

THE CORPORATION OF THE CITY OF ROSSLAND

PUBLIC HEARING
Monday, November 12, 2012

PRESENT: Mayor Greg Granstrom, Chair
Councillor Jill Spearn
Councillor Kathy Wallace
Councillor Jody Blomme
Councillor Cary Fisher
Councillor Tim Thatcher

ABSENT: Councillor Kathy Moore

STAFF PRESENT: Chief Administrative Officer – Cecile Arnott
Corporate Officer – Tracey Butler
Manager of Planning and Development – M. Maturo

Gallery

The Chair called the Public Hearing to order at 7:01 p.m.

The Chair stated that this Public Hearing is being convened pursuant to Section 890 of the Local Government Act and is intended to consider the proposed bylaw No. 2539 - Zoning Amendment Bylaw 2012(5) to rezone a portion of the property located at 926 Black Bear Drive to C2 – Commercial Service from R-1 Residential Single Detached.

He stated that any person present, who believes that his or her interest in the property is affected by the proposed bylaw, shall be given an opportunity to express their views and concerns with regard to Bylaw No. 2539. He added that those who wished to speak should commence their address by clearly stating their name and address, prior to presenting their views concerning the bylaw.

The Chair advised that Members of Council could ask questions of the presenters; however, he stated that the purpose of the hearing is not to argue the merits of the bylaw, but rather to listen to any presentations that anyone may wish to make regarding the proposed bylaw. He went on to advise that a summary of these proceedings would be recorded and presented to the Council.

He requested that those in attendance refrain from applause or other expressions of emotion, as this enables others whose views maybe different to exercise their right to express their views.

Bylaw No. 2539

The Corporate Officer advised that a notice was published in the November 6 and 7, 2012 editions of the Trail Daily Times and the November 8, 2012 edition of the Rossland News as required by the *Local Government Act*. Staff mailed all residents within 100m of the proposed rezoning with notice of the proposed bylaw as required by City Bylaw and the *Local Government Act*. Notice has also been posted on the City web site and bulletin board since October 23, 2012. One written submission from the public regarding Bylaw No.2539 has been received by the City.

Public comments:

Ms. Jennifer Gilhula, owner of the Rossland Motel, expressed her concerns with increased noise and smell that could potentially harm her business if an industrial business was located next to the Motel. She had concerns with shift workers staying at the hotel being disturbed by the noise and that visiting guests for mountain biking and skiing would be disturbed by such a business being located that close.

Mr. Earl Dawson, 950 Black Bear Drive, has lived at that location for 46 years and feels that rezoning would be a deterrent and cause a noise problem.

Mr. Curtis Nichols, property owner, purchased property 3 years ago. He would like to see more businesses coming to Rossland. He will be remaining in the house situated on the lands in question so will be the one most directly effected by the rezoning. Mr. Nichols has no concerns with the proposed rezoning.

No one else came forward to ask any questions or offer any comments.

MOTION TO ADJOURN: MAYOR GRANSTROM

There being no further presentations to Council, the public hearing was closed at 7:07 p.m.

CERTIFIED CORRECT:



Mayor Greg E. Granstrom, Chair



Corporate Officer – Tracey Butler

THE CORPORATION OF THE CITY OF ROSSLAND

REGULAR MEETING OF COUNCIL
MONDAY, NOVEMBER 12, 2012

PRESENT: MAYOR GREG GRANSTROM
COUNCILLOR KATHY WALLACE
COUNCILLOR JODY BLOMME
COUNCILLOR JILL SPEARN
COUNCILLOR CARY FISHER
COUNCILLOR TIM THATCHER

ABSENT: COUNCILLOR KATHY MOORE

STAFF PRESENT: CHIEF ADMINISTRATIVE OFFICER C. Arnott
CORPORATE OFFICER T. Butler
MANAGER OF PLANNING & DEVELOPMENT M. Maturo

GALLERY

CALL TO ORDER:

The Mayor called the Meeting to order at 6:34 p.m.

