

Regular Meeting – P.M.July 9, 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, July 9, 2007.

Council members in attendance: Mayor Sharon Shepherd*, Councillors Andre Blanleil, Barrie Clark, Colin Day*, Carol Gran, Robert Hobson, Norm Letnick* and Michele Rule.

Council members absent: Councillor Brian Given.

Staff members in attendance were: City Manager, Ron Mattiussi; Deputy City Clerk, Stephen Fleming; Director of Works and Utilities, John Vos*; Subdivision Approving Officer, Bob Shaughnessy*; Current Planning Supervisor, Shelley Gambacort*; Community Planning Manager, Theresa Eichler*; Planner, Danielle Noble*; Planner, Alec Warrander*; Transportation Manager, Ron Westlake*; Environmental Technician, Michelle Kam*; Planner, Cory Gain*; Planning and Development Officer, Paul McVey*; Environment/Solid Waste Manager, Mark Watt*; Environment Supervisor, Todd Cashin*; Parks Manager, Joe Creron*; and Council Recording Secretary, Sandi Horning.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 1:34 p.m.

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

3. PUBLIC IN ATTENDANCE

3.01 Governor General's Certificate of Commendation Recipient – Steve (Sukhjit) Jagpal and Governor General's Caring Canadian Award Recipient – Norma Evelyn Selbie

- Mayor Shepherd presented Steve Jagpal with the Governor General's Certificate of Commendation.
- Mayor Shepherd presented Norma Selbie with the Governor General's Caring Canadian Award

3.02 The Reverend Heather Karabelas, Inn from the Cold Steering Committee re: Kelowna Final Report May 2007

Moved by Councillor Day/Seconded by Councillor Gran

R665/07/07/09 THAT Council receive, for information only, the Kelowna Final Report as presented by the Inn from the Cold Steering Committee;

AND THAT the Report be forwarded to the Social Planning & Housing Committee for their consideration.

Carried

4. DEVELOPMENT APPLICATION REPORTS

4.01 Planning & Development Services Department, dated June 27, 2007 re: Agricultural Land Reserve Appeal No. A07-0008 – Porter Ramsay Lawyers (John and Marie Murphy) – 1460 Gibson Road

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Moved by Councillor Hobson/Seconded by Councillor Day

R666/07/07/07 THAT Council request that the applicant's representative address Council regarding Agricultural Land Reserve Appeal No. A07-0008.

Carried

Applicant's Representative, Tom Smithwick:

- Explained the topography of the property and the surrounding areas.
- The subject property has two (2) utility rights-of-way encumbering it.
- Would like to conform to the properties to the north & south as there is little or no viability to use the property for agriculture.
- The current owners have owned the property since 1993.

Moved by Councillor Hobson/Seconded by Councillor Clark

R667/07/07/09 THAT Agricultural Land Reserve Appeal No. A07-0008 for Lot 18, Sec. 36, Twp 26, ODYD, Plan 1760, Except Plans B3117, 21987, KAP56450, KAP79353 and KAP80250, located on Gibson Road, Kelowna, B.C. for exclusion from the Agricultural Land Reserve pursuant to Section 30(1) of the *Agricultural Land Commission Act*, NOT be supported by Municipal Council.

Carried

- 4.02 Planning & Development Services Department, dated June 26, 2007 re: Agricultural Land Reserve Application No. ALR07-0012 – Danco Developments Ltd. (Gary Feeny) – 1650 KLO Road

This item was withdrawn from the Agenda.

- 4.03 Planning & Development Services Department, dated June 26, 2007 re: Agricultural Land Reserve Application No. A07-0014 – Milagro Advisory Services Inc. (Tommy and Sandra Ann Josaissen) – 1305 Highway 33

Moved by Councillor Blanleil/Seconded by Councillor Day

R668/07/07/07 THAT Council request that the applicant's representative address Council regarding Agricultural Land Reserve Appeal No. A07-0014.

Carried

Applicant's Representative, Peter Klimuk:

- Provided Council with an update regarding the Ministry of Transportation's plan to upgrade Highway 33. There will be a substantial taking from the property to accommodate the upgrading.
- Reviewed the land uses of surrounding properties.
- Reviewed the topography of the property and suggested that the property is not agriculturally viable.

