

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, JUNE 7, 2010

1:30 P.M.

1. CALL TO ORDER
2. Councillor Rule is requested to check the minutes of the meeting.
3. PUBLIC IN ATTENDANCE
  - 3.1 Eline Bruins, Veendam Exchange Student, re: Overview of Exchange Student Experience
4. COMMITTEE REPORTS
  - 4.1 Youth Advisory Committee, re: [Mayor's Youth Forum - Spring 2010, Active Transportation](#)  
*To receive, for information, the Youth Advisory Committee's presentation with respect to the Mayor's Youth Forum on Active Transportation.*
  - 4.2 Public Art Committee, dated May 26, 2010, re: [Funding for 2010 Community Public Art Project](#)  
*To approve funding for a Community Public Art project proposed by the Canadian Mental Health Association.*
  - 4.3 Audit Committee, dated June 1, 2010, re: [Financial Statements for the Year Ending December 31, 2009](#)  
*To receive, for information, the Consolidated Financial Statements and Auditor's Report for the City of Kelowna for the year ending December 31, 2009; To approve the appropriation of \$900,000 of surplus generated from all general fund operations in 2009 to general reserves.*
5. UNFINISHED BUSINESS
  - 5.1 Community Sustainability Division supplemental report dated June 1, 2010, re: Official Community Plan Bylaw Amendment Application No. OCP10-0002 and Temporary Use Permit Application No. TUP10-0001 - City of Kelowna - 3326 Lakeshore Road  
*To receive, for information, the report of the Land Use Management Service Department dated June 1, 2010.*

- (a) [Community Sustainability Division supplemental report dated June 1, 2010.](#)

- (b) **BYLAW PRESENTED FOR ADOPTION**

[Bylaw No. 10310 \(OCP10-0002/TUP10-0001\)](#) - City of Kelowna - 3326 Lakeshore Road - **Requires a majority of all Members of Council (5)**  
*To temporarily change the future land use designation of the subject property from the "Major Park/Open Space" designation to the "Commercial" designation.*

- 5.2 Community Sustainability Division, supplemental report dated May 28, 2010, re: Official Community Plan Bylaw Amendment No. OCP09-0013 and Rezoning Application No. Z09-0044 - Various Owners (City of Kelowna) - Dilworth Mountain Estates

*To amend Bylaw Nos. 10323 and 10324 (Z09-0044) at first reading; To forward Bylaw Nos. 10323 and 10324 to a Public Hearing for further consideration.*

- (a) [Community Sustainability Division report dated May 28, 2010.](#)

- (b) **BYLAWS PRESENTED FOR AMENDMENT AT FIRST READING**

- (i) [Bylaw No. 10323 \(OCP09-0013\)](#) - Various Owners (City of Kelowna) - Dilworth Mountain Estates - **Requires a majority of all Members of Council (5)**  
*To amend Bylaw No. 10323 at first reading by deleting Map "A" in its entirety and replacing it with a new Map "A".*

- (ii) [Bylaw No. 10324 \(Z09-0044\)](#) - Various Owners (City of Kelowna) - Dilworth Mountain Estates  
*To amend Bylaw No. 10324 (Z09-0044) at first reading by deleting Map "B" in its entirety and replacing it with a new Map "B".*

6. **DEVELOPMENT APPLICATION REPORTS**

- 6.1 Community Sustainability Division, dated May 20, 2010, re: Text Amendment Application No. TA10-0006 - No. 21 Great Projects Ltd.

*To consider amendments to Section 13.3 of Zoning Bylaw No. 8000.*

- (a) [Community Sustainability Division report dated May 20, 2010.](#)

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

[Bylaw No. 10352 \(TA10-0006\)](#) - RU3 - Small Lot Housing - City of Kelowna  
*To consider amendments to Section 13.3 of Zoning Bylaw No. 8000.*

- 6.2 Community Sustainability Division, dated May 28, 2010, re: Official Community Plan Bylaw Amendment Application No. OCP10-0005 and Rezoning Application No. Z10-0023 - No. 21 Great Projects Ltd. - 5000 Gordon Drive and 1290 Ivens Road

*To change the future land use designation of a portion of the subject properties from the "Major Park/Open Space" designation, the "Commercial" designation, the "Educational/Major Institutional" designation, the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Multiple Unit Residential - Cluster Housing" designation, the "Multiple Unit Residential - Medium Density" designation and the "Public Services/Utilities" designation to the "Major Park/Open Space" designation, the "Commercial" designation, the "Educational/Major Institutional" designation, the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Multiple Unit Residential - Cluster Housing" designation, the "Multiple Unit Residential - Medium Density" designation and the "Public Services/Utilities" designation in order to change the configuration and boundaries; To rezone a portion of the subject properties from the A1 - Agriculture 1 zone, the P3 - Parks & Open Space zone and the RU1h - Large Lot Housing (Hillside Area) zone to the RU3 - Small Lot Housing zone, the RU2 - Medium Lot Housing zone and the P3 - Parks & Open Space zone in order to facilitate the development of 87 single-family dwellings.*

