

Revised Agenda (second)

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

MONDAY, NOVEMBER 22, 2004

1:30 P.M.

1. **CALL TO ORDER**
2. Councillor Blanleil to check the minutes of the meeting.
3. **PUBLIC IN ATTENDANCE**
 - 3.1 Presentation by Central Okanagan Four Pillars Council re: Central Okanagan Four Pillar Approach to Drug Problems
4. **UNFINISHED BUSINESS (Deferred from November 16, 2004 Regular Meeting)**

(BYLAW PRESENTED FOR SECOND AND THIRD READINGS)

- 4.1 Bylaw No. 9318 (Z04-0063) – Gazelle Enterprises Inc. and Green Projects Ltd. – 570 Sarsons Road and 4388 Lakeshore Road
To rezone from RU1 – Large Lot Housing to RM3 – Low Density Multiple Housing to permit development of the site with a total of 147 units of duplex and apartment housing.
5. **DEVELOPMENT APPLICATIONS**
 - 5.1 (a) Planning & Corporate Services Department, dated November 10, 2004 re: TA04-0010 – Amendment to the C-7 Central Business Commercial Zone (BL9332)
The proposed amendments would ensure that residential development within the C7 zone contains a specified commercial component on the ground floor, and provide the ability for Council to vary the building envelope provisions where appropriate.
 - (b) **BYLAW PRESENTED FOR FIRST READING**
Bylaw No. 9332 (TA04-0010) – Amendment to the C7 – Central Business Commercial Zone
To clarify that residential development within the C7 zone contain a specified commercial component on the ground for and to allow flexibility in the building envelope provisions.
- 5.2 (a) **BYLAWS PRESENTED FOR ADOPTION**
 - (i) Bylaw No. 9159 (OCP99-009) – 454979 BC Ltd. (FWS Construction Ltd.) – 1570 KLO Road **Requires majority vote of Council (5)**
To amend the OCP to change the future land use designation of the subject property from Multiple Unit Residential (Low Density) to Multiple Unit Residential (Medium Density).

5. DEVELOPMENT APPLICATIONS

- 5.2 (a) (ii) Bylaw No. 9160 (Z99-1025) – 454979 BC Ltd. (FWS Construction Ltd.) – 1570 KLO Road
To rezone a portion of the property from A1 – Agriculture 1 to RM4 – Transitional Low Density Housing to facilitate a new 192-unit congregate housing development along with a 59-unit addition to the existing 105-unit “Mountainview Village” seniors’ congregate housing and care facility.
- (b) Planning & Corporate Services Department, dated November 15, 2004 re: Development Permit Application No. DP03-0164 – Sunstone Resort Communities Corp. (FWS Construction Ltd.) – 1570 KLO Road
To authorize construction of a 67-unit addition to the existing 105 unit ‘Mountainview Village’ Congregate Housing facility, and construction of a new 192-unit congregate housing development on the subject property.

- ADDITION 5.3. Planning & Corporate Services Department, dated November 17, 2004 re: Development Permit Application No. DP04-0121 – The Woodfield Development Corp. (Patrick McCusker/New Town Planning) – 1327/1329 Ellis Street
To authorize development of the site with a 46-unit, 11-storey mixed use commercial/residential building.

6. BYLAWS (ZONING & DEVELOPMENT)(BYLAW PRESENTED FOR AMENDMENT AT 1ST READING)

- 6.1 Bylaw No. 9326 (OCP04-0017) – Temporary Use Permit – 2355-2455 Acland Road requires majority vote of Council (5)
To change the expiry date for the Temporary Use Permit (from October 25, 2006 to November 10, 2006).

(BYLAWS PRESENTED FOR ADOPTION)

- 6.2 Bylaw No. 9184 (HRA03-0003) – Heritage Revitalization Agreement Authorization Bylaw - Oak Lodge Centre Ltd. – 2124 Pandosy Street
To allow the “Cadder House” heritage building to be renovated to create two dwelling units on the main floor and two dwelling units on the second floor, to develop a fifth unit in the existing accessory building at the rear of the property, and to preserve the option for adding two additional units in the basement of the heritage house in future.

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Transportation Manager, dated November 16, 2004 re: Award of Construction Contract TE04-14 – Okanagan Mountain Park Fire – Road Rehabilitation (5400-18)
To award the contract to Hayter Construction Ltd. for the amount of \$875,705.66 GST included.
- 7.2 Director of Works & Utilities, dated November 16, 2004 re: Purchase of Sidewalk Sweeper/Scrubber (1280-01)
Authorization to purchase a sidewalk/scrubber for the Downtown Kelowna Association who will be responsible for operation and maintenance.
- 7.3 Environment/Solid Waste Manager, dated November 18, 2004 re: Commercial Pesticide Notification Registry and Pesticide Bylaw (5280-05)
To continue the Commercial Pesticide Notification Registry for 2005.

7. NON-DEVELOPMENT APPLICATION REPORTS – Cont'd

7.4 Environment/Solid Waste Manager, dated November 3, 2004 re: State of the Environment Report (5260-08)
To receive the 2003 State of the Environment Report.

7.5 Acting City Clerk, date November 4, 2004 re: “Grow-Op” Bylaws (3900-02)
To direct staff to undertake more research before coming back with a bylaw for the City of Kelowna.

ADDITION 7.6 Manager of Community Development & Real Estate, dated November 17, 2004 re: Waterfront Property Direction (0910-20-001)
To receive a report re-affirming the City's commitment to provide public access along the Okanagan Lake foreshore.

8. RESOLUTIONS

8.1 Draft Resolution re: Helicopter Landing – Santa Claus
Approval for Northern Air Support to fly Santa Claus from the Kelowna Airport to the Kelowna Golf & Country Club and back on December 5 and 12, 2004.

9. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

*Note: Agenda Items No. 9.1 and 9.2 **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.*

9.1 Bylaw No. 9333 – A bylaw to amend the Sewerage System User Bylaw, 1972, No. 3480
Sets 2005 Sewer Rates.

9.2 Bylaw No. 9334 – Amendment No. 2 to the Sewer Service Parcel Tax Bylaw No. 8924
Reduces the parcel tax on all serviced parcels from \$60 to \$50/parcel/year.

10. COUNCILLOR ITEMS

11. TERMINATION