

Regular MeetingDecember 11, 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, December 11<sup>th</sup>, 2012.

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

Staff members in attendance were: City Manager, Ron Mattiussi; Deputy City Clerk, Karen Needham; Director, Land Use Management, Shelley Gambacort; and Council Recording Secretary, Sandi Horning.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 8:25 p.m.

2. A Prayer was offered by Councillor Hobson.

3. CONFIRMATION OF MINUTES

Public Hearing - November 27, 2012  
Regular Meeting - November 27, 2012

Moved by Councillor Blanleil/Seconded by Councillor Basran

R1089/12/12/11 THAT the Minutes of the Public Hearing and Regular Meeting of November 27, 2012 be confirmed as circulated.

Carried

4. BYLAWS CONSIDERED AT PUBLIC HEARING

4.1 Bylaw No. 10782 (Z11-0083) - Arnold & Melitta Frank (Protech Consultants Ltd.) - 1429 KLO Road

Moved by Councillor Stack/Seconded by Councillor Given

R1090/12/12/11 THAT Bylaw No. 10782 be read a second and third time.

Carried

4.2 Bylaw No. 10783 (Z12-0059) - Marianne Hill (Ed Guy) - 250 & 260 Lake Avenue

Moved by Councillor Zimmermann/Seconded by Councillor DeHart

R1091/12/12/11 THAT Bylaw No. 10783 be read a second and third time.

Carried

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- 4.3 Bylaw No. 10784 (TA12-0011) - City of Kelowna - Amendments to RM6 - High Rise Apartment Housing Zone

Moved by Councillor Blanleil/Seconded by Councillor Basran

R1092/12/12/11 THAT Bylaw No. 10784 be read a second and third time.

Carried

- 4.4 Bylaw No. 10785 (Z12-0067) - John Hodges - 3563 Scott Road

Moved by Councillor Singh/Seconded by Councillor Hobson

R1093/12/12/11 THAT Bylaw No. 10785 be read a second and third time.

Carried

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

The Deputy City Clerk advised that Notice of Council's consideration of the Development Variance Permit Applications was given by sending out or otherwise delivering 360 letters to the owners and occupiers of the surrounding properties between November 30, 2012 and December 4, 2012.

This meeting is open to the public and all representations to Council form part of the public record. A live audio feed may be broadcast and recorded by Castanet.

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 November 20, 2012 re: Development Variance Permit Application No. DVP12-0196 - The Board of School Trustees of School District No. 23 (Central Okanagan) (CEI Architecture Planning Interiors) - 4534 & 4544 Gordon Drive 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.

The Deputy City Clerk advised that the following correspondence and/or petitions had been received:

- Letter of Concern:
  - Gary Schwartz, 4495 Nottingham Road
- Letter of Opposition:
  - Brian & Cheryl Kokayko, 701 Raymer Road

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

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Ken Kovacs, Property Manager, School District No. 23

- Responded to questions from Council.
- Believes that the School District can work with students to address any on-street parking issues as there are ample parking spots available on site.
- Committed to investigating the parking concerns that were noted in Mr. Schwartz's correspondence.
- Confirmed that there is property available should the School District need to expand the parking at OKM.
- Advised that the School District is willing to work with the City of Kelowna to mitigate the parking issues in the area.

Gallery:

Mark Ranger, 4564 Bonjou Court

- Expressed a concern with traffic congestion as a result of parents picking up and/or dropping off students.
- Would like signs erected stating "resident parking only".
- Believes that there is enough student parking on site, it's just not being utilized by the students.
- Believes that Bonjou Court is a convenient spot for the students to park and then access the school site due to the walkway in the area.
- Opposed to the parking variance.
- Responded to questions from Council.

Ken Kovacs, Property Manager, School District No. 23

- Would be willing to discuss with City staff the potential for an on-site drop off/pick up location for the school.
- Committed to working with City staff in order to address the on-street parking issues in the area.
- Responded to questions from Council.

There were no further comments.

Moved by Councillor Basran/Seconded by Councillor Blanleil

**R1094/12/12/11** THAT Council authorizes the issuance of Development Variance Permit No. DVP12-0196, for Lot A, District Lot 167, ODYD Plan 25832 and Lot 1, District Lot 358, ODYD Plan 39944 located at 4534 and 4544 Gordon Drive, Kelowna, BC;

AND THAT variances to the following sections of Zoning Bylaw No. 8000 be granted:

**Section 8 - Table 8.1 Parking Schedule**

To vary the Secondary School vehicle parking from 255 spaces required to 179 spaces proposed.

Carried

- 6.2 Land Use Management Department, dated November 23, 2012 re: Development Variance Permit Application No. DVP12-0204 - Western Sandpiper Holdings Ltd. (Valley First) - 110-150 Highway 33 West 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.

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

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Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council. The Applicant was present in the gallery, but did not have anything further to add to staff's comments. No one came forward.

Moved by Councillor Blanleil/Seconded by Councillor Hobson

**R1095/12/12/11** THAT Council authorize the issuance of Development Variance Permit No. DVP12-0204 for Lot A Section 26 Township 26 ODYD Plan KAP79622, located at 110-150 Highway 33 West, Kelowna, B.C.;

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

**Section 5.8.1(d) - Projecting Sign Regulations:**

To permit each projecting sign to be located more than 0.6m from the projecting wall on the existing canopy.

**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 4 signs proposed as per schedule 'A'.

**Section 6.1 - Permitted Area of Projecting Signs in the C4 zone:**

To vary the area for projecting signs in the C4 zone from 2.5m permitted to 3.5m proposed as per schedule 'A'.

Carried

7. REMINDERS - Nil.

8. TERMINATION

The meeting was declared terminated at 9:37 p.m.

Certified Correct:

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Mayor

SLH/dld

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Deputy City Clerk