

Regular MeetingJuly 26, 2011

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, July 26th, 2011.

Council members in attendance: Mayor Sharon Shepherd, Councillors Kevin Craig, Charlie Hodge, Graeme James, Angela Reid-Nagy, Michele Rule and Luke Stack.

Council members absent: Councillors Andre Blanleil and Robert Hobson.

Staff members in attendance were: Acting City Manager, Joe Creron; City Clerk, Stephen Fleming; Director, Land Use Management, Shelley Gambacort; and Council Recording Secretary, Sandi Horning.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 6:14 p.m.

Mayor Shepherd advised that the 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.

2. PRAYER

2. A Prayer was offered by Councillor Rule.

3. CONFIRMATION OF MINUTES

Regular A.M. Meeting - July 11, 2011

Regular P.M. Meeting - July 11, 2011

Public Hearing - July 12, 2011

Regular Meeting - July 12, 2011

Moved by Councillor Craig/Seconded by Councillor James

R767/11/07/26 THAT the Minutes of the Regular Meetings of July 11, 2011 and July 12, 2011 and the minutes of the Public Hearing of July 12, 2011 be confirmed as circulated.

Carried

4. Councillor Rule was requested to check the minutes of this meeting.

5. BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS)

5.1 Bylaw No. 10551 (Z10-0028) - Lyall Grexton (Peter Chataway) - 1020 Graham Road

Moved by Councillor James/Seconded by Councillor Hodge

R768/11/07/26 THAT Bylaw No. 10551 be read a second and third time.

Carried

5.2 Bylaw No. 10567 (Z11-0031) - Layton & Myrna Park (Layton Park) - 719 Hazell Road

Regular MeetingJuly 26, 2011Moved by Councillor Rule/Seconded by Councillor HodgeR769/11/07/26 THAT Bylaw No. 10567 be read a second and third time.Carried

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

The City Clerk advised that Notice of Council's consideration of the Development Variance Permit Applications was given by sending out or otherwise delivering 958 letters to the owners and occupiers of the surrounding properties between July 8, 2011 and July 15, 2011.

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 309.

7. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

- 7.1 Land Use Management Department, dated June 30, 2011 re: Development Variance Permit Application No. DVP11-0094 - Northwood Retirement Resorts Ltd. - 1277 Gordon Drive Deputy 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 City Clerk advised that no correspondence and/or petitions had been received.

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

Ed Hall, Applicant's Representative

- Advised that the Applicant requires an additional ½ storey in order to provide a roof top amenity space for the development.
- Believes that the ½ storey increase in height will not adversely affect the neighbourhood.
- Displayed a rendering of the development and explained how the development will be constructed.
- Advised that the roof top amenity space will also be utilized for memorial services.
- Advised the anticipated move-in date is April 1, 2012.

There were no further comments.

Moved by Councillor Reid-Nagy/Seconded by Councillor Hodge

R770/11/07/26 THAT Council authorize the issuance of Development Variance Permit No. DVP11-0094, Lot 1, DL 137, O.D.Y.D., Plan KAP87374, located on Gordon Dr., Kelowna, BC;

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

Regular MeetingJuly 26, 2011Section 13.11.6(c) Development Regulations:

To vary maximum building height from 16.5m or 4 storeys permitted to 16.5 m or 4½ storeys proposed.

Carried

- 7.2 Land Use Management Department, dated June 29, 2011 re: Development Variance Permit Application No. DVP11-0098 - Matthew & Victoria Hanson (Hamlet Property Services) - 4433 Pinegrove Road Deputy 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 City Clerk advised that no correspondence and/or petitions had been received.

Mayor Shepherd 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, but did not come forward. There were no further comments.

Moved by Councillor Rule/Seconded by Councillor Craig

R771/11/07/26 THAT Council authorize the issuance of Development Variance Permit No. DVP11-0098, Lot 10, District Lot 167, ODYD Plan 20358, located at Pinegrove Road, Kelowna, B.C.;

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

Section 13.1.6 (d): Development Regulations:

To vary the required south side yard setback from 2.3m required to 1.2m proposed.

Carried

- 7.3 Land Use Management Department, dated May 18, 2011 re: Development Variance Permit Application No. DVP11-0047 - Kirschner Mountain Estates and Donald & Amy Kirschner (Mission Group Creations Ltd.) - 2045 Loseth Road and 2061 Garner Road Deputy 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 City Clerk advised that no correspondence and/or petitions had been received.

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

The Applicant's Representative was present, but did not come forward. There were no further comments.

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Moved by Councillor James/Seconded by Councillor Craig

R772/11/07/26 THAT Council authorize the issuance of Development Variance Permit No. DVP11-0047 for Lots 2 & 3, Section 13, Township 26, ODYD, Plan KAP86315, located at 2045 Loseth Road & 2061 Garner Road, Kelowna BC;

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

Section 7.5.9 - Retaining Walls on Residential Lots:

To vary the maximum height retaining walls on a residential lot from 1.2m permitted to 1.8m proposed.

Carried

8. REMINDERS - Nil.

9. TERMINATION

The meeting was declared terminated at 6:30 p.m.

Certified Correct:

Mayor

SLH/dld

City Clerk