- (a) [Community Sustainability Division report dated May 28, 2010.](#)

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

- (i) [Bylaw No. 10350 \(OCP10-0005\)](#) - No. 21 Great Projects Ltd. - 5000 Gordon Drive and 1290 Ivens Road - **Requires a majority of all Members of Council (5)**

*To change the future land use designation of a portion of the subject properties from the "Major Park/Open Space" designation, the "Commercial" designation, the "Educational/Major Institutional" designation, the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Multiple Unit Residential - Cluster Housing" designation, the "Multiple Unit Residential - Medium Density" designation and the "Public Services/Utilities" designation to the "Major Park/Open Space" designation, the "Commercial" designation, the "Educational/Major Institutional" designation, the "Single/Two Unit Residential" designation, the "Multiple Unit Residential - Low Density" designation, the "Multiple Unit Residential - Cluster Housing" designation, the "Multiple Unit Residential - Medium Density" designation and the "Public Services/Utilities" designation.*

- (ii) [Bylaw No. 10351 \(Z10-0023\)](#) - No. 21 Great Projects Ltd. - 5000 Gordon Drive and 1290 Ivens Road

*To rezone a portion of the subject properties from the A1 - Agriculture 1 zone, the P3 - Parks & Open Space zone and the*

*RU1h - Large Lot Housing (Hillside Area) zone to the RU3 - Small Lot Housing zone, the RU2 - Medium Lot Housing zone and the P3 - Parks & Open Space zone.*

- 6.3 Community Sustainability Division, dated May 27, 2010, re: Rezoning Application No. Z10-0017 - Dorothy M. Marshall (Jim Andrews) - 1361 Mountain Avenue  
*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 for the creation of a secondary suite.*
- (a) [Community Sustainability Division report dated May 27, 2010.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
[Bylaw No. 10353 \(Z10-0017\)](#) - Dorothy Marshall (Jim Andrews) - 1361 Mountain Avenue  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*
- 6.4 Community Sustainability Division, dated May 21, 2010, re: Rezoning Application No. Z10-0036 - Jeffrey David Kohn (RC Alliance Ltd.) - 4224 Hobson 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 create a secondary suite within an expanded, existing accessory building.*
- (a) [Community Sustainability Division report dated May 21, 2010.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
[Bylaw No. 10354 \(Z10-0036\)](#) - Jeffrey Kohn (RC Alliance Ltd.) - 4224 Hobson Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*
- 6.5 Community Sustainability Division, dated May 21, 2010, re: Rezoning Application No. Z10-0032 - Wallace David Westnedge - 450 Donhauser 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 a basement suite within the existing principal dwelling.*
- (a) [Community Sustainability Division report dated May 21, 2010.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
[Bylaw No. 10356 \(Z10-0032\)](#) - Wallace Westnedge - 450 Donhauser Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Manager, Property Management, dated June 1, 2010, re: [Kelowna Yacht Club Moorage Overview](#)  
*To reconfirm support of the on the water occupation of the Kelowna Yacht Club; To direct staff to proceed with all documents, approval applications and processes necessary to formalize the appropriate on water tenure for occupancy.*
- 7.2 Property Manager, dated June 2, 2010, re: [Mission Creek Mountain Bike Skills Park - Purchase of Service Agreement](#)  
*To approve a one (1) year Purchase of Service Agreement with Mountain Bikers of the Central Okanagan Club for the operation and maintenance of the Mission Creek Mountain Bike Skills Park.*
- 7.3 Utilities Technologist, dated June 2, 2010, re: [Private Waste-water Treatment Systems](#)  
*To re-affirm existing OCP Sanitary Sewer Policies and Sanitary Sewer/Storm Drain Regulation Bylaw No. 6618.*
- 7.4 Sustainability Coordinator, dated May 31, 2010, re: [Sustainability Roundtable Key Actions](#)  
*To receive, for information, the May 31, 2010 report from the Sustainability Coordinator; To forward the May 31, 2010 report from the Sustainability Coordinator to members of the Sustainability Roundtable for their information.*

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 8.1 [Bylaw No. 10342](#) - Road Closure Bylaw - Portion of Loseth Drive  
*To permanently close and remove the highway dedication of a portion of highway on Loseth Drive.*

9. MAYOR & COUNCILLOR ITEMS

- 9.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment

10. TERMINATION