Molnar Group) to rezone 2603-2655 Renfrew Street [Lots 14-18, all of Block 3 South ½ of Section 35 Town of Hastings Suburban Lands Plan 2059; PIDs: 005-012-155, 014-065-495, 003-067-408, 014-065-517, and 010-867-945 respectively] from RS-1 (Single-family Dwelling) District to CD-1 (Comprehensive Development) District to increase the permitted floor space ratio (FSR) from 0.70 to 3.54 and the building height from 10.70 m (35.0 ft.) to 25.8 m (84.5 ft.) to permit the development of a seven-storey mixed-use building with commercial uses at grade and 82 secured rental housing units with 20 per cent of the residential floor area being secured as moderate income units under the *Moderate Income Rental Housing Pilot Program*, be referred to Public Hearing together with:
- (i) plans prepared by Wensley Architecture Ltd., received on April 9, 2019;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2603-2655 Renfrew Street”; and
 - (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including approval in principle of the form of development, subject to the Conditions of Approval 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 the Public Hearing.

- B. THAT, if after Public Hearing, Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2603-2655 Renfrew Street”, 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, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Planning, Urban Design and Sustainability.
- 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 October 22, 2019, entitled “CD-1 Rezoning: 2603-2655 Renfrew Street”;

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, subject to enactment of the CD-1 By-law, the Sign By-law be amended generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 2603-2655 Renfrew Street";

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

- E. THAT, subject to enactment of the CD-1 By-law, the Noise Control By-law be amended generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 2603-2655 Renfrew Street";

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.

- F. THAT A through E 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; and 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 bylaw 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 (Vote No. 05102)

**6. CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th Avenue
October 22, 2019**

- A. THAT the application, by Wensley Architecture Ltd. on behalf of Renfrew & East 10th (No.2) Nominee Inc. (Inc., No. BC1089655) (Molnar Group) to rezone 2543-2583 Renfrew Street and 2895 East 10th Street [Lots 17-22, all of Block 2 South ½ of Section 35 Town of Hastings Suburban Lands Plan 2059; PIDs: 007-765-541, 008-172-188, 009-948-465, 014-065-614, 014-065-622, and 014-065-649 respectively] from RS-1 (Single-family Dwelling) District and C-1 (Commercial) District to CD-1 (Comprehensive Development) District to increase the permitted floor space ratio (FSR) to 3.60 and to increase the building height to 26.2 m (86 ft.) to permit the development of a seven-storey mixed-use building with commercial uses at grade and 96 secured rental housing units with 20 per cent of the residential floor area being secured as moderate income units

under the *Moderate Income Rental Housing Pilot Program*, be referred to public hearing together with:

- (i) plans prepared by Wensley Architecture Ltd., received on April 9, 2019;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th Avenue”; and
- (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application, including approval in principle of the form of development, subject to the Conditions of Approval 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 the Public Hearing.

- B. THAT, if after Public Hearing, Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th 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, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Planning, Urban Design and Sustainability.
- C. THAT, subject to enactment of the CD-1 By-law, the Subdivision By-law be amended generally set out in Appendix C of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th Avenue”;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law, generally as set out in Appendix C of the above-noted report, for consideration at the Public Hearing.

- D. THAT, subject to enactment of the CD-1 By-law, the Sign By-law be amended generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th Avenue”;

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

- E. THAT, subject to enactment of the CD-1 By-law, the Noise Control By-law be amended generally as set out in Appendix C of the Policy Report dated October 22, 2019, entitled “CD-1 Rezoning: 2543-2583 Renfrew Street and 2895 East 10th Avenue”;

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.

