

Regular MeetingOctober 2, 2012

A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Tuesday, October 2nd, 2012.

Council members in attendance: Mayor Walter Gray, Councillors Colin Basran, Maxine DeHart, Gail Given, Robert Hobson, Luke Stack and Gerry Zimmermann.

Council members absent: Andre Blanleil, Mohini Singh

Staff members in attendance were: Acting City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Director, Land Use Management, Shelley Gambacort and Deputy City Clerk, Karen Needham.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 6:44 p.m.

2. A Prayer was offered by Councillor Hobson.

3. CONFIRMATION OF MINUTES

Public Hearing - September 18, 2012
Regular Meeting - September 18, 2012

Moved by Councillor Stack/Seconded by Councillor Given

R897/10/12/02 THAT the Minutes of the Regular Meeting of September 18, 2012 and the minutes of the Public Hearing of September 18, 2012 be confirmed as circulated.

Carried

4. BYLAWS CONSIDERED AT PUBLIC HEARING

4.1 Bylaw No. 10755 (Z11-0082) - Bernard & Christine Rinas - 4165 Wallace Hill Road
To give Bylaw No. 10755 second and third readings in order to rezone the subject property from the A1 - Agriculture 1 zone to the A1c - Agriculture 1 with Carriage House zone.

Moved by Councillor Hobson/Seconded by Councillor Zimmerman

R898/12/10/02 THAT Bylaw No. 10755 be read a second and third time.

Carried

4.2 Bylaw No. 10756 (Z12-0049) - Hugh & Jennifer Bitz - 4581 Anhalt Road
To give Bylaw No. 10756 second and third readings and adoption in order to rezone the subject property from the RU1 - Large Lot Housing zone to the RU2 - Medium Lot Housing zone.

Moved by Councillor Zimmermann/Seconded by Councillor DeHart

R899/12/10/02 THAT Bylaw No. 10756 be read a second and third time and be adopted.

Carried

Regular MeetingOctober 2, 2012

- 4.3 Bylaw No. 10757 (Z12-0046) - 564913 BC Ltd. - 1350 St. Paul Street
To give Bylaw No. 10757 second and third readings in order to rezone the subject property from the I2 - General Industrial zone to the C7 - Central Business Commercial zone.

Moved by Councillor Stack/Seconded by Councillor Hobson

R900/12/10/02 THAT Bylaw No. 10757 be read a second and third time.

Carried

- 4.4 Bylaw No. 10758 (Z12-0043) - Lynae, Dennis & Darlene Igel - 391 Yates Road
To give Bylaw No. 10758 second and third readings in order to rezone the subject property from the RU1 - Large Lot Housing zone to the RU1c - Large Lot Housing with Carriage House zone.

Moved by Councillor Zimmermann/Seconded by Councillor Given

R901/12/10/02 THAT Bylaw No. 10758 be read a second and third time.

Carried

Opposed - Stack

5. THE CITY CLERK WILL PROVIDE INFORMATION AS TO HOW THE FOLLOWING ITEMS ON THE AGENDA WERE PUBLICIZED.

The City Clerk advised that Notice of Council's consideration of the Development Variance Permit Applications was given by sending out or otherwise delivering 1262 letters to the owners and occupiers of surrounding properties between September 14, 2012 and September 21, 2012.

The correspondence and/or petitions received in response to advertising for the applications on tonight's Agenda were arranged and circulated to Council in accordance with Council Policy No. 309.

6. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

- 6.1 Land Use Management Department dated September 07, 2012 re: Heritage Alteration Permit Application No. HAP12-0010 - The Roman Catholic Bishop of Nelson (Christopher Fabbi) - 3685 Benvoulin Road City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Heritage Alteration Permit in order to allow an addition to an existing caretaker's cottage; to authorize a variance to the provisions of Zoning Bylaw No. 8000 in order to vary the south side yard from 3.0m required to 1.5m proposed.

The City Clerk advised that no correspondence and/or petitions had been received

Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council.

Chris Fabbi, Applicant

- has been the caretaker and site manager for seven years, and is requesting the variance to increase the size of living space in the current caretaker residence.

Regular MeetingOctober 2, 2012Moved by Councillor Hobson/Seconded by Councillor Given

R902/12/10/02 THAT Council authorize the issuance of a Heritage Alteration Permit No. HAP12-0010, for Lot 1, District Lot 133, ODYD, Plan KAP81588, located on Benvoulin Road, Kelowna, BC subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Scheduled "A";
2. The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B".

AND THAT a variance to the following section of Zoning Bylaw No. 8000 be granted:

Section 11.1.6 (d) -Development Regulations:

To vary the south side yard setback from 3.0m required to 1.5m proposed.

Carried

- 6.2 Land Use Management Department, dated September 07, 2012 re: Development Variance Permit Application No. DVP12-0146 - Mitchell Stromquist (Greg Stromquist) - 1461 Springfield Road City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to vary the minimum required lot depth of the RU2 zone from 30.00m required to 28.25m proposed in order to facilitate subdivision of the subject site into two lots for single family dwelling development.

The City Clerk advised that no correspondence and/or petitions had been received

Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council.

Greg Stromquist, Applicant's Representative

-confirmed the applicant has signatures of support from all neighbours

There were no further comments.

Moved by Councillor Stack/Seconded by Councillor Basran

R903/12/10/02 THAT Council authorizes the issuance of Development Variance Permit No. DVP12-0146 for Lot 3, Section 19, Township 26, ODYD, Plan 17176, except plans H14525 and 36136, located at 1461 Springfield Road, Kelowna, BC;

AND THAT a variance to the following section of Zoning Bylaw No. 8000 be granted:

Section 13.2.5(b): Minimum Lot Depth

To vary the minimum required lot depth from 30.00 m required to 28.35 m proposed.

Regular MeetingOctober 2, 2012Carried

- 6.3 Land Use Management Department, dated August 17, 2012 re: Development Variance Permit Application No. DVP12-0151 - Callahan Construction Company Ltd., Inc. No.66876 (Atlas Signs & Awning Co.) - #45 - 3155 Lakeshore Road City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.

To authorize the issuance of a Development Variance Permit to vary the provisions of Sign Bylaw No.8325 from the number of signs along the west business frontage from 2 signs permitted to 5 signs proposed.

Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council.

There were no comments.

Moved by Councillor Stack/Seconded by Councillor Zimmerman

R904/12/10/02 THAT Council authorize the issuance of Development Variance Permit No. DVP12-0151 for Lot 2, District Lot 14 & 135, ODYD, Plan KAP54407, located at 3155 Lakeshore Road, Kelowna, B.C.;

AND FURTHER THAT variances to the following sections of Sign Bylaw No. 8325 be granted:

Section 6.1 - Number of Signs permitted in the C4 zone:

To vary the permitted number of signs along the west business frontage from 2 signs permitted to 5 signs proposed as per schedule 'A'.

Carried

7. REMINDERS

City Clerk: DRAFT RESOLUTION

Re: Travel Authorization - Ironman Bid - Tampa, Florida

Moved by Councillor Given/Seconded by Councillor Hobson

R905/12/10/02 THAT Mayor Gray be authorized to travel to Tampa, Florida to attend the City of Kelowna Ironman Canada 2013 Bid Presentation to Ironman International on September 22-25, 2012, with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-011-0-001.

Carried

Regular Meeting

October 2, 2012

8. TERMINATION

The meeting was declared terminated at 7:08 p.m.

Certified Correct:

Mayor

City Clerk

ACM/dld