

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

**Tuesday, January 21, 2020**  
**at 1:00 p.m.**

**Present:** Mayor Vassilaki  
Councillor Bloomfield  
Councillor Kimberley  
Councillor Regehr  
Councillor Robinson  
Councillor Sentes  
Councillor Watt

**Staff:** Donny van Dyk, Chief Administrative Officer  
Angie Collison, Corporate Officer  
Jim Bauer, Chief Financial Officer  
Blake Laven, Acting Director of Development Services  
Bregje Kozak, Director Recreation and Facilities (left at 2:04 p.m.)  
Mitch Moroziuk, General Manager of Infrastructure (left at 2:04 p.m.)  
Caitlyn Anderson, 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**

**It was MOVED and SECONDED**

THAT Council adopt the agenda for the Regular Council Meeting held on January 21, 2020 as presented.

**CARRIED UNANIMOUSLY**

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

Council recessed to a Committee of the Whole Meeting at 1:01 p.m.

**5. Reconvene the Regular Council Meeting**

Council reconvened the Regular Council Meeting at 1:28 p.m.

**6. Adoption of Minutes:**

6.1 Minutes of the January 7, 2020 Regular Meeting of Council

10/2020

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the January 7, 2020 Regular Meeting of Council as presented.  
**CARRIED UNANIMOUSLY**

**7. Consent Agenda:**

11/2020

**It was MOVED and SECONDED**

THAT Council approve the Consent Agenda:

1. Heritage & Museum Advisory Committee Meeting Draft Minutes of December 5, 2019;
2. Arts, Culture and Creative Innovations Committee Meeting Draft Minutes of December 9, 2019;
3. Safety and Security Advisory Committee Meeting Draft Minutes of December 9, 2019;
4. Community Sustainability Advisory Committee Meeting Draft Minutes of January 8, 2020;
5. Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of January 10, 2020.

**CARRIED UNANIMOUSLY**

**8. Committee and Board Recommendations:**

8.1 Economic Prosperity and Development Services Advisory Committee Recommendation from January 10, 2020

12/2020

**It was MOVED and SECONDED**

THAT Council direct staff to report back with options to permit electronic participation at Committee meetings.

**CARRIED UNANIMOUSLY**

**9. Correspondence**

**10. Staff Reports:**

10.1 Zoning Amendment Bylaw No. 2020-03  
Re: 1500 Duncan Avenue East

Mayor Vassilaki declared a conflict of interest as owner of a liquor retail establishment and left the meeting at 1:38 p.m. Deputy Mayor Robinson chaired the meeting.

13/2020

**It was MOVED and SECONDED**

THAT "Zoning Amendment Bylaw No. 2020-03", a bylaw to add the use 'retail liquor sales' as a site specific use in the C2 zone for Lot 25 District Lot 2710 Similkameen Division Yale District Plan 8297, located at 1500 Duncan Avenue East, be given first reading and be forwarded to the February 4, 2020 Public Hearing.

**CARRIED UNANIMOUSLY**

Mayor Vassilaki returned to the meeting at 1:52 p.m.

10.2 Crown Land Tenure Application (municipal infrastructure to service Upper Wiltse Lands)

14/2020

**It was MOVED and SECONDED**

THAT Council support a "Crown Land Tenure Application" to the province of BC, for the purpose of constructing and maintaining municipal infrastructure on Crown Lands, intended to service the Upper Wiltse area.

**CARRIED UNANIMOUSLY**

**11. Public Question Period**

**12. Recess to a Closed Meeting:**

15/2020

**It was MOVED and SECONDED**

THAT Council recess at 2:04 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.

**CARRIED UNANIMOUSLY**

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

Council reconvened the Regular Council Meeting at 6:04 p.m.

**14. Bylaws and Permits:**

14.1 2020-2024 Five Year Financial Plan Bylaw No. 2020-01

16/2020

**It was MOVED and SECONDED**

THAT Council adopt "2020-2024 Five Year Financial Plan Bylaw No. 2020-01".

**CARRIED UNANIMOUSLY**

14.2 Zoning Amendment Bylaw No. 2020-02  
Re: 128 Cossar Avenue

17/2020

**It was MOVED and SECONDED**

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2020-02".

**CARRIED**  
**Councillor Regehr, Opposed**

**15. Land Matters:**

15.1 Cannery Brewing Structural Change  
Re: 198 Ellis Street (172 Ellis Street)

Mayor Vassilaki declared a conflict of interest as he does business with the proponents and left the meeting at 6:15 p.m. Deputy Mayor Robinson chaired the meeting.

Delegations/Submissions:

- AJ Thompson, Cannery Brewing Company, concerns from neighbours are parking and noise. South City parking lots relieve parking congestion, allocated 50 square feet for staff parking in back to help with parking issues. Two existing bike racks out front to encourage biking and putting in two more bike racks. Noise concerns are relevant, not our intended daily operation capacity, reserved for possibility of special event, seats 80-90 people is intent, two-story wall between residents with band shell style roof to mitigate noise. Not a late night bar, a place to gather, closing of reasonable hour, asking for no restrictions to service on patio.
- Brigid Kemp, Warren Avenue West, parking is better now with the city lots, however what is going to happen to businesses when the parking lots are slated for development.
- Mike Hill, business on Ellis Street across the road, been neighbour for years and support how they conduct business, spoke in support of the application.
- Liam Payton, Municipal Avenue, spoke in support of Cannery Brewing and their application.
- Darren Binnema, Moosejaw Street, spoke in support of Cannery Brewing and their application.