- F. THAT A through E 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; and 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 bylaw 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 (Vote No. 05103)

**7. CD-1 Rezoning: 1805 Larch Street
October 22, 2019**

- A. THAT the application by Metric Architecture, on behalf of 1157013 B.C. Ltd., the registered owner, and Jameson Larch & 2nd Avenue Limited Partnership (Jameson Developments), the beneficial owner, to rezone 1805 Larch Street [Lots 8, 9, and 10, Except the South 2 Feet Now Lane, all of Block 220A District Lot 526 Plan 1058; PIDs 014-980-789, 014-980-894, and 014-980-908 respectively] from RT-8 (Two-family Dwelling) to CD-1 (Comprehensive Development) District, to increase the floor space ratio (FSR) from 0.75 to 2.53 and building height from 10.7 m (35.1 ft.) to 20.5 m (67.1 ft.) to permit development of a five-storey residential building which would contain 63 secured rental housing units, with 20 per cent of the residential floor area being secured as moderate income units, under the *Moderate Income Rental Housing Pilot Program*, be referred to Public Hearing together with:
- (i) plans prepared by Metric Architecture, received January 24, 2019;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1805 Larch Street"; and
 - (iii) the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, including

approval in principle of the form of development, subject to the Conditions of Approval 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 for consideration at the Public Hearing.

- B. THAT, if after Public Hearing, Council approves in principle the rezoning and the Housing Agreement described in Part 2 of Appendix B of the Policy Report dated October 22, 2019, entitled "CD-1 Rezoning: 1805 Larch Street", 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, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the General Manager of Planning, Urban Design and Sustainability.
- 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; and 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 bylaw 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 (Vote No. 05104)

MOTIONS

A. Administrative Motions

1. Approval of Form of Development - CD-1 (164) – 333 Seymour Street

MOVED by Councillor De Genova
SECONDED by Councillor Dominato

THAT the form of development for this portion of the site known as 333 Seymour Street be approved generally as illustrated in the Development Application Number DP-2019-00200, prepared by B+H Architects, and stamped "Received, City of Vancouver, Development Buildings and Licensing", on July 24, 2019, 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 (Vote No. 05105)

B. Motions on Notice

1. Requests for Leave of Absence

MOVED by Councillor De Genova
SECONDED by Councillor Boyle

THAT Councillor Hardwick be granted a Leave of Absence for personal reasons from meetings during the hours of 6:00 and 10:00 pm, on Tuesday, November 5, 2019.

CARRIED UNANIMOUSLY (Vote No. 05120)
(Councillor Wiebe absent for the vote)

2. Safe and Inclusive Streets: Support for Community Crisis Management through Understanding and De-escalation

Councillor De Genova rose on a point of order asking if the motion was in order as some of the language seems redundant to what staff are already working on.

After a short recess, the Mayor ruled the motion in order.

MOVED by Councillor Fry
SECONDED by Councillor Dominato

WHEREAS

1. Jane Jacobs famously posited: “The public peace—the sidewalk and street peace—of cities is not kept primarily by the police, necessary as police are. It is kept primarily by an intricate, almost unconscious, network of voluntary controls and standards among the people themselves, and enforced by the people themselves”;¹
2. Today, the complex relationship of gentrification and inclusion; poverty; homelessness; mental health and addiction have emerged as a crisis all along the West Coast and specifically Downtown Vancouver. This crisis often manifests in conflict: Concerns around crime and safety, neighbourhood decline, and chronic street nuisance. These conflicts in turn result in higher volumes of police and non-emergency calls, calls for more security and pro-active engagement, and compassion fatigue;
3. Chronic street nuisance is a particular and highly visible symptom of the larger crisis and can be defined as conditions that (1) violate community norms

