

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

MONDAY, APRIL 11, 2005

1:30 P.M.

1. CALL TO ORDER

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

3. PUBLIC IN ATTENDANCE

3.1 Delegation from Guelph, Ontario re: Presentation of a Cheque for the Kelowna Tree ReLeaf Program

3.2 Larry Widmer, President Kelowna Arts Foundation re: 2005 Grants

4. DEVELOPMENT APPLICATIONS

4.1 Planning & Corporate Services report dated March 18, 2005 re: Agricultural Land Reserve Appeal No. A05-0003 – Robert & Cheryl Blasco – 2330 Silver Place

*To consider a staff recommendation to **NOT** support an appeal to allow for an over-sized secondary suite to be developed as a rental unit on the second level of an accessory building that is under construction on the site.*

4.2 Rezoning Application No. Z05-0005 – Lorie Bradshaw – 999 Lanfranco Road (BL9401)

To rezone the property from A1 – Agriculture 1 to RU2 – Medium Lot Housing to facilitate a two lot single family subdivision.

(a) Planning & Corporate Services report dated March 30, 2005

BYLAW PRESENTED FOR FIRST READING

(b) Bylaw No. 9401 (Z05-0005) - Lorie Bradshaw – 999 Lanfranco Road

4.3 Rezoning Application No. Z05-0007 – Kevin & Pamela Purnell – 4110 Tatlow Road (BL9404)

To rezone the property from A1 – Agriculture 1 to A1s – Agriculture 1 with Secondary Suite to accommodate a suite within a proposed accessory building.

(a) Planning & Corporate Services report dated April 1, 2005

BYLAW PRESENTED FOR FIRST READING

(b) Bylaw No. 9404 (Z05-0007) – Kevin & Pamela Purnell – 4110 Tatlow Road

4.4 Planning & Corporate Services Department, dated April 1, 2005 re: Rezoning Application No. Z05-0004 and OCP05-0001 – The Roman Catholic Bishop of Nelson (Hans Berger & Ted Matte) – 790, 796-798 and 804 Elliot Avenue

*To consider a staff recommendation to **NOT** amend the future land use designation in the OCP and to **NOT** rezone the property RU6 – Two Dwelling Housing to RM5 – Medium Density Multiple Housing to facilitate development of the site with a 4-storey, congregate housing apartment building.*

4. DEVELOPMENT APPLICATIONS – Cont'd

4.5 Zoning Bylaw Text Amendment No. TA05-0003 and OCP Text Amendment No. OCP05-0006 re Secondary Suites in Agriculture 1 Zone (BL 9399 & BL9400)

- (a) Planning & Corporate Services report dated March 9, 2005

BYLAWS PRESENTED FOR FIRST READING

- (b) Bylaw No. 9399 (TA05-0003) – Secondary Suites in Accessory Buildings
To add that where a secondary suite is within an accessory building in the A1s – Agriculture 1 with Secondary Suite zone, the accessory building must be located at least two times the distance of the required front yard setback.
- (c) Bylaw No. 9400 (OCP05-0006) – Amends Section 8.3 – Development Permit Guidelines for the Form & Character of Secondary Suite and Two Dwelling Housing Development **requires majority vote of Council (5)**
To allow properties zoned A1s – Agriculture 1 with Secondary Suite (except non-conforming lots less than 0.2 ha which existed prior to August 10, 1976), to qualify for a waiver of the requirement to obtain a development permit.

Mayor to request procedural statement from the Planning Dept. following Council's reading of the above OCP amending bylaw.

5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 Bylaw No. 9341 (Z04-0076) – Susan Walker – 3240 McCulloch Road
Rezones the property from RR3 – Rural Residential 3 to RR3 – Rural Residential with Secondary Suite to accommodate a proposed suite within the dwelling unit.

6. NON-DEVELOPMENT APPLICATION REPORTS

- 6.1 Events & Facilities Supervisor, dated April 5, 2005 re: Liquor Primary Stadium Licence for Kinsmen Softball Complex (4322-20)
To approve an application for a Liquor Primary Stadium Licence for the Kinsmen Softball Complex at Mission Recreation Park.
- 6.2 Financial Accounting & Systems Manager, dated March 18, 2005 re: Bicycle Program – Kelowna & District Society for Community Living (1660-20)
To enter into a new contract for the Society to provide the collection, safekeeping and ultimate disposal of lost and stolen bicycles within the City of Kelowna for the period 2005-2009.
- 6.3 Civic Properties Manager, dated March 30, 2005 re: Regional District of Central Okanagan (RDCO) – Ellison Fire Hall (0870-20)
To approve a 5-year lease with the RDCO for use of the old Ellison Fire Hall on Old Vernon Road as a permanent base of operation for the Central Okanagan Search and Rescue.
- 6.4 Civic Properties Manager, dated April 4, 2005 re: Old Chapman Parkade Disposal
Authorization to issue a Request for Proposals to offer the old Chapman Parkade components for sale.

