

Regular MeetingSeptember 5, 2006

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, September 5, 2006.

Council members in attendance: Mayor Sharon Shepherd, Councillors A.F. Blanleil, C.B. Day, B.D. Given, C.M. Gran, R.D. Hobson, N.J. Letnick and M.J. Rule.

Council members absent: Councillor B.A. Clark.

Staff members in attendance were: Acting City Manager, D.L. Shipclark; Deputy City Clerk, S.C. Fleming; Director of Planning & Development Services, M. Pynenburg; Acting Manager of Development Services, S. Gambacort; Traffic & Transportation Engineer, H. Thompson*; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 6:21 p.m.

2. PRAYER

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

3. CONFIRMATION OF MINUTES

Regular Meeting, August 21, 2006
Public Hearing, August 22, 2006
Regular Meeting, August 22, 2006

Moved by Councillor Day/Seconded by Councillor Rule

R834/06/09/05 THAT the Minutes of the Regular Meetings of August 21 and August 22, 2006 and the Minutes of the Public Hearing of August 22, 2006 be confirmed as circulated.

Carried

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

5. BYLAWS CONSIDERED AT PUBLIC HEARING

5.1 Bylaw No. 9655 (Z06-0032) – Dennis & Sheryol Husch – 1542 Belgo Road

Moved by Councillor Hobson/Seconded by Councillor Day

R835/06/09/05 THAT Bylaw No. 9655 be read a second and third time.

Carried

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- 5.2 Bylaw No. 9657 (OCP06-0017) - 0695136 BC Ltd. and 0737831 BC Ltd. (Lynn Welder Consulting) – 712, 728, 730 Stremel Road **requires majority vote of Council (5)**

Council:

- Staff to ensure that appropriate fencing and screening is provided for the abutting residential property.

Moved by Councillor Gran/Seconded by Councillor Letnick**R836/06/09/05** THAT Bylaw No. 9657 be read a second and third time.Carried

- 5.3 Bylaw No. 9658 (Z06-0005) - 0695136 BC Ltd. and 0737831 BC Ltd. (Lynn Welder Consulting) – 712, 728, 730 Stremel Road

Moved by Councillor Gran/Seconded by Councillor Letnick**R837/06/09/05** THAT Bylaw No. 9658 be read a second and third time.Carried

6. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

- 6.1 Planning & Development Services Department, dated July 31, 2006 re: Development Variance Permit Application No. DVP06-0085 – SD-16 Ventures Ltd. (Simple Pursuits Inc.) – 1626-1636 Pandosy Street

Mayor Shepherd invited anyone in the public gallery who deemed themselves affected by the required variance to come forward. There was no response.

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R838/06/09/05 THAT Council authorize the issuance of Development Variance Permit No. DVP06-0085; for Lot A, District Lot 139, ODYD Plan 5934, located on Pandosy Street, Kelowna, B.C.;

AND THAT variances to the following sections of Zoning Bylaw No. 8000 be granted:

Section 8 – Parking and Loading: Table 8.2 – Loading Schedule:

The applicant is seeking to vary the loading stalls from 2 stalls required to 0 stalls proposed.

Carried

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- 6.2 Planning & Development Services Department, dated August 4, 2006 re: Development Variance Permit Application No. DVP06-0074 – Space Centre Self Storage (Mitch Martyna) – 320 Adams Road

The Deputy City Clerk advised that no correspondence had been received.

Mayor Shepherd invited anyone in the public gallery who deemed themselves affected by the required variance to come forward. There was no response.

Moved by Councillor Hobson/Seconded by Councillor Day

R839/06/09/05 THAT Council authorize the issuance of Development Variance Permit No. DVP06-0074; Lot A, Section 2, Township 23, ODYD Plan KAP65552, located on Adams Road, Kelowna, B.C.;

AND THAT variances to the following sections of Zoning Bylaw No. 8000 be granted:

Section 6.14: Riparian Management Area (RMA) Setbacks: 6.14.1:

- Vary the riparian management area setback from 30 m required to a minimum (average) of 12.5 m proposed (to property line) as shown on Schedule "A" attached to the permit;

AND THAT prior to issuance of the Development Variance Permit the applicant be required to register a statutory right-of-way agreement in the Land Title Office in order to secure access at the land-side toe boundary of the dyke from Adams Road to the City's dyke for ongoing maintenance of Mill Creek;

AND FURTHER THAT the applicant be required to construct a 2 m high chain link fence at the land-side toe boundary of the dyke to delineate the property line.

Carried

- 6.3 Planning & Development Services Department, dated August 9, 2006 re: Development Variance Permit Application No. DVP06-0121 – Chung Family Holdings Inc. (Knight Signs) – 410 Bernard Avenue

Withdrawn from the agenda.

7. BYLAWS – Nil.

8. REMINDERS

- September 8 & 9 – Workshop - Affordable & Special Needs Housing Task Force

9. TERMINATION

The meeting was declared terminated at 6:33 p.m.

Certified Correct:

Mayor

Deputy City Clerk

BLH/am