

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, May 8, 2006

Directors: J. Baker, (District of Lake Country)
B. Clark (City of Kelowna)
C. Day (City of Kelowna)
A. Dinwoodie (Westside Electoral Area)
B. Given (City of Kelowna)
P. Hanson (Central Okanagan East Electoral Area)
R. Hobson (City of Kelowna)
D. Knowles (Westside Electoral Area)
L. Novakowski (Westside Electoral Area)
G. Reid (District of Peachland)
S. Shepherd (City of Kelowna)

Staff: W. d'Easum, Chief Administrative Officer
K. Arcuri, Director of Planning Services
M. Kopp, Parks and Recreation
H. Hettinga, Director of Engineering Services
D. Plamondon, Deputy Director of Planning Services
K. Roth, Director of Inspection Services
B. Vos, Director of Parks and Recreation
M. Drouin, Administrative Assistant (recording secretary)

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

1. MINUTES

1.1 Regular Board Meeting – April 24, 2006

1.2 Public Hearing Minutes – April 24, 2006

#201/06 NOVAKOWSKI/GIVEN

THAT the Regular Board Meeting minutes of April 24, 2006 be adopted as amended:

Resolution: #183/06 "THAT staff be requested to draft a policy with respect to infrastructure programs directed at drinking water" be amended to read:

"THAT the Regional District encourage the Interior Health Authority to take a position to take steps to protect the watershed and that they encourage the Province to provide the financial resources for local government to put the infrastructure in place."

AND FURTHER THAT the Public Hearing Minutes of April 24, 2006 be received.

CARRIED

2. DELEGATION

2.1 Fire Chief Rene Blanliel re: Emergency Preparedness Week

Chief Rene Blanliel updated the Board on the Regional Emergency Program and preparations for Emergency Preparedness Week. It was noted that Chief Blanliel is currently acting local emergency coordinator. With the retirement of Sid Lebeau, steps are being taken to recruit an emergency coordinator. Details of the public Open House at the main Kelowna Fire Hall on May 13th were outlined. A Press Release has been issued. Information on emergency preparedness is available on line at www.pep.bc.ca It was noted that a full scale emergency preparedness exercise will take place at the airport this fall. The question was raised regarding a flu pandemic and whether the EOC is involved in Interior Health Authority's (IHA) plan. IHA has an emergency plan in place and discussions continue with IHA to involve the EOC in their plan.

2.2 Okanagan Partnership Society

Nelson Jatel, Executive Director of the Okanagan Partnership Society addressed the Board on the Okanagan Regional Planning Flagship. The Society has just recently named new co-chairs: Nick Arkle and Theresa Arsenault to the Board. The Regional District is one of many contributing partners to ensure the Okanagan remains economically vital with a high quality of life. The Partnership is working to build the first integrated development plan for the Okanagan and will use the MetroQuest modelling program as a communication tool to show how different planning decisions have different long-term impacts in the valley. It was noted as the Quest software is not the best tool to use for sensitive eco-systems so this will be dealt with separately. The project scenarios were reviewed noting the phases and the plan to address regional boards late this fall before going forward to the public in early 2007. It was noted that the Districts of Lake Country and Peachland are missing from the Society's map. Mr. Jatel noted the intent was to have incorporated areas noted on the map and he will ensure they will be added.

3. CORRESPONDENCE

3.1 UBCM re: 2006 Operation Fuel Management RDCO Parks and Recreation Grant Approval

UBCM confirmed that the Regional District has been approved to receive a \$14,900 grant for the fuel management program at Kalamoier Regional Park. The fuel modification burn has been completed earlier this spring.

#202/06 BAKER/DINWOODIE

THAT the April 26th letter from UBCM confirming approval of a \$14,900 Operation Fuel Management Grant be received.

CARRIED

3.2 Minister Pat Bell, Ministry of Agriculture and Lands re: Noxious Weed Control Program Grant Approval

The Ministry of Agriculture and Lands has approved a \$15,000 grant to continue the weed management efforts within the regional district.

