CITY OF KELOWNA

*REGULAR COUNCIL AGENDA*

*COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET*

***MONDAY, MARCH 7, 2011***

*1:30 P.M.*

# 1. CALL TO ORDER

This meeting is open to the public and all representations to Council form part of the public record. A live audio feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

# 2. Councillor Blanleil is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

 3.1 Scott Wilson, General Manager, Okanagan Symphony Society, re: [2011 Professional Arts Grant Recipient Update](Item%203.1%20-%20Okanagan%20Symphony%20Society%2C%202011%20Professional%20Arts%20Grant%20Recipient%20Update.pdf)

3.2 Anna Warwick Sears, Executive Director, Okanagan Basin Water Board, re: Program Update

4. COMMITTEE REPORTS

4.1 Public Art Committee, dated March 2, 2011, re: [Proposed Appointments to the Public Art Committee](Item%204.1%20-%20Proposed%20Appointments%20to%20the%20Public%20Art%20Committee.pdf)

 *To receive, for information, the Report from the Public Art Committee dated March 2, 2011; To appoint James Calder, Catherine Hale and Nataley Nagy as Members of the Public Art Committee for the balance of the term.*

5. DEVELOPMENT APPLICATION REPORTS

5.1 Land Use Management Department, dated February 24, 2011, re: Rezoning Application No. Z11-0008 – Corey Knorr Construction Ltd. – 935 Gibson 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 construct a secondary suite within a single-family dwelling.*

 (a) [Land Use Management Department report dated February 24, 2011](Item%205.1%28a%29%20-%20Z11-0008%2C%20Corey%20Knorr%20Construction%20Ltd.%2C%20935%20Gibson%20Road.pdf).

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

[Bylaw No. 10497 (Z11-0008)](Item%205.1%28b%29%20-%20BL10497%20%28Z11-0008%29%2C%20Corey%20Knorr%20Construction%20Ltd.%2C%20935%20Gibson%20Road.pdf) – Corey Knorr Construction Ltd. – 935 Gibson Road

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

5.2 Land Use Management Department, dated February 23, 2011 re: Rezoning Application No. Z11-0004 – Clayton Bruce Ivan – 3399 East Kelowna Road

 *To rezone the subject property from the A1 – Agriculture 1 zone to the A1s – Agriculture 1 with Secondary Suite zone in order to legalize a secondary suite within an accessory building.*

1. [Land Use Management Department report dated February 23, 2011](Item%205.2%28a%29%20-%20Z11-0004%2C%20Ivan%2C%203399%20East%20Kelowna%20Road.pdf).
2. **BYLAW PRESENTED FOR FIRST READING**

[Bylaw No. 10498 (Z11-0004)](Item%205.2%28b%29%20-%20BL10498%20%28Z11-0004%29%2C%20Ivan%2C%203399%20East%20Kelowna%20Road.pdf) – Clayton Bruce Ivan – 3399 East Kelowna Road

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

5.3 Land Use Management Department, dated February 24, 2011, re: [Rezoning Application No. Z09-0048 – City of Kelowna – 1940 Union Road](Item%205.3%20-%20Z09-0048%2C%20City%20of%20Kelowna%2C%201940%20Union%20Road.pdf)

 *To extend the deadline for adoption of Zone Amending Bylaw No. 10272 from January 12, 2011 to June 12, 2011.*

# 6. BYLAWS (ZONING & DEVELOPMENT)

**(BYLAWS PRESENTED FOR ADOPTION)**

6.1 [Bylaw No. 10272 (Z09-0048)](Item%206.1%20-%20BL10272%20%28Z09-0048%29%2C%20City%20of%20Kelowna%2C%201940%20Union%20Road.pdf) – City of Kelowna – 1940 Union Road

*To rezone the subject property from the A1 – Agriculture 1 zone to the P2 – Education and Minor Institutional zone.*

6.2 [Bylaw No. 10435 (OCP09-0012)](Item%206.2%20-%20BL10435%20%28OCP09-0012%29%2C%20City%20of%20Kelowna%2C%20Industrial-Limited%20Designation%2C%20Future%20Land%20Uses.pdf) – City of Kelowna – To create the Industrial – Limited Designation in Chapter 19 – Future Land Uses – **Requires a majority of all Members of Council (5)**

 *To create the Industrial – Limited Land Use Designation.*

6.3 [Bylaw No. 10434 (TA10-0008)](Item%206.3%20-%20BL10434%20%28TA10-0008%29%2C%20City%20of%20Kelowna%2C%20Industrial%20Zones%2C%20I6-Low%20Impact%20Transitional%20Industrial%20Zone.pdf) – City of Kelowna – Industrial Zones – I6-Low Impact Transitional Industrial Zone

