REGULAR EVENING MEETING OF COUNCIL



Monday, September 9, 2019 at 7:00 PM Fraser River Presentation Theatre 4th Floor, 20338 – 65 Avenue, Langley, BC

MINUTES

PRESENT: Mayor J. Froese

Councillors P. Arnason, D. Davis, S. Ferguson, M. Kunst, B. Long, K. Richter, B. Whitmarsh, and E. Woodward

M. Bakken, S. Gamble, K. Sinclair, and J. Winslade

W. Bauer, S. Richardson, K. Stepto, and R. Zwaag

A. ADOPTION AND RECEIPT OF AGENDA ITEMS

A.1 Regular Evening Council Meeting - September 9, 2019

Moved by Councillor Davis, Seconded by Councillor Long, That Council adopt the agenda and receive the agenda items of the Regular Evening Council meeting held September 9, 2019. CARRIED

B. ADOPTION OF MINUTES

B.1 Regular Evening Council Meeting - July 22, 2019

Moved by Councillor Ferguson, Seconded by Councillor Kunst, That Council adopt the Minutes of the Regular Evening Council meeting held July 22, 2019. CARRIED

B.2 Public Hearing Meeting - July 22, 2019

Moved by Councillor Ferguson, Seconded by Councillor Kunst, That Council adopt the Minutes of the Public Hearing meeting held July 22, 2019. CARRIED

C. PRESENTATIONS

C.1 Erik Brown

Mayor Froese presented Erik Brown with a certificate in recognition of his role in the rescue mission to extricate 12 boys and their soccer coach from a flooded cave in Thailand.

D. DELEGATIONS

D.1 Teresa Penner File 0550-07

Delegation withdrawn.

D.2 McClughan Park Committee File 0550-07

Members of the McClughan Park Committee appeared before Council to discuss a partnering with the Township of Langley to create a McClughan Park Learning Facility for students, community members, and public groups. This will include a covered picnic table area, a pit latrine, and a community garden. The facility will be on the west side of McClughan Park in Walnut Grove, facing 204 Street. A survey went out to community members via the Walnut Grove Community Facebook page and direct emails. 93% of responses were in support of the project.

D.3 Peter Ash

File 0550-07

Peter Ash appeared before Council to discuss the public safety of Langley children when Township facilities are utilized.

D.4 Sonia Singh and Neighbours File 0550-07

Sonia Singh and neighbours appeared before Council to discuss the rain garden in the neighbourhood of 205 Street and 65 Avenue. The rain garden, as it is, can be unsafe, unsightly, and difficult for the residents to maintain. The height of the plants are causing sightline issues for drivers. She asked Council to have the garden removed and replaced with grass or gravel, or turned into parking.

E. REPORTS TO COUNCIL

F. BYLAWS FOR FIRST AND SECOND READING

F.1 Rezoning Application No. 100533 and Development Permit Application No. 101077 (Castlehill Homes (Carvolth) Ltd. / 20179 - 84 Avenue) Bylaw No. 5499 Bylaw No. 5506 Report 19-138 File CD 08-26-0185

Moved by Councillor Ferguson,

Seconded by Councillor Whitmarsh,

That Council give first and second reading to Township of Langley Zoning Bylaw 1987 No. 2500 Amendment (Castlehill Homes (Carvolth) Ltd.) Bylaw 2019 No. 5499 rezoning approximately 0.9 ha (2.3 ac) of land located at 20179 – 84 Avenue to Comprehensive Development Zone CD-139 to facilitate the development of 44 townhouse units, subject to the following development prerequisites being satisfied to the acceptance of the Township of Langley General Manager of Engineering and Community Development, unless otherwise noted prior to final reading:

1. A Servicing Agreement being entered into with the Township to secure required road and utility upgrades and extensions in accordance with the Township's Subdivision and Development Servicing Bylaw;

2. Provision of road dedications, widenings, and necessary traffic improvements for the east half of 201B Street, the lane between 84 Avenue and 85 Avenue, south half of 85 Avenue, and north half of 84 Avenue in accordance with the Township's Master Transportation Plan, Subdivision and Development Servicing Bylaw and the Carvolth Neighbourhood Plan;

3. Completion of an erosion and sediment control plan and provision of security in accordance with the Erosion and Sediment Control Bylaw;