- governing proper conduct in a particular public space (2) over a protracted period of time (3) to the minor annoyance of passersby. A person perpetrates a chronic street nuisance by persistently acting in a public space in a manner that violates prevailing community standards of behavior, to the significant cumulative annoyance of persons of ordinary sensibility who use the same spaces;²
4. In 2019, Vancouver's homelessness count was 2,223 people (up two per cent from 2018), with 614 people living on the street;³
 5. Street entrenched and homeless people have often experienced trauma including intergenerational and childhood trauma; sexual and physical victimization; physical or mental health issues and addictions; compounded by the trauma of living on the street or in substandard housing and of social isolation;⁴
 6. First responders, non-profits, outreach workers, as well as shelter and housing providers are all variously trained in some form of de-escalation techniques through non-violent crisis intervention instruction and trauma-informed workshops;
 7. Increasingly the private sector, including BIAs and security providers^{5, 6} are learning de-escalation techniques through non-violent crisis intervention instruction and trauma-informed workshops, and offering instruction to their members. For example: Toronto's Downtown Yonge BIA⁹ holds information sessions (facilitated by the Canadian Mental Health Association) for business owners and managers who want to learn more about techniques for de-escalation when individuals enter their establishments in distress;
 8. Many businesses and residents of Downtown Vancouver find themselves ill-equipped for any sort of community crisis management or de-escalation, and amidst increasing reports of conflict surrounding chronic street nuisance and disorder, many Vancouverites don't know who to call, how to help or get help;
 9. In 2014, Vancouver City Council adopted the Caring for All Report⁸ with the following call to action: "The City clearly has a responsibility to support and advocate for safe and inclusive communities for all residents... By making use of its full range of social development tools, from advocacy to direct services, the City is well positioned to support partnerships to help transform existing services and approaches in the arena of mental health and addictions. As experienced over the last year in the work of the Task Force, the City can also play an important convening role to bring partners and citizens together to address complex issues";
 10. In 2014, Vancouver City Council adopted A Healthy City For All strategy⁹ with a clear vision statement and within one of its three main areas of focus Healthy Communities - Cultivating Connections, a clear call to action to *Examine regulations, policies, and processes that affect our relationships with and between residents - past, present and future.*

THEREFORE BE IT RESOLVED

- A. THAT Vancouver City Council commit to safe and inclusive streets and communities for enjoyment and use of all residents.
 - B. THAT Council direct staff to reach out to relevant partner agencies including Vancouver Coast Health, Vancouver Police Department, Canadian Mental Health Association, Ministry of Mental Health and Addictions, and others (including community groups, peer supporters and BIAs) as applicable to develop a workplan by Q2 2020 for a collaborative strategy around community engagement for responding to and managing street disorder.
 - C. THAT a strategy of community engagement for responding to and managing street disorder:
 - i. is inclusive and accessible, rooted in compassion and mutual understanding;
 - ii. is informed by best practices and lived experience;
 - iii. is rooted in non-violent crisis intervention and de-escalation;
 - iv. provides participants a better understanding of issues around mental health and trauma;
 - v. considers place-making opportunities to counter impressions and incidence of chronic street nuisance; and
 - vi. reduces call volumes for police response, while redirecting more appropriate resources as applicable.
1. Jane Jacobs *The Death and Life of Great American Cities*
 2. [Yale Law: Ellickson, Robert C., "Controlling Chronic Misconduct in City Spaces: Of Panhandlers, Skid Rows, and Public-Space Zoning" \(1996\)](#)
 3. [2019 City of Vancouver Homelessness Count](#)
 4. [Homeless Hub: Trauma Informed Services](#)
 5. [Vancouver office building managers' response to homeless people has shifted](#)
 6. [HxBIA provides free workshops on deescalation techniques, opioid response training](#)
 7. [Downtown Yonge BIA - For Businesses: Mental Health Recognition and Response Workshop](#)
 8. [Caring for All report on priority actions to address mental health and addictions](#)

9. [City of Vancouver: A Healthy City for All](#)

REFERRAL MOVED by Councillor De Genova
SECONDED by Councillor Boyle

THAT Council refer the motion “Safe and Inclusive Streets: Support for Community Crisis Management through Understanding and De-escalation” to the Council meeting following the Standing Committee on City Finance and Services, on November 6, 2019, as Unfinished Business.

CARRIED UNANIMOUSLY (Vote No. 05121)

* * * * *

Council agreed to deal with Motions B3 and B6, prior to dealing with Motions B4 and B5.

