

CITY OF KELOWNA  
REGULAR COUNCIL AGENDA  
COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

**MONDAY, MAY 7, 2001**

1:30 P.M.

1. CALL TO ORDER

2. Councillor Shepherd to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Beryl Itani, Emergency Services Director re: Emergency Preparedness Week – May 7-13, 2001

3.2 Kelowna Art Gallery re: State of the Art Gallery

4. PLANNING

4.1 Planning & Development Services Department, dated May 2, 2001 re: Rezoning Application No. Z01-1011 – Eileen Powell (Henk Van Gurp, Guhue & Van Gurp) – 2830 East Kelowna Road (3360-20; S01-011)  
*To rezone a portion of the property from A1 – Agriculture 1 to RR1 – Rural Residential 1 to facilitate the creation of a 1.3 ha rural residential single family lot.*

4.2 Director of Planning & Development Services, dated April 12, 2001 re: Program for Seasonal Extension for Sidewalk Cafes (6530-12)  
*Approval of Terms of Reference to continue to allow businesses engaged in food and beverage service to use parking spaces immediately in front of their place of business to construct a patio, during the period of May 15 to October 15, 2001.*

4.3 Director of Planning & Development Services, dated May 3, 2001 re: Private Moorage Referral – Tescon Developments (6470-20)  
*Authorization to advise B.C. Assets & Lands that the City of Kelowna supports granting a License of Occupation to Tescon Developments for construction of a shared moorage with a single point of access for the parcel of land located at 4566 Fuller Road, and direction for staff to prepare a policy for dealing with strata development requests for shared moorage.*

5. BYLAWS (ZONING & DEVELOPMENT)

**(BYLAWS PRESENTED FOR ADOPTION)**

5.1 Bylaw No. 8582 (Z00-1010) – Okana Masonry Ltd. (Emil Anderson Construction Co. Ltd./Mike Jacobs) – 5111 Killdeer Road  
*To rezone the property from A1 – Agriculture 1 to RU1 – Large Lot Housing, RU2 – Medium lot Housing, RU5 – Bareland Strata Housing and P3 – Parks and Open Space to permit the development of a residential subdivision within Neighbourhood Two in the Southwest Mission consisting of approximately 82 single family lots, 22 single family bareland strata lots and related parks and open spaces.*

5. BYLAWS (ZONING & DEVELOPMENT) – Cont'd

**(BYLAWS PRESENTED FOR ADOPTION) – Cont'd**

- 5.2 Bylaw No. 8629 (TA01-001) – City of Kelowna Zoning Bylaw Text Amendment to the RR3/RR3s – Rural Residential 3 and RR3s – Rural Residential 3 with Secondary Suite zones  
*To clarify the maximum height for accessory buildings containing a secondary suite.*

6. REPORTS

- 6.1 City Manager, dated April 23, 2001 re: 2001 Financial Plan – Amendment No. 2 (B/L 8683; 1700-20)  
*To approve formulation of 2001 property tax rates to raise \$56,274,000 from general taxation resulting in an average net property owner impact of 1.86%.*
- 6.2 Facilities & Stadiums Supervisor, dated May 2, 2001 re: Stadium Lease Agreements (2380-20-776)  
*Authorization to execute a 5-year lease with the Kelowna Major Men's Fastball Association for use of King Stadium, and to execute a 3-year lease with Kelowna Falcons Baseball for use of Elks Stadium.*
- 6.3 Acting-Recreation Manager, dated April 30, 2001 re: Master Joint Development and Joint Use Agreement (0490-20)  
*Approval of a 5-year Master Joint Development and Joint Use Agreement between the City and the School District.*
- 6.4 Acting-Recreation Manager, dated April 30, 2001 re: Joint Development and Joint Use Agreements (Various) (0490-20)  
*Approval of a 5-year lease with the School District for a property on Stewart Road for a future Crawford Elementary School site; and a 5-year renewal of the Joint Development and Joint Use Agreement with the School District for South Kelowna Elementary School and Centennial Park.*

7. RESOLUTIONS

- 7.1 Draft Resolution re: Electronic Hand-Held Bingo Units – Dabbers Bingo Hall (0230-01)

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

**(BYLAWS PRESENTED FOR FIRST THREE READINGS)**

- 8.1 Bylaw No. 8666 – Road Exchange Bylaw  
*To dispose of a portion of lane between Harvey and Leon Avenues in exchange for a portion of Ethel and Harvey Avenue frontage from abutting lots.*
- 8.2 Bylaw No. 8669 – Parking Reserve Fund Expenditure Bylaw, 2001 requires 2/3 majority vote of Council (6)  
*To authorize the expenditure of monies in the Parking Reserve Fund for 2001.*
- 8.3 Bylaw No. 8670 – Development Cost Charge Reserve Fund Expenditure Bylaw, 2001 requires 2/3 majority vote of Council (6)  
*To authorize the expenditure of monies in the Development Cost Charge Reserve Fund for 2001.*

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT) – Cont'd

**(BYLAWS PRESENTED FOR FIRST THREE READINGS)** – Cont'd

- 8.4 Bylaw No. 8671 – Capital Works, Machinery & Equipment Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Capital Works Machinery & Equipment Reserve Fund for 2001.*
- 8.5 Bylaw No. 8672 – Sale of City-Owned Land Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Sale of City-Owned Land Reserve Fund for 2001.*
- 8.6 Bylaw No. 8681 – Tax Structure Bylaw, 2001  
*To divide the City into two taxation areas with all lands and improvements thereon assessed as "Farm" being Taxation Area 1 and all lands and improvements thereon not included in Taxation Area 1 being Taxation Area 2.*
- 8.7 Bylaw No. 8682 – Annual Tax Rates, 2001  
*To establish the general municipal, debt, hospital and regional district tax rates for 2001.*
- 8.8 Bylaw No. 8683 – Amendment No. 2 to Five Year Financial Plan, 2001 to 2005, Bylaw No. 8628  
*To amend the Financial Plan Bylaw to reflect changes from Final Budget.*

**(BYLAWS PRESENTED FOR ADOPTION)**

- 8.9 Bylaw No. 8547 – Amendment No. 1 to City of Kelowna Unsightly Premises and Visual Nuisance Bylaw No. 8217  
*To revise the definitions in the bylaw for "derelict motor vehicle" and "discarded material".*
- 8.10 Bylaw No. 8674 – Amendment No. 10 to Local Improvement Charges Bylaw No. 6600-90  
*For recovery of costs for installation of underground wiring.*
- 8.11 Bylaw No. 8675 – Amendment No. 14 to City of Kelowna Dog Regulation and Impounding Bylaw No. 5880-88  
*To revise the bylaw to clarify the issue of impounding dogs on private properties and bring the City's legislation in line with that of the Regional District of Central Okanagan.*
- 8.12 Bylaw No. 8679 – Amendment No. 2 to Five Year Financial Plan Bylaw, 2000-2004, No. 8538  
*To amend the Financial Plan Bylaw to reflect changes in the Operating Budget and Capital Expenditure Program for 2000.*

9. COUNCILLOR ITEMS

10. TERMINATION