



Present: Mayor P. Germuth

Present: Councillors: E. Empinado, M. Feldhoff, T. Marleau, M. Martins, G. Pitzel

Absent: Councillor G. Leibel

Present: Staff: W. Waycheshen, CAO
K. Enders, Director of Corporate Administration
T. Tavares, Deputy Director of Corporate Administration
A. Ramos-Espinoza, Director of Engineering Services
P. Rehal, IT Technician

Via WebEx W. Tenshak, Director of Economic Development
Via WebEx A. Stewart Jones, Planner
Via WebEx D. Rutsatz, Director of Finance
Randy Lambright, District of Kitimat Planning Consultant

1. Call to Order

2. Public Input

Mayor Germuth called for public input on the agenda items. There was no public input.

3. Media Inquires

Mayor Germuth called for any media inquiries on the agenda items.

Media from the Northern Sentinel asked Council questions regarding the Tax Rates Bylaw No. 2027, 2023 and the Development Variance Permit Application and Development Permit Amendment Application – 36 Highway 37 (Crossroads Development).

4. Adoption of the Agenda

Moved and seconded,
“THAT the Special Meeting of Council Agenda for May 08, 2023, be adopted as circulated.”

Motion Carried Unanimously
Motion: S23-032

5. Bylaw – Five Year Financial Plan Bylaw No. 2026, 2023; Tax Rates Bylaw No. 2027, 2023; Residential Flat Rate Tax Amendment Bylaw No. 2028, 2023

Moved and seconded,
“THAT the Five – Year Financial Plan Bylaw No. 2026, 2023 be adopted.”

Motion Carried Unanimously
Motion: S23-033
Bylaw No. 2026, 2023

Moved and seconded,
“THAT the Tax Rates Bylaw No. 2027, 2023 be adopted.”

Motion Carried Unanimously
Motion: S23-034
Bylaw No. 2027, 2023

Moved and seconded,
“THAT the Residential Flat Rate Tax Amendment Bylaw No. 2028, 2023 be adopted.”

Motion Carried Unanimously
Motion: S23-035
Bylaw No. 2028, 2023

6. Report – Land Use Designations, Forest License Official Community Plan Amendment Bylaw No. 2029, 2023 and G5 Forestry Zone Amendment Bylaw No. 2030, 2023

Moved and seconded,
“THAT Land Use Designations, Forest License Official Community Plan Amendment Bylaw No. 2029, 2023 receive first and second reading.

THAT Council has considered impacts of Bylaw No. 2029, 2023 to Kitimat’s Five-Year Financial Plan and Waste Management Plan and found no measurable impact;

THAT in accordance with section 475 and 476 of the Local Government Act, Council directs the referral of the proposed amendment bylaw with the following persons, organizations, and authorities, with any comment to be provided at or in advance of the proposed public hearing, and staff be available to respond to questions from:

- 1. Haisla Nation; and*
- 2. The Regional District of Kitimat-Stikine*

THAT Bylaw No. 2029, 2023 be referred to the Advisory Planning Commission;

THAT a public hearing be scheduled for 7:00 p.m. on Monday, June 12, 2023;

AND THAT the public hearing be held as an electronic meeting.”

Motion Carried Unanimously
Motion: S23-036
Bylaw No. 2029, 2023

Moved and Seconded,

“THAT G5 Forestry Zone Amendment Bylaw No. 2030, 2023 receive first and second reading.

THAT Bylaw No. 2030, 2023 be referred to the Advisory Planning Commission.

THAT a public hearing be scheduled for 7:00 p.m. on Monday, June 12, 2023;

AND THAT the public hearing be an electronic meeting.”

Motion Carried Unanimously

Motion: S23-037

Bylaw No. 2030, 2023

Moved and Seconded,

“THAT all correspondences related to the Land Use Designations, Forest License Official Community Plan Amendment Bylaw No. 2029, 2023 and G5 Forestry Zone Amendment Bylaw No. 2030, 2023 be referred as public input.

AND THAT no delegation request regarding the Land Use Designations, Forest License Official Community Plan Amendment Bylaw No. 2029, 2023 and G5 Forestry Zone Amendment Bylaw No. 2030, 2023 be accepted and that delegates be referred to the Public Hearing process.”

Motion Carried Unanimously

Motion: S23-038

Bylaw No. 2029, 2023 and Bylaw No. 2030, 2023

7. Development Variance Permit Application – 36 Highway 37 (Crossroads Development)

Moved and seconded,

“THAT the development variance permit application for 36 Highway 37 to increase one access width from the permitted maximum of 9m to 10.21m, increase the sign height from the permitted maximum of 9.89m to 10.38m for sign A and to 10.98m for sign B and decrease the required minimum parking from 49 spaces to 48 spaces, as outlined in Attachment A, be approved.

THAT the permit not be issued until the following condition is met:

- *That Ministry of Transportation and Infrastructure (MoTI) approval is received, and that the MoTI approval does not raise issues with respect to the proposed development in a manner that affects Council’s consideration of the development variance permit (in which case the matter would be brought back to Council for further consideration).*

AND that staff be authorized to issue the development variance permit upon the above condition being met.”

Motion Carried Unanimously

Motion: S23-039

DVP- 36 Highway 37 (Crossroads Development) (7.9.3.111)

8. Development Permit Amendment Application – 36 Highway 37 (Crossroads Development)

Moved and seconded,

“THAT the development permit amendment application for a proposed commercial development located at 36 Highway 37 be approved as per the attached Development Permit No. 01-2023.

THAT Development Permit 01-2023 not be issued until the following conditions are met:

- a. That Ministry of Transportation and Infrastructure (MoTI) approval is received, and that the MoTI approval does not raise issues with respect to the proposed development in a manner that affects Council’s consideration of the development permit (in which case the matter would be brought back to Council for further consideration).*
- b. That the security be provided 7 business days after the MoTI approval, otherwise the approval of the development permit application expires.*

AND THAT staff be authorized to issue the Development Permit 01-2023 upon the above conditions being met.”

Motion Carried Unanimously

Motion: S23-040

DP Amendment Application – 36 Highway 37 (Crossroads Development) (7.8.3.172)

Call for New Business / Adoption of the Closed Agenda

Moved and seconded,

“THAT the May 08, 2023, Closed agenda be adopted as circulated and Council deal with these matters in a closed session.”

Motion Carried Unanimously

Motion: IC23-145

Meeting recessed into the Closed meeting at 7:41p.m.

Meeting reconvened at 8:12 p.m.

Adjournment

Moved and seconded,

“THAT this meeting adjourn.”

Motion Carried Unanimously

The meeting adjourned at 8:13 p.m.

CERTIFIED TRUE AND CORRECT

Mayor

Corporate Officer