6. NON-DEVELOPMENT APPLICATION REPORTS – Cont'd

- 6.5 Wastewater Manager, dated March 16, 2005 re: Adjust the Sewer Service Connection Charge Bylaw Amount for Okaview (BL9398)
To proceed with the necessary amending bylaw to change the Okaview connection charge amount from \$10,900 to \$17,200 per single family equivalent unit.
- 6.6 Water/Drainage Manager and Assistant Fire Chief, dated April 4, 2005 re: Hydrant Use Permit Policy (5600-02)
To approve a Council Policy for managing use of fire hydrants for bulk water.
- 6.7 Transportation Manager, dated April 6, 2005 re: Proposed Byrns/Burtch/Guisachan Roundabout (5460-04 & 5400-20)
Authorization to add sewer trunk installation, civil works and landscaping to the roundabout project and award the contract to R & L Excavating.
- 6.8 Planning & Corporate Services, dated April 6, 2005 re: Policies and Implementation Strategies for the Provision of Public Washrooms within the Downtown Urban Centre (6480-40)
Approval to implement immediate, medium and long-term initiatives over the next two years to improve public access to washrooms in the city centre.
- 6.9 Acting City Clerk, dated April 1, 2005 re: Local Area Service – Pasadena Road (Hollywood Road South to Hollywood Road South)
To receive a petition for local improvement works to be carried out in conjunction with the sanitary sewer project that is to begin later this year and receive the Certificate of Sufficiency declaring that there is sufficient support to allow the requested local improvements to proceed.
- 6.10 Acting City Clerk, dated April 5, 2005 re: Local Area Service – Burne Avenue (Richter Street to Ethel Street)
To receive a Certificate of Sufficiency declaring that a petition submitted by residents of Burne Avenue did not meet the requirements of the Community Charter to allow the requested local improvement works to proceed.
- 6.11 Acting City Clerk, dated April 1, 2005 re: 2005 Parcel Tax Roll Review Panel (1951-20)
To set the time and place for the sitting of the 2005 Parcel Tax Review Panel at 9:00 a.m. on Tuesday, April 26, 2005 in Meeting Room 3 at City Hall.

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

*Note: Agenda Items No. 7.1 to 7.3 **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.*

- 7.1 Bylaw No. 9373 – Parcel Tax Bylaw for Local Service Area (Sewer Specified Area) No. 20 – North Rutland
Authorizes imposing a parcel tax on all benefiting parcels in North Rutland Sewer Specified Area No. 20.
- 7.2 Bylaw No. 9396 – Parcel Tax Bylaw – Local Area Service (Sewer Specified Area) No. 28A - Okaview
Authorizes Council to impose a parcel tax on all benefiting parcels in Okaview local service area No. 28A.

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

- 7.3 Bylaw No. 9398 – Amendment No. 16 to Sewer Connection Charge Bylaw No. 8469
Changes the Okaview connection charge from \$10,900 to \$17,200 per single family equivalent unit.

(BYLAW PRESENTED FOR AMENDMENT AT THIRD READING)

- 7.4 Bylaw No. 9384 – Amendment No. 9 to Airport Fees Bylaw No. 7982
The bylaw ncreases the vehicle concession fee for the four on-site vehicle rental companies at the airport and caps the recovery fee that the vehicle rental companies charge their customers. This amendment increases the cap on the recovery fee from 11.0% to 11.1%.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.5 Bylaw No. 9382 – Road Closure Bylaw – Badke Road **Mayor to invite anyone who deems themselves affected by the proposed road closure to come forward**
To permanently close and remove the highway dedication from a portion of Badke Road at 260 Franklyn Road.
- 7.6 Bylaw No. 9391 – Amendment No. 12 to Sign Bylaw No. 8235
Increases the maximum permitted sign area for election signs from 1.0 m² to 1.50 m².

8. COUNCILLOR ITEMS

- Councillor Given re: Civic Awards Finalists

9. TERMINATION