

**Regular Council Meeting<sup>1</sup>**  
held at City of Penticton Council Chambers  
171 Main Street, Penticton, B.C.

**Tuesday, June 16, 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, Director of Development Services  
Caitlyn Anderson, Deputy Corporate Officer

**1. Call to Order**

The Mayor called the Regular Council Meeting to order at 1:02 p.m.

**2. Adoption of Agenda**

170/2020

**It was MOVED and SECONDED**

THAT Council adopt the agenda for the Regular Council Meeting held on June 16, 2020 as presented.

**CARRIED UNANIMOUSLY**

**3. Adoption of Minutes:**

3.1 Minutes of the June 2, 2020 Electronic Regular Meeting of Council

171/2020

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the June 2, 2020 Electronic Regular Meeting of Council as presented.

**CARRIED UNANIMOUSLY**

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<sup>1</sup> In accordance with the Province of BC Ministerial Order No. M139, the Council of the City of Penticton is participating in the meeting without public attendance and may adopt a bylaw on the same day as third reading.

**4. Consent Agenda:**

172/2020

**It was MOVED and SECONDED**

THAT Council approve the Consent Agenda:

1. Agriculture Advisory Committee Meeting Draft Minutes of May 20, 2020;
2. Penticton and Ellis Creek Restoration Select Committee Meeting Draft Minutes of May 22, 2020;
3. Safety and Security Advisory Committee Meeting Draft Minutes of May 25, 2020;
4. Parks and Recreation Advisory Committee Meeting Draft Minutes of June 1, 2020;
5. Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of June 5, 2020.

**CARRIED UNANIMOUSLY**

**5. Correspondence:**

5.1 Cannabis Cottage, Spiritleaf and Greenery Cannabis Boutique Letter

173/2020

**It was MOVED and SECONDED**

THAT Council take no action at this time and receive into the record the correspondence dated May 27, 2020 from Cannabis Cottage, Spiritleaf and Greenery Cannabis Boutique.

**CARRIED**

**Councillors Bloomfield and Watt, Opposed**

5.2 Proclamation "Pride Week"

174/2020

**It was MOVED and SECONDED**

THAT Council proclaim June 22-26, 2020 as "Pride Week" in the City of Penticton.

**CARRIED UNANIMOUSLY**

**6. Staff Reports:**

6.1 2019 Annual Report

Submissions/Questions: nil

175/2020

**It was MOVED and SECONDED**

THAT Council receive into the record the 2019 Annual Report as circulated.

**CARRIED UNANIMOUSLY**

6.2 Statement of Financial Information

176/2020

**It was MOVED and SECONDED**

THAT Council approves the Statement of Financial Information for the fiscal year ending December 31, 2019.

**CARRIED UNANIMOUSLY**

6.3 Utilities Collections After BCUC Direction Expires

177/2020

**It was MOVED and SECONDED**

THAT Council direct staff to recommence disconnections of utilities for non-payment upon the expiry of the direction provided by the British Columbia Utilities Commission in a manner which prioritizes those accounts without payment for the longest period of time, splitting the disconnections over three sequential months.

**CARRIED UNANIMOUSLY**

- 6.4 Travel Penticton Society and Penticton and Wine Country Chamber of Commerce License to Use Agreement for the Jubilee Pavilion located at 185 Lakeshore Drive, Penticton

178/2020

**It was MOVED and SECONDED**

THAT Council approve an 18 month License to Use Agreement, for the Jubilee Pavilion building located at 185 Lakeshore Drive to Travel Penticton and the Penticton and Wine Country Chamber of Commerce, at a license rate of \$7,200.00 per year plus annual CPI adjustments;  
AND FURTHER THAT Council authorize the Mayor and Corporate Officer to execute the Licence to Use Agreement.

**CARRIED UNANIMOUSLY**

- 6.5 Coyote Cruises Limited Partnership – License to Use Agreement  
Re: 215 Riverside Drive

179/2020

**It was MOVED and SECONDED**

THAT Council approve the 5-year License to Use renewal agreement commencing on June 17, 2020 with Coyote Cruises Limited Partnership for the use of City land and building located at 215 Riverside Drive for the purpose of the operation of a food, rental concession and transportation service at a license rate of \$4,389.00 per year plus GST and annual CPI adjustments;  
AND FURTHER THAT Council authorize Mayor and Corporate Officer to execute the Licence to Use Agreement.

