

CITY OF WHITEHORSE
REGULAR Council Meeting #2022-23

DATE: Monday October 24, 2022
TIME: 5:30 p.m.

Mayor Laura Cabott
Deputy Mayor Jocelyn Curteanu
Reserve Deputy Mayor Kirk Cameron

AGENDA

CALL TO ORDER 5:30 p.m.

AGENDA Adoption

PROCLAMATIONS

MINUTES Regular Council meeting dated October 11, 2022

DELEGATIONS

PUBLIC HEARING Zoning Amendment – Whistle Bend Phase 10 & 11

STANDING COMMITTEE REPORTS

Public Health and Safety Committee – *Councillors Cameron and Curteanu*

Corporate Services Committee – *Councillors Friesen and Cameron*

Upcoming Procurements (November and December) For Information Only

Council 2023 Annual schedule and Committee Appointments

Fall Recreation Grant

Festival and Special Event Grants

City Planning Committee – *Councillors Boyd and Laking*

Zoning Amendment – TKC Parcel C-9B (Public Hearing Report)

Zoning Amendment – TKC Parcel C-16B (Public Hearing Report)

Zoning Amendment – 12 Sybil Circle (Public Hearing Report)

Zoning Amendment – Whistle Bend Phase 12 & 13

Development Services Committee – *Councillors Curteanu and Murray*

City Operations Committee – *Councillors Laking and Boyd*

Snow and Ice Control Program Updates

Community Services Committee – *Councillors Murray and Friesen*

Whitehorse North Trail Plan Update

NEW AND UNFINISHED BUSINESS

BYLAWS

2022-43 Zoning Amendment – Whistle Bend Phase 12 & 13

1st Reading

2022-44 Maintenance Bylaw Updates

1st and 2nd Reading

ADJOURNMENT

MINUTES of **REGULAR** Meeting #2022-22 of the Council of the City of Whitehorse called for 5:30 p.m. on Tuesday October 11, 2022, in Council Chambers, City Hall.

PRESENT: Mayor Laura Cabott
Councillors Dan Boyd
Kirk Cameron
Jocelyn Curteanu
Michelle Friesen
Ted Laking
Mellisa Murray

ALSO PRESENT: City Manager Jeff O'Farrell
Acting Director of Community Services Krista Mroz
Director of Corporate Services Valerie Braga
Director of Development Services Mike Gau
Director of Corporate HR Lindsay Schneider
Director of Operations Tracy Allen
Manager of Legislative Services Wendy Donnithorne

Mayor Cabott called the meeting to order at 5:30 p.m.

CALL TO ORDER

2022-22-01

It was duly moved and seconded
THAT the agenda be adopted as presented.

AGENDA

Carried Unanimously

Mayor Cabott advised that there are no proclamations.

PROCLAMATIONS

2022-22-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated September 26,
2022 be adopted as presented.

MINUTES

September 26, 2022

Carried Unanimously

PUBLIC HEARING

Mayor Cabott advised that there are three Public Hearings scheduled
for this evening.

PUBLIC HEARINGS
SCHEDULED

Mayor Cabott called for submissions with respect to the Zoning
Amendment for TKC C-9B. There were two written submissions
received, one submission opposed and one submission with concerns.

Public Hearing
ZONING AMENDMENT
TKC C-9B

Chief Leas summarized the proposed zoning amendment and emphasized the importance of this development for the Ta'an Kwäch'än Council.

Delegate - Amanda Leas,
Chief of Ta'an Kwäch'än
Council, Applicant

Mayor Cabott declared the Public Hearing for the Zoning Amendment with respect to TKC C-9B closed and advised that no further submissions on the issue will be considered by Council.

Public Hearing Closed

Mayor Cabott called for submissions with respect to the Zoning Amendment for TKC C-16B. One written submission was received in opposition.

Public Hearing
ZONING AMENDMENT
TKC C-16B

Four delegates made in person presentations.

Rory MacDonald raised questions and concerns related to the impact that the proposal will have to his property value, the density and accuracy of the proposal map that was distributed, the type of housing, access to Wann Road, neighbourhood improvements such as greenspace, parks, paving, drainage and snow clearing and community safety.

Delegate - Rory Macdonald

Chief Leas summarized the proposal and clarified that the intention is to build single family homes and not mobile homes. She explained that the proposed homes will house Ta'an Kwäch'än Council citizens.

Delegate - Amanda Leas,
Chief of Ta'an Kwäch'än
Council, Applicant

Ronda Morrison was supportive of providing housing, but expressed opposition to rezoning with mobile homes as principle use in the area. She also raised concerns related to Yukon Governments planned highway improvements for the area.

Delegate – Ronda Morrison
Trails North

Natalie Leclerc clarified the process with respect to Ta'an Kwäch'än Council leasing the land and ongoing road and frontage change discussions with the Yukon Government.

Delegate - Natalie Leclerc
Land Use Planning
Coordinator,
Ta'an Kwäch'än Council

Mayor Cabott declared the Public Hearing for the Zoning Amendment with respect to TKC C-16B closed and advised that no further submissions on the issue will be considered by council.

Public Hearing Closed

Mayor Cabott called for submissions with respect to the Zoning Amendment for 12 Sybil Circle. One written submission was received with concerns.

Public Hearing
ZONING AMENDMENT
12 SYBIL CIRCLE

Ralph Shopland addressed the concerns raised in a written submission submitted by a concerned citizen and provided an overview of his proposal.

Delegate – Ralph
Shopland, Applicant

Mayor Cabott declared the Public Hearing for the Zoning Amendment with respect to 12 Sybil Circle closed and advised that no further submissions on the issue will be considered by council.

Public Hearing Closed

STANDING COMMITTEE REPORTS

Public Health and Safety Committee

A Committee member brought forward concerns regarding environmental and public safety issues in the Lodge Pole Lane area, and was provided an update on the actions being taken including ongoing monitoring and orders currently in place.

LODGE POLE LANE –
For Information Only

A Committee member brought forward concerns regarding abandoned vehicles located on Titanium Way. Administration explained there is active enforcement to clear the area and charges for non-compliance.

TITANIUM WAY –
For Information Only

A Committee Member commended the Whitehorse Fire Department for their efforts as well as their fast and impressive response to a recent fire incident on Main Street.

WHITEHORSE FIRE
DEPARTMENT –
For Information Only

Corporate Services Committee

Councillor Laking presented a Notice of Motion to provide the Yukon Breeze Sailing Society a grant to offset the costs of the application fees for their second conditional use application.

