

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, SEPTEMBER 15, 2008

1:30 P.M.

1. CALL TO ORDER

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

3. UNFINISHED BUSINESS

3.1 Planning & Development Services Department, dated September 1, 2008, re: Rezoning Application No. Z07-0082 and Development Variance Permit Application No. DVP07-0247 – Bruckal Developments Corp. (New Town Architectural Services) – 443 Christleton Avenue (B/L 10031)
To receive the Report of the Planning & Development Services Department dated September 1, 2008; To rezone the subject property from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone.

(a) [Planning & Development Services report dated September 1, 2008.](#)

(b) **BYLAW PRESENTED FOR SECOND & THIRD READINGS**

DEFERRED MOTION (from Regular Meeting of July 8, 2008) Deferred pending discussions between the Applicant and the neighbourhood residents with respect to how the property development could be changed in order to be more sensitive to the neighbourhood.

Moved by Councillor Blanleil/Seconded by Councillor Gran

THAT [Bylaw No. 10031](#) be read a second and third time.

4. DEVELOPMENT APPLICATION REPORTS

4.1 Planning & Development Services Department, dated August 28, 2008, re: Official Community Plan Amendment Application No. OCP07-0024 and Rezoning Application No. Z07-0074 – Baljit & Manjit Shokar and The Owners, Strata Plan KAS1411 (City of Kelowna) – East of Spencer Road/6060 Spencer Road (Various Addresses) (B/L 10080 & B/L 10081)
To apply the future land use designation of “Commercial, Major Park/Open Space, Single/Two Unit Residential” to the subject properties; To rezone the subject properties from the RC1 – Compact Housing, C3 – Gasoline Service

Station and P1 – Park and Open Space zones to the RU5 – Bareland Strata Housing, C1 – Local Commercial and P3 – Parks and Open Space zones.

(a) [Planning & Development Services report dated August 28, 2008.](#)

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

(i) [Bylaw No. 10080 \(OCP07-0024\)](#) – Baljit & Manjit Shokar and The Owners, Strata Plan KAS1411 (City of Kelowna) – East of Spencer Road/6060 Spencer Road (Various Addresses) – **Requires a majority of all Members of Council (5)**
To apply the future land use designation of “Commercial, Major Park/Open Space, Single/Two Unit Residential” to the subject properties.

(ii) [Bylaw No. 10081 \(Z07-0074\)](#) - Baljit & Manjit Shokar and The Owners, Strata Plan KAS1411 (City of Kelowna) – East of Spencer Road/6060 Spencer Road (Various Addresses)
To rezone the subject properties from the RC1 – Compact Housing, C3 – Gasoline Service Station and P1 – Park and Open Space zones to the RU5 – Bareland Strata Housing, C1 – Local Commercial and P3 – Parks and Open Space zones.

4.2 Planning & Development Services Department, dated September 2, 2008, re: [Rezoning Application No. Z08-0051 – Terry & Lynae Igel – 391 Yates Road \(B/L 10085\)](#)

To rezone the subject property from the RU1 – Large Lot Housing zone to the RU1(s) – Large Lot Housing with a Secondary Suite zone in order to create a secondary suite within a new accessory building.

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

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

[Bylaw No. 10085 \(Z08-0051\)](#) – Terry & Lynae Igel – 391 Yates Road
To rezone the subject property from the RU1 – Large Lot Housing zone to the RU1(s) – Large Lot Housing with a Secondary Suite zone.

4.3 Planning & Development Services Department, dated August 20, 2008 re: [Rezoning Application No. Z08-0056 – Jason Moore & Yvette Toews – 5110 Chute Lake Crescent \(B/L 10084\)](#)

To rezone the subject property from the RR2 – Rural Residential 2 zone to the RU1 – Large Lot Housing zone in order to subdivide the property into two (2) lots and build a new single-family dwelling.

