

**Minutes of the *REGULAR BOARD MEETING* of the Regional District of Central Okanagan held at Regional District Offices, 1450 KLO Road, Kelowna, B.C. on Monday, September 12, 2005**

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Directors: R. Cannan (City of Kelowna)  
C. Day (City of Kelowna)  
A. Dinwoodie (Westside Elect. Area)  
W. Gray (City of Kelowna)  
P. Hanson (Central Okanagan East Elect. Area)  
B. Harriman (District of Peachland)  
J. Thiessen, alternate for R. Hein (District of Lake Country)  
R. Hobson (City of Kelowna)  
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  
M. Kopp, Assistant Director of Parks and Recreation Services  
D. Plamondon, Deputy Director of Planning Services  
K. Roth, Director of Inspection Services  
H. Reay, Director of Financial Services  
B. Vos, Director of Parks and Recreation Services  
M. Drouin, Administrative Assistant (recording secretary)

Chair Hobson brought the meeting to order at 7:00 p.m.

**Presentations of Certificates**

Chair Hobson presented, on behalf of the Regional Board, the following certificates of appreciation to Regional District employees:

- Ryan Hughes, Carol Suhan, Christy Fenwick and Bruce Smith for their contribution in organizing the Regional District's 2005 Commuter Challenge (the Central Okanagan won its population category for a 4<sup>th</sup> year in a row).
- Fiona Chamberlain on achieving membership in the B.C. and Canadian Society of Landscape Architects.

As well, Chair Hobson presented the Board with a Certificate from the keeper of Guinness records, presented to the RDCO with thanks from School District No.23 for the participation of staff in the 2005 Helping Hands Reforestation project. 134,083 seedlings were planted throughout the Central Okanagan on that day last spring!

**1. MINUTES**

- 1.1 Public Hearing – July 28, 2005
- 1.2 Special Board Meeting – September 1, 2005

**#335/05**      DAY/KNOWLES

THAT the Public Hearing Meeting minutes of July 28, 2005 be received;

AND FURTHER THAT the Special Board Meeting minutes of September 1, 2005 be adopted as circulated.

CARRIED

**2.      DELEGATION**

2.1      Lorraine Penny – Joe Rich Action Group

Lorraine Penny, Chair of the Joe Rich Action Group (JRAG), addressed the Regional Board with the Group's opposition to proceed to referendum for the Joe Rich Community Hall noting the process has been defeated twice, in 2003 and the Alternative Approval Process in 2005. Wendy Schlieff (JRAG) added that she does not agree with the referendum stating only 10 members of JRRATS voted to approve the service. It was noted that the Joe Rich Fire Protection Area is the boundary for the service area.

*Questions:*

- How many people would vote in the referendum? Approximately 750.
- Is the Joe Rich Action Group a registered society? No.
- The public were reminded that the proposal was not 'defeated' in 2005 but that the Alternative Approval Process received enough opposition to not proceed with the bylaw unless a referendum is done.
- Is the referendum identical to the Alternative Approval Process bylaw? Yes.
- What is the current budget for the community hall? Staff reviewed the hall budget which has been used in the past including salaries, insurance, janitorial, grounds and building maintenance, utilities, garbage pickup, contract services (alarm system), reserve funds. Due to the delay in approving the service the budget for 2005 is a quarter of what it should be. The bylaw would set the spending authority limit—the maximum amount that can be budgeted. The Board would decide each year what would be budgeted.
- If the Fire Department took over the hall service would the budget be the same as what is proposed? Staff: Yes.
- Will the referendum cost \$5,000? No, the cost will be for advertising only as the civic election is the same day. The approximate cost would be \$2,000.
- Who can vote in the referendum? The service area is the same service area of the fire protection. It could be expanded but that is not currently the plan.
- The question was raised if Ms. Penny could vote. No, her residence is currently outside the service area.

Reg Volk, Vice President of the Joe Rich Ratepayers Society (JRRATS), addressed the Board correcting statements of Ms. Penny that he felt were incorrect and explained that upgrades to the hall have been on hold during the alternative approval process and now the referendum. Information has been posted on the JRRATS website, and has been circulated to the best of the ability of the JRRATS. It was noted that in order for the individuals to be members of JRRATS they must live within the fire protection area.

