

Regular MeetingApril 19, 2005

A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Tuesday, April 19, 2005.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blanleil, R.D. Cannan, B.A. Clark, C.B. Day*, B.D. Given, R.D. Hobson, E.A. Horning and S.A. Shepherd.

Staff members in attendance were: Acting City Manager/Director of Planning & Corporate Services, R.L. Mattiussi Acting Deputy City Clerk, D.M. Fediuk; Manager of Development Services, A.V. Bruce*; Subdivision Approving Officer, R.G. Shaughnessy; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 8:01 p.m.

2. PRAYER

The meeting was opened with a prayer offered by Councillor Shepherd.

3. CONFIRMATION OF MINUTES

Regular Meeting, April 11, 2005
Public Hearing, April 12, 2005
Regular Meeting, April 12, 2005

Moved by Councillor Given/Seconded by Councillor Hobson

R375/05/04/19 THAT the Minutes of the Regular Meetings of April 11 and 12, 2005 and the Minutes of the Public Hearing of April 12, 2005 be confirmed as circulated.

Carried

4. Councillor Shepherd was requested to check the minutes of this meeting.

5. BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS)

5.1 Bylaw 9385 (Z04-0083) - John & Sarina Weisbeck (David Pauls/D.E. Pilling & Associates Ltd.) – 1494 Feedham Avenue

Councillor Day declared a conflict of interest for items 5.1 and 5.2 on the agenda because he owns property within the notification radius for both applications and left the Council Chamber at 8:03 p.m.

Moved by Councillor Clark/Seconded by Councillor Shepherd

R376/05/04/19 THAT Bylaw No. 9385 be read a second and third time.

Carried

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5.2 Bylaw No. 9386 (Z04-0073) – Bell Mountain Estates – Swainson Road

Moved by Councillor Clark/Seconded by Councillor Shepherd

R377/05/04/19 THAT Bylaw No. 9386 be read a second and third time.

Carried

Councillor Day returned to the Council Chamber at 8:22 p.m.

5.3 Bylaw No. 9387 (Z04-0074) – Bell Mountain Estates (City of Kelowna) – 2030 Highway 33 East

Withdrawn.

5.4 Bylaw No. 9392 (OCP04-0025) – Al Stober Construction Ltd. and T 186 Enterprises Ltd. – 1610 Dickson Avenue **Required majority vote of Council (5)**

Moved by Councillor Hobson/Seconded by Councillor Cannan

R378/05/04/19 THAT Bylaw No. 9392 be read a second and third time.

Carried

5.5 Bylaw No. 9393 (TA04-0013) – Al Stober Construction Ltd. and T 186 Enterprises Ltd. – 1610 Dickson Avenue

Moved by Councillor Cannan/Seconded by Councillor Hobson

R379/05/04/19 THAT Bylaw No. 9393 be read a second and third time.

Carried

5.6 Bylaw No. 9394 (Z04-0088) – Al Stober Construction Ltd. and T 186 Enterprises Ltd. – 1607 Sutherland Avenue and 1610 & 1620-1632 Dickson Avenue

Moved by Councillor Hobson/Seconded by Councillor Cannan

R380/05/04/19 THAT Bylaw No. 9394 be read a second and third time.

Carried

(BYLAW PRESENTED TO RESCIND FIRST READING & CLOSE THE FILE)

5.7 Bylaw No. 9388 (LUC05-0001) – Signal Properties Ltd. – 653, 657, 661, 665, 669 & 673 Drummond Court

Moved by Councillor Given/Seconded by Councillor Horning

R381/05/04/19 THAT first reading given Bylaw No. 9388 (Signal Properties – Drummond Court) on March 21, 2005 under Resolution No. R267/05/03/21 be rescinded and the file closed.

Carried

Regular MeetingApril 19, 2005**(RESOLUTION TO DISCHARGE LAND USE CONTRACT 76-1041)**Moved by Councillor Day/Seconded by Councillor Given

R382/05/04/19 THAT the Land Use Contract 76-1041 (Bylaw 4661-78) Signal Properties Ltd. registered in the Land Title Office at Kamloops, British Columbia against title to the Lands on Lots 20 – 25, District Lots 357 & 358, ODYD, Plan 31179 located on Drummond Court, Kelowna under Registration Number N73280 on December 15, 1978 is hereby amended by discharging those portions of said Land Use Contract.

Carried**(BYLAWS PRESENTED FOR SECOND & THIRD READINGS AND ADOPTION)**

5.8 Bylaw No. 9389 (Z05-0002) – Van Montfoort, et al – 653, 657, 661, 665, 669 & 673 Drummond Court

Moved by Councillor Hobson/Seconded by Councillor Given

R383/05/04/19 THAT Bylaw No. 9389 be read a second and third time, and be adopted.

Carried6. BYLAWS (NOT CONSIDERED AT THE PUBLIC HEARING)**(BYLAW PRESENTED FOR AMENDMENT AT FIRST READING)**

6.1 Bylaw No. 9387 (Z04-0074) – Bell Mountain Estates (City of Kelowna) – 2030 Highway 33 East

Councillor Day declared a conflict of interest because he owns property within the notification radius and left the Council Chamber at 8:29 p.m.

Moved by Councillor Horning/Seconded by Councillor Given

R384/05/04/19 THAT Bylaw No. 9387 be amended at first reading by replacing Map “A” with a new Map “A” to indicate that the zoning of the most northwesterly lot is being changed from RR3 – Rural Residential 3 to P4 – Utilities rather than to P3 – Parks and Open space.

Carried

Councillor Day returned to the Council Chamber at 8:31 p.m.

7. REMINDERS – Nil.

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8. TERMINATION

The meeting was declared terminated at 8:33 p.m.

Certified Correct:

Mayor

Acting Deputy City Clerk

BLH/am