NOTICE OF MOTION

City Planning Committee

2022-22-03

Councillor Laking declared a conflict of interest to this item and left the room.

ZONING AMENDMENT
2220 2nd Avenue

It was duly moved and seconded
THAT Council direct that Bylaw 2022-27, a bylaw to amend the zoning of 2220 2nd Avenue to allow for a cannabis retail operation more than 100 m of a school, be brought forward to second reading.

Carried (4-2)

IN FAVOUR Mayor Cabott, Councillors Boyd, Curteanu and
Cameron

Recorded Vote

OPPOSED Councillors Friesen and Murray

2022-22-04

It was duly moved and seconded
THAT Council direct that Bylaw 2022-31, a bylaw to amend the zoning in the Puckett’s Gulch area, be brought forward to second and third reading under the bylaw process

Motion to Amend – Zoning
Amendment – Puckett’s
Gulch

A Council Member felt that the suggestion from the public to enter into a land swap to preserve the trails should be pursued. After further discussion an amendment to enable this was proposed.

Discussion

A Council Member suggested that the Yukon Government should create a climate action or active transportation fund to provide financial resources to trail development in this area.

Mayor Cabott called for a five minute recess.

Recess

After significant discussion it was agreed to bring the last suggestion forward at an upcoming meeting with the Territorial Minister.

Discussion

2022-22-05

It was duly moved and seconded that the motion with respect to amending zoning Bylaw 2022-31 be amended to read:
THAT Council direct that Bylaw 2022-31, a bylaw to amend the zoning in the Puckett’s Gulch Area, be brought forward at second and third reading under the bylaw process and
THAT discussion in regards to relocating the east airport boundary fence back from the escarpment be considered during the land disposition process and bylaw.

ZONING AMENDMENT
Puckett’s Gulch

Carried Unanimously

2022-22-06

It was duly moved and seconded
THAT Council direct that Bylaw 2022-38, a bylaw to amend the zoning of 11 Oak Street to reduce the rear yard setback to allow a garden suite, be brought forward for consideration under the bylaw process.

ZONING AMENDMENT
11 Oak Street

Carried Unanimously

2022-22-07

It was duly moved and seconded
THAT Council approve RCM2 Zone Housing Development Incentive with respect to the construction of 89 apartment housing units at 76 Tyrell Crescent in Whistle Bend.

HOUSING
DEVELOPMENT
INCENTIVE
76 Tyrell Crescent

Carried Unanimously

2022-22-08

OFFICIAL COMMUNITY
PLAN APPROVAL
Motion to Amend

It was duly moved and seconded
THAT Council direct that the proposed “Whitehorse 2040: Official
Community Plan” be amended in accordance with the *Administrative
Recommendations* including housekeeping changes, detailed in the
Administrative Report dated October 3, 2022; and

THAT Council direct that policies in Section 15.9 – Downtown Core be
amended as follows:

- 15.9.7 The maximum building height allowed in the
Mixed Use – Downtown Core designation will
be 25 metres; however, to promote the
concentration of commercial and higher-density
residential uses within the Downtown, buildings
up to 30 metres may be considered within this
designation, east of 4th Avenue.
- 15.9.13 Buildings fronting on Main Street, east of
Fourth Avenue, will be no more than 20 metres
in height, with heights decreasing toward the
riverfront.
- 15.9.14 Buildings fronting on Main Street, west of
Fourth Avenue, will be no more than 25 metres
in height, with heights decreasing toward the
riverfront; and

THAT Council direct that Bylaw 2022-40, a bylaw to adopt the 2022
Official Community Plan, “Whitehorse 2040” be brought forward for
second reading under the bylaw process.

After considerable discussion a number of amendments were
proposed regarding Stevens Quarry, McIntyre Creek, Section 9 –
Housing, Section 11 – Transportation and Mobility, Section 13 – Land
Management, Section 15 – Downtown Core building heights and the
need for a second Public Hearing given the proposed amendments.

Discussion

2022-22-09

MOTION TO EXTEND
COUNCIL MEETING

It was duly moved and seconded
THAT the Regular Council Meeting be extended.

Carried Unanimously

Mayor Cabott also called for a five minute recess to allow time for all
Council Members to receive written copies of the proposed
amendments.

Recess

2022-22-10

It was duly moved and seconded
THAT Council direct that the proposed “Whitehorse 2040: Official Community Plan” be amended in accordance with the *Administrative Recommendations* including housekeeping changes, detailed in the Administrative Report dated October 3, 2022; and

THAT Council direct that Map 5 be updated to replace the Stevens area designation as natural resource extraction with the Future Planning Area designation; and

THAT Council direct that policies in Section 7 – Environmental Stewardship be amended by deleting clauses 7.9.1 (ii); and

THAT Council direct that any necessary housekeeping amendments to maps or other sections be made to remove the concept of a transportation corridor through McIntyre Creek Regional Park; and

THAT Council direct that policies in Section 9 – Housing be amended by adding the following clause as clause 9.7 and all subsequent clauses be renumbered accordingly;

- 9.7 The City will study the impact of short term rentals on the availability of a variety of housing options including affordable rental housing

THAT Council direct that policies in Section 11 – Transportation and Mobility be amended by adding the following clause as clause 11.16 and all subsequent clauses be renumbered accordingly:

- 11.16 The City will collaborate with the Government of Yukon and other landowners to prioritize the planning and implementation of upgrades to the Whitehorse North Transportation Corridor, which includes Quartz Road, Copper Road, and Mountain View Drive; and

THAT Council direct that policies in Section 13 – Land Management be amended by deleting clause 13.2 and all subsequent clauses be renumbered accordingly; and

THAT Council direct that policies in Section 15.9 – Downtown Core be amended as follows:

- 15.9.7 The maximum building height allowed in the Mixed Use – Downtown Core designation will be 25 metres; however, to promote the concentration of commercial and higher-density residential uses within the Downtown, buildings up to 30 metres may be considered within this designation;
- 15.9.13 Buildings fronting on Main Street, east of Fourth Avenue, will be no more than 20 metres in height, with heights decreasing toward the riverfront;

- 15.9.14 Buildings fronting on Main Street, west of Fourth Avenue, will be no more than 30 metres in height.

THAT Administration be directed to hold a second Public Hearing with respect to the proposed Whitehorse 2040 Official Community Plan.

