



City of Kelowna
Regular Council Meeting
Minutes

Date: Tuesday, August 14, 2018
Location: Council Chamber
City Hall, 1435 Water Street

Council Members Present: Mayor Colin Basran and Councillors Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Brad Sieben, Mohini Singh and Luke Stack

Council Members Absent: Councillor Maxine Dehart

Staff Present: City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Acting Divisional Director, Community Planning and Strategic Investments, Derek Edstrom; Community Planning Department Manager, Ryan Smith; Suburban and Rural Planning Manager, Dean Strachan; Legislative Coordinator (Confidential), Clint McKenzie

1. Call to Order

Mayor Basran called the meeting to order at 7:25pm.

2. Reaffirmation of Oath of Office

The Oath of Office was read by Councillor Donn.

3. Confirmation of Minutes

Moved By Councillor Gray/Seconded By Councillor Sieben

R777/18/08/14 THAT the Minutes of the Public Hearing and Regular Meeting of July 31, 2018 be confirmed as circulated.

Carried

4. Bylaws Considered at Public Hearing

4.1 Curlew Dr 521, Z17-0049 (BL11467) - Derek and Tammy Cartier

Moved By Councillor Stack/Seconded By Councillor Singh

R778/18/08/14 THAT Bylaw No. 11467 be read a second and third time and be adopted.

Carried

4.2 Valley Rd 244, 252, 260 & 268, OCP18-0008 (BL11641) - Vanmar Developments 2 Ltd

Moved By Councillor Singh/Seconded By Councillor Stack

R779/18/08/14 THAT Bylaw No. 11641 be read a second and third time.

Carried

4.3 Valley Rd 244, 252, 260 & 268, Z18-0042 (BL11642) - Vanmar Developments 2 Ltd

Moved By Councillor Singh/Seconded By Councillor Stack

R780/18/08/14 THAT Bylaw No. 11642 be read a second and third time.

Carried

4.4 Taylor Rd 235, Z17-0088 (BL11648) - 0725353 BC Ltd., No. BC0725353

Moved By Councillor Stack/Seconded By Councillor Singh

R781/18/08/14 THAT Bylaw No. 11648 be read a second and third time.

Carried

4.5 McCarthy Rd 9570 & 9580, Z18-0050 (BL11649) - The Flowr Group (Okanagan) Inc., Inc. No. BC0974062

Moved By Councillor Hodge/Seconded By Councillor Gray

R782/18/08/14 THAT Bylaw No. 11649 be read a second and third time.

Carried

4.6 Paret Rd 820, Z18-0046 (11650) - Lisa and Edward Berk

Moved By Councillor Gray/Seconded By Councillor Given

R783/18/08/14 THAT Bylaw No. 11650 be read a second and third time and adopted.

Carried

4.7 Raymer Rd 4624, Z18-0035 (BL11652) - Montemurro Industries Inc

Moved By Councillor Given/Seconded By Councillor Hodge

R784/18/08/14 THAT Bylaw No. 11652 be read a second and third time.

Carried

5. Notification of Meeting

The City Clerk advised that Notice of Council's consideration of the Liquor License Application was given by sending out or otherwise mailing 59 statutory notices to the owners and occupiers of surrounding properties on Tuesday, July 31, 2018.

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.

6. Liquor License Application Reports

6.1 Lakeshore Rd 4629, LL18-0013 - Mod Salon Surtees Inc

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

The City Clerk advised that the following correspondence was received:

Letters of Support:

Peter Basham, Vintage Terrace Road

The Applicant was present and available for questions.

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

No one came forward from the gallery.

There were no further comments.

Moved By Councillor Sieben/Seconded By Councillor Singh

R785/18/08/14 THAT Council directs Staff to forward the following Recommendation to the Provincial Liquor Control and Licensing Branch (LCLB):

In accordance with Section 10 of the Liquor Control and Licensing Regulation and Council Policy 359, BE IT RESOLVED THAT:

1. Council recommends support of an application from Mod Salon Inc & Style Bar for a liquor primary license for Lot A, Section 25, Township 28, SDYD, Plan KAP71341, Except Plan EPP76702, located at 4629-4649 Lakeshore Road, Kelowna, BC for the following reasons:

New Liquor Licensing Laws allow for barbershops, salons, and other establishments to apply for a liquor primary license;

Council Policy No. 359 recommends supporting alternative entertainment options and/or establishments which are less focused on alcohol consumption;

The maximum occupancy is 29 persons which will have minimal impact on the community.

2. Council's comments on LCLB's prescribed considerations are as follows:

Criteria for new liquor primary:

a. The location of the establishment: The location of the establishment is suitable for a small establishment liquor primary license (not located next to any other licensed establishment);

b. The person capacity and hours of liquor service of the establishment: The hours of liquor service is suitable given the low occupancy of 30 persons;

c. The impact of noise on the community in the immediate vicinity of the establishment: There is minimal risk of an impact of noise on the community;

d. The impact on the community if the application is approved: The overall impact on the community will be minimal;

3. Council’s comments on the views of residents are as contained within the minutes of the meeting at which the application was considered by Council. The methods used to gather views of residents were as per Council Policy #359 “Liquor Licensing Policy and Procedures.”

Carried

7. **Reminders – None.**

8. **Termination**

The meeting was declared terminated at 7:45 p.m.

Mayor Basran

City Clerk

/cm