



## City of Kelowna Regular Council Meeting Minutes

Date:	Monday, September 30, 2019
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Charlie Hodge, Mohini Singh, Luke Stack and Loyal Wooldridge
Members Absent	Councillor Brad Sieben
Staff Present	Acting City Manager, Genelle Davidson; City Clerk, Stephen Fleming, Divisional Director, Planning & Development Services, Ryan Smith*; Development Planning Department Manager, Terry Barton*; Planner, Andrew Ferguson*; Planner, Trisa Atwood*; Planner, Jocelyn Black*; Divisional Director, Infrastructure, Alan Newcombe*; Legislative Coordinator (Confidential), Arlene McClelland

(\* Denotes partial attendance)

### 1. Call to Order

Mayor Basran called the meeting to order at 1:33 p.m.

I would like to acknowledge that we are gathered today on the traditional, ancestral, unceded territory of the syilx/Okanagan people.

Mayor Basran advised that the meeting is open to the public and all representations to Council form part of the public record. A live audio and video feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

### 2. Confirmation of Minutes

Moved By Councillor Hodge/Seconded By Councillor Wooldridge

R995/19/09/30 THAT the Minutes of the Regular Meetings of September 16, 2019 be confirmed as circulated.

**Carried**

### 3. Development Application Reports & Related Bylaws

#### 3.1 Farris Rd 454, Z19-0048 (BL11937) - Scott Cramp and Lei Zhang

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Donn

**R996/19/09/30** THAT Council rescinds first reading of Rezoning Bylaw No. 11812;

AND THAT Rezoning Application No. Z19-0048 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2 Section 25 Township 28 SDYD Plan EPP89749, located at 454 Farris Road, Kelowna, BC from the RU1 Large Lot Housing zone to the RU1c – Large Lot Housing with Carriage House zone, be considered by Council;

AND THAT the Rezoning Bylaw No. 11937 be forwarded to a Public Hearing for further consideration.

**Carried**

**3.2 Farris Rd 454, BL11812 (Z19-0048) - Scott Cramp and Lei Zhang**

Moved By Councillor Given/Seconded By Councillor Wooldridge

**R997/19/09/30** THAT first reading of Bylaw No. 11812 be rescinded.

**Carried**

**3.3 Farris Rd 454, BL11937 (Z19-0048) - Scott Cramp and Lei Zhang**

Moved By Councillor Wooldridge/Seconded By Councillor Given

**R998/19/09/30** THAT Bylaw No. 11937 be read a first time.

**Carried**

**3.4 Speer St 2268, 2276, 2284, 2292 and Pandosy St 2269, OCP18-0017, Z18-0077 - Interior Health Authority- Extension Request**

Moved By Councillor Donn/Seconded By Councillor Hodge

**R999/19/09/30** THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Official Community Plan Bylaw No. 11662 and Rezoning Amending Bylaw No. 11663, be extended from August 28, 2019 to August 28, 2020;

AND THAT Council directs Staff to not accept any further extension requests.

**Carried**

**3.5 Francis Ave 615, Z18-0058 - John Hodges - Extension Request**

Moved By Councillor Stack/Seconded By Councillor Donn

**R1000/19/09/30** THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Rezoning Amending Bylaw No. 11635, be extended from July 31, 2019 to July 31, 2020;

AND THAT Council directs Staff to not accept any further extension requests.

**Carried**

**3.6 Lakeshore Rd 3786 and Truswell Rd 550, DP19-0115 - City of Kelowna**

Staff:

- Displayed a PowerPoint Presentation summarizing the application and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Given

**R1001/19/09/30** THAT Council authorizes the issuance of Development Permit No. DP19-0115 for portions of Lot 5 Section 1 Township 25 and Section 6 Township 26 ODYD District Plan 2912 Except Plan 35979 and Plan KAP56428, located at 3786 Lakeshore Road, and Lot 17 Section 1 Township 25 and District Lot 134 ODYD Plan 2714 Except Plan KAP66263, located at 550 Truswell Road, Kelowna, BC subject to the following:

1. The dimensions and siting of the works to be constructed on the land be in accordance with Schedule "A";
2. Landscaping to be provided on the land be in accordance with Schedule "B";
3. The applicant be required to provide the City with cash or an irrevocable and unconditional letter of credit in an amount equal to 130% of the estimated cost of the Works and Landscaping in accordance with the execution of a Servicing Agreement;