CLOSED MEETING RESOLUTION:

MOTION: SPEARN / FISHER

RESOLVED THAT THE MEETING OF NOVEMBER 12, 2012 BE CLOSED TO THE PUBLIC PURSUANT TO THE COMMUNITY CHARTER SECTION 90(1)(C) LABOUR RELATIONS AND THAT THE OPEN MEETING RECONVENE AT 7:00 PM STARTING WITH THE PUBLIC HEARING OF BYLAW NO. 2539.

CARRIED.

The Mayor reconvened the Regular Meeting at 7:07 pm.

PUBLIC INPUT PERIOD:

Mr. Geoff Ross, representing the Rossland Radio Cooperative, requested Council consider extending the lease for the Radio Cooperative at the Rotary Health Centre. Mr. Ross will follow up with Staff.

Mr. Cezary Ksiazek circulated a letter to Council in support of his proposed development for affordable housing on Cooke Avenue (old school site).

Mr. Gerald Savard, 2362 Thompson Avenue, expressed his concerns with speeding on Thompson Avenue. Mr. Savard suggested Council set up a committee to study the problem and come up with

suggestions. Mr. Savard's letter to Mayor and Council will be addressed at the November 26, 2012 meeting.

ADOPTION OF AGENDA:

MOTION: SPEARN / THATCHER

RESOLVED THAT THE NOVEMBER 12, 2012 REGULAR MEETING AGENDA BE ADOPTED

CARRIED.

MINUTES:

MOTION: WALLACE / FISHER

RESOLVED THAT THE MINUTES OF THE REGULAR MEETING OF COUNCIL HELD ON MONDAY, OCTOBER 22, 2012, BE ADOPTED.

CARRIED.

DECLASSIFIED RESOLUTION:

MOTION: SPEARN / FISHER

RESOLVED THAT THE CAO REPORT OF JUNE 11, 2012 "PROPOSED CHANGE IN THE ORGANIZATIONAL STRUCTURE AND SUCCESSION PLANS" AND THE PORTION OF THE NOVEMBER 12, 2012 MINUTES OF THE CLOSED MEETING OF THE CITY OF ROSSLAND COUNCIL REFERRING TO THE REPORT BE DECLASSIFIED FROM CONFIDENTIAL TO NON-CONFIDENTIAL.

CARRIED.

DELEGATIONS:

- a) Community Energy Association – Acknowledgement of the City of Rossland application for a Climate Action Award.**

Ms. Patricia Dehnel, Community Energy Association, acknowledged the City of Rossland's Honourable Mention for the 2012 Climate & Energy Action Awards for the Rossland Energy Diet. Ms. Dehnel provided a summary of the Associations accomplishments and future plans.

UNFINISHED BUSINESS:

Nil

RECOMMENDATIONS FROM STAFF FOR DECISION:

- a. **CAO verbal report and presentation to Council – City Hall Staffing and succession planning.**

PowerPoint presentation from the CAO regarding staffing at City Hall. The CAO explained how job responsibilities and redistributing workloads would be changed to reflect the needs of the City and potential cost savings from moving to four manager team from eight in 2008. The City will be posting a new position for clerical support imminently.

- b. **Planning Assistant Request for Decision and Report – Development Variance Permit Application, 1495 Columbia Avenue.**

MOTION: FISHER / WALLACE

RESOLVED THAT COUNCIL APPROVE THE DEVELOPMENT VARIANCE PERMIT APPLICATION FOR THE PROPERTY LEGALLY DESCRIBED AS LOT 11 AND 12, BLOCK 8, DISTRICT LOT 535, KOOTENAY DISTRICT PLAN 616 TO REDUCE THE EXTERIOR SIDE SETBACK FROM 3 METRES TO 0.6 METRES TO ALLOW FOR A ROOF OVER AN EXISTING DOORWAY WITH THE FOLLOWING CONDITION:

- THAT THE ROOF IS DESIGNED TO SHED SNOW ONTO THE APPLICANT'S PROPERTY AND NOT ON CITY BOULEVARD.

CARRIED.

