

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

MONDAY, OCTOBER 17, 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 Michael Lowen, United Way re: Presentation - United Way

3.2 Presentation by Ian Graham, Chair, Kelowna Homelessness Steering Committee re: Homelessness Awareness Week 2005

4. DEVELOPMENT APPLICATIONS

4.1 [Rezoning Application No. Z05-0051 – Irandokht Khodarahmi \(Grant Maddock/Protech Consultants Ltd.\) – 5110 Frost Road \(BL9512\)](#)

To rezone the property from A1 – Agriculture 1 to RU2 – Medium Lot Housing and P3 – Parks & Open Space to facilitate an 18-lot single family residential subdivision.

(a) Planning & Corporate Services report dated September 22, 2005.

(b) **BYLAW PRESENTED FOR FIRST READING**

[Bylaw No. 9512 \(Z05-0051\)](#) – Irandokht Khodarahmi (Grant Maddock/Protech Consultants Ltd.) – 5110 Frost Road
Rezones the property from A1 – Agriculture 1 to RU2 – Medium Lot Housing and P3 – Parks & Open Space to facilitate an 18-lot single family residential subdivision.

4.2 [Rezoning Application No. Z05-0044 – Giovanni & Michelina Molinaro – 4002 Santa Anita Place \(BL9513\)](#)

To rezone the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite to legalize an existing suite within the dwelling.

(a) Planning & Corporate Services report dated September 22, 2005.

(b) **BYLAW PRESENTED FOR FIRST READING**

[Bylaw No. 9513 \(Z05-0044\)](#) - Giovanni & Michelina Molinaro – 4002 Santa Anita Place
Rezones the property from RU2 – Medium Lot Housing to RU2s – Medium Lot Housing with Secondary Suite to legalize an existing suite within the dwelling.

4. DEVELOPMENT APPLICATIONS – Cont'd4.3 [Rezoning Application No. Z05-0030 – Jarnail and Gurmej Khun-Khun \(Madan Kanda\) – 740 Tartan Road \(BL9514\)](#)

To rezone the property from RU1 – Large Lot Housing to RU6 – Two Dwelling Housing to allow for a second principal dwelling on the site.

(a) Planning & Corporate Services report dated September 22, 2005.

(b) **BYLAW PRESENTED FOR FIRST READING**

[Bylaw No. 9514 \(Z05-0030\)](#) - Jarnail and Gurmej Khun-Khun (Madan Kanda) – 740 Tartan Road

Rezones the property from RU1 – Large Lot Housing to RU6 – Two Dwelling Housing to allow for a second principal dwelling on the site.

4.4 Planning & Corporate Services Department, dated October 4, 2005 re: [Rezoning Application No. Z05-0062 – Jack Peters and Cynthia Waldek-Peters \(Jack Peters\) – 1857 Barlee Road](#)

*To consider a staff recommendation to **not** rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to legalize an existing basement suite.*

5. BYLAWS (ZONING & DEVELOPMENT)**(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS – Public Hearing Waived)**5.1 [Bylaw No. 9492 \(Z04-0082\)](#) - 298874 BC Ltd., Jorde Holdings Ltd., 218555 BC

Ltd., and P & D Logging Ltd. (Lyn Welder Consulting) – 3260 Highway 97 North
To rezone a portion of the property from I2 – General Industrial to I3 – Heavy Industrial to facilitate the relocation of Action Metals from it's existing site at the intersection of McCurdy Road and Highway 97 North to the portion of the subject property adjacent to Highway 97.

6. NON-DEVELOPMENT APPLICATION REPORTS

6.1 Inspection Services Manager, dated October 12, 2005 re: [ST05-15 – Application for Stratification of Four-Plex at 265 Fir Court](#) **Mayor to invite anyone in the public gallery who deems themselves affected to come forward**
Approval to stratify the 4-plex in the name of Ian Palmer.

6.2 Inspection Services Manager, dated October 3, 2005 re: [File a Notice Against the Land Title of 577 Rose Avenue](#) **Applicant has waived the right to address Council**

To file a notice on title to inform perspective new owners of building code requirements for a change of occupancy from residential to school use.

6.3 Director of Planning & Corporate Services, dated October 12, 1005 re: [Budget Transfer – Planning & Development Services](#)

To amend the financial plan to fund five new positions in the Inspection Services and Development Services divisions of the Planning & Corporate Services Department.

6.4 Planning & Corporate Services, dated October 7, 2005 re: [Nuisance Controlled Substance Property Bylaw No. 9510](#) **see agenda item No. 7.1 for bylaw**

To advance a bylaw for reading consideration by Council to regulate, prohibit or impose requirements respecting nuisances, noxious or offensive trades, and health and safety.

6. NON-DEVELOPMENT APPLICATION REPORTS – Cont'd

- 6.5 Director of Financial Services, Director of Works & Utilities, and Director of Parks & Leisure Services, dated October 12, 2005 re: [20-Year Servicing Plan and Financing Strategy \(3150-20\)](#)

To adopt a revised 20-Year Servicing Plan and Financing Strategy for the infrastructure financing plan for new growth within the City of Kelowna as projected in the OCP to year 2020, receive information re the public consultation process/input received, and advance a bylaw for reading consideration by Council to amend the Development Cost Charges.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

*Note: Agenda Items No. 7.1 and 7.2 **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.*

- 7.1 [Bylaw No. 9510](#) – Nuisance Controlled Substance Bylaw
To regulate, prohibit or impose requirements respecting nuisances, noxious or offensive trades, and health and safety.
- 7.2 [Bylaw No. 9515](#) – Amendment No. 2 to Kelowna Development Cost Charge Bylaw No. 9095
Amends the DCCs for services applicable to development within the municipality.

(BYLAW PRESENTED TO RESCIND ADOPTION AND AMEND THE BYLAW AT THIRD READING)

- 7.3 [Bylaw No. 9487](#) – Amendment No. 2 to Kelowna Memorial Park Cemetery Bylaw No. 8807 **Information report dated October 12, 2005**
Miscellaneous amendments to correct errors in the amending bylaw.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.4 [Bylaw No. 9381](#) – Miscellaneous Fees and Charges Bylaw **circulated with report under agenda item No. 4.5**
Replaces Council Policy No. 233 (Fees for Copies of City Documents) with a bylaw which sets fees for various administrative and police services.
- 7.5 [Bylaw No. 9474](#) – Amendment No. 1 to Kelowna Development Cost Charge Bylaw No.9095
Amends the bylaw to add the 'citation' clause to name the bylaw.

8. COUNCILLOR ITEMS

9. TERMINATION