



**REGULAR MEETING OF MUNICIPAL COUNCIL
RESORT MUNICIPALITY OF WHISTLER
MINUTES**

Tuesday, May 2, 2023, 5:30 p.m.
Franz Wilhelmsen Theatre at Maury Young Arts Centre
4335 Blackcomb Way, Whistler, BC V8E 0X5

PRESENT:

Mayor J. Crompton
Councillor A. De Jong
Councillor J. Ford
Councillor R. Forsyth
Councillor C. Jewett
Councillor J. Murl
Councillor J. Morden

STAFF PRESENT:

Chief Administrative Officer, V. Cullen
General Manager of Corporate Services and Public Safety, T. Battiston
General Manager of Infrastructure Services, J. Hallisey
General Manager of Climate Action, Planning and Development Services, D. Mikkelsen
General Manager of Community Engagement and Cultural Services, K. Elliott
Director of Planning, M. Kirkegaard
Manager of Legislative Services/ Corporate Officer, P. Lysaght
Manager of Development Planning, M. Laidlaw
Manager of Projects Planning, J. Chapman
Manager of Capital Projects, C. Roberts
Deputy Corporate Officer, C. Hodgson
Planner, B. DeGeorge
Transportation Demand Management Coordinator, E. DalSanto
Planner, L. Renaud-Tremblay
Council Coordinator, M. Miklea

OTHERS:

Freedom of the Municipality Holders, S. Adams, J. Godfrey, J. Moodie
Whistler Museum Executive Director, Brad Nichols

1. CALL TO ORDER

Mayor J. Crompton recognized the Resort Municipality of Whistler is grateful to be on the shared, unceded territory of the Lílwat People, known in their language as Liíwat7úl, and the Squamish People, known in their language as Sk̓wx̓wú7mesh. We respect and commit to a deep consideration of their history, culture, stewardship and voice.

2. ADOPTION OF AGENDA

Moved By Councillor A. De Jong

Seconded By Councillor J. Ford

That Council adopt the Regular Council Meeting agenda of May 2, 2023.

CARRIED

3. ADOPTION OF MINUTES

Moved By Councillor J. Murl

Seconded By Councillor C. Jewett

That Council adopt the Regular Council Meeting minutes of April 18, 2023.

CARRIED

4. PRESENTATIONS AND DELEGATIONS

4.1 Museum Delegation on Garry Watson

A presentation was given by Whistler Museum Executive Director, B. Nichols, regarding Freedom of the Municipality Holder Garry Watson.

Mayor J. Crompton declared a recess at 5:54 p.m.

Mayor J. Crompton called the Meeting back to order at 6:01 p.m.

5. PUBLIC QUESTION AND ANSWER PERIOD

There were no questions from the public.

6. MAYOR'S REPORT

Mayor and Council provided an update on activities happening within the community.

7. BYLAWS FOR ADOPTION

7.1 Five-Year Financial Plan 2023-2027 Amendment Bylaw (South Whistler Water Supply Upgrade) No. 2398, 2023

Moved By Councillor J. Morden

Seconded By Councillor A. De Jong

That Council adopt "Five-Year Financial Plan 2023-2027 Amendment Bylaw (South Whistler Water Supply Upgrade) No. 2398, 2023".

CARRIED

8. ADMINISTRATIVE REPORTS

8.1 Whistler Transit System Updates Report No. 23-052 File No. 8330-20

Moved By Councillor J. Murl

Seconded By Councillor R. Forsyth

That Council receive the Public Engagement Summary Report: Whistler 10 Valley Express Service Review (Whistler 10 Valley Express Review dated March 2023 and attached as Appendix A to Administrative Report No. 23-052; and

That Council direct staff to work with BC Transit to optimize the Whistler Transit System based on the results of the Whistler 10 Valley Express Service Review attached as Appendix A to Administrative Report No. 23-052; and

That Council direct staff to work with BC Transit to explore reallocating winter extra service hours that were unused in winter 2022/2023 to a consistent year-round base service; and

That Council receive the “Umo and Fare Policy Changes” Report from BC Transit dated November 25, 2022 attached as Appendix B to Administrative Report No. 23-052; and

That Council authorize staff to work with BC Transit to implement the two new BC Transit fare policy changes:

- a. 30-Day Pass fare in place of the existing monthly pass fare; and
- b. the Universal transfer policy, timed with the introduction of Umo in the Whistler Transit System; and further

That Council authorize staff to work with the Transit Management Advisory Committee and Transportation Advisory Group to review the targeted discount and complimentary fare programs within the Whistler Transit Fare structure and return to Council with recommended changes that can be implemented with the new Umo electronic fare technology being installed on the Whistler Transit System buses in late 2023.

