



# THE CITY OF DAWSON

## COUNCIL MEETING #C19-25

### AGENDA

WEDNESDAY, DECEMBER 18, 2019

7:00 p.m.

Council Chambers, City of Dawson Office

1. **CALL TO ORDER**
2. **ADOPTION OF THE AGENDA**
  - a) Council Meeting Agenda #C19-25
3. **PUBLIC HEARING**
4. **DELEGATIONS AND GUESTS**
  - a) Lucas Hawkes RE: OCP/ZBL Amendment #19-149
5. **BUSINESS ARISING FROM DELEGATIONS**
6. **ADOPTION OF THE MINUTES**
  - a) Council Meeting Minutes #C19-23 of November 20, 2019
  - b) Council Meeting Minutes #C19-24 of December 04, 2019
7. **BUSINESS ARISING FROM MINUTES**
  - a) Council Meeting Minutes #C19-23 of November 20, 2019
  - b) Council Meeting Minutes #C19-24 of December 04, 2019
8. **FINANCIAL AND BUDGET REPORTS**
9. **SPECIAL MEETING, COMMITTEE, AND DEPARTMENTAL REPORTS**
  - a) Establish 2020 Regular Meeting Dates of Council and Committee of the Whole
  - b) Deputy Mayor Appointments
  - c) Klondike Visitors Association RE: Lease Extension
10. **BYLAWS AND POLICIES**
  - a) *Single Use Plastics Bylaw* #2019-10
11. **CORRESPONDENCE**
  - a) RCMP, Dawson Detachment, "M" Division – October 2019 Policing Report
  - b) Peter Jenkins, Eldorado Hotel RE: Water Outages & Interruptions
  - c) Committee of Whole Meeting Minutes #CW19-28
  - d) Board of Variance Meeting Minutes #BOV19-06
  - e) Heritage Advisory Committee Meeting Minutes #HAC19-18
12. **PUBLIC QUESTIONS**
13. **INCAMERA**
  - a) Legal Related Matter
14. **ADJOURNMENT**

**MINUTES OF COUNCIL MEETING #C19-23** of the council of the City of Dawson held on Wednesday, November 20, 2019 at 7 p.m. in the City of Dawson Council Chambers.

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**PRESENT:** Mayor Wayne Potoroka  
Councillor Natasha Ayoub  
Councillor Stephen Johnson  
Councillor Molly Shore

**REGRETS:** Councillor Bill Kendrick

**ALSO PRESENT:** CAO Cory Bellmore  
A/EA Amanda King  
CDO Clarissa Huffman

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**Agenda Item:** Call to Order

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The Chair, Mayor Potoroka called council meeting #C19-23 to order at 7 p.m.

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**Agenda Item:** Agenda

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Remove item 9.d from the agenda.

**C19-23-01** Moved by Mayor Potoroka, seconded by Councillor Ayoub that the agenda for council meeting # C19-23 of November 20, 2019 be adopted as amended.  
Motion Carried 4-0

*Mayor Potoroka declared a conflict with agenda item 3 (a), 10 (f), (g), (h), & (i) and will be stepping down from council on the matters.*

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**Agenda Item:** Public Hearing

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Mayor Potoroka passed the chair to Deputy Mayor Ayoub and stepped down from council.

**C19-23-02** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that council move to committee of the whole for the purposes of holding a public hearing and for hearing delegations.  
Motion Carried 3-0

- a) Permanent Road Closure No.1 Bylaw #2019-11 RE: Lot 7, Blk C, Govt Addition  
The Chair called for submissions.  
The Chair called for submissions a second time.  
The Chair called for submissions a third and final time, and hearing none declared the Public Hearing closed.

**C19-23-03** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that committee of the whole revert to council to proceed with agenda.  
Motion Carried 3-0

*Deputy Mayor Ayoub passed the chair back to Mayor Potoroka.*

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**Agenda Item:** Adoption of the Minutes

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a) Council Meeting Minutes C19-20 of October 7, 2019

**C19-23-04** Moved by Councillor Kendrick, seconded by Councillor Ayoub that the minutes of council meeting #C19-20 of October 7, 2019 be approved as amended.  
Motion Carried 4-0

Council noted the error 'Deputy Mayor' to 'Councillor'.

b) Special Council Meeting Minutes C19-21 of October 23, 2019

**C19-23-05** Moved by Councillor Shore, seconded by Councillor Ayoub that the minutes of council meeting #C19-21 of October 23, 2019 be approved as presented.  
Motion Carried 4-0

c) Special Council Meeting Minutes C19-22 of October 30, 2019

**C19-23-06** Moved by Mayor Potoroka, seconded by Councillor Ayoub that the minutes of council meeting #C19-22 of October 30, 2019 be approved as presented.  
Motion Carried 4-0

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**Agenda Item:** Business Arising from Minutes

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Council Meeting Minutes C19-20 of October 7, 2019

Page 1: Council requested an update regarding Barry Fargey jersey. The CAO informed them that the Recreation Board had been unable to make quorum so had yet to discuss it further. Council requested the matter be added to the December meeting.

Page 2: Council requested an update on Mr. Shore's property. The CAO informed them that the problem had been addressed and further updates would happen in the spring. Council enquired as to whether all the residents had been reached regarding spring's revegetation plan and would also like to see some further discussion regarding the width of the road, traffic issues and parking signs.

Page 3: Council enquired as to responses to the Climate Change resolution. The CAO informed response had been positive.

Page 5: Council asked if administration had reached out to businesses regarding the Single Use Plastics Bylaw. The CAO informed Council of the session set up for local business to explore alternatives to single use plastics.

Council Meeting Minutes C19-22 of October 30, 2019

Page 1: Council asked for an updated regarding Ms. Brennan & Mr. Keinzler's matter. The CAO reported that the research had not yet been completed. Council requested that this matter be addressed and look forward to seeing the Superintendent's report.

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**Agenda Item: Financial and Budget Reports**

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- a) 2019 Accounts Payable Report #19-22 RE: Cheques #54401 – 54418

<b>Further information</b>	<b>Cheque #</b>	<b>Vendor Name</b>
Cable in the process of improvement. Refunds for Sept/Oct have been made to accounts.	54402	Conuma Cable Systems
Auditors.	54412	Metrix Group LLP

- C19-23-07** Moved by Mayor Potoroka, seconded by Councillor Ayoub that council acknowledges receipt of the Accounts Payable Report #19-22 RE: Cheques #54401 – 54418; provided for informational purposes.  
Motion Carried 4-0

- a) 2019 Accounts Payable Report #19-23 RE: Cheques #54419 – 54446

<b>Further information</b>	<b>Cheque #</b>	<b>Vendor Name</b>
Monthly garbage pickup. Council noted looking forward to the Superintendent's report.	54430	Ed Repair & Services

- C19-23-08** Moved by Mayor Potoroka, seconded by Councillor Shore that council acknowledges receipt of the Accounts Payable Report #19-23 RE: Cheques #54419 – 54446; provided for informational purposes.  
Motion Carried 4-0

- a) 2019 Accounts Payable Report #19-24 RE: Cheques #54447 – 54494

<b>Further information</b>	<b>Cheque #</b>	<b>Vendor Name</b>
Financial software system – annual fees, additional packages, support & training, new modules.	54457	Diamond Municipal Solutions
Council requested update on the playground surfacing. CAO will update.	54476	Play Systems North

- C19-23-09** Moved by Councillor Shore, seconded by Mayor Potoroka that council acknowledges receipt of the Accounts Payable Report #19-24 RE: Cheques #54447 – 54494; provided for informational purposes.  
Motion Carried 4-0

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**Agenda Item: Special Meeting, Committee, and Departmental Reports**

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- a) Request for Decision RE: Community Grants

Council repeated their request for the Community Grants RFDs to include an easy chart rather than a description of allocations.

