City of Kelowna
Regular Council Meeting
Minutes

Date:	Tuesday, October 20, 2015
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Brad Sieben*, Mohini Singh, Luke Stack
Members Absent	Councillor Maxine DeHart
Staff Present	City Manager, Ron Mattiussi;, City Clerk, Stephen Fleming; Urban Planning Manager, Terry Barton; Urban Planner, Adam Cseke*; Council Recording Secretary, Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 7:16 p.m.

2. Reaffirmation of Oath of Office

The Oath of Office was read by Councillor Donn.

3. Confirmation of Minutes

Moved By Councillor Singh/Seconded By Councillor Sieben

R806/15/10/20 THAT the Minutes of the Public Hearing and Regular Meeting of September 29, 2015 and October 6, 2015 be confirmed as circulated.

Carried

4. Bylaws Considered at Public Hearing

4.1 975 - 985 Academy Way, BL11148 (Z15-0033) - Academy Apartments Ltd.

Councillor Sieben declared a conflict of interest as his in-laws have business interests in close proximity to the subject property that would be in direct competition and left the meeting at 7:17 p.m.

Moved By Councillor Gray/Seconded By Councillor Hodge

R807/15/10/20 THAT Bylaw No. 11148 be read a second and third time.

Carried

DRAFT

Councillor Sieben returned to the meeting at 7:27 p.m.

4.2 3473 Scott Road, BL11151 (Z15-0040) - Frank & Dawn Filice

Moved By Councillor Donn/Seconded By Councillor Gray

R808/15/10/20 THAT Bylaw No. 11151 be read a second and third time.

Carried

4.3 980 Mayfair Road, BL11152 (Z15-0038) - Justin & Rebecca Bullock

Moved By Councillor Donn/Seconded By Councillor Given

R809/15/10/20 THAT Bylaw No. 11152 be read a second and third time.

Carried

4.4 3461 Scott Road, BL11153 (Z15-0042) - Frank & Dawn Filice

Moved By Councillor Sieben/Seconded By Councillor Singh

R810/15/10/20 THAT Bylaw No. 11153 be read a first and second time.

Carried

4.5 2982 Volterra Court, BL11155 (Z15-0039) - Franklin Talbot

Moved By Councillor Sieben/Seconded By Councillor Singh

R811/15/10/20 THAT Bylaw No. 11155 be read a second and third time and be adopted.

Carried
Councillors Gray, Sieben and Stack - Opposed

5. Notification of Meeting

The City Clerk advised that Notice of Council's consideration of these Development Permit Applications was given by sending out or otherwise delivering 17 statutory notices to the owners and occupiers of surrounding properties, and 1282 informational notices to residents in the same postal delivery route, between October 6 and October 9, 2015.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

6.1 507 Bernard Avenue, DVP15-0182 - Lexlaur Properties Inc. et al

Staff:
- Displayed a PowerPoint presentation summarizing the application.

The City Clerk advised that no correspondence had been received.

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

Applicant was not present.

DRAFT

No one came forward.

There were no further comments.

Moved By Councillor Stack/Seconded By Councillor Sieben

R812/15/10/20 THAT Council authorizes the issuance of Development Variance Permit No. DVP15-0182 for the property legally known as Lot A, District Lot 139, ODYD, Plan 36295, located on 507 Bernard Avenue, Kelowna, BC;

AND THAT a variance to the following section of Sign Bylaw No. 8235 be granted:

Section 6 - Specific Zone Regulations - Major Commercial (a)
To vary the maximum fascia sign area rule that would allow a maximum sign area of $3.66m^2$ to $5.02m^2$ proposed.

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

Carried

7. Reminders

Council:
- Raised questions regarding secondary suites in residential CD zones.
- Discussed the following:
    - Secondary Suite bylaw files by CD zone;
    - How Bylaw Enforcement approach use contrary to zone complaints and compliance;
    - Where secondary suites could be accommodated and where not.

Moved By Councillor Stack/Seconded By Councillor Hodge

R813/15/10/20 THAT staff report back to Council with a report on the implications of adding secondary suites to residential CD zones.

Carried

8. Termination

The meeting was declared terminated at 8:05 p.m.

Mayor

City Clerk

/acm

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