



City of Kelowna Regular Council Meeting Minutes

Date: Monday, June 14, 2021
 Location: Council Chamber
 City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Maxine DeHart, Gail Given, Brad Sieben, Luke Stack* and Loyal Wooldridge

Members participating remotely Councillors Charlie Hodge, Ryan Donn and Mohini Singh

Staff Present City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Community Planning & Development Manager, Dean Strachan*; Planner, Tyler Caswell*; Urban Planning Manager, Jocelyn Black*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Planner, Arlene Janousek*; Divisional Director, Infrastructure, John Vos*; Transportation Planner, Cameron Noonan*, Mobility Specialist, Matt Worona*

Staff participating remotely Strategic Transportation Planning Manager, Mariah VanZerr*, 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

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Singh

Ro566/o6/14 THAT the Minutes of the Regular Meetings of May 31, 2021 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 TA21-0001 (BL12165) - RU6 Zone Text Amendment - City of Kelowna

Staff:

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

Moved By Councillor Given/Seconded By Councillor Stack

Ro567/06/14 THAT Zoning Bylaw Text Amendment Application No. TA21-0001 to amend City of Kelowna Zoning Bylaw No. 8000 as indicated in Schedule "A" and outlined in the Report from the Development Planning Department dated June 14, 2021 be considered by Council;

AND THAT the Zoning Bylaw Text Amending Bylaw be forwarded to a Public Hearing for further consideration;

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

Carried

3.2 BL12165 (TA21-0001) - RU6 Zone Text Amendment - City of Kelowna

Moved By Councillor Wooldridge/Seconded By Councillor Given

Ro568/06/14 THAT Bylaw No. 12165 be read a first time.

Carried

3.3 Boyd Rd 2811, 2820, 2830, 2843 - LUC20-0003 (BL12224) Z20-0052 (BL12225) - Brian Pahl and Linda Pahl

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Given

Ro569/06/14 THAT Application No. LUC20-0003 to discharge LUC76-1112 from Lot 1 District Lot 130 ODYD Plan EPP107619, Lot 2 District Lot 130 ODYD Plan EPP107619, Lot 3 District Lot 130 ODYD Plan EPP107619 and Lot 1 District Lot 130 ODYD Plan KAP89521 Except Plan EPP107619, located at 2820 Boyd Road, 2830 Boyd Road, 2843 Boyd Road and 2811 Boyd Road, Kelowna, BC, be considered by Council;

AND THAT Rezoning Application No. Z20-0052 to amend the City of Kelowna Zoning Bylaw No. 8000 be considered by changing classification of the properties identified in Schedule 'A' be considered by Council;

AND FURTHER THAT the Land Use Contract Discharge and Zoning Bylaws be forwarded to a Public Hearing for further consideration.

Carried

3.4 Boyd Rd 2811, 2820, 2830, 2843 - BL12224 (LUC20-0003) - Brian Pahl and Linda Pahl

Moved By Councillor Given/Seconded By Councillor Wooldridge

Ro570/06/14 THAT Bylaw No. 12224 be read a first time.

Carried

3.5 Boyd Rd 2820, 2830, 2843 - BL12225 (Z20-0052) - Brian Pahl and Linda Pahl

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0571/06/14 THAT Bylaw No. 12225 be read a first time.

Carried

3.6 Crosby Rd 1818 - Z21-0029 (BL12226) - 1244855 BC Ltd

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Singh

R0572/06/14 THAT Rezoning Application No. Z21-0029 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot C Section 5 Township 23 ODYD Plan EPP104080, located at 1818 Crosby Road, Kelowna, BC from the RU2 – Medium 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.

Carried

3.7 Crosby Rd 1818 - BL12226 (Z21-0029) - 1244855 BC Ltd

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0573/06/14 THAT Bylaw No. 12226 be read a first time.

Carried

3.8 Manhattan Dr 955 - OCP21-0007 (BL12227) Z21-0018 (BL12228) - MCMI Developments Ltd., Inc. No. BC1239530

Staff:

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

Moved By Councillor Singh/Seconded By Councillor Given

R0574/06/14 THAT Official Community Plan Map Amendment Application No. OCP21-0007 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of Lot 2 Section 30 Township 26 ODYD Plan 2559, located at 955 Manhattan Drive, Kelowna, BC from the S2RES – Single / Two Unit Residential designation to the MRL – Multiple Unit Residential (Low Density) designation, be considered by Council;

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

AND THAT Council considers the Public Information Session public process to be appropriate consultation for the *Purpose* of Section 475 of the *Local Government Act*, as outlined in the Report from the Community Planning Department dated June 14, 2021;

AND THAT Rezoning Application No. Z21-0018 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2 Section 30 Township 26 ODYD Plan 2559, located at 955 Manhattan Drive, Kelowna, BC from the RU6 – Two Dwelling Housing zone to the RM3 – Low 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 June 14, 2021;

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

3.9 Manhattan Dr 955 - BL12227 (OCP21-0007) - MCMI Developments Ltd., Inc. No. BC1239530

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0575/06/14 THAT Bylaw No. 12227 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

3.10 Manhattan Dr 955 - BL12228 (Z21-0018) - MCMI Developments Ltd., Inc. No. BC1239530

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0576/06/14 THAT Bylaw No. 12228 be read a first time.