(a) [Planning & Development Services report dated August 20, 2008.](#)

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

[Bylaw No. 10084 \(Z08-0056\)](#) – Jason Moore & Yvette Toews – 5110 Chute Lake Road
To rezone the subject property from the RR2 – Rural Residential 2 zone to the RU1 – Large Lot Housing zone.

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

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 (a) [Bylaw No. 10045 \(OCP08-0006\)](#) – Black Mountain Irrigation District (New Town Planning Services Inc.) – North of Joe Rich Road – **Requires a majority of all Members of Council (5)**
To change the future land use designation of the subject property from the “Rural/Agriculture” designation to the “Public Services/Utilities” designation.
- (b) [Bylaw No. 10046 \(Z08-0029\)](#) – Black Mountain Irrigation District (New Town Planning Services Inc.) – North of Joe Rich Road
To rezone the subject property from the A1 – Agriculture 1 zone to the P4 – Utilities zone.

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- 6.1 Assistant General Manager, Airport Operations, dated September 3, 2008, re: [Ground Handler Licence Agreement – 442929 B.C. Ltd. dba Kelowna Shell Aerocentre – Kelowna International Airport](#)
To authorize the Mayor and City Clerk to sign the Ground Handler Licence Agreement allowing 442929 B.C. Ltd. dba Kelowna Shell Aerocentre to operate at the Kelowna International Airport.
- 6.2 Inspection Services Manager, dated September 4, 2008, re: [Stratification of 1777 Water Street, Kelowna, BC – Lot A, Plan KAP87204](#)
To approve the application to stratify the thirty (30) units located at 1777 Water Street in the name of Transport Services International Corporation.
- 6.3 Licence and Bylaw Enforcement Supervisor, dated August 28, 2008, re: [Bylaw Enforcement on Arterial Highways](#)
To approve the amendments to Traffic Bylaw No. 8120.
- 6.4 Transportation Manager, dated September 3, 2008, re: [Local Improvement Charges Bylaw No. 6600-90](#)
To consider a Bylaw to repeal Local Improvement Charges Bylaw No. 6600-90.
- 6.5 City Clerk, dated September 10, 2008, re: [Kelowna Downtown Business Improvement Area – Renewal of the BIA](#)
To receive the Certificate of Sufficiency dated September 10, 2008 pertaining to the proposed renewal of the Kelowna Downtown Business Improvement Area.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

*NOTE: Agenda items No. 7.1 to 7.3 **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)

- 7.1 [Bylaw No. 10071](#) – Amendment No. 12 to Traffic Bylaw No. 8120
To amend Traffic Bylaw No. 8120 by (a) deleting subsection 1.2.2 of Section 1.2 and replacing it with a new subsection 1.2.2; and (b) adding a new Schedule ‘M’.
- 7.2 [Bylaw No. 10072](#) – A Bylaw to Repeal Local Improvement Charges Bylaw No. 6600-90.
To repeal Local Improvement Charges Bylaw No. 6600-90.
- 7.3 [Bylaw No. 10082](#) – Amendment No. 18 to Airport Fees Bylaw No. 7982
To amend Airport Fees Bylaw No. 7982 by deleting Section 17 of Schedule ‘A’ and replacing it with a new Section 17.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.4 [Bylaw No. 10010](#) – Kelowna Downtown Business Improvement Area Establishment Bylaw 2009-2013
To adopt the 2009 – 2013 Kelowna Downtown Business Improvement Area Establishment Bylaw.

8. COUNCILLOR ITEMS

- 8.1 Councillor Hobson, re: [Federation of Canadian Municipalities \(FCM\) – Canadian Perceptions Toward the “New Realities of High Gas Prices” – Implications for Public Transit and Environment Policy](#)
- 8.2 Councillor Hobson, re: [Request from the Federation of Canadian Municipalities \(FCM\) to hold an All Candidates Meeting for the Local Candidates running in the Upcoming Federal Election](#)

9. TERMINATION