



**City of Kelowna  
Regular Council Meeting  
Minutes**

Date:	Monday, February 12, 2024
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Tom Dyas, Councillors Maxine DeHart, Luke Stack and Rick Webber
Members Participating Remotely	Councillors Ron Cannan and Gord Lovegrove
Members Absent	Councillors Charlie Hodge, Mohini Singh and Loyal Wooldridge
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Development Planning Department Manager, Nola Kilmartin*; Community Planning & Development Manager, Dean Strachan*; Development Engineering Manager, Nelson Chapman*; Planner Specialist, Wesley Miles*; Urban Planning Manager, Jocelyn Black*; Long Range Policy Planning Manager, Robert Miles*; Planner Specialist, Adam Cseke*; Utility Planning Manager, Rod MacLean*; Utility Services Manager, Kevin Van Vliet*
Staff Participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland

(\* Denotes partial attendance)

**1. Call to Order**

Mayor Dyas called the meeting to order at 1:30 p.m.

I would like to acknowledge that we are gathered today on the traditional, ancestral, unceded territory of the syilx/Okanagan people.

This Meeting is open to the public and all representations to Council form part of the public record. A live audio-video feed is being broadcast and recorded on kelowna.ca.

**2. Confirmation of Minutes**

Moved By Councillor Stack/Seconded By Councillor DeHart

THAT the Minutes of the Regular Meetings of February 5, 2024 be confirmed as circulated.

Carried

### 3. Development Application Reports & Related Bylaws

#### 3.1 Hewetson Ct 949 - Z23-0064 (BL12598) - Upper Mission Development Inc., Inc. No. BC1224405

Mayor Dyas:

- Confirmed that while he declared a conflict of interest on the previous application, the reason for the conflict is no longer an issue and will be participating on this item.

Staff:

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

Moved By Councillor Stack/Seconded By Councillor DeHart

THAT Rezoning Application No. Z23-0064 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 1 District Lot 579 SDYD Plan EPP77194, located at 949 Hewetson Court, Kelowna, BC from the RU1 – Large Lot Housing zone to the MF2 – Townhouse Housing zone, be considered by Council;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent the outstanding conditions of approval as set out in Attachment "A" attached to the Report from the Development Planning Department dated January 8, 2024;

AND THAT final adoption of the Rezoning Bylaw be considered in conjunction with issuance of a Natural Environment and Hazardous Condition Development Permit;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Form and Character Development Permit for the subject property.

**Defeated**

Councillors Cannan, Lovegrove and Webber - Opposed

The meeting recessed at 1:55 p.m.

The meeting reconvened at 1:57 P.M.

#### 3.2 Buck Road 654 - Z22-0077 (BL12622) - He Na and Wei Li

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor DeHart/Seconded By Councillor Lovegrove

THAT Rezoning Application No. Z22-0077 to amend the City of Kelowna Bylaw No. 12375 by changing the zoning classification of LOT 2 DISTRICT LOT 357 ODYD PLAN EPP5534, located at 654 Buck Rd, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone be considered by Council;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Attachment "A" attached to the Report from the Development Planning Department dated February 12, 2024;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Preliminary Layout Review Letter by the Approving Officer.

**Carried**

### 3.3 Eldorado Rd 436 - Z23-0043 (BL12623) - Elizabeth Nadj

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Webber

THAT Rezoning Application No. Z23-0043 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of portions of Lot 2 District Lot 167 ODYD Plan 21142 located at 436 Eldorado Rd, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone and the RU4 – Duplex Housing zone as shown on Map “A” attached to the Report from the Development Planning Department dated February 12, 2024, be considered by Council.

Carried

### 3.4 Provincial Housing Legislation Comprehensive Amendments - TA24-0001 Z24-0001 OCP24-0001 - City of Kelowna

Staff:

- Displayed a PowerPoint presentation summarizing the Official Community Plan and Zoning Bylaw amendments and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Lovegrove

THAT Council receive, for information, the report from the Divisional Director of Planning and Development Services dated February 5<sup>th</sup> and 12<sup>th</sup> 2024, regarding implementation of the provincial legislation through Small- Scale Multi-Unit Housing and Transit Oriented Development Areas.

Carried

## 4. Bylaws for Adoption (Development Related)

### 4.1 Centennial Cr 1261 - BL12611 (TA23-0011) - Resurrection Recovery Resource Society, Inc. No. S-45391

Moved By Councillor DeHart/Seconded By Councillor Stack

THAT Bylaw No. 12611 be adopted.

Carried

## 5. Non-Development Reports & Related Bylaws

### 5.1 Water Supply Level of Service Policy No 383

Staff:

- Displayed a PowerPoint Presentation providing a summary of the proposed amendments to the Water Supply Level of Service Policy and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor DeHart

THAT Council receives, for information, the report from the Utility Services Department, dated February 12, 2024, regarding the Water Supply Level of Service Policy;

AND THAT Council adopts the revised Council Policy No. 383, now titled Water Supply Level of Service, as outlined in the Report from the Utility Services Manager, dated February 12, 2024.

Carried

## 6. Resolutions

### 6.1 Councillor Webber - Draft Resolution - Construction Noise Bylaw Amendment

Councillor Webber:

- Provided comments in support of their Notice of Motion resolution.

Councillor Lovegrove's remote connection was lost and left the meeting at 3:18 p.m.

Councillor Lovegrove reconnected to the meeting at 3:20 p.m.

Moved By Councillor Cannan/Seconded By Councillor DeHart

THAT Council direct staff to review construction noise restrictions in other communities, and the current the noise variance procedure,

AND THAT Council direct staff to bring forward for Council consideration options for amending current construction noise times and the noise variance procedure.

**Carried**

## 7. Mayor and Councillor Items

Councillor DeHart:

- This is BC Chamber Week; there are several events taking place including the Mayor's State of the City address on Thursday, February 15, 2024.
- Spoke to their attendance at the Chinese New Year celebration.
- Will be attending the 100<sup>th</sup> Year Anniversary of the Kelowna Garden Club.
- Spoke to the upcoming Metro's Coldest Night of the Year event; Saturday, February 24, 2024.
- Provided Family Day greetings.

Councillor Cannan:

- Spoke to the 2024 Community Sports Hero Awards and congratulated all sport leaders in the community.
- Provided Family Day greetings.

Councillor Lovegrove:

- Provided Chinese New Year greetings.
- Will be a judge at the Sustainable Development Challenge event on February 22, 2024 at the Mary Irwin Theatre between 7:00 and 9:00 p.m.
- Provided Family Day greetings.

Mayor Dyas:

- Spoke to their attendance at the 2024 Community Sport Hero Awards.
- Spoke to their attendance at the OCCA Communities Association Spring Lantern Festival at the Parkinson Recreation Centre last weekend.

## 8. Termination

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

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Mayor Dyas

sf/acm

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City Clerk