Carried (6-1)

IN FAVOUR Mayor Cabott, Councillors Cameron, Curteanu, Laking Friesen and Murray Recorded Vote
OPPOSED Councillor Boyd

Development Services Committee

There was no report from the Development Services Committee No Report

City Operations Committee

There was no report from the City Operations Committee. No Report

Community Services Committee

A Council Member noted that on October 4, 2022 the Sisters in Spirit vigil and silent walk will be held in Whitehorse. She reported that this campaign began as a result of the Native Women’s Association of Canadas advocacy to establish numbers of missing and murdered indigenous women, girls and gender diverse people in Canada and that the legacy of this work has resulted in an annual event that is recognized across the country. SISTERS IN SPIRIT – For Information Only

NEW AND UNFINISHED BUSINESS

Councillor Laking declared that he will not be bringing forward a motion to provide a Council grant to the Yukon Breeze Sailing Society at this time. Council Grant to Yukon Breeze Sailing Society Councillor Laking

Councillor Friesen provided a rationale for her motion regarding City Advertising Policies. City Advertising Policies Discussion

After considerable discussion, Councillor Friesen proposed two amendments to her Motion to allow ads already approved to be placed on an ongoing basis and to have Administration discuss specific potential clauses with legal council in developing the policy.

2022-22-11

It was duly moved and seconded THAT the motion regarding City Advertising Policies presented by Councillor Friesen be amended as follows: City Advertising Policies Councillor Friesen

- 1. THAT City Council direct Administration to bring forward a council ad policy and discuss the following clauses with legal council in developing said policy.
 - a. Advertisements must not promote any form of discrimination or prejudicial treatment of people, groups, or organizations, including on the grounds of, among other things, race, national or ethnic origin, religion, gender identity, sex or sexual orientation, age or disability;
 - b. Advertisements must not contain, directly or by implication, inaccurate, deceptive, or otherwise misleading claims, statements, illustrations, or representations; and
 - c. An advertisement may be rejected by the City if information provided via internet addresses, quick response (QR) codes, social media links, and telephone numbers, that are included in the advertisement and which direct viewers to external sources of information, would otherwise fail to comply with this Policy.

- 2. AND THAT City Council direct Administration to communicate to those who have ad requests in queue that the ads will need to be resubmitted and considered under the new policy once developed with the exception of ads that have already been approved to be placed on an ongoing basis.

Defeated (3-4)

IN FAVOUR Councillors Curteanu, Friesen and Murray
OPPOSED Mayor Cabott, Councillors Boyd, Cameron and Laking

Recorded Vote

BYLAWS

2022-22-12

It was duly moved and seconded
THAT Bylaw 2022-38, a Bylaw to amend the Zoning at 11 Oak Street, be given first reading.

Carried Unanimously

BYLAW 2022-38
ZONING AMENDMENT -
11 OAK STREET
1ST READING

2022-22-13

Councillor Laking declared a conflict of interest and left the room.
It was duly moved and seconded
THAT Bylaw 2022-27 a Bylaw to amend the zoning at 2220 2nd Avenue be given second reading.

Defeated (3-3)

BYLAW 2022-27
ZONING AMENDMENT
2220 2ND AVENUE
2ND READING

IN FAVOUR Mayor Cabott, Councillors Cameron and Boyd
OPPOSED Councillors Curteanu, Friesen and Murray

Recorded Vote

2022-22-14

It was duly moved and seconded
THAT Bylaw 2022-31, a Bylaw to amend the Zoning of a portion of
three lots to allow for the expansion of an airport, be given second
reading.

Carried Unanimously

BYLAW 2022-31
ZONING AMENDMENT
PUCKETT'S GULCH
2nd READING

2022-22-15

It was duly moved and seconded
THAT Bylaw 2022-31, now be given third reading.

Carried Unanimously

BYLAW 2022-31
ZONING AMENDMENT
PUCKETT'S GULCH
3rd READING

2022-22-16

It was duly moved and seconded
THAT Bylaw 2022-33, a Bylaw to amend the Fees and Charges Bylaw
2014-36 now be given third reading.

Carried Unanimously

BYLAW 2022-33
FEES AND CHARGES
AMENDMENT (3rd
QUARTER)
3rd READING

2022-22-17

It was duly moved and seconded
THAT Bylaw 2022-33, a Bylaw to amend the Fees and Charges Bylaw
2014-36 be amended to add a fee of \$50.00 for a one day use for non
– commercial operators be added to Schedule 7 of the Fees and
Charges Bylaw 2014-36.

Carried Unanimously

BYLAW 2022-33
FEES AND CHARGES
AMENDMENT (3rd
QUARTER)
Amendment

The main motion, being third reading to amend the Fees and
Charges Bylaw 2014-36 as amended was then voted on.

Carried Unanimously

Vote on Main Motion

2022-22-18

It was duly moved and seconded
THAT Bylaw 2022-34, a Bylaw to amend Waste Management
Schedule G, Bylaw 2018-05 now be given third reading.

Carried Unanimously

BYLAW 2022-34
WASTE MANAGEMENT
BYLAW SCHEDULE G
UPDATE
3rd READING

There being no further business, the meeting adjourned at 10:54p.m.

ADJOURNMENT

Laura Cabott, Mayor

Rebecca Webber, Assistant City Clerk

ADOPTED by Resolution at Meeting #2022-23

MEMORANDUM

FILE #: Z-19-2022

TO: Mayor and Council
FROM: Administration
DATE: October 18, 2022
SUBJECT: Public Hearing – Zoning Bylaw Amendment for Whistle Bend Phases 10 & 11

Please be advised there will be a Public Hearing at the Regular Council Meeting of October 24, 2022, to hear from interested parties related to the following Zoning Bylaw amendment:

Bylaw 2022-32, a bylaw to amend the zoning of a 25.80 hectare parcel of vacant Commissioner's land comprising Phases 10 and 11 of Whistle Bend, from FP – Future Planning to public and residential zones.

Phases 10 and 11 are located at the most westerly area of Whistle Bend, adjacent to Phases 8 and 9. Phases 10 and 11 are proposed to be well connected to the rest of the Whistle Bend neighbourhood through trails and active transportation routes and therefore are planned at a low-to-medium density.

Phase 10 will tentatively provide 117 lots for single-family homes or duplexes and 10 multi-family lots. Additionally, Phase 10 will tentatively provide one Greenbelt lot, one Parks and Recreation lot, and one Public Services lot. Phase 11 will tentatively include 93 single-family lots and four multi-family lots.

Bylaw 2022-32 received First Reading on September 26, 2022. Notices were published in the Whitehorse Star and Yukon News on September 30, 2022 and October 7, 2022. Property owners within 100 meters were notified by mail and the Government of Yukon Land Management Branch, Kwanlin Dün First Nation, and Ta'an Kwäch'än Council were notified by email.