**C19-23-10** Moved by Councillor Shore, seconded by Councillor Ayoub that council approve the Community Grant, as recommended by the Community Grant Committee in the amount of \$950 and Council approve the Recreation Grant, as recommended by the Recreation Board in the amount of \$950.  
Motion Carried 4-0

a) Request for Decision RE: Council Appointments for AYC, KVA & KDO

**C19-23-11** Moved by Mayor Potoroka, seconded by Councillor Ayoub that council hereby

- reappoints Councillor Kendrick as council's representative for the Klondike Visitors Association (KVA) Board for a one-year term;
- reappoints Councillor Shore as council's representative for the Association of Yukon Communities (AYC) Board for a one-year term;
- reappoints Colm Cairns as council's representative for the Klondike Development Organization Board.

Motion Carried 4-0

**C19-23-12** Moved by Mayor Potoroka, seconded by Councillor Shore that the term be two years for KDO.  
Motion Carried 4-0

c) Request for Decision RE: Consolidation Application 19-136: Lots 1 & 2, Block 7, Day's Addition,

**C19-23-13** Moved by Councillor Shore, seconded by Mayor Potoroka that Council approve Subdivision Application #19-136 subject to the following conditions:

- The application successfully passes through a public hearing.
- The applicant submits a Stormwater Management Plan to the satisfaction of the CDO and Public Works Superintendent.
- The applicant submits a development permit application, as well as all applicable documents and the appropriate fee, to the satisfaction of the CDO.
- The applicant submits a plan of subdivision completed by a certified lands surveyor drawn in conformity with the approval.
- The applicant shall, on approval of the subdivision plan by the City of Dawson, take all necessary steps to enable the registrar under the Land Titles Act to register the plan of subdivision.

Motion Carried 4-0

a) Budget Review RE: Purchase of Local Art

The CAO explained that the purchase of local art would be from a surplus of funds from the current interior renovations. Council all voiced in favour of purchasing local art however discussed whether the surplus could be better spent elsewhere— ie. providing better services to the Dredge Pond subdivision residents. The CAO reported that services had been improved and that the complaints from residents was about matching service standards to town residents' standards, not about spending surplus money. Council requested further updates regarding service standards and the Water Delivery Bylaw. Council would like to work further on an Arts Policy.

**C19-23-14** Moved by Mayor Potoroka, seconded by Councillor Shore that council allocate \$25,000 from the 2019 R&M admin building line for the purchase of local art for installation inside the admin building; that at least 25% of the art purchased be produced by First Nations artists; that the CAO devise a public and transparent process for choosing the art and contact the Klondike Institute of Art and Culture for guidance in designing that process.  
Motion Carried 4-0

a) Request for Decision RE: Recreation Facility Planning

Council discussed the process for the next steps of the project and encouraged administration to further look into other similar end results in similar sized communities. Council voiced concerns that efforts towards the Recreation Centre may slow up progress of the Diversion Centre. The CAO assured Council that they were separate projects with separate funding sources, scopes, project heads and would not affect each other. Council noted they would like to see geotechnical reports done as soon as possible.

**C19-23-15** Moved by Councillor Shore, seconded by Mayor Potoroka that Council accept the Dawson City Recreation Facility Pre-Planning Report and direct administration to proceed with the next phase of planning a new recreation facility in Dawson.  
Motion Carried 4-0

a) Information Report RE: Priority Review Update

Council discussed the priority list and reiterated they would like to see an urgency towards addressing the garbage contract, Diversion Centre and Water Delivery issues.

**C19-23-16** Moved by Mayor Potoroka, seconded by Councillor Ayoub that Council accept the priority review update as information.  
Motion Carried 4-0

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**Agenda Item: Bylaws & Policies**

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a) *Official Community Plan Amendment No.1 Bylaw #2019-12 - First Reading*

**C19-23-17** Moved by Councillor Ayoub, seconded by Mayor Potoroka that bylaw #2019-12 being the *Official Community Plan Amendment No.1 Bylaw* be given first reading.  
Motion Carried 4-0

b) *Zoning Amendment No. 4 Bylaw #2019-13 – First Reading*

**C19-23-18** Moved by Mayor Potoroka, seconded by Councillor Ayoub that bylaw #2019-13 being the *Zoning Amendment No.4 Bylaw* be given first reading  
Motion Carried 4-0

c) *Official Community Plan Amendment No. 2 #2019-14 – First Reading*

**C19-23-19** Moved by Councillor Ayoub, seconded by Councillor Shore that bylaw #2019-14 being the *Official Community Plan Amendment No.2 Bylaw* be given first reading.  
Motion Carried 4-0

d) *Zoning Amendment No.5 Bylaw #2019-15 - First Reading*

**C19-23-20** Moved by Councillor Ayoub, seconded by Councillor Shore that bylaw #2019-15 being the *Zoning Amendment No.5 Bylaw* be given first reading.  
Motion Carried 4-0

e) *Heritage Bylaw #2019-04 – Third and Final Reading*

Council commended both the CDO and CAO for the hard work involved in completing the bylaw.

**C19-23-21** Moved by Councillor Ayoub, seconded by Councillor Johnson that bylaw #2019-04 being the *Heritage Bylaw* be given third and final reading.  
Motion Carried 4-0

*After a five-minute recess, Mayor Potoroka passed the chair to Deputy Mayor Ayoub and departed council.*

f) *2019 Permanent Road Closure No.1 Bylaw #2019-11 – Second Reading*

**C19-23-22** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that bylaw #2019-11 being the *2019 Permanent Road Closure No.1 Bylaw* be given second reading.  
Motion Carried 2-1

g) *2019 Permanent Road Closure No.1 Bylaw #2019-11 – Third and Final Reading*

**C19-23-23** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that bylaw #2019-11 being the *2019 Permanent Road Closure No.2 Bylaw* be given third and final reading.  
Motion Carried 2-1

Recorded Vote:

Votes For: Deputy Mayor Ayoub, Councillor Shore

Votes Against: Councillor Johnson

h) *2019 Land Sale No.1 Bylaw #2019-07 – Second Reading*

**C19-23-24** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that bylaw #2019-07 being the *2019 Land Sale No.1 Bylaw* be given second reading.  
Motion Carried 2-1

i) *2019 Land Sale No.1 Bylaw #2019-07 – Third and Final Reading*

**C19-23-25** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that bylaw #2019-07 being the *2019 Land Sale No.1 Bylaw* be given third and final reading.  
Motion Carried 2-1