Moved by Councillor Blanleil/Seconded by Councillor Gran

R669/07/07/09 THAT Agricultural Land Reserve Application No. A07-0014 for Lot 2, Sec. 13, Twp. 26, ODYD, Plan 4283, located at 1305 Highway 33, Kelowna, B.C. for a subdivision within the Agricultural Land Reserve pursuant to Section 21(2) of the *Agricultural Land Commission Act*, be supported by Municipal Council.

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AND THAT Municipal Council forward the subject application to the Agricultural Land Commission.

Defeated

Mayor Shepherd, Councillors Clark, Day, Hobson, Letnick, and Rule – Opposed

Moved by Councillor Letnick/Seconded by Councillor Clark

R670/07/07/09 THAT Agricultural Land Reserve Application No. A07-0014 for Lot 2, Sec. 13, Twp. 26, ODYD, Plan 4283, located at 1305 Highway 33, Kelowna, B.C. for a subdivision within the Agricultural Land Reserve pursuant to Section 21(2) of the *Agricultural Land Commission Act*, NOT be supported by Municipal Council.

AND THAT Municipal Council forward the subject application to the Agricultural Land Commission.

Carried

Councillors Blanleil and Gran - Opposed

4.04 Planning & Development Services Department, dated June 26, 2007 re: Agricultural Land Reserve Application No. A07-0013 – 0720888 B.C. Ltd. – 840 Old Vernon Road

Moved by Councillor Letnick/Seconded by Councillor Day

R671/07/07/09 THAT Agricultural Land Reserve Application No. A07-0013 for Lot 5 Sec. 1 Twp. 23 ODYD, Plan 546, Except Plan B5647 located at 840 Old Vernon Road, Kelowna B.C. requesting permission to allow a non-farm use to permit the conversion of the existing single family dwelling to a secondary suite in an accessory building pursuant to Section 20(3) of the *Agricultural Land Commission Act* be supported by Council;

AND THAT Municipal Council forward the subject application to the Agricultural Land Commission.

Carried

4.05 Planning & Development Services Department, dated June 25, 2007 re: Rezoning Application No. Z07-0008 – 0758587 BC Ltd. (S2 Architecture) – 290 and 200 Asher Road and 315 McIntosh Road

(a) Planning & Development Services report dated June 25, 2007.

Moved by Councillor Letnick/Seconded by Councillor Day

R672/07/07/09 THAT Rezoning Application No. Z07-0008 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lots 19, 20 and 21 Section 26 Township 26 Osoyoos Division Yale District Plan 9924, located on Asher and McIntosh Roads, Kelowna BC from RU6 - Two Dwelling Housing Zone to RM5 – Medium Density Multiple Housing Zone be considered by Council;

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

THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of Development Permit DP07-0016 on the subject property;

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THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of Development Variance Permit DVP07-0017 on the subject property;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works and Utilities Department being completed to their satisfaction.

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

Bylaw No. 9831 (Z07-0008) – 0758587 BC Ltd. (S2 Architecture) – 290 and 200 Asher Road and 315 McIntosh Road

Moved by Councillor Letnick/Seconded by Councillor Clark**R673/07/07/09** THAT Bylaw No. 9831 be read a first time.Carried

4.06 Planning & Development Services Department, dated June 21, 2007 re: Rezoning Application No. Z07-0032 – Melcor Lakeside Inc. (Stantec Consulting Ltd.) – West of Black Mountain Drive

(a) Planning & Development Services report dated June 21, 2007.

Councillor Day declared a conflict of interest as he owns an adjacent property and left the meeting at 2:35 p.m.

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R674/07/07/09 THAT Rezoning Application No. Z07-0032 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of a .5 ha. portion of Lot B Section 19 Township 27 Osoyoos Division Yale District Plan KAP80286 shown on Map 'A' from the RU1hs – Large Lot Housing with Secondary Suite (Hillside Area) Zone to P4 – Utilities Zone be considered by Council;

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

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

Bylaw No. 9825 (Z07-0032) – Melcor Lakeside Inc. (Stantec Consulting Ltd.) – West of Black Mountain Drive

Moved by Councillor Letnick/Seconded by Councillor Clark**R675/07/07/09** THAT Bylaw No. 9825 be read a first time.Carried

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- 4.07 Planning & Development Services Department, dated June 25, 2007 re: Rezoning Application No. Z07-0045 – Rafael Augusto Carreras and Cornelia Bujara – 2575 Harvard Road

(a) Planning & Development Services report dated June 25, 2007.

