

CITY OF WHITEHORSE
REGULAR Council Meeting #2016-22

DATE: Monday, November 28, 2016
TIME: 5:30 p.m.

Mayor Dan Curtis
Deputy Mayor Samson Hartland
Reserve Deputy Mayor Dan Boyd

A G E N D A

CALL TO ORDER 5:30 p.m.

AGENDA: Adoption

PROCLAMATIONS: International Day of Persons with Disabilities – December 3

MINUTES: Regular Council Meeting #2016-20 dated November 14, 2016
Special Council Meetings #2016-21 dated November 21, 2016

DELEGATIONS:

PUBLIC INPUT: Bylaw 2016-41 – 2017 to 2020 Capital Expenditure Program

**COMMITTEE
REPORTS:**

Operations Committee – *Councillors Hartland and Woodcock*

Community Services Committee – *Councillors Fendrick and Hartland*

Public Health & Safety Committee – *Councillors Boyd and Curteanu*

Development Services Committee – *Councillors Curteanu and Irwin*
Resource Development Preparedness Report
2016 Downtown Retail and Entertainment Strategy

Corporate Services Committee – *Councillors Woodcock and Boyd*
Corporate Safety Policy

City Planning Committee – *Councillors Irwin and Fendrick*
Public Hearing Report – Zoning Amendment, Cousins Road
Bylaw for the Sale and Transfer of Land on Nijmegen Road
Park Naming – Pine Street
Chadburn Lake Park Management Plan

**NEW & UNFINISHED
BUSINESS:**

Notice of proposed new Procedures Bylaw

<u>BYLAWS:</u>	2016-48 Amend Waste Management Bylaw	3 rd Reading
	2016-31 Zoning Amendment (19 Cousins Airfield Road)	2 nd & 3 rd Reading
	2016-35 Land Sale and Transfer (Whistle Bend Lease Area)	1 st & 2 nd Reading
	2016-38 Land Sale and Transfer (Nijmegen Road)	1 st & 2 nd Reading
	2016-40 Naming Neighbourhood Park (Pine Street)	1 st & 2 nd Reading

ADJOURNMENT:



PROCLAMATION

INTERNATIONAL DAY OF PERSONS WITH DISABILITIES

December 3, 2016

WHEREAS persons with disabilities face physical, social, economic and attitudinal barriers that exclude them from participating fully and effectively as equal members of society; and

WHEREAS observing the International Day of Persons with Disabilities helps to showcase and celebrate the contributions made by persons with disabilities as agents of change and development in our community; and

WHEREAS a major focus of the Day is practical and concrete action to further the participation of persons with disabilities as equal members of the community; and

WHEREAS the Day provides an opportunity to highlight progress in implementing disability-sensitive policies, promote public awareness, break barriers and open doors for an inclusive society for all;

NOW THEREFORE I, Mayor Dan Curtis, do hereby proclaim December 3rd, 2016 to be ***International Day of Persons with Disabilities*** in the City of Whitehorse.

Dan Curtis
Mayor

MINUTES of **REGULAR** Meeting #2016-20 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, November 14, 2016, in Council Chambers, City Hall.

PRESENT: Mayor Dan Curtis
Deputy Mayor Samson Hartland
Councillors Dan Boyd
Betty Irwin
Roslyn Woodcock – Electronic Participation

ABSENT: Councillors Jocelyn Curteanu
Robert Fendrick

ALSO PRESENT: City Manager Christine Smith
Director of Community Services Linda Rapp
Director of Development Services Mike Gau
Director of Infrastructure and Operations Peter O’Blenes
Chief Financial Officer Valerie Braga
Manager of Legislative Services Jeff O’Farrell
Manager of Strategic Communications Jessica Apolloni

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

CALL TO ORDER

2016-20-01

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

AGENDA

Carried Unanimously

Mayor Curtis proclaimed Wednesday, November 16, 2016 to be the start of the ***Christmas Kettle Campaign*** and November 20 to 27, 2016 to be ***Restorative Justice Week*** in the City of Whitehorse

PROCLAMATIONS

2016-20-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated October 24, 2016 be adopted as presented.

MINUTES

October 24, 2016

Carried Unanimously

DELEGATIONS

Tony Zedda, representing 360° Design Build, addressed Council to provide details regarding the parking issue with respect to the rezoning application for 305 Hawkins Street. He urged the City to implement a parking management system that addresses the parking needs of residents while charging a fee to other users.

TONY ZEDDA
305 Hawkins Street Zoning

Keith Lay, on behalf of Active Trails Whitehorse Association, raised concerns regarding the trail closure provisions of the proposed Trail Maintenance Policy. He particularly objected to the references to investigations and reviews. Mr. Lay requested that the proposed changes be withdrawn and that the City proceed with the preparation of a Trail Development Policy.

KEITH LAY
Trail Maintenance Policy

PUBLIC HEARING

Mayor Curtis called three times for anyone to appear to address Bylaw 2016-31, a bylaw to amend the Zoning Bylaw by changing the zoning at 19 Cousins Airfield Road to allow for Country Residential use.

BYLAW 2016-31
Zoning Amendment
19 Cousins Airfield Road

Yolande Vachon stated that she understood the land in question was to be reserved for other uses and requested that the application be put on hold until 2020.

YOLANDE VACHON
Opposed

Starr MacDonald, the proponent, advised that the application is strictly to allow for expansion of the existing residential use on her property, and will have no impact on operations at the nearby airfield.

STARR MACDONALD
Proponent – In Favour

No written submissions were received with respect to this bylaw.

No Submissions

Mayor Curtis declared the public hearing closed and advised that no further submissions on the issue will be considered by council except the report provided by administration

Public Hearing Closed

COMMITTEE REPORTS

City Budget Committee

Mayor Curtis presented the 2017 – 2020 Capital Expenditure Program and tabled a budget that in 2017 will invest 47 million dollars in critical infrastructure projects to improve City operations and services for citizens. The top priority for this budget is the Operations Building.

