



City of Kelowna
Regular Council Meeting
Minutes

Date: Tuesday, November 15, 2016
Council Chamber
Location: City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Ryan Donn, Gail Given, Tracy Gray, Mohini Singh and Luke Stack

Members Absent Councillors Maxine DeHart, Charlie Hodge and Brad Sieben

Staff Present Acting City Manager, Joe Creron; City Clerk, Stephen Fleming; Community Planning Department Manager, Ryan Smith; Divisional Director, Community Planning & Real Estate, Doug Gilchrist; Urban Planning Manager, Terry Barton; Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 9:04 p.m.

2. Reaffirmation of Oath of Office

The Oath of Office was read by Councillor Singh.

3. Confirmation of Minutes

Moved By Councillor Given/Seconded By Councillor Gray

R862/16/11/14 THAT the Minutes of the Public Hearing and Regular Meeting of November 1, 2016 be confirmed as circulated.

Carried

4. Bylaws Considered at Public Hearing

4.1 Secondary Suites, City of Kelowna BL11263 (TA16-0004)

Moved By Councillor Gray/Seconded By Councillor Donn

R863/16/11/14 THAT Bylaw No. 11263 be read a second and third time.

Carried

4.2 CD6 - Comprehensive Residential Golf Resort, Various Owners BL11264 (Z16-0010)

Moved By Councillor Donn/Seconded By Councillor Given

R863/16/11/14 THAT Bylaw No. 11264 be read a second and third time.

Carried

4.3 Arab, Sexsmith and Appaloosa BL11300 (OCP16-0020) - Various Owners

Moved By Councillor Donn/Seconded By Councillor Gray

R864/16/11/14 THAT Bylaw No. 11300 be read a second and third time and be adopted.

Defeated

Councillors Gail Given, Tracy Gray and Mohini Singh - Opposed

Moved By Councillor Given/Seconded By Councillor Gray

R865/16/11/14 THAT Council direct staff to report back with options for moving forward.

Carried

Councillors Ryan Donn and Luke Stack - Opposed

4.4 2310 Enterprise Way, BL11302 (Z16-0039) Helen Hadley et al

Moved By Councillor Singh/Seconded By Councillor Stack

R866/16/11/14 THAT Bylaw No. 11302 be read a second and third time.

Carried

4.5 671-681 Glenwood Avenue, BL11303 (Z16-0037) - Shaun & Lori Ausehus

Moved By Councillor Stack/Seconded By Councillor Singh

R867/16/11/14 THAT Bylaw No. 11303 be read a second and third time.

Carried

5. Notification of Meeting

The City Clerk advised that Notice of Council's consideration of these Development Variance Permit Applications was given by sending out or otherwise delivering 19 statutory notices to the owners and occupiers of surrounding properties between November 1 and November 4, 2016

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. Development Permit and Development Variance Permit Reports

6.1 760 Mitchell Road, BL11284 (Z16-0015) - Terrence Dewar

Moved By Councillor Stack/Seconded By Councillor Singh

R868/16/11/14 THAT Bylaw No. 11284 be adopted.

6.2 760 Mitchell Road, DP16-0080 & DVP16-0095 - Terence Dewer

Staff:

- Displayed a PowerPoint presentation summarizing the application.

The City Clerk advised that the following correspondence or petitions had been received:

Letters of Opposition or Concern:

Richard (Dick) and Brenda Auclair, Thompson Road

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

The Applicant was not in attendance.

No one from the Gallery came forward.

There were no further comments.

Moved By Councillor Donn/Seconded By Councillor Given

R869/16/11/14 THAT final adoption of Rezoning Bylaw No. 11284 be considered by Council; AND THAT Council authorizes the issuance of Development Permit No. DP16-0080 for Lot 13 Section 22 Township 26 ODYD Plan 25984, located at 760 Mitchell Road, 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",

AND THAT Council authorizes the issuance of Development Variance Permit No. DVP16-0095 for Lot 13 Section 22 Township 26 ODYD Plan 25984, located at 760 Mitchell Road, Kelowna, BC;

AND THAT variances to the following sections of the Zoning Bylaw No. 8000 be granted:

Section 9.5b.1(d): Carriage House – Specific Use Regulations

To vary the height of a carriage house to be higher than the existing principal dwelling as measured to the mid-point and roof peak of the existing principal dwelling unit.

Section 9.5b.15: Carriage House – Specific Use Regulations

To vary the required minimum rear yard from 2.0 m required to 1.58m proposed.

Section 6.4.2: Projections into Yards – General Development Regulations

To vary the projection depth of the carriage house eave from 0.60 m maximum to 1.02m proposed.

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

7. Reminders – N/A

8. Termination

The meeting was declared terminated at 9:52 p.m.

Mayor

City Clerk

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