* * * * *

3. Exploring a More Robust Policy Framework Relating to the Sale and Promotion of Vaping Products

MOVED by Councillor Bligh
SECONDED by Councillor Dominato

WHEREAS

1. There has been a noticeable increase in the number of Vancouver retailers selling vape equipment and supplies over the past few years amid calls to limit, or even ban, vaping products and their promotion given serious concerns regarding the health risks associated with vaping, particularly the advertising of vaping products which often targets minors and youth;
2. The City of Vancouver does not currently impose any specific restrictions on the sale of vape equipment and supplies, for example, there is no minimum distance requirement between retailers of vaping equipment and supplies as is the case for liquor stores and cannabis retailers, nor does the City have a license category specific to retailers who sell vape products;
3. The BC Lung Association notes that although the long-term health effects of using vaping products are currently unknown and under scientific examination, the “Short-term health effects include coughing, sneezing, exacerbation in asthma symptoms and increased heart rate” are known;
4. On September 4, 2019, in the wake of reported cases of severe pulmonary illness and a number of deaths associated with the use of vaping products in the United States, Health Canada advised Canadians who use vaping products to

monitor themselves for symptoms of pulmonary illness (e.g., cough, shortness of breath, chest pain) and to seek medical attention promptly if they have concerns about their health;

5. On Sept. 19, 2019, Dr. Bonnie Henry, B.C.'s provincial health officer, issued a notice under the Reporting Information Affecting Public Health Regulation that requires physicians to report incidences of patients exhibiting symptoms that meet the national case definition for vaping-related illness;
6. On Wednesday, October 16, 2019, Dr. Bonnie Henry, B.C.'s provincial health officer, confirmed the first probable case of a vaping-related illness in B.C., noting "several other investigations [are] underway that may also meet the case definition of probable or confirmed vaping-related illness in the near future";
7. Dr. Bonnie Henry, B.C.'s provincial health officer, has also stated that vaping "is quickly emerging as a significant public health issue, [and]... turning back the clock on decades of effective anti-smoking efforts and creating a new generation of young people addicted to nicotine";
8. Vancouver Coastal Health has reported seeing "the classic signs of nicotine addiction in young people who vape" (i.e., they can't concentrate in school, they're irritable, and they don't recognize they are experiencing nicotine withdrawal) and further stated that there is "a limited window of opportunity to reach young people who use e-cigarettes" given that studies show 99 percent of people who become addicted to nicotine do so before the age of 26 while the brain is still developing;
9. Vancouver Coastal Health (VCH) is responsible for the enforcement of provincial regulations governing sales of tobacco and vape products in Vancouver;
10. For its part, Vancouver Coastal Health has expressed grave concern that the "young e-cigarette users of today don't know the risks of vaping, and could become the tobacco smokers of tomorrow," while also noting that although the long term health effects of vaping are not known, it is known that the chemicals in some products are not safe when inhaled and that anyone near someone vaping can also be affected by the vapour;
11. The BC Lung Association makes note of several studies that suggest the health effects of vaping can be similar to those of cigarette smoking and also notes that there have been cases of children and adults poisoned by swallowing the e-juice or absorbing it through their skin;
12. Vancouver Coastal Health notes on its website that "Vaping products, like vape pens and e-cigarettes, may contain:
 - Nicotine
 - Volatile Organic Compounds (also found in gasoline)
 - Carbonyls (also found in embalming liquid)
 - Tiny particles (also found in wildfire smoke)