4. Dedication and construction of a 4.5 metre wide street greenway on the north side of 84 Avenue to the acceptance of the Township, including final acceptance of the greenway landscape design plans, sidewalk/trail alignment, signage, landscape details and security;

5. Provision of a final tree management plan incorporating tree retention, replacement, protection details, and security in compliance with Subdivision and Development Servicing Bylaw (Schedule I - Tree Protection);

6. Compliance with Age Friendly Amenity Area requirements;

7. Registration of restrictive covenants:

a. identifying the units (minimum 5% of townhouse units) required in accordance with the Schedule 2 – Adaptable Housing Requirements for the Township's Official Community Plan;

b. prohibiting the townhouse unit garages from being developed for purposes other than parking of vehicles and prohibiting the development of secondary suites within individual townhouse units;

c. prohibiting parking on internal strata roadways (other than in clearly identified parking spaces); and,

d. prohibiting reliance on street parking;

 Registration of statutory rights of way to the acceptance of the Township securing public access over the public pedestrian connections;
Approval of the rezoning bylaw by the Ministry of Transportation and Infrastructure;

10. Compliance with the Community Amenity Contributions Policy (including Council adoption of a Phased Development Agreement) and the requirements of the Carvolth Greenway Amenity Policy, Community Amenity Contribution Policy and the Township's 5% Neighbourhood Park Land Acquisition Policy;

11. Payment of applicable Neighbourhood Planning Administration fees, supplemental Rezoning fees, Site Servicing Review fee, ISDC review fee, Development Works Agreement (DWA) and Latecomer charges.

That Council at time of final reading of Rezoning Bylaw No. 5499 authorize issuance of Development Permit No. 101077 subject to the following conditions:

a. Building plans being in compliance with Schedules "A" through "N";

b. Landscape plans being in substantial compliance with Schedule "P" and in compliance with the Township's Street Tree and Boulevard Planting Policy and Age Friendly Amenity Area requirements, to the acceptance of the Township;

c. All signage being in compliance with Schedule "O" and the Township's Sign Bylaw;

d. Mechanical equipment and ground level service equipment to be screened from view by compatible architectural and landscape treatments to the acceptance of the Township; and,

e. All refuse areas to be located within the buildings to the acceptance of the Township.

Although not part of the development permit requirements, the applicant is advised that prior to issuance of a building permit, the following items will need to be finalized:

a. Issuance of Energy Conservation and Greenhouse Gas Reduction Development Permit No. 101078;

b. Payment of supplemental Development Permit application fees, applicable Development Cost Charges, and Building Permit administration fees; c. Provision of an exterior lighting impact plan prepared by an electrical engineer in compliance with the provisions of the Township's Exterior Lighting Impact Policy;

d. Provision of a landscape lighting plan in compliance with the requirements of the Carvolth Neighborhood Plan to the acceptance of the Township;

e. Landscaping and boulevard treatment being secured by letter of credit at the Building Permit stage;

f. Written confirmation from owner and landscape architect or arborist that the tree protection fencing identified in the tree management plan is in place; and

g. Submission of a site specific on-site servicing and stormwater management plan in accordance with the Subdivision and Development Servicing Bylaw, and an erosion and sediment control plan in accordance with the Erosion and Sediment Control Bylaw, to the acceptance of the Township; and further

That Council give first and second reading to Township of Langley Phased Development Agreement (Castlehill Homes (Carvolth) Ltd.) Bylaw 2019 No. 5506; and further

That Council authorize staff to schedule the public hearing for the rezoning bylaw and Phased Development Agreement bylaw in conjunction with the hearing for proposed Development Permit No. 101077. CARRIED

Councillors Richter and Woodward opposed

G. BYLAWS FOR FIRST, SECOND AND THIRD READING

G.1 McLeod Athletic Park Capital Works Loan Authorization Bylaw 2019 and Alternative Approval Process Bylaw No. 5507 Report 19-135 File FIN 1760-20

> Moved by Councillor Long, Seconded by Councillor Kunst, That Council give first, second and third reading to the McLeod Athletic Park Capital Works Loan Authorization Bylaw 2019 No. 5507 for the purpose of borrowing funds in the amount of \$1.919 million for McLeod Athletic Park Capital Works project within the 2019 Parks Capital Program repayable from general revenue; and