Councillor Day returned to the meeting at 2:38 p.m.

Moved by Councillor Hobson/Seconded by Councillor Clark

R676/07/07/09 THAT Rezoning Application No. Z07-0045 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 5, District Lot 360, ODYD, Plan KAP62784, located at 2575 Harvard Road, Kelowna, B.C. from the A1 – Agriculture 1 Zone to the A1s – Agriculture 1 with Secondary Suite zone be considered by Council;

AND FURTHER 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 Development Variance Permit on the subject property.

Carried

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

Bylaw No. 9830 (Z07-0045) – Rafael Augusto Carreras and Cornelia Bujara – 2575 Harvard Road

Moved by Councillor Letnick/Seconded by Councillor Clark

R677/07/07/09 THAT Bylaw No. 9830 be read a first time.

Carried

- 4.08 Planning & Development Services Department, dated June 25, 2007 re: Rezoning Application No. Z07-0033 – Elizabeth and Roy Lycar – 577 Rose Avenue

(a) Planning & Development Services report dated June 25, 2007.

Moved by Councillor Hobson/Seconded by Councillor Gran

R678/07/07/09 THAT Rezoning Application No. Z07-0033 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 5, District Lot 14, ODYD, Plan 1246, located at 577 Rose Avenue, Kelowna, B.C. from the P2 – Educational and Minor Institutional to the RU6 – Two Dwelling Housing Zone.

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

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

Bylaw No. 9829 (Z07-0033) – Elizabeth and Roy Lycar – 577
Rose Avenue

Moved by Councillor Clark/Seconded by Councillor Rule

R679/07/07/09 THAT Bylaw No. 9829 be read a first time.

Carried

4.9 Planning & Development Services Department, dated June 28, 2007 re:
Rezoning Application No. Z07-0023 – Ed and Christina Schnellert – 170
Hardie Road

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

Moved by Councillor Hobson/Seconded by Councillor Letnick

R680/07/07/09 THAT Rezoning Application No. Z07-0023 to amend City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 3, Section 26, Township 26, ODYD, Plan 11868 on Hardie Rd, Kelowna, B.C. from RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone be considered by Council;

Carried

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

Bylaw No. 9827 (Z07-0023) – Ed and Christina Schnellert – 170
Hardie Road

Moved by Councillor Clark/Seconded by Councillor Rule

R681/07/07/09 THAT Bylaw No. 9827 be read a first time.

Carried

4.10 Planning & Development Services Department, dated June 25, 2007 re:
Rezoning Application No. Z05-0033 – Watermark Developments Ltd.
(John Hertay) – 285 Arab Road and 2960 Appaloosa Road

(a) Planning & Development Services report dated June 25, 2007.

Staff:

- An extensive landscape plan is being proposed for this development and an Environmental Assessment will need to be conducted.

Council:

- Concerned about the visual impact of this development due to the lack of greenery.

Moved by Councillor Gran/Seconded by Councillor Rule

R682/07/07/09 THAT Rezoning Application No. Z05-0033 to amend City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of a part of the North ½ of the South East ¼ of Section 3, Twp 23, ODYD, located off Arab Rd., and a part of Lot 5, Plan 18861, Section 3, Twp 23, ODYD, located off Appaloosa Rd., Kelowna, B.C., from the A1 – Agriculture 1 zone to the RU2s –

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Medium Lot Housing (with Secondary Suite) zone, the P3 – Parks and Open Space zone, and the P4 – Utilities zone, as shown on Map 'A' attached to the report of Planning and Development Services Department, dated June 25, 2007, be considered by Council;

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

Carried
Councillor Hobson - Opposed

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

Bylaw No. 9828 (Z05-0033) – Watermark Developments Ltd. (John Hertay) – 285 Arab Road and 2960 Appaloosa Road

Moved by Councillor Clark/Seconded by Councillor Rule

R683/07/07/09 THAT Bylaw No. 9828 be read a first time.