- Toxic heavy metals such as chromium, nickel and lead
 - Flavours (e-juice)
13. Vancouver Coastal Health advises that there are currently 479 retailers in Vancouver that fall under the purview of VCH's Tobacco Enforcement Program:
- 232 – sell tobacco and vape products
 - 149 – sell tobacco exclusively
 - 33 – sell vape products exclusively
 - 65 – Liquor premises that sell tobacco and/or vape products
14. The federal *Tobacco and Vaping Products Act* distinguishes between “tobacco” and “vape” products and specifically allows – at present – for advertising vape products as long as the advertisements meet the criteria stipulated in the legislation and regulations. This has resulted in TransLink being unable to prohibit vape advertisements that meet the legal and regulatory requirements;
15. An increasing number of B.C. municipalities and school districts are calling for a policy framework that is more robust than at present to address the many issues related to vaping and vape products and they are taking steps – where they can – to address these issues within their jurisdictional purview while also calling on the provincial and federal governments to take actions appropriate to their jurisdictional powers and responsibilities, for example:
- Richmond city councillors recently voted unanimously to ban advertisements for vaping products on sites and property the City owns and/or has sufficient control over, including transit shelters, transit benches, and other street furniture, to bring attention to the serious health risks associated with vaping, particularly for youth and minors who are often the target audience of vape advertising.
 - Trustees in the Fraser Cascade School District (SD78) recently voted unanimously to send a letter to the Minister of Health asking the province to ban flavoured vaping products, bring in tighter retail controls, develop educational tools to stop students from vaping in the first place, and the creation of tougher penalties for non-compliance.
 - In April, Coquitlam City council asked their staff to find ways the city can help to prevent children from obtaining vape products, while noting that local governments have limited powers and jurisdiction to protect youth from accessing vaping products or the appeal of vape products, including an absence of resources for enforcement. More recently, Coquitlam City council voted unanimously to support a motion asking the Federation of Canadian Municipalities and UBCM to call upon Health Canada and the provincial and territorial governments “to move quickly to coordinate additional public policy and regulations to address access, sale and appeal of vape products to youth, and offer additional enforcement

resources, to halt the growing usage of vape products among our youth as a matter of concern to local government and their communities.

THEREFORE BE IT RESOLVED

- A. THAT Council direct staff to explore various regulatory measures and actions within the City's jurisdictional powers, either through the *Vancouver Charter* or other relevant legislation, as a step toward the establishment of a more robust policy framework relating to the sale and promotion of vaping products in Vancouver, and for staff to report back to Council before the end of Q1 in 2020 with recommendations and options for Council's consideration including (but not limited to):
- Measures to limit the proximity of vape retailers to schools, youth-oriented facilities, and other recreation facilities, parks, and libraries etc. frequented by youth,
 - Measures to ban advertisements for vaping products on sites and properties the City owns and/or has sufficient control over, including transit shelters, transit benches, and other street furniture etc.
 - Changes to the City's sponsorship policy as it pertains to tobacco products to include vape products etc.
- B. THAT Council empower and otherwise direct the Mayor, on behalf of City Council, to write to the provincial Minister of Health in support of a ban on flavoured vaping products, as well as calling on the province to bring in tighter retail controls on vaping products, to set tougher penalties for non-compliance, and to develop educational tools to stop students from vaping in the first place, including any other measures that would serve to avert the serious health impacts and public policy implications that vaping and vape products represent to B.C. and B.C.'s communities.
- C. THAT Council empower and otherwise direct the Mayor, on behalf of City Council, to write to the Prime Minister of Canada and the federal Minister responsible for the *Tobacco and Vaping Products Act* urging them to amend the *Act* and all relevant regulations to restrict the advertisement of vape products as is the case with limits to advertising tobacco products.
- D. THAT Council direct staff to communicate with their staff counterparts at the Vancouver School Board, the Vancouver Park Board, and Vancouver Coastal Health to offer support for any initiatives they may undertake or be undertaking in relation to vaping and vape products; and

FURTHER THAT staff report back to Council on any initiatives that the Vancouver School Board, the Vancouver Park Board, and/or Vancouver Coastal Health may be contemplating in relation to vaping and vape products with an eye to potential partnerships.

- E. THAT Council direct staff to reach out to their staff counterparts in other B.C. communities where there is concern about the impacts of vaping and vaping products in order to signal and offer the City of Vancouver's support for a coordinated Federation of Canadian Municipalities effort and a coordinated UBCM effort to call on Health Canada and the provincial and territorial governments to move quickly on additional public policy and related regulations to address the sale, access, and appeal of vape products to youth, and for the federal, provincial, and territorial governments to consider providing additional enforcement resources to local governments to halt the growing use of vape products among youth as per the grave health concerns this issue has for local governments and their respective communities.

