

**City of Kelowna
Regular Council Meeting
AGENDA**



Monday, December 9, 2013
1:30 pm
Council Chamber
City Hall, 1435 Water Street

Pages

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. Confirmation of Minutes

5 - 9

Regular PM Meeting - December 2, 2013

3. Development Application Reports & Related Bylaws

3.1 Rezoning Application No. Z12-0069 - 1215 St Paul Street and 557 & 567
Clement Avenue, Joseph Higgins et al

10 - 28

To amend the Official Community Plan Future Land Use Designation from Multiple Unit Residential - Medium Density to Mixed Use (Residential / Commercial) and to rezone from RU2 - Medium Lot Housing to C7 - Central Business Commercial zone in order to permit the construction of a 4 storey commercial building.

3.1.1 Bylaw No. 10901 (OCP12-0017) - 1215 St. Paul Street and 557 & 567
Clement Avenue, Joseph Higgins et al

29 - 29

Requires a majority of all members of Council (5).

To give Bylaw No. 10901 first reading.

3.1.2 Bylaw No. 10902 (Z12-0069) - 1215 St. Paul Street and 557 & 567
Clement Avenue, Joseph Higgins et al

30 - 30

To give Bylaw No. 10902 first reading.

3.2 Bylaw No. 10817 (OCP12-0006) - 3787, 3791 & 3795 Lakeshore Road, Westcorp
On the Lake Inc.

31 - 33

Requires a majority of all members of Council (5).

To adopt Bylaw No. 10817 in order to change the future land use designation for the subject properties from the Mixed Use Tourism/Multiple Unit Residential - Medium Density/Multiple Unit Residential - Low Density/Major Park & Open Space designations to the Mixed Use Tourism/Multiple Unit Residential - High Density/Multiple Unit Residential - Medium Density/Major Park & Open Space designations.

- 3.2.1 **Bylaw No. 10812 (TA12-0007) - New CD24 Comprehensive Development Zone 24** 34 - 77
- To adopt Bylaw No. 10812 in order to create a new CD24 Comprehensive Development Zone
- 3.2.2 **Bylaw No. 10818 (Z12-0039) - 3787, 3791 & 3795 Lakeshore Road, Westcorp on the Lake Inc.** 78 - 79
- To adopt Bylaw No. 10818 in order to rezone the subject properties from the C1 - Local Commercial, C9 - Tourist Commercial, RM7 - Mobile Home Park and RR3 - Rural Residential 3 zones to the CD24 - Comprehensive Development 24 and the P3 - Parks & Open Space zones.
- 3.2.3 **Bylaw No. 10813 - Amendment No. 20 to Sign Bylaw No. 8235** 80 - 80
- To adopt Bylaw No. 10813 in order to amend Sign Bylaw No. 8235 to include the new CD24 Comprehensive Development 24 Zone.
- 3.2.4 **Development Permit Application No. DP12-0094 - 3787, 3791 & 3795 Lakeshore Road, Westcorp On The Lake Inc.** 81 - 128
- To consider an overarching Form and Character Development Permit that will apply to the entire CD24 development site. These planning and design principles, including landscaping, open space and architectural guidelines, will ensure development proceeds in a cohesive and integrated manner. Individual Form and Character Development Permits will be required for each building in the development process.
- 3.3 **Rezoning Application No. Z11-0083, Extension Request - 1429 KLO Rd, Arnold & Melitta Frank** 129 - 131
- To consider a final extension to extend the date for adoption of Zone Amending Bylaw No. 10782 from December 11, 2013 to December 11, 2014 in order to facilitate the rezoning of the subject property from the A1 - Agriculture zone to the RM7 - Mobile Home Park zone to develop a modular home park containing a total of 92-94 units. The extension is required to provide additional time for the applicant team to satisfy the outstanding conditions of zoning, which has taken longer than anticipated due in part to health related issues.

3.4	Rezoning Application No. Z09-0062, Extension Request, W of South Perimeter Way, 0775362 BC Ltd/0775362 BC Ltd.	132 - 134
	To consider a final extension to extend the date for adoption of Zone Amending Bylaw No. 10471 from November 27, 2013 to November 27, 2014 in order to facilitate the rezoning of the subject property from the A1 - Agriculture zone to the A1- Agriculture, RU1-Large Lot Housing, RR1-Rural Residential 1, & P3- Parks and Open Space zones in order to facilitate a 24 lot residential subdivision. The extension is required in order to have all the legal documentation in place as to the exchange of land over many properties and owners.	
3.5	Rezoning Application No. Z09-0077, Extension Request, 4064 Lakeshore Rd, Rex Carter Jardine	135 - 137
	To consider a final extension to extend the date for adoption of Zone Amending Bylaw No. 10306 from December 15, 2013 to December 15, 2014 in order to facilitate the rezoning of the subject property from the RU1 - Large Lot Housing zone to the RU2 - Medium Lot Housing zone in order to facilitate a two lot subdivision for the establishment of two dwellings on the proposed lakefront property.	
4. Non-Development Reports & Related Bylaws		
4.1	2014 Financial Plan	138 - 180
	To provide an overview of the 2014 Financial Plan.	
4.2	Neighbourhood Learning Centre Joint Use Agreement - School District No.23	181 - 194
	To seek Council's endorsement of a Joint Use Agreement with School District 23 for a Neighbourhood Learning Centre at Okanagan Mission Secondary School.	
4.3	Shaw WiFi	195 - 208
	To inform council of an opportunity to provide City residents and visitors with Wi-Fi access at certain City facilities and public places through a proposal from Shaw Cablesystems Limited and to obtain Council endorsement to enter into a five year license agreement with Shaw for the provision of this service.	
4.4	Kelowna Memorial Park Cemetery Fees	209 - 213
	To ensure fees and charges reflect operational costs and to introduce a non resident fee where applicable.	
	4.4.1	214 - 220
	Bylaw No. 10903 - Amendment No. 5 to Kelowna Memorial Park Cemetery Bylaw No.8807	
	To give first, second and third readings to Bylaw No. 10903 in order to amend Kelowna Memorial Park Cemetery Bylaw No. 8807.	

5. Mayor and Councillor Items
6. Termination