#203/06 REID/BAKER

THAT the April 5th letter from the Ministry of Agriculture and Lands confirming approval of a \$15,000 grant to support the Noxious Weed Control Program in the Regional District be received.

CARRIED

3.3 Integrated Land Management Bureau (ILMB) re: High Elevation Recreational Lease Lots in the Okanagan

The ILMB confirmed that the Ministry of Agriculture and Lands and the ILMB has initiated discussions with staff of relevant regional districts, water purveyors, the health authority and the lot owners regarding recreational lease lot properties. The purpose of these discussions is to engage in a constructive dialogue regarding the issues associated with the potential future disposition of these properties. ILMB is directing the process specifically around the reservoir lakes. The intent of the process is to look at ways to improve the existing situation and also give consideration to lease lots in the Okanagan. It was noted that Regional District staff will update the Planning & Environment Committee as discussions occur and will continue to communicate the Board's interests at the table. In the past the Regional Board has taken the position against the sale of lease lots and this has been communicated to the Province.

As the Province's position and many questions remain outstanding, it was agreed that it would be appropriate at this time to invite the ILMB's Regional Executive Director, Steve Carr to a Board meeting to address the purpose and the intent of the Province's position.

#204/06 NOVAKOWSKI/BAKER

THAT the April 28th letter from the Integrated Land Management Bureau regarding the consultation process for high elevation recreation lease lots in the Okanagan be received;

AND THAT Steve Carr, Executive Director of the Integrated Land Management Bureau, be invited to a Regional Board meeting to address the issues of high elevation recreational lease lots in the Okanagan;

AND FURTHER THAT water purveyors and First Nations be invited to the meeting to hear the presentation.

CARRIED

3.4 Sterile Insect Release Program re: Restructure of SIR Partnership (*All Directors - Unweighted Vote*)

Chair of the SIR Board, Director Day, highlighted the SIR's Board recommendation from its regional district advisory committee concerning a review of the Regional District of Central Kootenay's (RDCK) participation in the SIR program service. The Central Kootenay has had an issue for a number of years with participation in the SIR program e.g.: separated from the rest of the Okanagan valley, main growing area is in the Creston area. The SIR Board agreed that if the RDCK's removal doesn't affect funding from the provincial and federal governments and certain conditions are met such as the remaining partners are held harmless from any legal obligations, the SIR Board would be agreeable to letting them out of the program. It was noted that the remaining partners would remain in the program.

#205/06 DAY/BAKER

THAT the April 13th letter from SIR regarding restructure of the SIR regarding the Regional District of Central Kootenay's participation in the program and SIR partnership to ensure long term sustainability be received.

AND FURTHER THAT the Regional District of Central Okanagan endorses the Sterile Insect Release Program Board's position regarding the Regional District of Central Kootenay.

CARRIED

3.5 Integrated Land Management Bureau (ILMB) re: Grant to Support Infrastructure Development

ILMB has provided a \$35,000 grant to support rehabilitation efforts in the Lambly Creek Watershed and provide educational materials regarding the values of the watershed to limit further degradation. The Lakeview Irrigation District and the Okanagan Trail Riders Club with work with Regional District staff in this matter.

#206/06 DINWOODIE/REID

THAT the April 6, 2006 letter from Integrated Land Management Bureau regarding the \$35,000 grant to provide funding to support rehabilitation efforts in the Lambly Creek Watershed and provide educational materials regarding the values of the watershed to limit further degradation be received.

CARRIED

4. **UNFINISHED BUSINESS**

No Board action required/requested.

5. FINANCE DEPARTMENT

No Board action required/requested.

6. PLANNING DEPARTMENT

6.1 Correspondence (Unweighted Vote)

a) Report regarding Community Amenity Policies. (*All Directors*)

The purpose of the Community Amenity Policy is to assist developers and staff to have a consistent policy governing community amenities. These policies are supplementary to the current regulatory framework—they do not replace the need for various services or provisions of Regional District development bylaws.

#207/06 REID/DINWOODIE

THAT the Regional Board apply the Community Amenity Policies when considering zoning applications that require an amendment to the Official Community Plan (Future Land Use Designation) in order to increase density.

