



City of Kelowna Regular Council Meeting Minutes

Date: Monday, August 12, 2013
Time: 1:30 pm

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

Members Absent Councillor Robert Hobson

Staff Present City Manager, Ron Mattiussi; Deputy City Clerk, Karen Needham; Manager, Urban Planning, Danielle Noble*; Environment & Land Use Manager, Todd Cashin*; Property Officer, Tammy Abrahamson*; Sport & Event Development Manager, Don Backmeyer*; Revenue Manager, George King*; and Council Recording Secretary, Arlene McClelland.

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 1:31 p.m.

Mayor Gray 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 and a delayed broadcast is shown on Shaw Cable.

2. Confirmation of Minutes

Moved By: Councillor Stack/Seconded By: Councillor Singh

R540/13/08/12 THAT the Minutes of the Regular PM Meeting of July 29, 2013 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1. Rezoning Application No. Z13-0025 - 2253 Wilkinson Street, Sharon & Thomas Matthes and Caroline, Mary & Carl Maloney

Moved By: Councillor Zimmermann/Seconded By: Councillor Stack

R541/13/08/12 THAT Rezoning Application No. Z13-0025 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 5, District Lot 136, ODYD Plan KAP89721, located on 2253 Wilkinson Street, Kelowna, BC from the RU2- Medium Lot Housing zone to the RU2c- Medium Lot Housing with Carriage House zone be considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zone Amending Bylaw be considered in conjunction with Council's consideration of a Development Variance Permit on the subject property;

AND FURTHER THAT final adoption of the Zone Amending Bylaw be considered subsequent to the requirements of the Development Engineering branch being completed to their satisfaction.

Carried

3.1.1. Bylaw No. 10874 (Z13-0025) - 2253 Wilkinson Street, Sharon & Thomas Matthes and Caroline, Mary & Carl Maloney

Moved By: Councillor Given/Seconded By: Councillor Stack

R542/13/08/12 THAT Bylaw No. 10874 be read a first time

Carried

3.2. Rezoning Application No. Z13-0026 - 330 Taylor Road, Comfort Crafted Homes Inc. (Brad Farrell)

Moved By: Councillor Stack/Seconded By: Councillor DeHart

R543/13/08/12 THAT Rezoning Application No. Z13-0026 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2, Section 22, Township 26, ODYD, Plan 18558, located on 330 Taylor Road, Kelowna, BC from the RU1 - Large Lot Housing zone to the RU6 - Two Dwelling Housing zone be considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the issuance of a Preliminary Layout Review Letter by the Approving Officer;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the requirements of the Development Engineering Branch, and the Rutland Waterworks District being completed to their satisfaction.

Carried

3.2.1. Bylaw No. 10881 (Z13-0026) - 330 Taylor Road, Comfort Crafted Homes Inc.

Moved By: Councillor Given/Seconded By: Councillor Stack

R544/13/08/12 THAT Bylaw No. 10881 be read a first time.

Carried

3.3. Rezoning Application No. Z13-0029 - 4770 Crighton Road, Worman Homes

Moved By: Councillor Given/Seconded By: Councillor Zimmermann

R545/13/08/12 THAT Rezoning Application No. Z13-0029 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2, Section 25, Township 28, ODYD Plan 8026, located at 4770 Crighton Road, Kelowna, BC from the A1 - Agriculture 1 zone to the A1c - Agriculture 1 with Carriage House zone be considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to the September 10 Public Hearing for further consideration.

Carried

3.3.1. Bylaw No. 10882 - 4770 Crighton Road, Donald Cowie & Varina Russell

Moved By: Councillor Stack/Seconded By: Councillor Given

R546/13/08/12 THAT Bylaw No. 10882 be read a first time.

Carried

3.4. Rezoning Application No. Z12-0007 - 483 Poplar Point Drive, Hardie and Karen DeForest

Moved By: Councillor Basran/Seconded By: Councillor Blanleil

R547/13/08/12 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Amending Bylaw No. 10738, Lot 1, District Lot 219, ODYD, Plan 8711, located on 483 Poplar Point Drive, Kelowna, BC be extended from August 7, 2013 to August 7, 2014.