Recorded Vote:

Votes For: Deputy Mayor Ayoub, Councillor Shore

Votes Against: Councillor Johnson

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**Agenda Item:** Correspondence

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**C19-23-26** Moved by Councillor Shore, seconded by Deputy Mayor Ayoub that council acknowledge receipt of the following correspondence:

- Duka Environmental Services Ltd RE2019 Nuisance & Vector Mosquito Control Program, Summary Report;
- Heritage Advisory Committee Meeting Minutes #HAC19-13, 19-14, 19-15, 19-16 & 19-17;
- Board of Variance Meeting Minutes #BOV19-02, 19-03, 19-04 & 19-05;
- Committee of Whole Meeting Minutes #CW19-26

For informational purposes  
Motion Carried 3-0

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**Agenda Item:** Adjourn

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**C19-23-27** Moved by Councillor Shore, seconded by Councillor Johnson that council meeting #C19-23 be adjourned at 9:03 p.m. with the next regular meeting of council being December 4, 2019.  
Motion Carried 3-0

**THE MINUTES OF COUNCIL MEETING C19-23 WERE APPROVED BY COUNCIL RESOLUTION #C19-25-\_\_ AT COUNCIL MEETING #C19-25 OF DECEMBER 18, 2019.**

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Wayne Potoroka, Mayor

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Cory Bellmore, CAO

**MINUTES OF COUNCIL MEETING #C19-24** of the council of the City of Dawson held on Wednesday, December 4, 2019 at 7 p.m. in the City of Dawson Council Chambers.

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**PRESENT:** Mayor Wayne Potoroka  
Councillor Natasha Ayoub  
Councillor Stephen Johnson  
Councillor Molly Shore

**REGRETS:** Councillor Bill Kendrick

**ALSO PRESENT:** A/CAO Mark Dauphinee  
A/EA Amanda King  
CDO Clarissa Huffman

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**Agenda Item:** Call to Order

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The Chair, Mayor Potoroka called council meeting #C19-24 to order at 7:02 p.m.

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**Agenda Item:** Agenda

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Remove item 9.d from the agenda.

**C19-24-01** Moved by Mayor Potoroka, seconded by Councillor Ayoub that the agenda for council meeting # C19-24 of December 4, 2019 be adopted as presented.  
Motion Carried 4-0

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**Agenda Item:** Financial and Budget Reports

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a) 2019 Accounts Payable Report #19-23 RE: Cheques #54495 – 54501

Further information	Cheque #	Vendor Name
Two intensive yoga sessions coordinated by the Recreation Dept.	54501	Shanti Yoga Yukon

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**C19-24-02** Moved by Councillor Shore, seconded by Councillor Ayoub that council acknowledges receipt of the Accounts Payable Report #19-23 RE: Cheques #54495 – 54501; provided for informational purposes.  
Motion Carried 4-0

a) 2019 Accounts Payable Report #19-24 RE: Cheques #54502 – 54546

Further information	Cheque #	Vendor Name
Legal – HR matter.	54521	Lawson Lundell LLP
Council enquired if this was the last payment for the feasibility study. CAO to confirm.	54533	Stantec Architecture Ltd
Council noted error on spreadsheet. Heritage construction company	54540	Ultimate Construction Inc

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from Ontario working on  
components of CBC building.

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**C19-24-03** Moved by Mayor Potoroka, seconded by Councillor Shore that council acknowledges receipt of the Accounts Payable Report #19-24 RE: Cheques #54502 – 54546; provided for informational purposes.  
Motion Carried 4-0

c) 2020 Provisional Operating Budget

**C19-24-04** Moved by Councillor Shore, seconded by Councillor Potoroka that council adopt the 2020 Provisional Operating Budget as presented.  
Motion Carried 4-0

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**Agenda Item: Special Meeting, Committee, and Departmental Reports**

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a) Information Report RE: Quigley Landfill Protocol 13 and Adaptive Management Planning

The A/CAO informed council he had been working with Environmental branch regarding timelines and realistic expectations. Council requested to see the water quality analysis as mentioned in the RFD. Council discussed risk analysis, environmental factors and location of wells.

**C19-24-05** Moved by Mayor Potoroka, seconded by Councillor Johnson that council acknowledge receipt of the information report RE: Quigley Landfill Protocol 13 and Adaptive Management Planning provided for informational purposes.  
Motion Carried 4-0

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**Agenda Item: Bylaws & Policies**

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a) *Official Community Plan Amendment No.3 Bylaw #2019-16 - First Reading*

**C19-24-06** Moved by Mayor Potoroka, seconded by Councillor Ayoub that bylaw #2019-16 being the *Official Community Plan Amendment No.3 Bylaw* be given first reading.

**C19-24-07** Moved by Mayor Potoroka, seconded by Councillor Johnson that council move into committee of the whole for the purposes of holding discussion with Clarissa. Carried 4-0

**C19-24-08** Moved by Mayor Potoroka, seconded by Councillor Shore that committee of the whole revert to council to proceed with agenda. Carried 4-0  
Main Motion Carried 4-0

b) *Zoning Amendment No. 6 Bylaw #2019-17 – First Reading*

**C19-24-09** Moved by Councillor Johnson, seconded by Mayor Potoroka that bylaw #2019-17 being the *Zoning Amendment No.6 Bylaw* be given first reading  
Motion Carried 4-0

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**Agenda Item: Public Questions**

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- C19-24-10** Moved by Mayor Potoroka, seconded by Councillor Ayoub that council move to committee of the whole for the purposes of hearing public questions.  
Motion Carried 4-0
- C19-24-11** Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole revert to council to proceed with agenda.  
Motion Carried 4-0
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**Agenda Item: Adjourn**

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- C19-24-12** Moved by Councillor Johnson, seconded by Mayor Potoroka that council meeting #C19-24 be adjourned at 7:30 p.m. with the next regular meeting of council being December 18, 2019.  
Motion Carried 4-0

**THE MINUTES OF COUNCIL MEETING C19-24 WERE APPROVED BY COUNCIL RESOLUTION #C19-25-\_\_ AT COUNCIL MEETING #C19-25 OF DECEMBER 18, 2019.**

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Wayne Potoroka, Mayor

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Cory Bellmore, CAO

# 2020 REGULAR COUNCIL & COW MEETINGS

Yellow = Weeks with no regular meeting scheduled

JANUARY						
SU	M	T	W	TH	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

FEBRUARY						
SU	M	T	W	TH	F	S
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16	17	18	19	20	21	22
23	24	25	26	27	28	29

MARCH						
SU	M	T	W	TH	F	S
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22	23	24	25	26	27	28
29	30	31				

APRIL						
SU	M	T	W	TH	F	S
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19	20	21	22	23	24	25
26	27	28	29	30		