Mathieu Marois
Senior Planner, Planning and Sustainability Services

cc: Director of Development Services
Manager of Planning and Sustainability Services



**Minutes of the meeting of the
Public Health and Safety Committee**

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall Councillor Kirk Cameron – Chair Mayor Laura Cabott Councillor Dan Boyd	
Committee Members Present	Deputy Mayor Jocelyn Curteanu Councillor Michelle Friesen Councillor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O’Farrell, City Manager Krista Mroz, Acting Director of Community Services Valerie Braga, Director of Corporate Services Mike Gau, Director of Development Services Tracy Allen, Director of Operations Rebecca Webber, Assistant City Clerk	

Your Worship, there is no report from the Public Health and Safety Committee.



**Minutes of the meeting of the
Corporate Services Committee**

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall Councillor Michelle Friesen – Chair Mayor Laura Cabott Councillor Dan Boyd	
Committee Members Present	Councillor Kirk Cameron Deputy Mayor Jocelyn Curteanu Councillor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Acting Director of Community Services Valerie Braga, Director of Corporate Services Mike Gau, Director of Development Services Tracy Allen, Director of Operations Rebecca Webber, Assistant City Clerk Svetlana Erickson, Manager of Financial Services Keri Rutherford, Acting Manager of Recreation and Facility Services Landon Kulych, Manager of Parks and Community Development	

Your Worship, the Corporate Services Committee respectfully submits the following report:

1. Upcoming Procurements – For Information Only

In accordance with the Procurement Policy, a list of forthcoming procurements with an anticipated value greater than \$100,000 must be provided to Council on a bi-monthly basis. Managers have been asked to review their capital projects and operating requirements for the period of November and December 2022.

Administration responded to questions related to scrap metal processing and the water monitoring contract.

2. Council 2023 Annual Schedule and Committee Appointments

To facilitate the scheduling of special events and planned recesses, each fall Council approves the schedule for Standing Committee and Regular Council meetings for the coming calendar year.

Each calendar year Council approves the appointment of Council members to Standing Committee Chair positions, Deputy Mayor, Reserve Deputy Mayor, various ad hoc committees, and confirms the appointment of Council members to special committees.

Council also appoints Councillors to serve on outside committees as representatives of the City of Whitehorse. Two Councillors are appointed to represent Whitehorse on the Association of Yukon Communities, one Councillor to serve on the Crime Stoppers Committee, one Councillor to serve on the Whitehorse Chamber of Commerce, and one Councillor to serve on the Coalition of Capital Cities.

Committee Members noted a correction to the proposed dates for Deputy Mayor appointments.

The recommendation of the Corporate Services Committee is

THAT Council approve the 2023 Council and Standing Committee Meeting Schedule as presented,

THAT the first meeting cycle in January be rescheduled to the 9th and 16th respectively, and the second meeting cycle in January be rescheduled to the 23rd and 30th respectively,

THAT the second meeting cycle in July be cancelled to accommodate a summer recess,

THAT the second meeting cycle in December be cancelled to accommodate a winter recess, and

THAT Council approve Council member appointments as follows for the period from November 1, 2022 to October 31, 2023:

<u>Committee</u>	<u>Chair</u>	<u>Vice-Chair</u>
Corporate Services	Councillor Cameron	Councillor Laking
City Planning	Councillor Laking	Councillor Friesen
Development Services	Councillor Murray	Councillor Boyd
City Operations	Councillor Boyd	Councillor Curteanu
Community Services	Councillor Friesen	Councillor Cameron
Public Health and Safety	Councillor Curteanu	Councillor Murray

THAT Deputy Mayor and Reserve Deputy Mayor appointments be approved as follows for the period from November 1, 2022 to October 31, 2023:

Deputy Mayor

Councillor Mellisa Murray	November 1, 2022 to December 31, 2022
Councillor Dan Boyd	January 1, 2023 to February 28, 2023
Councillor Michelle Friesen	March 1, 2023 to April 30, 2023
Councillor Ted Laking	May 1, 2023 to June 30, 2023
Councillor Kirk Cameron	July 1, 2023 to August 31, 2023
Councillor Jocelyn Curteanu	September, 1 2023 to October 31, 2023

Reserve Deputy Mayor

Councillor Dan Boyd	November 1, 2022 to April 30, 2023
Councillor Michelle Friesen	May 1, 2023 to October 31, 2023

THAT Council member appointments to ad hoc committees be approved as follows for the period from November 1, 2022 to October 31, 2023:

Association of Yukon Communities	Councillor Michelle Friesen Councillor Mellisa Murray
Crime Stoppers	Councillor Jocelyn Curteanu
Whitehorse Chamber of Commerce	Councillor Kirk Cameron
Coalition of Capital Cities	Mayor Cabott

THAT Special Committee appointments be approved as follows for the period from November 1, 2022 to October 31, 2023:

City Budget Committee Mayor and all Council

3. Fall Recreation Grant

Council policy governs the allocation of recreation grants. The Recreation Grant Task Force met on September 26 to discuss the applications and compile recommendations for funding in accordance with the Recreation Grant Policy.

A total of \$250,000 is available for two granting sessions in 2022. The funding available for this session for all Recreation Grant categories is \$75,000 plus any refunds received.

The Committee Members posed questions related to operation and maintenance requests and with respect to the allocation of funds for the spring and fall.

The recommendation of the Corporate Services Committee is

THAT Council approve the allocation of \$42,970 for Recreation Grants as recommended by the Recreation Grant Task Force.

4. Festival and Special Event Grant

Councillor Murray declared a conflict of interest and left Chambers for this item.

The multi-department review committee met Thursday, September 22, 2022 to evaluate eligible Festival and Special Event Grant applications received by the August 31, 2022 deadline for projects occurring from January 1 to December 31, 2023.

\$50,000 is available to support applications in this intake. A total of 11 applications were received, all of which were deemed eligible. Each application was considered by the assessment review committee utilizing the established criteria for the purpose of recommending both cash and in-kind support.

The recommendation of the Corporate Services Committee is

That Council approve recommendations for the Festival and Special Event Grant Fund applications with funding from the 2023 budget.



