

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

MONDAY, SEPTEMBER 27, 2004

1:30 P.M.

1. CALL TO ORDER
2. Councillor Day to check the minutes of the meeting.
3. UNFINISHED BUSINESS
 - 3.1 **Deferred from the Regular Meeting of September 13, 2004** Recreation Manager, dated September 7, 2004 re: Future Aquatic Facility (6240-20)
To further consider three options for design of the future aquatic centre in Mission Recreation Park, and to direct staff to conduct a referendum for approval of the electorate for long-term borrowing of the capital funds for the project.
4. DEVELOPMENT APPLICATION REPORTS
 - 4.1 (a) Planning & Corporate Services Department, dated September 14, 2004 re: TA04-0008 – City of Kelowna Zoning Bylaw Text Amendment (BL9306)
To include the RU4h and RU6h zones in the text of Zoning Bylaw 8000 and to clarify the wording for the RU1h zone.
 - (b) **BYLAW PRESENTED FOR FIRST READING**
Bylaw No. 9306 (TA04-0008) – City of Kelowna Zoning Bylaw Amendment
Includes the RU4h and RU6h zones in the text of Zoning Bylaw 8000 and clarifies the wording for the RU1h zone.
 - 4.2 (a) Planning & Corporate Services Department, dated September 8, 2004 re: OCP04-0015 – Official Community Plan Text Amendment (BL9310)
To restrict development in areas designated for Future Urban Reserve.
 - (b) **BYLAW PRESENTED FOR FIRST READING**
Bylaw No. 9310 (OCP04-0015) – Official Community Plan Text Amendment **requires majority vote of Council (5)**
Restricts development in areas designated for Future Urban Reserve.
 - 4.3 (a) Planning & Corporate Services Department, dated September 7, 2004 re: Rezoning Application No. Z04-0051 – Donald Tulloch – 608 Coronation Avenue (BL9307)
To rezone the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite in order to legalize an existing suite on the second floor of the single family dwelling.
 - (b) **BYLAW PRESENTED FOR FIRST READING**
Bylaw No. 9307 (Z04-0051) – Donald Tulloch – 608 Coronation Avenue
Rezones the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite.

- 4.4 (a) Planning & Corporate Services Department, dated September 10, 2004 re: Rezoning Application No. Z04-0054 – Andjefa Whitehouse and Stephane Archer – 857 Raymer Road (BL9308)
To rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to allow for a proposed suite in the basement of the single family dwelling.
- (b) **BYLAW PRESENTED FOR FIRST READING**
- Bylaw No. 9308 (Z04-0054) – Andjefa Whitehouse and Stephane Archer – 857 Raymer Road
Rezones the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite.
- 4.5 (a) Planning & Corporate Services Department, dated September 16, 2004 re: Rezoning Application No. Z04-0058 – Albert & Edeltraud Schadek – 3381 Oliver Court (BL9309)
To rezone the property from RR3 – Rural Residential 3 to RR3s – Rural Residential 3 with Secondary Suite to accommodate a proposed suite within an accessory building.
- (b) **BYLAW PRESENTED FOR FIRST READING**
- Bylaw No. 9309 (Z04-0058) – Albert & Edeltraud Schadek – 3381 Oliver Court
Rezones the property from RR3 – Rural Residential 3 to RR3s – Rural Residential 3 with Secondary Suite.
- 4.6 (a) **BYLAWS PRESENTED FOR ADOPTION**
- (i) Bylaw No. 9259 (OCP04-0005) – J97 Construction Ltd. (Gary Tebbutt) – 914 Craig Road **requires majority vote of Council (5)**
Amends the OCP future land use designation of the property from Single/Two Family Dwelling to Low Density Multiple Dwelling.
- (ii) Bylaw No. 9260 (Z04-0012) – J97 Construction Ltd. (Gary Tebbutt) – 914 Craig Road
Rezones the property from A1 – Large Lot Housing to RM3 – Low Density Multiple Housing.
- (b) Planning & Corporate Services Department, dated September 16, 2004 re: Development Permit Application No. DP04-0025 – J97 Construction Ltd. (Gary Tebbutt) – 914 Craig Road
To allow for development of the site with 56 units of 2-storey row housing in a total of 11 buildings.

5. **BYLAWS (ZONING & DEVELOPMENT)**

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 Bylaw No. 9262 (Z04-0039) - Beverly & Gary Billings (Liz Bennett) – 142 Celano Crescent
Rezones the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite.

(BYLAWS PRESENTED FOR ADOPTION) – Cont'd

- 5.2 Bylaw No. 9292 (TA03-0008) – Amendment to City of Kelowna Zoning Bylaw No. 8000.
Adds 'Community Recreation Services' as a secondary use in the RM3, RM4, RM5 and RM6 zones.
- 5.3 Bylaw No. 9297 (Z04-0032) – Gerry Toye – 595 Ziprick Road
To rezone the property from RU1 – Large Lot Housing to RU2 – Medium Lot Housing to facilitate a subdivision that would create two new lots from the one existing lot.

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- WITHDRAWN 6.1 Civic Properties Manager, dated September 17, 2004 re: "Old Surtees Property" Request for Proposals/Expressions of Interest (0890-20)
Authorization to issue an RFP/EOI for proposals for development of the former "Surtees" property at 4629 Lakeshore Road with uses compatible with the future park use of the property.
- 6.2 Director of Financial Services, dated September 22, 2004 re: Policy No. 253 – Mileage Reimbursement Allowance 1800-00)
To amend the per-kilometre rates paid users of personal vehicles for City business by increasing the per km rate for constant users from 40¢ to 45¢ for the first 5,000 km driven in a calendar year; to increase the per km rate for km driven over 5,000 in a calendar year from 15¢ to 24¢; to increase the occasional users' per km rate from 35¢ to 45¢; and to reaffirm the \$150 monthly flat rate allowance currently paid to constant users.
- 6.3 Director of Financial Services, dated September 22, 2004 re: Policy 164 – Travel Expenses – Employee and Officers (1800-00)
To amend the per-kilometre rate paid to users of personal vehicles for City business from 31¢ to 45¢ to be consistent with Policy No. 253; and to add an accommodation allowance of \$50 per night for persons travelling on City business and staying with friends or family in lieu of a hotel.

7. **RESOLUTIONS**

- 7.1 Draft Resolution re: 2005 Council Meeting Schedule (0530-01)
To approve a Council meeting schedule for the year 2005.

8. **BYLAWS (OTHER THAN ZONING & DEVELOPMENT)****(BYLAWS PRESENTED FOR FIRST THREE READINGS)**

*Note: Agenda Items No. 8.1 and 8.2 **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.*

- 8.1 Bylaw No. 9311 – Amendment No. 17 to Solid Waste Management Bylaw No. 7173
To amend Schedule "B" of the bylaw to have new accounts triggered at the "request for final inspection" stage of development rather than at "occupancy" for the City Solid Waste Utility, and to ban "mixed waste paper" from the landfill.

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

- 8.2 Bylaw No. 9312 – Amendment No. 11 to Fire Prevention Regulations Bylaw No. 6110-88

To amend section 6.1(b) to add a sentence authorizing the Chief to issue a special permit to allow burning of woody debris for the process of fuel reduction or hazard abatement on private or public property, and to change the dates for the burning period in section 6.1(i) from October 15-April 15 to September 1-April 30.

9. COUNCILLOR ITEMS

10. TERMINATION