

MINUTES of **REGULAR** Meeting #2012-06 of the council of the City of Whitehorse called for 7:30 p.m. on Monday, March 26, 2012, in Council Chambers, City Hall.

PRESENT: Deputy Mayor Ranj Pillai
Councillors Dave Austin
Kirk Cameron
Betty Irwin
Florence Roberts
Dave Stockdale

ABSENT: Mayor Bev Buckway

ALSO PRESENT: City Manager Dennis Shewfelt
Director of Administrative Services Robert Fendrick
Director of Operations Brian Crist

Deputy Mayor Pillai called the meeting to order at 7:30 p.m.

CALL TO ORDER

2012-06-01

It was duly moved and seconded
THAT the agenda be adopted as amended with the addition of Bob
Darling, Dominic Vezina and Cameron Kos as delegates.

AGENDA

Carried Unanimously

2012-06-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated March 12, 2012
be adopted as presented.

MINUTES

March 12, 2012

Carried Unanimously

DELEGATIONS

Dianne Williams addressed Council to clarify the reasons why they have applied for a zoning amendment at 34 Roundel Road. She explained that they hired a contractor to build their accessory building. It wasn't until after the project was well established that the original contractor was fired and they became aware that the building was infringing on the required setbacks. At this point, it would create a real hardship to have to move the building. She pointed out that there are some constraints due to the topography of the lot, that the encroachment is relatively small for the size of the building, and that it does not impact any neighbour. She encouraged Council to approve the zoning amendment that would bring the building into compliance.

DIANNE WILLIAMS
34 Roundel Road Rezoning

Tiffany Eckert-Maret reiterated her concerns regarding the proposed sale of Lot 344 in Takhini North to her neighbour. She noted that relations between the two properties have been strained from the beginning, and stated that anything less than a 50/50 split of the land between them would be unfair. She also expressed concern about the process and encouraged Council to examine the issues and make decisions for the benefit of the community as a whole.

T. ECKERT-MARET
Land Sale, Takhini North

Bob Darling advised that he registered as a delegate to address some issues that have since been resolved with the assistance of staff. He indicated that he would be willing to answer questions or concerns with respect to the proposed development at 18 Azure Road.

BOB DARLING
18 Azure Road Rezoning

Dominic Vezina advised that he has some real concerns regarding the time delays experienced with his proposed lot expansion, noting that most such applications reach a conclusion within three months. He stated that he followed all the steps and procedures required of him, and encouraged Council to proceed with the recommendation of the Planning Department.

DOMINIC VEZINA
Land Sale, Takhini North

Cameron Kos addressed Council to express concern regarding the precedent that would be set by allowing the development of a triplex at 21 McQuesten Road. He suggested that it might encourage over-building on small lots.

CAMERON KOS
21 McQuesten Road

Cameron Kos expressed concern about some of the provisions of the new Subdivision Control Bylaw. In particular, he suggested that the bylaw puts too much control in the hands of one person without the oversight of really strict area development plans. He suggested that it gives administration too much authority and too much discretion. A principal concern is that such decisions could change the character of a neighbourhood.

CAMERON KOS
Subdivision Control Bylaw

Deputy Mayor Pillai called three times for public input into the 2012 Operating and Maintenance Budget. There was no one present to address the bylaw.

PUBLIC INPUT INTO
OPERATING BUDGET

Deputy Mayor Pillai called three times for public input into the annual budget changes to the Fees and Charges Bylaw. There was no one present to address the bylaw.

PUBLIC INPUT INTO
FEES & CHARGES

Deputy Mayor Pillai called three times for public input into the 2012 Tax Levy Bylaw. There was no one present to address the bylaw.

PUBLIC INPUT INTO
TAX LEVY BYLAW

Council was advised that a number of submissions were received with respect to the annual budget, fees and charges amendments and the 2012 tax levy. These submissions will be included in the administrative report on public input.