> That Council provide an Alternative Approval Process, in accordance with Section 86 of the Community Charter, for the McLeod Athletic Park Capital

Works Loan Authorization Bylaw 2019 No. 5507 as outlined in items (a) to (e) below with respect to the Alternative Approval Process.

a) Elector responses shall be in the form set out in Attachment "B".

b) The deadline for the submission of elector responses forms shall be 4:30 PM on Monday, November 29, 2019 (the "Deadline").

c) The Township Clerk is authorized to prepare an Alternative Approval Process Notice which must be published once each week for two consecutive weeks with the second publication being at least 30 days before the deadline.

d) This Alternative Approval Process applies to the entire area of the Township, and a fair determination of the total number of electors of the Township of Langley is 85,452.

e) The Township Clerk is authorized to undertake any further steps required to carry out the Alternative Approval Process in accordance with the Community Charter. CARRIED

Councillors Arnason and Richter opposed

G.2 Land Acquisition Loan Authorization Bylaw 2019 and Alternative Approval Process Bylaw No. 5508 Report 19-136 File FIN 1760-20

> Moved by Councillor Whitmarsh, Seconded by Councillor Davis,

That Council authorize the reallocation of \$16.398 million budget authority within the existing 2019 capital budget to fund items considered and approved by Council after adoption of the Langley 2019 – 2023 Five-Year Financial Plan Bylaw 2019 No. 5455;

That Council give first, second and third reading to Land Acquisition Loan Authorization Bylaw 2019 No. 5508 for the purpose of borrowing funds in the amount of \$16.398 million for land acquisition capital project within the 2019 Land Acquisition Capital Program repayable from general revenue; and

That Council provide an Alternative Approval Process, in accordance with Section 86 of the Community Charter, for Land Acquisition Loan Authorization Bylaw 2019 No. 5508 as outlined in items (a) to (e) below with respect to the Alternative Approval Process.

- a) Elector responses shall be in the form set out in Attachment "D".
- b) The deadline for the submission of elector responses forms shall be

4:30 PM on Monday, November 29, 2019 (the "Deadline").

c) The Township Clerk is authorized to prepare an Alternative Approval Process Notice which must be published once each week for two consecutive weeks with the second publication being at least 30 days before the deadline.

d) This Alternative Approval Process applies to the entire area of the Township, and a fair determination of the total number of electors of the Township of Langley is 85,452.

e) The Township Clerk is authorized to undertake any further steps required to carry out the Alternative Approval Process in accordance with the Community Charter.

CARRIED

Councillors Arnason and Richter opposed

G.3 Strategic Land Acquisition Loan Authorization Bylaw 2019 and Alternative Approval Process Bylaw No. 5509 Report 19-33 File FIN 1760-20

> Moved by Councillor Woodward, Seconded by Councillor Whitmarsh,

That Council give first, second and third reading to "Strategic Land Acquisition Loan Authorization Bylaw 2019 No. 5509", for the purpose of borrowing funds in the amount of \$67.67 million for a strategic land acquisition capital project within the 2020 Land Acquisition Capital Program repayable from general revenue and development cost charges; and

That Council provide an Alternative Approval Process, in accordance with Section 86 of the Community Charter, for the Strategic Land Acquisition Loan Authorization Bylaw 2019 No. 5509 as outlined in items (a) to (e) below with respect to the Alternative Approval Process.

a) Elector responses shall be in the form set out in Attachment "C".

b) The deadline for the submission of elector responses forms shall be 4:30 PM on Monday, November 29, 2019 (the "Deadline").

c) The Township Clerk is authorized to prepare an Alternative Approval Process Notice which must be published once each week for two consecutive weeks with the second publication being at least 30 days before the deadline.

d) This Alternative Approval Process applies to the entire area of the Township, and a fair determination of the total number of electors of the Township of Langley is 85,452.

e) The Township Clerk is authorized to undertake any further steps

required to carry out the Alternative Approval Process in accordance with the Community Charter. CARRIED

Councillors Arnason and Richter opposed

H. BYLAWS FOR CONSIDERATION AT THIRD READING

H.1 Rezoning Application No. 100489 and Development Permit Application No. 100935 (Sikham / Saran / 20448, 20460 and 20492 - 74B Avenue) Bylaw No. 5483 Report 19-106 File CD 08-23-0160

