



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, May 31, 2021
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Brad Sieben, Luke Stack and Loyal Wooldridge
Members participating remotely	Councillors Charlie Hodge and Mohini Singh
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Planner, Tyler Caswell*; Urban Planning Manager, Jocelyn Black*; Planner Specialist, Wesley Miles*; Planner, Bronwyn Wydeman*; Policy & Planning Department Manager, Danielle Noble-Brandt*; OCP Project Manager, Robert Miles*; Champion of the Environment, Chris Ray*, 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.

In accordance with the most recent Provincial Health Officer Order regarding gatherings and events, the public is currently not permitted to attend Council meetings in-person. As an open meeting, a live audio-video feed is being broadcast and recorded on kelowna.ca.

Mayor Basran asked all of Council and staff in attendance to rise for a moment of silence for the 215 children whose remains were found at a former residential school in Kamloops.

Moved By Mayor Basran/Seconded By Councillor Wooldridge

R0533/21/05/31 THAT Council direct staff to provide Council with an information report on the status of any plans or actions the City of Kelowna is undertaking or can be advancing with respect to Truth and Reconciliation with our local First Nations.

Carried

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0534/21/05/31 THAT the Minutes of the Regular Meetings of May 17, 2021 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Banks-Baron Road Area - LUCT21-0002 (BL12205) - Multiple Owners

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0535/21/05/31 THAT Land Use Contract Termination Application No. LUCT21-0002 to terminate LUC76-1114 from properties identified in 'Schedule A', located at Banks Road and Baron Road, Kelowna, BC be considered by Council;

AND THAT the Land Use Contract Termination Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.2 Banks-Baron Road Area - BL12205 (LUCT21-0002) - Multiple Owners

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0536/21/05/31 THAT Bylaw No. 12205 be read a first time.

Carried

3.3 Shayler Ct 2890 - Z21-0023 (BL12214) - Erwin Victor Braun and Connie Teresa Braun

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Hodge/Seconded By Councillor Donn

R0537/21/05/31 THAT Rezoning Application No. Z21-0023 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A Sections 20 and 29 Township 23 ODYD Plan KAP89180, located at 2890 Shayler Court, Kelowna BC from the RR1 – Rural Residential 1 zone to the RR1c – Rural Residential 1 with Carriage House zone, be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464(2), waive the Public Hearing for the Rezoning Bylaw;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Variance Permit for the subject property.

Carried

3.4 Shayler Ct 2890 - BL12214 (Z21-0023) - Erwin Victor Braun and Connie Teresa Braun

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0538/21/05/31 THAT Bylaw No. 12214 be read a first time.

Carried

3.5 McCurdy Rd 320 - Z21-0025 (BL12215) - Erica Dawn McAvoy

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor DeHart

R0539/21/05/31 THAT Rezoning Application No. Z21-0025 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 1 Section 26 Township 26 ODYD Plan 22696, located at 320 McCurdy Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone, be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464(2), waive the Public Hearing for the Rezoning Bylaw;

AND FURTHER THAT final adoption of the Rezoning Application be considered subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Development Planning Department dated May 31st, 2021.

Carried

3.6 McCurdy Rd 320 - BL12215 (Z21-0025) - Erica Dawn McAvoy

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0540/21/05/31 THAT Bylaw No. 12215 be read a first time.

Carried

3.7 Car Share Agreement Review

Staff:

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

Moved By Councillor Singh/Seconded By Councillor Given

R0541/21/05/31 THAT Zoning Bylaw Text Amendment Application No. TA21-0007 to amend City of Kelowna Zoning Bylaw No. 8000 as outlined in the Report from the Development Planning Department dated March 15 be considered by Council;

AND THAT the Zoning Bylaw Text Amending Bylaw No. 12216 be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT final adoption of the Text Amending bylaw be considered subsequent to the approval of Ministry of Transportation and Infrastructure.