Minutes of the meeting of the City Planning Committee

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall Councillor Dan Boyd – Chair Mayor Laura Cabott	
Committee Members Present	Councillor Kirk Cameron Deputy Mayor Jocelyn Curteanu Councillor Michelle Friesen Councillor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O’Farrell, City Manager Krista Mroz, Acting Director of Community Services Valerie Braga, Director of Corporate Services Mike Gau, Director of Development Services Tracy Allen, Director of Operations Rebecca Webber, Assistant City Clerk Mathieu Marois, Senior Planner	

Your Worship, the City Planning Committee respectfully submits the following report:

1. **Zoning Amendment - Whistle Bend Phase 12 & 13**

The basic concept for Whistle Bend was developed in 2006 and a master plan for the neighbourhood was approved in 2009 for the development of phases 1 to 7. In 2020, the City completed the planning and preliminary engineering work for three new development areas in Whistle Bend: Areas A, B, and C. Area C was selected as the next development area after the completion of the initial seven phases. The two remaining phases of Area C to be zoned, Phases 10 and 11, are currently proceeding through the rezoning process.

An application to amend the zoning of a 16.2 hectares of vacant Commissioner’s land comprising Phase 12 and Phase 13 of Whistle Bend, from FP – Future Planning, residential, and public zones to residential, mixed-use, and public zones to allow for a range and mix of commercial and residential developments.

Committee Members raised questions and concerns related to traffic management, trails and design for the area; Administration committed to provide responses.

The recommendation of the City Planning Committee is

THAT Council direct that Bylaw 2022-43, a bylaw to amend the zoning of a 16.2 hectares of vacant Commissioner's land comprising Phases 12 and 13 of Whistle Bend, be brought forward for consideration under the bylaw process.



**Minutes of the meeting of the
Development Services Committee**

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall Deputy Mayor Jocelyn Curteanu – Chair Mayor Laura Cabott Councillor Dan Boyd	
Committee Members Present	Councillor Kirk Cameron Councillor Michelle Friesen Councillor Mellisa Murray Councillor Ted Laking	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Acting Director of Community Services Valerie Braga, Director of Corporate Services Mike Gau, Director of Development Services Tracy Allen, Director of Operations Rebecca Webber, Assistant City Clerk	

Your Worship, there is no report from the Development Services Committee.



Minutes of the meeting of the City Operations Committee

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall Councillor Ted Laking – Chair Mayor Laura Cabott Councillor Dan Boyd	
Committee Members Present	Councillor Kirk Cameron Deputy Mayor Jocelyn Curteanu Councillor Michelle Friesen Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Acting Director of Community Services Valerie Braga, Director of Corporate Services Kevin Lyslo, Acting Director of Corporate HR Mike Gau, Director of Development Services Tracy Allen, Director of Operations Rebecca Webber, Assistant City Clerk	

Your Worship, City Operations Committee respectfully submits the following report.

1. **Snow and Ice Control Program Updates**

The Snow and Ice Control Policy (SICP) identifies the intent of the City's winter maintenance operations and establishes the priorities and service levels for snow and ice control activities. The policy was last updated in January 2022 to include new additions to the City network of priority trails. Some of the challenges under the existing SICP can be addressed through updating associated policies and bylaws such as the Maintenance Bylaw and Trail Maintenance Bylaw.

Population growth, demographic change, and climate change have all affected the City's snow and ice control operations. Since the 2018/2019 season, the total snowfall accumulation for the Whitehorse area has risen from 143 cm to 268.5 cm without any significant permanent corresponding increase in fleet or resource capacity.

Committee Members discussed snow removal as it relates to trail use including alternatives that could improve accessibility for the community to use these trails during the winter months. The Committee Members noting intensification in the city, questioned how the city will manage snow clearing and also raised concerns related to snow removal for residents living in intensified areas such as Whistle Bend. Committee Members discussed priority routes and raised concerns related to snow removal for bus routes. Administration was asked to confirm the priority rating of two roads within Whistle Bend.

ADMINISTRATIVE NOTE

Subsequent to the October 17, 2022 meeting, errors to the maps in Appendix C of the Snow and Ice Control Policy were noted. These have been corrected here:

<https://www.whitehorse.ca/trails>

The recommendation of the City Operations Committee is

THAT Council approve the amendments to the Snow and Ice Control Policy 2021-05 and Trail Maintenance Policy 2021-02, as recommended; and

THAT Council direct that Bylaw 2022-44, a bylaw to amend the Maintenance Bylaw in accordance with the Snow and Ice Control Program Updates, be brought forward for consideration under the bylaw process.

2. Heather Ashthorn – Raven Recycling Society Updates

The Committee heard from Heather Ashthorn of Raven Recycling Society who provided an update on recycling, addressed the cost of recycling and spoke to planning considerations in preparation for the Extended Producer Responsibility regulatory framework identified by the Yukon Government.

3. Lee Hawkings – Snow and Ice Control Program Updates

Lee Hawkings addressed the Committee to suggest that the City change winter maintenance practices on active transportation routes. Mr. Hawkings expressed concerns with the lack of snow removal specifically in the Hamilton Boulevard and Elijah Smith trails and stated that current trail clearing does not meet the needs of cyclists or walkers. As an example, he offered that the City explore Finland's snow removal methods.



Minutes of the meeting of the Community Services Committee

Date	October 17, 2022	2022-23
Location	Council Chambers, City Hall	
	Councillor Mellisa Murray - Chair	
	Mayor Laura Cabott	
Committee Members Present	Councillor Dan Boyd	
	Councillor Kirk Cameron	
	Deputy Mayor Jocelyn Curteanu	
	Councillor Michelle Friesen	
	Councillor Ted Laking	
Staff Present	Jeff O'Farrell, City Manager	
	Krista Mroz, Acting Director of Community Services	
	Valerie Braga, Director of Corporate Services	
	Mike Gau, Director of Development Services	
	Tracy Allen, Director of Operations	
	Rebecca Webber, Assistant City Clerk	
	Landon Kulych, Manger of Parks and Community Development	

Your Worship, the Community Services Committee respectfully submits the following report.

1. Whitehorse North Trail Plan Update

The trail plan for Whitehorse North consists of a map that identifies existing trails, proposes trail use designations in accordance with the City of Whitehorse Trail Maintenance Policy, and identifies growth opportunities for new trail development.

The 2022 Whitehorse North Trail Plan provides staff and Council with a point of reference that will inform ongoing trail management and development to manage diverse trail needs within the Whitehorse North neighbourhood. To this end, the 2022 Whitehorse North Trail Plan designates existing motorized and non-motorized multi use trails, recommends these trails for ongoing maintenance, and identifies opportunities for future trail growth.

The Committee Members sought clarity on the impact of motorized trail use specifically related to the difference between ATV and snowmobiles. Administration provided answers to questions with respect to the percentage of motorized vs non motorized trail use and what the feedback was from the community regarding the trail plan.

The recommendation of the Community Services Committee is

THAT Council approve the 2022 Whitehorse North Trail Plan as a guiding document.

