

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, DECEMBER 12, 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 Stack is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.01 Superintendent McKinnon, re: [Bi-Monthly Policing Report](#)

4. COMMITTEE REPORTS

4.01 Youth Advisory Committee, dated December 1, 2011, re: [Mayor's Youth Forum, November 2011 - Infrastructure - Preliminary Report](#)

5. DEVELOPMENT APPLICATION REPORTS

5.01 Land Use Management Department, dated November 14, 2011, re: [Agricultural Land Reserve Appeal Application No. A09-0016 - Kenneth and Belva Casorso \(New Town Planning Services\) - 3985 Casorso Road](#)  
*To support an application to the Agricultural Land Commission pursuant to Section 20(3) of the Agricultural Land Commission Act for non-farm use within the Agricultural Land Reserve in order to legitimize an existing concrete and asphalt recycling operation in a former quarry.*

5.02 Land Use Management Department, dated November 17, 2011, re: [Agricultural Land Reserve Appeal Application No. A11-0012 - ProDev Limited Partnership \(NORR Architects Planners\) - 2755 McCurdy Road](#)  
*To support an application to the Agricultural Land Commission pursuant to Section 21(2) of the Agricultural Land Commission Act for a subdivision within the Agricultural Land Reserve.*

5.03 Land Use Management Department, dated December 1, 2011, re: [Rezoning Application No. Z11-0084 - Mewa and Kulwinder Dosanjh \(Axel Hilmer Planning Consultant\) - 1135 Schell Court](#)  
*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 suite in a single-family dwelling.*

(a) [Land Use Management Department report dated December 1, 2011.](#)

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

[Bylaw No. 10641 \(Z11-0084\)](#) - Mewa and Kulwinder Dosanjh (Axel Hilmer Planning Consultant) - 1135 Schell Court  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*

5.04 Land Use Management Department, dated November 29, 2011, re: Rezoning Application No. Z11-0077 - Neil & Beverley Beardmore, Scott Beardmore and Noemi Catbagan (Neil & Beverley Beardmore) - 625 Cassiar Crescent  
*To rezone the subject property from the RU1h- Large Lot Housing (Hillside Area) zone to the RU1hs - Large Lot Housing (Hillside Area) with Secondary Suite zone in order to allow the construction of a secondary suite in the basement of an existing single-family dwelling.*

(a) [Land Use Management Department report dated November 29, 2011.](#)

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

[Bylaw No. 10642 \(Z11-0077\)](#) - Neil & Beverley Beardmore, Scott Beardmore and Noemi Catbagan (Neil & Beverley Beardmore) - 625 Cassiar Crescent  
*To rezone the subject property from the RU1h- Large Lot Housing (Hillside Area) zone to the RU1hs - Large Lot Housing (Hillside Area) with Secondary Suite zone.*

5.05 Land Use Management Department, dated December 1, 2011, re: Official Community Plan Bylaw Amendment Application No. OCP11-0009, Text Amendment Application No. TA11-0008 and Rezoning Application No. Z11-0063 - R366 Enterprises Ltd. (Ekistics Town Planning Inc.) - 2030 Benvoulin Road and 2190 Mayer Road

*To amend Bylaw No. 10635 to include Map 1 and Map 2 to the proposed CD23 - Public Market and Open-Air Market zone.*

(a) [Land Use Management Department report dated December 1, 2011.](#)

(b) **BYLAW PRESENTED FOR AMENDMENT AT FIRST READING**

[Bylaw No. 10635 \(TA11-0008\)](#) - R366 Enterprises Ltd. (Ekistics Town Planning Inc.) - Text Amendment to City of Kelowna Zoning Bylaw No. 8000  
*To amend Bylaw No. 10635 at first reading by adding Map 1 and Map 2 to Appendix "A".*