CARRIED

6.2 Development Variance Permits (Unweighted Vote)

a) Development Variance Permit for Ryser Developments Ltd. (owner) and Protech Consultants Ltd (agent) located adjacent to Shannon Lake Road. (*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. There was no one.

One letter of opposition was received from Barb Carpenter, #229-1850 Shannon Lake Road expressing concern regarding the height of the fence.

#208/06 DINWOODIE/KNOWLES

THAT the Regional Board approve a Development Variance Permit for District Lot 2600, except Plan KAP59806; and DL 3793, ODYD, by varying Section 3.10.7 of Regional District of Central Okanagan Zoning Bylaw No. 871:

From:

- A solid screen of not less than 2.0 metres (6.6 ft) high shall be provided and maintained along the boundary of a parcel within C, I, R, and R3 zones which contain buildings or structures and abut a P zone.

To:

- A black chain-link fence of not less than 1.2 metres (3.9 ft.) high shall be provided and maintained along the boundary of a parcel within the C, I, R, or R3 zone, that abuts a P zone.

CARRIED

6.3 Bylaws: (First Reading) (Unweighted Vote)

- a) Official Community Plan Amendment Bylaw No. 1050-13 for the Regional District of Central Okanagan Planning Services Department proposing a number of administrative changes to the Westside Official Community Plan 1050, 2005. (*All Directors*)

#209/06 NOVAKOWSKI/KNOWLES

THAT Westside Official Community Plan Amendment Bylaw 1050-13 be given first reading this 8th day of May 2006;

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

CARRIED

6.4 Bylaws: (First, Second, Third Readings and Reconsideration and Adoption) (Unweighted Vote)

- a) Development Applications Procedures Amendment Bylaw No. 944-4 for the Regional District of Central Okanagan proposing a number of administrative changes to the Development Applications Procedures Bylaw. (*All Directors*)

Concern was expressed regarding the increase in fees. Staff highlighted fees that are being charged in other areas and noted the rates are similar if not lower.

#210/06 KNOWLES/NOVAKOWSKI

THAT Development Applications Procedure Amendment Bylaw No. 944-4 be given first, second and third readings, reconsidered and adopted this 8th day of May 2006.

CARRIED

6.5 Bylaws: (Reconsideration and Adoption) (Unweighted Vote)

- a) Zoning Amendment Bylaw No. 871-121 for H. & V. Schatz (owners) to amend the zoning from R1 Single Detached Housing to R1(s) Single Detached Housing (With Secondary Suite) located at 3548 Old Okanagan Highway. (Z05/22) Westside Electoral Area (*Electoral Areas Only*)

#211/06 NOVAKOWSKI/KNOWLES

THAT Zoning Amendment Bylaw No. 871-121 be reconsidered and adopted this 8th day of May 2006.

CARRIED

7. INSPECTION SERVICES DEPARTMENT

7.1 Building Statistics – April 2006 (*All Directors - Unweighted Vote*)

#212/06 DINWOODIE/BAKER

THAT the building statistics for the month of April 2006 where 133 permits were issued for a total construction value of \$9,215,273 be received.

CARRIED

7.2 Building Violation – Lot 9, Plan 20608, District Lot 2922, 7968 Alpine Road (Westside Electoral Area) Notice to be placed on Title – Owner: Hull (*All Directors - Unweighted Vote*) **WITHDRAWN FROM THE AGENDA**

7.3 Building Violation – Lot 9, Plan 32367, District Lot 2599, 2997 Sandstone Crescent (Westside Electoral Area) Notice to be placed on Title – Owner: Wiker (*All Directors - Unweighted Vote*)

#213/06 REID/BAKER

THAT the Regional District Board direct that a notice be filed on the title of Lot 9, Plan 32367, O.D.Y.D., pursuant to Section 57 of the Community Charter Act, and pursuant to that section of the Community Charter Act, further information regarding the notice be limited to the fact that:

1. The construction of a shed/deck/garage has not been issued a building permit, which is a violation of Regional District of Central Okanagan Building Bylaw No. 835.

