

Schedule A - Bylaw Amendments

1) Proposed Text Amendments

No.	Section	Current Wording	Proposed Wording	Reason for Change
1.	Section 4 - Uses	<p>4.7 No Person shall moor or dock a Passenger Ship within a Park or public space, or on or to a City of Kelowna boat launch, dock or moorage facility, or use any of these as a designated location for pick up and drop-off of passengers unless the Person holds a License to Use permit from the City of Kelowna, as attached to and forming park of this bylaw as Schedule C, and:</p> <p>(a) Holds a valid City of Kelowna Business Licence for operation of Passenger Ship;</p> <p>(b) Holds insurance coverage for comprehensive liability for bodily injury and property damage, marina operators liability, marina protection and indemnity, owned and non-owned automobile liability and environmental impairment liability in forms and to limits of insurance coverage acceptable to the City of Kelowna Risk manager or designate, and naming the City of Kelowna as a named insured;</p>	<p>4.7 No Person shall</p> <p>(a) moor or dock a Passenger Ship within a Park or Public Space, or on or to a City of Kelowna boat launch, dock or moorage facility, or use any of these as a designated location for pick-up and drop-off of passengers unless the Person has a permit or license from the City of Kelowna;</p> <p>(b) enter onto a Park or Public Space to offer Watercraft rentals, offer Boat Club Company services or offer Watercraft Valet Company services unless the Person has a license or permit from the City of Kelowna</p>	<p>To simplify the bylaw to reflect the robust annual license agreement for the commercial use of the boating facilities.</p>

		<p>(c) is properly certified by Transport Canada to operate a Passenger Ship; and</p> <p>(d) operates the Passenger Ship under the command of a certified master, as defined by the Canada Shipping Act, R.S.C., c. S-9, as amended from time to time.</p>		
2.	Section 4 - Uses	N/A	<p>4.10 "Provided that all necessary prerequisites of the Community Charter the Local Government Act, other applicable federal and provincial enactments, City bylaws, and City policies have been met, the Manager, Property Management is delegated the authority to issue permits or licences to use designated moorage space for a Passenger Ship and the authority to issue permits or licences for Watercraft rentals, Boat Club Companies or Watercraft Valet Companies to operate in a Park or Public Space, with the following requirements:</p> <p>(a) operators are required to pay the City a fee for the permit or licence in accordance with Schedule C of this Bylaw;</p> <p>(b) the maximum term of a licence to use or operate shall be (1) year; and</p> <p>(c) the Manager, Property Management shall provide a report to Council to be received for information regarding any licences issued pursuant to this Bylaw on an annual basis."</p>	To grant delegation of authority to staff for executing the commercial license agreements.

2) Changes to Schedule C to the Parks and Public Spaces Bylaw No. 10680

Schedule "C" - Licence to Use (For Commercial Passenger Vessels) be deleted in its entirety and replaced with the following:

Schedule C – Boating Facility Commercial Licence Annual Application Fees

Table 1 – Boating Facility Commercial Licence Fee per Watercraft	
Dryland Personal Watercraft Rental	\$ 1,000.00
Dryland Boat Rental	\$ 2,000.00
Boat Club Company	\$ 2,000.00
Watercraft Valet Company	\$ 200.00
Watercraft Tour Operators	\$2,000.00

3) Proposed Amendments to the Bylaw Notice Enforcement Bylaw No 10475

Bylaw	Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement
10680	4.7(a)	Using a City dock to pick up passengers without a permit or licence from the City.	\$500.00	\$450.00	\$500.00	Yes
10680	4.7(b)	Using a boat launch for watercraft rental, watercraft valet or watercraft boat club without a permit or licence from the City.	\$500.00	\$450.00	\$500.00	Yes