Carried

3.11 Bryden Rd 155 - Z21-0020 (BL12231) - Kelowna Christian Center Society, Inc. No. S0017232

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Donn

R0577/06/14 THAT Rezoning Application No. Z21-0020 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A Section 27 Township 26 ODYD Plan EPP85221, located at 155 Bryden Road, Kelowna, BC from the RM5 – Medium Density Multiple Housing zone to the RM5r – Medium Density Multiple Housing (Residential Rental Tenure Only) 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 approval of the Ministry of Transportation and Infrastructure.

Carried

- 3.12 Bryden Rd 155 - BL12231 (Z21-0020) - Kelowna Christian Center Society, Inc. No. S0017232**

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0578/06/14 THAT Bylaw No. 12231 be read a first time.

Carried

- 3.13 Supplemental Report - Burne Ave 360 - Z20-0106 (BL12139) - 1221900 BC LTD., Inc. No. BC1221900**

Moved By Councillor Wooldridge/Seconded By Councillor Stack

R0579/06/14 THAT Council receives, for information, the report from the Office of the City Clerk dated June 14, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12139;

AND THAT Rezoning Bylaw No. 12139 be forwarded for further reading consideration.

Carried

- 3.14 Burne Ave 360 - BL12139 (Z20-0106) - 1221900 BC LTD., Inc. No. BC1221900**

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0580/06/14 THAT Bylaw No. 12139 be read a second and third time.

Carried

- 3.15 Supplemental Report - Francis Ave 410 - Z20-0037 (BL12146) - 1256484 B.C. Ltd., Inc. No. BC1256484**

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0581/06/14 THAT Council receives, for information, the report from the Office of the City Clerk dated June 14, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12146;

AND THAT Rezoning Bylaw No. 12146 be forwarded for further reading consideration.

Carried

- 3.16 Francis Ave 410 - BL12146 (Z20-0037) - 1256484 B.C. Ltd., Inc. No. BC1256484**

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0582/06/14 THAT Bylaw No. 12146 be read a second and third time.

Carried

- 3.17 Supplemental Report - Mountainview St 1226 - Z20-0090 (BL12213) - James Norman Tangjerd and Norlyn Shirley Tangjerd**

Moved By Councillor Hodge/Seconded By Councillor Wooldridge

R0583/06/14 THAT Council receives, for information, the report from the Office of the City Clerk dated June 14, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12213;

AND THAT Rezoning Bylaw No. 12213 be forwarded for further reading consideration.

Carried

3.18 Mountainview St 1226 - BL12213 (Z20-0090) - James Norman Tangjerd and Norlyn Shirley Tangjerd

Moved By Councillor Sieben/Seconded By Councillor DeHart

Ro584/06/14 THAT Bylaw No. 12213 be read a second and third time and be adopted.

Carried

3.19 Supplemental Report - Snowsell St N 156 - Z21-0012 (BL12141) - Subhash Chander Bajaj and Kamlesh Rani Bajaj

City Clerk:

- Confirmed the correspondence of opposition and accompanying petition did not reference any concerns with the land use and that the recommendation is to forward the bylaws for additional readings.

Staff:

- Confirmed a development variance permit will come before Council should the bylaw be adopted.

Moved By Councillor Sieben/Seconded By Councillor Donn

Ro585/06/14 THAT Council receives, for information, the report from the Office of the City Clerk dated June 14, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12141;

AND THAT Rezoning Bylaw No. 12141 be forwarded for further reading consideration.

Carried

3.20 Snowsell St N 156 - BL12141 (Z21-0012) - Subhash Chander Bajaj and Kamlesh Rani Bajaj

Moved By Councillor DeHart/Seconded By Councillor Stack

Ro586/06/14 THAT Bylaw No. 12141 be read a second and third time.

Carried

4. Bylaws for Adoption (Development Related)

4.1 Stockley St 1075 - BL11968 (Z19-0057) - Melcor Lakeside Inc.

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro587/06/14 THAT Bylaw No. 11968 be adopted.