CARRIED

7.4 Building Violation – Lot 11, Plan 24242, District Lot 4052, 10750 Highway 33 East (Central Okanagan East Electoral Area) Notice to be placed on Title – Owner: Jones (*All Directors - Unweighted Vote*)

#214/06 **BAKER/HANSON**

THAT the Regional District Board direct that a notice be filed on the title of Lot 11, Plan 24242, O.D.Y.D., pursuant to Section 57 of the Community Charter Act, and pursuant to that section of the Community Charter Act, further information regarding the notice be limited to the fact that:

1. The building permit for the subject storage shed, built under the authority of Building Permit #0440/03, has not been finalized, which is a violation of Regional District of Central Okanagan Building Bylaw No. 835. The permit cannot be closed until a final inspection has been done.
2. There appears to be additional buildings placed on the property without the required building permits as noted on the June 25, 2004 inspection report.

CARRIED

8. **PARKS AND RECREATION DEPARTMENT**

- 8.1 Subdivision Application 05-5395 Boucherie Road, Parks Dedication Proposal (*All Directors - Unweighted Vote*)

#215/06 **DINWOODIE/BAKER**

THAT the Regional Board approve park dedication requirements in conjunction with subdivision application 05-5395 and any future subdivision of Lot A, Plan KAP50415, District Lot 2045, ODYD – Boucherie Road, be satisfied through a cash-in-lieu payment;

AND FURTHER THAT if registration of any future subdivision is completed within one (1) year of Regional Board approval of the subdivision application, a cash-in-lieu payment of \$8,975.99 is required;

AND FURTHER THAT if the subdivision registration is completed beyond the above timeframe, a re-evaluation of the park dedication requirements will be required for review by the Regional Board

CARRIED

- 8.2 Gellatly Nut Farm – Walnut Husk Fly Treatment (*All Directors - Unweighted Vote*)

#216/06 **NOVAKOWSKI/SHEPHERD**

THAT the Regional Board approve the walnut husk fly treatment program as adopted in 2005 to be continued for the 2006 season for treatment of the walnut husk fly infestation in the heritage nut orchard at the Gellatly Nut Farm Regional Park;

AND FURTHER THAT the Regional District pay the \$150.00 fee (if applicable) for the site specific Research Permit issued by the Pest Management Regulatory Agency of Health Canada to allow the application of the organic pesticide at the Gellatly Nut Farm Regional Park;

AND FURTHER THAT the Gellatly Nut Farm Society, through their five-year operating agreement with the Regional District of Central Okanagan, incur all other costs associated with the organic pesticide treatment.

CARRIED

8.3 RDCO Towing Policy (*All Directors - Unweighted Vote*)

#217/06 SHEPHERD/KNOWLES

THAT the Regional Board approve the amended towing policy for Regional District parks.

CARRIED

8.4 Active Communities – Physical Activity Challenge (*All Directors - Unweighted Vote*)

#218/06 DINWOODIE/SHEPHERD

THAT the Regional Board approve that Westside Electoral Area join the 20% Physical Activity Challenge and work with the Provincial Government and 2010 Legacies Now to help meet the target of increasing physical activity amongst its citizens and employees by 20% by 2010.

CARRIED

8.5 Mount Boucherie Multiplex Sponsorship Agreement

Through the efforts of the Mount Boucherie Expansion Society Royal Lepage Kelowna wishes to enter into an agreement with the Regional District to sponsor the Mount Boucherie Multiplex in exchange for the facility to be named after their firm for a period of 10 years, at \$40,000 per year and with an option to opt out at year five.

#219/06 DINWOODIE/NOVAKOWSKI

THAT the Regional Board approve the sponsorship agreement with RLK Realty Ltd. (“Royal Lepage Kelowna”) for the Mount Boucherie Multiplex;

AND FURTHER THAT the Mount Boucherie Multiplex be named “Royal LePage Place”.