**CARRIED UNANIMOUSLY**

- 6.6 Section 57 Notice on Title – Failure to obtain Building Permit  
Re: 28, 32, 44, 66 and 78 Ellis Street

180/2020

**It was MOVED and SECONDED**

THAT Council resolve to place a Notice on Title under Section 57 of the *Community Charter* with respect to contravention of the City of Penticton Building Bylaw No. 2018-01 on Lots 9-13, Block 2, District Lot 202 SDYD, Plan 479, located at 28 32 44 66 and 78 Ellis Street (the Property), stating the following:

“Failure to obtain a building permit, which is a violation of City of Penticton Building Bylaw No.2018-01,

Further information about it may be inspected at the municipal hall.”

**CARRIED UNANIMOUSLY**

- 6.7 Secondary Wine Tasting Rooms

181/2020

**It was MOVED and SECONDED**

THAT Council send a letter to the Province of BC’s Liquor & Cannabis Regulation Branch recommending a change to the current winery/cider licensing approach and to advocate through UBCM and SILGA for allowing wine/cider manufacturers off-site tasting rooms where their products can be sampled and sold.

**CARRIED UNANIMOUSLY**

6.8 Official Community Plan Amendment – Community Engagement Process  
Re: 877 (813, 825, 851) Westminster Avenue

182/2020

**It was MOVED and SECONDED**

THAT Council support the community engagement plan for the proposed Official Community Plan land use designation change from Tourist Commercial to Urban Residential for 813, 825, 851 and 877 Westminster Avenue;

AND THAT the applicant will be responsible for the Official Community Plan amendment fee.

**CARRIED UNANIMOUSLY**

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

183/2020

**It was MOVED and SECONDED**

THAT Council recess at 3:06 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* section 90 (1) as follows:

(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*;

90(2) (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

**CARRIED UNANIMOUSLY**

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

Council reconvened the Regular Council Meeting at 6:11 p.m.

**9. Bylaws and Permits:**

9.1 Zoning Amendment Bylaw No. 2020-18  
Re: 175 Brunswick Street

184/2020

**It was MOVED and SECONDED**

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2020-18".

**CARRIED UNANIMOUSLY**

9.2 Zoning Amendment Bylaw No. 2020-07  
Development Permit PL2019-8674  
Re: 1018, 1026 and 1034 Churchill Avenue

185/2020

**It was MOVED and SECONDED**

THAT Council adopt "Zoning Amendment Bylaw No. 2020-07";

AND THAT Council approve "Development Permit PL2019-8674".

**CARRIED UNANIMOUSLY**

**10. Land Matters:**

10.1 Zoning Amendment Bylaw No. 2019-26  
Re: 965 Naramata Road

186/2020

**It was MOVED and SECONDED**

THAT Council close and abandon "Zoning Amendment Bylaw No. 2019-26", a bylaw to add the use 'Craft Brewery/Distillery', subject to a maximum gross floor area of 400 square meters, on a site-specific basis for 965 Naramata Road.

**CARRIED UNANIMOUSLY**

Councillor Regehr declared a conflict of interest as a resident of the neighbouring property and left the meeting at 6:17 p.m.

10.2 Development Permit PL2020-8768 (Amendment to Development Permit PL2019-8621)  
Re: 88 Lakeshore Drive East

187/2020

**It was MOVED and SECONDED**

THAT Council approve Development Permit PL2020-8768, a permit that amends Development Permit 2019-8621, changing the colour panels originally proposed for a three unit apartment building on Lot 28, Block 1, District Lot 202, Similkameen Division Yale District, Plan 269, Except Plan B7924, located at 88 Lakeshore Drive East, with the condition that the red columns on the west facing wall be replaced with light grey or charcoal colour.

**CARRIED**

**Councillors Robinson and Sentes, Opposed**

Councillor Regehr returned to the meeting at 6:38 p.m.

**11. Business Arising**

**12. Council Round Table:**

188/2020

**It was MOVED and SECONDED**

THAT Council refer maintaining open public washrooms in light of the recent vandalism and inappropriate use to the Parks and Recreation Advisory Committee.

**CARRIED UNANIMOUSLY**

**13. Public Question Period**

**14. Adjournment**

189/2020

**It was MOVED and SECONDED**

THAT Council adjourn the Regular Council meeting held on Tuesday, June 16, 2020 at 6:50 p.m.

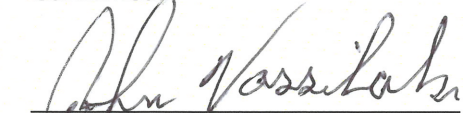
**CARRIED UNANIMOUSLY**

Certified correct:



Angie Collison  
Corporate Officer

Confirmed:



John Vassilaki  
Mayor