

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

MONDAY, July 24th, 2006

1:30 P.M.

1. CALL TO ORDER
2. Councillor Gran to check the minutes of the meeting.
3. PUBLIC IN ATTENDANCE
 - 3.1 Mayor Shepherd re: Presentation to Bob and Stacie Osborne (City of Kelowna Parade Float)
 - 3.2 Dr. Donna McAllister and Brianne Duhamel re: Community Action on Aids
 - 3.3 Inspector S. McVarnock re: Monthly RCMP Update
4. UNFINISHED BUSINESS
 - 4.1 **Deferred from July 10, 2006 Regular Meeting** Director of Recreation, Parks and Cultural Services, updated report dated July 19, 2006 re: Mission Recreation Park – Future Aquatic Centre
5. DEVELOPMENT APPLICATION REPORTS
 - 5.1 Planning & Development Services Department, dated July 13, 2006 re: Agricultural Land Reserve Application No. A06-0013 – Patrick, Timothy, Wendy and Stephen Munson (Joe Maciel) – 2850 Burtch Road
*To consider a staff recommendation to **not** support a request to the Agricultural Land Commission to exclude the property from the Agriculture Land Reserve.*
 - 5.2 Rezoning Application No. Z06-0040 – Chris Young and Nadia Spodarek (Peter J. Chataway) – 358 Cadder Avenue (BL 9652)
To rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to allow for a secondary suite in an accessory building.
 - (a) Planning & Development Services report dated July 13, 2006.
 - (b) **BYLAW PRESENTED FOR FIRST READING**
 - (i) Bylaw No. 9652 - Chris Young and Nadia Spodarek (Peter J. Chataway) – 358 Cadder Avenue
To rezone the property from from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to allow for a secondary suite in an accessory building.
 - 5.3 Rezoning Application No. Z05-0082 – Bogdan Snarski/Benedicte Lee (Canwest Design and Drafting Ltd.) – 1886 Ambrosi Road (BL9653)
To rezone the property from RU1 – Large Lot Housing to C5 – Transition Commercial to allow for the construction of a proposed 2-storey mixed use commercial/residential development.

- (a) Planning & Development Services report dated July 14, 2006.
- (b) **BYLAW PRESENTED FOR FIRST READING**
 - (i) Bylaw No. 9653 - Bogdan Snarski/Benedicte Lee (Canwest Design and Drafting Ltd.) – 1886 Ambrosi Road
To rezone the property from RU1 – Large Lot Housing to C5 – Transition Commercial to allow for the construction of a proposed 2-storey mixed use commercial/residential development.

- 5.4 Official Community Plan Amendment No. OCP05-0019 and Rezoning Application No. Z05-0085 – Edward Andrew Surowiec and Kazimierz Surowiec (Kenneth J. Rusnak) – 1315, 1325 and 1345 Hwy 33 W. and 145, 155 and 165 Taylor Road (BL9649; BL9650)
To change the OCP future land use designation from Multiple Unit Residential – Low Density to Multiple Unit Residential – Medium Density and to rezone the properties from RU1 – Large Lot Housing to RM5 – Medium Density Multiple Housing to allow the construction of a 60 unit, 4 storey apartment housing development.

- (a) Planning & Development Services report dated July 5, 2006.
- (b) **BYLAWS PRESENTED FOR FIRST READING**
 - (i) Bylaw No. 9649 (OCP05-0019) - Edward Andrew Surowiec and Kazimierz Surowiec (Kenneth J. Rusnak) – 1315, 1325 and 1345 Hwy 33 W. and 145, 155 and 165 Taylor Road **Requires majority vote of Council (5)**
To change the OCP future land use designation from Multiple Unit Residential – Low Density to Multiple Unit Residential – Medium Density.
 - (ii) Bylaw No. 9650 (Z05-0085) - Edward Andrew Surowiec and Kazimierz Surowiec (Kenneth J. Rusnak) – 1315, 1325 and 1345 Hwy 33 W. and 145, 155 and 165 Taylor Road
To rezone the properties from RU1 – Large Lot Housing to RM5 – Medium Density Multiple Housing to allow for the construction of a 60 unit, 4 storey apartment housing development.

- 5.5 Planning & Development Services Department, dated June 23, 2006 re: Development Permit Application No. DP06-0037 – M123 Enterprises (Hans P. Neumann Architect Inc.) – 1905 Baron Road
To approve the form and character of two proposed 2-storey commercial buildings on the subject property.

6. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 6.1 Bylaw No. 9593 (Z06-0007) - F & H Homes Ltd. (Huber Developments Ltd.) – 4600 Lakeshore Road
To rezone the property from C2 – Neighbourhood Commercial to C2rls – Neighbourhood Commercial (Retail Liquor Sales) to allow for a retail liquor store on the property.