MAY						
SU	M	T	W	TH	F	S
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17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

JUNE						
SU	M	T	W	TH	F	S
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14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

JULY						
SU	M	T	W	TH	F	S
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19	20	21	22	23	24	25
26	27	28	29	30	31	

AUGUST						
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23	24	25	26	27	28	29
30	31					

SEPTEMBER						
SU	M	T	W	TH	F	S
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27	28	29	30			

OCTOBER						
SU	M	T	W	TH	F	S
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18	19	20	21	22	23	24
25	26	27	28	29	30	31

NOVEMBER						
SU	M	T	W	TH	F	S
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

DECEMBER						
SU	M	T	W	TH	F	S
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6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	2

	Council Meeting
	Committee of Whole Meeting
	Budget, Priority, Joint, Council, or Committee Meeting



Deputy Mayor Appointments	
Councillor Ayoub	January to March
Councillor Kendrick	April to June
Councillor Johnson	July to September
Councillor Shore	October to December



# THE CITY OF DAWSON

## *Single Use Plastics Bylaw*

Bylaw No. 2019-10

**WHEREAS** section 265 of the *Municipal Act*, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes respecting

- (a) Nuisance, unsightly property, noise and pollution and waste in or on public or private property;
- (b) Businesses, business activities and persons engage in business and the enforcement of bylaws

**THEREFORE**, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS:**

### **PART I - INTERPRETATION**

#### **1.00 Short Title**

1.02 This bylaw may be cited as the ***Single Use Plastics Bylaw***.

#### **2.00 Purpose**

2.01 The purpose of this bylaw is

- (a) to regulate the business use of single use plastics to reduce the creation of waste and associated municipal costs,
- (b) to better steward municipal property, including sewers, streets and parks, and
- (c) to promote responsible and sustainable business practices that are consistent with the values of the community.



# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

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# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

### 3.00 Definitions

#### 3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "business" means
  - I. any commercial, merchandising, or industrial activity or undertaking, or
  - II. any profession, trade, occupation, calling or employment, or
  - III. any activity providing goods or services for the purpose of gain or profit.
- (d) "checkout bag" means:
  - I. any bag intended to be used by a customer for the purpose of transporting items purchased or received by the customer from the business providing the bag; or
  - II. bags used to package take-out or delivery of food and includes Paper Bags, Plastic Bags, or Reusable Bags;
- (e) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (f) "city" means the City of Dawson;
- (g) "council" means the Council of the City of Dawson.
- (h) "paper bag" means a bag made out of paper and containing at least 40% post-consumer recycled paper content, and displays the words "recyclable" and "made from 40% post-consumer recycled content" or other applicable amount on the outside of the bag but does not include a Small Paper Bag;
- (i) "plastic drinking straw" means a tube made of plastic, including biodegradable or compostable plastics, used to transfer a beverage from a container to the mouth of the individual drinking the beverage by suction;
- (j) "plastic utensils" means cutlery made of plastic provided with the intention of a single use to consume food



# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

- (k) “plastic bag” means any bag made with plastic, including biodegradable plastic or compostable plastic, but does not include a Reusable Bag;
- (l) “plastic take-out container” means any container made out of plastic, including biodegradable plastic or compostable plastic intended to transport prepared food and beverages as a takeout container
- (m) “polystyrene foam containers” means single use containers intended to transport prepared food and beverages as a takeout container
- (n) “reusable bag” means a bag with handles that is for the purpose of transporting items purchased by the customer from a Business and is
  - (a) designed and manufactured to be capable of at least 100 uses; and
  - (b) primarily made of cloth or other washable fabric;
- (o) “small paper bag” means any bag made out of paper that is less than 15 centimeters by 20 centimeters when flat.

## PART II – APPLICATION

### 4.00 Checkout Bag and Take-out Container Regulation

- 4.01 Except as provided in the Bylaw, no Business shall provide a customer with any of the following items;
  - (a) checkout bag
  - (b) plastic drinking straw
  - (c) plastic utensils
  - (d) plastic or polystyrene foam take out containers or cups
- 4.02 A Business may provide a Checkout Bag to a customer only if:
  - (a) The customer is first asked whether they need a bag;
  - (b) The bag provided is a Paper Bag or a Reusable Bag
- 4.03 For certainty, no Business may;
  - (a) Sell or provide to a customer a Plastic Bag;
- 4.04 No Business shall deny or discourage the use by a customer of their own Checkout Bag for the purpose of transporting items purchased or received by the customer from the Business or discourage the use of the customers own plastic drinking straw.



# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

- 4.05 A Business may provide a Checkout Bag if:
- (a) the Business meets the requirements of section 4.02;
  - (b) the bag has already been used by a customer; and;
  - (c) the bag has been returned to the Business for the purpose of being re used by another customer
- 4.06 A Business may provide a plastic drinking straw if:
- (a) For accessibility reasons, the customer requires a straw to consume a beverage and would not be able to if they were not provided a straw.
  - (b) The beverage being provided is such that it could not reasonably be consumed by means other than a straw.

### 5.00 Exemptions

- 5.01 Section 4.00 does not apply to Small Paper Bags used to:
- (a) Package loose bulk items such as fruit, vegetables, nuts, grains, or candy;
  - (b) Package loose small hardware items such as nails and bolts;
  - (c) Wrap flowers or potted plants;
  - (d) Protect prepared foods or bakery goods that are not pre-packaged;
  - (e) Contain prescription drugs received from a pharmacy;
- 5.03 Section 4.00 does not apply to Plastic Bags or Plastic Take-Out Containers required to:
- (a) Contain or wrap frozen foods, meat , poultry, or fish, whether pre-packaged or not;
  - (b) Contain foods as required for general food safe packaging
- 5.02 Section 4.00 does not limit or restrict the sale of bags, including Plastic Bags, intended for use at the customer's home or business, provided that they are sold in packages or multiple bags
- 5.03 Section 4.00 does not limit or restrict the sale of Plastic Drinking Straws intended for use in the customer's home, provided they are sold in packages of multiple straws.

### 6.00 Offence

- 6.01 A person who commits an offence and is subject to the penalties imposed by this Bylaw if that person,



# THE CITY OF DAWSON

## *Single Use Plastics Bylaw*

Bylaw No. 2019-10

- (a) Contravenes a provision of the Bylaw, or;
- (b) Consents to, allows, or permits an act or thing to be done contrary to this Bylaw,

6.02 Each instance that a contravention of a provision of the Bylaw occurs and each day that a contravention continues shall constitute a separate offence.

### **7.00 Penalties**

- 7.01 Any person who fails to comply with the requirements of this bylaw commits an offence and is liable, upon summary conviction, to:
- (a) a voluntary fine under section 20 of the Summary Convictions Act, issued in respect of an offence specified in Appendix "A" attached hereto and forming part of this bylaw;
  - (b) a fine not less than five hundred dollars (\$500.00) where proceedings are commenced pursuant to the Summary Convictions Act of the Yukon.



# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

### PART III – FORCE AND EFFECT

#### 8.00 Severability

8.02 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

#### 9.00 Enactment

9.01 This bylaw shall come into force April 22, 2020.

#### 10.00 Bylaw Readings

Readings	Date of Reading
FIRST	October 7, 2019
SECOND	
THIRD and FINAL	

\_\_\_\_\_  
*Wayne Potoroka, Mayor*

**Presiding Officer**

\_\_\_\_\_  
*Cory Bellmore, CAO*

**Chief Administrative Officer**



# THE CITY OF DAWSON

## Single Use Plastics Bylaw

Bylaw No. 2019-10

### PART IV – APPENDIX (APPENDICES)

#### Appendix A – Voluntary Fines

Authority	Ticket Description	Fine – 1 <sup>st</sup> Offence	Fine – 2 <sup>nd</sup> and each subsequent offence
4.01	Providing a checkout bag, plastic drinking straw, plastic utensils or plastic or polystyrene take-out container to a customer except as provided in this bylaw	\$75	\$150
4.02 (b)	Providing a checkout bag that is not a paper bag or reusable bag	\$75	\$150
4.04	Discouraging the use of a customer's own reusable bag or plastic drinking straw or utensils	\$75	\$150

RECEIVED  
NOV 15 2019

**MONTHLY  
MAYOR'S / CHIEF'S  
POLICING REPORT  
October, 2019**

**Dawson City RCMP Detachment  
“M” Division Yukon**



The Dawson City RCMP Detachment responded to a total of 108 calls for service during the month of October, 2019.

<b>OCCURRENCES</b>	<b><u>October/2019</u></b>	<b><u>Year to Date 2019</u></b>	<b><u>October/2018</u></b>	<b><u>Year Total 2018</u></b>
Assaults (including common assault, assault with a weapon, assault causing bodily harm etc.)	5	61	6	69
Sexualized Assaults	0	3	1	5
Break and Enters	1	28	3	16
Thefts (all categories)	4	76	0	43
Drugs (all categories)	2	3	3	19
Cause Disturbance	8	119	1	51
Mischief	15	132	6	119
Impaired Driving	0	36	6	49
Vehicle Collisions	3	69	6	73
False Alarms	3	13	1	19
Mental Health Act	0	36	0	25
Assistance to General Public	6	40	0	43
Missing Persons (including SAR)/Requests to Locate/Well Being Checks	16	79	3	57
Other Calls for Service	45	717	90	618
Total Calls for Service	108	1412	126	1264
Total Criminal Code Charges laid	5	35	16	85
Total Territorial Act Charges ie: Liquor Act/Motor Vehicle Act	0 Liquor Act 2 Motor Vehicle Act	5 Liquor Act 13 Motor Vehicle Act	3 Motor Vehicle Act	1 Liquor Act 19 Motor Vehicle Act

	October/2019	Year to Date 2019 Total	October/2018	Year Total 2018
Prisoners held locally	4	62	4	80
Prisoners remanded	0	1	0	3
Total Prisoners	4	62	4	83

Justice Reports	October/2019	Year to Date 2019	October/2018	Year Total 2018
Victim Services Referrals Offered	5	40	4	45
Youth Diversions	0	2	n/a	n/a
Adult Diversions	0	1	n/a	n/a

**Annual Performance Plan (A.P.P.'S) Community Priorities**

Community approved priorities are:

- (1) Substance Abuse
- (2) Road Safety
- (3) Youth Initiatives
- (4) Attendance at THFN and Community Events
- (5) Restorative Justice

(1) Substance Abuse

As the tourist season is now complete and the weather has begun to change, the RCMP members in Dawson have focused on conducting late night/early morning patrols near the bars. These patrols take place on the main streets and alleys and focus on ensuring the safety of the public and ensuring that intoxicated people get home safely. Several courtesy rides were provided to the public this month.

(2) Road Safety

As the light begins to fade and the roads begin to get icy and snowy, the detachment turns their focus to early morning school zone patrols. During the month of October, several early morning and afternoon school zones patrols were conducted. Radar was used as a tool to ensure speed compliance within the school zone. The school zone pickup area was also an area of focus.

On Halloween, Cst Popescul and Cst Tremblay drove around and handed out candy to the young trick or treaters in town. Police presence was key to ensure that all users of the roadway were aware that the police were out in effort to provide safety to the children and parents walking from house to house. Thankfully, no infractions were noted the entire evening.

On two separate occasions, vehicles were pulled over at night time with their vehicle or their trailers lights not working. This becomes very dangerous when it is snowing as limited visibility can often result in a serious collision.

### (3) Youth Initiatives

All Detachment members have made a conscious effort to connect with the local youth. Members have made a point in getting into the school to speak with students, attend activities, and to simply walk around and pop into classrooms.

Cst Tower has continued his Wednesday lunch duty at RSS. Cst Tower has also attended several other events including, the inter-agency Youth Council Meeting where Dawson City youth were able to identify concerns they are experiencing and he international day of girl celebration at KIAC.

Cst Perry was also very active with the Youth in October. Cst Perry attended the school on several occasions for general walk arounds and to discuss the National Youth Services with the Principal. Cst Perry attended a coaching meeting to start coaching the Dawson City Bantam hockey team.

### (4) Attendance at THFN and Community Events

Cst Tower attended the cross country ski trails at Moose Mountain to assist the Klondike Active Transport and Trails Society with brushing the trails.

Cst Perry and Andrea Magee called Elder's Bingo.

Numerous detachment members made themselves present during the Dawson City Invitational Volleyball tournament. Cst Popescul and Cst Boyko attended the Dance that was put on for the volleyball tournament at the TH Hall.

Sgt Morin attended the TH First Hunt at Cache Creek. Sgt Morin assisted kids at the gun range and helped by providing his expertise on the handling and shooting of firearms. A lot of the kids seemed to really grasp the concept of safe firearms handling.

(5) Restorative Justice

Three files have proceeded through post-charge diversion.

**Fun Fact**

*On October 14<sup>th</sup>, 1874, the North West Mounted Police start building a post on the Old Man River in Alberta. It is the first police post made of cottonwood logs plastered with clay and contains barracks, stables, a hospital and a blacksmiths shop. The new fort is named Fort Macleod, after Assistant NWMP Commissioner James F. Macleod.*

*“Dawson City RCMP respectfully acknowledges that we work within the Traditional Territory of the Tr'ondek Hwech'in First Nation.”*

Kindest regards,



Cst. Lee POPESCU

For

Sgt. Rob MORIN

Dawson City RCMP-GRC  
Box 159  
Dawson City, Yukon  
Y0B 1G0  
/am



---

P.O. BOX 338 902 THIRD AVENUE DAWSON CITY, YUKON Y0B 1G0  
PHONE: (867) 993-5451 E-MAIL: [eldorado@ykn.net.ca](mailto:eldorado@ykn.net.ca) WEBSITE: [www.eldoradohotel.ca](http://www.eldoradohotel.ca) FAX: (867) 993-5256

November 24<sup>th</sup>, 2019

Via Fax & Email

2 pages

City Council  
City of Dawson  
P.O. Box 308  
Dawson City, Yukon  
Y0B 1G0

Dear Mayor & Councillors,

On November 21 there was a power outage. I was at my home at 1042 6th Ave at the kitchen sink when the power went out. The water flow reduced to a trickle in a matter of seconds. An interruption in the water service is not a mere inconvenience for our business. Water service interruptions create problems that has damaged our hotel's dish washers.

