

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, MAY 30, 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 Stack is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 2011 BCRPA Provincial Award presentation of the PERC Award for Management Innovation and Ingenuity to the City of Kelowna for the "Everybody Gets to Play" Okanagan Network

3.2 2011 BCRPA Provincial Award presentation of the Program Excellence Award to the City of Kelowna for the "Recreation Opportunities Coupon Program"

3.3 Myrna Kalmakoff, Community Coordinator, CATCH, re: [Child Friendly Transportation Tool Kit](#)

4. COMMITTEE REPORTS

4.1 Accessibility Advisory Committee, dated May 10, 2011, re: [Accessibility Awards To receive, for information, the Report from the Accessibility Advisory Committee staff liaison; To direct staff to explore the personnel and budget implications to establish an Accessibility Awards program.](#)

5. DEVELOPMENT APPLICATION REPORTS

5.1 Land Use Management Department, dated May 4, 2011, re: Rezoning Application No. Z10-0028 - Lyall Grexton (Peter Chataway) - 1020 Graham Road To rezone the subject property from the RU1 - Large Lot Housing zone to the RU6 - Two Dwelling Housing zone in order to legalize the existing two (2) dwellings on the subject property.

(a) [Land Use Management Department report dated May 4, 2011.](#)

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

[Bylaw No. 10551 \(Z10-0028\)](#) - Lyall Grexton (Peter Chataway) - 1020 Graham Road

*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU6 - Two Dwelling Housing zone.*

5.2 Land Use Management Department, dated May 20, 2011, re: Rezoning Application No. Z11-0019 - Alice Schram (Worman Commercial) - 1064 Borden Avenue

*To rezone the subject property from the RU6 - Two Dwelling Housing zone to the C4 - Urban Centre Commercial zone for a future commercial development.*

(a) [Land Use Management Department report dated May 20, 2011.](#)

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

[Bylaw No. 10552 \(Z11-0019\)](#) - Alice Schram (Worman Commercial) - 1064 Borden Avenue

*To rezone the subject property from the RU6 - Two Dwelling Housing zone to the C4 - Urban Centre Commercial zone.*

5.3 Land Use Management Department, dated May 13, 2011, re: Rezoning Application No. Z11-0026 - Glen Blake - 4260 Gordon Drive

*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 a secondary suite contained within an existing principle dwelling.*

(a) [Land Use Management Department report dated May 13, 2011.](#)

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

[Bylaw No. 10553 \(Z11-0026\)](#) - Glen Blake - 4260 Gordon Drive

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

5.4 Land Use Management Department, dated May 20, 2011, re: Rezoning Application No. Z11-0017 - Satnam Basran & Sucha Sanghera (Satnam Basran) - 3443 Benvoulin Road

*To rezone the subject property from the A1 - Agriculture 1 zone to the A1t - Agriculture 1 with Agri-tourist Accommodation zone in order to facilitate the development and operation of seven (7) recreational vehicle (RV) sites.*

(a) [Land Use Management Department report dated May 20, 2011.](#)

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

[Bylaw No. 10554 \(Z11-0017\)](#) - Satnam Basran & Sucha Sanghera (Satnam Basran) - 3443 Benvoulin Road

*To rezone the subject property from the A1 - Agriculture 1 zone to the A1t - Agriculture 1 with Agri-tourist Accommodation zone.*

- 5.5 Land Use Management Department, dated May 17, 2011, re: [Rezoning Application No. Z11-0025 - Christopher Fehr & Ian McClellan \(Christopher Fehr\) - 2857 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 an existing secondary suite within an accessory building.*
- (a) [Land Use Management Department report dated May 17, 2011.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10555 \(Z11-0025\)](#) - Christopher Fehr & Ian McClellan (Christopher Fehr) - 2857 East Kelowna Road  
*To rezone the subject property from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone.*
- 5.6 Land Use Management Department, dated May 20, 2011 re: [Agricultural Land Reserve Appeal Application No. A09-0016 - Kenneth & Belva Casorso \(New Town Planning Services\) - 3985 Casorso Road](#)  
*To support an application to the Agricultural Land Commission for a non-farm use within the Agricultural Land Reserve pursuant to Section 20(3) of the Agricultural Land Commission Act to allow concrete and asphalt recycling in a former quarry.*
- 5.7 Land Use Management Department, dated May 18, 2011, re: [Rezoning Application No. Z07-0073 - Al Stober Construction Ltd. \(Meiklejohn Architects Inc.\) - 477 Osprey Avenue](#)  
*To extend the deadline for adoption of OCP Amending Bylaw No. 10265 and Zone Amending Bylaw No. 10266 from June 15, 2011 to December 15, 2011.*