Carried

Councillor Donn - Opposed

3.8 Section 8 - Car Share Incentives - BL12216 (TA21-0007) - City of Kelowna

Moved By Councillor Singh/Seconded By Councillor Given

R0542/21/05/31 THAT Bylaw No. 12216 be read a first time.

Carried
Councillor Donn - Opposed

3.9 Upper Mission Dr 5347 - OCP20-0016 (BL12217) Z20-0079 (BL12218) - Essential Idea Ltd., Inc. No. BCo134064

Staff:

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

Moved By Councillor Stack/Seconded By Councillor Hodge

R0543/21/05/31 THAT Official Community Plan Map Amendment Application No. OCP20-0016 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation for a portion of Lot 1 District Lots 24 Township 28 SDYD Plan EPP95194 located at 5347 Upper Mission Drive, Kelowna, BC from the PARK - Major Park/Open Space (public) designation to the S2RES – Single/Two Unit Residential, as shown on Map “A” attached to the Report from the Development Planning Department dated May 31, 2021 be considered by Council;

AND THAT Rezoning Application No. Z20-0079 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification for portions of Lot 1 District Lots 24 Township 28 SDYD Plan EPP95194 located at 5347 Upper Mission Drive, Kelowna, BC from the RR2c – Rural Residential 2 with Carriage House, RR3 – Rural Residential 3, and RR3c – Rural Residential 3 with Carriage House zones to the Ru5 – Bareland Strata Housing and P3 – Parks and Open Space zones, as shown on Map “B” attached to the Report from the Development Planning Department dated May 31, 2021 be considered by Council;

AND THAT the Official Community Plan Amendment and Rezoning Bylaws be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule “A” attached to the Report from the Development Planning Department dated May 31, 2021;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Preliminary Layout Review by the Approving Officer.

Carried

3.10 Upper Mission Dr 5347 - BL12217 (OCP20-0016) - Essential Idea Ltd., Inc. No. BCo134064

Moved By Councillor Wooldridge/Seconded By Councillor Donn

R0544/21/05/31 THAT Bylaw No. 12217 be read a first time;

AND THAT the bylaw has been considered in conjunction with the City's Financial Plan and Waste Management Plan.

Carried

3.11 Upper Mission Dr 5347 - BL12218 Z20-0079 - Essential Idea Ltd., Inc. No. BC0134064

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R0545/21/05/31 THAT Bylaw No. 12218 be read a first time.

Carried

3.12 South Ridge Dr 5008 - Z21-0049 (BL12222) - Nonis Developments LTD., INC.NO BC0938873

Staff:

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

Moved By Councillor Sieben/Seconded By Councillor Stack

R0546/21/05/31 THAT Rezoning Application No. Z21-0049 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2 District Lot 1688S SDYD Plan KAP68647, located at 5008 South Ridge Dr, Kelowna, BC from the C1 – Local Commercial zone to the C2 – Neighbourhood Commercial zone, be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464(2), waive the Public Hearing for the Rezoning Bylaw;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the registration of a restrictive covenant on title precluding the use of the property for a gas bar and car wash.

Carried

3.13 South Ridge Dr 5008 - BL12222 (Z21-0049) - Nonis Developments LTD., INC.NO BC0938873

Moved By Councillor DeHart/Seconded By Councillor Stack

R0547/21/05/31 THAT Bylaw No. 12222 be read a first time.

Carried

3.14 Supplemental Report - Taylor Cres 2405 - Z19-0118 (BL12134) - Ian D. Galt

Moved By Councillor Given/Seconded By Councillor Sieben

R0548/21/05/31 THAT Council receives, for information, the report from the Office of the City Clerk dated May 31, 2021 with respect to the summary of correspondence received for Rezoning Bylaw No. 12134;

AND THAT Rezoning Bylaw No. 12134 be forwarded for further reading consideration.