The City's old water system had a diesel-powered pump programmed to start automatically in the event of a power failure to maintain water flows. I assume that our new multi-million dollar water plant incorporates such back-up to maintain the service in the event of a power failure.

I am aware that the City does not guarantee "an uninterrupted supply of water" and a "constant or a specific water pressure" (Bylaw #11-03, s. 3. 4) a) and b)), but that section refers specifically to Canadian Drinking Water Standards. However, our water service does not merely provide drinking water; it is essential to the community's fire protection.

Council has recognized the gravity of a hydrant being unusable with the requirement that the Fire Department "shall be notified immediately when any fire hydrant is determined to be in a condition that would render it unusable for fire fighting purposes" (Bylaw #13-02 s. 18.02).

In the event of a power failure, what provision does Council have to "immediately" notify the Fire Department that all of the City's fire hydrants are effectively unusable?

Page 2

The Canadian Fire Underwriters are quite specific on this subject. Their document 'Water Supply for Public Fire Protection, 1999' states as follows:

"The possibility of power systems or network failures affecting large areas should be considered. In-plant auxiliary power or internal combustion driven standby pumping are appropriate solutions to these problems in many cases, particularly in small plants where high pumping capacity is required for fire protection service. When using automatic starting, prime 'movers' for auxiliary power supply and pumping should have controllers listed by Underwriters' Laboratories of Canada to establish their reliability."

The City cannot afford to maintain a water system incapable of maintaining secure fire flows in the event of a power failure. If known to the insurance industry, such a condition would have a devastating impact on the cost of fire insurance for all properties in Dawson City; it may go so far as to render some properties ineligible for fire insurance. It may also jeopardize any future insurance claims, should the insurer determine that the City failed to maintain its water supply infrastructure to Fire Underwriters' standards.

I am requesting that Council:

- a) confirm to me, in writing, which appropriate measures have been, or are being taken to ensure the continuity of the municipal water supply in the event of a power failure, and
- b) confirm to me, in writing, to make the necessary amendments to Bylaw #11-03 to limit the application of s.3. 4) and b).

Thank you.

Yours truly,



Peter Jenkins

CC: Fire Chief

City of Dawson

Superintendent of Public Works

City of Dawson

**MINUTES OF COMMITTEE OF WHOLE MEETING CW19-28** of the council of the City of Dawson called for 7:00 PM on Wednesday, November 6, 2019 in the City of Dawson Council Chambers.

---

**PRESENT:** Mayor Wayne Potoroka  
Councillor Stephen Johnson  
Councillor Bill Kendrick  
Councillor Molly Shore

**REGRETS:** Councillor Natasha Ayoub

**ALSO PRESENT:** CAO Cory Bellmore  
EA Heather Favron  
CDO Clarissa Huffman

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**Agenda Item:** Call to Order

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The Chair, Wayne Potoroka called the meeting to order at 7:00 p.m.

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**Agenda Item:** Agenda

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**CW19-28-01** Moved by Mayor Potoroka, seconded by Councillor Johnson that the agenda for committee of the whole meeting #CW19-28 be accepted as presented. Carried 4-0

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**Agenda Item:** Public Hearing

---

a) Consolidation Application RE: Lots 1 & 2, Block 7, Day Addition

The Chair called for submissions.

The Chair called for submissions a second time.

The Chair called for submissions a third and final time, and hearing none declared the Public Hearing closed.

---

**Agenda Item:** Adoption of the Minutes

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a) Committee of Whole Meeting Minutes CW19-26 of October 23, 2019

**CW19-28-02** Moved by Councillor Shore, seconded by Councillor Kendrick that the minutes of committee of the whole meeting #CW19-26 of October 23, 2019 be accepted as presented. Carried 4-0

---

**Agenda Item:** Business Arising from the Minutes

---

Page 2: Committee requested an update regarding contacting Property Assessment. The CAO informed the committee that Property Assessment provided a two-sheet explanation on assessments and they will also be including an insert with the assessment notices going out late this year.

Page 3: In regards to the land disposition in Callison Industrial subdivision, the committee noted the YESAB process has been extended a draft letter has been circulated to council for comment.

The committee recommended council ask Administration to review the budget to see if any funds are available for purchasing local art for the city offices.

---

**Agenda Item:** Special Meeting, Committee, and Departmental Reports

---

a) Request for Decision RE: Council Appointments

**CW19-28-03** Moved by Mayor Potoroka, seconded by Councillor Johnson that Committee of the Whole forwards the following recommendation to council that council hereby Appoint / reappoint Councillor Kendrick as council's representative for the Klondike Visitors Association (KVA) Board for a one-year term.  
Appoint / reappoint Councillor Shore as council's representative for the Association of Yukon Communities (AYC) Board for a one-year term.  
Reappoints Colm Cairns as council's appointee for the Klondike Development Organization Board. Carried 4-0

b) Request for Decision RE: Official Community Plan Amendment Application #18-140 & Zoning Bylaw Amendment Application #18-141

**CW19-28-04** Moved by Councillor Johnson, seconded by Councillor Shore that committee of whole recommend council:

1. Not forward areas 1, 2, or 3 for amendment.
2. Forward area 4 for first reading of a bylaw to amend from Future Planning to Industrial.
3. Forward area 5 for first reading of a bylaw to amend from Parks and Greenspace to Industrial.
4. Recommendation 2 and 3 are subject to the following conditions:
  - 4.1. Prior to third and final reading of an OCP or ZBL amendment, a legal agreement between the City of Dawson and the proponent shall be ratified indicating that subsurface rights to Areas 4 and 5 will be relinquished on or before August 2, 2027. Carried 4-0

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**Agenda Item:** Bylaws and Policies

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a) Official Community Plan Bylaw #2018-18 & Zoning Bylaw #2018-19 RE: Annual Review

**CW19-28-05** Moved by Mayor Potoroka, seconded by Councillor Shore that committee of whole recommends

- 1.1 an Official Community Plan (OCP) amendment be forwarded to Council for first reading, as outlined in the report presented.
- 1.2. a Zoning Bylaw (ZBL) Amendment be forwarded to Council for first reading, as outlined in the report presented.

