

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, JUNE 13, 2011

1:30 P.M.

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. Councillor Craig is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Director, Infrastructure Planning, dated June 7, 2011, re: [2011 Planning Institute of British Columbia Awards of Excellence - Parkland Acquisition Guidelines](#)

3.2 Cheryl Miller, Grants Manager, Central Okanagan Foundation, re: [City of Kelowna Emergency Grant](#)

3.3 David Widdis, MCIP, Regional Growth Strategy Coordinator, Regional District of Central Okanagan, re: [Regional Growth Strategy Process - Update](#)

4. DEVELOPMENT APPLICATION REPORTS

4.1 Land Use Management Department, dated May 26, 2011, re: Rezoning Application No. Z11-0039 - 0872097 BC Ltd. (Paul Watson) - 1326 Tanemura Crescent

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 permit the construction of a secondary suite within a new single-family dwelling.

(a) [Land Use Management Department report dated May 26, 2011.](#)

(b) BYLAW PRESENTED FOR FIRST READING

[Bylaw No. 10559 \(Z11-0039\)](#) - 0872097 BC Ltd. (Paul Watson) - 1326 Tanemura Crescent

To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.

- 4.2 Land Use Management Department, dated May 25, 2011, re: Rezoning Application No. Z11-0032 - Douglas Staines - 1401 Lambert 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 permit the construction of a secondary suite within the existing single-family dwelling.
- (a) [Land Use Management Department report dated May 25, 2011.](#)
- (b) **BYLAW PRESENTED FOR FRIST READING**
- [Bylaw No. 10561 \(Z11-0032\)](#) - Douglas Staines - 1401 Lambert Avenue
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.
- 4.3 Land Use Management Department, dated May 30, 2011, re: Rezoning Application No. Z10-0086 - City of Kelowna - 445 & 455 Rockview Lane
To rezone Lot 1, Plan KAP91022 from the CD2 - Kettle Valley Comprehensive Residential Development zone to the P4 - Utilities zone and to rezone Lot 2, Plan KAP91022 from the CD2 - Kettle Valley Comprehensive Residential Development zone to the P3 - Parks and Open Space zone in order to correct a number of accumulated mapping discrepancies within Zoning Bylaw No. 8000;
- (a) [Land Use Management Department report dated May 30, 2011.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10563 \(Z10-0086\)](#) - City of Kelowna - 445 & 455 Rockview Lane
To rezone Lot 1, Plan KAP91022 from the CD2 - Kettle Valley Comprehensive Residential Development zone to the P4 - Utilities zone and to rezone Lot 2, Plan KAP91022 from the CD2 - Kettle Valley Comprehensive Residential Development zone to the P3 - Parks and Open Space zone.
- 4.4 Land Use Management Department, dated May 30, 2011, re: Rezoning Application No. Z11-0023 - Danny Damario & Susan Girard - 4191 Lakeshore 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 legalize an existing ground-floor secondary suite.
- (a) [Land Use Management Department report dated May 30, 2011.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10564 \(Z11-0023\)](#) - Danny Damario & Susan Girard - 4191 Lakeshore Road
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.

- 4.5 Land Use Management Department, dated May 27, 2011 re: [Rezoning Application No. Z07-0046 - Terry & Joan Raisanen - 1975 Kane Road](#)
To extend the deadline for adoption of Zone Amending Bylaw No. 9886 from May 27, 2011 to November 27, 2011.

5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 [Bylaw No. 10313 \(LUC09-0001\)](#) - Thomas & Marlene Tobin - 7850 Highway 97 North
To discharge Land Use Contract No. LUC76-1055 (Reg. No. M29957)
- 5.2 [Bylaw No. 10314 \(Z08-0113\)](#) - Thomas & Marlene Tobin - 7850 Highway 97 North
To rezone the subject property from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone.
- 5.3 [Bylaw No. 10451 \(Z10-0075\)](#) - Watermark Development Ltd. - 2960 Appaloosa Road
To rezone a portion of the subject property from the A1 - Agriculture 1 zone to the RU2s - Medium Lot Housing with Secondary Suite zone.
- 5.4 [Bylaw No. 10526 \(Z11-0009\)](#) - Beverly Hazzard - 1565 Lewis Road
To rezone the subject property from the A1 - Agriculture 1 zone to the RR2 - Rural Residential 2 zone.