REFERRAL MOVED by Councillor De Genova
SECONDED by Councillor Boyle

THAT Council refer the Motion "Exploring a More Robust Policy Framework Relating to the Sale and Promotion of Vaping Products" to the Standing Committee on City Finance and Services meeting on November 6, 2019, in order to hear from speakers.

CARRIED UNANIMOUSLY (Vote No. 05122)

6. Increasing Access for Emergency Services: Examining How the City of Vancouver Can Increase Access to Strata and Rental Multi-Residential Buildings for All Emergency Services

MOVED by Councillor De Genova
SECONDED by Councillor Bligh

WHEREAS:

1. In June 2014 the Vancouver Police Department announced the launch of Project Access "to assist Vancouverites in getting the police resources they need in the event of an emergency". The project included a voluntary partnership between building management and the VPD to secure a method of entry to allow police access to residential condominium and rental buildings in the event of an emergency;
2. Vancouver Fire and Rescue Services are able to access multi-residential buildings via a lockbox that allows fire-fighters and rescue workers to enter buildings without causing extra damage during an emergency;
3. Richmond RCMP can gain access to multi-family residential buildings that opt into the City of Richmond Voluntary Building Access Program, using an electronic signal for building access. A media release from RCMP dated March 23, 2017, confirms the planned solution includes "a *Bluetooth-enabled lockbox that uses a smartphone to open the box where keys or key fobs can be stored. And should the smartphone get lost, in addition to requiring a passcode to open*

the app, the app itself can be removed from the device remotely, adding increased security. Further, every time the box is opened with the smartphone, a transaction gets sent to a database that's managed by the fire department. While typical lockboxes are surface-mounted to the wall, this one is flush-mounted, making it virtually impenetrable”;

4. Currently, police officers and paramedics do not have the same level of access as Vancouver Fire and Rescue Services;
5. There have been emergency situations in the City of Vancouver where paramedics and police have required access to buildings;
6. British Columbia Ambulance Service (BCAS) and the Vancouver Police Department both respond to a variety of situations, examples include: emergency mental health issues, suicide attempts, domestic violence, serious medical emergencies requiring medical attention and transport to hospital. Response time and the ability of emergency services to access multi-residential buildings can greatly affect and be a determining factor in the outcome of emergency calls.

THEREFORE, BE IT RESOLVED:

- A. THAT Council direct staff to explore options available to the City of Vancouver to increase access and/or require new multi-family residential buildings to grant access to all Emergency Services in emergency circumstances.
- B. THAT Council direct staff to consider ways to encourage existing strata and rental buildings to opt into programs allowing access to all emergency services in Vancouver.
- C. THAT staff report back to Council with possible recommendations as soon as possible, and no later than Q4 2021.

REFERRAL MOVED by Councillor Wiebe
SECONDED by Councillor Kirby-Yung

THAT Council refer Motion B6 “Increasing Access for Emergency Services: Examining How the City of Vancouver Can Increase Access to Strata and Rental Multi-Residential Buildings for All Emergency Services” to the Standing Committee meeting on November 6, 2019, in order to hear from speakers.

CARRIED UNANIMOUSLY (Vote No. 05123)