- c. **Planning Assistant Request for Decision and Report – Development Variance Permit Application, 2510 Park Street.**

MOTION: FISHER / WALLACE

RESOLVED THAT COUNCIL APPROVE THE DEVELOPMENT VARIANCE PERMIT APPLICATION TO VARY THE ACCESS DRIVEWAY WIDTH REQUIREMENT AS ESTABLISHED IN THE CITY OF ROSSLAND ZONING BYLAW NO. 2518 FROM 4.0 METRES TO 8.0 METRES FOR THE PROPERTY LEGALLY DESCRIBED AS SUBLOT 108, SECTION 35, TOWNSHIP 9A, KOOTENAY DISTRICT PLAN X62 (PID 016-330-081); LOCATED AT 2510 PARK ST.

CARRIED.

d. Planning Assistant Request for Decision and Report – Liquor License Change to Hours of Sale, Rafters Cafeteria and Lounge Red Mountain.

MOTION: SPEARN / BLOMME

RESOLVED THAT ROSSLAND CITY COUNCIL RECOMMEND APPROVAL FOR A LIQUOR LICENSE CHANGE TO HOURS OF SALE APPLICATION FOR THE RAFTERS CAFETERIA AND LOUNGE BASED ON THE FOLLOWING CONSIDERATIONS:

- THE POTENTIAL FOR NOISE FROM THE CHANGE TO HOURS OF SALE WILL NOT NEGATIVELY IMPACT ADJOINING RESIDENTIAL PROPERTIES.
- THE IMPACT ON THE COMMUNITY WOULD BE MINIMAL.

NO COMMENTS HAVE BEEN RECEIVED FROM THE COMMUNITY FROM ADVERTISEMENTS PLACED IN THE ROSSLAND NEWS ON NOVEMBER 1 AND NOVEMBER 8, 2012.

CARRIED.

e. Manager of Planning and Development Services Request for Decision and Report – Zoning Amendment. Cooke Avenue (old school site).

MOTION: FISHER / THATCHER

RESOLVED THAT COUNCIL ADVANCES THE APPLICATION FOR REZONING OF THE OLD COOKE AVENUE SCHOOL SITE BY PROVIDING FIRST AND SECOND READINGS TO BYLAW No. 2541 FOR THE PROPERTIES LEGALLY DESCRIBED ABOVE AS PARCEL E, BLOCK 5, PLAN NEP 579, DL 535, PID 028-828-101 AT 1606 THOMPSON AVE; PARCEL B, BLOCK 2, PLAN NEP 616, TOWNSHIP 9A, PID 028-828-097 ON THOMPSON AVE; AND PARCEL A, BLOCK 2, PLAN NEP 616, TOWNSHIP 9A, PID 028-828-089 AT 1541 COOKE AVE; ALL LOCATED AT THE FORMER COOKE AVE SCHOOL SITE TO ALLOW FOR CD 6 - COOKE AVE MIXED RESIDENTIAL AND R-1 DETACHED INFILL RESIDENTIAL ZONING WITH FOLLOWING CONDITIONS:

- A. THAT A SIGN BE POSTED BY THE OWNER ON THE SITE STATING THE INTENT AND PURPOSE OF THE PROPOSED REZONING AMENDMENT WITHIN 7 DAYS OF THE FIRST READING OF BYLAW #2541 IN ACCORDANCE WITH THE CITY OF ROSSLAND DEVELOPMENT PROCEDURES GUIDELINES.
- B. THAT THE FULL-BLOCK SITE'S EVENTUAL DEVELOPMENT ADHERES TO A LAYOUT PLAN WHICH DESIGNATES 2 ACCESS (ENTRY/EXIT) POINTS ALONG COOKE AVE ONLY (BETWEEN MONITA AND CLIFF) TO ENSURE THAT TRAFFIC CIRCULATION IMPACTS WITHIN THE NEIGHBOURHOOD ARE LIMITED TO A SINGLE BLOCK SPAN, THE SOUTH SIDE OF COOKE AVENUE ALONG THE PROPERTY BOUNDARY.
- C. THAT THE FULL LENGTH OF THE UNDEVELOPED PORTION OF CLIFF ST BETWEEN THOMPSON AVE AND COOKE AVE BE PRESERVED AS A GREEN BELT IN ORDER TO ALLAY THE IMPACTS OF A FULL-BLOCK RESIDENTIAL DEVELOPMENT BY BOTH RETAINING AND ENHANCING A GREEN AMENITY.
- D. THAT THE UNDEVELOPED PORTION OF CLIFF ST BE IMPROVED AND SEEDED TO THE CITY'S SATISFACTION, WITH (12) 8-10-CM CALIPER TREES PLANTED IN GROUPINGS AS DIRECTED BY CITY STAFF AS A CONDITION OF BUILDING PERMIT FOR THE THIRD DWELLING.