2. Jason Charlie and Ulrike Levins – Voices Influencing Change

As part of the Yukon Anti-Poverty Coalition, Jason Charlie and Ulrike Levins of Voices Influencing Change addressed the Committee Members. Mr. Charlie reflected on the impacts of colonization to First Nations and Mrs. Levins summarized the work of their organization. She also suggested three potential actions for change such as a “Good Will” style clothing store, a free store and reducing the timeline for building permits and inspections for those with affordable housing projects.

3. Chris Bullinger and Leila Srangi – Campaign 2000

The delegates spoke to their Pan - Canada organization working to end child and family poverty. They encouraged involving those with lived experiences in program design and provided examples of first steps.

4. Keith Lay – Whitehorse North Trail Plan Update

Keith Lay of the Active Trails Whitehorse Association addressed the Committee expressing concerns with the Whitehorse North Trail Plan. Mr. Lay raised concerns relating specifically to motorized trail use and requested that snowmobile users be prohibited from using specific trails. He also explained that he finds the City’s bylaws confusing and feels users need a more equitable trail system.

5. New Business – Small Business Week

October 16th to October 22nd is Small Business week hosted by Whitehorse Chamber of Commerce. A Committee Member noted that this marks the 43rd annual small business week and that within the Yukon there are approximately 3100 small and medium sized businesses.

There being no further business the meeting adjourned at 7:54pm.

Laura Cabott, Mayor

Rebecca Webber, Assistant City Clerk

ADOPTED at the Regular Council meeting dated October 24, 2022

CITY OF WHITEHORSE

BYLAW 2022-43

A bylaw to amend Zoning Bylaw 2012-20

WHEREAS section 289 of the *Municipal Act* provides that a zoning bylaw may prohibit, regulate and control the use and development of land and buildings in a municipality; and

WHEREAS section 294 of the *Municipal Act* provides for amendment of the Zoning Bylaw; and

WHEREAS the zoning for Phases 12 and 13 of the Whistle Bend Subdivision was established as part of the future planning work for multiple phases, and detailed planning has indicated that certain changes are desirable with respect to various zones and zone boundaries; and

WHEREAS Phases 12 and 13 of Whistle Bend is vacant and all properties are owned by the Government of Yukon, thus minimizing the impact of zoning changes at this time; and

WHEREAS it is deemed desirable that the City of Whitehorse Zoning Bylaw be amended to establish new zoning for the area known as Whistle Bend Phases 12 and 13;

NOW THEREFORE the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. Section 10.6 of Zoning Bylaw 2012-20 is hereby amended by adding a new subsection 10.6.7 i) as follows:
 - “i) The 2.2-hectare area located south of Lots 542-548, Plan 2019-0003 LTO YT in the Whistle Bend area, is designated CM2x(i) with the special modification being that density for residential developments is limited to 30 units per hectare, applied per lot.”
2. The zoning maps attached to and forming part of Zoning Bylaw 2012-20 are hereby amended by deleting the existing zoning for Whistle Bend Phases 12 and 13, located in the area adjacent to Casca Boulevard, and substituting therefore new zoning as indicated on Attachment “1” attached hereto and forming part of this bylaw.
3. For the purposes of clarity, a sketch showing the existing zoning for the Whistle Bend Phases 12 and 13 areas is attached hereto as Attachment “2” and forms part of this bylaw.
4. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING:

PUBLIC NOTICE:

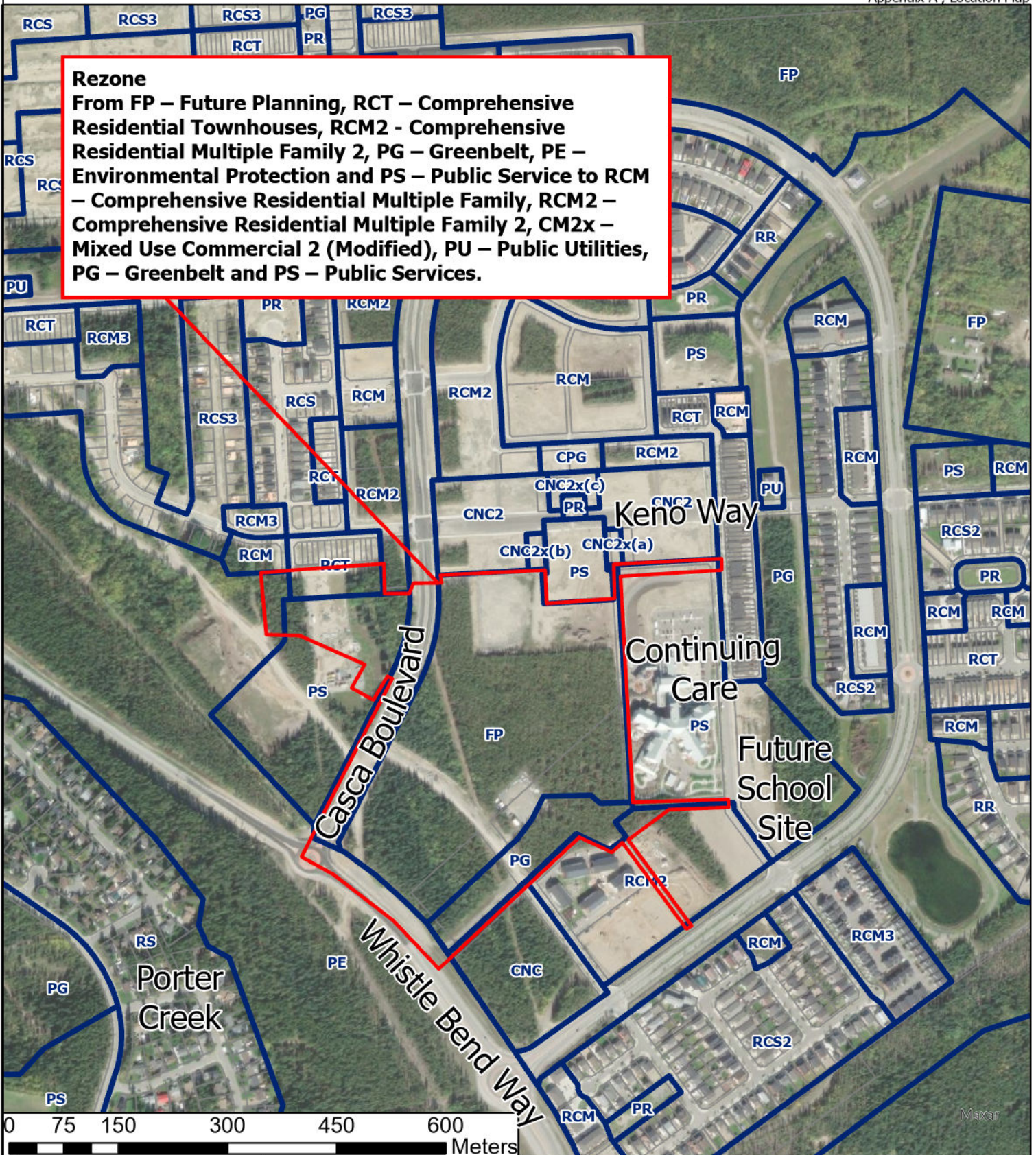
PUBLIC HEARING:

