

Regular MeetingOctober 6, 2009

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 Tuesday, October 6<sup>th</sup>, 2009.

Council members in attendance: Mayor Sharon Shepherd, Councillors Robert Hobson, Charlie Hodge, Graeme James, Angela Reid, Michele Rule\* and Luke Stack\*.

Council members absent: Councillor Andre Blanleil.

Staff members in attendance were: Acting City Manager, Jim Paterson; City Clerk, Stephen Fleming; Director, Land Use Management, Shelley Gambacort; and Council Recording Secretary, Sandi Horning.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 7:34 p.m.

2. A Prayer was offered by Councillor Stack.

3. CONFIRMATION OF MINUTES

Regular A.M. Meeting - September 21, 2009  
 Regular P.M. Meeting - September 21, 2009  
 Public Hearing - September 22, 2009  
 Regular Meeting - September 22, 2009  
 Special Meeting - September 25, 2009

Moved by Councillor Stack/Seconded by Councillor Hobson

**R964/09/10/06** THAT the Minutes of the Regular Meeting of September 21, 2009 and September 22, 2009 and the Public Hearing Meeting of September 22, 2009 and the Special Meeting of September 25, 2009 be confirmed as circulated.

Carried

4. Councillor James was requested to check the minutes of this meeting.

5. BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS)

5.1 Bylaw No. 10235 (TA09-0005) - City of Kelowna - Miscellaneous Housekeeping Amendments to Zoning Bylaw No. 8000

Moved by Councillor Reid/Seconded by Councillor Stack

**R965/09/10/06** THAT Bylaw No. 10235 be read a second and third time.

Carried

5.2 Bylaw No. 10236 (Z09-0034) - Malis, Raymond, Elizabeth & Siegmar Seida (Malis & Raymond Seida) - 122 Wyndham Crescent

Councillor Rule declared a conflict of interest as she lives within the notification area for Bylaw No. 10236 (Z09-0034) and Bylaw No. 10237 (Z09-0033) and left the meeting at 7:36 p.m.

Regular MeetingOctober 6, 2009Moved by Councillor Hobson/Seconded by Councillor ReidR966/09/10/06 THAT Bylaw No. 10236 be read a second and third time.Carried5.3 Bylaw No. 10237 (Z09-0033) - Malis & Raymond Seida - 124 Wyndham CrescentMoved by Councillor Hobson/Seconded by Councillor StackR967/09/10/06 THAT Bylaw No. 10237 be read a second and third time.Carried5.4 Bylaw No. 10240 (Z09-0036) - Satinderpal & Rajandeep Ghuman (Axel Hilmer) - 745 Renshaw Road

Councillor Rule returned to the meeting at 7:37 p.m.

Moved by Councillor Hobson/Seconded by Councillor StackR968/09/10/06 THAT Bylaw No. 10240 be read a second and third time.Carried5.5 Bylaw No. 10241 (Z09-0039) - Colin, Brenda & Dorothy Thomson - 4150 Lakeshore RoadMoved by Councillor James/Seconded by Councillor HodgeR969/09/10/06 THAT Bylaw No. 10241 be read a second and third time;CarriedMoved by Councillor Rule/Seconded by Councillor HodgeR970/09/10/06 THAT Council request that the Subdivision Approving Officer consider limiting access to one (1) driveway as part of the subdivision approval for 4150 Lakeshore Road.Carried(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS AND ADOPTION)5.6 Bylaw No. 10233 (Z09-0043) - Various Owners (City of Kelowna) - 5268, 5278, 5288, 5298, 5308, 5328, 5338 & 5348 Upper Mission Drive and 5127 Chute Lake RoadMoved by Councillor Hodge/Seconded by Councillor JamesR971/09/10/06 THAT Bylaw No. 10233 be read a second and third time and be adopted.Carried

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- 5.7 Bylaw No. 10239 (Z09-0028) - Arlene Tuttle (Chris Vickery) - 3832 Finch Road

Moved by Councillor Rule/Seconded by Councillor Hodge

R972/09/10/06 THAT Bylaw No. 10239 be read a second and third time and be adopted.

Carried

6. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

Councillor Stack declared a conflict of interest as he is an employee of the Applicant, National Society of Hope, and left the meeting at 7:47 p.m.

6.1 (a) BYLAW PRESENTED FOR ADOPTION

Bylaw No. 10090 (Z07-0016) - National Society of Hope & Jabs Construction Ltd. (National Society of Hope) - 2059-2129 & 2175 Benvoulin Court and 2170 Benvoulin Road

Moved by Councillor Rule/Seconded by Councillor Hodge

R973/09/10/06 THAT Bylaw No. 10090 be adopted.

Carried

- (b) Community Sustainability Division, dated September 11, 2009 re: Development Permit Application No. DP09-0099 and Development Variance Permit Application No. DVP09-0100 - National Society of Hope (New Town Architectural Services) - 2059-2129 Benvoulin Court City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.

Mayor Shepherd advised that consideration of Development Permit Application No. DP09-0099 and Development Variance Permit Application No. DVP09-0100 are deferred to the October 20, 2009 Regular Meeting as the statutory requirements for notification were not met.

Councillor Stack returned to the meeting at 7:48 p.m.

8. REMINDERS

Moved by Councillor Hobson/Seconded by Councillor Stack

R974/09/10/06 THAT Council direct staff to include a Member from the UBC-Okanagan Student Union Association and the Okanagan College Student Union Association as part of the membership of the Liquor Control Review Committee.

Carried

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9. TERMINATION

The meeting was declared terminated at 7:51 p.m.

Certified Correct:

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Mayor

SLH/dld

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City Clerk