

REPORT

Climate Action, Planning and Development

To: Mayor Cote and Members of Council **Date:** June 30, 2022

From: Emilie K. Adin, MCIP **File:** HER00510
Director of Climate Action, Planning and
Development

Item #: 2022-515

Subject: **Heritage Revitalization Agreement: 514 Carnarvon Street - Clerical Correction**

RECOMMENDATION

THAT Council rescind second reading of Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022;

THAT Council amend Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022 by inserting the Heritage Conservation Plan prepared by Donald Luxton and Associates dated October 2021 as Appendix 3 of Schedule A to the Bylaw; and

THAT Council consider second and third readings of Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022, as amended.

PURPOSE

To provide Council with background on a clerical correction to Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022.

EXECUTIVE SUMMARY

Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022 as presented to Council on June 13, 2022 included a clerical error in that the Heritage Conservation Plan was not attached to the Agreement authorized by and attached to the bylaw.

As such, staff are recommending that Council rescind second reading of the bylaw in order to amend it to include the Heritage Conservation Plan prepared by Donald Luxton and Associates dated October 2021 (Attachment 1) as intended, and then consider Second and Third readings of the Bylaw as amended.

Section 470 (1)(b) of the Local Government Act allows municipalities to alter and then adopt the bylaw considered at a Public Hearing following the hearing, so long as the land use is not amended nor density increased or decreased without the owner's consent. This clerical correction would not change use or density.

The Conservation Plan that would be attached to the bylaw with this amendment is very similar to an earlier draft presented to the Community Heritage Commission (CHC) on April 4, 2018. Information was updated following engagement with First Nations. The final heritage-palette colour scheme was also determined. Additionally, there were five minor formatting revisions, and general minor language changes which strengthened the commitments in the plan (e.g. "would consider" changed to "will"). The differences between the CHC version and the final Heritage Conservation Plan are summarized in Attachment 2.

OPTIONS

The following options are provided for Council's consideration:

1. That Council rescind second reading of Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022;
2. That Council amend Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022 by inserting the Heritage Conservation Plan prepared by Donald Luxton and Associates dated October 2021 as Appendix 3 of Schedule A to the Bylaw;
3. That Council consider second and third readings of Heritage Revitalization Agreement Bylaw (514 Carnarvon Street) No. 8089, 2022, as amended; or
4. That Council provide staff with alternative direction.

Staff recommends Options 1 through 3.

ATTACHMENTS

Attachment 1: Heritage Conservation Plan prepared by Donald Luxton and Associates dated October 2021

Attachment 2: 514 Carnarvon Street – Holy Trinity Cathedral Summary of Revision to Conservation Plan

APPROVALS

This report was prepared by:

Michael Watson, Acting Supervisor of Development Planning

This report was reviewed by:

Craig MacFarlane, Manager of Legal Services

This report was approved by:

Emilie K. Adin, Director of Climate Action, Planning and Development

Lisa Spitale, Chief Administrative Officer