

**Regular Council Meeting**  
held at City of Penticton Council Chambers  
171 Main Street, Penticton, B.C.

Tuesday, March 20, 2018  
at 1:00 p.m.

**Present:** Mayor Jakubeit  
Councillor Picton  
Councillor Sentes  
Councillor Konanz  
Councillor Martin  
Councillor Watt  
Councillor Sayeed

**Staff:** Peter Weeber, Chief Administrative Officer  
Dana Schmidt, Corporate Officer  
Laurie Darcus, Director of Corporate Services  
Jim Bauer, Chief Financial Officer  
Mitch Moroziuk, General Manager of Infrastructure  
Ben Johnson, Manager, Special Projects  
Angie Collison, Deputy Corporate Officer

1. **Call to Order**

The Mayor called the Regular Council meeting to order at 1:01 p.m.

2. **Introduction of Late Items**

3. **Adoption of Agenda**

103/2018

It was **MOVED** and **SECONDED**

THAT Council adopt the agenda for the Regular Council meeting held on March 20, 2018 as presented.

**CARRIED UNANIMOUSLY**

4. **Recess to Committee of the Whole**

Council recessed to a Committee of the Whole Meeting at 1:02 p.m.

5. **Reconvene the Regular Council Meeting**

Council reconvened the Regular Council Meeting at 1:49 p.m.

**6. Adoption of Minutes:**

104/2018      6.1      Minutes of the March 6, 2018 Committee of the Whole  
**It was MOVED and SECONDED**  
THAT Council receive the minutes of the March 6, 2018 Committee of the Whole as presented.  
**CARRIED UNANIMOUSLY**

105/2018      6.2      Minutes of the March 6, 2018 Public Hearing  
**It was MOVED and SECONDED**  
THAT Council receive the minutes of the March 6, 2018 Public Hearing as presented.  
**CARRIED UNANIMOUSLY**

106/2018      6.3      Minutes of the March 6, 2018 Regular Meeting of Council  
**It was MOVED and SECONDED**  
THAT Council adopt the minutes of the March 6, 2018 Regular Meeting of Council as presented.  
**CARRIED UNANIMOUSLY**

**7. Committee and Board Reports**

108/2018      7.1      Parks & Recreation Master Plan Steering Committee Minutes of February 7, 2018  
**It was MOVED and SECONDED**  
THAT Council receive the minutes of the Parks & Recreation Master Plan Steering Committee meeting of February 7, 2018.  
**CARRIED UNANIMOUSLY**

109/2018      7.2      Parks & Recreation Master Plan Steering Committee Minutes of February 15, 2018  
**It was MOVED and SECONDED**  
THAT Council receive the minutes of the Parks & Recreation Master Plan Steering Committee meeting of February 15, 2018.  
**CARRIED UNANIMOUSLY**

110/2018      7.3      Affordable Community Task Force Minutes of February 16, 2018  
**It was MOVED and SECONDED**  
THAT Council receive the draft minutes of the Affordable Community Task Force meeting of February 16, 2018.  
**CARRIED UNANIMOUSLY**

111/2018      7.4      Arts, Creative & Cultural Innovations Committee Minutes of February 23, 2018  
**It was MOVED and SECONDED**  
THAT Council receive the draft minutes of the Arts, Creative & Cultural Innovations Committee meeting of February 23, 2018.  
**CARRIED UNANIMOUSLY**

7.5      Transportation Advisory Committee Minutes of February 27, 2018

- 112/2018            **It was MOVED and SECONDED**  
 THAT Council receive the draft minutes of the Transportation Advisory Committee meeting of February 27, 2018.  
**CARRIED UNANIMOUSLY**
- 8. Correspondence**
- 8.1     Correspondence from City of Vernon  
 Re: Request to co-sponsor SILGA resolution re: local government police services
- 113/2018            **It was MOVED and SECONDED**  
 THAT Council lend their support to the SILGA resolution from the City of Vernon regarding local police service funding.  
**CARRIED UNANIMOUSLY**
- 8.2     Correspondence from Blossom Court Strata  
 Re: Urban deer population growing into a problem
- 114/2018            **It was MOVED and SECONDED**  
 THAT Council receive into the record the correspondence dated February 24, 2018 from Blossom Court Strata regarding urban deer and request that staff provide an update on deer population control from other communities and regional districts.  
**CARRIED UNANIMOUSLY**
- 9. Staff Reports:**
- 9.1     Parks and Recreation Master Plan Steering Committee Terms of Reference: Quorum
- 115/2018            **It was MOVED and SECONDED**  
 THAT Council amend the Parks & Recreation Master Plan Steering Committee Terms of Reference to define Quorum as five appointed members.  
**CARRIED**  
**Councillors Picton, and Martin, Opposed**
- 9.2     Parks and Recreation Advisory Committee: Terms of Reference
- 116/2018            **It was MOVED and SECONDED**  
 THAT Council refer the establishment of the Parks and Recreation Advisory Committee and the Terms of Reference to staff for more information.  
**CARRIED UNANIMOUSLY**
- 9.3     Cemetery Management Bylaw No. 2018-15  
 Fees and Charges Amendment Bylaw No. 2018-16
- 117/2018            **It was MOVED and SECONDED**  
 THAT Council give first, second and third reading to "Cemetery Management Bylaw No. 2018-15", a bylaw to provide for the regulation, management, operation and maintenance of the City of Penticton municipal cemeteries;  
 AND THAT Council give first, second and third reading to "Fees and Charges Amendment Bylaw No. 2018-16", a bylaw that amends the cemetery fees as outlined in Appendix 6 – Cemetery.