If a referendum failed, what is the next step? Staff noted that this is undetermined at this point in time—one option would be to have the Regional District operate the function. In the past Ellison paid for part of the budget through the Eastside Parks budget, but the function has been removed so the area using the hall would pay for the facility.

The question was raised what would need to be done to change the boundary in order for all residents to participate in the service. It was suggested that the Joe Rich Rural Land Use bylaw boundary be considered

**#336/05**      DINWOODIE/KNOWLES

THAT the information from Lorraine Penny, Chair of the Joe Rich Action Group and R. Volk of JRRATS be received.

CARRIED

**3.      CORRESPONDENCE**

3.1      Health Canada re: Funding Proposal Submission – Drug Strategy Community Initiatives Fund

It was noted that Health Canada has denied funding for the drug strategy project due to the high demand of project applications received and limited resources available. It was noted that 4-Pillars is currently reviewing their financial plans. The Board briefly discussed: allocating resources in next year's budget for a coordinator; the need for a budget and job description for a coordinator; the need for a service area establishment bylaw and Terms of Reference; continue to lobby the Federal government for funding; coordinate a response to the Federal government at the UBCM Convention.

**#337/05**      SHEPHERD/NOVAKOWSKI

THAT the August 19, 2005 letter from Health Canada, Program Officer Adrienne Taplin-White denying funding for the Drug Strategy Community Initiatives Fund project be received;

AND FURTHER THAT staff develop a budget proposal, coordinator job description and Terms of Reference for the drug strategy project for consideration in the 2006 budget.

CARRIED

3.2      Minister Ida Chong, Ministry of Community Services re: Westside Governance Study

Three restructure grants for the Westside Governance Study have been confirmed: Research and Analysis (\$40,000), Communication and Public Consultation (\$40,000) and Committee Operations (\$20,000).

The Board recognized the Westside Governance Committee for their efforts.

**#338/05**      DINWOODIE/NOVAKOWSKI

THAT the August 3, 2005 letter from the Ministry of Community Services confirming three Westside Governance restructure planning grants totalling \$100,000 be received.

CARRIED

**4.      UNFINISHED BUSINESS**

4.1      North Westside Road Fire Protection Service Area

- a)      Regional District of Central Okanagan North Westside Road Fire Protection Service Area Amendment Bylaw No. 1126, 2005, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings** (*All Directors - Unweighted Vote*)

**#339/05**      DINWOODIE/KNOWLES

THAT Regional District of Central Okanagan North Westside Road Fire Protection Service Area Amendment Bylaw No. 1126, 2005 be given first, second and third readings this 12<sup>th</sup> day of September 2005.

CARRIED

- b)      Approval of North Westside Road Fire Protection Referendum Question

**#340/05**      NOVAKOWSKI/DINWOODIE

THAT the question on the referendum ballot for the North Westside Road Fire Protection read:

“Are you in favor of the Regional District of Central Okanagan adopting Bylaw No. 1126 for the North Westside Fire Protection Service Area which will approve taxpayers paying an annual \$50.00 parcel tax for five years for the purpose of creating a reserve for the purchase of fire response equipment?”

CARRIED

**5.      FINANCE DEPARTMENT**

No Board action required/requested.

**6. PLANNING DEPARTMENT**

**6.1 Correspondence (Unweighted Vote)**

- a) Terms of Reference for the Environmental Advisory Committee. (*All Directors*)

**#341/05 NOVAKOWSKI/KNOWLES**

THAT the Terms of Reference of the Central Okanagan Environmental Advisory Committee (COEAC) be amended so that the membership shall consist of 10 to 18 voting members.

CARRIED

- b) Appointment of members to the Agricultural Advisory Committee. (*All Directors*)

**#342/05 DINWOODIE/SHEPHERD**

THAT the Board appoints Ms. Sandra Kochan to a one-year term, and Mr. Tim Munson to a three-year term on the Regional District of Central Okanagan Agricultural Advisory Committee.

CARRIED

It was noted that the Agricultural Advisory Committee (AAC) is not being asked to comment on municipal ALR applications that border the electoral areas. The issue was discussed and it was felt that the AAC should be requested to comment on application.