Submissions Received

COMMITTEE REPORTS

Administrative Services Committee

Susan Gwynne-Thompson and Tory Russell addressed the Committee to encourage the City to get more information from the Government of Yukon with respect to the Comprehensive Economic and Trade Agreement (CETA) that the federal government is negotiating with the European Union with participation from the provinces and territories. They also encouraged the City to request an exclusion from the negotiations, suggesting that CETA may impair the City's jurisdiction over its ability to provide a public water service. They presented a resolution for Council's consideration with respect to this issue.

TRADE AGREEMENT
WITH EUROPEAN UNION
For Information Only

City Planning Committee

Dominic Vezina addressed the Committee to clarify some issues that arose from the previous Planning Committee meeting with respect to the sale of Lot 344 in Takhini North. He noted that his application for a lot enlargement pre-dated the closure of the lane on the property in question, and presented some 'contractor' maps that show Lot 344 as part of his lot. He reviewed the history of his application and pointed out that it was only after the new lots in the area were surveyed and sold that there was any indication that the disposition of Lot 344 might include the adjacent property owner. Mr. Vezina also noted that his neighbours have been parking a vehicle on Lot 344.

LAND SALE & TRANSFER
LOT 344 TAKHINI NORTH
For Information Only

2012-06-03

It was duly moved and seconded
THAT Bylaw 2012-17, a bylaw to amend zoning of 34 Roundel Road in Hillcrest from RS to RSx (restricted) to allow for a reduction of the required rear and side yard setbacks, be brought forward for due consideration under the bylaw process.

BRING FORWARD
BYLAW 2012-17

Carried (5 – 1)

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Cameron,
Roberts and Stockdale
OPPOSED: Councillor Irwin

Recorded Vote

2012-06-04

It was duly moved and seconded
THAT Bylaw 2012-08, a bylaw to amend the zoning of 21 McQuesten Road in Riverdale to allow for development of a triplex, be brought forward for second and third reading under the bylaw process.

BRING FORWARD
BYLAW 2012-08

Carried Unanimously

2012-06-05

It was duly moved and seconded
THAT Bylaw 2012-09, a bylaw to amend the zoning of 18 Azure Road in Crestview to allow for residential development, be brought forward for second and third reading under the bylaw process.

BRING FORWARD
BYLAW 2012-09

Carried Unanimously

2012-06-06

It was duly moved and seconded
THAT Bylaw 2012-10, a bylaw to amend the zoning of a parcel of land at 91345 Alaska Highway to allow for the commercial sale of quarry products, be brought forward for second and third reading under the bylaw process.

BRING FORWARD
BYLAW 2012-10

Carried (4 – 2)

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Cameron,
and Stockdale

Recorded Vote

OPPOSED: Councillors Irwin and Roberts

City Operations Committee

2012-06-07

It was duly moved and seconded
THAT the construction contract for the 2012 Porter Creek Reservoir Expansion Project be awarded to Wildstone Construction and Engineering Ltd. for a net cost to the City of \$2,847,244.00, including a \$100,000 contingency allowance.

CONTRACT AWARD
PORTER CREEK
RESERVOIR EXPANSION

Carried Unanimously

The Committee commended the work of staff from the Operations Division during the 2012 Arctic Winter Games, and also commended the dedication of the utility systems crews dealing with water system breaks.

STAFF COMMENDED
For Information Only

Community Services Committee

There was no report from the Community Services Committee.

No Report

Public Health and Safety Committee

There was no report from the Public Health and Safety Committee.

No Report

Tourism & Economic Development Committee

There was no report from the Tourism and Economic Development Committee.

No Report

BYLAWS

2012-06-08

It was duly moved and seconded
THAT Bylaw 2012-16, a bylaw to regulate the subdivision of land in the City of Whitehorse, having been read a first and second time, now be given third reading.

Carried Unanimously

BYLAW 2012-16

SUBDIVISION CONTROL

THIRD READING

2012-06-09

It was duly moved and seconded
THAT Bylaw 2012-08, a bylaw to change the zoning at 21 McQuesten Road in Riverdale to allow for the development of a triplex, be given second reading.

