

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, MARCH 26, 2007

1:30 P.M.

1. CALL TO ORDER

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

3. PUBLIC IN ATTENDANCE

3.01 Superintendent McKinnon re: [Monthly Policing Report](#)

4. UNFINISHED BUSINESS

4.01 Civic Properties Manager, Verbal Report re: Council Chamber Re-Opening

4.02 Boundary Extension Review Team, dated March 21, 2007 re: [Westside Governance – Council Commitments on Amalgamation](#)

To approve the recommendations, subject to results of the consultation process currently underway with the citizens of Kelowna and subject to the Westside Governance Study Area voters favouring amalgamation with the City of Kelowna

5. DEVELOPMENT APPLICATION REPORTS

WITHDRAWN

5.01 Planning and Development Services Department, dated March 14, 2007 re: [Agricultural Land Reserve Application No. A06-0028 – Cheryl Diane Turton – 2796 K.L.O. Road](#)

To consider a staff recommendation to NOT support an application to the Agricultural Land Commission to allow a two lot +/- 1 ha lot subdivision (in lieu of a homesite severance subdivision) under Section 21(2) of the Agricultural Land Commission Act.

5.02 Planning and Development Services Department, dated March 14, 2007 re: [Agricultural Land Reserve Application No. A06-0025 – Frank Schell as executor for the estate of Steven Feth \(Benson Edwards LLP\) – 1304 Morrison Road](#)

To obtain approval from the Agricultural Land Commission to allow an approximately .3 ha lot subdivision (in lieu of a homesite severance subdivision) from the subject property under Section 21(2) of the Agricultural Land Commission Act.

- 5.03 Planning and Development Services Department, dated March 21, 2007 re: [Agricultural Land Commission Reserve Appeal No. A07-0003 – Carmen Seltenrich, Maria Levin \(Tonette Graf\) – 690 Hartman Road](#)
To obtain approval from the Agricultural Land Commission under Section 21(2) of the Agricultural Land Commission Act to complete a homesite severance subdivision; To obtain approval from the Agricultural Land Commission for a non-farm use under Section 20(3) of the Agricultural Land Commission Act in order to allow all three existing residences to remain on the proposed homesite severance parcel.

- 5.04 Planning and Development Services Department, dated March 7, 2007 re: [Zoning Application No. Z06-0065 – T248 Enterprises Ltd. – 1379 & 1383 Richter Street, 726 Stockwell Avenue](#)
To rezone the subject properties from RU6 – Two Dwelling Housing zone to RM5 – Medium Density Multiple Housing Zone.

(a) [Planning & Development Services report dated March 7, 2007.](#)

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

[Bylaw No. 9765 \(Z06-0065\)](#) – T248 Enterprises Ltd. – 1379 & 1383 Richter Street, 726 Stockwell Avenue
To rezone the subject properties from RU6 – Two Dwelling Housing zone to RM5 – Medium Density Multiple Housing Zone.

- 5.05 Planning and Development Services Department, dated March 13, 2007 re: [Zoning Application No. Z07-0006 – Donald Gordon \(Philip Macdonald Architect Inc.\) – 734 Martin Avenue](#)
To rezone the subject property from RU6 – Two Dwelling Housing zone to RM5 – Medium Density Multiple Housing zone to facilitate the construction of a 5 storey apartment building containing 41 residential units.

(a) [Planning & Development Services report dated March 13, 2007.](#)

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

[Bylaw No. 9763 \(Z07-0006\)](#) – Donald Gordon (Philip Macdonald Architect Inc.) – 734 Martin Avenue
To rezone the subject property from RU6 – Two Dwelling Housing zone to RM5 – Medium Density Housing zone.

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

(BYLAWS PRESENTED FOR AMENDMENT AT FIRST READING)

- 6.01 [Bylaw No. 9757 \(Z07-0001\)](#) – Greg Penner & Cameron Manning (National Society of Hope) – 2071 Gordon Drive
To amend Bylaw No. 9757 at first reading by deleting the owner's name "Greg Penner & Cameron Manning" and replacing it with the new owners name "National Society of Hope"

