

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

**MONDAY, JULY 25, 2005**

1:30 P.M.

1. CALL TO ORDER

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

3. PUBLIC IN ATTENDANCE

3.1 Presentation by Mohini Singh of CHBC re: City of Kelowna's 100<sup>th</sup> Birthday Celebrations.

4. DEVELOPMENT APPLICATIONS

4.1 Planning & Corporate Service Department, dated July 15, 2005 re: [Rezoning Application No. Z04-0013 – 672499 BC Ltd \(Don Lloyd\) – 3690 Gordon Drive \(BL9268\)](#)  
*To obtain a 6 month extension allowing for an expiry date of January 27, 2006 on the rezoning application.*

4.2 [Official Community Plan Amendment No. OCP03-0003; Zoning Bylaw Text Amendment No. TA03-0004 and Rezoning Application No. Z03-0016 – Pier Mac Petroleum Installations Ltd. \(Dell Balfour\) – 5220, 5520 & 5822 Highway 97 North and 3575 Lochrem Road](#)  
*To obtain two 6 month extensions allowing for an expiry date of November 18, 2005; to correct Map "A" in the Official Community Plan Amending Bylaw No. 9109; and to give final adoption consideration to the OCP Zoning Text Amendment, Rezoning and Sign Bylaw Amendments.*

(a) Planning & Corporate Service Department, dated July 20, 2005

**BYLAW PRESENTED TO BE AMENDED AT THIRD READING AND ADOPTION**

(b) [Bylaw No. 9109 \(OCP03-0003\)](#) – Pier Mac Petroleum Installations (Dell Balfour) – 5220, 5520 & 5822 Highway 97 N and 3575 Lochrem Road  
**Requires majority vote of Council (5)**  
*To amend the Official Community Plan to adopt the Pier Mac Petroleum Area Structure Plan*

**BYLAWS PRESENTED FOR ADOPTION**

(c) [Bylaw No. 9110 \(TA03-0004\)](#) – Pier Mac Petroleum Installations (Dell Balfour) – 5220, 5520 & 5822 Highway 97 N and 3575 Lochrem Road  
*To create the CD15 – Airport Business Zone.*

(d) [Bylaw No. 9111 \(Z03-0016\)](#) – Pier Mac Petroleum Installations (Dell Balfour) – 5220, 5520 & 5822 Highway 97 N and 3575 Lochrem Road  
*To rezone a portion of the subject property from I5 – Extraction to the C9 – Tourist Commercial, P3 – Parks and Open Space and CD15 Airport Business Park zones.*

**BYLAWS PRESENTED FOR ADOPTION Con't**

- (e) [Bylaw No. 9112](#) – Amendment No. 10 to Sign Bylaw No. 8235  
*To amend the Sign Bylaw to provide for the CD-15 Airport Business Park zone.*

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

**(BYLAWS PRESENTED FOR ADOPTION)**

- 5.1 [Bylaw No. 9431 \(TA05-0006\)](#) – City of Kelowna – Amendments to Zoning Bylaw No. 8000  
*Clarifies the definition of landscaping; exempts single storey accessory buildings with secondary suites from the requirement to provide an attached garage or carport; adds a new Section 6.5.11 to not allow bedrooms and full bathrooms in accessory buildings unless they are part of a legal secondary suite.*

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- 6.1 Planning & Corporate Services Department, dated July 13, 2005 re: [Proposed Re-Naming of a portion of Guisachan Road and a portion of Byrns Road](#) (BL9470; 5450-20)  
*To rename the portion of Guisachan Road between Nelson Road and Burtch Road to Guisachan Place and a portion of Byrns Road between the proposed Guisachan Place and the new Guisachan Road alignment to Burtch Road.*
- 6.2 Community Planning Manager, dated July 15, 2005 re: [Housing Opportunities Reserve Fund Bylaw No. 8593](#) (BL9471, BL9472, BL9473 5040-20)  
*To amend the Kelowna 2020 - Official Community Plan Bylaw No. 7600 Kelowna Zoning Bylaw No. 8000 and Housing Opportunities Reserve Fund Bylaw no. 8593 with regard to Core Needs Housing and Special Needs Housing.*

**BYLAWS PRESENTED FOR FIRST READING**

*Agenda Items No. 6.2a to 6.2b 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.*

- (a) [Bylaw No. 9471 – \(OCP05-0014\)](#) – Official Community Plan Amendment No. OCP05-0014 – Text Amendment Re: Use of Housing Opportunities Reserve Fund **Requires majority vote of Council (5)**  
*Removes the existing Policy 8.1.20 Use of Housing Reserve Fund and replaces it with a new Policy 8.1.20.*
- (b) [Bylaw No. 9472 – \(TA05-0008\)](#) – City of Kelowna – Amending the Definition of Special Needs Housing  
*Removes the existing definition of Special Needs Housing under Section 2 – Interpretation in the Kelowna Zoning Bylaw No. 8000 and replaces it with a new definition.*

