

Regular Meeting – P.M.

April 16, 2007

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 Monday, April 16, 2007.

Council members in attendance: Mayor Sharon Shepherd, Councillors Andre Blanleil, Barrie Clark, Colin Day, Brian Given, Robert Hobson and Michele Rule.

Council members absent: Councillors Carol Gran and Norm Letnick

Staff members in attendance were: City Manager, Ron Mattiussi; City Clerk, Allison Flack; Director of Planning & Development Services, Mary Pynenburg\*; Acting Manager of Development Services, Shelley Gambacort\*; Subdivision Approving Officer, Bob Shaughnessy\*; Planner, Nelson Wight\*; Environment/Solid Waste Manager, Mark Watt; and Council Recording Secretary, Sandi Horning.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 1:40 p.m.

2. Councillor Rule was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 2007 World Women's Curling Champions – Team Scott

Council:

- Congratulated the members of "Team Scott" and presented flowers.

4. DEVELOPMENT APPLICATION REPORTS

4.1 Planning & Development Services Department, dated April 4, 2007 re: Agricultural Land Reserve Appeal No. A06-0015 – The Benvoulin Golf Training Centre Ltd. (Kim McKechnie) – 1950 Munson Road

Councillor Day declared a conflict of interest as a direct family member owns property adjacent to the subject property and left the meeting at 1:45 p.m.

Moved by Councillor Hobson/Seconded by Councillor Given

**R406/07/04/16** THAT Council request that the applicant address Council regarding questions concerning the Agricultural Land Reserve Appeal No. A06-0015.

Carried

Applicant's Agent, Kim McKechnie:

- A study was completed with respect to any potential effects to the water quality in the area as a result of the proposed golf course (nitrogen seeping into the water supply). It was determined that seepage could be completely preventable.

Applicant, Randy Barr:

- Would like to provide a golf course that is affordable and accessible to the local residents, especially young people and seniors.

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- Will be addressing the issue of the surrounding agricultural land with netting all the way around the property to ensure that golf balls will not stray onto the area

Moved by Councillor Given/Seconded by Councillor Blanleil

**R407/07/04/16** THAT Agricultural Land Reserve Appeal No. A06-0015 for Lot 14, District Lot 130 O.D.Y.D. Plan 415, Except Plan KAP64154, located on Munson Road, Kelowna, B.C. for non-farm use within the Agricultural Land Reserve pursuant to Section 20(3) of the *Agricultural Land Commission Act*, be supported by Municipal Council.

Defeated

Mayor Shepherd and Councillors Clark and Hobson opposed.

Moved by Councillor Hobson/Seconded by Councillor Given

**R408/07/04/16** THAT Agricultural Land Reserve Appeal No. A06-0015 for Lot 14, District Lot 130 O.D.Y.D. Plan 415, Except Plan KAP64154, located on Munson Road, Kelowna, B.C. for non-farm use within the Agricultural Land Reserve pursuant to Section 20(3) of the *Agricultural Land Commission Act*, be forwarded to the Agricultural Land Commission without comment.

Carried

Councillor Day returned to the meeting at 2:19 p.m.

4.2 Planning & Development Services Department, dated March 28, 2007 re: Zoning Application No. Z07-0018 and Heritage Alteration Permit Application No. HAP07-0001 – Steve Bigwood (Peter Chataway) – 359 Burne Avenue

- (a) Planning & Development Services report dated March 28, 2007.

Moved by Councillor Rule/Seconded by Councillor Given

**R409/07/04/16** THAT Rezoning Application No. Z07-0018 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2, District Lot 14, ODYD Plan 3514, located on Burne Avenue, Kelowna, B.C. from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone be considered by Council;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of a Heritage Alteration Permit on the subject property;

Carried

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

Bylaw No. 9774 (Z07-0018) – Stephen Bigwood (Peter Chataway)  
– 359 Burne Avenue

Moved by Councillor Rule/Seconded by Councillor Given

**R410/07/04/16** THAT Bylaw No. 9774 be read a first time.

Carried

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

**(BYLAWS PRESENTED FOR ADOPTION)**

5.1 Bylaw No. 9718 (Z06-0044) – Luc Bigras – 1097 Arbor View Drive

Moved by Councillor Rule/Seconded by Councillor Given

**R411/07/04/16** THAT Bylaw No. 9718 be adopted.

Carried

6. **NON-DEVELOPMENT APPLICATION REPORTS**

6.1 Environment & Solid Waste Manager, dated April 4, 2007 re: Ogogrow Facility Joint Operating Agreement between City of Kelowna and City of Vernon

Moved by Councillor Day/Seconded by Councillor Hobson

**R412/07/04/16** THAT Council receives the report detailing the OGOGROW Site Project and the Regional Biosolids Composting Facility Joint Operating Agreement, from the Environment and Solid Waste Manager, dated April 4, 2007

AND THAT Council approve the Joint Operating Agreement between the City of Kelowna and the City of Vernon, and authorize the Mayor and Clerk to execute it;

AND FURTHER THAT Staff be directed to prepare an amendment to the Fees & Charges Bylaw #9301, in order to provide for the Biosolids Processing Fee(s) at the OGOGROW Facility associated with processing materials, and forward the bylaw for reading consideration.

Carried

6.2 Airport General Manager, dated April 4, 2007 re: Air Terminal Building Space Sub-Leases

This item was withdrawn from the Agenda.

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7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

**(BYLAWS PRESENTED FOR FIRST THREE READINGS)**

- 7.1 Bylaw No. 9777 – Amendment No. 15 to City of Kelowna Electricity Regulation Bylaw No. 7639

Moved by Councillor Clark/Seconded by Councillor Rule

**R413/07/04/16** THAT Bylaw No. 9777 be read a first, second and third time.

Carried

**(BYLAWS PRESENTED FOR ADOPTION)**

- 7.2 Bylaw No. 9742 – Clifton Road N. LAS Establishment Bylaw

Moved by Councillor Clark/Seconded by Councillor Rule

**R414/07/04/16** THAT Bylaw No. 9742 be adopted.

Carried

- 7.3 Bylaw No. 9743 – Loan Authorization Bylaw for the Local Area Service – Clifton Road N.

Moved by Councillor Day/Seconded by Councillor Hobson

**R415/07/04/16** THAT Bylaw No. 9743 be adopted.

Carried

- 7.4 Bylaw No. 9764 – Officer Position Establishment Bylaw

Moved by Councillor Hobson/Seconded by Councillor Day

**R416/07/04/16** THAT Bylaw No. 9764 be adopted.

Carried

- 7.5 Bylaw No. 9767 – Municipal Employees Financial Disclosure Bylaw

Moved by Councillor Day/Seconded by Councillor Hobson

**R417/07/04/16** THAT Bylaw No. 9767 be adopted.

Carried

8. COUNCILLOR ITEMS

Councillor Day:

- Provided an update regarding the Kelowna Parking Committee.

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9. TERMINATION

The meeting was declared terminated at 2:49 p.m.

Certified Correct:

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Mayor

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City Clerk

SLH/dd