

Minutes of the *REGULAR MEETING* of the Regional District of Central Okanagan held in the Woodhaven Board Room, Regional District Offices on Monday, June 16, 2003

Directors

R. Cannan (City of Kelowna)
C. Day (City of Kelowna)
P. Wannop, alternate for A. Dinwoodie (Westside Elect. Area)
W. Gray (City of Kelowna)
P. Hanson (Ellison/Joe Rich Elect. Area)
B. Harriman (District of Peachland)
R. Hobson (City of Kelowna)
R. Hein (District of Lake Country)
D. Knowles (Westside Elect. Area)
L. Novakowski (Westside Elect. Area)
S. Shepherd (City of Kelowna)

Staff

W. d'Easum, Chief Administrative Officer
K. Arcuri, Director of Planning Services
H. Hettinga, Director of Engineering Services
J. Johnson, Manager of Current Planning
G. Leier, Director of Human Resources
H. Reay, Director of Financial Services
K. Roth, Director of Inspection Services
B. Vos, Director of Parks and Recreation Services
M. Drouin, Administrative Assistant (recording secretary)

Robert Hobson, Chair brought the meeting to order at 7:30 p.m.

Presentation to Regional District Staff: Ron Fralick and Murray Kopp

Chair Hobson congratulated and presented a Certificate of Completion from Capilano College in the Local Government Administration Program to Regional District staff members Ron Fralick and Murray Kopp. A special recognition was also presented to both for achieving the highest academic average in the program.

The Board agreed to add the following items to the agenda:

- 4.1 Myra Canyon
- 9.3 Transit Services
- 9.4 Letter from the Okanagan Thompson Sculpture Symposium Society re: 'Children in Peace' by sculptor Jock Hildebrand

1. MINUTES

- 1.1 Public Hearing – May 26, 2003
- 1.2 Regular Board Meeting – May 26, 2003

#240/03 HEIN/SHEPHERD

THAT the Public Hearing minutes of May 26, 2003 be received,

AND FURTHER THAT the regular board meeting minutes of May 26, 2003 be adopted as circulated.

CARRIED

2. DELEGATION

No delegation

Director Day arrived at 7:35 p.m.

3. CORRESPONDENCE

3.1 Rick Hardie, Chair, Kootenay Boundary Regional District re: inclusion of milk containers in the deposit/refund system

a) Report from RDCO Waste Reduction Coordinator re: inclusion of milk containers in the deposit/refund system

The Board reviewed the letter from the Regional District of Kootenay Boundary regarding their support for inclusion of a deposit/refund system for milk and milk substitute containers in the deposit/refund system. Currently the 4-litre milk container can be recycled in the Central Okanagan's recycling program but not the polycoated containers. It was noted that the Dairy Board is not supportive of the proposal due to additional costs to the manufacturer and the consumer. The Regional District's Waste Reduction Office submitted a letter of support to the Board for inclusion of the milk containers.

#241/03 GRAY/KNOWLES

THAT the May 26, 2003 letter for Rick Hardie, Chair, Regional District of Kootenay Boundary regarding inclusion of milk containers in the deposit/refund system be received;

AND FURTHER THAT the Regional Board communicate its support to the Minister of Water, Land & Air Protection for the expansion of the deposit/refund system for milk and milk substitute containers.

CARRIED

4. UNFINISHED BUSINESS

4.1 Myra Canyon

Director Shepherd highlighted a previous resolution (#166/03) where the Board agreed to provide a one-time grant of \$7,000 for the upgrading of those portions of the Myra Canyon and Little White Forest Service Roads which access the Myra Canyon hiking and cycling trail for the 2003 season on the condition other sources provide matching funds up to \$14,000. Ongoing communication with local MLAs and the Ministry of Forests has occurred in the meantime but the Ministry of Forest confirmed that there is no funding available.

A Federal/BC Infrastructure grant application, as suggested by Minister Thorpe, has not been applied for due to liability issues for the Regional District. Discussion occurred whether the Myra Canyon Society or another organization could apply for the grant. The Board agreed they would give their support should an organization wish to proceed with an infrastructure grant application.

Mr. Ken Campbell, Chair, Ad Hoc Committee on Access Roads to Myra Canyon addressed the Board and noted the committee is not a fundraising committee and does not have the ability to apply or manage an infrastructure grant and that the preference would be for another group to apply.

