

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

MONDAY, FEBRUARY 25, 2002

1:30 P.M.

1. CALL TO ORDER

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

3.0 UNFINISHED BUSINESS

3.0.1 Planning & Development Services Department, dated November 7, 2001 re: Development Variance Permit Application No. DVP01-10,066 – Dick Leppke, Okanagan Mission Community Hall Association – 4409 Lakeshore Road **Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward**
For consideration of a staff recommendation to not grant requested variances for a reduced interior side yard setback for a new metal building proposed to enclose the existing outdoor tennis courts, or for a reduced rear yard setback for an addition proposed to the existing clubhouse building located on the property.

3. PLANNING

3.1 Planning & Development Services Department, dated February 18, 2002 re: Rezoning Application No. Z01-1070 – Ivan & Nada Vidovic – 278 Temple Court
To rezone the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite to permit the continuing use of a suite on the ground floor of the house.

3.2 (a) **BYLAW PRESENTED FOR ADOPTION**

Bylaw No. 8701 (Z00-1033) – Brad Bennett/Eldorado Ranch Ltd. – End of Jim Bailey Road (the Public Hearing was waived for this application)
To rezone a portion of the property from A1 – Agriculture 1 to I5 – Extraction to facilitate the relocation of an existing extraction operation from the adjacent property.

(b) Planning & Development Services Department, dated February 18, 2002 re: Development Permit Application No. DP01-10,079 – Eldorado Ranch Ltd. (Brad Bennett) – east end of Jim Bailey Road
Authorization to grant a Natural Environment/Hazardous Condition Development Permit to address environmental mitigation measures.

4. BYLAWS (ZONING & DEVELOPMENT)

(BYLAW PRESENTED FOR SECOND & THIRD READINGS)

4.1 Bylaw No. 8806 (Z01-1056) – BHF Building Healthy Families Society (Tom Smithwick/Porter Ramsay, Barristers & Solicitors) – 1390 KLO Road (the Public Hearing was waived for this application)
To rezone the property from A1 – Agriculture 1 to P2 – Education and Minor Institutional to permit use of the existing dwelling as a training facility for parenting and life skill courses.

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

(BYLAWS PRESENTED FOR ADOPTION)

- 4.2 Bylaw No. 8685 (Z01-1011) – Eileen Powell (Henk Van Gulp/Gehue & Van Gulp)
– 2830 East Kelowna Road
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.

5. REPORTS

- 5.1 Deputy Director of Finance, dated February 19, 2002 re: Downtown Kelowna Association 2002 Budget (1950-06)
To receive the budget and approve a grant to the DKA in the amount of \$380,000 to be funded by a levy on Class 5 and 6 properties located within the boundaries of the Kelowna Downtown Business Improvement Area.
- 5.2 Deputy Director of Finance, dated February 19, 2002 re: Utility Billing Customer Care Bylaw (B/Ls 8754)
To advance the bylaws respecting the transfer of the City's utility billing operation to BCG Services Inc. for reading consideration by Council.
- 5.3 Acting Cultural Services Manager, dated February 20, 2002 re: City of Kelowna Arts Foundation Board of Directors Membership (0230-20)
To re-appoint Yvonne Topf and Bub Huff for a 3-year period commencing January 1, 2002 and appoint Earla Henderson, John Mutter, Angela de Burger and Anette Lemieux for a 3-year period commencing April 1, 2002.
- 5.4 Airport General Manager, dated February 19, 2002 re: Consent to Commercial Second Mortgage of Sub-Lease – A.O.G. Air Support Inc. (2380-20-8089)
For Council's consent to a commercial second mortgage of sub-lease between AOG Air Support, Debra Lynn Barron, and the Business Development Bank of Canada for a hangar development at the north end of the airport.

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

*Note: Agenda Items No. 6.1 to 6.5 inclusive **may** be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.*

- 6.1 Bylaw No. 8754 – Utility Billing Customer Care Bylaw **bylaw circulated with agenda item No. 5.2**
For the provision of billing and account services for the City's utility services.
- 6.2 Bylaw No. 8809 – Amendment to Sewerage System User Bylaw, 1972, No. 3480
Changes resulting from Utility Customer Care bylaw.
- 6.3 Bylaw No. 8810 – Amendment to Water Regulation, 1960, Bylaw No. 2173
Changes resulting from Utility Customer Care bylaw.
- 6.4 Bylaw No. 8811 – Amendment No. 6 to City of Kelowna Electricity Regulation
Bylaw No. 7639
Changes resulting from Utility Customer Care bylaw.

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

- 6.5 Bylaw No. 8813 – 2002 Local Improvement Assessment Bylaw
Establishment of the frontage tax assessment for Local Improvement File 648 – Marshall Street (drainage, road widening, boulevard and curb & gutter) and File 649 – Marshall Street (underground conduit).

(BYLAWS PRESENTED FOR ADOPTION)

- 6.6 Bylaw No. 8808 – Amendment No. 9 to Building Bylaw, 1993, No. 7245
Revises Survey Certificate provisions.
- 6.7 Bylaw No. 8723 – Okanagan Mission Community Hall Association Loan Authorization Bylaw
To guarantee the \$350,000 loan taken out by OMCHA to renovate and expand the tennis facilities.
- 6.8 Bylaw No. 8724 – Okanagan Mission Community Hall Association Agreement Authorization Bylaw
Tripartite agreement and loan authorization in relation to the \$350,000 borrowing by the OMCHA for improvements to the tennis courts at 4409 Lakeshore Road.
- 6.9 Bylaw No. 8725 – Okanagan Mission Community Hall Association Lease Authorization Bylaw
To authorize entering into a 15-year lease of property located behind 619 Dehart Road to OMCHA for outdoor tennis courts.

7. COUNCILLOR ITEMS

8. TERMINATION