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.01 Manager, Policy, Research & Strategic Planning, dated March 21, 2007 re: [City of Kelowna Heritage Strategy](#)
To receive the 2007 Heritage Strategy prepared by Donald Luxton & Associates; To direct staff to commence implementation of the items listed for immediate action in the 2007 Heritage Strategy as staff and budget resources permit; To direct staff involved with the restoration of protected heritage buildings to refer to the Parks Canada Standards and Guidelines for the Restoration of Historic Places as a guideline for restoration projects.
- 7.02 City Manager, dated March 19, 2007 re: [Volume 2 – 2007 Financial Plan](#)
To increase the 2007 Financial Plan by \$1,404,900 to provide for operation carry-over projects and \$110,897,440 for capital carry-over projects as summarized in the Financial Plan Volume 2. (Please note: Volume 2 – 2007 Financial Plan was previously provided to each member of Council by the Financial Services Department)
- 7.03 Community Development and Real Estate Division, re: [Affordable Housing](#)
- (a) Community Planning Manager, dated March 20, 2007 re: [Focusing on Affordable Housing Needs and Moving Forward with Requirements for Affordable Housing](#)
To identify the priority for achieving affordable housing; To continue to partner with other levels of government, the private and non-profit sectors to achieve affordable housing; To continue to lobby senior government levels to invest in affordable housing in our communities, through FCM and UBCM.
- (b) Manager, Community Development & Real Estate, dated March 20, 2007 re: [Affordable Housing & Special Needs Task Force – City Rental Housing](#)
To develop an affordable rental housing program; To direct staff to rent homes that have been identified for use as affordable rentals to households with incomes that qualify; To amend the list of appropriate subsidized rental houses from time to time.
- (c) Community Planning Manager, dated March 14, 2007 re: [Community Land Trusts and Housing Reserve Funds](#)
To develop a policy to specify an amount for a cash contribution from developers in lieu of affordable housing; To direct funds received in lieu of providing affordable housing to the Housing Opportunities Reserve Fund (HOPF); To investigate policy for allocation of a portion of revenue from land sales of land acquired with funds from the Land Sales Reserve Fund to the Housing Opportunities Reserve Fund; To not pursue the creation of a community land trust.
- (d) Community Planning Manager, dated March 20, 2007 re: [Secondary Suites in Existing Buildings](#)
To proceed with a text amendment to add a secondary suite in an existing building as a permitted use; To defer DCC charges for secondary suites in new subdivisions.

- 7.04 Community Planning Manager, dated March 15, 2007 re: [Advisory Committee on People with Disabilities](#)
To amend the Terms of Reference for the Advisory Committee for People with Disabilities; To appoint Keith Bradley as a member of the Advisory Committee for People with Disabilities.
- 7.05 Sport & Recreation Manager, dated March 12, 2007 re: [Update to Liquor Licenses in Parks, Stadiums and Facilities](#)
To approve the revised Council Policy 223 – Liquor Licenses in Parks and Stadiums.
- 7.06 Civic Properties Manager, dated March 21, 2007 re: [Kelowna Yacht Club Sewage Pump-Out Operation and Maintenance Funding](#)
To approve the reallocation of surplus funding from Project 10-230-C5361 (Kelowna Yacht Club Sewage).
- 7.07 Civic Properties Manager, dated March 21, 2007 re: [Fintry Queen Pier Tenant Improvements](#)
To approve funding of \$40,000 from the Civic Facilities Reserve for Tenant Improvements at the new Fintry Queen Pier.
- 7.08 Cultural Services Manager, dated March 20, 2007 re: [Professional Arts Grants Recommendations](#)
To approve \$18,500 for the Alternator Gallery, \$23,500 for Ballet Kelowna and \$48,000 for the Okanagan Symphony.
- 7.09 Cultural Services Manager, dated March 26, 2007 re: [Sunshine Theatre Company](#)
To approve a \$40,000 grant to be allocated from the Cultural Services budget to Sunshine Theatre Company to present professional theatre in 2007/2008.
- 7.10 Public Art Coordinator, dated March 20, 2007 re: [Approval of Public Art Committee Recommendations for Project Expenditures from the Public Art Reserve Fund](#)
To approve the recommendation of the Public Art Committee to award Karl Ciesluk of Ottawa the commission for design, fabrication and installation of 'Growth'; To approve the recommendation of the Public Art Committee to award Geert Maas of Kelowna the commission for 'The Spirit of Kelowna'.
- 7.11 Development Manager, Recreation, Parks and Cultural Services, dated March 21, 2007 re: [Youth Advisory Committee – Terms of Reference Revisions and Youth Forums](#)
To approve the revisions to the Youth Advisory Committee's Terms of Reference; To appoint Ms. Shelley Nichol, School Trustee, to the Youth Advisory Committee for the remainder of the term; To receive the final report from the Youth Forum held November 24, 2006.

8. COUNCILLOR ITEMS (including Committee Updates)

8.01 Councillor Hobson re: Recreation, Parks & Culture Service Task Force Update

9. TERMINATION