



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, November 15, 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	Councillor Charlie Hodge
Members Absent	Councillor Mohini Singh
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Planner, Tyler Caswell*; Community Planning & Development Manager, Dean Strachan*; Planner, Mark Tanner*; Planner Specialist, Lydia Korolchuk*; Planner Specialist, Wesley Miles*; Long Range Policy Planning Manager, James Moore*; Planner, Aaron Thibeault*; Utility Engineer, Luke Dempsey*; Divisional Director, Infrastructure, John Vos*; Parks & Buildings Planning Manager, Robert Parlane*; Park and Landscape Planner, Melanie Steppuhn*
Staff participating remotely	Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:37 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, seating is limited in Council Chambers. Members of the public must remain seated unless invited to address Council.

As an open meeting, a live audio-video feed is being broadcast and recorded on kelowna.ca.

2. Confirmation of Minutes

Moved By Councillor Given/Seconded By Councillor Hodge

R1025/21/11/15 THAT the Minutes of the Regular Meetings of November 8, 2021 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Barnaby Rd 664 - Z21-0065 (BL12302) - Leith Campbell Pedersen and Theresa Pedersen

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor DeHart/Seconded By Councillor Donn

R1026/21/11/15 THAT Rezoning Application No. Z21-0065 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A District Lot 357 ODYD Plan 18635, located at 664 Barnaby Road, 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 from 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 the Report from the Development Planning Department dated November 15th, 2021.

Carried

3.2 Barnaby Rd 664 - BL12302 (Z21-0065) - Leith Campbell Pedersen and Theresa Pedersen

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R1027/21/11/15 THAT Bylaw No. 12302 be read a first time.

Carried

3.3 Eldorado Rd 442 - Z21-0084 (BL12303) - Paul Neufeld, Meghan Neufeld and Pillar West Developments Inc., Inc. No. BC1066488

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R1028/21/11/15 THAT Rezoning Application No. Z21-0084 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 6 District Lot 167 ODYD Plan 10989, located at 442 Eldorado Road, Kelowna, BC, from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot 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 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 November 15th, 2021;

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

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

Carried

3.4 Eldorado Rd 442 - BL12303 (Z21-0084) - Paul Neufeld, Meghan Neufeld and Pillar West Developments Inc., Inc. No. BC1066488

Moved By Councillor Wooldridge/Seconded By Councillor Donn

R1029/21/11/15 THAT Bylaw No. 12303 be read a first time.

Carried

3.5 Fisher Rd 1925 - Z21-0054 (BL12304) - ERAC DEVELOPMENTS INC, INC NO BC1293206

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R1029/21/11/15 THAT Rezoning Application No. Z21-0054 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot B District Lot 130 Osoyoos Division Yale District Plan EPP104385, located at 1925 Fisher Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone, be considered by Council;

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

Carried

3.6 Fisher Rd 1925 - BL12304 (Z21-0054) - ERAC DEVELOPMENTS INC, INC NO BC1293206

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R1030/21/11/15 THAT Bylaw No. 12304 be read a first time.

Carried

3.7 KLO Rd 860 - 1000 - TA21-0015 (BL12306) - Okanagan College

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Given/Seconded By Councillor Wooldridge

R1031/21/11/15 THAT Zoning Bylaw Text Amendment Application No. TA21-0015 to amend City of Kelowna Zoning Bylaw No. 8000 as outlined in the Schedule "A" attached to the Report from the Development Planning Department dated November 15, 2021, for Lot 1, District Lot 135, ODYD, Plan EPP90191 located at 860 – 1000 KLO Road, Kelowna, BC be considered by Council;

AND THAT the Zoning Bylaw Text Amendment Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.8 KLO Rd 860 - 1000 - BL12306 (TA21-0015) - Okanagan College

Moved By Councillor Wooldridge/Seconded By Councillor Donn

R1032/21/11/15 THAT Bylaw No. 12306 be read a first time.

Carried

3.9 Devonshire Ave 1264, 1274, 1284 and Belaire Ave 1281, 1289-1291, 1299 - Z21-0080 (BL12307) - Multiple Owners

Staff:

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

Moved By Councillor Given/Seconded By Councillor Sieben

R1033/21/11/15 THAT Rezoning Application No. Z21-0080 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lots 13, 14, 19 & 20 Block 2 District Lot 137 ODYD Plan 9625 and Lots 15 & 27 District Lot 137 ODYD Plan 10011, located at 1264, 1274 & 1284 Devonshire Avenue and 1281, 1289-1291 & 1299 Belaire Avenue, Kelowna, BC from the RU6 – Two Dwelling Housing zone to the RM5 – Medium Density Multiple Housing zone, be considered by Council;

AND THAT the Rezoning Bylaw 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 November 15, 2021;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure;

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

Carried

3.10 Devonshire Ave 1264, 1274, 1284 and Belaire Ave 1281, 1289-1291, 1299 - BL12307 (Z21-0080) - Multiple Owners

Moved By Councillor Sieben/Seconded By Councillor DeHart

R1034/21/11/15 THAT Bylaw No. 12307 be read a first time.

Carried

3.11 Supplemental Report - Kaslo Crt 2117 - Z21-0076 (BL12292) - Kyle Remie Van de Sype and Kathryn Lynn Van de Sype

Moved By Councillor DeHart/Seconded By Councillor Donn

R1035/21/11/15 THAT Council receives, for information, the report from the Office of the City Clerk dated November 15, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12292;

AND THAT Rezoning Bylaw No. 12292 be forwarded for further reading consideration.