E. THAT THE DEVELOPMENT OF THE PROPERTIES MEETS THE VARIOUS INFRASTRUCTURE REQUIREMENTS AS PER THE CITY'S SUBDIVISION AND SERVICING DEVELOPMENT BYLAW (#1999).

F. THAT ADEQUATE SNOW STORAGE IS LEGALLY REGISTERED AROUND SPECIFIC PERIMETERS OF THE PROPERTIES TO FACILITATE OPERATIONAL EFFICIENCIES DURING SNOW CLEARING.

AND FURTHER;

RESOLVED THAT THE CITY SCHEDULES A PUBLIC HEARING ON DECEMBER 10, 2012.

CARRIED.

REQUESTS ARISING FROM CORRESPONDENCE:

Nil

INFORMATION ITEMS:

INFORMATION ITEMS NUMBERED 19(a) TO 19(k)

- a) October 10, 2012 letter from the Ministry of Community, Sport and Cultural Development regarding the selection of an arbitrator for the Regional District of Kootenay Boundary Sanitary Sewage Dispute. **Recommendation to file.**
- b) September 17, October 24 and October 31, 2012 UBCM Publications of "The Compass" newsletter. **Recommendation to file.**
- c) City of Rossland Building Inspection Department Building Permit and Development Permit Report for September 1 -30, 2012. **Recommendation to receive and file.**
- d) City of Rossland Heritage Commission meeting minutes from October 24, 2012. **Recommendation to request further explanation from the Heritage Commission for requesting an amendment to the Terms of Reference to increase members to 9.**
- e) Copy of the City of Rossland letter of October 26, 2012 to the Ministry of Forests regarding the referral application for Water License on Blue Eyed Brook. **Recommendation to file.**
- f) Ombudsperson Report for the City of Rossland files closed from July 1 to September 30, 2012. **Recommendation to receive and file.**
- g) October 22, 2012 News Release from the AKBLG with the official statement regarding grant funding from provincial revenues to municipalities. **Recommendation to file.**
- h) October 29, 2012 letter from the Rossland Tennis Society requesting Council consideration of a \$2,000 operating grant for 2013 and \$5,000 to City reserves for future resurfacing of the tennis courts. **Recommendation to refer to budget discussions.**

- i) November 1, 2012 letter from the Rossland Winter Carnival Committee requesting road closure and support from the City for the 116th Winter Carnival – January 25, 26, 27, 2013.
Recommendation to approve request within consideration of approved 2013 budget limits.
- j) October 25, 2012 letter from the Ministry of Transportation and Infrastructure regarding a proposed conventional subdivision application for Schick/Schaefer, 4700 Mann Road, Rossland B.C (RDKB Area B). **Recommendation that Staff respond to the Ministry that the City has no issues with the application.**
- k) Draft copy of the City’s application to the Age Friendly Community Planning and Project Grant for upgrades to the Rossland Swimming Pool. **Recommendation to approve grant submission.**

MOTION: WALLACE / FISHER

RESOLVED THAT INFORMATION ITEMS 19(a) TO 19(k) BE RECEIVED AND ACTED UPON AS RECOMMENDED.

CARRIED.

BYLAWS:

- a) **Corporate Officer Request for Decision – 2013 Permissive Tax Exemption Bylaw No. 2540 – First three readings.**

MOTION: WALLACE / SPEARN

RESOLVED THAT BYLAW No. 2540 – ANNUAL REVENUE ANTICIPATION BYLAW, 2012 BE READ A FIRST, SECOND AND THIRD TIME.

CARRIED.

- b) **Planning Assistant Request for Decision and Report – Zoning Amendment Bylaw No. 2539, 2012(5) – Third Reading. 926 Black Bear Drive.**

RESOLVED THAT BYLAW No. 2539 – ZONING AMENDMENT BYLAW 2012(5) THIRD READING, BE DEFERRED TO THE NEXT MEETING OF COUNCIL, NOVEMBER 26, 2012.