CARRIED UNANIMOUSLY

9.4 Short Term Vacation Rental Program Update

118/2018

**It was MOVED and SECONDED**

THAT Council direct staff to review the Short Term Vacation Rental Program and come back with modifications.

CARRIED UNANIMOUSLY

9.5 Liquor Store – Permanent Change of Hours

Re: Bench 1775 Winery, 1775 Naramata Road

119/2018

**It was MOVED and SECONDED**

THAT Council direct staff to commence public notification of the proposed Permanent Change to hours of service for Bench 1775 Winery;

AND THAT staff report back to Council at their regular meeting on April 17, 2018 with the results of the public consultation for Council's consideration.

CARRIED UNANIMOUSLY

9.6 Winery Lounge Endorsement, Application for Structural Change

Re: Moraine Estate Winery, 1865 Naramata Road

120/2018

**It was MOVED and SECONDED**

THAT Council direct staff to commence public notification of the proposed Structural Change and Winery Lounge Endorsement for Moraine Estate Winery;

AND THAT staff report back to Council at their regular meeting on April 17, 2018 with the results of the public consultation for Council's consideration.

CARRIED UNANIMOUSLY

9.7 Penticton to Kelowna Transit

Councillor Sayeed left the meeting at 3:18 p.m.

121/2018

**It was MOVED and SECONDED**

THAT Council support the RDOS in moving forward with an inter-regional Transit connection between Penticton and Kelowna as outlined in the report dated March 20, 2018.

CARRIED UNANIMOUSLY

Councillor Sayeed returned to the meeting at 3:21 p.m.

**10. Public Question Period**

**11. Recess to In-Camera Meeting**

122/2018

**It was MOVED and SECONDED**

THAT Council recess at 3:45 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* section 90 (1) as follows:

- (c) *labour relations or other employee relations;*
- (e) *the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;*

- (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- (g) litigation or potential litigation affecting the municipality;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the Freedom of Information and Protection of Privacy Act.

**CARRIED UNANIMOUSLY**

**12. Reconvene the Regular Council Meeting following the Public Hearing at 6:00 p.m.**

Council reconvened the Regular Council Meeting at 6:12 p.m.

**13. Reconsideration of Bylaws and Permits**

- 13.1 Fees and Charges Amendment Bylaw No. 2018-07  
Re: Appendix 31 – Storm Water Utility

123/2018

**It was MOVED and SECONDED**

THAT Council adopt "Fees and Charges Amendment Bylaw No. 2018-07".

**CARRIED UNANIMOUSLY**

- 13.2 Zoning Amendment Bylaw No. 2018-13  
Re: 330 Power Street

124/2018

**It was MOVED and SECONDED**

THAT Council adopt "Zoning Amendment Bylaw No. 2018-13".

**CARRIED UNANIMOUSLY**

- 13.3 Zoning Amendment Bylaw No. 2018-14  
Re: 274 Kinney Avenue

125/2018

**It was MOVED and SECONDED**

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2018-14".

**CARRIED UNANIMOUSLY**

**14. Land Matters**

- 14.1 Development Variance Permit PL2018-8165  
Re: 4045 Lakeside Road

Delegations/Submissions: Roland Blaze, Harmony Homes and Robert Lee, Owner, available to answer questions.

- Tiffany Saunders, Finnerty Road, spoke in opposition to four storey homes on the lot, undesirable precedent. Ms. Saunders read a letter of concern from the Lalonde family, resident of Finnerty Road.
- Roland Blaze, spoke to fire concerns, home will have one hour fire rating.