**#343/05 SHEPHERD/GRAY**

THAT member municipalities be requested to adopt a policy whereby the Regional District's Agricultural Advisory Committee would be requested to review and comment on ALR applications which are adjacent to electoral areas.

CARRIED

- c) Report regarding an amendment to Procedure Bylaw No. 944. (*All Directors*)

The amendment is to reduce the fee for minor development permit applications to \$100.

**#344/05**      NOVAKOWSKI/KNOWLES

THAT Development Applications Procedures Amendment Bylaw No. 944-3 be given first, second and third readings, reconsidered and adopted this 12<sup>th</sup> day of September 2005.

CARRIED

- d) Land and Water B.C. referral application for a Crown grant to purchase existing road and utility corridor located adjacent to Westside Road (CL-05-05) (*All Directors*)

**#345/05**      KNOWLES/DINWOODIE

THAT application CL-05-05 for Strata Owners Strata Plan KAS2428 be supported subject to no objection from the Ministry of Transportation;

AND FURTHER THAT the Planning Services Department Report dated September 6<sup>th</sup>, 2005 be forwarded to Land and Water B.C. Inc. for their information.

CARRIED

**6.2**      General Permits (Unweighted Vote)

- a) Application for a Floodplain Exemption for Cam Leslie (owner) and Chatham Contracting Ltd. (agent) located adjacent to Westside Place. (FEX-05-01) Westside Electoral Area (*Electoral Areas and the Kelowna Fringe Area*)

The question was raised whether the Regional District has asked to be 'saved harmless' in the floodplain exemption. Staff noted that in the past we have not. Ultimately the transfer of risk goes to the engineer and the Province.

**#346/05**      NOVAKOWSKI/CANNAN

THAT the Regional Board approve Floodplain Exemption application FEX-05-01 subject to the following conditions:

- All construction is to be undertaken in conformance with the August 12, 2005, letter (amended August 31, 2005) from Peter Hanenburg, P. Eng., and the attached site plan.
- Registration of a Restrictive Covenant under Section 219 of the Land Title Act, restricting construction within the Floodplain Setback required by RDCO Zoning Bylaw No. 871, s.3.28.2.1.1, to that referenced in the August 12, 2005, letter (amended August 31, 2005) from Peter Hanenburg, P. Eng., and the attached site plan, to the satisfaction of Regional District staff.
- The applicant be required to 'Save Harmless' the Regional District.

CARRIED

### **6.3 Development Permits (Unweighted Vote)**

- a) Application for a Development Permit for First Island Financial Services Ltd. (owners) and Aral Construction Ltd. (agent) located adjacent to Gellatly Road. (DP-05-17) Westside Electoral Area (*Electoral Areas Only*)

Staff reviewed the application. Chair Hobson asked if there was anyone in the gallery who deemed their property to be affected by the permit. There was no-one.

#### **#347/05 DINWOODIE/KNOWLES**

THAT the Regional Board approve Development Permit application DP-05-17 based on the site plan, floor plans and elevation drawings prepared by Rositch Hemphill & Associates, dated June 2005; and the landscape plan prepared by Wendy Grandin – Viewpoint Landscape Architects, dated July 2005, subject to the following conditions:

- Receipt of written confirmation from Ministry of Transportation that any concerns they may have with the proposed development have been addressed to their satisfaction prior to the issuance of any building permits;
- Receipt of a letter of credit or bank draft in the amount of \$125,805.00, in order to ensure completion of the landscaping, mulching and installation of an automatic irrigation system within 1 year of the issuance of the Development Permit. This amount is refundable upon completion of the landscaping to the satisfaction of Regional District staff.

#### **CARRIED**

- b) Application for a Development Permit for Golibar Holdings Ltd. (owner) located adjacent to Industrial Road. (DP-05-21) Westside Electoral Area (*Electoral Areas and the Kelowna Fringe Area*)

Staff reviewed the application. Chair Hobson asked if there was anyone in the gallery who deemed their property to be affected by the permit.

Staff noted that a number of buildings have been built without a building permit and that this issue is being addressed by Inspection Services.

