

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, MAY 26, 2008

1:30 P.M.

1. CALL TO ORDER

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

3. PUBLIC IN ATTENDANCE

3.1 Recipient, Senator Ross Fitzpatrick, re: Freedom of the City Award

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

4. COMMITTEE REPORTS

4.1 Youth Advisory Committee, Verbal Report, re: [Mayor's Youth Forum on "Culture Matters"](#)

To receive, for information, the verbal report of the Youth Advisory Committee on the Mayor's Youth Forum on "Culture Matters"

5. DEVELOPMENT APPLICATION REPORTS

5.1 Planning & Development Services Department, dated May 5, 2008, re: [Official Community Plan Bylaw Amendment Application No. OCP07-0026, Rezoning Application No. Z07-0077 and Development Variance Permit Application No. DVP07-0216 – Michael Gaspari – 614-624 Francis Avenue](#)

To consider a staff recommendation NOT to change the future land use designation of the subject property from the "Single/Two Unit Residential" designation to the "Multiple Unit Residential – Low Density" designation; To consider a staff recommendation NOT to support the rezoning of the subject property from the RU6 – Two Dwelling Housing zone to the RM1 – Four Dwelling Housing zone.

5.2 Planning & Development Services Department, dated May 15, 2008, re: [Official Community Plan Bylaw Amendment Application No. OCP07-0019 and Rezoning Application No. Z07-0067 – 0754290 B.C. Ltd. \(Roland Nadon\) – 695 Webster Road](#)

To consider a staff recommendation NOT to change the future land use designation of the subject property from the "Single/Two Unit Residential" designation to the "Multiple Unit Residential – Low Density" designation; To consider a staff recommendation NOT to support the rezoning of the subject

property from the RU1 – Large Lot Housing zone to the RM3 – Low Density Multiple Housing zone; To consider a staff recommendation NOT to forward a bylaw authorizing a Housing Agreement for reading consideration.

- 5.3 Planning & Development Services Department, dated May 20, 2008, re: [Agricultural Land Reserve Appeal No. A08-0003 – Guerina & Ida Russo – 3616 Benvoulin Road](#)

To consider a staff recommendation to support an application to the Agricultural Land Commission under Section 21(2) of the Agricultural Land Commission Act to complete a homesite severance subdivision.

- 5.4 Planning & Development Services Department, dated May 2, 2008, re: [Rezoning Application No. Z08-0033 – Myrna White – 4304 Lakeshore Road](#)

To rezone the subject property from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone in order to accommodate a second single family dwelling on the subject property. (B/L 10002)

- (a) [Planning & Development Services report dated May 2, 2008.](#)

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

[Bylaw No. 10002 \(Z08-0033\)](#) – Myrna White – 4304 Lakeshore Road

To rezone the subject property from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone.

- 5.5 Planning & Development Services Department, dated May 7, 2008, re: [Rezoning Application No. Z08-0036 – Edward & Donna Nicholas \(Pam Carter\) – 4135 June Springs Road \(B/L 10004\)](#)

To rezone the subject property from the A1 – Agriculture 1 zone to the RR1 – Rural Residential 1 zone in order to accommodate requirements of a pending subdivision approval.

- (a) [Planning & Development Services report dated May 7, 2008.](#)

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

[Bylaw No. 10004 \(Z08-0036\)](#) – Edward & Donna Nicholas (Pam Carter) – 4135 June Springs Road

To rezone the subject property from the A1 – Agriculture 1 zone to the RR1 – Rural Residential 1 zone.

- 5.6 Planning & Development Services Department, dated May 8, 2008, re: [Official Community Plan Bylaw Amendment Application No. OCP08-0009 and Rezoning Application No. Z08-0038 – Beryl Rackow & Eric Moller – 764 Patterson Avenue \(B/L10005 & B/L 10006\)](#)

To change the future land use designation of the subject property from the “Single/Two Unit Residential” designation to the “Multiple Unit Residential – Low Density” designation; To rezone the subject property from the RU6 – Two Dwelling Housing zone to the RM1 – Four Dwelling Housing zone in order to permit the conversion of the existing semi-detached housing into four-plex housing.