The committee discussed the options available:

- removing the conditions of support for the \$7,000 and releasing the monies to a third party in order to carry out work related to the access of Myra Canyon
- liability issues for the Regional District
- the need to develop a long-term plan for the area
- who could apply for a Federal/BC Infrastructure grant and whether the Province can nominate someone as the party for the grant.
- the Province's responsibility and the downloading of services to taxpayers
- Olympic legacy funds may become available in the future

#242/03 HARRIMAN/SHEPHERD

THAT the conditions for the release of the \$7,000 funds as stated in motion #166/03 be removed;

AND THAT the Regional Board agrees to release the \$7,000 to a third party, as determined by the Administrator, to provide better access to Myra Canyon hiking and cycling trail.

CARRIED

#243/03 SHEPHERD/GRAY

THAT the Board consider in the upcoming 2004 budget a long term business plan for the Myra Canyon 12 km. section of the Kettle Valley Railway including ongoing safe access.

CARRIED

ACTION: Staff to investigate the development of a long-term business plan for 2004 for the Myra Canyon 12 km. section of the Kettle Valley Railway including ongoing safe access

ACTION: Chair Hobson to contact Minister Thorpe once a third party has been confirmed to release the \$7,000 to provide better access to Myra Canyon hiking and cycling trail.

4.2 Crime Stoppers Recognition Award

Director Day noted that Dick Smith is retiring from the Crime Stoppers program and that Crime Stoppers wants to present him with an award for his efforts on behalf of Crime Stoppers.

#244/03 DAY/HEIN

THAT Dick Smith be nominated for a Crime Stopper Recognition Award for his effects on behalf of Crime Stoppers.

CARRIED

4.3 Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw

a) ***RESCIND 1st, 2nd and 3rd readings*** Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1015, 2003 (*All Directors - Unweighted Vote*)

#245/03 HANSON/NOVAKOWSKI

THAT Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1015, 2003 be ***RESCINDED*** this 16th day of June. 2003.

CARRIED

b) Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1020, 2003, ***1st, 2nd and 3rd readings*** (*All Directors - Unweighted Vote*)

#246/03 HANSON/SHEPHERD

THAT Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1020, 2003 be given first, second and third readings this 16th day of June 2003;

AND FURTHER THAT the bylaw be forwarded to the Inspector of Municipalities for approval;

AND FURTHER THAT the Regional District of Central Okanagan seek the approval of the electors by counter petition;

AND FURTHER THAT for the purposes of the counter petition the estimated number of electors eligible to sign the counter petition is seven hundred and fifty-three;

AND FURTHER THAT staff be directed to prepare counter petitions for distribution to each person who requests one and to have the counter petitions ready at the time of first publication of notice to see assent;

AND FURTHER THAT the deadline for receiving counter petition signatures will be 4:00 p.m. on Tuesday, August 5, 2003.

CARRIED

5. FINANCE DEPARTMENT

5.1 Statement of Financial Information (*All Directors - Unweighted Vote*)

#247/03 HEIN/KNOWLES

THAT the Regional Board approves the Statement of Financial Information dated June 10, 2003 as required under the Local Government Act.

CARRIED

5.2 Regional District of Central Okanagan Temporary Borrowing Bylaw No. 1022, 2003, **1st, 2^d and 3^d readings and Adoption** (*All Directors - Weighted Vote*)

#248/03 HEIN/DAY

THAT the Regional District of Central Okanagan Temporary Borrowing Bylaw No. 1022, 2003 be given first, second and third reading, reconsidered and adopted this 16th day of June 2003.

CARRIED

6. PLANNING DEPARTMENT

6.1 Correspondence (Unweighted Vote)

- a) Report regarding Land and Water B.C. Inc. referral application for Don and Phyllis Bennison (owners) for a Private Moorage Guidelines Variance Request adjacent to Westside Road. (CL-03-03) Westside Electoral Area (*All Directors*)

#249/03 NOVAKOWSKI/KNOWLES

THAT the Land and Water B.C. Inc. private moorage guidelines variance request be supported as requested;

AND FURTHER THAT the Planning Services Department report dated June 9, 2003 be forwarded to Land and Water B.C. Inc. for their information.