2017 to 2020 CAPITAL
EXPENDITURE PLAN
Mayor's Budget Speech

City Operations Committee

2016-20-03

It was duly moved and seconded
THAT Bylaw 2016-48, a bylaw to amend the Waste Management Bylaw with respect to unsorted loads, be brought forward for due consideration under the bylaw process.

BRING FORWARD
AMENDMENT TO
WASTE MANAGEMENT
BYLAW (Unsorted Loads)

Carried Unanimously

2016-20-04

It was duly moved and seconded
 THAT the Reuse Store at the Waste Management Facility be permanently closed.

PERMANENTLY CLOSE
 RE-USE STORE

Carried Unanimously

2016-20-05

It was duly moved and seconded
 THAT the contract for the Operations Building Clearing and Grubbing construction project be awarded to Castle Rock Enterprises Ltd. for a net cost to the City of \$126,480.00.

CONTRACT AWARD
 OPERATIONS BUILDING
 SITE CLEARING AND
 GRUBBING

Carried (4 – 1)

IN FAVOUR: Mayor Curtis, Councillors Boyd, Irwin and Woodcock
 OPPOSED: Councillor Hartland

Recorded Vote

Activity Reports for August to October 2016 were received from the Director of Infrastructure and Operations and the Engineering Services, Operations, and Water and Waste Services Departments.

ACTIVITY REPORTS
 For Information Only

Community Services Committee

2016-20-06

It was duly moved and seconded
 THAT the Terms of Reference for the Whitehorse Trail and Greenways Advisory Committee dated November 2016 be adopted as presented.

TRAIL & GREENWAYS
 COMMITTEE TERMS
 OF REFERENCE

Carried Unanimously

2016-20-07

It was duly moved and seconded
 THAT Festival and Special Event Grant allocations for 2017 be approved as recommended by the evaluation committee, with funding from the 2017 budget:

Grant Recipient	Amount
All-City Band Society	
• Music for a Winter's Eve	\$700.00
Association Franco-yukonnaise	
• La Nocturne	\$1,500.00
• In-kind	\$3,706.25

2017 FESTIVAL AND
 SPECIAL EVENT
 GRANT ALLOCATIONS

.../continued

2016-20-07 (Continued)

Grant Recipient	Amount
Breakdancing Yukon Society	
• CypherFest Streetdance Festival	\$4,000.00
Chinese Canadian Association of Yukon	
• Chinese New Year Celebration	\$1,000.00
Frostbite Music Society	
• 37 th Annual Frostbite Music Festival	\$4,000.00
Kwanlin Dun Cultural Society	
• National Aboriginal Day	\$2,375.00
Nakai Theatre Ensemble	
• Nakai Theatre's Pivot Festival	\$2,500.00
Royal Canadian Legion, Branch 254	
• Canada Day 150	\$5,000.00
• In-kind	\$3,369.25
Unlikely Events Yukon	
• Burning Away the Winter Blues	\$700.00
• In-kind	\$4,550.00
Unlikely Events Yukon	
• Winterval Santa Parade	\$1,000.00
• In-kind	\$1,795.20
Yukon Art Society/Arts Underground	
• Arts Up Front	\$2,500.00
• In-kind	\$3,175.00
Yukon Arts Centre	
• Culture Days	\$2,000.00
• In-kind	\$2,236.25
Yukon Comic Culture Society	
• YukomiCon	\$3,000.00
• In-kind	\$250.00
Yukon Film Society	
• Available Light Film Festival	\$3,000.00
Yukon First Nations Culture and Tourism	
• Adaka Cultural Festival (<i>Signature Event</i>)	\$5,000.00
• In-kind	\$5,500.00

2017 FESTIVAL AND
SPECIAL EVENT
GRANT ALLOCATIONS
(Continued)

.../continued

2016-20-07 (Continued)

<u>Grant Recipient</u>	<u>Amount</u>	
Yukon Literacy Coalition		
• National Family Literacy Day	\$1,000.00	
• In-kind	\$351.90	
Yukon Quest International Association Canada		
• Yukon Quest Sled Dog Race (<i>Signature Event</i>)	\$5,000.00	
• In-kind	\$4,550.00	
Yukon Sourdough Rendezvous Society		
• Yukon Sourdough Rendezvous Festival (<i>SE</i>)	\$5,725.00	
• In-kind	\$35,213.75	
	Total Funds:	
	\$50,000.00	
	Total In-kind:	
	\$64,697.60	

2017 FESTIVAL AND
SPECIAL EVENT
GRANT ALLOCATIONS
(Continued)

Carried Unanimously

Activity Reports for August to October 2016 were received from the Director of Community and Recreation Services, Parks and Community Development, Recreation and Facility Services, and the Transit Services Department.

ACTIVITY REPORTS
For Information Only

Administration confirmed that some programs operating at the Canada Games Centre experience space constraints, but the facility as a whole still has plenty of capacity. The increased usage does put pressure on maintenance and staffing issues.

Issue Arising from the
Activity Reports

Public Health and Safety Committee

2016-20-08

It was duly moved and seconded THAT the 2016 Christmas Food for Fines Program be approved; and THAT a grant not exceeding \$10,000.00 for parking meter ticket fines issued between December 3rd and December 10th, 2016 be approved to the Food Bank and Kaushee's Place as part of the Christmas Food for Fines promotion.

CHRISTMAS FOOD FOR
FINES PROMOTION

Carried Unanimously

Activity reports for August to October 2016 were received from Bylaw Services and the Fire Department.

ACTIVITY REPORTS
For Information Only

Committee members noted with appreciation that the first accessible vehicle for hire is now operating in the City.

Accessible Vehicle for Hire

Development Services Committee

Activity reports for August to October 2016 were received from the City Manager and the Business and Technology Systems, Financial Services, Human Resources, Legislative Services, and Strategic Communications Departments.

ACTIVITY REPORTS
For Information Only

Corporate Services Committee

Activity reports for August to October 2016 were received from the City Manager and the Business and Technology Systems, Financial Services, Human Resources, Legislative Services, and Strategic Communications Departments.