SECOND READING:

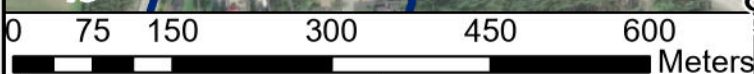
THIRD READING and ADOPTION:

Mayor

City Clerk




Rezone
 From FP – Future Planning, RCT – Comprehensive Residential Townhouses, RCM2 - Comprehensive Residential Multiple Family 2, PG – Greenbelt, PE – Environmental Protection and PS – Public Service to RCM – Comprehensive Residential Multiple Family, RCM2 – Comprehensive Residential Multiple Family 2, CM2x – Mixed Use Commercial 2 (Modified), PU – Public Utilities, PG – Greenbelt and PS – Public Services.



DATE:
 October 17, 2022

FILE NO:
 Z-22-2022

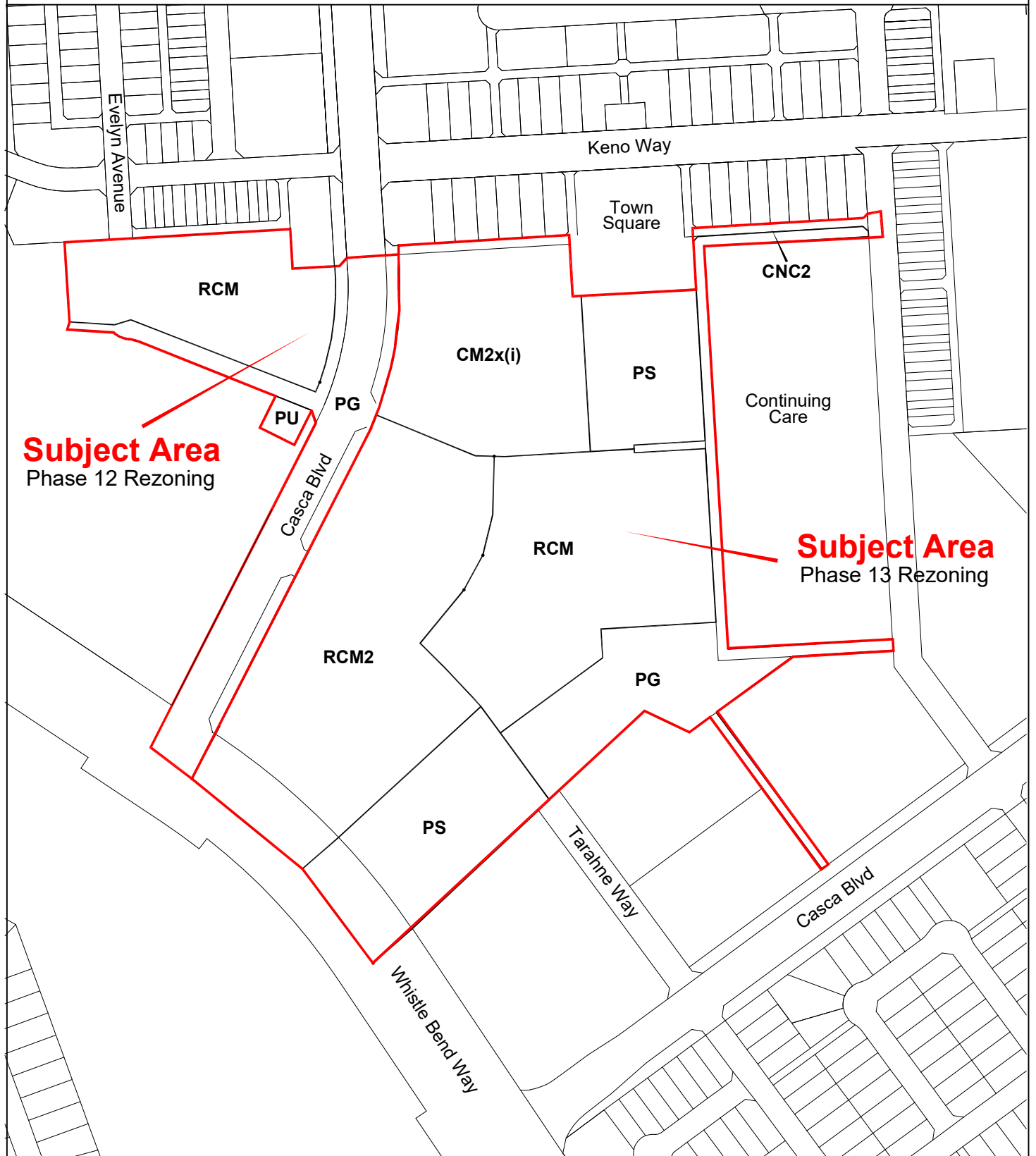
 Whistle Bend Phases 12 & 13

CITY OF WHITEHORSE - PLANNING AND SUSTAINABILITY SERVICES

Bylaw 2022-43

A Bylaw to amend the zoning of vacant Commissioner's land comprising Phases 12 and 13 of Whistle Bend.






Bylaw 2022-43

A bylaw to implement the zoning for Whistle Bend Phases 12 & 13.

