

Regular Meeting – P.M.August 20, 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, August 20th, 2007.

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

Staff members in attendance were: Acting City Manager, Paul Macklem; Deputy City Clerk, Stephen Fleming; Director of Corporate Services/Acting Director of Planning and Development Services, David Shipclark; Planner, Alec Warrender* Environmental Manager, Mark Watt*, Risk Manager, Lance Kayfish*, Civic Property Manager, Randy Cleveland*, Transportation Manager, Ron Westlake*, Community Planning Manager, Theresa Eichler*, Manager, Community Development and Real Estate, Doug Gilchrist*, Assistant General Manager, Airport Development, Sam Samaddar*, Manager, Policy, Research and Strategic Planning, Signe Bagh*, Planner Specialist, Gary Stephen*, Projects Manager, Real Estate and Planning, Rob Mayne*, Transportation Demand Supervisor, Jerry Dombowsky*, and Council Recording Secretary, Arlene McClelland.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 1:30 p.m.

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

3. PUBLIC IN ATTENDANCE

3.1 Inspector Randy Curtain re: Monthly Policing Report

Councillor Blanleil enters the meeting at 1:47 p.m.

3.2 Joe Dardinha, BC Fruit Growers Association re: Industry Update and Tree Fruit Industry Strategy Power Point Presentation

Council:

- Tree Fruit Industry to set up a workshop with the AAC Committee. Tree Fruit Industry will create a template for the AAC Committee to evaluate and then bring forward to Council.

Moved by Councillor Day/Seconded by Councillor Hobson

R787/07/08/20 THAT the report of the BC Tree Fruit Growers Association be received;

AND THAT the BC Tree Fruit Growers Association, the Agricultural Advisory Committee and staff hold a workshop to discuss the process for season farm labour development applications, with a report back from the Agricultural Advisory Committee to Council.

4. UNFINISHED BUSINESS

4.1 Draft Resolution re: Proposed Argus Properties Ltd. Heliport – Manhattan Drive, Kelowna, BC

Council:

- Concerned regarding early and late evening daylight hour use particularly in the summer months.
- Concerned related to potential noise.
- Concerned regarding flight pattern which may affect the future residential areas that have not be created yet.

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Applicant:

- City was aware of this proposal and had ongoing discussions with staff. This is the first the applicant has heard of any concerns.
- Every pilot flying will be aware of the flight patterns and prior written permission required to use this helipad.
- Not designed for commercial use and not to be used at night.
- Clarified that if it was going to be changed in the future to be used for commercial use it would have to come back before Council.
- Daytime hours is ½ hour before sunrise and sunset. Argus office hours are from 8 a.m. to 5:00 p.m. Fringe hours could be used but don't see that happening.
- This is a Transport Canada issue. Council's input is limited to a degree. We wanted to let Council know what we were doing and address any concerns.
- There are only two approved flight plans. Clearly designed so that residential areas are dealt with.
- Tolko do not have any plans in the foreseeable future for development. If in the future that approach and departure path was not appropriate we could use the flight path coming down the industrial corridor or rail lines. Transport Canada may not want to give the City guarantees.

Moved by Councillor Day/Seconded by Councillor Blanleil

R788/07/08/20 THAT Council authorize the Mayor to write to Transport Canada expressing non-opposition for the Heliport for downtown Kelowna as proposed by Argus Properties;

AND THAT this non-opposition be conditional on Transport Canada acknowledging that the Heliport will not be used for scheduled service, that noise will be monitored to ensure that residential areas are not disturbed by landings in the evenings or early mornings on a regular basis, and that the licensing of this facility will not impose height restrictions on surrounding properties;

AND FURTHER THAT this non-opposition be conditional on the Heliport not being used for commercial flight purposes, no night time use and that Council may require that the proposed flight path be altered to take into account any future re-development of adjacent properties not presently planned for.

Carried5. DEVELOPMENT APPLICATION REPORTS

5.1 Planning & Development Services report dated August 8, 2007 re: Official Community Plan Amendment No. OCP07-0018 and Rezoning Application No. Z07-0053 – Peter and Patricia Mosychuk (Peter Mosychuk) – 620-622 Wardlaw Avenue

(a) Planning & Development Services report dated August 8, 2007.

Moved by Councillor Letnick/Seconded by Councillor Hobson

R789/07/08/20 THAT OCP Bylaw Amendment No. OCP07-0018 to amend Map 19.1 of the *Kelowna 2020* - Official Community Plan Bylaw No. 7600 by changing the Future Land Use designation of Strata Lot 2, District Lot 14, ODYD, Strata Plan KAS2898, located at 620-622 Wardlaw Avenue, Kelowna, B.C., from the Single/Two Unit Residential designation to the Multiple Unit Residential - Low Density designation, as shown on Map "A" attached to the report of Planning & Development Services Department, dated August 08, 2007, be considered by Council;

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R1147/07/12/03 THAT Council grant approval to Northern Air Support Ltd. to fly Santa Claus from the Kelowna Airport to the Kelowna Golf & Country Club and back on December 9th and 16th, 2007, subject to the approval of Transport Canada and compliance with all related flight requirements.

Carried9. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)(BYLAWS PRESENTED FOR ADOPTION)9.1 Bylaw No. 9896 – Amendment No. 3 to Solid Waste Management Regulation Bylaw No. 9570Moved by Councillor Clark/Seconded by Councillor Letnick**R1148/07/12/03** THAT Bylaw No. 9896 be adopted.Carried10. COUNCILLOR ITEMS

Mayor Shepherd:

- Council will be considering additional Information regarding the Argus Heliport proposal at next weeks Council meeting. Interested parties are encouraged to submit any written comments to Council. There will be an opportunity from the applicant and other parties at the meeting.

Councillor Hobson:

- The vote configuration of the City Directors needs to be approved by Council.

Moved by Councillor Hobson/Seconded by Councillor Letnick**R1149/07/12/03** THAT the 28 votes be configured as follows:

Mayor Shepherd – 5 votes
 Councillor Day – 5 votes
 Councillor Given – 5 votes
 Councillor Hobson – 5 votes
 Councillor Clark – 4 votes
 Councillor Rule – 4 votes.

Carried

NOTE:

A binder containing background materials, together with correspondence received, is available for review in the City Manager's Office.