ACTIVITY REPORTS
For Information Only

City Planning Committee

2016-20-09

It was duly moved and seconded
THAT Bylaw 2016-46, a bylaw to amend the Zoning Bylaw to permit an eating and drinking establishment with a drive-thru component at 91888 Alaska Highway, be brought forward for due consideration under the bylaw process.

BRING FORWARD
ZONING AMENDMENT
(Kopper King Drive-thru)

Carried Unanimously

2016-20-10

It was duly moved and seconded
THAT Bylaw 2016-45, a bylaw to amend the Zoning Bylaw to permit the development of an affordable micro-housing project at 305 Hawkins Street, be brought forward for due consideration under the bylaw process.

BRING FORWARD
ZONING AMENDMENT
(305 Hawkins Street)

Carried Unanimously

2016-20-11

It was duly moved and seconded
THAT Bylaw 2016-35, a bylaw to authorize the sale and transfer of the former Horse and Rider Association lease area to the Government of Yukon, be brought forward for due consideration under the bylaw process.

BRING FORWARD
LAND SALE & TRANSFER
(Horse & Rider Lease area
to Yukon Government)

Carried Unanimously

2016-20-12

It was duly moved and seconded
THAT the subdivision of approximately 43.7 hectares of land for the creation of new residential lots, greenbelts, lanes, roads and a park in Whistle Bend Phase 4, as shown on the proposed subdivision sketch, be approved subject to the condition that the Yukon Government enter into a Development Agreement with the City of Whitehorse for the construction of underground utilities, roads and lanes to service the proposed subdivision area and other areas of Whistle Bend Subdivision.

SUBDIVISION APPROVAL
Whistle Bend Phase 4

Carried Unanimously

An activity report for August to October 2016 was received from the Planning and Building Services Department.

ACTIVITY REPORT
For Information Only

Administration advised that the discrepancy between the increase in permits issued and the decreased number of inspections completed can be accounted for by the big projects under way. In such cases, many inspections are part of the construction supervision contract.

Issue Arising from the
Activity Report

NEW & UNFINISHED BUSINESS

2016-20-13

It was duly moved and seconded
THAT the revised Trail Maintenance Policy dated October 2016 be adopted as amended; and
THAT administration is hereby directed to proceed with the development of a Trail Development Policy

ADOPT REVISED
TRAIL MAINTENANCE
POLICY

Carried Unanimously

BYLAWS

2016-20-14

It was duly moved and seconded
THAT Bylaw 2016-41, a bylaw to adopt a capital expenditure program for the years 2017 to 2020, be given first reading.

BYLAW 2016-41
2017-2020 Capital Budget
FIRST READING

Carried Unanimously

2016-20-15

It was duly moved and seconded
THAT Bylaw 2016-45, a bylaw to amend the Zoning Bylaw to permit the development of an affordable micro-housing project at 305 Hawkins Street, be given first reading.

Carried Unanimously

BYLAW 2016-45

ZONING AMENDMENT
305 Hawkins Street

FIRST READING

2016-20-16

It was duly moved and seconded
THAT Bylaw 2016-46, a bylaw to amend the Zoning Bylaw to permit an eating and drinking establishment with a drive-thru component at 91888 Alaska Highway, be given first reading.

Carried Unanimously

BYLAW 2016-41

ZONING AMENDMENT
Kopper King Drive-thru

FIRST READING

2016-20-17

It was duly moved and seconded
THAT Bylaw 2016-48, a bylaw to amend the Waste Management Bylaw with respect to unsorted loads, be given first reading.

Carried Unanimously

BYLAW 2016-41

AMEND WASTE
MANAGEMENT BYLAW

FIRST READING

2016-20-18

It was duly moved and seconded
THAT Bylaw 2016-48 be given second reading.

Carried Unanimously

SECOND READING

There being no further business, the meeting adjourned at 6:30 p.m.

ADJOURNMENT

MINUTES of **SPECIAL** Meeting #2016-21 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, November 21, 2016, in Council Chambers, City Hall.

PRESENT: Mayor Dan Curtis
Councillors Dan Boyd
Jocelyn Curteanu
Robert Fendrick
Betty Irwin
Roslyn Woodcock

ABSENT: Councillor Samson Hartland

ALSO PRESENT: City Manager Christine Smith
Director of Community and Recreation Services Linda Rapp
Director of Development Services Mike Gau
Director of Infrastructure and Operations Peter O'Blenes
Chief Financial Officer Valerie Braga
Manager of Legislative Services Jeff O'Farrell

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

CALL TO ORDER

2016-21-01

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

AGENDA

Carried Unanimously

PUBLIC HEARING

Mayor Curtis called three times for anyone to appear to address Bylaw 2016-39, a bylaw to provide for a work of local improvement on a portion of Wheeler Street between 4th Avenue and the escarpment.

BYLAW 2016-39

WHEELER STREET
LOCAL IMPROVEMENT

Barbara Adam addressed council to express her support for the bylaw. She noted that she has been a long-term resident on Wheeler Street and has advocated for reconstruction. Ms Adam outlined the benefits of infrastructure upgrades in the downtown area and stated the belief that the improvements brought about by this reconstruction project will have similar beneficial effects for residents on Wheeler Street.

BARBARA ADAM
In Favour

No written submissions were received. However, a number of ballots have been received to date, some of which are opposed to the bylaw. The deadline for submission of ballots is December 1, 2016.

Submissions Received

Mayor Curtis declared the public hearing closed and advised that no further submissions on the issue will be considered by council except the report provided by administration

Public Hearing Closed

There being no further business, the meeting adjourned at 5:40 p.m.