- 5.06 Land Use Management Department, Supplemental Report dated December 7, 2011 re: [Official Community Plan Bylaw Amendment Application No. OCP11-0003 and Rezoning Application No. Z11-0033 - OCORP Development Ltd. \(PC Urban Properties\) - 1966-1968 Kane Road](#)  
*To forward the application to the January 10, 2012 Public Hearing.*
- 5.07 Land Use Management Department, dated November 10, 2011, re: [Rezoning Application No. Z10-0045 - Gurmit Sidhu \(Gurmit & Naveep Sidhu and Rajwinder & Harparkash Rajan\) - 1750 McKenzie Road](#)  
*To extend the deadline for adoption of Zone Amending Bylaw No. 10394 from September 7, 2011 to March 7, 2012.*
- 5.08 Land Use Management Department, dated November 14, 2011, re: [Rezoning Application No. Z08-0071 - Bill Bonn \(Tysen Properties\) - 543 South Crest Drive](#)  
*To extend the deadline for adoption of Zone Amending Bylaw No. 10291 from September 9, 2011 to March 9, 2012.*
- 5.09 Land Use Management Department, dated November 28, 2011, re: [Rezoning Application No. Z10-0055 - Singla Bros. Holdings Ltd. - 875 Hollywood Road South](#)  
*To extend the deadline for adoption of Zone Amending Bylaw No. 10407 from September 21, 2011 to March 21, 2012.*
- 5.10 Land Use Management Department, dated December 6, 2011, re: [Rezoning Application No. Z10-0044 - Gordon Kaltenhauser - 120 Homer Road](#)  
*To extend the deadline for adoption of Zone Amending Bylaw No. 10403 from September 21, 2011 to March 21, 2012.*
- 5.11 Land Use Management Department, dated December 6, 2011, re: [Rezoning Application No. Z10-0036 - Jeffrey David Kohn \(RC Alliance Ltd.\) - 4224 Hobson Road](#)  
*To extend the deadline for adoption of Zone Amending Bylaw No. 10354 from December 29, 2011 to June 29, 2012.*
- 5.12 Land Use Management Department, dated November 30, 2011, re: [Rezoning Application No. Z08-0030 - Paul Warnock - 1220-1222 & 1230 Brookside Avenue](#)  
*To consider a staff recommendation NOT to extend the deadline for adoption of Zone Amending Bylaw No. 10105 from November 25, 2011 to May 25, 2012; To forward Bylaw No. 10105 for rescindment consideration.*
- (a) [Land Use Management Department report dated November 30, 2011.](#)
- (b) **BYLAW PRESENTED FOR RESCINDMENT AT THIRD READING**  
[Bylaw No. 10105 \(Z08-0030\)](#) - Paul Warnock - 1220-1222 & 1230 Brookside Avenue  
*To rescind first, second and third readings given to Bylaw No. 10105 and to close the file.*

- 5.13 Land Use Management Department, dated December 7, 2011, re: [Rezoning Application No. Z07-0046 - Terry and Joan Raisanen \(Raisanen Construction Ltd.\) - 1975 Kane Road](#)

*To forward Bylaw No. 9886 for rescindment consideration.*

- (a) [Land Use Management Department report dated December 7, 2011.](#)

- (b) **BYLAW PRESENTED FOR RESCINDMENT AT THIRD READING**

[Bylaw No. 9886 \(Z07-0046\)](#) - Terry and Joan Raisanen (Eidse Builders) - 1975 Kane Road

*To rescind first, second and third readings given to Bylaw No. 9886 and to close the file.*

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- 6.01 Sustainability Coordinator, dated December 1, 2011, re: [Climate Action Revenue Incentive Program Reporting Requirement](#)

*To receive, for information, the Report from the Sustainability Coordinator.*

- 6.02 Manager, Real Estate Services, dated December 6, 2011, re: [Bylaw No. 10587 - Road Closure Bylaw - Portion of Glenmore Road](#)

*To forward Bylaw No. 10587 for adoption.*

- 6.03 Manager, Property Management, dated December 2, 2011, re: [Stuart Park Ice Rink - Mobile Vendor Contract](#)

*To authorize the Manager, Property Management to negotiate a mobile vendor contract with Service Stars F&B Services dba Wafelicious to provide concession services to the Stuart Park ice rink.*

- 6.04 Director, Recreation & Cultural Services, dated December 7, 2011, re: [Civic & Community Awards Nomination Period](#)

*To receive, for information, the Report from the Director, Recreation & Cultural Services.*

- 6.05 Chief Election Officer, dated December 7, 2011, re: [Election 2011 Results Report](#)

*To receive, for information, the Final Report from the Chief Election Officer.*

7. **RESOLUTIONS**

- 7.01 City Clerk, Draft Resolution, re: [Advisory Planning Commission](#)

*To direct the Director, Land Use Management to waive the requirement to forward applications to the Advisory Planning Commission.*

- 7.02 City Clerk, Draft Resolution, re: [Agricultural Advisory Committee](#)

*To direct the Director, Land Use Management to waive the requirement to forward applications to the Agricultural Advisory Committee.*

- 7.03 City Clerk, Draft Resolution, re: [Community Heritage Commission](#)  
*To direct the Director, Land Use Management to waive the requirement to forward applications to the Community Heritage Commission.*

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 8.01 [Bylaw No. 10549](#) - Amendment No. 3 to Sanitary Sewer/Storm Drain Regulation Bylaw No. 6618-90  
*To adopt various amendments to Sanitary Sewer/Storm Drain Regulation Bylaw No. 6618-90.*
- 8.02 [Bylaw No. 10587](#) - Road Closure Bylaw - Portion of Glenmore Road - Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward.  
*To authorize the City to permanently close and remove the highway dedication of a portion of highway on Glenmore Road.*

9. MAYOR & COUNCILLOR ITEMS

10. TERMINATION