> Moved by Councillor Whitmarsh, Seconded by Councillor Kunst, That Council give third reading to "Township of Langley Zoning Bylaw 1987 No. 2500 Amendment (Sikham / Saran) Bylaw 2019 No. 5483". CARRIED

Councillors Arnason and Richter opposed

Development Permit No. 100935

Running concurrently with this Bylaw is Development Permit No. 100935 (Sikham / Saran / 20448, 20460 and 20492 – 74B Avenue) in accordance with Attachment A subject to the following conditions:

a. An exterior design control agreement shall be entered into for all lands zoned Residential Compact Lot Zone R-CL(A);

b. Building plans being in substantial compliance with Schedules "A" through "T";

c. On-site landscaping plans being in substantial compliance with Schedules "U" and "V", and in compliance with Subdivision and Development Servicing Bylaw (Schedule I Tree Protection) and the Township's Street Trees and Boulevard Plantings Policy, to the acceptance of the Township of Langley;

Although not part of the development permit requirements, the applicant is advised that prior to issuance of a building permit, the following items will need to be finalized:

a. Issuance of an Energy Conservation and GHG Emissions Reduction Development Permit;

b. Registration of party wall and common element maintenance

agreements on the title of all Residential Compact Lot R-CL(SD) zoned lots;

c. Registration of an easement securing the required visitor parking stalls for lands zoned Residential Compact Lot R-CL(SD);

d. On-site landscaping to be secured by letter of credit at building permit stage;

e. Written confirmation from the owner and landscape architect or arborist that tree protection fencing identified in the tree management plan is in place; and

f. Payment of supplemental development permit application fees, Development Cost Charges, and building permit administration fees.

H.2 Rezoning Application No. 100584 and Development Permit Application No. 101006 (Mitchell Group / between 198A and 200 Streets and 86 and 88 Avenues) Bylaw No. 5494 Report 19-112 File CD 08-27-0062

> Moved by Councillor Arnason, Seconded by Councillor Davis, That Council give third reading to "Township of Langley Zoning Bylaw 1987 No. 2500 Amendment (Mitchell Group) Bylaw 2019 No. 5494". CARRIED

Councillor Richter opposed

Development Permit No. 101006

Running concurrently with this Bylaw is Development Permit No. 101006 (Mitchell Group / between 198A and 200 Streets and 86 and 88 Avenues) in accordance with Attachment A subject to the following conditions:

a. Building plans being in substantial compliance with Schedules "A" through "N";

b. On-site landscaping plans being in substantial compliance with Schedules "O" through "V", and in compliance with Subdivision and Development Servicing Bylaw (Schedule I Tree Protection) and the Township's Street Trees and Boulevard Plantings Policy, to the acceptance of the Township;

c. All signage being in compliance with the Township's Sign Bylaw and Schedules "I" through "L" with the exception of the following variances:

i. Section 8.1.2 of the Township's Sign Bylaw 2012 No. 4927 being varied to permit a maximum fascia and projecting sign area of 26.28 square metres (283 square feet) for signs B3, B6, B7 and B8 combined on the

office building as shown in Schedule "L";

ii. Section 8.1.5 of the Township's Sign Bylaw 2012 No. 4927 being varied to permit a maximum of six non-accessory tenant sign panels on proposed lot 1 (hotel lot) to a maximum total size of 10.6 square metres (114 square feet) as indicated for signs C1 and C4 in Schedule "L";

d. Rooftop mechanical equipment to be screened from view by compatible architectural treatments in compliance with Schedules "M" through "N";

e. All refuse areas to be located underground, with the exception of staging areas, and screened to the acceptance of the Township;

f. Section 107.3 of the Township's Zoning Bylaw No. 2500 being varied to reduce the required number of parking spaces for proposed lot 1 (hotel lot) from 415 to 177 parking spaces and for proposed lot 3 (office 2 lot) from 689 to 642 parking spaces.