ADJOURNMENT



Minutes of the meeting of the City Operations Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Roslyn Woodcock – Chair Mayor Dan Curtis Councillor Dan Boyd Councillor Jocelyn Curteanu Councillor Robert Fendrick Councillor Betty Irwin
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services

Your Worship, there is no report from the City Operations Committee



Minutes of the meeting of the Community Services Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Fendrick – Chair Mayor Dan Curtis Councillor Dan Boyd Councillor Jocelyn Curteanu Councillor Betty Irwin Councillor Roslyn Woodcock
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services

Your Worship, there is no report from the Community Services Committee



Minutes of the meeting of the Public Health and Safety Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Dan Boyd – Chair Councillor Jocelyn Curteanu – Vice Chair Mayor Dan Curtis Councillor Robert Fendrick Councillor Betty Irwin Councillor Roslyn Woodcock
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services

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



Minutes of the meeting of the Development Services Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Jocelyn Curteanu – Chair Councillor Betty Irwin – Vice Chair Mayor Dan Curtis Councillor Dan Boyd Councillor Robert Fendrick Councillor Roslyn Woodcock
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jordan Stackhouse, Economic Development Coordinator

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

1. **Resource Development Preparedness Strategy**

The preparation of a Resource Development Preparedness Study was an action item from the 2015 Community Economic Development Strategy. The purpose of the study is to create a better understanding of the impacts that resource development cycles have on the city and city services. The service impacts examined include demands on infrastructure, recreation, community services and transit, as well as impact items such as taxation and City revenues. The Strategy was released for public feedback in August, and changes were incorporated as a result of input received. The Strategy is now being brought forward for adoption.

Recommendation

THAT the 2016 Resource Development Preparedness Strategy be adopted as a guiding document.

2. Downtown Retail and Entertainment Strategy

In 2006 a retail strategy was adopted to assist the City in supporting the development of the retail sector. One purpose of the strategy was to inform the development of the 2007 Downtown Plan. Updating the strategy at this time is deemed appropriate since the City is embarking on another Downtown planning exercise in 2016 and will begin a review of the Official Community Plan next year. This work is related to economic development and planning, but it also contains recommendations for other departments such as Bylaw, Parks and Community Development, and Recreation. Additionally, the information can help inform overall strategic policy and direction for the City.

In August the Strategy was released for public feedback. Input received resulted in some changes to the document, and the revised Strategy is now being brought forward for adoption.

Recommendation

THAT the 2016 Downtown Retail and Entertainment Strategy be adopted as a guiding document.



Minutes of the meeting of the Corporate Services Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Roslyn Woodcock – Chair Councillor Dan Boyd – Vice Chair Mayor Dan Curtis Councillor Jocelyn Curteanu Councillor Robert Fendrick Councillor Betty Irwin
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Barbara Walker, Manager of Human Resources

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

1. Operations Building Financing Plan – For Information Only

The Operations Building is the first and largest component of what was previously known as the Building Consolidation Project. The funding of the Operations Building component will be accomplished via contribution from reserves in the amount of \$11.6 million, Gas Tax funding in the amount of \$15.2 million, and borrowing the amount of \$18.8 million. Anticipated annual debt servicing cost will not exceed \$1.5 million. An allowance for the annual debt payment from reserves has been established.

Borrowing to this level is well within the limits prescribed under the *Municipal Act* and specifically authorized in the draft Capital Budget Bylaw as per the City’s *Debt Management Policy*. A bylaw to authorize the necessary borrowing will come forward to Council as the project progresses.

Overall, funding the Operations Building component as proposed was financially planned for. An allowance has been made within the annual capital spend limits to pay

the debt servicing costs. The project financing is not anticipated to cause any financial distress to the City.

Committee members raised questions regarding:

- operating costs of the facility;
- the specific amounts in reserve; and
- the rates and terms of borrowing

Committee members discussed the need for clarity regarding operating costs, and also discussed the ineligibility of lease costs from federal infrastructure funding programs.

2. Corporate Safety Policy

The existing Safety Policy came into effect in January 1985 and has never been revised. The supporting Corporate Safety Administrative Directive was first introduced in 1990 and was last updated in 2014. The unique nature of health and safety legislation and the potential impact it has on the City's various work sites makes timely revisions critical. The proposed policy outlines the City's commitment to safety in the workplace.

The proposed policy conforms to recent changes in the language contained in territorial and national guidelines under Occupational Health and Safety legislation. It has been reviewed by administration and the City's internal Safety Committee, and is now ready for adoption by Council.

Committee members asked a number of questions with respect to COR certification, including the costs of achieving and then maintaining certification.

Recommendation

THAT the Corporate Safety Policy dated November 2016 be adopted as presented.



Minutes of the meeting of the City Planning Committee

Date	Monday, November 21, 2016
Location	Council Chambers, City Hall
Committee Members Present	Councillor Betty Irwin – Chair Mayor Dan Curtis Councillor Dan Boyd Councillor Jocelyn Curteanu Councillor Robert Fendrick Councillor Roslyn Woodcock
Absent	Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Patrick Ross, Manager of Planning Services

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

1. Proposed Development on Hawkins Street – For Information Only

Michael Pounder addressed the Committee to speak to the proposed bylaw to amend the zoning at 305 Hawkins Street. He provided a history of the area and the subject lot.

2. Public Hearing Report – Zoning Amendment, Cousins Airfield Road

The owner of the property at 19 Cousins Airfield Road has applied for a zoning amendment to allow for country residential use. The property is currently zoned Highway Commercial but is used exclusively as a residence. If the rezoning is approved, the owner plans to subdivide the property to create one additional lot.

One person appeared at the public hearing to suggest that land in the area should be reserved for other purposes and this zoning amendment should be put on hold. The future intended use of the publicly-owned land in this area can be examined in the upcoming Official Community Plan Review process. If Highway Commercial uses are

deemed appropriate in this area, they would likely be accommodated on vacant land adjacent to the Alaska Highway. There is no reason to delay this zoning amendment to allow further study.