CARRIED

8.2 RZ001177 – 4204 Village Square Zoning Amendment and Housing Agreement Bylaws Report No. 23-053 File No. 3360-20-1177

Moved By Councillor R. Forsyth

Seconded By Councillor J. Morden

That Council consider giving first, second and third readings to “Zoning Amendment Bylaw (4204 Village Square – Garibaldi Professional Building) No. 2380, 2023”; and

That Council consider giving first, second and third readings to “Housing Agreement Bylaw (4204 Village Square) No. 2381, 2023”; and further

That Council direct staff to advise the applicant that the following matters must be resolved, to the satisfaction of the General Manager of Climate Action, Planning and Development Services, prior to consideration of adoption of

“Zoning Amendment Bylaw (4204 Village Square – Garibaldi Professional Building) No. 2380, 2023”:

1. Registration of a development covenant in favour of the Resort Municipality of Whistler to:
 - a. Modify Covenant G97080 to enable the subject lands to be developed and used as per the Development Plans, prepared by ATA Architectural Design, labelled A-01 (Rev 3, Nov 11/22), A-30 (Rev 2, Sep 22, 22) and A-3.2 (Rev 3, Nov 11/22) attached as Appendix A to Administrative Report No. 23-053; and
 - b. Secure green building commitments consistent with Green Building Council Policy G-28 attached as Appendix B to Administrative Report No. 23-053.

CARRIED

8.3 DP001927 – 1450 Mount Fee Road – Employee Restricted Housing Development Report No. 23-054 File No. 3060-20-1927

Moved By Councillor A. De Jong

Seconded By Councillor J. Morden

That Council approve the issuance of Development Permit DP001927 to authorize a new four-storey, 48-unit employee restricted apartment building at 1450 Mount Fee Road with terms and conditions as follows:

1. The architecture and landscape shall be completed in accordance with the architectural plans labelled A-1.01, A-1.02, A-1.03a, A-1.03b, A-1.04, A-1.05, A-1.06, A-2.02, A-2.04, A-2.05, A-2.06, A-2.07, A-2.08, A-3.01, A-3.02, A-4.01, A-8.01, A-8.02, A-9.00, A-9.02, and A-9.03 prepared by Murdoch + Company Ltd. dated March 31, 2023 and landscape plans labelled L-1.1, L-1.1B, L-1.3, L-2.1, and L-2.1B prepared by Murdoch + Company Ltd dated April 4, 2023 attached as Appendix A to this Administrative Report 23-054;
2. The civil works, grading, site servicing, and stormwater management shall be in accordance with the civil plans labelled (BP) ESC-1, (BP) S-1, (BP) S-2, (BP) S-3, (BP) STM-1, (BP) DWY-1, (BP) TYP-1, (BP) GR-1, (BP) SS-1, and (BP) DET-1 prepared by Webster Engineering Ltd. dated January 18, 2023 attached as Appendix B to this Administrative Report 23-054;
3. Prior to issuance of DP001927, provide a landscape security in the amount of \$145,881;
4. There shall be no development outside the parcel boundaries or within the Riparian 30 metre setback area of the Cheakamus River, including any land alteration or vegetation removal;
5. Development on the site is to be carried out in accordance with the recommendations outlined in the FireSmart Wildfire Hazard Assessment

Report (Diamond Head, November 29, 2022) attached as Appendix C to Administrative Report No. 23-054;

6. A split rail fence must be installed along the armored slope across the back of the building at the top of the two-metre bench as shown on landscape plans labelled L-1.1, L-1.1B, L-1.3, L-2.1, and L-2.1B prepared by Murdoch + Company Ltd dated April 4, 2023 attached as Appendix A to Administrative Report No. 23-054;
7. Development of the site is to be carried out per the recommendations and conclusions of the Environmental Impact Study (Cascade Environmental, December 19, 2022) as presented in Appendix D attached to Administrative Report No. 23-054;
8. The following requirements and restrictions apply in relation to tree and vegetation removal:
 - a. Trees to be removed must be flagged and approved for removal by the General Manager of Climate Action, Planning and Development Services, or designate prior to any removal;
 - b. Any tree or vegetation removal that will occur in the bird nesting window (April 1 – September 1) will require a Qualified Environmental Professional (QEP) or other environmental professional to conduct bird nest surveys prior to any vegetation clearing or removal. Any active nest found must be retained as per s. 34 *BC Wildlife Act* with an adequate buffer;
 - c. Raptor nest survey must be conducted by a QEP or other environmental professional prior to any vegetation clearing or removal at any time of the year;
9. All water leaving the area of work must meet or exceed the Canadian Council of Ministers of the Environment (CCME) Water Quality Guidelines for the Protection of Aquatic Life (Environment Canada, 1999) and the BC Water Quality Guidelines for the Protection of Aquatic Life (MOE, 2010); and
10. Must use clean, locally sourced fill only to prevent introduction of invasive species through soil/fill deposits; and further

That issuance of Development Permit DP001927 is subject to prior adoption of “Zoning Amendment Bylaw (Cheakamus Crossing Phase 2 RM-CD2 Zone) No. 2390, 2023”.