Carried 3-1

b) Heritage Bylaw #2019-04

**CW19-28-06** Moved by Councillor Shore, seconded by Councillor Kendrick that committee of whole forwards the Heritage Bylaw to council with a recommendation to proceed with third and final reading. Carried 4-0

---

**Agenda Item: In Camera Session**

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- CW19-28-07** Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole move into a closed session for the purposes of discussing a land related matter as authorized by section 213 (3) of the Municipal Act. Carried 4-0
- CW19-28-08** Moved by Mayor Potoroka, seconded by Councillor Shore that committee of the whole reverts to an open session of committee of the whole and proceeds with the agenda. Carried 4-0
- CW19-28-09** Moved by Mayor Potoroka, seconded by Councillor Shore that committee of the whole recommends council
1. Not forward a Land Sale Bylaw disposing of W ½ Lot 10, Block LI, Ladue Estate to first reading.
  2. Forward a recommendation to Council providing subdivision authority for a boundary adjustment for Lots 8 and 9, Block LI, Ladue Estate as detailed in Scenario 2.1 of the report presented, subject to the following conditions:
    - 2.1. The proponent submits a subdivision application for a boundary adjustment and the appropriate fee.
    - 2.2. The proponent submits a Zoning Bylaw Amendment application and the appropriate fee for a site-specific zoning bylaw amendment as detailed in Option 1.1 of this report.
    - 2.3. The proponent submits access and parking details for both lots to the satisfaction of the CDO and the Public Works Superintendent.
    - 2.4. The applicant submits a Stormwater Management Plan to the satisfaction of the CDO and the Public Works Superintendent.
    - 2.5. The applicant submits a plan of subdivision completed by a certified lands surveyor drawn in conformity with the approval, including a 1.52 metre interior side-yard setback.
    - 2.6. The applicant shall, on approval of the subdivision plan by the City of Dawson, take all necessary steps to enable the registrar under the Land Titles Act to register the plan of subdivision.
    - 2.7. The subdivision plan will not be approved by the City of Dawson until third and final reading of the Zoning Bylaw Amendment. Carried 4-0

---

**Agenda Item: Adjournment**

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- CW19-28-10** Moved by Councillor Shore, seconded by Mayor Potoroka that committee of the whole meeting CW19-28 be adjourned at 9:16 p.m. with the next regular meeting of committee of the whole being November 27, 2019. Carried 4-0

**THE MINUTES OF COMMITTEE OF WHOLE MEETING CW19-28 WERE APPROVED BY COMMITTEE OF WHOLE RESOLUTION #CW19-30-02 AT COMMITTEE OF WHOLE MEETING CW19-30 OF DECEMBER 11, 2019.**

Original signed by:  
Wayne Potoroka, Chair

Cory Bellmore, CAO

# Board of Variance Minutes

WEDNESDAY, 4<sup>th</sup> of September 2019

21:00

City Council Chambers

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**Meeting Type:** Regular

**Meeting:** # BOV 19-06

**Facilitators:** Libby Macphail

**Attendees:** Jim Williams (chair), Angharad Wenz, Eve Dewald, Dylan Meyerhoffer

**Regrets:** Patrik Pikálek

Meeting Called to order at 20:34

## Minutes

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**Agenda Item:** Agenda Adoption

**Presenter:** Jim Williams

**Resolution:** #19-06-01

**Second:** Angharad Wenz

THAT the Agenda for Board of Variance Meeting BOV 19-04 be accepted as **presented**.

**Discussion:** None.

**Votes For:** 4

**Votes Against:** 0

**Abstained:** 0

CARRIED

---

**Agenda Item:** Conflict of Interest

**Discussion:** None.

---

**Agenda Item:** Committee of the Whole

**Presenter:** n/a

**Resolution:** 19-06-02

**Second:** n/a

**Discussion:** None.

**Votes For:** 4

**Votes Against:** 0

**Abstained:** 0

---

**Agenda Item:** Delegations

**Presenter:** Jim Williams

**Resolution:** 19-06-03

**Second:** Angharad Wenz

**Discussion:**

- Ludger Borste regarding Variance Application #19-112.

---

**Agenda Item:** Business Arising from Delegations

**Presenter:** Jim Williams

**Resolution:** 19-06-04

**Second:** Angharad Wenz

**Discussion:**

- Ludger Borste discussed the events of his lot to the Board in regards to his variance application. Initially, the delegate was only able to determine one property pin on the lot due to the derelict nature of the property. The delegate tried to ascertain the dimensions to the best of his ability. As he restored the historic house, he was better able to understand its location on the lot in relation to other structures. There is a disconnect between the 10' setback required by the Zoning By-Law and the building code, as all work done by the delegate meets building code requirements.

---

**Agenda Item:** Revert to BOV  
**Resolution:** 19-06-05

**Presenter:** Jim Williams  
**Seconder:** Angharad Wenz

**Discussion:** None.

**Votes For:** 4

**Votes Against:** 0

**Abstained:** 0

CARRIED

---

**Agenda Item:** Adoption of Minutes  
**Resolution:** #19-06-06

**Presenter:** Jim Williams  
**Seconder:** Angharad Wenz

THAT the minutes for Board of Variance Meeting BOV 19-05 be accepted as presented.

**Discussion:** None

**Votes For:** 4

**Votes Against:** 0

**Abstained:** 0

CARRIED

---

**Agenda Item:** Applications  
**Resolution:** #19-06-05

**Presenter:** Jim Williams  
**Seconder:** Angharad Wenz

THAT Application #19-112 V1; Variance for the interior parcel line setback be approved as the variance passes the four tests, but V2; variances for the setbacks between structures be denied as it does not pass the first or second test of variance outlined in the Municipal Act Section 307.

**Discussion:**

- **V1; variance for the interior parcel line setback**
  - The unusual condition is the result of the applicant's or the property owner's action
    - The historic house is the unusual condition on the lot. The placement of the historic house close to the interior side lot line is not the result of the applicant's action.
  - The adjustment requested would constitute a special privilege inconsistent with the restrictions on the neighbouring properties in the same district
    - The variance for the interior side lot line would not constitute a special privilege, as the house existed before most houses in the neighbourhood and no Zoning Bylaw existed at the time.
  - The variance or exemption would be contrary to the purposes and intent of the official community plan or zoning bylaw and would injuriously affect the neighbouring properties
    - OCP: The following long-term goals are applicable to this variance: "Protect heritage resources". This variance to reduce the required interior side setback distance would help protect this heritage house, as it would remove the legally non-conforming status of the structure and allow the applicant to continue with restoration work.



**Agenda Item:** Applications  
**Resolution:** #19-06-06

**Presenter:** Jim Williams  
**Second:** Angharad Wenz

THAT Application #19-117 be denied as it does not pass the first test of variance outlined in the Municipal Act Section 307.