- (a) [Planning & Development Services report dated May 8, 2008.](#)

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

- (i) [Bylaw No. 10005 \(OCP08-0009\)](#) – Beryl Rackow & Eric Moller – 764 Patterson Avenue – **Requires a majority of all Members of Council (5)**

To change the future land use designation of the subject property from the “Single/Two Unit Residential” designation to the “Multiple Unit Residential – Low Density” designation.

- (ii) [Bylaw No. 10006 \(Z08-0038\)](#) – Beryl Rackow & Eric Moller – 764 Patterson Avenue

To rezone the subject property from the RU6 – Two Dwelling Housing zone to the RM1 – Four Dwelling Housing zone.

- 5.7 Planning & Development Services Department, dated May 13, 2008, re: [Rezoning Application No. Z08-0009 – Protech Consultants Ltd. \(AJL Holdings Ltd.\) – 1368 St. Paul Street \(B/L10007\)](#)

To rezone the subject property from the I2 – General Industrial zone to the C7 – Central Business Commercial zone to allow office uses in the existing building.

- (a) [Planning & Development Services report dated May 13, 2008.](#)

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

- [Bylaw No. 10007 \(Z08-0009\)](#) – Protech Consultants Ltd. (AJL Holdings Ltd.) – 1368 St. Paul Street

To rezone the subject property from the I2 – General Industrial zone to the C7 – Central Business Commercial zone.

- 5.8 Planning & Development Services Department, dated May 20, 2008, re: [Development Permit Application No. DP08-0043 – Al Stober Construction \(Meiklejohn Architects Inc.\) – 2728 Pandosy Street](#)

To obtain a Development Permit to authorize exterior renovations in order to convert part of the existing commercial building to a medical use.

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

(BYLAWS PRESENTED FOR ADOPTION)

- 6.1 [Bylaw No. 9966 \(Z07-0097\)](#) – Lauren Nielsen (Ingrid Davidson Consulting) – 325 Rutland Road South

To rezone the subject property from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone.

- 6.2 [Bylaw No. 9968 \(Z08-0018\)](#) – David & Corrina Pazdzierski – 4439 Gordon Drive

To rezone the subject property from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone.

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Fire Chief, dated May 6, 2008, re: [Purchase of Fire Truck](#)
To approve the award for the purchase of a new Fire Pumper Truck to Rocky Mountain Phoenix for the sum of \$527,012.64 including tax.
- 7.2 Fire Chief, dated May 7, 2008, re: [Fire Department Re-Allocation of Funds for Communications Equipment](#)
To redirect funds for Communications Equipment.
- 7.3 Civic Properties Project Supervisor, dated May 20, 2008, re: [Award of Construction Management Contract for Restoration of the Guisachan House](#)
To approve the award of a construction management contract to PCL Constructors Westcoast Inc. for the restoration of the Guisachan House located at 1060 Cameron Avenue.
- 7.4 Electrical Administration Manager, dated May 21, 2008, re: [Amendments to the City of Kelowna Electricity Regulation Bylaw No. 7639](#)
To amend the Electrical Bylaw to allow a .8% rate increase for residential, school customers and commercial customers revenues and to address issues with carriage houses and service charges.
- 7.5 Community Planning Manager, dated May 21, 2008, re: [Plan to End and Stop Homelessness & Mayor's Event to End Homelessness held November 27, 2007](#)
To receive, for information, the Report of the Community Planning Manager dated May 21, 2008 and the Consultant's Report from the Mayor's Event regarding a plan to end and stop homelessness.

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

*NOTE: Agenda items No. 8.1 and 8.2 **may** be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.*

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 8.1 [Bylaw No. 10008](#) – Amendment No. 20 to City of Kelowna Electricity Regulation Bylaw No. 7639
To amend Schedules B, C & D to the City of Kelowna Electricity Regulation Bylaw No. 7639.
- 8.2 [Bylaw No. 10009](#) – Amendment No. 7 to the Council Remuneration and Expense Bylaw No. 7547
To amend Sections 2, 3, 4 & 5 and Schedules 'A' & 'B' to Council Remuneration and Expense Bylaw No. 7547.

9. COUNCILLOR ITEMS

10. TERMINATION