CARRIED

6.2 Bylaws: (Extension) (Unweighted Vote)

- a) i) Official Community Plan Amendment Bylaw No. 686-26 for Blueberry Hill Holdings Ltd. (owners) to amend the Westbank Official Community Plan designation from Tourist Commercial to Medium to High Density Residential located adjacent to Gellatly Road (Z02/08) Westside Electoral Area (*All Directors*)

A June 13, 2003 letter from the former agent, Gary Marvin was circulated to the Board. Mr. Johnson noted that it has been eight months since the Public Hearing and to date there has been no further movement on the issues raised from the Public Hearing ie: water issues, agricultural setback, public walkway issues, marina issues. In addition, there is outstanding litigation regarding property ownership. The current owner, Mr. Goerlitz, has consented to closing of the file.

- ii) Zoning Amendment Bylaw No. 871-44 for the above to amend the zoning from CD3 Comprehensive Development Zone (Gellatly Road Hotel) to R3D Congregate Housing and C7 Tourist and Resort Commercial (*Electoral Areas and Peachland Fringe Area*)

#250/03 NOVAKOWSKI/KNOWLES

THAT the Public Hearing for Official Community Plan for Blueberry Hill Holdings Ltd. (owners) located adjacent to Gellatly Road be closed and that amending Bylaws No. 686-26 and No. 871-44 be defeated.

AND FURTHER THAT the Regional Board agrees that the owner be allowed to reapply within a six month period.

CARRIED

6.3 Bylaws: (First Reading) (Unweighted Vote)

- a) Zoning Amendment Bylaw No. 871-35 for Sunset Ranch Golf Development Ltd. (owner) to replace the existing CD1 Comprehensive Development Zone with a revised CD1 Comprehensive Development Zone located adjacent to Anderson and Scotty Creek Roads. (Z01/20) Ellison / Joe Rich Electoral Area (*Electoral Areas and Kelowna Fringe Area*)

#251/03 HANSON/DAY

THAT Zoning Amendment Bylaw No. 871-35 application Z01/20 be given first reading for Sunset Ranch Golf Development Ltd. (owner) located adjacent to Anderson and Scotty Creek Roads this 16th day of June 2003;

AND THAT the application be scheduled for a Public Hearing;

AND THAT consideration of fourth and final readings be withheld pending receipt of Zoning Amendment Bylaw No. 871-35 from the Ministry of Transportation;

AND FURTHER THAT application Z01/20 be given a 6-month extension in order to conclude the outstanding requirements.

CARRIED

- b) Zoning Amendment Bylaw No. 871-56 for Rose Valley Ventures Ltd. (owner) to amend the zoning on part of the subject property from RU2 Rural 2 to CD-2(C) Compact Single Family Housing, CD-2(E) Hillside Housing Single Family and CD2(G) Open Space located in the vicinity of Rosewood Drive (Z03/04) Westside Electoral Area (*Electoral Areas and Kelowna Fringe Area*)

#252/03 WANNOP/NOVAKOWSKI

THAT Zoning Amendment Bylaw No. 871-56 for Rose Valley Ventures Ltd. (owners) located in the vicinity of Rosewood Drive be given first reading this 16th day of June 2003;

AND THAT the scheduling of the Public Hearing be withheld pending resolution of park issues, as per the Parks Department correspondence dated June 4, 2003;

AND FURTHER THAT consideration of fourth and final readings be withheld pending receipt of Preliminary Layout Approval for subdivision from the Ministry of Transportation.

CARRIED

6.4 Bylaws: (Second and Third Readings) (Unweighted Vote)

- a) i) Official Community Plan Amendment Bylaw No. 672-18 for 435133 B.C. Ltd. (owner) and Les Campbell (agent) to amend the Lakeview Official Community Plan designation from Recreation and Conservation to Residential Low Density located in the vicinity of Thacker Drive. Westside Electoral Area (*All Directors*)

#253/03 NOVAKOWSKI/WANNOP

THAT Official Community Plan Amendment Bylaw No. 672-18 for 43533 B.C. Ltd., (owner) located in the vicinity of Thacker Drive be given second and third readings this 16th day of June 2003;

AND FURTHER THAT consideration of fourth and final readings be withheld pending receipt of Official Community Plan Amendment Bylaw No. 672-18 from the Ministry of Community, Aboriginal and Women's Services and receipt of Preliminary Layout approval for subdivision from the Ministry of Transportation.