The applicant, Karl Loncaric, Golibar Holdings addressed the Board and requested that the required landscaping not be completed until the next phase of the development. In addition, he noted that the buildings are mobile office structures and that they do not belong to Golibar Holdings, but to a tenant on the property. He believes as they are not permanent structures permits should not be required.

The question was raised as to what the difference is between the applicant's proposal and the Landscape Development Design Guidelines? The applicant explained in order to conform he would need to bring water each side of the property which will be very expensive.

What further landscape improvements are planned and what is the timeline? The applicant explained it is difficult to predict until the future phase is developed. Staff explained that they require a landscape plan and the timelines to complete the landscaping which has not been produced.

The applicant agreed to prepare a plan and submit it to staff for review. It was agreed that as the development progresses staff would continue to review the landscape plan.

**#348/05**      DINWOODIE/NOVAKOWSKI

THAT the Regional Board withhold approval for Development Permit application DP-05-21 for Golibar Holdings Ltd. (owner) pending receipt of the following information:

- Receipt of an interim landscape plan and timelines; and
- Receipt of an updated site plan indicating the location of all buildings on the subject property.

AND FURTHER THAT upon receipt of an acceptable landscape plan and accurate site plan, the Director of Planning Services or designee exercise the powers and perform the duties of the Regional Board with respect to issuance of the Development Permit.

CARRIED

**6.4**      **Development Variance Permits (Unweighted Vote)**

- a)      Application for a Development Variance Permit for Duck Lake Enterprises (owner) and D. E. Pilling & Assoc. Ltd. (agent) located adjacent to Shannon Lake Road. (VP-05-11) Westside Electoral Area (*Electoral Areas Only*)

Staff reviewed the application. Chair Hobson asked if there was anyone in the gallery who deemed their property to be affected by the variance.

Mr. Pilling addressed the board highlighting the issues: not a safety issue but an aesthetic issue; no street parking is allowed; two car garages; private road; 20 homes in the development; only one side of the street is affected; street wide enough even if vehicle is parked incorrectly; without the variance marketable homes cannot be built on the lots; no extra parking within the strata but parking space is located nearby; not a problem in the existing strata.

**#349/05**      DINWOODIE/KNOWLES

THAT the Regional Board support Development Variance Permit application VP-05-11 to vary Section 8.1.5.2 of Zoning Bylaw #871 by reducing the required minimum setback from the front boundary of a manufactured home space in the RMP zone on Lots 1 – 20, from 4.0 metres (13.1 ft) to 2.0 metres (6.6 ft), in order to allow for a more usable rear yard space.

CARRIED



- b) Application for a Development Variance Permit for Brian & Ginette Robert (owners) located adjacent to Scott Crescent. (VP-05-12) Westside Electoral Area (*Electoral Areas and the Kelowna Fringe Area*)

Staff reviewed the application. Chair Hobson asked if there was anyone in the gallery who deemed their property to be affected by the variance. There was no-one.

**#350/05**      CANNAN/NOVAKOWSKI

THAT the Regional Board approve Development Variance Permit application VP-05-12 for Brian & Ginette Robert (owners) to vary Zoning Bylaw No. 871, s.7.1.5 by reducing the required side yard setback from 1.5 metres (4.9 ft.) to 0.45 metres (1.48 ft.).

CARRIED

**6.5      Agricultural Land Reserve Appeal (All Directors – Unweighted Vote)**

- a) Application for Subdivision within the ALR for John Seltenrich (owner) located adjacent to Paynter Road. (A-05-07) Westside Electoral Area (*All Directors*)

*Director Gray declared a perceived conflict of interest as he is involved in a similar application and excused himself from the meeting at 8:45 p.m.*

John Seltenrich addressed the Board reviewing the reason for the 'home site severance'. As the requirements of the severance policy are not entirely fulfilled it was agreed prior to forwarding the application to the Commission the Board be requested to comment.

**#351/05**      NOVAKOWSKI/DINWOODIE

THAT ALR application A-05-07 for John Seltenrich (owner) to allow subdivision of the property, as per the plan submitted with the application, be forwarded to the Land Reserve Commission for consideration based on comments contained in the report and an on-site visit by the Commission.