4. An Opportunity to Participate in a Partnered Campaign Focused on Responsible Alcohol Consumption

MOVED by Councillor Dominato

SECONDED by Councillor De Genova

WHEREAS

1. On January 29, 2019, Council directed City staff to work with EasyPark to explore the potential to expand the "Park Until" option to the City's parkades managed by EasyPark;
2. In accordance with Council's January 2019 direction to staff, an October 16, 2019, memo distributed to members of Council by the City Manager notes that there are 30 City-controlled parking lots where "Park Until" functionality is applicable and further states that "Park Until" functionality has been, or soon will be, implemented at all of these City-controlled parking lots where "Park Until" functionality is applicable via one of the three parking apps EasyPark accepts (i.e., EasyPark app, Honk Mobile, PayByPhone) or via the on-site parking meter;
3. Council's January 2019 direction to staff also included a request for staff to recommend low-cost or no-cost ways to promote and incentivize responsible transportation choices (including expanded "Park Until" options at the City's EasyPark parkades) for those who may have consumed more alcohol or other substances than expected, including opportunities to work with other partners in the interest of public safety;
4. City staff have identified a number of low cost and no cost ways to promote and incentivize responsible transportation choices in relation to Council's January 2019 direction and have noted in their memo that the City's most economical way to achieve this goal is by leveraging existing assets and systems to help promote public awareness (e.g., the City's social media channels);
5. Staff have also identified a low-cost opportunity for the City to participate in a partnered campaign focused on responsible alcohol consumption during the holiday season that would launch in December of this year and would require the City to bear some of the costs to develop associated print materials (estimated to be approximately \$3,500) that would then be featured on available wall space at EasyPark lots and parkades;
6. Staff have advised that if Council wishes the City to participate in the above-mentioned partnered awareness campaign during the 2019 holiday season, Council should provide direction for staff to do so as soon as possible to allow for proper preparation.

THEREFORE BE IT RESOLVED THAT Council direct staff to proceed with the opportunity they have identified for the City to participate in a low cost partnered campaign focused on responsible alcohol consumption, which will launch in December of this year during the holiday season, with approximately \$7,000 in City funds to be

allocated to cover some of the costs associated with the development of the related print materials and featured on available wall space at EasyPark lots and parkades, all as noted in the October 16, 2019, staff memo distributed to members of Council by the City Manager;

FURTHER THAT any information that can be gleaned from subsequent evaluations of this initiative and the “Park Until” option, specific to the question of whether people are availing themselves of the “Park Until” option due to intoxication or for other reasons, be made available to City of Vancouver stakeholders such as Vancouver Coastal Health.

REFERRAL MOVED by Councillor De Genova
SECONDED by Councillor Carr

THAT Council refer the motion to the Council meeting following the Standing Committee Meeting on City Finance and Services on November 6, 2019, as Unfinished Business.

LOST (Tie vote) (Vote No. 05119)
(Councillors Bligh, De Genova, Dominato, Kirby-Yung and Wiebe opposed)
(Councillor Hardwick absent for the vote)

MOVED by Councillor Dominato
SECONDED by Councillor Bligh

THAT Council Call the Question on Motion B4 “An Opportunity to Participate in a Partnered Campaign Focused on Responsible Alcohol Consumption”.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY (Vote No. 05115)
(Councillor Hardwick absent for the vote)

The vote to Call the Question having carried, the motion was put and CARRIED UNANIMOUSLY (Vote No. 05116) with Councillor Hardwick absent for the vote.

5. Supporting Non-Profit Applications to the Centerm Community Fund for the Benefit of Neighbourhoods

MOVED by Councillor Dominato
SECONDED by Councillor Wiebe

WHEREAS

1. The Vancouver Fraser Port Authority, in coordination with Centerm container terminal operator DP World, is donating \$2 million to community initiatives as part of the Centerm Expansion Project in the Port of Vancouver;
2. \$500,000 is going toward a three-year Centerm Community Fund to support projects proposed by organizations in Downtown Eastside (including Chinatown, Gastown, Railtown), Strathcona, Hastings-Sunrise, and Grandview-Woodland;

3. The Centerm Community Fund will invest in projects that support the vision of a sustainable port, including community enrichment, education and training, and environmental leadership.