126/2018

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2018-8165" for Lot 25 Block 209 District Lot 190 Similkameen Division Yale District Plan 466, located at 4045 Lakeside Road, a

permit to decrease the minimum front yard from 6.0m to 3.0m and to decrease the minimum interior yards from 1.5m to 1.2m; AND THAT staff be directed to issue "Development Variance Permit PL2018-8165."

**CARRIED**  
**Councillor Sentes, Opposed**

14.2 Development Variance Permit PL2018-8171  
Re: 245 Edmonton Avenue

Delegations/Submissions: nil

127/2018

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2018-8171" for Lot 1 District Lot 250 Similkameen Division Yale District Plan KAP92469, located at 245 Edmonton Avenue, a permit to decrease the minimum interior yard from 4.5m to 2.1m to allow for the construction of a 17-unit multi-family residential development; AND THAT staff be directed to issue "Development Variance Permit PL2018-8171."

THAT Council approve "Development Permit PL2018-8195", for Lot 1 District Lot 250 Similkameen Division Yale District Plan KAP92469, located at 245 Edmonton Avenue, a permit that allows for the construction of a 17-unit multi-family residential development; AND THAT staff be directed to issue "Development Permit PL2018-8195."

**CARRIED UNANIMOUSLY**

14.3 Zoning Amendment Bylaw No. 2018-18  
Development Variance Permit PL2018-8178  
DP PL2018-8168 & DP PL2018-8169  
Re: 657 Churchill Avenue

128/2018

**It was MOVED and SECONDED**

THAT "Zoning Amendment Bylaw No. 2018-18", a bylaw to amend Zoning Bylaw 2017-08 for Lot 22, District Lot 2, Group 7, Similkameen Division Yale (Formerly Yale Lytton) District, Plan 4075, located at 657 Churchill Avenue, from R2 (Small Lot Residential) to RD2 (Duplex Housing: Lane), be given first reading and be forwarded to the April 3, 2018 Public Hearing; AND THAT prior to adoption of "Zoning Amendment Bylaw No. 2018-18", a 1.9 meter road dedication along the Churchill Avenue frontage of the property be registered with the Land Title Office;

AND THAT delegations and submissions for "Development Variance Permit PL2018-8178" for Lot 22, District Lot 2, Group 7, Similkameen Division Yale (Formerly Yale Lytton) District, Plan 4075, located at 657 Churchill Avenue, a permit to increase the maximum lot coverage from 40% to 43%, to allow for the construction of a front-to-back duplex on both newly formed lots, be heard at the April 3, 2018 Public Hearing;

AND THAT Council consider "DVP PL2018-8178" following the adoption of "Zoning Amendment Bylaw No. 2018-18".

THAT Council, subject to adoption of "Zoning Amendment Bylaw No. 2018-18" and subdivision of the two lots, approve Development Permit PL2018-8168 and Development Permit PL2018-8169, for Proposed Lot A and Proposed Lot B of the subdivision of Lot 22, District Lot 2, Group 7, Similkameen Division Yale (Formerly Yale Lytton) District, Plan 4075, located at 657 Churchill Avenue, a permit that allows for the construction of a front-to-back duplex on both newly formed lots.

**CARRIED UNANIMOUSLY**

**15. Notice of Motion**

Notice of Motion for consideration from Councillor Picton:

129/2018

**It was MOVED and SECONDED**

THAT staff investigate an Economic Investment Zone (EIZ) program and/or similar incentive program to promote environmentally green developments, creating significantly higher standard builds that lower the cost of living for residents.

**CARRIED UNANIMOUSLY**

16. **Business Arising**

17. **Council Round Table**

18. **Public Question Period**

19. **Adjournment**

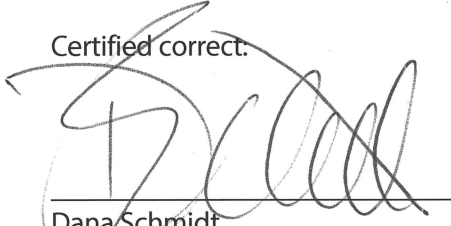
130/2018

**It was MOVED and SECONDED**

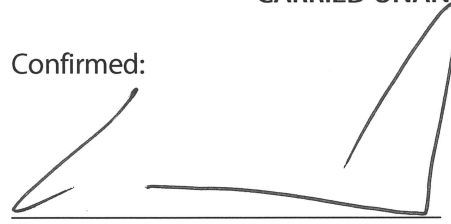
THAT Council adjourn the Regular Council meeting held on Tuesday, March 20, 2018 at 7:05 p.m.

**CARRIED UNANIMOUSLY**

Certified correct.

  
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Dana Schmidt  
Corporate Officer

Confirmed:

  
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Andrew Jakubeit  
Mayor