Carried Unanimously

BYLAW 2012-08

ZONING AMENDMENT
21 McQuesten Road

SECOND READING

2012-06-10

It was duly moved and seconded
THAT Bylaw 2012-08, a bylaw to change the zoning at 21 McQuesten Road in Riverdale to allow for the development of a triplex, having been read a first and second time, now be given third reading.

Carried Unanimously

BYLAW 2012-08

ZONING AMENDMENT
21 McQuesten Road

THIRD READING

2012-06-11

It was duly moved and seconded
THAT Bylaw 2012-09, a bylaw to change the zoning at 18 Azure Road in Crestview to allow for multi-residential development, be given second reading.

Carried Unanimously

BYLAW 2012-09

ZONING AMENDMENT
18 Azure Road, Crestview

SECOND READING

2012-06-12

It was duly moved and seconded
THAT Bylaw 2012-09, a bylaw to change the zoning at 18 Azure Road
in Crestview to allow for multi-residential development, having been
read a first and second time, now be given third reading.

Carried Unanimously

BYLAW 2012-09

ZONING AMENDMENT
18 Azure Road, Crestview

THIRD READING

2012-06-13

It was duly moved and seconded
THAT Bylaw 2012-10, a bylaw to change the zoning at 91345 Alaska
Highway to allow for commercial development at a quarry site, be
given second reading.

Carried (4 – 2)

BYLAW 2012-10

ZONING AMENDMENT
91345 Alaska Highway

SECOND READING

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Cameron,
and Stockdale

Recorded Vote

OPPOSED: Councillors Irwin and Roberts

2012-06-14

It was duly moved and seconded
THAT Bylaw 2012-10, a bylaw to change the zoning at 91345 Alaska
Highway to allow for commercial development at a quarry site, having
been read a first and second time, now be given third reading.

Carried (4 – 2)

BYLAW 2012-10

ZONING AMENDMENT
91345 Alaska Highway

THIRD READING

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Cameron,
and Stockdale

Recorded Vote

OPPOSED: Councillors Irwin and Roberts

2012-06-15

It was duly moved and seconded
THAT Bylaw 2012-14, a bylaw to authorize the sale and transfer of a
city-owned lot on Ortona Avenue in Takhini North to allow for a lot
expansion, be given second reading.

Carried (4 – 2)

BYLAW 2012-14

LAND SALE & TRANSFER
Lot 344 Takhini North

SECOND READING

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Roberts and
Stockdale

Recorded Vote

OPPOSED: Councillors Cameron and Irwin

2012-06-16

It was duly moved and seconded
THAT Bylaw 2012-14, a bylaw to authorize the sale and transfer of a city-owned lot on Ortona Avenue in Takhini North to allow for a lot expansion, having been read a first and second time, now be given third reading.

Carried (4 – 2)

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Roberts and Stockdale

OPPOSED: Councillors Cameron and Irwin

BYLAW 2012-14

LAND SALE & TRANSFER
Lot 344 Takhini North

THIRD READING

Recorded Vote

2012-06-17

It was duly moved and seconded
THAT Bylaw 2012-17, a bylaw to change the zoning at 34 Roundel Road in Hillcrest to allow for a reduction of the rear and side yard setbacks, be given first reading.

Carried (5 – 1)

IN FAVOUR: Deputy Mayor Pillai, Councillors Austin, Cameron, Roberts and Stockdale

OPPOSED: Councillor Irwin

BYLAW 2012-17

ZONING AMENDMENT
34 Roundel Road

FIRST READING

Recorded Vote

There being no further business, the meeting adjourned at 9:00 p.m.

ADJOURNMENT

ORIGINAL MINUTES SIGNED BY:

"Bev Buckway"

Bev Buckway, Mayor

"Robert I. Fendrick"

Robert I. Fendrick, FCGA, City Clerk

ADOPTED by resolution at Meeting #2012-07 dated April 10, 2012