CARRIED

9. NEW BUSINESS

- 9.1 Regional District of Central Okanagan Solid Waste Management Regulation Amendment Bylaw No. 1164, 2006, **1st, 2nd and 3rd readings and Adoption** (*All Directors - Unweighted Vote*)

#220/06 BAKER/KNOWLES

THAT Regional District of Central Okanagan Solid Waste Management Regulation Amendment Bylaw No. 1164, 2006 be given first, second and third readings, reconsidered and adopted this 8th day of May 2006.

CARRIED

- 9.2 Regional District of Central Okanagan Ticket Information and Utilization Amendment Bylaw No. 1165, 2006, **1st, 2nd and 3rd readings and Adoption** (*All Directors - Unweighted Vote*)

#221/06 KNOWLES/BAKER

THAT Regional District of Central Okanagan Ticket Information and Utilization Amendment Bylaw No. 1165, 2006 be given first, second and third readings, reconsidered and adopted this 8th day of May 2006.

CARRIED

- 9.3 Regional District of Central Okanagan Water Systems Amending Bylaw No. 1166, 2006, **1st, 2nd and 3rd readings and Adoption** (*All Directors - Unweighted Vote*)

#222/06 NOVAKOWSKI/DINWOODIE

THAT Regional District of Central Okanagan Water Systems Amending Bylaw No. 1166, 2006 be given first, second and third readings, reconsidered and adopted this 8th day of May 2006.

CARRIED

- 9.4 Lakeview Heights Baptist Church – Cash in Lieu (*All Directors - Unweighted Vote*)

#223/06 DINWOODIE/BAKER

THAT the Regional Board accept from the Lakeview Heights Baptist Church a Letter of Credit in the amount of \$65,000.00, as the cash in lieu payment for off-site works.

AND FURTHER THAT the Letter of Credit not be cashed until completion of the first phase of construction.

CARRIED

- 9.5 Access Easement over Regional District Property Lot 175, District Lot 3688, ODYD, Plan 26101 (*All Directors - Unweighted Vote*)

#224/06 BAKER/REID

THAT the Regional District grant the owner of Lot 11, District Lot 3688, ODYD, Plan 26101 an access easement over Lot 175, District Lot 3688, ODYD, Plan 26101 subject to the following:

- The text in the easement document must be approved by the Engineering Services Department prior to registration of the easement;
- The owner of Lot 11, District Lot 3688, ODYD, Plan 26101 must pay all costs associated with the registration of the easement including but not limited to all legal fees, surveying costs, registration fees, and any Regional District costs.

CARRIED

10. OTHER BUSINESS

10.1 Verbal Reports Committee Chairs

a) Parks and Recreation

The May 18th Parks Advisory Committee meeting has been cancelled due to lack of agenda items. A Parks Tour is scheduled for May 25th.

b) Transportation

No report

c) Planning and Environment

The next meeting of the Planning & Environment meeting is scheduled for May 10th.

d) Engineering

The May 11th Engineering Committee meeting has been cancelled due to lack of agenda items.

e) Air Quality

The next scheduled meeting of the Air Quality Committee is June 28th.

f) Governance and Services

The May 19th Governance & Services Committee meeting has been cancelled due to lack of agenda items.

g) Westside Issues

The next meeting of the Westside Issues Committee is scheduled for May 15th.

h) Sustainability Steering Committee
The May 15th Sustainability Steering Committee has been cancelled.

i) Watercraft Committee
The Watercraft Committee will meet May 17th.

10.2 Director Items

a) Friends of Fintry

Director Baker noted that BC Parks is undertaking reconstruction of the packinghouse and wharf at Fintry Park. It was noted that if the Friends of Fintry have a need to lobby for fundraising and requires the Board's support they are to contact Parks staff for discussion at PAC and the Board.

b) OMMA

Directors noted that the Okanagan Mainline Municipal Association's Annual Conference was well attended and very informative. It was noted that a school site resolution was adopted at Convention and that it should be brought to the attention of School District No.23.

ACTION: Chair Hobson to send a congratulatory letter to newly appointed superintendent, Mike Roberts.

11. ADJOURN IN CAMERA

#225/06

REID/BAKER

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 was no further business the meeting was adjourned at 8:57 p.m.

CERTIFIED TO BE TRUE AND CORRECT

R. Hobson (Chair)

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