



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, November 21, 2016 Council Chamber
Location:	City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Mohini Singh and Brad Sieben
Members Absent	Councillor Luke Stack
Staff Present	City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; Community Planning Department Manager, Ryan Smith*; Urban Planning Manager, Terry Barton; Divisional Director, Community Planning & Real Estate, Doug Gilchrist*; Planner, Trisa Brandt*; Planner Specialist, Melanie Steppuhn*; Airport Director, Sam Samaddar*; Planner Specialist, Ross Soward*; Bylaw Services Manager, Greg Wise*; Divisional Director, Corporate & Protective Services, Rob Mayne*; Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:31 p.m.

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.

Mayor Basran advised that Items 3.5 and 3.6 have been withdrawn from the Agenda.

2. Confirmation of Minutes

Moved By Councillor Hodge/Seconded By Councillor Donn

R874/16/11/21 THAT the Minutes of the Regular Meetings of November 14, 2016 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 2280 Baron Rd, Z16-0057 - Victor Projects Ltd

Staff:

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

Moved By Councillor Donn/Seconded By Councillor Given

R875/16/11/21 THAT Rezoning Application No. Z16-0057 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 6 District Lot 126 ODYD Plan KAP59534, located at 2280 Baron Rd, Kelowna, BC from the C4 – Urban Centre Commercial to the C4rls – Urban Centre Commercial (Retail Liquor Sales) be considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.2 2280 Baron Rd, BL11315 (Z16-0057) - Victor Projects Ltd

Moved By Councillor Hodge/Seconded By Councillor Donn

R876/16/11/21 THAT Bylaw No. 11315 be read a first time.

Carried

3.3 3150 & 3170 Sexsmith Rd, Z16-0062 - Palomino Developments Ltd

Staff:

- Displayed a PowerPoint presentation summarizing the application.

Moved By Councillor Given/Seconded By Councillor Gray

R877/16/11/21 THAT Rezoning Application No. to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification on Lots 26 and 27, Section 3, Township 23, ODYD, Plan 18861, located at 3150 & 3170 Sexsmith Rd, Kelowna, BC from A1 - Agriculture 1 zone to the I6 - Low Impact Transitional Industrial Zone, be considered by Council;

AND THAT Council waives the requirement to hold a Public Hearing for the Rezoning bylaw;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the following:

To the outstanding conditions identified in Attachment "A" associated with the report from the Community Planning Department dated November 17th 2015.

Carried

3.4 3150 & 3170 Sexsmith Rd, BL11316 (Z16-0062) - Palomino Developments Ltd

Moved By Councillor Gray/Seconded By Councillor Hodge

R878/16/11/21 THAT Bylaw No. 11316 be read a first time.

Carried

3.5 604 Old Meadows Rd, Z16-0049 - Tony Pulice Construction Ltd

Item withdrawn.

3.6 604 Old Meadows Road, BL11317 (Z16-0049) - Tony Pulice Construction Ltd

Item withdrawn.

3.7 4193 Gordon Dr, HRA16-0002 - Colin Gifford Magnus Thomson

Staff:

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

Moved By Councillor Hodge/Seconded By Councillor Donn

R879/16/11/21 THAT Council consider designation of the building located at 4193 Gordon Drive, Lot 3, Section 6, Township 26, ODYD, Plan KAP46027, commonly known as the "Thomson Farm House"; and the building located at 4125 Gordon Drive, Lot 3, Section 6, Township 26, ODYD, Plan KAP80134, commonly known as the "Tobacco Barn on G. Thomson Farm" as Designated Heritage Buildings to Section 611 of the Local Government Act, as shown in Attachment "A" - Map "A";

AND THAT Council consider a Bylaw which would authorize the City of Kelowna to enter into a Heritage Revitalization Agreement for certain real property on which is situated two buildings of heritage value which property is located at 4193 and 4125 Gordon Drive and legally known as Lot 3, Section 6, Township 26, ODYD, Plan KAP46027 and Lot 3, Section 6, Township 26, ODYD, Plan KAP80134, Kelowna, BC, in the form attached as Schedule "A" to the Report from the Community Planning Department dated November 7, 2016;

AND THAT the Heritage Designation Bylaw and Heritage Revitalization Agreement Authorization Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Heritage Revitalization Agreement Authorization Bylaw be considered subsequent to the issuance of a Heritage Alteration Permit for the form and character of the proposed accessory building;

AND FURTHER THAT final adoption of the Heritage Revitalization Agreement Authorization Bylaw be considered subsequent to a Heritage Designation Bylaw being adopted for the Thomson Farm House and Tobacco Barn on G. Thomson Farm.