6. NON-DEVELOPMENT APPLICATION REPORTS

- 6.1 Land Use Management Department, dated June 8, 2011, re: [Development Application Fee Bylaw Review](#)
To receive, for information, the Report from the Land Use Management Department; To forward Bylaw No. 10560, being the new Development Application Fee Bylaw for reading consideration; To rescind Bylaw No. 8034 being the old Development Application Fees Bylaw; To direct staff to bring forward any necessary amendments to the Sign Bylaw, Development Application Procedures Bylaw and the Subdivision, Development & Servicing Bylaw; To give reading consideration to Bylaw No. 10556, being Amendment No. 4 to Miscellaneous Fees & Charges Bylaw No. 9381.
- 6.2 Manager, Community & Neighbourhood Programs, dated June 6, 2011, re: [School District No. 23 Joint Use Agreements](#)
To receive, for information, the Report from the Manager, Community & Neighbourhood Programs; To approve the Joint Use Agreements between School District No. 23 and the City of Kelowna for Bankhead Elementary School, South Kelowna Elementary School and Watson Road Elementary School; To authorize the Mayor and City Clerk to execute the School District No. 23 Joint Use Agreements.

- 6.3 Manager, Special Projects, dated June 8, 2011, re: [Poplar Point Pump Station Upgrade](#)
To approve borrowing the sum of \$2,000,000.00 from the Municipal Finance Authority of British Columbia for the construction of the Poplar Point Pump Station Upgrade; To request that the Regional District of Central Okanagan prepare a security issuing bylaw with a 20 year term.
- 6.4 Manager, Special Projects, dated June 8, 2011, re: [Brandt's Creek Tradewaste Treatment Plant](#)
To approve borrowing the sum of \$3,850,000.00 from the Municipal Finance Authority of British Columbia for the construction of the Brandt's Creek Tradewaste Treatment Plant; To request that the Regional District of Central Okanagan prepare a security issuing bylaw with a 20 year term.
- 6.5 Manager, Special Projects, dated June 6, 2011, re: [Waste Water Heat Reclamation Agreement Amendment](#)
To approve the City entering into the amended Waste Water Heat Reclamation Agreement with Okanagan College; To authorize the Mayor and City Clerk to execute the Agreement.
- 6.6 Parks Planner, dated June 7, 2011, re: [Heron's Landing Public Art Donation](#)
To receive, for information, the Report from the Parks Planner; To approve the preferred location for Heron's Landing along the Sutherland Avenue Multi-use Corridor.
- 6.7 Director, Infrastructure Planning, dated June 7, 2011, re: [Reducing Road Speeding - Springfield Road](#)
To receive, for information, the Report from the Director, Infrastructure Planning dated June 7, 2011; To direct staff to report back to Council with an integrated response plan to increased speed control on Springfield Road.
- 6.8 Manager, Building Services, dated June 8, 2011, re: [Emergency Roof Repair - Badminton Club, Gaston Avenue](#)
To receive, for information, the Report from the Manager, Building Services; To amend the 2011 Financial Plan to fund the emergency roof repair costs.
- 6.9 Manager, Building Services, dated June 8, 2011, re: [Cook Road Boat Launch and Downtown Public Day Moorage](#)
To receive, for information, the Report from the Manager, Building Services.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

NOTE: Agenda items No. 7.1 and 7.2 may be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.1 [Bylaw No. 10556](#) - Amendment No. 4 to Miscellaneous Fees and Charges Bylaw No. 9381
To amend Miscellaneous Fees and Charges Bylaw No. 9381 by deleting under Services Provided and Fees, number 3 in Schedule "A" and replacing it with a new number 3.
- 7.2 [Bylaw No. 10560](#) - Development Application Fee Bylaw
To establish a new Development Application Fee Bylaw.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.3 [Bylaw No. 10515](#) - Development Cost Charge Bylaw
To impose development cost charges pursuant to Section 933 of the Local Government Act.
 - 7.4 [Bylaw No. 10550](#) - Amendment No. 1 to Water Regulation Bylaw No. 10480
To adopt various amendments to Water Regulation Bylaw No. 10480.
8. MAYOR & COUNCILLOR ITEMS
- 8.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment
9. TERMINATION