CARRIED

8.4 Zoning Amendment Bylaw (Cheakamus Crossing Phase 2 RM-CD2 Zone) No. 2390, 2023 for Third Reading and Adoption Report No. 23-055 File No. 3360-20-1179

Moved By

Councillor R. Forsyth

Seconded By Councillor J. Ford

That Council consider giving third reading and adoption of “Zoning Amendment Bylaw (Cheakamus Crossing Phase 2 RM-CD2 Zone) No. 2390, 2023”.

CARRIED

Moved By Councillor J. Murl

Seconded By Councillor R. Forsyth

That Council authorize an amendment to the Park Improvement Agreement to extend the deadline for completing the works to develop the community park to be in concurrence with occupancy of the last employee-restricted dwelling units within any building on Lot 3 or Lot 5 of the Cheakamus Crossing Phase 2 lands; and

That Council direct staff to send notification of the amendment to the Park Improvement Agreement to all purchasers of Lot 1 and Lot 4 in Cheakamus Crossing Phase 2, identifying the revisions to the timeline for delivery of the Park, as adopted by Council.

CARRIED

8.5 South Whistler Water Supply Upgrade Project Phase I – Civil Works Report No. 23-056 File No. 5330-09

Moved By Councillor J. Morden

Seconded By Councillor J. Ford

That Council award the contract for the South Whistler Water Supply Upgrade Project Phase I Civil Works in the amount of \$2,097,000 (exclusive of GST) to Drake Excavating (2016) Ltd. in accordance with the E203-07 Tender Award Recommendation, attached as Appendix A to Administrative Report No. 23-056.

CARRIED

9. MINUTES OF COMMITTEES AND COMMISSIONS

9.1 May Long Weekend Committee

Moved By Councillor J. Morden

Seconded By Councillor J. Ford

That Council receive the Regular Meeting minutes of the May Long Weekend Committee of April 19, 2022.

CARRIED

9.2 Emergency Planning Committee

Moved By Councillor C. Jewett

Seconded By Councillor J. Ford

That Council receive the Regular Meeting minutes of the Emergency Planning Committee of January 31, 2023.

CARRIED

9.3 Forest Wildland Advisory Committee

Moved By Councillor A. De Jong

Seconded By Councillor R. Forsyth

That Council receive the Regular Meeting minutes of the Forest Wildland Advisory Committee of February 15, 2023, and March 8, 2023.

CARRIED

9.4 Advisory Design Panel

Moved By Councillor J. Murl

Seconded By Councillor R. Forsyth

That Council receive the Regular Meeting minutes of the Advisory Design Panel of March 15, 2023.

CARRIED

10. BYLAWS FOR FIRST, SECOND AND THIRD READINGS

10.1 Zoning Amendment Bylaw (4204 Village Square – Garibaldi Professional Building) No. 2380, 2023

Moved By Councillor C. Jewett

Seconded By Councillor J. Murl

That Council give “Zoning Amendment Bylaw (4204 Village Square – Garibaldi Professional Building) No. 2380, 2023” first, second and third readings.

CARRIED

10.2 Housing Agreement Bylaw (4204 Village Square) No. 2381, 2023

Moved By Councillor J. Ford

Seconded By Councillor J. Morden

That Council give “Housing Agreement Bylaw (4204 Village Square) No. 2381, 2023” first, second and third readings.

CARRIED

11. BYLAWS FOR THIRD READING AND ADOPTION

11.1 Zoning Amendment Bylaw (Cheakamus Crossing Phase 2 RM-CD2 Zone) No. 2390, 2023

Moved By Councillor R. Forsyth

Seconded By Councillor J. Murl

That Council give third reading and adopt “Zoning Amendment Bylaw (Cheakamus Crossing Phase 2 RM-CD2 Zone) No. 2390, 2023”.

CARRIED

12. BYLAWS FOR ADOPTION

12.1 Property and Parcel Tax Rates Bylaw No. 2383, 2023

Moved By Councillor J. Murl

Seconded By Councillor C. Jewett

That Council adopt "Property and Parcel Tax Rates Bylaw No. 2383, 2023".

