

**City of Kelowna  
Regular Council Meeting  
AGENDA**



Monday, May 26, 2014  
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 - 11

Regular PM Meeting - May 12, 2014

**3. Public in Attendance**

**3.1 Presentation of PIBC Award, re: 2014 Gold Award, Award of Excellence**

To present Council with the PIBC's 2014 Gold Award, Award of Excellence for Excellence in Planning Practice in recognition of the Bernard Avenue Revitalization Project.

**3.2 Cory Krist, General Manager, H2O Adventure & Fitness Centre, re: Annual Report**

12 - 30

To provide Council with an annual report on the activities of the H2O Adventure & Fitness Centre.

**3.3 Richard Rosenthal, Chief Civilian Director, Independent Investigations Office of BC**

31 - 49

To provide Council with an overview of the Independent Investigations Office of BC.

**3.4 Superintendent Romanchuk, re: Policing Report**

50 - 56

To provide Council with an update on the RCMP's activities.

**4. Development Application Reports & Related Bylaws**

- 4.1 Agricultural Land Reserve Appeal Application No. A14-0002 - 1980, 1982-1984, 2048 and (N of) Union Road, Union Road Properties Ltd. et al 57 - 153
- Mayor to invite the Applicant, or Applicant's Representative, to come forward.**
- To consider a staff recommendation NOT to support an application to the Agricultural Land Commission pursuant to Section 30(1) of the *Agricultural Land Commission Act* for exclusion from the Agricultural Land Reserve.
- 4.2 Official Community Plan Bylaw Amendment Application No. OCP14-0006 & Rezoning Application No. Z14-0008 - 560 & 562 McKay Avenue, 0781540 BC Ltd. 154 - 180
- These applications seek to amend the Official Community Plan (OCP) future land use designation for the subject lands from MRM – Multiple Unit Residential (Medium Density) to MXR – Mixed Use (Residential/Commercial), per attached Map ‘A’, and to rezone them from RU6 – Two Dwelling Housing to C4 – Urban Centre Commercial, per attached Map ‘B’, to facilitate the development of a 3-storey mixed-use development. In conjunction with the subject applications, staff is also recommending that Council rescind 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings for the previous 2007 OCP Amendment and Rezoning applications for the subject lands, which have now expired and are superceded by the current applications under consideration.
- 4.2.1 Bylaw No. 10245 (OCP07-0032) - 560, 561, 582 & 583 McKay Avenue, 0781540 BC Ltd. 181 - 181
- Requires a majority of all members of Council (5).**
- To rescind Bylaw No. 10245 at third reading and close the file.
- 4.2.2 Bylaw No. 10246 (Z07-0093) - 560, 561, 582 & 583 McKay Avenue, 0781540 BC Ltd. 182 - 182
- To rescind Bylaw No. 10246 at third reading and close the file.
- 4.2.3 Bylaw No. 10968 (OCP14-0006) - 560 & 582 McKay Avenue, 0781540 BC Ltd. 183 - 184
- Requires a majority of all members of Council (5).**
- To give Bylaw No. 10968 first reading in order to change the future land use designation of the subject properties from the Multiple Unit Residential (Medium Density) designation to the Mixed Use (Residential/Commercial) designation.
- 4.2.4 Bylaw No. 10969 (Z14-0008) - 560 & 582 McKay Avenue, 0781540 BC Ltd. 185 - 186
- To give Bylaw No. 10969 first reading in order to rezone the subject properties from the RU6 - Two Dwelling Housing zone to the C4 - Urban Centre Commercial zone.

<b>5.</b>	<b>Bylaws for Adoption (Development Related)</b>	
5.1	<b>Bylaw No. 10917 (TA14-0002) - Medical Marihuana Production Facilities - Industrial Zones</b>	187 - 187
	To adopt Bylaw No. 10917 in order to amend Zoning Bylaw No. 8000 to allow for medical marihuana production facilities on I2, I3 & I4 zoned lands.	
5.2	<b>Bylaw No. 10920 - Medical Marihuana Producer Business Licence and Regulation Bylaw</b>	188 - 193
	To adopt Bylaw No. 10920 in order to provide for the Licencing and Regulating of Health Canada Licenced Medical Marihuana businesses within the City of Kelowna.	
5.3	<b>Bylaw No. 10921 - Amendment No. 8 to Bylaw Notice Enforcement Bylaw No. 10475</b>	194 - 195
	To adopt Bylaw No. 10921 in order to amend Bylaw Notice Enforcement Bylaw No. 10475 to add a new section for Medical Marihuana Producer Business Licences.	
5.4	<b>Bylaw No. 10944 (TA14-0006) - Medical Marihuana Production Facilities - Industrial Zones</b>	196 - 196
	To adopt Bylaw No. 10944 in order to amend Zoning Bylaw No. 8000 to allow for medical marihuana production facilities on I1 zoned lands.	
<b>6.</b>	<b>Non-Development Reports &amp; Related Bylaws</b>	
6.1	<b>Transit 2014/2015 Annual Operating Agreements</b>	197 - 203
	To provide Council with information on Transit costs for the current year and receive Council authorization to sign the Annual Operating Agreements for the current year, with the amended agreement for last year and the Master Operating Agreement.	
6.2	<b>Security Issuing Bylaw - Lawrence Avenue Local Area Service</b>	204 - 205
	To obtain Council approval that the Regional District of Central Okanagan be requested to prepare a security issuing bylaw with a 20 year term.	
6.3	<b>2013 Household Travel Survey</b>	206 - 226
	To present the results of the 2013 Household Travel Survey conducted in the fall of 2013 to households in the Central Okanagan Region and City of Vernon. The report will also compare results to those from the 2007 Household Travel Survey.	
6.4	<b>Copeland House - Heritage Tax Exemption</b>	227 - 229
	To have Council authorize entering into an agreement to allow a permissive tax	

exemption for the owner of the Copeland House located at 784 Elliot Avenue.

- 6.4.1 Bylaw No. 10966 - 784 Elliot Avenue, Heritage Building Property Tax Exemption Bylaw 230 - 236

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

To give Bylaw No. 10966 first, second and third readings.

- 6.5 Corporate Energy and GHG Emissions 237 - 317

Purpose of report is to present the latest corporate GHG emissions data and highlight GHG emissions reduction projects. The Community actions were highlighted in a separate Council report on March 3rd, 2014 (Climate Action Revenue Incentive Program Reporting Requirement). Further, the purpose of this report is to make the final corporate GHG values public to meet the provincial requirements for the Climate Action Revenue Incentive Program.

- 6.6 Road Closure Bylaw - Portion of Road Near Bird Place 318 - 320

To transfer a portion of excess City roadway to Westcorp On The Lake Inc. (the "Purchaser") to be used as landing area for a bridge to be constructed over Wilson Creek.

- 6.6.1 Bylaw No. 10958 - Road Closure Bylaw, Portion of Bird Place 321 - 322

To give Bylaw No. 10958 first, second and third readings.

7. Mayor and Councillor Items

8. Termination