



City of Kelowna Public Hearing Minutes

Date: Tuesday, May 21, 2013
Location: Council Chamber
City Hall, 1435 Water Street

Council Members Present: Mayor Walter Gray and Councillors Colin Basran, Andre Blanleil, Maxine DeHart, Gail Given, Robert Hobson, Mohini Singh, Luke Stack* and Gerry Zimmermann.

Staff Present: Acting City Manager, Doug Gilchrist; Deputy City Clerk, Karen Needham; Manager, Urban Land Use, Danielle Noble; Manager, Long Range Planning, Gary Stephen; Subdivision Approving Officer, Ryan Smith; and Council Recording Secretary, Sandi Horning.

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the Hearing to order at 6:00 p.m.

Mayor Gray advised that the purpose of the Hearing is to consider certain bylaws which, if adopted, will amend "*Kelowna 2030 - Official Community Plan Bylaw No. 10500*" and Zoning Bylaw No. 8000", and all submissions received, either in writing or verbally, will be taken into consideration when the proposed bylaws are presented for reading at the Regular Council Meeting which follows this Public Hearing.

2. Notification of Meeting

The Deputy City Clerk advised that Notice of this Public Hearing was advertised by being posted on the Notice Board of City Hall on May 7, 2013 and by being placed in the Kelowna Capital News issues of May 10, 2013 and May 14, 2013, and by sending out or otherwise delivering 72 letters to the owners and occupiers of surrounding properties between May 7, 2013 and May 10, 2013.

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 No. 309.

3. Individual Bylaw Submissions

- 3.1. Bylaw No. 10841 - Heritage Designation Application No. HD13-0001 - 0874309 BC Ltd., 784 Elliot Avenue**
- 3.2. Bylaw No. 10840 - Heritage Revitalization Agreement Application No. HRA12-0001 - 0874309 BC Ltd., 784 Elliot Avenue**

Staff:

- Advised that the staff presentation will be addressing Agenda Item Nos. 3.1 & 3.2 together as they relate to the same property.
- Summarized the applications before Council and responded to questions from Council.

The Deputy City Clerk advised that no correspondence and/or petitions had been received.

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

Jackie Gorton, Applicant

- Spoke to the heritage aspect of the property.
- Confirmed that the property will be kept as individual rentals.
- Confirmed that the veranda will be re-built.
- Responded to questions from Council.

There were no further comments.

- 3.3. Bylaw No. 10746 - Official Community Plan Bylaw Amendment Application No. OCP12-0010 - City of Kelowna, Miscellaneous Amendments to the 2030 Official Community Plan Bylaw No. 10500**

Councillor Stack declared a perceived conflict of interest, as the subject Bylaw deals with a site specific piece of property, and the Society that he is involved with is within the notification area of that property. Councillor Stack left the meeting at 6:14 p.m.

Staff:

- Summarized the application before Council.
- Confirmed that 'notification' letters were sent to affected property owners.
- Clarified the ongoing discussions with UBC.
- Responded to questions from Council.

The Deputy City Clerk advised that the following correspondence and/or petitions had been received:

- o Letter of Concern:
 - Robert Newby, 3702 Finch Road
- o Letter of Comment:
 - Renee Wasylyk, Urban Development Institute, 300-1708 Dolphin Avenue

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

Gallery:

Kim Priebe, 2601 Walburn Road

- Expressed a concern with the Designation for Resource Protection Area (REP) as it was her understanding that any changes to lands within the Agricultural Land Reserve are to be dealt with directly between the landowner and the Agricultural Land Commission.

Staff:

- Confirmed that Agricultural Land Reserve properties are not part of the Resource Protection Area.

Councillor Zimmermann:

- Advised that a small portion of Ms. Priebe's property is not part of the Agricultural Land Reserve.

There were no further comments.

4. Termination

The Hearing was declared terminated at 6:26 p.m.

Mayor

Deputy City Clerk

/slh