CARRIED

*Director Gray returned to the meeting at 8:50 p.m.*

**6.6      Bylaws: (First Reading) (Unweighted Vote)**

- a) Zoning Amendment Bylaw No. 871-105 for Doug Turner (owner) and Cliff Stowell (agent) to amend the zoning from RU2 Rural 2 to RU6 Small Holdings located adjacent to Paradise Valley Road. (Z05/06) Westside Electoral Area (*Electoral Areas and the Peachland Fringe Area*)

Staff reviewed the application noting that the property is not located within the boundaries of an Official Community Plan and the Regional District's policy does not support further development in the area without completion of an additional planning study.

**#352/05**     KNOWLES/DINWOODIE

THAT the Regional Board hear from the applicant, Cliff Stowell.

CARRIED

Mr. Stowell addressed the Board noting there would not be an increase in density; neighbours have expressed concern about the agricultural zone designation; proposal is in keeping with what is in the area; 10 acre sections have good water well capacity; water rights are available; if not agriculture it is believed that the well water would be sufficient for the proposed density.

The Board questioned what type of planning process is planned for the area. Staff noted that a comprehensive review of the interests of property owners affected would be required. The options for review include amending the Westside Community Plan or expanding boundaries of the District of Peachland. It was noted that the community has, to date, not requested any changes and that the issue is not on the Planning Departments business plan. If the Board wished to proceed with a review it could be looked at in the next 12-18 months.

**#353/05**     NOVAKOWSKI/HARRIMAN

THAT Zoning Amendment Bylaw No. 871-105 not be given first reading.

CARRIED

- b) Zoning Amendment Bylaw No. 871-107 for Toni & Patricia Kristinsson (owners) to amend the zoning from R1 Single Detached Housing to R1s Single Detached Housing (Secondary Suite) located adjacent to Sunview Drive. (Z05/08) Westside Electoral Area (*Electoral Areas and the Kelowna Fringe Area*)

Staff were requested to address the financial implications of the offsite road improvements at the Public Hearing. Planning & Environment Committee was requested to review the issue of voluntary gifting for secondary suites.

**#354/05**     CANNAN/DINWOODIE

THAT Zoning Amendment Bylaw No. 871-107 application (Z05/08) for Toni & Patricia Kristinsson (owners) be given first reading this 12<sup>th</sup> day of September 2005;

AND FURTHER THAT the application be scheduled for a Public Hearing.

CARRIED

- c) Official Community Plan Amendment Bylaw No. 1124 for the Regional District of Central Okanagan to replace the current Ellison Official Community Plan (No. 673) with the new Ellison Official Community Plan. *(All Directors)*

**#355/05**     HANSON/DINWOODIE

THAT Ellison Official Community Plan Bylaw No. 1124 be given first reading this 12<sup>th</sup> day of September 2005.

AND FURTHER THAT a Public Hearing be scheduled.

CARRIED

It was agreed that the Public Hearing would be scheduled for October 5 in the Ellison Community Hall.

**7.     INSPECTION SERVICES DEPARTMENT**

- 7.1     Building Statistics – July 2005 & August 2005

**#356/05**     HARRIMAN/DAY

THAT the building statistics for the months of July and August 2005 be received.

CARRIED

*Director Thiessen left at 9:20 p.m.*

- 7.2.     Strata Application – Mr. Alex Michie & Mrs. Gai Michie, 3334 & 3336 McMillan Road, Lot 65, Plan 25608, District Lot 3796, O.D.Y.D. *(All Directors - Unweighted Vote)*

**#357/05**     NOVAKOWSKI/DINWOODIE

THAT the Regional Board approve the strata application for the previously occupied duplex into two strata titled units, 3334 & 3336 McMillan Road, Lot 65, Plan 25608, District Lot 3796, O.D.Y.D., for Mr. Alex Michie & Mrs. Gai Michie.

CARRIED

- 7.3.     Appointment of Dog Advisory Committee Member *(All Directors - Unweighted Vote)*

**#358/04**      KNOWLES/HARRIMAN

THAT the Regional Board appoint Rose Hewitt as a member of the Dog Advisory Committee.

