



MINUTES OF DISTRICT OF KITIMAT
COMMITTEE OF THE WHOLE MEETING
MEETING HELD IN THE COUNCIL CHAMBERS,
606 MOUNTAINVIEW SQUARE, ON MONDAY, AUGUST 26, 2019 AT 7:00 PM

Present: Mayor P. Germuth
Councillors E. Empinado M. Feldhoff, L. Gibson
R. Goffinet, T. Marleau, M. Zielinski
Present: Staff W. Waycheshen, Chief Administrative Officer
G. Sewell, Director of Community Planning
A. Ramos-Espinoza, Director of Engineering Services
M. Gould, Director of Leisure Services
C. McCulley, Director of Operations
E. Anderson, Director of Corporate Administration

1. Call to Order

2. Public Input / Questions on Agenda Items

Jerrad Zuchotzki, 28 Dewberry Street – Spoke in opposition to the proposed rezoning and OCP amendment at 2 Dewberry Street.

Jack Oviatt, 497 Quatsino – Spoke in opposition to the proposed rezoning and OCP amendment at 2 Dewberry Street.

Ike Bath, 4381 Ave – Mr. Bath said that he was available for questions from Council regarding his proposal of a cannabis retail at 213 City Centre.

Rob MacIassac, 29 Gannet – Mr. MacIassac said that he was available for questions from Council regarding his proposal of a cannabis retail at 432 Enterprise Avenue.

3. Media Inquiries - For Clarification Only

4. Call for New Business / Adoption of the Agenda

Moved and seconded,

“THAT the Committee of the Whole Agenda for August 26, 2019 be adopted as circulated.”

Motion Carried Unanimously
Motion: C19-076

5. Temporary Use Regulations – Residential Zones

Moved and seconded,

“THAT definitions of "Home Business Address" paragraph (f) and "Home Occupation" paragraph (b) in Kitimat Municipal Code Part 9 - Planning, Division 1 - General be amended to permit one individual who is not a resident of the dwelling to work on-site.

AND THAT Temporary Use Permits be permitted in the R5-A zone.”

Motion Carried Unanimously
Motion: C19-077
TUP – Residential Zones

6. Temporary Use Regulations – Greenbelt Zones

Moved and seconded,

“THAT temporary uses in:

(a) G2 - Local Park Zone that are accessory to campgrounds and parks, and limited to:

- a. Coffee Shop;*
- b. Retail Trade; and*
- c. Outdoor Recreation Equipment Rental;*

(b) G3 - Small Holding Zone;

(c) G3-A- Cable Car Zone, G3-B-Strawberry Meadows Zone, and G3-C Residential

Zone, limited to:

- (a) Brewery, Cidery, Meadery, Winery*
- (b) Coffee Shop*
- (c) Personal Service Shop*
- (d) Recreation*
- (e) Cultural Activity*
- (f) Animal Grooming;*

(g) Prohibiting any activity listed in BC Contaminated Sites Regulation, Schedule 2, unless environmental professional engaged at applicant expense and approved by District of Kitimat; or Ministry of Environment has identified appropriate mitigation measures to be included as conditions of use and performance bonding sufficient to complete mitigation is provided.

AND THAT Kitimat's Official Community Plan and Municipal Code be amended to include general provisions for TUPs in G3-A, G3-B, and G3-C Zone, including:

- (a) Number of employees that do not reside on subject property*
- (b) Hours of operation*
- (c) Noise and nuisance mitigation*
- (d) Required parking*
- (e) Landscape buffer and*
- (f) Setbacks for structures supporting business operations,*

Motion Carried Unanimously
Motion: C19-078
TUP – Greenbelt Zone

7. OCP and Zoning Amendment, 2 Dewberry - Conditions

Moved and seconded,

“THAT the OCP and Zoning amendment for 2 Dewberry Street be tabled to gain more discussion and background information.”

Motion Carried Unanimously
Motion: C19-079
2 Dewberry Zoning and OCP Amendment

8. Cannabis Retail Application – 432 Enterprise

Moved and seconded,

*“THAT the Cannabis Retail Licensing Application for 432 Enterprise Avenue referred by the Liquor & Cannabis Regulation Branch on 15 August 2019 be received for consideration;
AND THAT public notice be issued: (i) advising that the proposed retail store at 432 Enterprise Avenue is under consideration; (ii) inviting comment regarding the proposed cannabis retail store; and (iii) advertising Public Information Meeting and Public Comment Period;
AND FURTHER THAT the Cannabis Retail Licensing Application for 432 Enterprise Avenue be referred to the Advisory Planning Commission, RCMPolice, School District No. 82 Coast Mountains;*

Motion Carried Unanimously
Motion: C19-080
Cannabis – 432 Enterprise

9. Cannabis Retail Application – 213 City Centre

Moved and seconded,

*“THAT the Cannabis Retail Licensing Application for 213 City Centre referred by the Liquor & Cannabis Regulation Branch on 13 August 2019 be received for consideration;
AND THAT public notice be issued: (i) advising that the proposed retail store at 213 City Centre is under consideration; (ii) inviting comment regarding the proposed cannabis retail store; and (iii) advertising Public Information Meeting and Public Comment Period;
AND FURTHER THAT the Cannabis Retail Licensing Application for 213 City Centre be referred to the Advisory Planning Commission, RCMPolice, School District No. 82 Coast Mountains;”*

Motion Carried Unanimously
Motion: C19-081
Cannabis – 213 City Centre

10. Bylaw – Restriction of Cannabis and Tobacco use in Public Places

Moved and seconded,

“THAT draft Bylaw "RESTRICTION OF CANNABIS USE IN PUBLIC PLACES AND PARKS BYLAW NO. 1955, 2019" be brought forward to a Regular Meeting of Council for readings.”

Motion Carried Unanimously
Motion: C19-082
Cannabis Restriction

11. Bylaw – Animal Welfare

Moved and seconded,

“THAT draft Bylaw "Animal Welfare Bylaw No. 1954, 2019" be brought forward to a Regular Meeting of Council for readings.”

Amendment:

Moved and seconded,

“THAT section 2 of the bylaw, paragraph b. read, ‘when on other than a Paved Roadway or Paved Walkway in the direct and continuous charge of a person who is competent to control the Animal;’ or”

Amending Motion **Defeated**

In Favour: Councillor Gibson

Opposed: Mayor Germuth, Councillor Empinado, Councillor Feldhoff,
Councillor Goffinet, Councillor Marleau, Councillor Zielinski

Motion: C19-083
Animal Welfare

Main Motion Carried Unanimously
Motion: C19-084
Animal Welfare

12. Adjournment

Moved and seconded,

“THAT this meeting adjourn.”

Motion Carried Unanimously

The meeting adjourned at 8:15 p.m.

CERTIFIED TRUE AND CORRECT

Mayor

Corporate Officer