AND THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

**Carried**

**3.7 Finns Road 820, BL11246 (OCP15-00016) - Raif Holdings Ltd. Inc. No. 129371**

Moved By Councillor Given/Seconded By Councillor Wooldridge

**R1002/19/09/30** THAT Bylaw No. 11246 be adopted.

**Carried**

**3.8 Finns Road 820, BL11247 (Z15-0053) Raif Holdings Ltd. Inc. No. 129371**

Moved By Councillor Wooldridge/Seconded By Councillor Given

**R1003/19/09/30** THAT Bylaw No. 11247 be adopted.

**Carried**

**3.9 Finns Road 820, DP18-0097 - Raif Holdings Ltd. Inc. No. 129371**

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor DeHart/Seconded By Councillor Donn

**R1004/19/09/30** THAT final adoption of OCP Amendment Bylaw No. 11246 (OCP15-0016) and Rezoning Bylaw No. 11247 (Z15-0053) be considered by Council;

AND THAT Council authorizes the issuance of Development Permit No. DP18-0097 for Lot 1, Section 34, Township 26, ODYD, Plan 18592 except plan Epp52045 & EPP64798, located at 820 Finns Rd, Kelowna, BC subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land, be in accordance with Schedule "B";

3. Landscaping to be provided on the land be in accordance with Schedule "C";
4. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a Registered Landscape Architect;

AND THAT the applicant be required to complete the above noted conditions of Council's approval of the Development Permit application in order for the permit to be issued;

AND THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

**Carried**

#### **4. Non-Development Reports & Related Bylaws**

##### **4.1 Night Construction - KLO Road**

Staff:

- Provided an explanation for the request that work be undertaken outside of the construction duration stipulated in the Traffic Bylaw and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Singh

**R1005/19/09/30** THAT Council approve after hours, non-emergency work along KLO Road for construction work associated with watermain installation;

AND THAT the approval be limited up to and including October 10, 2019.

**Carried**

#### **5. Bylaws for Adoption (Non-Development Related)**

##### **5.1 BL11917 - Rescindment of Kelowna Passenger Vehicles for Hire Bylaw No. 6466-89**

Moved By Councillor Stack/Seconded By Councillor Donn

**R1006/19/09/30** THAT Bylaw No. 11917 be adopted.

**Carried**

##### **5.2 BL11924 - Amendment No. 10 to Water Regulation Bylaw No. 10480**

Moved By Councillor Donn/Seconded By Councillor Stack

**R1007/19/09/30** THAT Bylaw No. 11924 be adopted.

**Carried**

##### **5.3 BL11926 - Repeal Bylaw for SEKID Bylaw Nos. 664, 669 and 693**

Moved By Councillor Stack/Seconded By Councillor DeHart

**R1008/19/09/30** THAT Bylaw No. 11926 be adopted.

**Carried**

**5.4 BL11935 - Rescindment of Commercial Vehicle Licensing Bylaw no. 5869-87**

Moved By Councillor DeHart/Seconded By Councillor Stack

R1009/19/09/30 THAT Bylaw No. 11935 be adopted.

**Carried**

**6. Mayor and Councillor Items**

Councillor Stack

- Spoke to activities as Deputy Mayor last week and the Grand Openings attended.

Councillor DeHart

- Spoke to their attendance at the Union of British Columbia Municipalities Conference.

Councillor Hodge

- Spoke to their attendance at the Union of British Columbia Municipalities Conference.

Councillor Wooldridge

- Spoke to their attendance at the Union of British Columbia Municipalities Conference.
- Wearing an orange shirt to raise awareness of Orange Shirt Day which recognizes the experience of residential school survivors.

Councillor Given

- Spoke to their attendance at the Union of British Columbia Municipalities Conference.

Councillor Donn

- Spoke to their attendance at the Union of British Columbia Municipalities Conference.

Mayor Basran

- Spoke to their attendance at the Union of British Columbia Municipalities Conference and the meetings held with three different Ministers.
- Congratulated Chief-elect Chris Derickson and the new Westbank First Nation Council and looks forward to continuing the good working relationship between the two Councils.

**7. Termination**

This meeting was declared terminated at 2:27 p.m.

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Mayor Basran

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City Clerk

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