

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, OCTOBER 5, 2009

1:30 P.M.

1. CALL TO ORDER
2. Councillor Stack to check the minutes of the meeting.
3. PUBLIC IN ATTENDANCE
 - 3.1 Leitha Cosentino, Campaign Chair, Central & South Okanagan-Similkameen United Way re: 2009 United Way Campaign
4. COMMITTEE REPORTS
 - 4.1 Land Use Management Department, dated September 30, 2009, re: [Liquor Control Review Committee](#)
To direct staff to proceed with the establishment of the Liquor Control Review Committee.
5. UNFINISHED BUSINESS
 - 5.1 Community Sustainability Division, dated September 30, 2009, re: [3975 & 3985 Lakeshore Road - Troika Developments Inc.](#)
To receive, for information, the Supplemental Report from the Community Sustainability Division dated September 30, 2009.
6. DEVELOPMENT APPLICATION REPORTS
 - 6.1 Community Sustainability Division, dated September 25, 2009, re: [Rezoning Application No. Z09-0027 - JQ Developments \(QB Habitat Resources Inc.\) - 248 Leon Avenue](#) Mayor to invite the Applicant or the Applicant's Representative to come forward.
To consider a staff recommendation NOT to rezone the subject property from the C7 - Central Business Commercial zone to the C7LP - Central Business Commercial (with Liquor Primary) zone in order to permit a liquor primary license.

- 6.2 Community Sustainability Division, dated September 30, 2009, re: [Agricultural Land Reserve Appeal No. A09-0009 - Francis Duncan \(Protech Consultants Ltd.\) - 2293 Charleswood Drive](#) Mayor to invite the Applicant or the Applicant's Representative to come forward.
To consider a staff recommendation NOT to approve an application to the Agricultural Land Commission under Section 30(1) of the Agricultural Land Commission Act to exclude the subject property from the Agriculture Land Reserve.
- 6.3 Community Sustainability Division, dated September 30, 2009, re: [Agricultural Land Reserve Appeal No. A09-0010 - High Farms Ltd. \(Protech Consultants Ltd.\) - 2580 Gallagher Road](#) Mayor to invite the Applicant or the Applicant's Representative to come forward.
To consider a staff recommendation NOT to approve an application to the Agricultural Land Commission under Section 30(1) of the Agricultural Land Commission Act to exclude the subject property from the Agricultural Land Reserve.
- 6.4 Community Sustainability Division, dated September 23, 2009, re: [Official Community Plan Bylaw Amendment Application No. OCP07-0032 and Rezoning Application No. Z07-0093 - 0781540 BC Ltd. - 560, 561, 562 & 583 McKay Avenue](#)
To change the future land use designation of the subject properties from the "Multiple Unit Residential - Medium Density" designation to the "Commercial" designation in order to accommodate the proposed mixed-use development; To rezone the subject properties from the RU6 - Two Dwelling Housing zone to the C4 - Urban Centre Commercial zone in order to accommodate a 4-storey, mixed-use building.
- (a) [Community Sustainability Division report dated September 23, 2009.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- (i) [Bylaw No. 10245 \(OCP07-0032\)](#) - 0781540 BC Ltd. - 560, 561, 582 & 583 McKay Avenue - Requires a majority of all Members of Council (5)
To change the future land use designation of the subject properties from the "Multiple Unit Residential - Medium Density" designation to the "Commercial" designation.
- (ii) [Bylaw No. 10246 \(Z07-0093\)](#) - 0781540 BC Ltd. - 560, 561, 582 & 583 McKay Avenue
To rezone the subject properties from the RU6 - Two Dwelling Housing zone to the C4 - Urban Centre Commercial zone.

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Director, Civic Operations, dated October 1, 2009, re: [Yard Waste Collection Services - Fall 2009](#)

To support recommendation approved by the Regional District Board "to allow households on curbside waste collection to purchase up to 2 additional 360 litre yard waste carts to supplement their existing yard waste cart pick up service from March through November"; To support a staff recommendation that the yard waste cart pick up service be enhanced on a one time basis.

- 7.2 Director, Real Estate & Building Services, dated September 30, 2009, re: [Central Green - Multiple Bottom Line](#)

To direct staff to require the Central Green site achieve the LEED Gold Neighbourhood standard; To direct staff to provide for 15% of the estimated residential units onsite be for affordable housing purposes.

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 8.1 [Bylaw No. 10242](#) - Amendment No. 22 to City of Kelowna Electricity Regulation Bylaw No. 7639

To consider an amendment to Bylaw No. 7639 by deleting Appendices C-1, C-2, C-4, C-5, C-8, C-9, C-10, C-11 & C-12 in their entirety and replacing them with new Appendices.

9. MAYOR & COUNCILLOR ITEMS

- 9.1 Mayor Shepherd, re: ["Spirit of Kelowna" Acknowledgment](#)

10. TERMINATION