



## City of Kelowna Regular Council Meeting Minutes

Date: Tuesday, January 24, 2017  
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 and Luke Stack

Members Absent Councillor Maxine DeHart

Staff Present City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; Urban Planning Manager, Terry Barton; Community Planning Department Manager, Ryan Smith; Divisional Director, Community Planning & Real Estate, Doug Gilchrist; Real Estate Director, Derek Edstrom; Property Management Manager, Mike Olson; and Legislative Coordinator (Confidential), Arlene McClelland

(\* Denotes partial attendance)

1. **Call to Order**

Mayor Basran called the meeting to order at 10:43 p.m.

2. **Reaffirmation of Oath of Office**

The Oath of Office was read by Councillor Singh.

3. **Confirmation of Minutes**

Moved By Councillor Donn/Seconded By Councillor Sieben

**R063/17/01/24** THAT the Minutes of the Public Hearing and Regular Meeting of January 10, 2017 be confirmed as circulated.

**Carried**

4. **Bylaws Considered at Public Hearing**

4.1 2273-2275 Aberdeen St, BL11332 (Z16-0056) - Robert & Lynn Anderson and Alexander & Margaret Kramar

Moved By Councillor Gray/Seconded By Councillor Donn

Ro64/17/01/24 THAT Bylaw No. 11332 be given second and third reading.

Carried

**4.2 BL11333 (TA16-0005) - Secondary Suites Amendment**

Bylaw was not read due to item being deferred during the Public Hearing.

**4.5 1330 St. Paul St, Z16-0067 (BL11338) - Burro Developments Ltd**

Moved By Councillor Sieben/Seconded By Councillor Singh

Ro65/17/01/24 THAT Bylaw No. 11338 be read a second and third time.

Carried

Moved By Councillor Hodge/Seconded By Councillor Donn

Ro66/17/01/24 THAT Council approve the Regular Meeting of January 24, 2017 continue past 11:00 p.m.

Carried

**4.3 238 Queensway, BL11335 (OCP16-0026) - City of Kelowna**

Moved By Councillor Hodge/Seconded By Councillor Donn

Ro67/17/01/24 THAT Bylaw No. 11335 be read a second and third time.

Carried

Councillor Hodge - Opposed

**4.4 238 Queensway, BL11336 (Z16-0074) - City of Kelowna**

Moved By Councillor Stack/Seconded By Councillor Singh

Ro68/17/01/24 THAT Bylaw No. 11336 be read a second and third time.

Carried

Councillor Hodge - Opposed

**5. Notification of Meeting**

The City Clerk advised that Notice of Council's consideration of these Development Variance Permit Applications was given by sending out or otherwise mailing 22 statutory notices to the owners and occupiers of surrounding on January 11, 2017.

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 Oxford Ave, DP16-0253 & DVP16-0254 - Stacy Rintoul**

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

The City Clerk advised that no correspondence or petitions 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.

The Applicant was not present.

No one from the Gallery came forward.

There were no further comments.

Moved By Councillor Given/Seconded By Councillor Sieben

**Ro69/17/01/24** THAT Council authorizes the issuance of Development Permit No. DP16-0253 for Lot 11 Block 11 District Lot 9 Osoyoos Division Yale District Plan 3915, located at 507 Oxford Ave, Kelowna, BC subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land, be in accordance with Schedule "B";

AND THAT Council authorizes the issuance of Development Variance Permit No. DVP16-0254 for Lot 11 Block 11 District Lot 9 Osoyoos Division Yale District Plan 3915, located at 507 Oxford Ave, Kelowna, BC;

AND THAT variances to the following sections of Zoning Bylaw No. 8000 be granted:

**Section 9.5b.14: Carriage House Regulations**

To vary the minimum side yard setback for a carriage house from a flanking street from the required 4.5 m to the proposed 3.0 m.

**Section 13.6.6(b): RU6 Zone Development Regulations**

To vary the maximum combined lot coverage of all accessory building or structures and carriage houses from the required 14% to the proposed 18%.

**Section 13.6.6(b): RU6 Zone Development Regulations**

To vary the maximum combined area of all accessory buildings/structures and carriage houses (e.g. footprint size) from the required 90 m<sup>2</sup> to 92.9 m<sup>2</sup>;

**Section 13.6.6(e): RU6 Zone Development Regulations**

To vary the maximum height for a carriage house from the required 4.8 m to the proposed 4.9 m.

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

**Carried**

**7. Reports**

- 7.1 To be considered subject to Bylaw No. 11336 (Z16-0074) receiving third reading - Non-Market Land Lease to Tourism Kelowna Society – 238 Queensway Avenue**

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Donn/Seconded By Councillor Singh

R070/17/01/24 THAT Council approves, subject to rezoning Bylaw 11336 receiving third reading, the City entering into a twenty-nine (29) year land lease with the Tourism Kelowna Society regarding the use of a +/-303 square meter portion of the Queensway Jetty at 238 Queensway Avenue, in the form attached as Schedule 'A' to the report of the Manager, Property Management, dated January 24, 2017;

AND THAT the Mayor and City Clerk be authorized to execute all documents necessary to complete the transaction.

Carried

8. Reminders – Nil.

9. Termination

The meeting was declared terminated at 11:55 pm

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Mayor

/acm

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City Clerk