City of Kelowna
Regular Council Meeting
Minutes

Date:	Monday, March 2, 2020
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Charlie Hodge, Brad Sieben, Mohini Singh, Luke Stack and Loyal Wooldridge
Members Absent	Councillor Gail Given
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming, Director, Planning & Development Services, Ryan Smith*; Planner Specialist, Adam Cseke*; Planner, Tyler Caswell*; Planner, Aaron Thibeault*; Planner, Lauren Sanbrooks*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

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

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R0178/20/03/02 THAT the Minutes of the Regular Meetings of February 24, 2020 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Hartman Rd 620-622, A19-0021 - Beatrice Elizabeth Van Den Eerenbeemt

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

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Moved By Councillor Singh/Seconded By Councillor Hodge

R0179/20/03/02 THAT Agricultural Land Reserve Appeal No. A19-0021 for Lot 4 Sections 25 and 26 Township 26 ODYD Plan 3078, located at 620-622 Hartman Road, Kelowna for a subdivision of agricultural land in the Agricultural Land Reserve pursuant to Section 21(2) of the *Agricultural Land Commission Act*, be supported by Council;

AND THAT the Council directs Staff to forward the subject application to the Agricultural Land Commission for consideration.

Carried

3.2 Rental Sub-Zones Text Amendment No. TA20-0007 (BL11988)

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

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R0180/20/03/02 THAT Zoning Bylaw Text Amendment Application No. TA20-0007 to amend the City of Kelowna Zoning Bylaw No. 8000 by adding rental sub-zones to various zones as identified in Attachment "A" and outlined in the Report from the Development Planning Department dated March 2nd, 2020, be considered by Council;

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

Carried

3.3 BL11988 (TA20-0007) - Rental Sub-Zones addition to Zoning Bylaw No. 8000

Moved By Councillor Singh/Seconded By Councillor Hodge

R0181/20/03/02 THAT Bylaw No. 11988 be read a first time.

Carried

3.4 Harvey Ave 969, OCP19-0009 (BL11989) and Z19-0119 (BL11990) - The Evangel Family Rental Housing Society

Staff:
- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Sieben

R0182/20/03/02 THAT Official Community Plan Map Amendment Application No. OCP19-009 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of Lot A District Lot 138 Osoyoos Division Yale District Plan 31933 Except Plan 36604, located at 969 Harvey Avenue, Kelowna, BC from the MRM – Multiple Unit Residential (Medium Density) designation to the MRH – Multiple Unit Residential (High Density) designation, be considered by council:

AND THAT Council considers the Public Information Session public process to be appropriate consultation for the *Purpose* of Section 879 of the *Local Government Act*, as outlined in the Report from the Development Planning Department dated March 2nd, 2020;
THAT Rezoning Application No. Z19-0119 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A District Lot 138 Osoyoos Division Yale

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District Plan 31933 Except Plan 36604, located at 969 Harvey Avenue, Kelowna, BC from the RM5 – Multiple Unit Residential (Medium Density) zone to the RM6r – High Rise Apartment Housing (Residential Rental Tenure Only), be considered by Council;

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

AND THAT final adoption of the Official Community Plan Map Amending Bylaw and the Rezoning Bylaw, be considered subsequent to the outstanding conditions as set out in Schedule "A" attached to the Report from the Development Planning Department dated February 24th, 2020;

AND THAT final adoption of the Official Community Plan Map Amending Bylaw and the Rezoning Bylaw, be considered subsequent to the registration of a height restricting covenant to a maximum of six and a half (6.5) storeys on the subject property.

AND FURTHER THAT final adoption of Official Community Plan Map Amending Bylaw and the Rezoning Bylaw, be considered in conjunction with Council's consideration of a Development Permit and a Development Variance Permit for the subject property.

Carried

3.5 Harvey Ave 969, BL11989 (OCP19-0009) - The Evangel Family Rental Housing Society Inc. No. 516918

Moved By Councillor Hodge/Seconded By Councillor Singh

R0183/20/03/02 THAT Bylaw No. 11989 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

3.6 Harvey Ave 969, BL11990 (Z19-0119) - The Evangel Family Rental Housing Society Inc. No. 516918

Moved By Councillor Hodge/Seconded By Councillor Singh

R0184/20/03/02 THAT Bylaw No. 11990 be read a first time.