Recommendation

THAT Bylaw 2016-31, a bylaw to amend the zoning at 19 Cousins Airfield Road from Highway Commercial to Country Residential 1, be brought forward for second and third reading under the bylaw process

3. Land Sale and Transfer – Nijmegen Road

During the design process for the redevelopment of Takhini North, four lots on Nijmegen Road were identified as being under sized. By utilizing portions of closed road rights-of-way, the owners of these properties can enlarge their lots to bring them into compliance with the minimum lot size requirements of the Zoning Bylaw. The property owners have indicated their desire to purchase parcels as enlargement areas to their properties, and have signed land sale agreements with the City. The land will be sold at fair market value and subsequently consolidated with the existing lots. All costs associated with the appraisal, consolidation, land survey and legal fees will be the responsibility of the property owners.

Recommendation

THAT Bylaw 2016-38, a bylaw to authorize the sale and transfer of land in Takhini North to allow for the enlargement of four properties on Nijmegen Road, be brought forward for consideration under the bylaw process

4. Naming the Pine Street Neighbourhood Park

A neighbourhood park on Pine Street in Porter Creek has been in place for many years. The Porter Creek Community Association has requested that the park and rink be officially named the “Pine Street Citizens’ Park”. In accordance with naming and addressing guidelines, the City contacted appropriate government agencies, First Nations and relevant service providers with respect to the proposed name for this neighbourhood park. No concerns were expressed regarding the proposed renaming.

Recommendation

THAT Bylaw 2016-40, a bylaw to officially name the existing playground and rink in the Pine Street area of Porter Creek, be brought forward for due consideration under the bylaw process.

5. Chadburn Lake Park Management Plan

The Chadburn Lake Park Management Plan was prepared in accordance with the Regional Parks Plan that provides a framework for developing park-specific management plans for each of five regional parks in the City of Whitehorse.

The Chadburn Lake Park Management Plan was brought forward to council for potential adoption as a guiding document in October. Council postponed adoption to November 28, 2016 to allow time for further discussion with Kwanlin Dün First Nation staff and elders. The City has now been notified that additional time is required in order to allow for discussions and meetings to happen.

Recommendation

THAT adoption of the Chadburn Lake Park Management Plan be postponed to the regular council meeting on January 30, 2017 in order to allow time for further discussion with the Kwanlin Dün First Nation.

Council Meeting Date: November 28, 2016

Topic: Notice of Proposed New Procedures Bylaw

Section 210 of the *Municipal Act* provides that:

- a council must, by bylaw, make rules governing its procedures and may include in that bylaw any other matter that relates to the efficient administration of council's decision-making process or council meetings; and
- a council must govern itself in accordance with any such bylaw; and
- for any bylaw adopted or amended under this section, notice of the proposed bylaw shall be announced at the regular meeting preceding the council meeting at which first reading of the proposed bylaw will occur.

Therefore:

TAKE NOTICE that a new bylaw to provide rules governing council procedures will be brought forward to the Standing Committee meeting on December 5, 2016 with the intent that it will be given first and second reading at the regular Council Meeting on December 12, 2016.

CITY OF WHITEHORSE

BYLAW 2016-48

A bylaw to amend Waste Management Bylaw 2012-30

WHEREAS council adopted the Waste Management Bylaw to establish, operate, maintain and control a waste collection and disposal system in the City of Whitehorse, and

WHEREAS section 220 of the *Municipal Act* (R.S.Y. 2002) provides that council may by bylaw amend or vary bylaws; and

WHEREAS it is deemed desirable that the Waste Management Bylaw be amended to clarify the tipping fees with respect to unsorted loads;

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

1. Section 2 of Waste Management Bylaw 2012-30 is hereby amended by adding a new definition as follows:
“UNSORTED LOAD” means a load in which the waste has not been separated in accordance with the provisions of this bylaw.
2. Section 2 of Bylaw 2012-30 is hereby amended by adding Schedule “G” to the schedules listed in the definition for “Waste Management Facility”.
3. Bylaw 2012-30 is hereby amended by adding a new section 54 as follows and renumbering the remaining sections accordingly:
 - “54. Every vehicle that disposes of a load at the Waste Management Facility shall be subject to a load inspection by a Designated Officer of the City of Whitehorse.
 - (1) The Designated Officer will assess the load to determine if it has been sorted in accordance with the provisions of this bylaw. The determination of the Designated Officer with respect to this matter shall be final.”
4. Existing section 61 of Bylaw 2012-30 is hereby deleted and replaced by a new section 62 that reads as follows:
 - “62. No person shall remove or disturb any waste at the waste management facility unless a permit to scavenge has been obtained from the Designated Officer.”

Bylaw 2016-48

A Bylaw to Amend the Waste Management Bylaw

5. Bylaw 2012-30 is hereby amended by adding a new section 73 as follows and renumbering the remaining sections accordingly:

“73. Every vehicle that disposes of a load at the Waste Management Facility that exceeds the thresholds of controlled and banned materials as set out in Schedule “G” of this bylaw shall be subject to unsorted tipping fees in accordance with the Fees and Charges Bylaw.”
6. Bylaw 2012-30 is hereby amended by adding a new Schedule “G”, Unsorted Load Fees, attached hereto as Appendix “A” and forming part of this bylaw.
7. Existing sections 48 and 85 of Bylaw 2012-30 are hereby amended by adding Schedule “G” to the schedules listed.
8. This bylaw shall come into force and effect upon the final passage thereof.
9. Notwithstanding section 8 of this bylaw, the tipping fees applicable to unsorted loads shall come into force and effect in accordance with the application dates identified in Schedule “G”.
10. Notwithstanding section 8 of this bylaw, the tipping fees applicable to any appliance containing Freon, e-waste, tires, or hazardous waste in a commercial load shall come into force and effect on the first day of April, 2019.