CARRIED

12.2 Water User Fee and Regulation Amendment Bylaw (2023 Rates) No. 2384, 2023

Moved By Councillor J. Morden

Seconded By Councillor A. De Jong

That Council adopt "Water User Fee and Regulation Amendment Bylaw (2023 Rates) No. 2384, 2023".

CARRIED

12.3 Sewer User Fee Amendment Bylaw (2023 Rates) No. 2385, 2023

Moved By Councillor J. Murl

Seconded By Councillor R. Forsyth

That Council adopt “Sewer User Fee Amendment Bylaw (2023 Rates) No. 2385, 2023”.

CARRIED

12.4 Solid Waste Amendment Bylaw (2023 Rates) No. 2386, 2023

Moved By Councillor J. Morden

Seconded By Councillor J. Ford

That Council adopt “Solid Waste Amendment Bylaw (2023 Rates) No. 2386, 2023”.

CARRIED

12.5 Housing Agreement Bylaw (1400 Mount Fee Road) No. 2391, 2023

Moved By Councillor J. Ford

Seconded By Councillor J. Morden

That Council adopt “Housing Agreement Bylaw (1400 Mount Fee Road) No. 2391, 2023”.

CARRIED

12.6 Officers Bylaw No. 2394, 2023

Moved By Councillor J. Ford

Seconded By Councillor C. Jewett

That Council adopt “Officers Bylaw No. 2394, 2023”.

CARRIED

12.7 Delegation of Signing Authority Amendment Bylaw (General Manager Roles) No. 2395, 2023

Moved By Councillor J. Morden

Seconded By Councillor J. Ford

That Council adopt “Delegation of Signing Authority Amendment Bylaw (General Manager Roles) No. 2395, 2023”.

CARRIED

12.8 Interpretation Bylaw 2393, 2023

Moved By Councillor J. Murl

Seconded By Councillor J. Ford

That Council adopt “Interpretation Bylaw 2393, 2023”.

CARRIED

12.9 Inter-Municipal Transportation Network Business Licence Agreement Bylaw 2400, 2023

Moved By Councillor J. Morden

Seconded By Councillor R. Forsyth

That Council adopt “Inter-Municipal Transportation Network Business Licence Agreement Bylaw 2400, 2023.”

CARRIED

12.10 Inter-Municipal Transportation Network Services Business Licence Bylaw No. 2401, 2023

Moved By Councillor J. Morden

Seconded By Councillor J. Ford

That Council adopt “Inter-Municipal Transportation Network Services Business Licence Bylaw No. 2401, 2023”.

CARRIED

13. OTHER BUSINESS

13.1 Announcement of Liquor Licence Advisory Committee Appointments

Mayor J. Crompton announced the Liquor Licence Advisory Committee appointees:

- *Kevin Wallace as the Food and Beverage Sector Representative – Restaurants;*
- *Jeremy Peterson as the Food and Beverage Sector Representative – Lounges/Pubs;*
- *Chasley Turner as the Food and Beverage Sector Representative – Nightclubs; and*
- *Jacqui Cottier as the Accommodation Sector Representative.*

14. CORRESPONDENCE

14.1 Protecting Nature in Whistler File No. 3009

Moved By Councillor A. De Jong

Seconded By Councillor J. Murl

That Council receive correspondence from the Whistler Naturalists Board regarding protecting nature in Whistler and refer it to staff.

CARRIED

Moved By Councillor R. Forsyth

Seconded By Councillor C. Jewett

That Council receive correspondence from J. and K. Wood regarding protecting nature in Whistler and refer it to staff.

CARRIED

14.2 Language of Fossil Fuels File No. 3009

Moved By Councillor C. Jewett

Seconded By Councillor J. Ford

That Council receive correspondence from E. Dearden regarding updating the language of natural gas and refer it to staff.

CARRIED

14.3 Light-up and Proclamation Requests

a. World Fragile X Day File No. 3009.1

Moved By Councillor J. Morden

Seconded By Councillor A. De Jong

That Council receive correspondence from S. Zhan, refer it to staff and that the Fitzsimmons Covered Bridge be lit teal on July 22, 2023, in support of those living with Fragile X Syndrome.

CARRIED

15. TERMINATION

Moved By Councillor C. Jewett

Seconded By Councillor R. Forsyth

That Council terminate the Regular Council Meeting of May 2, 2023, at 7:56 p.m.

CARRIED

Mayor, J. Crompton

Corporate Officer, P. Lysaght