Carried

3.7 Uplands Dr 368, Z19-0141 (BL12002) - Nicole Gosselin

Staff:
- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0185/20/03/02 THAT Rezoning Application No. Z19-0141 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2, Section 23, Township 28, SDYD, Plan 42738, located at 368 Uplands Drive, Kelowna, BC from RR2 – Rural Residential 2 zone to the RR2c – Rural Residential 2 with Carriage House zone, be considered by Council;

AND THAT the Rezoning Bylaw be forwarded to a Public Hearing for further consideration;

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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 March 2nd, 2020.

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

3.8 Uplands Dr 368, BL12002 (Z19-0141) - Nicole Gosselin

Moved By Councillor Donn/Seconded By Councillor DeHart

R0186/20/03/02 THAT Bylaw No. 12002 be read a first time.

Carried

3.9 Spiers Rd, 3652 HD20-0001 (BL12003) - Request for Heritage Designation - Sue Haley

Mayor Basran moved Item 3.11 forward.

3.11 Nickel Rd 250 BL11772 (Z18-0033) Extension Request

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R0189/20/03/02 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Rezoning Amending Bylaw No. 11772, for Lot A Section 27 Township 26 Osoyoos Division Yale District Plan EPP90723 for 250 Nickel Road, Kelowna, BC, be extended from March 26, 2020 to March 26, 2021;

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

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

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0187/20/03/02 WHEREAS the Municipal Council of the City of Kelowna considers the building known as the "Cross House" located at Lot B Section 8 Township 26 ODYD Plan 25537, on Spiers Road, Kelowna, B.C. to be a building with heritage value and that the designation of the building as a heritage site pursuant to Section 611 of the *Local Government Act* is desirable for the conservation of the building;

AND WHEREAS the Municipal Council of the City of Kelowna considers the building envelope as indicated in Schedule "B" attached to this bylaw located at Lot B Section 8 Township 26 ODYD Plan 25537, on Spiers Road, Kelowna, B.C. to be a site with heritage value and that the designation of the site as a heritage site pursuant to Section 611 of the *Local Government Act* is desirable for the conservation of the site;

AND THAT, the Municipal Council of the City of Kelowna, in open meeting assembled, enacts as follows:

1. The building known as the Cross House situated on lands legally described as Lot B Section 8 Township 26 ODYD Plan 25537, located at 3652 Spiers Road, Kelowna, BC is hereby designated a Municipal Heritage Building pursuant to Section 611 of the *Local Government Act*.

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2. The site envelope as indicated by Schedule "B" attached to this bylaw, situated on lands legally described as Lot B Section 8 Township 26 ODYD Plan 25537, located at 3652 Spiers Road, Kelowna, BC is hereby designated a Municipal Heritage Site pursuant to Section 611 of the *Local Government Act*.
3. Except as authorized by this bylaw or as authorized by a Heritage Revitalization Agreement or a Heritage Alteration Permit approved by Council, no person shall:
4. Alter the exterior of any building situated on the property designated by this bylaw;
5. Make a structural change to a building or structure situated on property designated by this bylaw;
6. Move any building situated on the property designated by this bylaw; or
7. Alter, excavate or build on land designated by this bylaw.
8. The following alterations to the designated building are hereby authorized without a Heritage Alteration Permit:
9. Normal day to day maintenance and repairs
10. This bylaw may be cited for all purposes as the Heritage Designation Bylaw No. 12003 the Cross House.

AND FURTHER THAT the Heritage Designation Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.10 Spiers Rd, 3652 BL12003 (HD20-0001) - Request for Heritage Designation - Sue Haley

Moved By Councillor Donn/Seconded By Councillor DeHart

R0188/20/03/02 THAT Bylaw No. 12003 be read a first time.

Carried

4. Mayor and Councillor Items

Councillor Wooldridge:
- Was Master of Ceremonies at the Sustainable Development Challenge for students in grades 8 to 12 brought forward by the United Nations Global Goals; students presented Climate Action as their number one goal.
- Spoke to their attendance at the African/Caribbean Students Club Black History Month Gala at Coast Capri on Saturday, February 29th.

Councillor Singh:
- Shout out to Kelowna Toyota; proceeds collected on Saturday February 29th will be given to the Firefighters Charitable Association which will filter into our community.

Councillor Donn:
- Spoke to their attendance at the DARE Graduation Program.

Councillor DeHart:
- Spoke to their attendance at the Royal Canadian Air Cadets Speaking competition.

Councillor Stack:
- Spoke to their attendance at the Building Community Resilience in a Changing Climate Seminar.

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5. Termination

This meeting was declared terminated at 2:12 p.m.

Mayor Basran

City Clerk

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