

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, APRIL 19, 2010

1:30 P.M.

1. CALL TO ORDER

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

3. PUBLIC IN ATTENDANCE

3.1 Karma Lacoff, Co-Chair, Host Committee, re: [Western Canadian Music Awards](#)

3.2 Cheryl Miller, Grants Manager, Central Okanagan Foundation, re: [2010 City of Kelowna, Community Social Development Grants, Grants to Address the Sexual Exploitation of Youth and Emergency Grants](#)

4. COMMITTEE REPORTS

4.1 Public Art Committee, dated April 14, 2010, re: [Proposed Appointment to the Public Art Committee](#)
To appoint Jennifer St. Paul Butler as a member of the Public Art Committee.

5. UNFINISHED BUSINESS

5.1 Community Sustainability Division, dated April 8, 2010, re: [Supplemental Report - Rezoning Application No. Z07-0070 - Sundowner Holdings Ltd. & Woodlawn Projects Inc. \(Protech Consultants Ltd.\) - 455 Cavell Place](#)
To rezone the subject property from the A1 - Agriculture 1 zone to the RU1h - Large Lot Housing (Hillside Area) zone in order to facilitate a residential subdivision.

(a) [Community Sustainability Division supplemental report dated April 8, 2010.](#)

(b) BYLAW PRESENTED FOR FIRST READING

[Bylaw No. 10238 \(Z07-0070\)](#) - Sundowner Holdings Ltd. & Woodlawn Projects Inc. (Protech Consultants Ltd.) - 455 Cavell Place
To rezone the subject property from the A1 - Agriculture 1 zone to the RU1h - Large Lot Housing (Hillside Area) zone.

6. DEVELOPMENT APPLICATION REPORTS

- 6.1 Community Sustainability Division, dated April 9, 2010, re: Land Use Contract Application No. LUC09-0003, Official Community Plan Bylaw Amendment Application No. OCP09-0013 and Rezoning Application No. Z09-0044 - Various Owners (City of Kelowna) - Dilworth Mountain Estates

To discharge Land Use Contract No. 74-57 (Dilworth Mountain Estates); To change the future land use designations within Dilworth Mountain Estates to recognize final development boundaries; To rezone the subject properties in compliance with the City's Zoning Bylaws.

- (a) [Community Sustainability Division report dated April 9, 2010.](#)

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

- (i) [Bylaw No. 10322 \(LUC09-0003\)](#) - Discharge of Land Use Contract LUC74-57 - Dilworth Mountain Estates
To discharge Land Use Contract No. 74-57.

- (ii) [Bylaw No. 10323 \(OCP09-0013\)](#) - Various Owners (City of Kelowna) - Dilworth Mountain Estates - **Requires a majority of all Members of Council (5)**

To change the future land use designation within Dilworth Mountain Estates from the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Commercial" designation, the "Major Park/Open Space" designation and the "Educational/Major Institutional" designation to the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Multiple Unit Residential - Medium Density" designation, the "Commercial" designation, the "Major Park/Open Space" designation and the "Public Service/Utilities" designation.

- (iii) [Bylaw No. 10324 \(Z09-0044\)](#) - Various Owners (City of Kelowna) - Dilworth Mountain Estates

To rezone properties within Dilworth Mountain Estates from the A1- Agriculture 1 zone, the RU1 - Large Lot Housing zone and the P3 - Parks & Open Space zone to the RU1h - Large Lot Housing (Hillside Area) zone, the RM3 - Low Density Multiple Housing zone, the RM4 - Transitional Low Density Housing zone, the C5 - Transitional Commercial zone, the P3 - Parks & Open Space zone and the P4 - Utilities zone.

- 6.2 Community Sustainability Division, dated April 7, 2010, re: Rezoning Application No. Z10-0013 - Terry Oxley & Maria Borsato (Terry Oxley) - 546 McWilliams Road

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 legalize an existing suite within an accessory building.

(a) [Community Sustainability Division report dated April 7, 2010.](#)

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

[Bylaw No. 10325 \(Z10-0013\)](#) - Terry Oxley & Maria Borsato (Terry Oxley)
- 546 McWilliams Road
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.

6.3 Community Sustainability Division, dated April 8, 2010, re: [Rezoning Application No. Z10-0009 - Jang Bhatti & Raj Bhatti \(Ray Bhatti\) - 287 Kneller Road](#)

To rezone the subject property from the RU2 - Medium Lot Housing zone to the RU2s - Medium Lot Housing with Secondary Suite zone in order to legalize a secondary suite within a single-family dwelling.

(a) [Community Sustainability Division report dated April 8, 2010.](#)

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

[Bylaw No. 10327 \(Z10-0009\)](#) - Jang & Raj Bhatti (Ray Bhatti) - 287 Kneller Road
To rezone the subject property from the RU2 - Medium Lot Housing zone to the RU2s - Medium Lot Housing with Secondary Suite zone.

7. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

7.1 [Bylaw No. 10210 \(LUC09-0002\)](#) - WGP-241 Holdings Ltd. - 2009-2015 Enterprise Way
To discharge Land Use Contract No. LUC77-1028.

7.2 [Bylaw No. 10300 \(TA10-0002\)](#) - City of Kelowna - Urban Agriculture Amendments to the Zoning Bylaw No. 8000
To consider amendments to Zoning Bylaw No. 8000 with respect to urban agriculture.

8. NON-DEVELOPMENT APPLICATION REPORTS

8.1 Financial Systems & Reporting Manager, dated April 13, 2010, re: [Investment in City of Kelowna Funds for 2009](#)
To receive, for information, the report from the Financial Systems & Reporting Manager dated April 13, 2010.

8.2 Manager, Property Management, dated April 12, 2010, re: [Dog Pound Lease Agreement](#)
To approve the City entering into a five (5) year Lease with the Regional District of Central Okanagan for the lease of the dog pound located at 890 Weddell Place.

- 8.3 Cultural Services Manager, dated April 14, 2010, re: [Kelowna Museums Society](#)
To receive, for information, the report from the Cultural Services Manager dated April 14, 2010 regarding the financial position and business plan of the Kelowna Museums Society.
 - 8.4 Urban Forest Health Technician, dated April 14, 2010, re: [Douglas-fir Tussock Moth Update](#)
To receive, for information, the report from the Urban Forest Health Technician dated April 14, 2010 regarding Douglas-fir Tussock Moth; To approve aerial spraying of NPV on private and public property pending approval of a spraying permit from the Province.
 - 8.5 Revenue Manager, dated April 14, 2010, re: [Bylaw to charge the 2010 Sterile Insect Release \(SIR\) Parcel Tax to specified Property Tax Rolls](#)
To consider a bylaw to charge the 2010 Sterile Insect Release (SIR) Parcel Tax to individual property tax rolls.
9. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)
- (BYLAWS PRESENTED FOR FIRST THREE READINGS)
- 9.1 [Bylaw No. 10319](#) - 2010 Sterile Insect Release (SIR)
To impose and levy a Parcel Tax upon the owners of land or real property within the City of Kelowna being served by the Sterile Insect Release Program.
10. MAYOR & COUNCILLOR ITEMS
- 10.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment
11. TERMINATION