Although not part of the development permit requirements, the applicant is advised that prior to issuance of a building permit, the following items will need to be finalized:

a. Issuance of an Energy Conservation and GHG Emissions Reduction Development Permit No. 101109;

b. Landscaping and boulevard treatment to be secured by letter of credit at building permit stage;

c. Written confirmation from the owner and landscape architect or arborist that tree protection fencing identified in the tree management plan is in place;

d. Provision of an exterior lighting impact plan prepared by an electrical engineer in compliance with the provisions of the Township's Exterior Lighting Impact Policy to the acceptance of the Township;

e. Preparation of a CPTED (Crime Prevention Through Environmental Design) report to the acceptance of the Township and incorporation of its recommendations into the final development design;

f. Submission of a site specific on-site servicing and stormwater management plan in accordance with the Subdivision and Development Servicing Bylaw, and an erosion and sediment control plan in accordance with the Erosion and Sediment Control Bylaw, to the acceptance of the Township; and

g. Payment of supplemental development permit application fees, Development Cost Charges, and building permit administration fees.

I. BYLAWS FOR CONSIDERATION AT THIRD READING AND FOR FINAL ADOPTION

I.1 Rezoning Application No. 100580 (Urbanex Walnut Grove Development Corp. / 9497 - 201 Street) Bylaw No. 5489 Report 19-107 File CD 08-35-0181

> Moved by Councillor Ferguson, Seconded by Councillor Whitmarsh, That Council give third and final reading to "Township of Langley Zoning Bylaw 1987 No. 2500 Amendment (Urbanex) Bylaw 2019 No. 5489". CARRIED

J. BYLAWS FOR FINAL ADOPTION

J.1 Cannabis Production Farm Bylaw Bylaw No. 5496 Bylaw No. 5497 Bylaw No. 5498 Report 19-119 File CD BA000023

That Council give final reading to "Township of Langley Cannabis Production Farm Bylaw 2019 No. 5496";

"Licencing Bylaw 2016 No. 5192 Amendment Bylaw 2019 No. 5497"; and

"Bylaw Notice Enforcement Bylaw 2008 No. 4703 Amendment Bylaw 2019 No. 5498".

DEFERRAL Moved by Councillor Kunst, Seconded by Councillor Davis, That final reading be deferred to the September 30, 2019 Regular Evening Meeting. CARRIED

Councillors Arnason, Long, Richter and Woodward opposed

K. ITEMS FROM PRIOR MEETINGS

COUNCILLOR DECLARES CONFLICT OF INTEREST

Councillor Woodward declared a Conflict of Interest under Section 100 of the Community Charter, and left the meeting at 8:03pm.

K.1 Heritage Alteration Permit Application No. 101082 (Statewood Properties Ltd. / 9123 and 9135 Church Street; 9148, 9150, 9205, 9213 and 9217 Glover Road; and 23272 Mary Avenue) Report 19-121 File CD 11-33-0131

> That Council authorize issuance of Heritage Alteration Permit No. 101082 for property located at 9123 and 9135 Church Street; 9148, 9150, 9205, 9213 and 9217 Glover Road; and 23272 Mary Avenue, to allow demolition of buildings, subject to the following conditions:

a. Demolition of buildings and structures as shown in Schedules "A" and "B";

b. Restoration plans being in substantial compliance with Schedules "A" and "B" to the acceptance of the General Manager of Engineering and Community Development;

c. Provision and maintenance of turf over the subject site in substantial compliance with Schedules "A" and "B";

d. Retention of the existing trees on the subject sites until time of Heritage Alteration Permit issuance for redevelopment of the subject sites, subject to the conditions of the future Heritage Alteration Permit; and

e. Provision of a final tree management plan incorporating tree retention, protection details, and security in compliance with Subdivision and Development Servicing Bylaw (Schedule I - Tree Protection), to the acceptance of the General Manager of Engineering and Community Development.

Although not part of the Heritage Alteration Permit requirements, the applicant is advised that

prior to issuance of a demolition permit, the following items will need to be finalized:

- a. Disconnection of municipal services;
- b. Security of a driveway removal permit;
- c. Written confirmation from owner and landscape architect or arborist that the tree protection fencing identified in the tree management plan is in place; and

d. Payment of applicable administration fees.