Carried
Councillor Hobson - Opposed

4.11 Planning & Development Services Department, dated June 27, 2007 re: Rezoning Application No. Z07-0051 (Z06-0048) – MKS Resources Inc. – 529 Martin Road, 3869, 3879, 3889-3899 Truswell Road

(a) Planning & Development Services report dated June 27, 2007.

Moved by Councillor Letnick/Seconded by Councillor Rule

R684/07/07/09 THAT second and third readings of zone amending bylaw No. 9753 be rescinded;

AND THAT zone amending bylaw no. 9753 be amended at first reading by adding Lot 2, Sec. 1, Twp. 25, O.D.Y.D., Plan 13261, and the closed portion of Martin Road to the bylaw;

AND THAT the amended 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 Development Permit and Development Variance Permit on the subject property;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the registration of a plan of subdivision for required creek dedications and road closures.

Carried
Councillors Clark and Hobson - Opposed

(b) **BYLAW TO BE RESCINDED AND PRESENTED FOR AMENDMENT AT FIRST READING**

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Bylaw No. 9753 (Z06-0048) – MKS Resources Inc. - 529 Martin Road, 3869, 3879, 3889-3899 Truswell Road

Moved by Councillor Letnick/Seconded by Councillor Clark

R685/07/07/09 THAT second and third reading of Bylaw No. 9753 be rescinded;

AND THAT Bylaw No. 9753 be amended at first reading to add the Reference to application Z07-0051;

AND THAT Bylaw No. 9753 be amended by adding the following legal description: Lot 2, Sec. 1, Twp. 25, ODYD, Plan 13261 and adding the parcel created by the closure of the adjacent Martin Road

Carried
Councillors Clark and Hobson - Opposed

4.12 Planning & Development Services Department, dated June 27, 2007 re: Official Community Plan Amendment No. OCP07-0010 and Rezoning Application No. Z07-0027 – T 186 Enterprises Ltd. (The Mission Group) – 1550, 1560, 1570, 1580 and 1596 Dickson Avenue

(a) Planning & Development Services report dated June 27, 2007.

Moved by Councillor Hobson/Seconded by Councillor Rule

R686/07/07/09 THAT OCP Bylaw Amendment No. OCP07-0010 to amend Map 19.1 of the *Kelowna 2020* - Official Community Plan Bylaw No. 7600 by changing the Future Land Use designation of Lots 12 – 16, DL 141, O.D.Y.D., Plan 3736, located on Dickson Avenue, Kelowna, B.C., from the existing Multiple Unit Residential – Low Density designation to the proposed Multiple Unit Residential – Medium Density designation, as shown on Map “A” attached to the report of Planning & Corporate Services Department, dated June 14, 2007, be considered by Council;

THAT Rezoning Application No. Z07-0027 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lots 12 – 16, DL 141, O.D.Y.D., Plan 3736, located on Dickson Avenue, Kelowna, B.C. from the existing RU1 – Large Lot Housing zone to the proposed RM5 – Medium Density Multiple Housing zone be considered by Council;

AND THAT the OCP Bylaw Amendment No. OCP07-0010 and 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 Development Permit & Development Variance Permit on the subject property;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the owner having executed a Housing Agreement for Affordable housing and registration of a plan of subdivision for the lot consolidation and road reserve;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction.

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

Carried

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- (i) Bylaw No. 9832 (OCP07-0010) – T 186 Enterprises Ltd. (The Mission Group) – 1550, 1560, 1570, 1580 and 1596 Dickson Avenue – **Requires a majority of all Members of Council (5)**

Moved by Councillor Clark/Seconded by Councillor Rule**R687/07/07/09** THAT Bylaw No. 9832 be read a first time.Carried

- (ii) Bylaw No. 9833 (Z07-0027) - T 186 Enterprises Ltd. (The Mission Group) – 1550, 1560, 1570, 1580 and 1596 Dickson Avenue