Carried

3.8 4125 & 4193 Gordon Dr, BL11318 - Thomson Farm House and Tobacco Barn on G. Thomson Farm Heritage Designation Bylaw

Moved By Councillor Gray/Seconded By Councillor Donn

R880/16/11/21 THAT Bylaw No. 11318 be read a first time.

Carried

3.9 4125 & 4193 Gordon Dr, BL11319 (HRA16-0002) - Colin Thomson

Moved By Councillor Donn/Seconded By Councillor Given

R881/16/11/21 THAT Bylaw No. 11319 be read a first time.

Carried

3.10 1893 Ethel Street, OCP16-0018 & Z16-0059 - Michael Ohman

Staff:

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

Moved By Councillor Given/Seconded By Councillor Gray

R882/16/11/21 THAT Official Community Plan Map Amendment Application No. OCP16-0018 to amend Map 4.2 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of Lot 6 District Lot 138 ODYD Plan 3189, located at 1893 Ethel St, Kelowna, BC from the S2RES – Single/Two Unit Residential designation to the EDINST – Education/Major Institutional designation;

AND THAT Rezoning Application No. Z16-0059 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 6 District Lot 138 ODYD Plan 3189, located at 1893 Ethel St, Kelowna, BC from the RU6 – Two Dwelling Housing Zone to the P2- Education and Minor Institutional Zone;

AND THAT Text Amendment No. TA16-0018 to amend the City of Kelowna Zoning Bylaw No. 8000 as outlined in “Schedule A” attached to the Report from the Community Planning Department dated November 21st 2016, be considered by Council;

AND THAT the OCP Amending Bylaw, Text Amending Bylaw, and Rezoning Bylaw be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the requirements of the Development Engineering Branch being completed to their satisfaction.

Carried

3.11 1893 Ethel St, BL11320 (OCP16-0018) - Michael Ohman

Moved By Councillor Sieben/Seconded By Councillor DeHart

R883/16/11/21 THAT Bylaw No. 11320 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

3.12 Health Services Amendment, BL11321 (TA16-0013)

Moved By Councillor DeHart/Seconded By Councillor Sieben

R884/16/11/21 THAT Bylaw No. 1132 be read a first time.

Carried

3.13 1893 Ethel St, BL11322 (Z16-0059) - Michael Ohman

Moved By Councillor DeHart/Seconded By Councillor Sieben

R885/16/11/21 THAT Bylaw No. 11322 be read a first time.

Carried

3.14 380 Hardie Rd, Z16-0032 - Rukhmani & Shivnesh Reddy and Praneeta & Sinesh Naidu

Staff:

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

Moved By Councillor Sieben/Seconded By Councillor Singh

R886/16/11/21 THAT Rezoning Application No. Z16-0032 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 5 Section 26 Township 26 ODYD Plan 14462, located at 380 Hardie Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling 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 to Community Planning Department dated July 21, 2016;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance and completion of a Building Permit for the removal of the existing second suite within the existing primary dwelling on the subject property;

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 property.

Carried

3.15 380 Hardie Rd, (BL11323) Z16-0032 - Rukhmani & Shivnesh Reddy and Praneeta & Sinesh Naidu

Moved By Councillor Sieben/Seconded By Councillor DeHart

R887/16/11/21 THAT Bylaw No. 11323 be read a first time.

Carried

3.16 1985 Knox Cres, Z16-0061 - Sheldon and Heather Upshaw

Staff:

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

Moved By Councillor DeHart/Seconded By Councillor Hodge

R888/16/11/21 THAT Rezoning Application No. Z16-0061 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2, District Lot 14, ODYD, Plan 2767, located at 1985 Knox Crescent, 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 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 Community Planning Department dated October 4, 2016.