CARRIED.

MEMBERS REPORTS (VERBAL)

Councillor Spearn:

Councillor Spearn reported on the following items:

- Neighbourhood of Learning will be requesting financial support from Council for continuation in 2013. School board will be doing another round of public consultation. January 4, 2012 is the deadline for written submissions to the School Board concerning the future of RSS and a public input session will be held on January 15, 2012 at 6:30 pm at RSS.
 - Initial meeting with SD20 and Neighbourhood of Learning regarding French Immersion at RSS.
 - Congratulated everyone for the success of the reopening celebrations on Columbia Avenue and Washington Street.
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Councillor Thatcher:

Councillor Thatcher reported on the following items:

- The Rossland Museum Annual General Meeting will be held November 29, 2012 and they will be looking for new board members.
 - Commented on the Grand Opening celebrations and mentioned the only negative comment has been about the bump out located at First Avenue and Washington Street.
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Councillor Wallace:

Councillor Wallace reported on the following items:

- October 24, 2012 East End Services Meeting – Community Excellence Partnership award for the West Kootenay Transit Committee for the collaborative approach to solutions.
 - Next East End Services Meeting will be held at the GTCAC building.
 - Recommendation from the Board to defer discussions regarding financial planning to develop a future direction for airport operations until airport service review is complete.
 - East End Economic Development Service will proceed to review without retaining an external consultant.
 - West Kootenay Transit and BC Transit to move forward with endorsement of the harmonized fare structure.
 - Trail and District Arts Council will be proceeding with a feasibility study to increase utilization of the Charles Bailey Theater.
 - PEP Committee (RDKB) – interim evaluation of the RDKB CAO is underway.
 - Direction to RDKB Staff is to prepare a budget with a 1.5-2% increase.
 - Sewerage Committee draft budget received. Draft budget shows 11% increase.
 - City of Trail has applied for funding for the interceptor river crossing (old Trail bridge).
 - Environmental Services – staff recommendation to contribute carbon offset funds to Darkwoods Nature Conservancy project.
 - Success of the Organic waste curbside pickup program.
 - Would like to see a true historical artifact produced out of the photos taken during the Columbia / Washington Celebrations tagging each individual in the photo.
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Councillor Fisher:

Councillor Fisher reported on the following items:

- The tremendous turn out for the Remembrance Day Ceremony.
 - Will circulate to Council and staff a recent court ruling concerning Official Community Plans.
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Councillor Blomme:

Councillor Blomme reported on the following items:

- Two great community events – the Remembrance Celebration and the reopening event for the Columbia/Washington Project. Special thank you to Ms. Jenn Wilson, volunteer and Ms. Renee Clark at the Rossland Chamber of Commerce.
 - Will be attending a Tourism Rossland and Chamber of Commerce Board meetings this week.
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Mayor Granstrom:

Mayor Granstrom reported on the following items:

- Doell Photo CD on the Columbia/Washington reopening celebrations and he will be ordering a large picture to display at City Hall.
 - Communication Task Force for the Columbia/Washington project has been disbanded.
 - Updated Council on the last Museum Gateway Meeting. Next steps include a meeting December 7, 2012 to consider all the community input and Task Force is aiming to have a RFD sent out in March 2013.
 - Attendance at the last LCI Meeting. An Industrial Land Inventory has been completed.
 - Will be attending a Regional Airport Review meeting this week.
 - Requested that Council be supplied with a copy of the Tourism Rossland Economic Impact of Trails Report.
 - Recent meeting with Mr. Gord Smith, School Board Trustee, regarding costs associated with options for maintaining RSS.
 - Discussed recent court ruling for French Schools and possibilities associated with that for MacLean School.
 - Discussing volunteer appreciation with Staff and is seeking input from Council.
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ADJOURNMENT:

MOTION: GRANSTROM

RESOLVED THAT THIS REGULAR MEETING OF COUNCIL BE ADJOURNED AT 9:10 P.M.

CARRIED.

CERTIFIED CORRECT:



MAYOR GREG E. GRANSTROM



CORPORATE OFFICER – TRACEY BUTLER