**BYLAW PRESENTED FOR FIRST THREE READINGS**

- (c) [Bylaw No. 9473](#) – Amendment No. 2 to Housing Opportunities Reserve Fund Bylaw No. 8593

NON-DEVELOPMENT APPLICATION REPORTS Con't

- 6.3 Parks Manager, dated July 6, 2005 re: [Naming of a Sportsfield after Bob Harrison](#) (6130-11)  
*To approve the naming of the of the all weather field (P72) at Mission Recreation Park to be named Harrison Field after Bob Harrison.*
- 6.4 Parks and Leisure Services Department, dated July 19, 2005 re: [Legacy Stadium Complex – Phasing and Financing Plan](#) (0711-20)  
*To approve the Legacy Stadium Complex Phasing and Financing Plan.*
- 6.5 Airport General Manager, dated July 25, 2005 re: [2005 Air Terminal Rehabilitation – Kelowna International Airport](#) (0550-05/6640-20-ATB)  
*To approve the construction contract in the amount of \$2,378,900.00 to Tri-City Contracting Ltd for construction of an expansion to the Air Terminal Building at the Kelowna International Airport.*
- 6.6 Airport General Manager, dated July 18, 2005 re: [Common Use Self Service Equipment Implemenation](#) (0550-05)  
*To amend the 2005 Financial Plan to transfer the capital budget of \$100,000 for the Common Use Self Service kiosk implementation project from the Terminal Fee Reserve to the Airport Improvement Fee Reserve and to increase that budget to \$277,000.*
- 6.7 Director of Financial Services, dated July 20, 2005 re: [Utility Billing Customer Care, Water Meter and Meter Reading Services Contract – Terasen Utility Services](#) (1820-20)  
*To approve a five year agreement for the provision of customer care, water meter and meter reading services with Terasen Utility Services beginning January 31, 2006.*
- 6.8 Financial Planning Manager, dated July 20, 2005 re: [Wastewater – 20 Year Servicing Plan and Financing Strategy](#) (BL9474, 3150-20)  
*To approve an extension to the Development Cost Charge Sectors for Wastewater Trunks and Treatment boundaries to include the north east corner of the City.*
- 6.9 Transportation Manager, dated July 20, 2005 re: [Award of Gordon Drive Upgrade Contract, Dehart to Stonybrook](#) (5400-20-Gordon Drive Upgrade)  
*To approve the awarded contract to Peters Bros. Construction Ltd for the amount of \$3,585,865.32 for the Gordon Drive Upgrade.*

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

*Note: Agenda Items No. 7.1 to 7.4 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.*

- 7.1 [Bylaw No. 9204](#) – Road Closure and Removal of Highway Dedication Bylaw – Walkway off Maranda Court.  
*To permanently close and remove the highway dedication of a portion of the walkway off Maranda Court.*
- 7.2 [Bylaw No. 9445](#) – A bylaw to change the name of a portion of Benvoulin Road east of Cooper Road and west of Dilworth Drive  
*To change the name of a portion of Benvoulin Road to Benvoulin Court.*

**(BYLAWS PRESENTED FOR FIRST THREE READINGS) Con't**

- 7.3 [Bylaw No. 9470](#) – A bylaw to change the name of a portion of Guisachan Road and Byrns Road  
*To rename the portion of Guisachan Road between Nelson Road and Burtch Road to Guisachan Place and a portion of Byrns Road between the proposed Guisachan Place and the new Guisachan Road alignment to Burtch Road.*
- 7.4 [Bylaw No. 9474](#) – Amendment No. 1 to Kelowna Development Cost Charge Bylaw No.9095  
*To amend the bylaw to included the extension to the Development Cost Charge Sectors for Wastewater Trunks and Treatment boundaries to include the north east corner of the City.*

**(BYLAWS PRESENTED FOR ADOPTION)**

- 7.5 [Bylaw No. 9395](#) – Road Closure Bylaw – Lane off Swordy Road **Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward**  
*To remove the highway dedication from a lane off Swordy Road.*
- 7.6 [Bylaw No. 9446](#) – Amendment No. 5 to Traffic Bylaw No. 8120  
*To incorporate changes to Section 7.1 Sidewalk/Roadway Occupancy Permits.*
- 7.7 [Bylaw No. 9453](#) – Amendment No. 9 to City of Kelowna Parks and Public Spaces Bylaw No. 6819-91  
*Amends the bylaw to provide City bylaw enforcement staff and the RCMP with additional tools to ensure that the City's parks and public spaces are safe for the use and enjoyment of the general public.*
- 7.8 [Bylaw No. 9454](#) – Amendment No. 64 to City of Kelowna Ticket Information Utilization Bylaw No. 6550-89  
*Imposes fines for the possession of drug paraphernalia in a park or public space, refusing to leave a park or public space and urinating/defecating in public spaces; and for impeding of other persons in parks and public spaces.*
- 7.9 [Bylaw No. 9465 – Amendment No. 11 to City of Kelowna Electricity Regulation Bylaw No. 7639](#)  
*To set new rates effective with the first billing cycle in September 2005.*
8. COUNCILLOR ITEMS
9. TERMINATION