

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, NOVEMBER 9, 2009

1:30 P.M.

1. CALL TO ORDER

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

3. Presentation of the 2009 FortisBC Powersense Conservation Excellence Award to the City of Kelowna H<sub>2</sub>O Adventure & Fitness Centre in recognition of the outstanding achievement in energy efficiency through sustainable choices and innovative projects.

TO BE  
POSTPONED

4. DEVELOPMENT APPLICATION REPORTS

4.1 Community Sustainability Division, dated October 30, 2009, re: Rezoning Application No. Z09-0055 - Arnaldo & Norberta Magsajo - 1294 Black Mountain Crescent

*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone in order to allow for the construction of a basement suite within a new dwelling.*

(a) [Community Sustainability Division report dated October 30, 2009.](#)

(b) BYLAW PRESENTED FOR FIRST READING

Bylaw No. 10259 (Z09-0055) - Arnaldo & Norberta Magsajo - 1294 Black Mountain Crescent

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

4.2 Community Sustainability Division, dated October 29, 2009, re: Rezoning Application No. Z09-0052 - Gerald & Susan Lord - 235 Gibbs Road West

*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone in order to construct a secondary suite within an addition to the single-family dwelling.*

(a) [Community Sustainability Division report dated October 29, 2009.](#)

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

[Bylaw No. 10260 \(Z09-0052\)](#) - Gerald & Susan Lord - 235 Gibbs Road West

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

4.3 Community Sustainability Division, dated October 28, 2009, re: Land Use Contract Application No. LUC09-0001 and Rezoning Application No. Z08-0113 - Thomas & Marlene Tobin - 7850 Highway 97 North

*To discharge Land Use Contract No. LUC76-1055 and rezone the subject property from the A-1 Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone in order to legalize an existing mobile home as a secondary suite.*

(a) [Community Sustainability Division report dated October 28, 2009.](#)

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

(i) [Bylaw No. 10261 \(LUC09-0001\)](#) - Thomas & Marlene Tobin - 7850 Highway 97 North

*To discharge Land Use Contract No. LUC76-1055.*

(ii) [Bylaw No. 10262 \(Z09-0113\)](#) - Thomas & Marlene Tobin - 7850 Highway 97 North

*To rezone the subject property from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone.*

5. **NON-DEVELOPMENT APPLICATION REPORTS**

5.1 Director, Recreation & Cultural Services, dated November 3, 2009, re: [Grant-in-Aid Request - 2009 Veterans Dinner](#)

*To authorize a Grant-in-Aid to the Royal Canadian Legion Branch No. 26 for \$705.08 to cover the rental charges at Parkinson Recreation Centre for the July 14, 2009 Veterans Dinner.*

5.2 Director, Real Estate & Building Services, dated November 4, 2009, re: [Capri Mall Office Renewal](#)

*To approve a two (2) year renewal of a commercial lease with Prospero Properties Ltd. for Unit 133 - 1835 Gordon Drive at the Capri Mall.*

6. **RESOLUTIONS**

6.1 City Clerk, Draft Resolution, re: [2010 Council Meeting Schedule](#)

*To adopt the Council Meeting Schedule for 2010.*

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.1 [Bylaw No. 10263](#) - Amendment No. 6 to Heritage Procedures Bylaw No. 7776  
*To amend City of Kelowna Heritage Procedures Bylaw No. 7776 by adding sub-sections 9.2(c) and (d).*

(BYLAWS PRESENTED FOR ADOPTION)

- 7.2 [Bylaw No. 10251](#) - Road Closure Bylaw - McKay Avenue - Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward.  
*To authorize the City to permanently close and remove the highway dedication of a portion of highway on McKay Avenue.*

8. MAYOR & COUNCILLOR ITEMS

- 8.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment

9. TERMINATION