3.17 1985 Knox Cres, BL11324 (Z16-0061) - Sheldon and Heather Upshaw

Moved By Councillor Sieben/Seconded By Councillor DeHart

R889/16/11/21 THAT Bylaw No. 11324 be read a first time.

Carried

4. Non-Development Reports & Related Bylaws

4.1 Kelowna International Airport 2045 Master Plan and Amendments to the Kelowna 2030 – Official Community Plan Bylaw 10500

Staff:

- Displayed a PowerPoint presentation summarizing the Kelowna International Airport 2045 Master Plan.
- Advised of a minor correction to page 113 (figure 67) and page 139 (figure 75), removing the word "cargo" from the drawings.
- Summarized the stakeholder and public consultation feedback priorities.
- Summarized the Master Plan key findings.
- Responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Donn

R890/16/11/21 THAT Council approves the Kelowna International Airport 2045 Master Plan in the form attached to the Report of the Airport Director dated November 21, 2016.

AND THAT Council directs staff to bring forward the amendments to the Kelowna 2030 - Official Community Plan Bylaw No. 10500 needed to implement the outcomes of the Airport 2045 Master Plan, as set out in the attachments to the Report of the Airport Director, dated November 21, 2016.

Carried

4.2 Growth Investigated: Community Trends Report

Staff:

- Displayed a PowerPoint presentation summarizing the Community Trends.

Moved By Councillor Sieben/Seconded By Councillor DeHart

R891/16/11/21 THAT Council receives, for information, the report from the Planner Specialist dated November 21, 2016, with respect to Kelowna's Community Trends Report.

Carried

4.3 Transitional Storage Program Support Service for Gospel Mission.

Staff:

- Provided an overview of the transitional storage program and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Singh

R892/16/11/21 WHEREAS the Council of the City of Kelowna has the power under section 8 (2) of the Community Charter to provide any service that Council considers necessary or desirable, and may provide the service directly or through another public authority, or another person or organization;

AND WHEREAS the Kelowna Gospel Mission (the "KGM") has agreed to provide safe storage space at the KGM's premises at 251 Leon Avenue, Kelowna for homeless persons to store carts and personal belongings on a temporary basis;

AND WHEREAS the KGM does not have sufficient storage space to keep carts and personal belongings that are abandoned or left on a longer-term basis and has asked for the City to assist in the cart storage program by (i) providing space to store carts on a longer-term basis that have been left or abandoned and (ii) to deal with the disposal of carts and belongings that are either abandoned or have not been reclaimed by the owner after a further period of storage;

NOW THEREFORE the Council of the City of Kelowna resolves to provide a service of storage of carts and personal belongings of persons who are homeless or transitioning to obtaining shelter where the carts and belongings have been left with the Kelowna Gospel Mission beyond the KGM's established short-term storage period and to authorize the Bylaw Department or other City staff to:

1. take carts and personal belongings from the KGM's premises to a City storage facility;
2. maintain carts and personal belongings taken into the City's custody at a City storage facility for a period of not less than 14 days as per the Transitional Storage Intake Form Use Agreement (unless reclaimed by the owner in the interim); and
3. dispose by auction or otherwise any carts or personal belongings that have been abandoned or reasonably appear to have been abandoned in the circumstances.

Carried

5. Mayor and Councillor Items

Mayor Basran:

- Acknowledged peaceful transit protesters who were in attendance at the beginning of the meeting.
- Encouraged First Canada and Union to get back to negotiations as well as BC Transit.
- Council acknowledges the transit strike is a major inconvenience to the public.
- Looks forward to speaking to Transportation Minister Stone at the Minister's earliest convenience.

Councillor Given:

- Invited Council to attend the Salvation Army Tiny Tim Charity Breakfast on November 24th starting at 6:30 a.m.

Councillor Donn:

- RCA Inaugural film showing Friday, November 25th.

Councillor Hodge:

- Congratulations to Councillor Given for being re-elected as Chair of the Regional District of Central Okanagan.

Councillor Sieben:

- Thanked the Mayor for his comments on the transit strike.
- Spoke to his participation in the 18th Annual Running Club Pub Run a few weeks ago.

Councillor DeHart:

- Reminder of the next Downtown Kelowna Association After 5 event on November 30th.

6. Termination

This meeting was declared terminated at 3:28 p.m.

Mayor

City Clerk

/acm