CARRIED

7.4. Noise Bylaw Approval – Bridge Construction (*All Directors - Unweighted Vote*)

The Board discussed the request to operate beyond the construction hours of 7:00 a.m. to 10:00 p.m. and expressed concern that although they did not want to hinder bridge construction, approval to operate for two years, 24 hours per day, 7 days per week may impact residents in the area and that further information was required: what is Greyback Construction's plan to mitigate noise on the site, have neighbours in the area been contacted for feedback; is work actually planned continually for two years; how much noise will be generated. The Board requested further information before approving a noise bylaw exemption.

**#359/05**      DINWOODIE/NOVAKOWSKI

THAT the August 26, 2005 letter from Greyback Construction Ltd. regarding Okanagan Lake Bridge be received;

AND FURTHER THAT staff be directed to discuss with the company the proposed schedule, timelines, noise level concerns and report back to the Regional Board.

CARRIED

**8.      PARKS AND FACILITIES DEPARTMENT**

- 8.1      Joe Rich Community Hall – Bylaw and Referendum
- a)      Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1127, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading** (*All Directors - Unweighted Vote*)
  - b)      Approval of Joe Rich Community Hall Referendum Question (*All Directors - Unweighted Vote*)

Staff reviewed the history of the Joe Rich Community Hall and a proposed budget for the hall. This budget year funding was removed from Eastside Parks with the intent to fund the hall by establishing a local service area in Joe Rich. As the alternative approval process received enough signatures of opposition the intent is to proceed to referendum for approval. Staff noted that further communication with the residents would be a part of the plan for a referendum.

Director Hanson noted that in the past years the Regional Board approved electoral area grants in aid to support the upkeep and repairs to the hall.

The Board reviewed the current boundary for the referendum (the Joe Rich Fire Protection Area) and whether the boundary should be amended to include all residents of Joe Rich (which would thereby include the delegation who addressed the Board earlier). The Board discussed the boundaries of the Joe Rich Rural Land Use Bylaw which covers the area generally east of the City of Kelowna boundary, eastward to approximately Big White turnoff and then south side to Mission Creek and to North generally to the areas of Crown land.

**#360/05**      HANSON/KNOWLES

THAT Regional District of Central Okanagan Joe Rich Community Hall Service Area Establishment Bylaw No. 1127 be given first, second and third reading this 12<sup>th</sup> day of September 2005;

AND FURTHER THAT the service area boundary for Bylaw No. 1127 be expanded to coincide with boundaries in the Joe Rich Rural Land Use Bylaw.

CARRIED

**#361/05**      HANSON/DINWOODIE

THAT the question on the referendum ballot read:

“Are you in favour of the Regional District of Central Okanagan adopting Bylaw No. 1127 to establish a service area within Joe Rich to operate and maintain the Joe Rich Community Hall, at an annual cost not to exceed \$0.2082 per \$1000 of assessed value of land and improvements on properties within the service area?”

CARRIED

8.2      Mount Boucherie Community Centre Storm Sewer Right-of-Way (*All Directors - Unweighted Vote*)

**#362/05**      NOVAKOWSKI/CANNAN

THAT the Regional Board approve entering into Statutory Right-of-Way agreements with School District No. 23 for the installation of a system of storm sewage works to accommodate Phase 2 and the future parking area construction of the Mount Boucherie Community Centre.

CARRIED

- 8.3 Westside Park Land Acquisition (former Westbank Elementary School Site – Westbank Town Centre)
- a) Westside Park Land Purchase Agreement (*All Directors - Weighted Vote*)

Staff highlighted that based on the most recent land appraisal from School District No. 23 the value of the land has increased from \$1,578,750 to \$1, 678,750.

**#363/05** DINWOODIE/KNOWLES

THAT the Regional Board approve entering into a one million six hundred seventy eight thousand seven hundred and fifty dollar (\$1,678,750.00) purchase agreement with School District No. 23 for the acquisition of the former Westbank Elementary School site (Parcel A), inclusive of installation of a new irrigation system and rehabilitation of the former school site turf grass areas, for future use as a community park and addition to Glen Canyon Regional Park;

AND FURTHER THAT \$100,000 from the Regional Parks park lands reserve fund be utilized in conjunction with the above loan authorization funding to complete the purchase.