**Discussion:**

- The unusual condition is the result of the applicant's or the property owner's action
  - The property owner built the addition in a manner that causes the buildings to encroach upon the minimum setback distance between structures and did not report the location of the shed on the site plan. Therefore, the unusual condition is the result of the applicant's action.
- The adjustment requested would constitute a special privilege inconsistent with the restrictions on the neighbouring properties in the same district
  - Neighbouring properties are zoned C1- Commercial. Side setbacks in this zone are set at 0', and because of this, buildings that are on separate properties can sit side by side. Therefore, this would not constitute a special privilege.
- The variance or exemption would be contrary to the purposes and intent of the official community plan or zoning bylaw and would injuriously affect the neighbouring properties
  - OCP- The following long-term goals are applicable to this variance: "Strive to use a highest and best use approach", "Protect heritage resources", and "showcase Dawson City gold rush history" The historic structures on the lot are approximately 100 years old and have been well maintained in the Dawson Style, and have been adapted to a modern day office use.
  - ZBL- The purpose of the zoning bylaw is to provide "orderly, efficient, economic, environmentally and socially responsible development" (ZBL, pg. 1). This variance is not contrary to this purpose. The lot is zoned C1 and all structure on the lot are permitted uses. The purpose of the 10 ft. setback is to ensure compliance with the building code and ensures structures maintain a safe distance from each other. However, administration has heard conflicting information regarding whether or not this 10 ft. setback does align with the building code. Administration has reached out to Andy Isaac, the building inspector, to confirm this, and will look further into this possible discrepancy.
- The variance or exemption would allow a change to a use that is not similar to a permissible use in the area
  - There is no change in the use.

**Votes For:** 4

**Votes Against:** 0

**Abstained:** 0

CARRIED

---

**Agenda Item:** Adjournment  
**Resolution:** #19-06-07

**Presenter:** Jim Williams  
**Second:** Angharad Wenz

That Board of Variance meeting BOV 19-06 be adjourned at 20:58 hours on the 4<sup>th</sup> of September, 2019.

**Discussion:** None.

**Votes For: 4**

**Votes Against: 0**

**Abstained: 0**

CARRIED

# Committee Minutes

WEDNESDAY October 16 2019  
19:00  
Council Chamber

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**Meeting Type:** Regular **Meeting: #** HAC 19-18  
**Facilitators:** Libby Macphail  
**Attendees:** Jim Williams (chair), Dylan Meyerhoffer, Angharad Wenz, Patrik Pikálek, Eve Dewald.  
**Regrets:** none.  
Meeting Called to order at 19:04

## *Minutes*

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**Agenda Item:** Agenda Adoption **Presenter:** Jim Williams  
**Resolution:** #19-18-01 **Second:** Angharad Wenz

THAT the Agenda for Heritage Advisory Committee Meeting HAC 19-17 has been adopted as amended.

**Discussion:**

None.

Votes For: 5

Votes Against: 0

Abstained: 0

CARRIED

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**Agenda Item: Conflict of Interest**

**Discussion:** None.

---

**Agenda Item: Committee of the Whole**

**Resolution:** #19-18-02

THAT the Heritage Advisory Committee move into the Committee of the Whole to hear delegations.

**Discussion:**

- None.

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**Agenda Item: Revert to Heritage Advisory Committee**

**Resolution:** #19-18-03

**Presenter:** Jim Williams

**Second:** Angharad Wenz

THAT the Committee of the Whole revert to the Heritage Advisory Committee.

**Discussion:** None.

---

**Agenda Item: Adoption of the Minutes**

**Resolution:** #19-18-04

**Presenter:** Jim Williams

**Second:** Angharad Wenz

THAT the Minutes for HAC meeting 19-17 are accepted as presented.

**Discussion:**

- None.

Votes For: 5

Votes Against: 0

Abstained:0  
CARRIED

---

**Agenda Item: Business Arising from the Minutes**

**Resolution: #19-18-05**

**Presenter:** Jim Williams

**Secunder:** Angharad Wenz

**Discussion:**

- Ludger Borste re: 10 ft. setbacks.
    - Ludger Borste’s variance appeal was accepted by Council. This process will enable administration to take a look at the 10 ft. setback distance. Undue hardship is often met by proponents in trying to meet the distance, especially when heritage resources are involved.
  - TH Youth Centre
    - The TH Youth Centre is currently tabled by the committee pending new drawings from the proponent. The committee wanted to emphasize that a log façade is acceptable, but historic corners are preferred and the structure would need to be more historically proportional (taller rather than wider). The Second Ave streetscape is very important to the committee, and the building being setback from the street is not ideal.
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**Agenda Item: Applications: #19-121**

**Resolution: #19-18-06**

**Presenter:** Jim Williams

**Secunder:** Angharad Wenz

THAT the Heritage Advisory Committee moves to approve amendments to development permit application #19-121, subject to the following conditions

**Discussion:**

- The South facing façade of the wall should be board and batten or cove siding to blend in with the log cabin and existing cabin. The edges should have trim, and in general, should blend in so that it isn’t obvious an intervention took place.
- If the façade must be tin due to building code regulations, trim should still be added to finish the project.

Votes For: 5

Votes Against: 0

Abstained:0  
CARRIED

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**Agenda Item: Applications: #19-140**

**Resolution: #19-18-07**

**Presenter:** Jim Williams

**Secunder:** Angharad Wenz

THAT the Heritage Advisory Committee moves to approve development permit amendment #19-140.

**Discussion:**

- The committee is satisfied with the design of the fence.
- The committee has indicated a preference for a visually appealing gate along Second Avenue.

Votes for: 5

Votes Against: 0

Abstained: 0  
CARRIED

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**Agenda Item: Applications: #19-146**  
**Resolution: #19-18-08**

**Presenter: Jim Williams**  
**Second: Angharad Wenz**

THAT the Heritage Advisory Committee moves to approve development permit amendment #19-146.

**Discussion:**

- The siding for the arctic entrance should be board and batten or cove siding.

Votes for: 5

Votes Against: 0

Abstained: 0  
CARRIED

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**Agenda Item: Reports**  
**Resolution: #19-18-09**

**Presenter: Jim Williams**  
**Second: Angharad Wenz**

THAT the Heritage Advisory Committee receives the Cassiar Building Timeline report as information.

**Discussion:**

- The committee appreciates everyone's effort to bring the following information together.
- Administration will be following up with the proponent's shortly.

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**Agenda Item: New Business**  
**Resolution: #19-18-10**

**Presenter: Jim Williams**  
**Second: Angharad Wenz**

THAT the Heritage Advisory Committee moves to select a new meeting time, as Council has moved their meeting dates to Wednesdays at 7PM.

**Discussion:**

- The committee will find a meeting date via email, to allow for members to look at their schedules closer.

TABLED

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**Agenda Item: Information**  
**Resolution: #19-18-11**

**Presenter: Jim Williams**  
**Second: Angharad Wenz**

**Discussion:**

- The Tin Warehouse on Third Avenue
  - The owners are currently using it for storage and they want to stabilize it. They have not indicated that they will be doing anything else at this time. The committee views the warehouse as integral to the Third Avenue Streetscape.
- The Mueller Electric Building/Transportation Building
  - The Mueller building will be moved in the spring. The Transportation building currently does not have any plans that the committee is aware of. These are buildings to watch and urge owners to protect.

**Agenda Item: Adjournment**

**Resolution: #19-18-12**

**Presenter: Jim Williams**

**Seconded: Angharad Wenz**

That Heritage Advisory Committee meeting HAC 19-18 be adjourned at 20:10 hours on the 17<sup>th</sup> of October, 2019.

**Discussion: None.**

**Minutes accepted on: HAC 19-19 on November 6, 2019**

