

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

MONDAY, AUGUST 9, 2004

1:30 P.M.

1. CALL TO ORDER
2. Councillor Blanleil to check the minutes of the meeting.
3. UNFINISHED BUSINESS – **Public Hearing Bylaws Deferred from the Regular Meeting of July 13, 2004**

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS)

- 3.1 Bylaw No. 9256 (OCP02-0003) – Gazelle Enterprise/Green Projects Ltd. (Grant Gaucher) – 530 Sarsons Road and 4392 and 4388 Lakeshore Road **requires majority vote of Council (5)**
To amend the OCP future land use designation of the subject property from Multiple Unit Residential-Low Density to Commercial.
- 3.2 Bylaw No. 9258 (Z02-1012) - Gazelle Enterprise/Green Projects Ltd. (Grant Gaucher) – 530 Sarsons Road and 4392 Lakeshore Road
To rezone the subject property from RU1 – Large Lot Housing to RU1 – Large Lot Housing, RM3 – Low Density Multiple Housing and C3 – Community Commercial to facilitate a mixed use commercial and residential project and multiple unit residential development.
4. DEVELOPMENT APPLICATION REPORTS
 - 4.1 Planning & Corporate Services Department, dated July 28, 2004 re: Rezoning Application No. Z04-0034 – Don Wilkinson and Brenda Gorrie – 5267 Chute Lake Road and 5267 Trumpeter Road
To rezone the two subject properties from the RR2 – Rural Residential 2 zone to the RR3 – Rural Residential 3 zone in order to allow for a proposed two lot single family residential subdivision.
 - 4.2 Planning & Corporate Services Department, dated July 28, 2004 re: Rezoning Application No. Z04-0040 – Merbil Investments Ltd. (Harold Kullman) – 464 Trumpeter Road and Trumpeter Road (N of)
To rezone the two subject properties from the RR2 – Rural Residential 2 zone to the RR3 – Rural Residential 3 zone in order to allow for a proposed two lot single family residential subdivision.
 - 4.3 (a) **BYLAW PRESENTED FOR ADOPTION**
Bylaw No. 9270 (Z04-0024) – Eugene Weisbeck and Katherine Kraushar (Peter Chataway) – 1324 St. Paul Street
To rezone the property from I2 – General Industrial to C7 – Central Business Commercial in order to bring the property into conformity with the future land use designation in the OCP.

4. DEVELOPMENT APPLICATION REPORTS (Con't)

- (b) Planning & Corporate Services Department, dated August 4, 2004 re: Development Permit Application No. DP04-0045 – Eugene Weisbeck and Katherine Kraushar (Peter Chataway) – 1324 St. Paul Street
To obtain a development permit to allow for the construction of a 154m² residential unit above a ground floor commercial unit.
- 4.4 Planning & Corporate Services Department, dated August 3, 2004 re: Text Amendment Application No. TA03-0008 - City of Kelowna – 260 Frankly Road
To add “Community Recreation Services” as a secondary use in the RM3 – Low Density Multiple Housing; RM4 – transitional Low Density Housing; RM5 – Medium Density Multiple Housing and RM6 – High Rise Apartment Housing zones.
- 4.5 Planning & Corporate Services Department, dated August 3, 2004 re: Rezoning Application No. Z03-0043 – City of Kelowna – 260 Franklyn Road
To rezone the subject property from the RU1 – Large Lot Housing zone to the RM3 – Low Density Multiple Housing zone to allow for the future development of a multi-dwelling housing project.
- 4.6 Planning & Corporate Services Department, dated June 22, 2004 re: Rezoning Application No. Z04-0044 – Charlene Madden – 335 Hardie Road
To rezone the subject property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to allow for the construction of a Secondary Suite within an accessory building.

4.(a) BYLAWS PRESENTED FOR SECOND & THIRD READINGS – Reconsideration of Council Decision from the Regular Meeting of July 26, 2004

- ADDED (i) Bylaw No. 9259 (OCP04-0005) – J97 Construction Ltd. (Gary Tebbutt) – 914 Craig Road **requires majority vote of Council (5)**
To amend the OCP future land use designation of the property from Single/Two Family Dwelling to Low Density Multiple Dwelling to facilitate development of the property with row housing.
- ADDED (ii) Bylaw No. 9260 (Z04-0012) – J97 Construction Ltd. (Gary Tebbutt) – 914 Craig Road
To rezone the property from A1 – Large Lot Housing to RM3 – Low Density Multiple Housing to facilitate development of the site with 60 units of 2-storey row houses in a total of 11 buildings.

5. REPORTS

- 5.1 Subdivision Approving Officer, dated July 15, 2004 re: City of Kelowna Agricultural Advisory Committee Terms of Reference
To amend the City of Kelowna Agricultural Advisory Committee Terms of Reference to allow for the appointment of two alternate members.

REPORTS (Con't)

- 5.2 Manager Community Development & Real Estate, dated August 3, 2004 re: Supplemental Report to the Development Objectives and Disposition Process for the "Old KSS" Property (0710-20/0930-20-089/0550-01)
To add to the objectives for redevelopment of the former KSS site in order to provide more clear direction for prospective bidders in understanding what would be supported on the site.
- 5.3 Director of Financial Services, dated July 30, 2004 re: Long Term Debenture Borrowing Rates
To authorize the Municipal Finance Authority to arrange interest rate lock in for qualifying projects in anticipation of rising long term borrowing rates.
- 5.4 Recreation Manager, dated August 3, 2004 re: Liquor Licenses in Parks and Stadium – Council Policy 223 (4320-50)
To approve proposed amendments to the policy dealing with the approval of applications for outdoor licensed liquor beverage areas.
- 5.5 Acting City Clerk, dated August 3, 2004 re: Local Service Area No. 23 (South West Rutland)
To receive the Certificate of Sufficiency pertaining to the Local Service Area No. 23 (South West Rutland) Sewer project.

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

*Note: Agenda Items No. 6.1 and 6.2 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. 9281 – Road Closure and Removal of Highway Dedication Bylaw (Haug Road Adjacent to 3957 Lakeshore Road)
To authorize the City to permanently close and remove the highway dedication of a portion of highway on Haug Road adjacent to 3957 Lakeshore Road.
- 6.2 Bylaw No. 9285 – Amendment No. 5 to Disbursement of City Funds Bylaw No. 6090-87
To approve changes to the Disbursement of City Funds Bylaw.

(BYLAWS PRESENTED FOR ADOPTION)

- 6.3 Bylaw No. 9244 – Local Service Area No. 23 – South West Rutland
To establish a local service area for the purpose of servicing the area with sanitary sewer and to authorize the necessary borrowing.
- 6.4 Bylaw No. 9275 – Road Closure and Removal of Highway Dedication Bylaw (4223 & 4313 Bedford Road/Talka Road)
*To authorize the City to permanently close and remove the highway dedication of a portion of highway at 4223 & 4313 Bedford Road/Talka Road. **Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward***
- 6.5 Bylaw No. 9280 – Repeal Meat Inspection Bylaw No. 6498-89
A bylaw to repeal Meat Inspection Bylaw No. 6498-89 and all amendments thereto.

7. COUNCILLOR ITEMS

- Councillor Horning re: Funding Assistance – Rutland Parks Society (1790-03)

8. TERMINATION