CARRIED

- b) Regional District of Central Okanagan Westside Park Land Acquisition Loan Authorization Bylaw No. 1128, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading** (*All Directors - Weighted Vote*)

**#364/05** NOVAKOWSKI/DINWOODIE

THAT Regional District of Central Okanagan Westside Park Land Acquisition Loan Authorization Bylaw No. 1128, 2005 be given first, second and third readings this 12<sup>th</sup> day of September 2005.

CARRIED

- c) Alternative Approval Process for 'Regional District of Central Okanagan Westside Park Land Acquisition Loan Authorization Bylaw' (*All Directors - Unweighted Vote*)

**#365/05** KNOWLES/NOVAKOWSKI

THAT the Regional Board authorizes staff to proceed with obtaining the approval of the electors by alternative approval process for the following bylaw:

Regional District of Central Okanagan Westside Park Land Acquisition Loan Authorization Bylaw No. 1128, 2005.

AND FURTHER THAT the Regional Board approves the elector response forms and information contained therein attached to this report, including the deadline established for receiving elector responses and the total number of electors of the area to which the approval process applies.

CARRIED

**9. NEW BUSINESS**

- 9.1 Regional District of Central Okanagan Miscellaneous Fees and Charges Bylaw No. 1129, 2005, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings and Adoption** (All Directors - Unweighted Vote)

**#366/05** HARRIMAN/CANNAN

THAT Regional District of Central Okanagan Miscellaneous Fees and Charges Bylaw No. 1129, 2005 be given first, second and third readings, reconsidered and adopted this 12<sup>th</sup> day of September 2005.

CARRIED

- 9.2 Proclamation – UBCM Centennial Week – September 26 – 30 (All Directors - Unweighted Vote)

**#367/05** KNOWLES/SHEPHERD

WHEREAS UBCM will mark its 100<sup>th</sup> Anniversary on September 29, 2005;

AND WHEREAS UBCM will be celebrating a long history of innovation, leadership and representation of the interests of local governments and communities;

THEREFORE BE IT RESOLVED that the Regional Board proclaims September 26-30, 2005 UBCM Centennial Week.

CARRIED

- 9.3 Regional District Art Wall (September/October 2005) (*For information only*)

Local photographer, Yoke Uemoto, photographs will be displayed on the Regional District's art wall for the period September-October 2005.

- 9.4 Westside Fire Protection (All Directors - Unweighted Vote)

The Trustees of the Westside Fire Protection District on September 2, 2005 voted to ask the Ministry of Community Services to dissolve the Improvement District and turn everything over to the Regional District. As well, the Trustees have asked that consideration be given to forming a Fire Advisory Committee.

Staff noted a committee is working on how the transition will occur. Committee members include: Director Dinwoodie, Minister Thorpe, Westside Fire Protection Chair, Joe Strocen, and Administrator, Kelly Hills, Loretta Swite (WFN) and Regional District CAO, W. d'Easum. Staff noted that an Order of Council will likely take until October to complete. Once an Order of Council has been done the Regional District will proceed with an establishment bylaw. The maximum tax rate will be set within the establishment bylaw with the budget being adopted annually by the Regional Board. In addition, it is the intention to keep fire district board as an advisory board.

**#368/05**      NOVAKOWSKI/DINWOODIE

WHEREAS, at a Special Meeting of the Westside Fire Protection District held on Friday, September 02, 2005, the Trustees of the Fire District adopted a resolution asking the Minister of Community Services to dissolve the Fire District (Improvement District) and turn all assets, liabilities and responsibilities for fire protection over to the Regional District of Central Okanagan;

AND WHEREAS, the Trustees further requested that the Regional District create a Fire Advisory Committee to advise the Regional District on fire issues within the original fire district;

THEREFORE BE IT RESOLVED that the Minister of Community Services be advised that the Regional District of Central Okanagan is willing to accept the assets and liabilities of the Fire Protection District and to operate the service of Fire Suppression and Protection within the original Westside Fire Protection District;

AND FURTHER, the Regional District of Central Okanagan intends to adopt the necessary service establishment bylaw after the Provincial Cabinet approves the transfer;

AND FURTHER, the Regional District of Central Okanagan proposes to create a Fire Advisory Committee to advise the Board on fire issues within the original fire district;

AND FURTHER, the Board of the Regional District of Central Okanagan recognizes and appreciates the outstanding contribution current and previous fire trustees have made to the community to ensure the provision of fire protection services for the last quarter century.