 *To amend City of Kelowna Zoning Bylaw No. 8000 to create the I6 – Low-Impact Transitional Industrial zone.*

6.4 [Bylaw No. 10464 (Z10-0098)](Item%206.4%20-%20BL10464%20%28Z10-0098%29%2C%20Bell%2C%20900%20Hickory%20Road.pdf) – Mary Bell and Jennifer Bell – 900 Hickory Road

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

6.5 [Bylaw No. 10476 (Z10-0105)](Item%206.5%20-%20BL10476%20%28Z10-0105%29%2C%200726570%20BC%20Ltd.%2C%201362%20Tanemura%20Crescent.pdf) – 0726570 BC Ltd. (Paul Watson) – 1362 Tanemura Crescent

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

# 7. NON-DEVELOPMENT APPLICATION REPORTS

7.1 Budget Performance Accountant, dated March 2, 2011, re: [Federal Gas Tax Project Applications](Item%207.1%20-%20Federal%20Gas%20Tax%20Project%20Applications.pdf)

 *To receive, for information, the Report from the Budget Performance Accountant; To endorse staff’s recommended projects for application to the Union of BC Municipalities for Federal Gas Tax Funding.*

7.2 Subdivision Approving Officer, dated March 1, 2011, re: [Amendment to Bylaw Notice Enforcement Bylaw No. 10475](Item%207.2%20-%20Amendment%20to%20Bylaw%20Notice%20Enforcement%20Bylaw%20No.%2010475.pdf)

 *To receive, for information, the Report from the Subdivision Approving Officer dated March 1, 2011; To rescind first three readings of Bylaw No. 10232; To forward Bylaw No. 10490 for reading consideration.*

# 8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

**(BYLAW PRESENTED FOR RESCINDMENT AT THIRD READING)**

8.1 [Bylaw No. 10232](Item%208.1%20-%20BL10232%2C%20Amendment%20No.%2076%20to%20City%20of%20Kelowna%20Ticket%20Information%20Utilization%20Bylaw%20No.%206550-89.pdf) – Amendment No. 76 to City of Kelowna Ticket Information Utilization Bylaw No. 6550-89

 *To rescind 1st, 2nd and 3rd readings given to Bylaw No. 10232.*

**(BYLAW PRESENTED FOR FIRST THREE READINGS)**

8.2 [Bylaw No. 10496](Item%208.2%20-%20BL10496%2C%20Amendment%20No.%203%20to%20Bylaw%20Notice%20Enforcement%20Bylaw%20No.%2010475.pdf) – Amendment No. 3 to Bylaw Notice Enforcement Bylaw No. 10475

 *To amend Bylaw Notice Enforcement Bylaw No. 10475 by adding a new section for “Soil Removal & Deposit Bylaw No. 9612 to the end of Schedule “A”.*

**(BYLAWS PRESENTED FOR ADOPTION)**

8.3 [Bylaw No. 10463](Item%208.3%20-%20BL10463%2C%20Amendment%20No.%2015%20to%20Fire%20Prevention%20Regulations%20Bylaw%20No.%206110-88.pdf) – Amendment No. 15 to Fire Prevention Regulations Bylaw No. 6110-88

 *To amend Fire Prevention Bylaw No. 6110-88 by adding a new sub-section to Part VI – Regulations, 6.1 General in its appropriate location.*

8.4 [Bylaw No. 10487](Item%208.4%20-%20BL10487%2C%20Amendment%20No.%201%20to%20Bylaw%20Notice%20Enforcement%20Bylaw%20No.%2010475.pdf) – Amendment No. 1 to Bylaw Notice Enforcement Bylaw No. 10475

 *To amend Bylaw Notice Enforcement Bylaw No. 10475 by adding under Schedule “A” Fire Prevention Regulation Bylaw No. 6110-89 in it’s appropriate location.*

8.5 [Bylaw No. 10490](Item%208.5%20-%20BL10490%2C%20Amendment%20No.%202%20to%20Bylaw%20Notice%20Enforcement%20Bylaw%20No.%2010475.pdf) – Amendment No. 2 to Bylaw Notice Enforcement Bylaw No. 10475

 *To consider various housekeeping amendments to Bylaw Notice Enforcement Bylaw No. 10475.*

9. MAYOR & COUNCILLOR ITEMS

9.1 Mayor Shepherd, re: “Spirit of Kelowna” Acknowledgment

# 10. TERMINATION