Moved by Councillor Gran/Seconded by Councillor Blanleil**R688/07/07/09** THAT Bylaw No. 9833 be read a first time.Carried5. BYLAWS (ZONING & DEVELOPMENT)5.01 **(BYLAWS PRESENTED FOR AMENDMENT AT FIRST READING)**

- (a) Bylaw No. 9822 (OCP07-0012) – No. 21 Great Projects Ltd. (Runnalls Denby & Associates) – 865 Paret Road – **Requires a majority of all Members of Council (5)**

Moved by Councillor Letnick/Seconded by Councillor Gran

R689/07/07/09 THAT Bylaw No. 9822 be amended at first reading by adding Map “A” in order to indicate the portions of the subject property that are affected by the Future Land Use Designation change from Single/Two Unit Residential to Public Services/Utilities designation;

AND THAT the Bylaw has been considered in conjunction with the City's Financial Plan and Waste Management Plan.

Carried

- (b) Bylaw No. 9823 (Z07-0031) - No. 21 Great Projects Ltd. (Runnalls Denby & Associates) – 865 Paret Road

Moved by Councillor Gran/Seconded by Councillor Blanleil

R690/07/07/09 THAT Bylaw No. 9823 be amended at first reading by adding reference to A1 – Agriculture zone as one of the zones on the subject property that is being rezoned to P4 – Utilities zone; and adding a Map “A” in order to indicate the portions of the subject property that are being rezoned from RR1, RU1 and A1 to RU1 and P4 zones.

Carried5.02 **(BYLAW PRESENTED FOR ADOPTION)**

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Bylaw No. 9634 (LUC06-0001) – John and Joyce Madsen (John Madsen)
– 600-602 Bolotzky Court

Moved by Councillor Blanleil/Seconded by Councillor Gran

R691/07/07/09 THAT Bylaw No. 9634 be adopted.

Carried

6. NON-DEVELOPMENT APPLICATION REPORTS

6.01 Community Planning Manager, dated July 4, 2007 re: Federal Tax Recommendations Affecting Rental Housing

Moved by Councillor Blanleil/Seconded by Councillor Day

R692/07/07/09 THAT Council authorize a letter to be sent on behalf of the Mayor and Council to MLAs, MPs, Minister Monte Solberg, Minister Rich Coleman to recommend that action be taken to promote increased building of rental housing, as set out in the October 2004 Report from the Federation of Canadian Municipalities entitled “Moving Forward: Refining the FCM Recommendations for a National Affordable Housing Strategy” as follows:

- Offset the Goods and Services Tax on rental housing;
- Allow rental investors to qualify for the small business deduction;
- Restore the Capital Cost Allowance (CCA) ‘pooling’ to encourage capital reinvestment in new properties;
- Permit charitable receipts to be used toward the purchase price of existing rental properties by non-profit corporations (provides vender with a means to shelter part of tax liability and enables purchaser to complete purchase with less cash outlay. Non-profit ownership can preserve long term existing affordable units);
- Amend Section 38 of the (federal) Income Tax Act to provide equal the treatment to donations of land for the purpose of building affordable housing and homeless shelters as that provided in the case where land is donated for an environmental trust.

AND THAT a copy of the letter be forwarded to the Kelowna Chamber of Commerce for their information.

Carried

6.02 Transportation Manager, dated July 3, 2007 re: 2007/08 Kelowna Regional Conventional and Custom Transit Annual Operating Agreements – Amendment #1 Premises Owned or Leased by BC Transit

Moved by Councillor Day/Seconded by Councillor Letnick

R693/07/07/09 THAT Council approve Amendment #1 to the Annual Operating Agreements (AOA) for Kelowna Regional Conventional and Custom Transit as per the correspondence from BC Transit dated June 20, 2007.

AND THAT the Mayor and City Clerk be authorized to execute all documents necessary to complete this transaction.

Carried

6.03 Transportation Manager, dated July 4, 2007 re: Co-Hosting of National Transit Organization

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Moved by Councillor Rule/Seconded by Councillor Letnick

R694/07/07/09 THAT Council approve the co-hosting of the 2007 Executive Meeting of the Canadian Urban Transit Association with BC Transit in Kelowna.

AND THAT the City's share of this event, \$1000 be funded from Council Contingency.