Carried

3.12 Kaslo Crt 2117 - BL12292 (Z21-0076) - Kyle Remie Van de Sype and Kathryn Lynn Van de Sype

Moved By Councillor DeHart/Seconded By Councillor Sieben

R1036/21/11/15 THAT Bylaw No. 12292 be read a second and third time.

Carried

4. Non-Development Reports & Related Bylaws

4.1 Development Application & Heritage Procedures Bylaw

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed Development Application and Heritage Procedures bylaw and responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Given

R1037/21/11/15 THAT Council, receives, for information, the Report from the Development Planning Department dated November 15, 2021 recommending that Council adopt the Development Application Procedures Bylaw;

AND THAT Bylaw No. 12310, being the Development Application and Heritage Procedures Bylaw be forwarded for reading consideration.

Carried

4.2 BL12310 - Development Application & Heritage Procedures Bylaw No. 12310

Moved By Councillor Sieben/Seconded By Councillor DeHart

R1038/21/11/15 THAT Bylaw No. 12310 be given first, second and third reading.

Carried

4.3 North End Planning Process Update - Phase 1 and 2

Staff:

- Displayed a PowerPoint Presentation summarizing the progress of the North End Planning process and responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

R1039/21/11/15 THAT Council receive, for information, the report from the Policy & Planning Department regarding an update on the North End Plan process, dated November 15, 2021;

AND THAT Council approve an adjustment to the 2021 Financial Plan for \$8,800, from the Capri-Landmark Urban Centre Plan budget to the North End Area Plan budget;

AND THAT Council directs staff to apply for grant funding for the North End Plan through the Federation of Canadian Municipalities (FCM) Green Municipal Fund Sustainable Neighbourhood Action Plan fund;

AND THAT Council support staff to execute all documents necessary to complete the grant, if successful;

AND THAT the City of Kelowna commits to develop the North End Plan and to include a sustainability vision, goals and targets in the plan;

AND FURTHER THAT, if the grant application is successful, the 2022 Financial Plan be amended to include the receipt of funds.

Carried

4.4 GEID Boundary Inclusion for 1985 McKinley Rd

Staff:

- Displayed a PowerPoint Presentation summarizing the boundary modification request.

Moved By Councillor Given/Seconded By Councillor Donn

R1040/21/11/15 THAT Council receives for information the report from the Utility Planning Manager dated November 15th, 2021, with regards to the Glenmore-Ellison Improvement District (GEID) Boundary Inclusion for 1985 McKinley Rd;

AND THAT Council approve the request by the GEID to amend its water service area boundary to include 1985 McKinley Rd as outlined in the report from Utility Services dated November 15th, 2021.

Carried

4.5 Knox Mountain Park Road

Staff:

- Displayed a PowerPoint Presentation outlining the proposed strategy to limit vehicular access to Knox Mountain Park and responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

R1041/21/11/15 THAT Council receives, for information, the report from the Parks and Buildings Planning Department dated November 15, 2021, with respect to the Knox Mountain Drive Engagement Survey and Multi-modal Access Strategy;

AND THAT Council directs staff to provide time restricted vehicular access to the First Lookout on Knox Mountain Drive from 12:00 noon to 8:00 p.m. 7 days a week through a two-year trial basis;

AND FURTHER THAT Council directs staff to report back to Council at the conclusion of the two-year trial period.

Carried

Councillor Donn - Opposed

Moved By Councillor Donn/Seconded By Councillor Hodge

R1042/21/11/15 THAT Council amend the second resolution to also provide time restricted vehicular access to the Second Lookout on Knox Mountain Drive.

Defeated

Mayor Basran, Councillors DeHart, Given, Sieben and Wooldridge - Opposed

5. Bylaws for Adoption (Non-Development Related)

5.1 BL12280 - Amendment No. 2 to Kelowna Memorial Park Cemetery Bylaw No. 11664

Moved By Councillor DeHart/Seconded By Councillor Sieben

R1043/21/11/15 THAT Bylaw No. 12280 be adopted.

Carried

6. Mayor and Councillor Items

Mayor Basran:

- Thoughts are with everyone across the Interior and Lower Mainland affected by the flooding.
- The entire community of Merritt has been evacuated and half of the evacuees will be coming to Kelowna and thanked Kamloops for opening their doors to evacuees.
- Thanked the RCMP for their efforts in apprehending those responsible for the recent assault that took place on the Rail Trail and the community for helping the victim.
- Provided comments on changes required at Provincial and Federal levels for real systemic change to take place.
- Provided comment on Louis Riel Day which is tomorrow November 16th.

Councillor DeHart:

- Spoke to their attendance last Friday night at a Fundraiser for Metro and provided comment on the tour of the new Metro facility.

Councillor Sieben:

- Appreciated the Mayor's comments on the recent Rail Trail assault.

Councillor Wooldridge:

- Appreciated the Mayor's comments and agreed that systemic changes at higher levels of government is required.

Councillor Given:

- Made comment on additional areas in the Province under actual and potential evacuation orders and flooding.
- Commented that Kelowna needs to be aware as we may have local concerns.

7. Termination

This meeting was declared terminated at 3:20 p.m.

Mayor Basran

City Clerk

sf/acm