FIRST and SECOND READING: November 14, 2016

THIRD READING and ADOPTION:

Mayor

Assistant City Clerk

Bylaw 2016-48
A Bylaw to Amend the Waste Management Bylaw

APPENDIX “A”

SCHEDULE “G”
UNSORTED LOAD FEES

Unsorted Multi-customer Loads (including but not limited to front-load trucks)		
	Tipping Fee	Application Date
Loads containing controlled or banned materials that exceed 50% of the total load	Per Fees and Charges Bylaw	April 1, 2017
Loads containing controlled or banned materials that exceed 25% of the total load	Per Fees and Charges Bylaw	April 1, 2018
Loads containing controlled or banned materials that exceed 10% of the total load	Per Fees and Charges Bylaw	April 1, 2019
Unsorted Loads from Single-source Customers (including but not limited to roll-off trucks)		
	Tipping Fee	Application Date
Loads containing controlled or banned materials that exceed 10% of the total load	Per Fees and Charges Bylaw	April 1, 2017
Per item tipping fee on all sorted loads (Fee applies to each item in addition to regular tipping fees)		
	Tipping Fee	Application Date
Loads containing any appliance with Freon, electronic waste, hazardous waste, or tires	Per Fees and Charges Bylaw	April 1, 2019

CITY OF WHITEHORSE
BYLAW 2016-31

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 it is deemed desirable that the City of Whitehorse Zoning Bylaw be amended to allow for country residential development on a parcel of land in the Forestview area;

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

1. The zoning maps attached to and forming part of Zoning Bylaw 2012-20 are hereby amended by changing the zoning of Lot 1445, Plan 2005-0087 LTO, located at 19 Cousins Airfield Road, from CH–Highway Commercial to RC1–Country Residential 1, as indicated on the sketch attached hereto as Appendix “A” and forming part of this bylaw.
2. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING: October 24, 2016
PUBLIC NOTICE: October 28 and November 4, 2016
PUBLIC HEARING: November 14, 2016
SECOND READING:
THIRD READING and ADOPTION:

Mayor

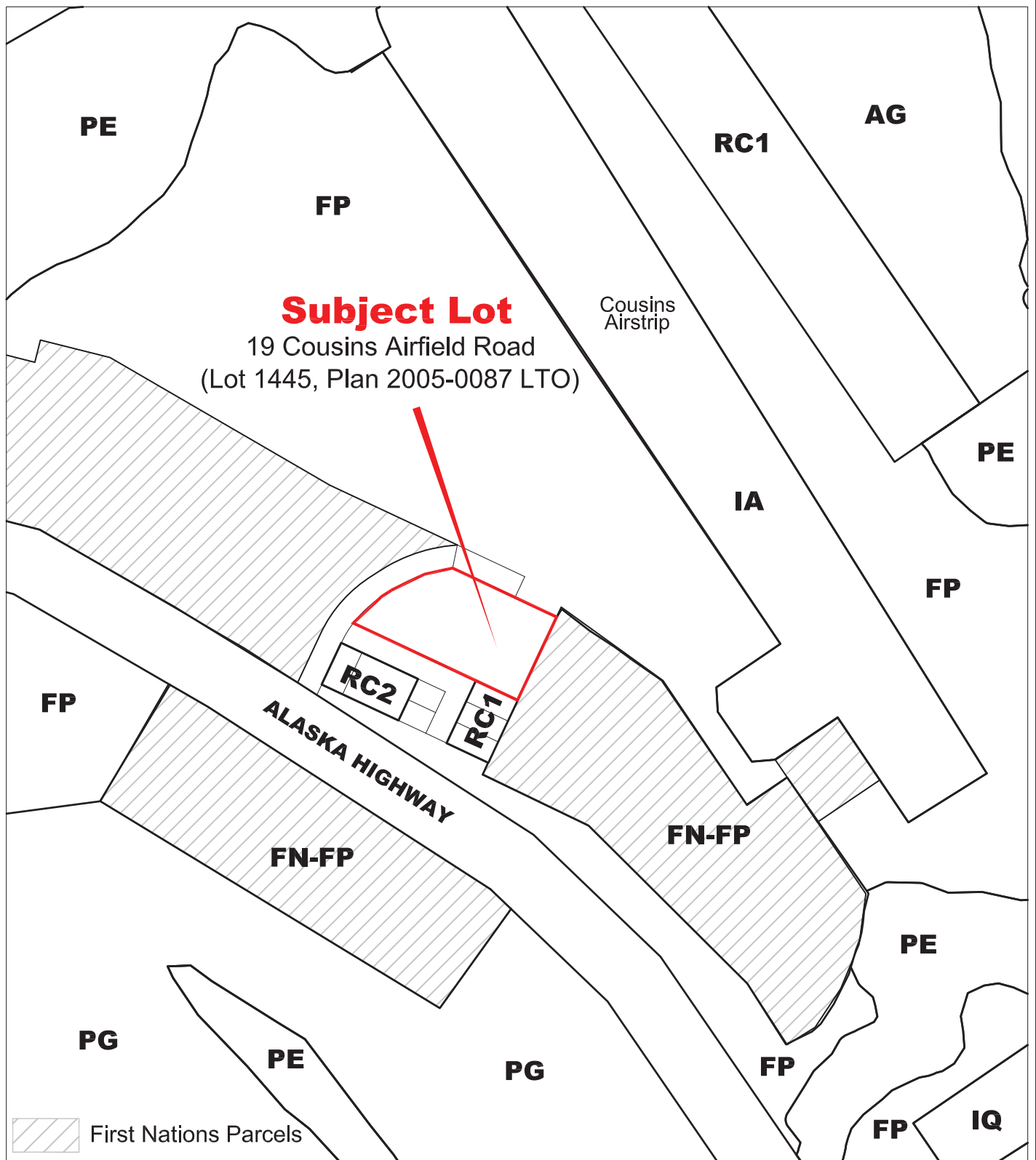
City Clerk



0 m 100 m 250 m 500 m




CITY OF WHITEHORSE
BYLAW 2016-31
APPENDIX 'A'



BYLAW 2016-31
A Bylaw to amend the zoning of 19 Cousins Airfield Road from CH-
Highway Commercial to RC2-Country Residential 2.

LEGEND

 SUBJECT AREA

CITY OF WHITEHORSE

BYLAW 2016-35

A bylaw to authorize the sale and transfer of property in the City of Whitehorse.