6. **BYLAWS (ZONING & DEVELOPMENT)**

**(BYLAWS PRESENTED FOR ADOPTION)**

- 6.1 [Bylaw No. 10510 \(TA11-0001\)](#) - City of Kelowna - Miscellaneous Text Amendments to Zoning Bylaw No. 8000  
*To consider various housekeeping amendments to Zoning Bylaw No. 8000.*
- 6.2 [Bylaw No. 10516 \(Z11-0013\)](#) - David & Dellmari Richardson (Architecturally Distinct Solutions Inc.) - 1441 Appleridge Road  
*To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone.*
- 6.3 (a) **(BYLAW PRESENTED FOR SECOND AND THIRD READINGS AND ADOPTION)**
- [Bylaw No. 10500](#) - Kelowna 2030 Official Community Plan - Requires a majority of all Members of Council (5)  
*To adopt the Kelowna 2030 - Official Community Plan.*

- (b) Land Use Management Department, dated May 20, 2011, re: [Development Application Procedures Bylaw](#)  
*To receive, for information, the Report from the Manager, Urban Land Use; To forward Bylaw No. 10540 for reading consideration; To rescind Bylaw No. 8140 after adoption of the Kelowna 2030 Official Community Plan; To amend all City bylaws, Council Policy No. 359 and Council Policy No. 290 after adoption of the Kelowna 2030 Official Community Plan.*

## 7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Manager, Strategic Projects, dated May 17, 2011, re: [Filtration Deferral and Drinking Water Source Protection - Application for Deferral](#)  
*To support a staff application to Interior Health for Drinking Water Filtration Deferral; To direct staff to report to Council with an amendment to the Water Regulation Bylaw.*
- 7.2 General Manager, Community Services, dated May 24, 2011, re: [2011 Water Rates](#)  
*To receive, for information, the Report from the General Manager, Community Services; To approve an increase in overall Water Utility revenue of 11% effective with the first billing cycle in July 2011; To approve increases in rates to different classes of customers for 2011; To approve an increase of the Water Quality Enhancement Fee of \$2.64 per month per single family account and increasing rates for larger metered residential, commercial and industrial properties; To forward Bylaw No. 10550 for reading consideration.*
- 7.3 Utility Services Manager, dated May 26, 2011, re: [Regional Waste Reduction Program Results and Plans](#)  
*To receive, for information, an update from the Regional Waste Reduction Office.*
- 7.4 Manager, Sport & Facility Programs, dated May 25, 2011, re: [2011 Outdoor Events Schedule Report](#)  
*To receive, for information, the Report from the Manager, Sport & Facility Programs.*
- 7.5 Manager, Parks & Public Space Projects, dated May 24, 2011, re: [Project Update - Highway 97 Median Landscaping, Burtch to Highway 33](#)  
*To receive, for information, the Report from the Manager, Parks & Public Space Projects.*
- 7.6 Manager, Property Management, dated May 19, 2011, re: [Mobile Vendor Bid Awards](#)  
*To approve the City entering into a three (3) year Contract with Cinfu Hotdogs to provide mobile concession services at the corner of Bernard Avenue and Water Street; To approve the City entering into a three (3) year Contract, with Wafelicious to provide mobile concession services at the corner of Bernard Avenue and Pandosy Street; To approve the City entering into a three (3) year Contract with Hot or Not Vending to provide mobile concession*

*services at 275 Leon Avenue and 220 Lawrence Avenue; To approve the City entering into a three (3) year Contract with Rojem's Mobile Vending to provide mobile concession services at 238 Leon Avenue.*

7.7 Manager, Property Management, dated May 24, 2011, re: [Kelowna Curling Club](#)  
*To approve the City entering into a Loan Agreement with the Kelowna Curling Club for a loan in the amount of \$70,000.00; To direct staff to provide notice of intent to provide assistance to an organization in accordance with Sections 24 and 94 of the Community Charter.*

7.8 Manager, Property Management, dated May 24, 2011, re: [KelownaToDo.com Ticket Booth Operation Award](#)  
*To approve the City entering into a two (2) year Lease Agreement with KelownaToDo.com to provide ticket and information services at the Kerry Park Dock Ticket Kiosk.*

8. RESOLUTIONS

8.1 City Clerk, Draft Resolution, re: [UBCM - Restore Funding Grants to Women's Centres in BC](#)  
*To consider a UBCM Resolution requesting that Province reinstate operational funding to all Women's Centres in BC.*

9. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

*NOTE: Agenda items No. 9.1 and 9.2 may be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.*

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

9.1 [Bylaw No. 10540](#) - Development Applications Procedures Bylaw  
*To establish procedures for the processing of land development applications; To repeal Development Application Procedures Bylaw No. 8140.*

9.2 [Bylaw No. 10550](#) - Amendment No. 1 to Water Regulation Bylaw No. 10480  
*To consider various amendments to Water Regulation Bylaw No. 10480.*

(BYLAWS PRESENTED FOR ADOPTION)

9.3 [Bylaw No. 10515](#) - Development Cost Charge Bylaw  
*To impose development cost charges pursuant to Section 933 of the Local Government Act.*

9.4 [Bylaw No. 10537](#) - Road Closure Bylaw - Portion of Monte Vista 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 Monte Vista Avenue.*

10. MAYOR & COUNCILLOR ITEMS

10.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment

11. TERMINATION