CARRIED



**10. OTHER BUSINESS**

10.1 Verbal Reports Committee Chairs

a) Parks and Recreation

Director Shepherd noted a presentation was received from the Community Recreational Initiatives Society. Staff have been directed to consider opportunities for storage of their equipment. The Park Tour scheduled in September was cancelled.

b) Transportation

The next meeting of the Regional Transportation Committee is scheduled for October 27. A HandiDART service report will be reviewed at that time. It was noted that the Ministry of Transportation has rejected the request to partially fund the \$50,000 pilot project for a UBCO U-Pass planned for next year.

c) Planning and Environment

The next meeting of the Planning & Environment Committee is scheduled for September 14<sup>th</sup>. A blasting bylaw has been reviewed and provincial authority requested for the Regional District. Agricultural support officer has been approved.

d) Engineering

No report.

e) Air Quality

Director Shepherd highlighted that Dr. Hasselback is involved in an Environment Canada pilot project to redevelop the air quality index related to health and developing a forecasting model. The website will be available until the end of October for feedback: [www.airplaytoday.org](http://www.airplaytoday.org). A bylaw amendment to the Regional District's Smoke Control Bylaw to ban outdoor boilers will be brought forward at the next meeting.

**#369/05**

**HARRIMAN/SHEPHERD**

THAT Dr. P. Hasselback be invited to make a presentation to the Regional Board on the pilot project to redevelop the air quality index and develop a forecasting model.

**CARRIED**

f) Governance and Services

The September 23<sup>rd</sup> Governance and Services Committee meeting has been rescheduled to Friday, October 21<sup>st</sup>. It was noted the deadline for regional grant in aid submissions has been moved to the first Friday in January 2006 (January 6).

g) Westside Issues

The WIC considered the Westbank Elementary School site purchase and the recent appraisal and recommended approval. The Committee will consider parks and recreation bylaw amendments next year.

10.2 Director Items

a) Communities in Bloom Competition

Director Knowles confirmed that the Westside won the Communities in Bloom Competition for the category 20,001-50,000 residents as well as honourable mention for the 40 flower barrels in the downtown area.

Director Gray noted that Kelowna was third as the best sports town in BC.

b) Westside Governance Committee

Director Dinwoodie noted that Mary Mandarino resigned the appointed position to the Westside Governance Committee to pursue other interests.

**#370/05** DINWOODIE/KNOWLES

THAT the Regional Board accept Mary Mandarino's resignation and that a thank you letter be sent on behalf of the Westside directors.

AND FURTHER THAT Ben Stewart be appointed to the Westside Governance Committee.

CARRIED

c) UBCM Community Tourism Grant

UBCM has released the information and funding formula for the Community Tourism Grants. Director Dinwoodie noted that the Westbank Chamber of Commerce will be submitting an application for funds. It was suggested that a letter be forwarded to Regional District chairs for them to consider allocating funds to the Cultural Corridor project and the Okanagan Film Commission.

*ACTION:* Staff to forward the grant criteria to the electoral area directors.

*Director Novakowski left the meeting at 10:35 p.m.*

d) UBCM – New Deal

Chair Hobson noted that the UBCM – New Deal funding agreement should be finalized and signed in the near future and monies would be forthcoming.

*ACTION:* Staff to schedule a Board planning session to discuss New Deal funding.

e) UBCO and Okanagan College

**#371/05**     HARRIMAN/SHESPERD

THAT a letter of congratulations be sent to University of British Columbia-Okanagan and Okanagan College as they open and begin a new era in the Okanagan.

CARRIED

*Director Novakowski returned to the meeting at 10:40 p.m.*

**11.     ADJOURN IN CAMERA**

**#372/05**     KNOWLES/DAY

THAT pursuant to Section 90 of the Community Charter the Regional Board adjourn and convene to an 'In-Camera' session to discuss a land issue.

CARRIED

There being no further business the meeting was adjourned at 10:41 p.m.

**CERTIFIED TO BE TRUE AND CORRECT**

\_\_\_\_\_  
**R. Hobson (Chair)**

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