WHEREAS section 265 of the *Municipal Act* (2002) provides that council may by bylaw, on such terms and conditions as deemed advisable, manage the municipality's interest in land; and

WHEREAS it is deemed desirable that a parcel of land be transferred to the Government of Yukon to facilitate further development of the Whistle Bend Subdivision;

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

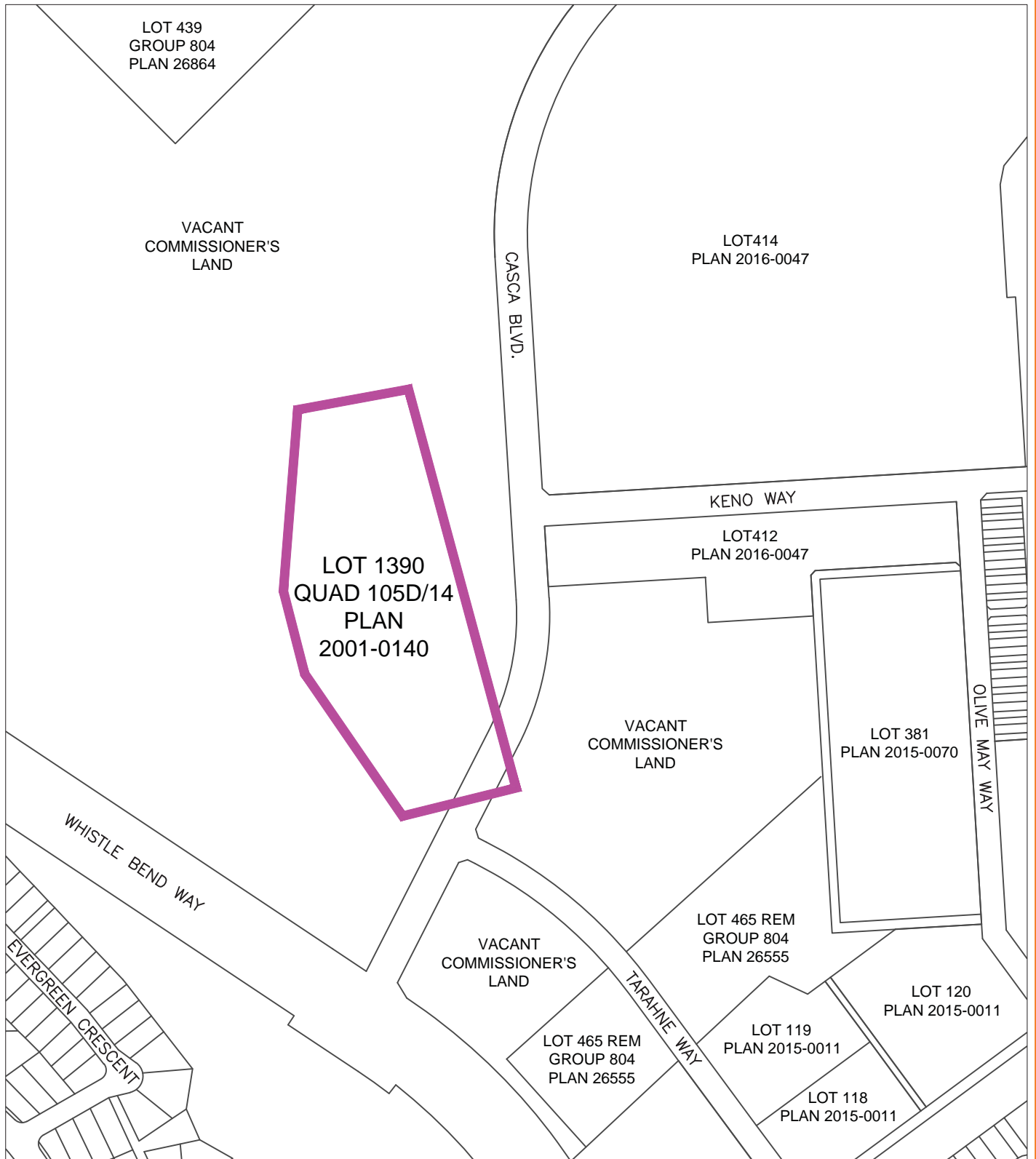
1. The City of Whitehorse is hereby authorized to sell and transfer title to Lot 1390, Quad 105 D/14, Plan 2001-0140 LTO, Whitehorse, Yukon, as shown on the sketch attached hereto as Appendix "A" and forming part of this bylaw. The said land shall be sold to the Government of Yukon for the nominal sum of one dollar (\$1.00).
2. The Mayor and Assistant City Clerk are hereby authorized to execute on behalf of the City of Whitehorse any and all documentation required for the completion of the sale and transfer of ownership of the said lands in an expeditious manner.
3. This bylaw shall come into full force and effect on the final passing thereof.

FIRST and SECOND READING:

THIRD READING and ADOPTION:


Mayor

Assistant City Clerk



Bylaw 2016-35 a bylaw to transfer Lot 1390, Quad 105 D/14, Plan 2001-0140 to Yukon Government of Yukon as represented by the Commissioner of Yukon

LEGEND

 SUBJECT AREA

CITY OF WHITEHORSE
BYLAW 2016-38

A bylaw to authorize the sale and transfer of land on Nijmegen Road

WHEREAS section 265 of the *Municipal Act* (R.S.Y. 2002) provides that council may by bylaw authorize the sale and transfer of any real property; and

WHEREAS it is deemed desirable that portions of land located in the Takhini North neighbourhood on the south side of Nijmegen Road be sold to provide for the enlargement of four adjacent properties;

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

1. The City of Whitehorse is hereby authorized to sell and transfer four portions of the closed road right-of-way and lane and Lot 339 (Greenbelt) comprising a total area of approximately 854 m² in the Takhini North neighbourhood, as shown on the sketch attached hereto as Appendix "A" and forming part of this bylaw.
2. The four parcels will be sold at fair market value as determined by an independent market value appraisal to the owners of the adjacent Lots 57, 58, 59 and 60, Plan 29819 LTO, on the condition that the parcels be used for the purpose of lot enlargements and consolidated with Lots 57, 58, 59 and 60 respectively.
3. The Mayor and Clerk are hereby authorized to execute on behalf of the City of Whitehorse all documentation required for the completion of the sale and transfer of ownership of the said lands in an expeditious manner.
4. This bylaw shall come into full force and effect on the final passing thereof.