18/2020

**It was MOVED and SECONDED**

THAT Council recommend to the Liquor & Cannabis Regulation Branch (LCRB) that it supports the application for a manufacturing facility structural change for an exterior patio from the Cannery Brewing Company located at 198 Ellis Street with no amplified music beyond 9:00 p.m.

**CARRIED UNANIMOUSLY**

Mayor Vassilaki returned to the meeting at 6:44 p.m.

15.2 Application for Winery Lounge Endorsement – Wesbert Winery Ltd.

Re: 1465 Naramata Road

Delegations/Submissions:

- Pieter Coetzer, proponent, not to become a large, loud establishment, long table supper, continue with normal operating hours.
- Schuyler Lighthall, Naramata Road, four wineries around property that have patio winery endorsement and operate until 10 p.m. gives them the ability to have special events permit until either 11 p.m. or 12 a.m., can't endorse 10 p.m., up to seven times a year. All five wineries can have 28 events during 10 weeks in the summer. Automatic lights that come on and stay on for 15-16 hours per day is harmful.
- Debbie Sworder, Naramata Road, a lot of lighting and traffic with 21 alcohol establishments within walking distance.

19/2020

**It was MOVED and SECONDED**

THAT Council recommend to the Liquor and Cannabis Regulation Branch (LCRB) that it support the application for the proposed Winery Lounge Endorsement from Wesbert Winery Ltd., located at 1465 Naramata Road with the condition of no amplified music on the exterior patio lounge.

**CARRIED UNANIMOUSLY**

15.3 Development Variance Permit PL2019-8644  
Re: 1167 King Street

Delegations/Submissions:

- No one spoke.

20/2020

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2019-8644" for Lot 5, District Lot 250, Similkameen Division Yale District, Plan 3827, located at 1167 King Street, a permit to decrease the minimum interior side yard setback (north) for a carriage house from 1.5 m to 0.6 m.

**CARRIED UNANIMOUSLY**

15.4 Development Variance Permit PL2019-8615  
Re: 1853 Sutherland Road

Delegations/Submissions:

- Neil Miller, Sutherland Road, adjacent to subject property, concerns with covenant and building more wine producing facilities on subject property.
- Eric Thor, applicant, Naramata Road, owns another property and wants to subdivide and sell the house and keep the vineyard.

21/2020

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2019-8615" for Lot 1, District Lot 369, Similkameen Division Yale District, Plan KAP76817, located at 1853 Sutherland Road, a permit to decrease the minimum lot area from 5 acres to 1 acre, to support a two lot subdivision, subject to the following conditions:

- At the time of subdivision a covenant is to be placed on the remainder parcel restricting any residential buildings on the vineyard parcel; and
- Prior to final approval of the subdivision, approval is received from the Agricultural Land Commission for the remainder parcel to be incorporated into the provincial Agriculture Land Reserve (ALR).

**CARRIED UNANIMOUSLY**

**16. Notice of Motion**

**17. Business Arising:**

17.1 From the January 21, 2020 Committee of the Whole delegation – 3.1 Okanagan Youth Recovery House

22/2020

**It was MOVED and SECONDED**

THAT Council send a letter to The Bridge Youth & Family Services supporting the Okanagan Youth Recovery House initiative.

**CARRIED UNANIMOUSLY**

17.2 Proposed SILGA Resolution provided by Councillor Bloomfield

23/2020

**It was MOVED and SECONDED**

THAT Council submit the following resolution to the Southern Interior Local Government Association for consideration:

WHEREAS There is a growing pressure on municipalities within the province to provide services in areas which have not traditionally been municipal services, including homelessness, addictions, mental health, child care and age-friendly matters;

WHEREAS The province is providing resources and services and municipalities are left with the responsibility of coordinating the available resources and services;

NOW THEREFORE BE IT RESOLVED The province provide 50% of the costs of a social development specialist for municipalities with a population of 10,000 or more, or to municipalities that are deemed to be communities in need, to work collaboratively with stakeholders in the alignment of policy, strategies and resourcing.

**CARRIED  
Councillor Kimberley, Opposed**

17.3 Business Arising from item 15.2 Application for Winery Lounge Endorsement – Wesbert Winery Ltd.

24/2020

**It was MOVED and SECONDED**

THAT Council direct staff to report back with options to address light pollution in the Good Neighbour Bylaw.

**CARRIED UNANIMOUSLY**

**18. Council Round Table**

**19. Public Question Period**

**20. Adjournment**

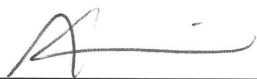
25/2020

**It was MOVED and SECONDED**

THAT Council adjourn the Regular Council meeting held on Tuesday, January 21, 2020 at 8:26 p.m.

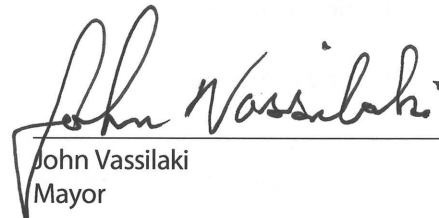
**CARRIED UNANIMOUSLY**

Certified correct:



Angie Collison  
Corporate Officer

Confirmed:



John Vassilaki  
Mayor