

Public Hearing
City of Penticton, Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, December 18, 2018
at 6:00 p.m.

- Present:** Mayor Vassilaki
Councillor Bloomfield
Councillor Regehr
Councillor Robinson
Councillor Sentes
Councillor Watt
- Absent:** Councillor Kimberley
- Staff:** Laurie Darcus, Director of Corporate Services
Angie Collison, Corporate Officer
Anthony Haddad, Director of Development Services
Jim Bauer, Chief Financial Officer
Blake Laven, Planning Manager
Caitlyn Anderson, Deputy Corporate Officer

1. Call to order

Mayor Vassilaki called the public hearing to order at 6:02 p.m., declared a conflict of interest as he owns property on Main Street, and left the meeting at 6:02 p.m. Acting Mayor Sentes chaired the meeting for Zoning Amendment Bylaws No. 2018-66. She explained that the public hearing was being held to afford all persons who considered themselves affected by the proposed bylaws an opportunity to be heard before Council.

The Corporate Officer read the opening statement and introduced the purpose of the bylaws. She then explained that the public hearing was being held to afford all persons who considered themselves affected by the proposed bylaws, and related business license amendment bylaw an opportunity to be heard before Council. She further indicated that the public hearing was advertised pursuant to the *Local Government Act*.

2. "Zoning Amendment Bylaw No. 2018-66" (Cannabis Retail)

The purpose of "Zoning Amendment Bylaw No. 2018-66" is to amend Zoning Bylaw No. 2017-08 as follows:

To add a definition for 'cannabis retail store', includes the use in the C4, C5 and C6 and that cannabis retail stores are not permitted downtown on Main Street or Front Street.

The Corporate Officer advised that three letters have been received since the printing of the agenda and distributed to Council.

DELEGATIONS

Acting Mayor Sentes asked the public for the first time if anyone wished to speak to the application.

- Sandra Malco, owner of a business on Industrial Avenue West for 20 years, would like consideration for C7 Zoning as there are no schools near her business that will be impacted.
- William Legget, business owner on Main Street for 15 years, would like to see as much business as possible on Main Street and it would be positive.
- Daryl Clarke, Power Street, representing the Chamber of Commerce, why is it not being allowed in the first three blocks of Main Street and Front Street. Store fronts are fine, welcome stores to our town, bring business downtown, keep tax rates fair and want to promote business.
- Jill Bateman, Andrew Place, commercial building on Fairview Road, hoping C7 to be included in the framework.
- Lynn Kelsey, Oakville Street, would not like prohibition on Main Street and Front Street. C7 as site specific possible and make windows attractive.
- Ray Marie Legget, owns business on 400 block of Main Street, need to take precautions, but it has become legal, should be somewhere transparent, build and bring business downtown.
- Kevin Proteau, Van Horne Street, control over where to purchase product from, look into selling organic cannabis.
- Harvey Palish, West Bench, representing a few, not getting access codes from the government because of the mail strike, wants to delay applications to February or March.
- Jeff Lenard, Grandview Street, business on Front Street and Main Street. Wants cannabis to have more freedom than liquor stores, safer than alcohol. Embracing wineries and craft brewers that are open downtown, why not cannabis.
- Daniel Lisman, part of media involved in cannabis, wants to see accepted in C7, Main Street and Front Street, allow more stores within walking distance. More stores, gets more business.
- Brigid Kemp, Warren Avenue West, wants to know what is being sold at the stores, anyone over the age of 19 can purchase it.

Acting Mayor Sentes asked the public for the second time if anyone wished to speak to the application.

- No one spoke.

Acting Mayor Sentes asked the public for the third and final time if anyone wished to speak to the application.

- Chris Dawe, owns a business on Front Street, 1000 seniors would like his business so stay open. Letters of support from businesses on Front Street, he would like a one year temporary use permit.

The public hearing for "Zoning Amendment Bylaw No. 2018-66" was terminated at 6:43 p.m. and no new information can be received on this matter.

Mayor Vassilaki returned to the meeting at 6:43 p.m.

3. "Zoning Amendment Bylaw No. 2018-81" (310 Comox Street)

The purpose of "Zoning Amendment Bylaw No. 2018-81" is to amend Zoning Bylaw No. 2017-08 as follows:

Rezone Lot 7 District Lot 366 Similkameen Division Yale District Plan 5419, located at 310 Comox Street from R2 (Small Lot Residential) to C4 (General Commercial).

The applicant is proposing to convert the existing dwelling into a commercial unit.

The Corporate Officer advised that no letters have been received since the printing of the agenda.

DELEGATIONS

Mayor Vassilaki asked the public for the first time if anyone wished to speak to the application.

- Harvey Palish, representing owners of the property, wanting to use the retail outlet for cannabis as the area will become more commercial.
- Jeff Lenard, Grandview Street, applicants are friends of his, competing business for his own business, owners are successful business owner in a retail/commercial area and familiar with liquor licences.

Mayor Vassilaki asked the public for the second time if anyone wished to speak to the application.


- No one spoke.

Mayor Vassilaki asked the public for the third and final time if anyone wished to speak to the application.

- No one spoke.

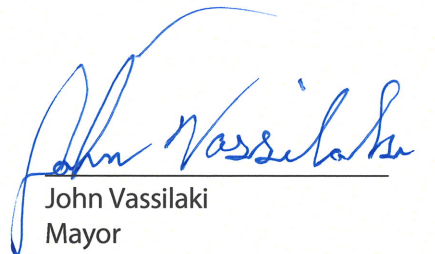
The public hearing for "Zoning Amendment Bylaw No. 2018-81" was terminated at 6:50 p.m. and no new information can be received on this matter.

Certified correct:



Angie Collison
Corporate Officer

Confirmed:



John Vassilaki
Mayor