

Regular Meeting – P.M.

February 18, 2002

A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Monday, February 18, 2002.

Council members in attendance were: Deputy Mayor C.B. Day, Councillors A.F. Blangleil, R.D. Cannan, B.A. Clark, B.D. Given, R.D. Hobson, J.D. Nelson and S.A. Shepherd.

Council members absent: Mayor Walter Gray.

Staff members in attendance were: City Manager, R.A. Born; City Clerk, D.L. Shipclark; Director of Planning & Development Services, R.L. Mattiussi*; Current Planning Manager, A.V. Bruce*; Planner-Long Range, G. Routley*; Inspection Services Manager, K. Skinner*; Roadways Engineer, G. Parker*; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. CALL TO ORDER

Deputy Mayor Day called the meeting to order at 1:30 p.m.

2. Councillor Nelson was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Kelowna Heritage Foundation re: Announcement of 2001 Kelowna Heritage Foundation Grant Recipients and Heritage Week Events – February 18-24, 2002

Dorothy Zoellner/Alice Lundy, Okanagan Historical Society:

- Presented photographs showing some of the historical background of industry and innovation in Kelowna, in keeping with this year's theme of industrial heritage.

Michael Hill, President, Kelowna Heritage Foundation:

- Plaques will be presented to the following recipients of grants used for home restorations. The plaques provide some history of the building and are affixed to the building:
 - Martin Johnson, 830 Bernard Avenue
 - Barbara Pollard, 250 Leathead Road
 - John Agassiz, 190 Vimy Avenue
 - Jeannette Mergens, 1922 Abbott Street
 - Margaret Jenei, 987 Lawrence Avenue.
- Certificates of Acknowledgement will also be presented in recognition of the following public awareness activities that were funded by the Kelowna Heritage Foundation:
 - The Downtown Kelowna Association for organizing walking programs.
 - Mr. Bill Knowles for his book entitled The Times & Tales of C.W. (Bill) Knowles;
 - The Kelowna Museum for assisting with brochures for the Heritage Walking Tours and Heritage Driving Tours;
 - The Central Okanagan Heritage Society to recognize their contribution to organizing Heritage Week 2001.

Karen Alexander, Central Okanagan Heritage Society:

- Presented the schedule of events for Heritage Week 2002.

Peter Chataway, President, Central Okanagan Heritage Society:

- Presented Deputy Mayor Day with a plaque awarded to the City of Kelowna and the Central Okanagan Heritage Society from the Heritage Society of B.C. for Outstanding Achievement in recognition of Heritage Week 2001 programs.

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4. PLANNING

- 4.1 Planning & Development Services Department, dated February 12, 2002 re: Rezoning Application No. Z01-1064 – The Good Samaritan Society (Del Juba/FWS Community Partners Inc.) – 1540 KLO Road

Staff:

- A lot line adjustment with the owner of Lot B has enabled the applicant to move the house to the rear corner of the property. This application rezones the small amount of property added to this site.

Moved by Councillor Nelson/Seconded by Councillor Given

R159/02/02/18 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of part of Lot A, D.L. 131, O.D.Y.D., Plan KAP70104, located on KLO Road, Kelowna, B.C., from the A1 – Agricultural 1 zone to the RM4 – Transitional Low Density Housing zone;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of a Development Permit on the subject property.

Carried

- 4.2 Planning & Development Services Department, dated February 13, 2002 re: Development Permit Application No. DP01-10,076 – Jabs Construction Ltd., et al (Harvey Benson) – 1260 Brookside Avenue (3060-20)

Staff:

- The applicant is seeking approval to amend the original Development Permit by adding an additional suite and increasing the total number of units in the building to 61.
- Parking would also be reconfigured slightly to meet bylaw requirements.

Moved by Councillor Given/Seconded by Councillor Shepherd

R160/02/02/18 THAT Municipal Council authorize the issuance of Development Permit No. DP01-10,076; for Strata Lots 1 – 60, Sec. 19, Twp. 26, O.D.Y.D., Strata Plan KAS2310, located on Brookside Avenue, Kelowna, B.C., subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
2. Landscaping to be provided on the land be in general accordance with Schedule "C";
3. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper;

AND THAT the applicant be required to complete the above-noted conditions within 180 days of Council approval of the development permit application in order for the permit to be issued.

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5. REPORTS

- 5.1 Inspection Services Manager, dated February 11, 2002 re: Amendment No. 8808 to Building Bylaw No. 7245 (B/L 8808)

Staff:

- Asked that the amending bylaw be advanced with a change to clause 6.3.1(c) to indicate that the geodetic elevation is not required for buildings in Agricultural Zones.

Moved by Councillor Nelson/Seconded by Councillor Shepherd

R161/02/02/18 THAT Building Bylaw No. 7245 be amended to clarify the requirements for Survey Certificates for foundations and slabs-on-ground, as indicated in the amending bylaw attached to the Inspection Services Manager's report of February 11, 2002, with an additional change to add the following sentence to the end of 6.3.1(c):

“This geodetic elevation is not required for buildings in Agricultural Zones.”;

AND THAT the amending bylaw No. 8808 be advanced for reading consideration by Council.

Carried

- 5.2 Transportation Manager, dated February 11, 2002 re: Springfield Road – Utilicorp Networks Canada (5400-20)

Moved by Councillor Hobson/Seconded by Councillor Cannan

R162/02/02/18 THAT Council approves the issuance of a Purchase Order to Utilicorp Networks Canada in the amount \$640,000 plus GST for the upgrading of electrical work on Springfield Road.

Carried

- 5.3 City Clerk, dated February 13, 2002 re: Fairview Neighbourhood Park (0910-20-172)

Moved by Councillor Shepherd/Seconded by Councillor Blanleil

R163/02/02/18 THAT Tuesday, March 26, 2002 at 4:00 p.m. be set as the deadline for receipt of Counter Petitions by the City Clerk in relation to the purchase of park land at 4091 Lakeshore Road (Fairview Neighbourhood Park).

Carried

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 6.1 Bylaw No. 8808 – Amendment No. 9 to Building Bylaw, 1993, No. 7245

Moved by Councillor Given/Seconded by Councillor Nelson

R164/02/02/18 THAT Bylaw No. 8808 be read a first, second and third time.

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7. COUNCILLOR ITEMS

(a) Graffiti Update Requested

Councillor Cannan commented that the Town Centre Implementation Committee established a task force to deal with graffiti. He noted that the continuing proliferation of graffiti on utility poles and private property would indicate that we are still not getting ahead on the problem. Councillor Cannan asked for an update of the initiatives that are going on and their success or failure.

(b) Signs to New Subdivisions

Councillor Cannan commented that there are times when the signs for new subdivisions that are not strata developments are located in such a way that ownership of the sign is in question. He enquired whether, when the sign is located on a lot to be sold, ownership/maintenance of the sign is clarified with prospective buyers at time of sale.

(c) Council Indemnity Review Committee

Councillor Clark referred to a confidential memo from the City Clerk asking for Council's opinions in response to three questions put forward by the Council Indemnity Review Committee. Councillor Clark added that he found it awkward answering the questions on a confidential basis and stated publicly how he responded to the memo.

8. TERMINATION

The meeting was declared terminated at 2:31 p.m.

Certified Correct:

Deputy Mayor Day

City Clerk

BLH/am