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Planning & Development Services Department, dated July 19, 2006 re: Review of Commercial Land Use Policy as set out in Official Community Plan Bylaw No. 7600 (OCP06-0014; BL9632)
To receive the review which evaluated current and future commercial needs with respect to retail/personal service uses and office development, and to direct staff to follow a consultation process prior to forwarding an Official Community Plan text amendment bylaw for readings consideration.
- 7.2 Community Planning Manager, dated July 10, 2006 re: Proposed Amendments to Housing Policies in the Official Community Plan Bylaw No. 7600 (OCP-0016)
To direct staff to proceed with an amending bylaw to the Kelowna 2020 - Official Community Plan Bylaw No. 7600 to add a new housing policy regarding "Higher Density for Affordable Housing".
- 7.3 Community Planning Manager, dated July 13, 2006 re: Change to Housing Opportunities Reserve Fund Bylaw No. 8593 and New Council Policy – Financial Assistance for Non-Profit and Affordable Rental Housing (1850-20)
To direct staff to proceed with an amending bylaw to the Housing Opportunities Reserve Fund Bylaw No. 8593, and to approve a new Council policy regarding financial assistance for non-profit and affordable rental housing.
- 7.4 Transportation Manager, dated July 18, 2006 re: Central Okanagan Bypass – Modal Integration Study (8330-20 COB – Modal Integration Planning)
To authorize execution of a funding agreement with Transport Canada for the planning of the Central Okanagan Multimodal Corridor, to award the environmental assessment portion of the assignment to Summit Environmental Consultants Ltd. for \$17,484.00, and to award the planning of freight movement and rail corridor improvements portion of the assignment to IBI Group for \$76,970.00.
- 7.5 Development Manager – Recreation, Parks and Cultural Services, dated July 17, 2006 re: Kelowna Curling Club – Lease Agreement (0870-20)
To approve and authorize execution of a new lease with the Kelowna Curling Club for the curling rink on Recreation Avenue, to authorize a re-investment of \$150,000.00 into the building (the amount of the 2005 and 2006 lease payments), to approve in principle a multi-year renovation plan for the building, and to agree to consider capital funding in the 2007 Financial Plan for an elevator for the building in order to provide wheelchair accessibility.
- 7.6 Parks Manager, dated July 10, 2006 re: Paul's Tomb Log Boom (6120-20)
To support an application to the Province for a Crown Lease over Paul's Tomb Bay in order to construct a log boom to protect the swimming area.
8. RESOLUTIONS
- 8.1 Draft Resolution re: Cost Recovery for use of Council Chambers for Crystal Meth Community Forum (Mayor Shepherd)
9. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)
- (BYLAWS PRESENTED FOR FIRST THREE READINGS)**
- 9.1 Bylaw No. 9654 – Amendment No. 1 to Mission Recreation Park (Legacy) Aquatic Centre Construction Loan Authorization Bylaw No. 9359
To amend the bylaw to increase the authorized borrowing limit from \$20,000,000.00 to \$29,500,000.00 and to update the name of the bylaw.

(BYLAWS PRESENTED FOR ADOPTION)

- 9.2 Bylaw No. 9621 – Establishment Bylaw – Ace Road Local Service Area – Road Improvements
To establish a local service area for the purpose of providing road improvements for the benefit of the Ace Road local service area.
- 9.3 Bylaw No. 9622 – Loan Authorization Bylaw – Ace Road Local Service Area – Road Improvements
Authorization to borrow the debt created for Ace Road road improvements.
- 9.4 Bylaw No. 9623 – Establishment Bylaw – Thompson Road Local Service Area – Road Improvements
To establish a local service area for the purpose of providing road improvements for the benefit of the Thompson Road local service area.
- 9.5 Bylaw No. 9624 – Loan Authorization Bylaw – Thompson Road Local Service Area – Road Improvements
Authorization to borrow the debt created for Thompson Road road improvements.
- 9.6 Bylaw No. 9609 – Recreation, Parks & Cultural Services Fees and Charges Bylaw
To establish fees and charges for recreation, parks and cultural services.
- 9.7 Bylaw No. 9631 – Amendment No. 1 to Outdoor Events Bylaw No. 8358
To remove the application fee for Outdoor Events Permits from the bylaw as the fee will now be included in the Recreation Parks & Cultural Services Fees and Charges Bylaw.
- 9.8 Bylaw No. 9637 – Amendment No. 1 to Second Hand Dealers and Pawnbrokers Bylaw No. 9227
Miscellaneous amendments intended to improve and enhance inspection services for enforcement purposes and to expedite court processes.
- 9.9 Bylaw No. 9638 – Amendment No. 68 to Ticket Information Utilization Bylaw No. 6550-89
Adds to the list of violations that can be fined under the MTI system.

10. COUNCILLOR ITEMS

(Committee Updates)

11. TERMINATION