Carried

4. Bylaws for Adoption (Development Related)

- 4.1. Bylaw No. 10325 (Z10-0013) - 546 McWilliams Road, Terry Oxley & Maria Borsato

Moved By: Councillor DeHart/Seconded By: Councillor Zimmermann

R548/13/08/12 THAT Bylaw No. 10325 be adopted.

Carried

- 4.2. Bylaw No. 10806 (OCP12-0009) - 2980 Gallagher Road, Allan, Donald, Heidi-Sabine; Amy, Angelica and Gordon Kirschner

Moved By: Councillor Zimmermann/Seconded By: Councillor DeHart

R549/13/08/12 THAT Bylaw No. 10806 be adopted

Carried

- 4.3. Bylaw No. 10807 (Z12-0055) - 2980 Gallagher Road, Allan, Donald, Heidi-Sabine; Amy, Angelica and Gordon Kirschner

Moved By: Councillor DeHart/Seconded By: Councillor Zimmermann

R550/13/08/12 THAT Bylaw No. 10807 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

- 5.1. Bareland Lease - 1175 and 1185 St. Paul Street

Moved By: Councillor Singh/Seconded By: Councillor Basran

R551/13/08/12 THAT Council approves the City entering into a one (1) year Lease Agreement, with Cota Top Coat Sealing Ltd., for the purpose of storage on City-owned property, being 1175 & 1185 St. Paul Street (Lots A and B, Plan KAP63401), with no further option to renew, in the form attached to the Report of the Manager, Property Management, dated August 1, 2013; AND THAT the Mayor and City Clerk be authorized to execute all documents associated with the Lease Agreement.

Carried

5.2. Site Licensing and Minors Pilot for Festivals

Moved By: Councillor Blanleil/Seconded By: Councillor Singh

R552/13/08/12 THAT Council receives the report from the Sport & Event Development Manager dated August 7, 2013;

AND THAT Council directs staff to forward the following recommendation to the Provincial Liquor Control and Licensing Branch (LCLB): In accordance with Section 53 of the Liquor Control and Licensing Regulation and Council Policy No. 359,

BE IT RESOLVED THAT: Council supports the application from Pacific Sport for the Destination Races Wine Country Half Marathon to be held in Waterfront Park on September 7, 2013 to be included in the Site Licensing and Minors Pilot for Festivals

Carried

5.3. Downtown Kelowna Business Improvement

DKA Executive Director, Peggy Athans and Treasurer, Rob Collins

- Provided a power point presentation and answered questions of Council.

Moved By: Councillor Stack/Seconded By: Councillor Zimmermann

R553/13/08/12 THAT Council approve the renewal of a specified area for the purpose of annually funding, over a 5 year period, the Kelowna Downtown Business Improvement Area pursuant to Sections 215 of the Community Charter, for the properties included within the boundary as outlined on Schedule "A" to the Report of the Revenue Manager dated August 12, 2013;

AND THAT Bylaw 10880 being the Kelowna Downtown Business Improvement Area Bylaw be advanced for reading consideration;

AND FURTHER THAT 4:00 p.m., Monday, September 23, 2013 be set as the deadline for receipt of petitions against the proposed Kelowna Downtown Business Improvement Area renewal bylaw.

Carried

5.3.1. Bylaw No. 10880 - Kelowna Downtown Business Improvement Area

Moved By: Councillor Blanleil/Seconded By: Councillor Basran

R554/13/08/12 THAT Bylaw No. 10880 be read a first, second and third time.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1. Bylaw No. 10845 - Road Closure Bylaw - Portion of Royal Avenue

Moved By: Councillor Basran/Seconded By: Councillor Blanleil

R555/13/08/12 THAT Bylaw No. 10845 be adopted.

Carried

6.2. Bylaw No. 10866 - Road Closure Bylaw - Portion of 459 Groves Avenue and 437/442 Newson Avenue

Moved By: Councillor Blanleil/Seconded By: Councillor Basran

R556/13/08/12 THAT Bylaw No. 10866 be adopted.

Carried

7. Mayor and Councillor Items - Nil.

8. Termination

This meeting was declared terminated at 3:01 p.m.

Mayor
/acm

Deputy City Clerk