LEGEND

 SUBJECT AREA

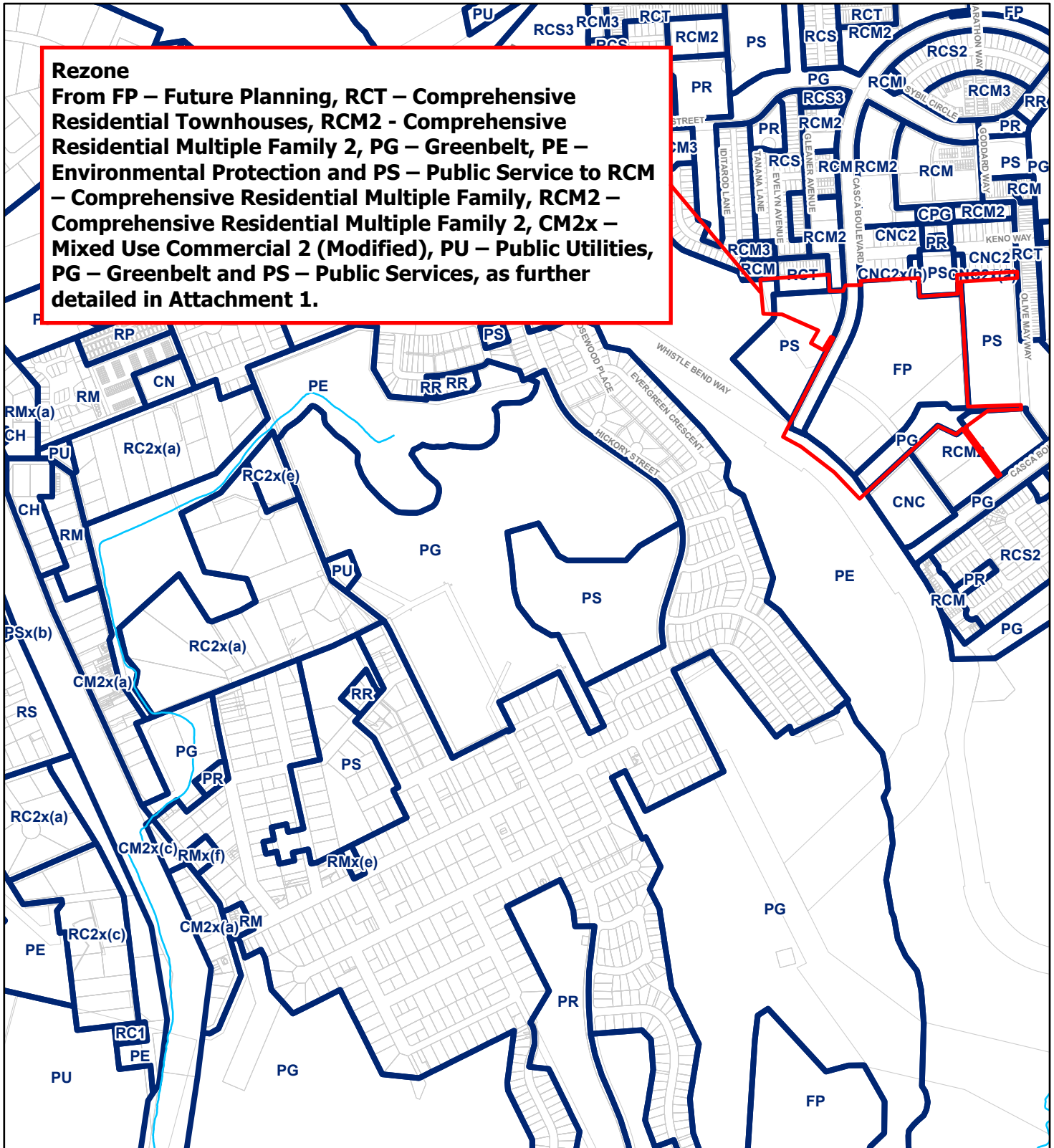
MAP 5

PORTER CREEK

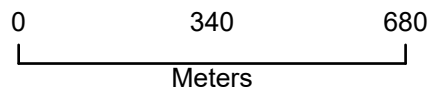
BYLAW 2022-43
ATTACHMENT 2

Rezone

From FP – Future Planning, RCT – Comprehensive Residential Townhouses, RCM2 - Comprehensive Residential Multiple Family 2, PG – Greenbelt, PE – Environmental Protection and PS – Public Service to RCM – Comprehensive Residential Multiple Family, RCM2 – Comprehensive Residential Multiple Family 2, CM2x – Mixed Use Commercial 2 (Modified), PU – Public Utilities, PG – Greenbelt and PS – Public Services, as further detailed in Attachment 1.



Where a letter appears in brackets following a zoning designation, e.g. RSx(a), the letter corresponds to the 'special restrictions' subsection for that zone.



Consolidation Date:
October 6, 2020

Map scale and location is not identical to Map 6 in the October 6, 2020 Office Consolidation

CITY OF WHITEHORSE
BYLAW 2022-44

A bylaw to amend Maintenance Bylaw 2017-09

WHEREAS section 220 of the *Municipal Act* provides that council may by bylaw amend or vary bylaws; and

WHEREAS it is deemed desirable that the Maintenance Bylaw 2017-09 be amended to reflect changes required in accordance with the 2022 Snow and Ice Control Program Updates.

NOW THEREFORE the Council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. Maintenance bylaw 2017-09 is hereby amended by deleting reference to Manager of Operations and replacing with Manager of Fleet and Transportation Maintenance throughout.
2. Maintenance bylaw 2017-09 is hereby amended by adding a new definition of sidewalk as follows:

“sidewalk” means that part of a highway which is paved or cement covered for use of, or ordinarily used by, pedestrians located in that part of a highway between the curb line, or edge of the roadway where there is no curb line, and the adjacent property line.

3. Maintenance bylaw 2017-09 is hereby amended by adding new clauses Section 23 through to Section 25 as follows:
 23. For the purposes of section 22, the owner or occupant of a property adjacent to sidewalk or lane crossing shall remove ice and snow from the sidewalk or lane crossing to a minimum width of 1.5 metres.
 24. Where the owner or occupier of a property has not complied with section 22, the City may remove the ice and snow as a service Council considers necessary or desirable for its residents, and the owner or occupier of the property is liable for such removal costs.
 25. Where the owner or occupier of a property fails to pay the expenses and costs of removal referred to in section 24, such costs may be added to the tax roll of the property.

Amended October 24, 2022

4. Maintenance bylaw 2017-09 is hereby amended by replacing existing Section 23 with Section 26 as follows:

DISPOSAL ON ROADWAY PROHIBITED

26. No owner or occupier shall place snow, ice, dirt, debris or other materials from any accessible parking space, sidewalk, lane crossing, private property or driveway upon any other portion of a highway or public lands adjacent to a highway, unless they have obtained the prior written permission of the Manager of Fleet and Transportation Maintenance, or onto private property other than their own, unless they have obtained prior written permission from the private property owner.
5. Maintenance bylaw 2017-09 is hereby amended by renumbering Roof Snow Removal from Section 24 to Section 27 and further, renumbering all subsequent sections accordingly.

FIRST and SECOND READING:

THIRD READING and ADOPTION:

Mayor

City Clerk