

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, JULY 11, 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 Hobson is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Breanne Cleland, Miss Kelowna Lady of the Lake (2010/2011) and Juliet Kaczmarek, Princess (2010/2011), re: Farewell

3.2 Tom Maxwell, Kelowna Kodiaks Homeless Street Soccer Team, re: Participation in the National Championships

4. DEVELOPMENT APPLICATION REPORTS

4.1 Land Use Management Department, dated July 5, 2011, re: Agricultural Land Reserve Appeal Application No. A11-0005 - Robert & Katherine Stearns (Robert & Katherine Stearns and John Whittaker) - 2327 Belgo Road Mayor to invite the Applicants, or Applicants' Representative to come forward.

*To consider a staff recommendation NOT to support an application to the Agricultural Land Commission under Section 21(2) of the Agricultural Land Commission Act for a subdivision within the Agricultural Land Reserve.*

4.2 Land Use Management Department, dated June 15, 2011, re: Agricultural Land Reserve Application No. A11-0001 - Domenic & Susanne Panucci (HIS Designs Ltd.) - 3380 Neid Road

*To support an application to the Agricultural Land Commission pursuant to Section 20(3) of the Agricultural Land Commission Act for a non-farm use within the Agricultural Land Reserve to permit a detached secondary suite.*

4.3 Land Use Management Department, dated June 21, 2011, re: Rezoning Application No. Z11-0035 - Robert & Michelle Geismayr - 1599 KLO Road

*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU6 - Two Dwelling Housing zone in order to construct a second single-family dwelling.*

- (a) [Land Use Management Department report dated June 21, 2011.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
  
[Bylaw No. 10569 \(Z11-0035\)](#) - Robert & Michelle Geismayr - 1599 KLO Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU6 - Two Dwelling Housing zone.*
- 4.4 Land Use Management Department, dated June 21, 2011, re: Rezoning Application No. Z11-0020 - Wayne & Katherine Carter - 705 Camelia 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 a secondary suite within an accessory building.*
- (a) [Land Use Management Department report dated June 21, 2011.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
  
[Bylaw No. 10570 \(Z11-0020\)](#) - Wayne & Katherine Carter - 705 Camelia Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*
- 4.5 Land Use Management Department, dated June 24, 2011, re: Rezoning Application No. Z11-0038 - Gary & Darlene Lewis - 3984 Bluebird 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 allow the development of a suite in an accessory building.*
- (a) [Land Use Management Department report dated June 21, 2011.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
  
[Bylaw No. 10571 \(Z11-0038\)](#) - Gary & Darlene Lewis - 3984 Bluebird Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*
- 4.6 Land Use Management Department, dated June 28, 2011, re: Rezoning Application No. Z11-0036 - Bevin & Alvina Buehler - 620 Dougall Road South  
*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 accessory building.*
- (a) [Land Use Management Department report dated June 28, 2011.](#)

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

[Bylaw No. 10572 \(Z11-0036\)](#) - Bevin & Alvina Buehler - 620 Dougall Road South

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

- 4.7 Land Use Management Department, dated June 27, 2011, re: [Temporary Use Permit Application No. TUP09-0003 - Aqua Resort Ltd. - 550 Truswell Road](#)  
*To authorize a three (3) year extension, to July 14, 2014, of the issued Temporary Use Permit No. TUP09-0003 to allow "on-site fuel dispensing" on Lot 1, Plan 2714 except Plan KAP66263.*
- 4.8 Land Use Management Department, dated June 27, 2011, re: [North Clifton Road Area Structure Plan - Request for Authorization](#)  
*To authorize, in accordance with Council Policy No. 247, the preparation of an Area Structure Plan for a maximum of 200 dwelling units for the North Clifton area.*

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

**(BYLAWS PRESENTED FOR ADOPTION)**

- 5.1 [Bylaw No. 9998 \(Z08-0012\)](#) - 703941 BC Ltd. (Hangingsone Properties/Robert Bennett) - 3665 McCulloch Road  
*To rezone a portion of the subject property from the A1 - Agriculture 1 zone to the RR3 Rural Residential 3 zone.*

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- 6.1 General Manager, Corporate Sustainability, General Manager, Community Sustainability and General Manager, Community Services, dated July 6, 2011, re: [Quarterly Report Update](#)  
*To receive, for information, the Quarterly Report.*
- 6.2 Director, Policy & Planning, dated July 6, 2011, re: [Amendments to Bylaw No. 9561 - Downtown and Rutland Urban Centre Revitalization Tax Exemption Areas](#)  
*To receive, for information, the Report from the Policy & Planning Department; To give initial consideration to Bylaw No. 10566 to enact interim amendments to Revitalization Tax Exemption Bylaw No. 9561; To amend Council Policy No. 314, Parking Credits for Mixed-Use Developments within the Downtown Urban Centre.*
- 6.3 Director, Infrastructure Planning, dated July 5, 2011, re: [Amendment No. 5 to the Solid Waste Management Regulation Bylaw No. 10106](#)  
*To receive, for information, the Report from the Manager, Strategic Projects; To approve the proposed rate changes, effective January 1, 2012; To give reading consideration to Bylaw No. 10565.*

- 6.4 Architecture Planner, dated July 6, 2011, re: [Design Update - Parkinson Recreation Centre Multi-Age Activity Centre](#)  
*To receive, for information, the Report from the Architecture Planner.*
- 6.5 Manager, Property Management, dated July 5, 2011, re: [Activity Concession Tugboat Bay - Kalavida Surf Shop](#)  
*To approve the City entering into a two (2) month License of Occupation with Kalavida Surf Shop to provide activity concession services at the north end of Tugboat Bay.*
- 6.6 Manager, Property Management, dated July 5, 2011, re: [Jugo Juice - Charity Contribution](#)  
*To receive, for information, the Report from the Manager, Property Management.*

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

*NOTE: Agenda items No. 7.1 and 7.2 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)

- 7.1 [Bylaw No. 10565](#) - Amendment No. 5 to Solid Waste Management Regulation Bylaw No. 10106  
*To consider various amendments to Solid Waste Management Regulation Bylaw No. 10106.*
  - 7.2 [Bylaw No. 10566](#) - Amendment No. 1 to City of Kelowna Revitalization Tax Exemption Bylaw No. 9561  
*To consider various amendments to City of Kelowna Revitalization Tax Exemption Bylaw No. 9561.*
8. MAYOR & COUNCILLOR ITEMS
- 8.1 Mayor Shepherd, re: ["Spirit of Kelowna" Acknowledgment](#)
9. TERMINATION