Carried

Mayor Shepherd left the meeting at 3:58 p.m. Councillor Clark took over as Chair of the meeting.

6.04 Environmental and Solid Waste Manager, dated July 3, 2007 re: Pesticide Reduction Strategy

Council:

- Interested in how the Parks Division proposes to deal with this issue and the budget implications resulting from the implementation of this strategy.
- It is important that all of Council be present to make a decision on this matter as the budget implications are high. A suggestion was made that a workshop take place prior to Council made a final decision on this matter.

Councillor Letnick left the meeting at 4:31 p.m.

Staff:

- Explained the process the Parks Division uses to control weeds on City-owned properties, in particularly sports fields
- There will be implications to the Parks budget if pesticide usage is banned.
- Health Canada does set standards regarding pesticide use and those standards have been revised effective 2006; however not all pesticides have been included in those standards.

Moved by Councillor Gran/Seconded by Councillor Rule

THAT Council receive the attached staff report (attach 1) summarizing the findings from Environment Division Staff and the Pesticide Bylaw Staff Advisory Committee.

AND THAT Council endorse *Option 1: Implementation of a Pesticide Bylaw restricting the use of cosmetic, non-essential pesticides partnered with a comprehensive "Be Pesticide Free" education campaign.*

AND THAT Council direct staff to proceed with a survey of Kelowna residents to establish baseline data of pesticide use in the community.

AND THAT Council direct staff to prepare a bylaw to restrict cosmetic use of pesticides on public and private property for implementation in January 2009.

AND THAT Council approve a five year phase in for City of Kelowna waterfront parks and an ongoing exemption of city sportsfields until results of pilot work demonstrates cost effective measures to achieve a community acceptable service level and future budgets adjustments are made to accommodate required maintenance and capital programs.

AND THAT Council direct staff to bring forward 2008 budget submissions of \$90,000 to cover the costs of an education campaign prior to the implementation of a bylaw, and \$175,100 for park operating and \$60,000 capital costs.

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Additional parks operating and capital costs will be phased in over a total of five years.

AND FURTHER THAT Council forward the above recommendations to the Regional Board for region-wide consideration.

Moved by Councillor Blanleil/Seconded by Councillor Gran

R695/07/07/09 THAT the above motion be deferred until after a workshop can be held on a date at which all of Council are able to attend.

Carried

7. RESOLUTIONS

7.01 Draft Resolution re: Appointment to the Airport Advisory Committee

Moved by Councillor Gran/Seconded by Councillor Day

R696/07/07/09 THAT Kent LaFleur be appointed as the Westbank & District Chamber of Commerce representative to the Airport Advisory Committee, effective immediately.

Carried

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

8.01 Bylaw No. 9826 – Amendment No. 15 to the Airport Fees Bylaw No. 7982

Moved by Councillor Hobson/Seconded by Councillor Rule

R697/07/07/09 THAT Bylaw No. 9826 be read a first, second and third time.

Carried

(BYLAWS PRESENTED FOR ADOPTION)

8.02 Bylaw No. 9817 – Board of Variance Bylaw

Moved by Councillor Hobson/Seconded by Councillor Day

R698/07/07/09 THAT Bylaw No. 9817 be adopted.

Carried

8.03 Bylaw No. 9819 – Amendment No. 20 to Development Application Fees Bylaw No. 8034

Moved by Councillor Hobson/Seconded by Councillor Day

R699/07/07/09 THAT Bylaw No. 9819 be adopted.

Carried

8.04 Bylaw No. 9820 – Amendment No. 2 to Council Procedure Bylaw No. 9200 – **Mayor to invite anyone in the public gallery who deems themselves affected by this Bylaw to come forward**

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Deputy Mayor Clark invited anyone in the public gallery who deemed themselves affected by the proposed Bylaw to come forward, followed by comments of Council. No one came forward.

Moved by Councillor Hobson/Seconded by Councillor Day

R700/07/07/09 THAT Bylaw No. 9820 be adopted.

Carried

9. COUNCILLOR ITEMS (including Committee Updates) - Nil

10. TERMINATION

The meeting was declared terminated at 5:08 p.m.

Certified Correct:

Mayor

Deputy Mayor Clark

SLH/dld

Deputy City Clerk