Carried

3.15 Taylor Cres 2405 - BL12134 (Z19-0118) - Ian D. Galt

Moved By Councillor stack/Seconded By Councillor DeHart

R0549/21/05/31 THAT Bylaw No. 12134 be read a second and third time.

Carried

3.16 Supplemental Report - Fordham Rd 4617 - Z21-0013 (BL12138) - James Sharko, Maureen Atrens-Sharko - Correspondence Received

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0550/21/05/31 THAT Council receives, for information, the report from the Office of the City Clerk dated May 31, 2021 with respect to the summary of correspondence received for Rezoning Bylaw No. 12138;

AND THAT Rezoning Bylaw No. 12138 be forwarded for further reading consideration.

Carried

3.17 Fordham Rd 4617 - BL12138 (Z21-0013) - James Emil Sharko and Maureen Anne Atrens-Sharko

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0551/21/05/31 THAT Bylaw No. 12138 be read a second and third time.

Carried

4. Bylaws for Adoption (Development Related)

4.1 Bedford Rd 4255 - BL12171 (Z20-0089) - Patrick Wiercioch

Moved By Councillor Sieben/Seconded By Councillor DeHart

R0552/21/05/31 THAT Bylaw No. 12171 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 2040 OCP Phase 4 Engagement Results

Staff:

- Displayed a PowerPoint Presentation summarizing the Phase 4 2040 Official Community Plan engagement results and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Given

R0553/21/05/31 THAT Council receives the report titled "2040 Official Community Plan Phase 4 Engagement Results" dated May 31, 2021 for information.

Carried

5.2 Scope of the Climate and Environment Review

Staff:

- Displayed a PowerPoint Presentation outlining the proposed Climate and Environment work plan and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Wooldridge

R0554/21/05/31 THAT Council receives, for information, the report from the Planning and Development Services Division dated May 31, 2021, with respect to a Project Plan for the Climate and Environment Review.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1 BL12207 - Amendment No. 36 to the Airport Fees Bylaw No. 7982

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0555/21/05/31 THAT Bylaw No. 12207 be adopted.

Carried

7. Mayor and Councillor Items

Councillor Singh:

- Congratulated the Deputy City Manager, Joe Creron, on his upcoming retirement.
- Made comments on the recent loss of three KSS students and the discovery of the 215 children's remains in the former residential school in Kamloops.

Councillor Stack:

- Appreciated the moment of silence for the children who perished in the former residential school in Kamloops.
- Encouraged residents to get vaccinated.

Councillor DeHart:

- Thanked the Mayor for his opening remarks.
- Encouraged residents to get vaccinated.

Councillor Sieben:

- Encouraged residents to get vaccinated.
- Provided comments and concerns regarding the new E-Scooter program.

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0541/21/05/31 THAT Council direct staff to provide an information report on the scooter program; its challenges and wins over the first month of operation and details regarding the permitting process, conditions and limitations.

Carried

Councillor Wooldridge:

- Thanked the Mayor for his opening remarks.
- Encouraged resident to get vaccinated.
- Expressed condolences to the families and first responders over the loss of three KSS students.

Councillor Donn:

- Made comment on the new E-scooter program and its success in other communities.
- Made comment on the BC ReStart Plan and the ability to participate in live music events.
- Spoke to the Greener Homes Grants announcement from the Federal Government for homeowners.

Councillor Given:

- Spoke to the recent discovery of children’s remains in the former residential school in Kamloops and expressed empathy for those who lost family members.

Councillor Singh:

- Encouraged residents to get vaccinated, in particular, in the Rutland community and encouraged Interior Health to better communicate their occurrence.

Councillor Hodge:

- Thanked the Mayor for his opening remarks.

Mayor Basran:

- Acknowledged the recent passing of Lloyd Callahan and offered condolences to the family.

8. Termination

This meeting was declared terminated at 3:44 p.m.

Mayor Basran

City Clerk

/acm