Carried

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

Moved By Councillor DeHart/Seconded By Councillor Stack

Ro588/06/14 THAT Bylaw No. 12134 be adopted.

Carried

4.3 Multiple Addresses - BL12144 (TA20-0023) - Multiple Owners

Moved By Councillor DeHart/Seconded By Councillor Stack

R0589/06/14 THAT Bylaw No. 12144 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Rental Housing Agreement Bylaw - Neptune Rd 1260

Councillor Stack declared a perceived conflict of interest as the organization he works for applies for rental housing agreements and rental housing tax exemptions from time to time and departed the meeting at 2:06 p.m.

Staff:

- Provided background information to the rental housing project subject to the Rental Housing Agreement.

Moved By Councillor Given/Seconded By Councillor Donn

R0590/06/14 THAT Council receives, for information, the report from Policy & Planning dated June 14, 2021 recommending that Council adopt the following Housing Agreement Bylaw to secure 23 purpose-built rental housing units;

AND THAT Bylaw No. 12196 authorizing a Housing Agreement between the City of Kelowna and Davara Holdings Ltd., which requires the owners to designate 23 as purpose-built rental housing for Lot A Section 14 Township 26 ODYD Plan EPP83144 at 1260 Neptune Road, Kelowna, BC, be forwarded for reading consideration.

Carried

5.2 Neptune Rd 1260 - BL12196 - Rental Housing Agreement Bylaw

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0591/06/14 THAT Bylaw No. 12196 be read a first, second and third time.

Carried

5.3 Rental Housing Tax Exemption Agreements – Spring 2021

Staff:

- Provided background information to the rental housing projects subject to the Rental Housing Agreement.

Moved By Councillor Sieben/Seconded By Councillor Hodge

R0592/06/14 THAT Council receives, for information, the report from the Policy & Planning Department dated June 14, 2021 recommending that Council adopt the following Revitalization Tax Exemption Agreements for two purpose-built rental housing projects;

AND THAT Council approves the City of Kelowna entering into a Revitalization Tax Exemption Agreement with the Evangel Family Rental Housing Society S-16918 for Lot A District Lot 138 ODYD Plan 31933 except plan 36604 located at 969 Harvey Avenue, Kelowna, BC;

AND THAT Council approves that City of Kelowna entering into a Revitalization Tax Exemption Agreement with Davara Holdings Ltd. for Lot A Section 14 Township 26 ODYD Plan EPP83144 located at 1260 Neptune Road, Kelowna, BC.

AND FURTHER THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement on behalf of the City of Kelowna.

Carried

Councillor Stack returned to the meeting at 2:10 p.m.

5.4 Review and Options for Shared Scooters in Kelowna

Staff:

- Displayed a PowerPoint Presentation providing an update on the e-Scooter Program and options moving forward and responded to questions from Council

Moved By Councillor Hodge/Seconded By Councillor Given

R0593/06/14 THAT Council receive, for information, the report from Integrated Transportation dated June 14th with regard to the Review and Options for Shared E-Scooters in Kelowna;

AND THAT Council support the implementation of current and proposed new actions outlined in Attachment # 1 to the report from Integrated Transportation dated June 14, 2021;

AND THAT Council direct staff to continue to actively monitor the program and report back promptly if the program is not delivering on its core objectives;

AND THAT Council direct staff not to issue any further permits for shared e-scooters in 2021 under the Bikeshare (Micromobility) Permit Program.

Carried

Moved By Councillor Stack/Seconded By Councillor Sieben

R0594/06/14 THAT Council direct staff to consider additional program restrictions aimed to achieve better rider compliance and improve public safety; including but not limiting the number of units provided, the location of unit drop off and additional restricted riding areas and report back to Council;

AND THAT Council direct staff to report back with the steps associated with cancelling the E-Scooter Permit Program, should that be the desire of Council.

Carried

Moved By Councillor Hodge/Seconded By Councillor Singh

R0595/06/14 THAT Council direct staff to invite the E-scooter permit holders to address Council.

Defeated

Mayor Basran, Councillors, DeHart, Donn, Given, Singh, Sieben, Stack and Wooldridge - Opposed

6. Mayor and Councillor Items

Councillor Given:

- Reminder to citizens that Homeowner Grants now need to be applied for through the Province.

Councillor Wooldridge:

- Spoke to National Indigenous Peoples Day on Monday, June 21st.

Councillor Sieben:

- Spoke to BC's Restart Plan being in Phase 2 of re-opening.

Councillor Stack:

- Thanked Kelowna citizens who have gotten vaccinated and acting in compliance with Provincial Health Orders.

7. Termination

This meeting was declared terminated at 4:51 p.m.

Mayor Basran

/acm



City Clerk

DRAFT