FIRST and SECOND READING:

THIRD READING and ADOPTION:

Mayor


Clerk



Bylaw 2016-38

A bylaw to authorize the sale and disposition of portions of the closed road right-of-way and lane, and a portion of Lot 339 (Greenbelt) to Lots 57 to 60, Plan 29819 LTO.

LEGEND

 SUBJECT AREAS

CITY OF WHITEHORSE
BYLAW 2016-40

A bylaw to assign a name to a park, playground and rink area located on Pine Street in Porter Creek

WHEREAS section 265 of the *Municipal Act* (R. S. Y. 2002) provides that council may pass bylaws for municipal purposes respecting municipal utilities, facilities, works and improvements; and

WHEREAS council adopted the Municipal Addressing and Naming Policy to guide the assignment of names to streets, subdivisions, parks, recreation areas, and city-owned buildings and facilities within the municipal boundaries of the City of Whitehorse; and

WHEREAS it is deemed desirable to officially name the park, playground and rink area located on Pine Street across from Ponderosa Drive;

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

1. The existing neighbourhood park, playground and rink area located on Pine Street in Porter Creek is hereby named “**Pine Street Citizens’ Park**”, as indicated on the sketch attached hereto as Appendix “A” and forming part of this bylaw.
2. This bylaw shall come into full force and effect upon the final passing thereof.

FIRST and SECOND READING:

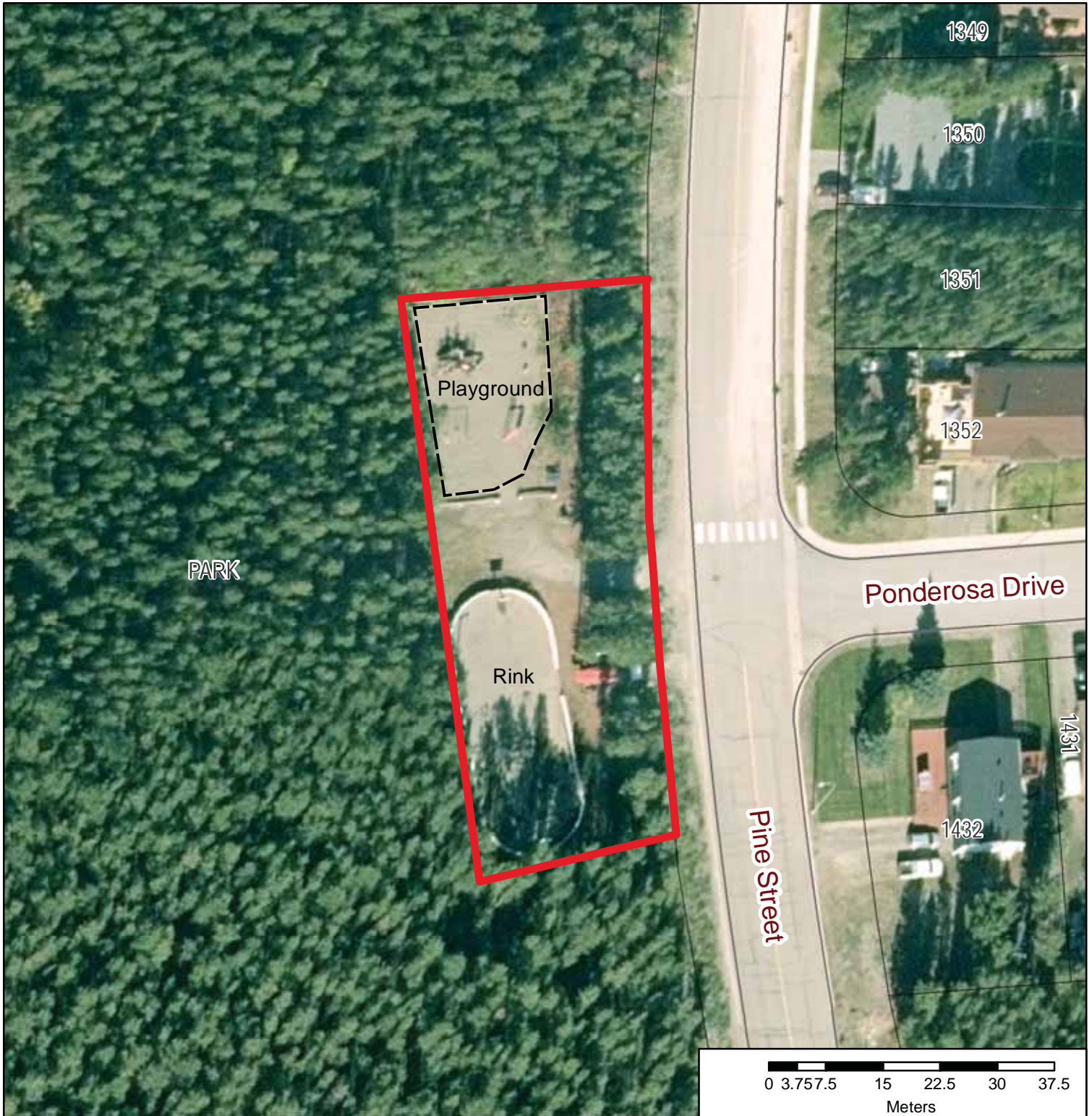
THIRD READING and ADOPTION:

Mayor

City Clerk




CITY OF WHITEHORSE
BYLAW 2016-40
APPENDIX 'A'



BYLAW 2016-40:

A bylaw to officially name the park playground and rink area located on Pine Street as "Pine Street Citizens' Park".

LEGEND

 SUBJECT AREA