CARRIED

- ii) Zoning Amendment Bylaw No. 871-55 for the above to amend the zoning from RU2 Rural 2 to R1 Single Detached Housing. (Z03/03) (*Electoral Areas and Kelowna Fringe Area*)

#254/03 CANNAN/KNOWLES

THAT Zoning Amendment Bylaw No. 871-55 application Z03/03 be given second and third readings this 16th day of June 2003.

CARRIED

- b) Zoning Amendment Bylaw No. 871-57 to amend the zoning from R1 Single Detached Housing to R1s Single Detached Housing (with Secondary Suite) located adjacent to Brentwood Road. (Z03/05) Westside Electoral Area (*Electoral Areas and Kelowna Fringe Area*)

#255/03 NOVAKOWSKI/WANNOP

THAT Zoning Amendment Bylaw No. 871-57 (application Z03/05) be given second and third reading this 16th day of June 2003;

AND FURTHER THAT consideration for fourth and final readings be withheld pending receipt of Zoning Amendment Bylaw No. 871-57 approval from the Ministry of Transportation.

CARRIED

7. INSPECTION SERVICES DEPARTMENT

- 7.1 Approval of Dog License Agent – Pets ‘N’ More (*All Directors - Unweighted Vote*)

#256/03 SHEPHERD/HARRIMAN

THAT Pets ‘N’ More be authorized as an agent of the Regional District of Central Okanagan for the purpose of selling dog licenses and tags.

CARRIED

- 7.2 Building Statistics – May 2003 (*All Directors - Unweighted Vote*)

#257/03 HEIN/SHEPHERD

THAT the building statistics for the month of May 2003 noting 93 permits were issued for a total construction value of \$6,311,592.10 be received.

CARRIED

8. PARKS AND FACILITIES DEPARTMENT

- 8.1 Approval of Feasibility Study for Lakeview Elementary School to operate as a satellite Community Centre (*All Directors - Unweighted Vote*)

#258/03 WANNOP/NOVAKOWSKI

THAT the Regional Board approve a feasibility study for Lakeview Elementary School to be operated as a satellite Community Centre for Westside residents;

AND FURTHER THAT School District No. 23 allows the Regional District a one-year grace period before any negotiations on a joint-use or lease agreement between the Regional District and School District No. 23 which would begin in June 2004.

CARRIED

- 8.2 Carryover of Rental Rates and Fees re: Mount Boucherie Arena and Community Hall (*All Directors - Unweighted Vote*)

#259/03 WANNOP/KNOWLES

THAT the Regional Board approve the carryover of the current rates for the Mount Boucherie Arena and Community Hall for an additional one (1) year period to June 30, 2004;

AND FURTHER THAT an Ad Hoc Committee be struck consisting of community representatives, Westside Parks and Recreation Commission representative(s), users and staff to develop a new 5-year Rates and Fees Manual for all Regional District facilities and sports fields.

CARRIED

9. NEW BUSINESS

- 9.1 Participation in the Highway 97 Coalition (*All Directors - Unweighted Vote*)

It was noted that the report from John Slater, Mayor of the Town of Osoyoos has missing pages and the Board discussed whether discussion should be deferred until a future meeting. Staff were directed to circulate a completed report to the Board.

#260/03 KNOWLES/NOVAKOWSKI

THAT the decision on continuing participation in the Highway 97 Coalition be DEFERRED until the next Regional Board meeting

DEFEATED

#261/03 HARRIMAN/CANNAN

THAT participation in the Highway 97 Coalition initiative be supported for a further year;

AND THAT Director Dinwoodie continue to represent the Regional District on the committee;

AND FURTHER THAT expenses not exceed \$750 for the year

AND FURTHER THAT Director Dinwoodie provide a report on the activities of the Coalition at the end of 2003.

CARRIED

- 9.2 Report re: June Springs Fire Protection

a) Regional District of Central Okanagan June Springs Fire Protection Service Area Establishment Bylaw No. 1021, 2003, **1st, 2nd and 3^d readings** (*All Directors - Unweighted Vote*)

#262/03 HANSON/HEIN

THAT Regional District of Central Okanagan June Springs Fire Protection Service Area Establishment Bylaw No. 1021, 2003 be given first, second and third readings this 16th day of June 2003.