MOTION TO DIVIDE Moved by Councillor Long, Seconded by Councillor Ferguson, That the motion be divided into three sections: 9205, 9213 and 9217 Glover Road (Glover West), 9150 and 9148 Glover Road (Glover East), and 9123 and 9135 Church Street, and 23272 Mary Avenue (Mary Church). CARRIED

Councillors Arnason, Davis, and Richter opposed

REFERRAL

Moved by Councillor Whitmarsh Seconded by Councillor Arnason, That the Demolition Permits for Glover East and Mary Church be referred to staff to be considered with the development permit applications for these properties and circulate application information to Council. CARRIED

Councillor Richter opposed

MOTION

Moved by Councillor Long, Seconded by Councillor Arnason, That staff provide an "As-Found" report for the properties described as Mary Church. CARRIED

Councillors Ferguson and Richter opposed

MOTION

That Council authorize issuance of Heritage Alteration Permit No. 101082 for property located at 9205, 9213 and 9217 Glover Road (Glover West) to allow demolition of buildings, subject to the following conditions:

a. Demolition of buildings and structures as shown in Schedules "A" and "B";

b. Restoration plans being in substantial compliance with Schedules "A" and "B" to the acceptance of the General Manager of Engineering and Community Development;

c. Provision and maintenance of turf over the subject site in substantial compliance with Schedules "A" and "B";

d. Retention of the existing trees on the subject sites until time of Heritage

Alteration Permit issuance for redevelopment of the subject sites, subject to the conditions of the future Heritage Alteration Permit; and

e. Provision of a final tree management plan incorporating tree retention, protection details, and security in compliance with Subdivision and Development Servicing Bylaw (Schedule I - Tree Protection), to the acceptance of the General Manager of Engineering and Community Development.

Although not part of the Heritage Alteration Permit requirements, the applicant is advised that

prior to issuance of a demolition permit, the following items will need to be finalized:

a. Disconnection of municipal services;

b. Security of a driveway removal permit;

c. Written confirmation from owner and landscape architect or arborist that the tree protection fencing identified in the tree management plan is in place; and

d. Payment of applicable administration fees.

DEFERRAL

Moved by Councillor Whitmarsh, Seconded by Councillor Long, That the demolition permit for properties described as Glover West be deferred until a Development Application has been received. CARRIED

Councillor Richter opposed

MOTION

Moved by Councillor Arnason,

Seconded by Councillor Whitmarsh,

That Council request staff to undertake the necessary steps to formally assess the potential for the re-location of the residential properties included in this demolition application, being: 9123 Church Street, 23272 Mary Avenue, and 9217 Glover Road, subsequent to the "as-found" report being completed. Based upon the condition of the homes and the findings of a detailed feasibility plan, staff will report back to Council regarding options to temporarily relocate these buildings as has been similarly negotiated in other redevelopment proposals in the Township, in order to save them from demolition. The staff report should further include longer-term options to permanently relocate them to the benefit of the Village of Fort Langley, by enhancing local heritage values and enriching the local streetscape. CARRIED Councillors Ferguson and Richter opposed

MOTION Moved by Councillor Long, Seconded by Councillor Arnason, That 9217 Glover be included in the "as-found" report. CARRIED

Councillors Ferguson and Richter opposed

L. MAYOR AND COUNCIL REPORT

Mayor Froese attended several events during the course of his duties including the Fort Langley Jazz and Arts Festival, Ribfest, A&W MS Day, Landfill Facilities tour, Fort Langley Museum Heritage Centre Announcement, and the Langley Good-Times Cruise In.

M. METRO VANCOUVER REPRESENTATIVES REPORT

N. ITEMS BROUGHT FORWARD FOR PUBLIC INFORMATION FROM SPECIAL CLOSED MEETINGS

O. OTHER BUSINESS

O.1 Delegations

Moved by Councillor Richter, Seconded by Councillor Ferguson, That the delegations from the McClughan Park Committee regarding McClugahn Park Learning Facility, and Sonia Singh regarding rain gardens, be referred to staff for a report. CARRIED

O.2 Youth Care Worker

Moved by Councillor Richter, Seconded by Councillor Long, That the email from Evelyn Groeneveld regarding a Youth Care Worker at Walnut Grove Community Centre be referred to staff for a report. CARRIED

P. TERMINATE

Moved by Councillor Davis, Seconded by Councillor Arnason, That the meeting terminate at 9:19pm. CARRIED CERTIFIED CORRECT:

Mayor

Township Clerk