



MINUTES OF DISTRICT OF KITIMAT
REGULAR MEETING

MEETING HELD AT MUNICIPAL HALL,
270 CITY CENTRE, ON MONDAY, DECEMBER 7, 2020, AT 7:04 P.M.

Present: Mayor P. Germuth

Present: Councillors: E. Empinado, M. Feldhoff, L. Gibson
(All Via WebEx) R. Goffinet, T. Marleau, M. Zielinski

Present: Staff:

W. Waycheshen, CAO

Via WebEx E. Anderson, Director of Corporate Administration

Via WebEx A. Ramos-Espinoza, Director of Engineering

Via WebEx A. Lucas, Director of Planning

Via WebEx M. Gould, Director of Leisure Services

Via WebEx M. Dewar, Director of Economic Development

Via WebEx T. Bossence, Fire Chief

Via WebEx C. McCulley, Director of Operations

Via WebEx K. Enders, Deputy Director of Corporate Administration

Via WebEx A. Spracklin, GIS Technician

Via WebEx C. Brown, Planner

Message from the Mayor

Mayor Germuth provided a message on Council activities over the recent past.

Delegations/Presentations

Barry Dobbin, District Manager and Brian Kolman, Resource Manager, Coast Mountains Natural Resource District, Ministry of Forests, Lands, Natural Resource Operations, and Rural Development made a presentation to Council with the annual report to the District. They then answered questions from Council.

Public Input / Questions on Agenda Items

Media Inquiries - For Clarification Only

Call for New Business / Adoption of the Agenda

Councillor Marleau – Item 10 – Request regarding Bill C-213 *Canada Pharmacare Act*

Councillor Marleau – Item 13 – UBCM Convention Schedule

Moved and seconded,

“THAT the Regular Council Agenda for December 7, 2020, be adopted as amended.”

Motion Carried Unanimously
Motion: R20-246

Consent Agenda

Moved and seconded,

“THAT the Consent Agenda for December 7, 2020, be approved as amended.”

Motion Carried Unanimously

Motion: R20-247

The following meeting Minutes were adopted:

Regular Meeting of Council Minutes – 16 November 2020
Committee of the Whole Minutes – 23 November 2020
Committee of the Whole Minutes – 30 November 2020
Special Meeting of Council Minutes – 30 November 2020
Committee of the Whole Minutes – 1 December 2020

All correspondence was received and filed.

Motions

1. Councillor Feldhoff – Animal Control Legislation

Moved and seconded,

“THAT the District of Kitimat advocate through NCLGA, UBCM and appropriate Provincial Ministries to amend legislation concerning ‘Dangerous Dogs’ to give more power to municipalities, Animal Control Officers and/or Provincial Court judges to determine and require conditions including an option for seizure of the dog for rehoming with appropriate individuals, and/or apply for destruction orders when a dog has been deemed dangerous by an Animal Control Officer.

AND THAT staff report back on current Kitimat regulations and options available to Council including increasing license fees for Dangerous Dogs and intact animals.”

Motion Carried Unanimously

Motion: R20-248

Animal Control Legislation

Bylaws

2. 52 Stickney Street Zoning Amendment Bylaw No. 1991, 2020

Moved and seconded,

“THAT, having reviewed staff reports and considered public consultation activities to-date, including: public input at Council meetings, meetings and correspondence between staff and individuals, a mail-out inviting neighbours within 90 metres to provide comment and attend a public hearing, Kitimat Council resolves:

THAT Third Reading and Adoption be given to 52 Stickney Street Zoning Amendment Bylaw No. 1991, 2020.”

Motion Carried Unanimously
Motion: R20-249
Bylaw No. 1991, 2020

Reports and/or Communications

3. Development Variance Permit Application 52 Stickney Street - Shop

Moved and seconded,

“THAT the development variance permit application to reduce rear yard from 7.5 metres to 1.8 metres to allow construction of a shop at 52 Stickney Street be approved with the following conditions:

- (1) Legal survey after footings or foundation are established to confirm 1.8 metre rear and 1.8 metre east side yards are maintained;*
- (2) Building height does not exceed 4.2 metres measured at mid-pitch;*
- (3) Existing concrete slab must receive stamped approval from a registered engineer or qualified professional before a building permit is issued;*
- (4) Access using the public walkway requires a permit from the District of Kitimat each and every time vehicle access is necessary;*
- (5) Development variance permit expires on 7 December 2022, if building permit is not issued.”*

Motion Carried Unanimously
Motion: R20-250
Development Variance Permit – 52 Stickney Street

4. Development Variance Permit Application JGC Fluor Water Intake

Moved and seconded,

“THAT the development variance permit application to reduce yard setbacks from 3 metres to nil to allow construction of a water intake facility located on Block 1508 District Lot 6266 & 6267 Plan 7172, and Lot A District Lot 6266 & 6267 PL BCP16345, be approved, as presented.”