THEREFORE BE IT RESOLVED

- A. THAT Council direct staff to explore opportunities to support a DTES non-profit organization or organizations in making applications to the Centerm Community Fund, such as providing a letter from the City of Vancouver in support of their application, for the first program intake closing November 29th, 2019, specific to the purpose of investing in a supported employment program or programs.
- B. THAT Council direct staff to meet with representatives and/or staff of the Centerm Community Fund oversight committee in relation to this funding program in order to identify common priorities and opportunities to co-fund projects that would serve to scale up the impact of projects, including direction to City staff to ensure that this information regarding this funding opportunity is circulated to local non-profits through various staff channels, interactions, and contact networks;

FURTHER THAT Council direct staff to bring recommendations forward to Council regarding other neighbourhood partnership opportunities that may exist for the 2020 and 2021 Centerm Community Fund application periods that align with the funding categories of community enrichment, education and training, and environmental leadership.

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At 5 pm, it was,

*MOVED by Councillor De Genova
SECONDED by Councillor Bligh*

THAT Council extend the meeting to 5:15 pm, in order to complete the business on the agenda.

*CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY*

* * * * *

*MOVED by Councillor Dominato
SECONDED by Councillor Bligh*

THAT Council Call the Question on Motion B5 "Supporting Non-Profit Applications to the Centerm Community Fund for the Benefit of Neighbourhoods".

CARRIED AND BY THE
REQUIRED MAJORITY (Vote No. 05117)
(Councillor Fry opposed)
(Councillors Hardwick and Wiebe abstained)

Section 145.1 of the Vancouver Charter states “Where a member present at a meeting abstains from voting, they are deemed to have voted in the affirmative.”

The vote to Call the Question having carried, the motion was put and CARRIED
UNANIMOUSLY (Vote No. 05118) with Councillors Boyle and Fry abstaining from the vote.

Section 145.1 of the Vancouver Charter states “Where a member present at a meeting abstains from voting, they are deemed to have voted in the affirmative.”

NOTICE OF MOTION

1. Honouring our Veterans: Free Parking in the City for Vancouver for Veterans Year-Round

Councillor De Genova submitted a notice of motion on the above-noted matter. The motion may be placed on the Council meeting agenda of November 26, 2019, as a Council Member's Motion.

2. City of Vancouver Divestment from Fossil Fuels

Councillor Carr submitted a notice of motion on the above-noted matter. The motion may be placed on the Council meeting agenda of November 26, 2019, as a Council Member's Motion.

3. Slowing the Loss of the Last Low Income SRO's in Vancouver

Councillor Swanson submitted a notice of motion on the above-noted matter. The motion may be placed on the Council meeting agenda of November 26, 2019, as a Council Member's Motion.

4. Stronger Digital Content for Public Libraries

Councillor Boyle submitted a notice of motion on the above-noted matter. The motion may be placed on the Council meeting agenda of November 26, 2019, as a Council Member's Motion.

NEW BUSINESS

1. Requests for Leaves of Absence

MOVED by Councillor Kirby-Yung
SECONDED by Councillor Carr

THAT Mayor Stewart be granted a Leave of Absence for civic business from any meetings after 4 pm on November 6, 2019;

FURTHER THAT Mayor Stewart be granted a Leave of Absence for civic business for any meetings on November 20, 2019;

AND FURTHER THAT Councillor De Genova be granted a Leave of Absence for personal reasons for any meetings after 6 pm on Thursday, November 7, 2019.

CARRIED UNANIMOUSLY (Vote No. 05124)

ENQUIRIES AND OTHER MATTERS

1. Condolences – Hunter Pitts O’Dell aka Jack O’Dell

Councillor Boyle offered condolences to friends and family of Jack O’Dell, a Vancouver resident who was committed to peace, justice and equality. Jack O’Dell was an unsung hero who was instrumental to the American Civil Rights, Labour and anti-nuclear movements.

2. Condolences – Tom Durning

Councillor Fry offered condolences to friends and family of Tom Durning, a Vancouver resident who played an important role in renter-advocacy in the city and was a member of the Tenant Resource and Advisory Centre (TRAC).

ADJOURNMENT

MOVED by Councillor Hardwick
SECONDED by Councillor Bligh

THAT the meeting be adjourned.

CARRIED UNANIMOUSLY

Council adjourned at 5:07 pm.

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