CARRIED

9.3 Transit Services

#263/03 HEIN/KNOWLES

THAT the Regional Board request 'supplemental funding' from BC Transit to provide for 2,880 hours of extra services;

AND FURTHER THAT the Regional Board approve fare increases, effective September 1, 2003.

CARRIED (Shepherd, Cannan, Novakowski opposed)

9.4 'Children of Peace' by sculptor Jock Hildebrand

The Board discussed the donation from Jock Hildebrand to the community of Westbank of the 'Children of Peace' sculpture. The sculpture has been located near the Westbank Towne Centre. It is understood the Okanagan Thompson International Sculpture Symposium (OTISS) negotiated with the Ministry of Transportation to locate the sculpture in this location. The issue of ownership was raised and concern expressed who will be responsible for maintenance of the sculpture.

#264/03 WANNOP/NOVAKOWSKI

THAT the June 5, 2003 letter from Tom Howe, President of the Okanagan Thompson International Sculpture Symposium regarding the 'Children of Peace' sculpture be received.

CARRIED

ACTION: Parks staff to contact OTISS to discuss and review the issue of ownership and maintenance of the sculpture.

9.5 Okanagan Airshed Coalition

#265/03 HEIN/KNOWLES

THAT Directors Shepherd and Novakowski be appointed to the Okanagan Airshed Coalition.

CARRIED

10. OTHER BUSINESS

10.1 Verbal Reports Committee Chairs

- a) Parks and Recreation
Director Shepherd noted the PAC meeting of June 18 has been cancelled.
- b) Transportation
No report
- c) Planning and Environment
No report. The next meeting is scheduled for June 18 at 8:30 a.m.
- d) Engineering
The Engineering Committee met June 5th. The draft fire prevention bylaw was discussed and is ready for review by the municipalities. Brent Road residents have expressed concern regarding the lack of fire protection, these concerns have been referred to the District of Peachland. The Air Quality Committee requested the committee review the agricultural wood waste report which has been completed and staff are reviewing options with City of Kelowna staff.
- e) Air Quality
The next meeting of the Air Quality Committee is scheduled for June 25th at 8:30 a.m.
- f) Governance and Services
Chair Hobson noted the Governance & Service Committee met on June 13. The District of Peachland and City of Kelowna were asked to review the Adam's report and forward their comments back to the next Governance Committee meeting.
- g) Westside Issues
The Westside Issues Committee has met a number of times. The Westside Directors are working with the Administrator to formalize the committee.

It was noted that the Westside Phase 1 Governance Committee has been formed and has had one introductory meeting. Doug Findlater has been named Chair. The Westside Directors are ex-officio members. The committee operates separate from the Regional

District and is a function through the Community, Aboriginal and Women's Services Ministry. Lois-Leah Goodwin is the current provincial government staff person assigned to the committee.

10.2 Artwall for months of June/July – local artists Jean Langergraber & Yoko Uemoto (*for information only*)

The bios for local artists Jean Langergraber and Yoko Uemoto were presented to the Board for their information. The art work will grace the walls of the Regional District's artwall or the months of June/July.

10.3 Director Items

a) Cat Bylaw

ACTION: Mr. Roth to follow up with the City of Edmonton regarding the review they are undertaking of their cat bylaw and report back to the Governance and Services Committee.

b) BC Climate Exchange Workshop

A workshop on climate change issues and energy opportunities in the Thompson/Okanagan is being held in Kamloops on June 25th. It was agreed that expenses would be covered for any Director who wishes to attend. The workshop information was circulated to the Board.

#266/03 CANNAN/HEIN

THAT Director expenses be paid to attend the BC Climate Change Workshop being held in Kamloops on June 25, 2003.

CARRIED

11. ADJOURN

#267/03 DAY/HANSON

THAT pursuant to Section 242.2 of the Local Government Act, the Board adjourn and convene to an 'In-Camera' session to discuss property and personnel issues.

CARRIED

There being no further business the meeting as adjourned at 9:50 p.m.

CERTIFIED TO BE TRUE AND CORRECT

Robert Hobson (Chair)

W.B. d'Easum (Chief Administrative Officer)