Motion Carried Unanimously
Motion: R20-251
Development Variance Permit – JGC Fluor Water Intake

5. Temporary Use Permit, CGL Parking Lot

Moved and seconded,

"THAT the application to amend temporary use permit for a parking lot for the construction phase of Coastal GasLink pipeline project at Lot 2 District Lot 6014, 6025, 6026, 6032 Range 5 Coast Plan EPP21889 be approved, with the following conditions:

- (1) Coastal Gas Link provide a complete and fully engineered Issue for Construction drawing for a right-turn lane at the intersection of South Lahakas Boulevard and Wakashan Avenue (Attachment E);*
- (2) Unmanned locked vehicle gates and other locked access points are equipped with a Fire Department key lock box;*
- (3) Site is remediated to its natural state or developed for community use as trail access and other community benefits when parking lot is decommissioned, final use of the site to be negotiated by the District with the private landowner;*
- (4) Traffic Impact Study is completed in Summer 2021 to assess impact on Downtown Kitimat;*
- (5) Coastal GasLink will be obligated to renew the attached Memorandum of Agreement (MOA) by 31 December 2021, for use of District roads;*
- (6) MOA renewals will be done on a yearly basis with adjustments for the Licence Fee which shall be adjusted to reflect fair market value and any other policies or bylaws of the District as per terms of the MOA;*
- (7) Permit expires on 31 December 2021, with option to renew for one additional term of up to three years."*

Amendment:

Moved and seconded,

"THAT "if perceived necessary by the District of Kitimat" be added to condition number 4."

Amendment Motion Carried Unanimously
Motion: R20-252
Temporary Use Permit – CGL Parking Lot

Main Motion as Amended:

“THAT the application to amend temporary use permit for a parking lot for the construction phase of Coastal GasLink pipeline project at Lot 2 District Lot 6014, 6025, 6026, 6032 Range 5 Coast Plan EPP21889 be approved, with the following conditions:

- (1) Coastal Gas Link provide a complete and fully engineered Issue for Construction drawing for a right-turn lane at the intersection of South Lahakas Boulevard and Wakashan Avenue (Attachment E);*
- (2) Unmanned locked vehicle gates and other locked access points are equipped with a Fire Department key lock box;*
- (3) Site is remediated to its natural state or developed for community use as trail access and other community benefits when parking lot is decommissioned, final use of the site to be negotiated by the District with the private landowner;*
- (4) Traffic Impact Study is completed in Summer 2021 to assess impact on Downtown Kitimat if perceived necessary by the District of Kitimat;*
- (5) Coastal GasLink will be obligated to renew the attached Memorandum of Agreement (MOA) by 31 December 2021, for use of District roads;*
- (6) MOA renewals will be done on a yearly basis with adjustments for the Licence Fee which shall be adjusted to reflect fair market value and any other policies or bylaws of the District as per terms of the MOA;*
- (7) Permit expires on 31 December 2021, with option to renew for one additional term of up to three years.”*

Main Motion as Amended Carried Unanimously
Motion: R20-253
Temporary Use Permit – CGL Parking Lot

6. Community Resiliency Fund - Update

Moved and seconded,

“THAT this report dated 3 December 2020 - Community Resiliency Fund - Update be received;”

Motion Carried Unanimously
Motion: R20-254
Community Resiliency Fund

New Business

**7. Councillor Marleau - Item No. 10 – Consent Agenda
Correspondence dated 26 November 2020 regarding Request Regarding Bill C-213
Canada Pharmacare Act**

Moved and seconded,

*“THAT the District of Kitimat send a letter of support endorsing Bill C-213 Canada
Pharmacare Act.”*

Motion Carried Unanimously
Motion: R20-255
Bill C-213

**8. Councillor Marleau - Item No. 13 – Consent Agenda
Copy of correspondence dated 1 December 2020 to UBCM regarding the UBCM
Convention Schedule**

Moved and seconded,

*“THAT the copy of correspondence dated 1 December 2020 to UBCM regarding
the UBCM convention schedule be received.”*

Motion Carried Unanimously
Motion: R20-256
UBCM Convention Schedule

Mayor and Council Reports

Moved and seconded,
“THAT this meeting adjourn.”

Motion Carried Unanimously

The meeting adjourned at 9:02 p.m.

CERTIFIED TRUE AND CORRECT

Mayor

Corporate Officer