

## Electronic Regular Council Meeting<sup>1</sup>

held via Zoom City of Penticton  
171 Main Street, Penticton, B.C.

Tuesday, January 19, 2021  
at 1:00 p.m.

**Present via Zoom:** Mayor Vassilaki  
Councillor Bloomfield  
Councillor Regehr  
Councillor Robinson  
Councillor Sentes  
Councillor Watt

**Regrets:** Councillor Kimberley

**Staff via Zoom:** Donny van Dyk, Chief Administrative Officer  
Angie Collison, Corporate Officer  
Jim Bauer, CFO/ General Manager, Finance & Administration  
Blake Laven, Director of Development Services  
Anthony Haddad, General Manager, Community Services  
Kristen Dixon, General Manager of Infrastructure  
Caitlyn Anderson, Deputy Corporate Officer

**1. Call to Order**

The Mayor called the Regular Council Meeting to order at 1:00 p.m.

**2. Introduction of Late Items**

**3. Adoption of Agenda**

06/2021

**It was MOVED and SECONDED**

THAT Council adopt the agenda for the Regular Council Meeting held on January 19, 2021 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 1:14 p.m.

<sup>1</sup> In accordance with the Province of BC Ministerial Order No. M192, the Council of the City of Penticton is participating in the meeting without public attendance.

**6. Adoption of Minutes:**

6.1 Minutes of the December 8, 2020 Regular Meeting of Council

07/2021

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the December 8, 2020 Regular Meeting of Council as presented.

**CARRIED UNANIMOUSLY**

6.2 Minutes of the December 10, 2020 Special Meeting of Council

08/2021

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the December 10, 2020 Special Meeting of Council as presented.

**CARRIED UNANIMOUSLY**

6.3 Minutes of the January 8, 2021 Special Meeting of Council

09/2021

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the January 8, 2021 Special Meeting of Council as presented.

**CARRIED UNANIMOUSLY**

**7. Consent Agenda:**

10/2021

**It was MOVED and SECONDED**

THAT Council approve the Consent Agenda:

1. Minutes of the December 7, 2020 Public Hearing;
2. Minutes of the December 8, 2020 Committee of the Whole Meeting;
3. Safety and Security Advisory Committee Meeting Draft Minutes of December 7, 2020;
4. Parks and Recreation Advisory Committee Meeting Draft Minutes of December 10, 2020;
5. Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of December 11, 2020;
6. Penticton and Ellis Creek Restoration Select Committee Meeting Draft Minutes of January 8, 2021.

**CARRIED UNANIMOUSLY**

**8. Committee and Board Recommendations**

**9. Correspondence**

**10. Staff Reports:**

10.1 Development Variance Permit PL2020-8854

Re: 718 Chase Avenue

Owner/Representative: Rob Leenhouts, owner, spoke in support of the variance.

11/2021

**It was MOVED and SECONDED**

THAT Council deny "Development Variance Permit PL2020-8854" for Lot 29 District Lot 2 Group 7 Similkameen Division Yale (Formerly Yale Lytton) District Plan 1049, located at 718 Chase Avenue, a permit to vary Sections 10.2.2.6.ii and 10.2.2.7.ii of Zoning Bylaw 2017-08 to reduce the side yard setback for an accessory structure from 1.2m to 0m, and to reduce the rear yard setback for an accessory structure from 1.5m to 0m, in order to legalize an unpermitted accessory building on the subject property.

**CARRIED UNANIMOUSLY**

10.2 Vancouver Foundation Grant Application on Behalf of Community Action Team

12/2021

**It was MOVED and SECONDED**

THAT Council direct staff to apply for three years of funding, on behalf of the Community Action Team, through the Vancouver Foundation's Systems Change Test Grants program for the creation of a substance use response strategy.

**CARRIED UNANIMOUSLY**

10.3 Emergency Operations Centre (EOC) Grant

13/2021

**It was MOVED and SECONDED**

THAT Council support the application for grant funding from UBCM for Emergency Operations Centre (EOC) costs for equipment, supplies and training for the City of Penticton EOC.

**CARRIED UNANIMOUSLY**

10.4 Emergency Support Services (ESS) Review of 2020, and Priorities and UBCM Grant for 2021  
Alida Erickson, Emergency Support Services Director

14/2021

**It was MOVED and SECONDED**

THAT Council direct staff to apply for the Emergency Support Services/Community Emergency Preparedness Fund grant from the Union of BC Municipalities (UBCM) for \$25,000 in funding for equipment, planning, recruitment, training, and other eligible and related expenses for Penticton's Emergency Support Services team;  
AND THAT Council direct the Fire Chief as Emergency Planning Coordinator for the City of Penticton to sign and submit the application document;  
AND THAT a letter be sent from Council to the members of the Penticton Emergency Support Services team thanking them for their services in 2020.

**CARRIED UNANIMOUSLY**

10.5 Southern Interior Bylaw Notice Dispute Adjudication Registry Agreement

15/2021

**It was MOVED and SECONDED**

THAT the Mayor and Corporate Officer be authorized to execute the "Southern Interior Bylaw Notice Dispute Adjudication Registry Agreement" to continue with the Dispute Adjudication System from January 1, 2021 until December 31, 2024;  
AND THAT Council designates Tina Mercier, Bylaw Services Supervisor (or acting staff member) as the City's Screening Officer and designate Ken Kunka, Deputy Director Development Services (or acting staff member) as alternate Screening Officer.

**CARRIED UNANIMOUSLY**

10.6 Penticton Child Care Assessment and Action Plan  
Sandra Menzer from Social Planning and Research Council of BC (SPARC BC)

16/2021

**It was MOVED and SECONDED**

THAT Council endorses the "Penticton Child Care Action Plan";  
AND THAT Council direct staff to collaboratively work with community partners on implementing the Penticton Child Care Action Plan;  
AND THAT a final Union of BC Municipalities (UBCM) grant report is submitted to UBCM and the Province of British Columbia in order to meet the UBCM grant program obligations.

**CARRIED UNANIMOUSLY**

- 10.7 Edmonton Avenue Child Care Centre:  
Zoning Amendment Bylaw No. 2020-42  
Public Engagement Results  
Re: 470, 490 and 500 Edmonton Avenue

17/2021

**It was MOVED and SECONDED**

THAT Council receive into the record the results of the public engagement completed in accordance with the Parkland Protection and Use Policy for the Edmonton Avenue Child Care Centre, located at 470, 490 and 500 Edmonton Avenue;

AND THAT Council give second reading as amended to 'Zoning Amendment Bylaw No. 2020-42', a bylaw that adds the use 'day care centre, major' as a site specific use in the P2 (Parks and Recreation) zone for Lot 6 and the western portion of Lot 5 District Lots 202, 249 and 250 Similkameen Division Yale District Plan 1410, located at 470 and the western portion of 490 Edmonton Avenue, and be forwarded to the February 1, 2021 Public Hearing.

**CARRIED UNANIMOUSLY**

- 10.8 Zoning Amendment Bylaw No. 2021-03  
Development Permit PL2020-8882  
Re: 533 Forestbrook Drive

18/2021

**It was MOVED and SECONDED**

THAT Council give first reading to "Zoning Amendment Bylaw No. 2021-03", a bylaw to rezone Lot 3 District Lots 202 and 249 Similkameen Division Yale District Plan 3350, located at 533 Forestbrook Drive, from R2 (Small Lot Residential) zone to RM2 (Low Density Multiple Housing) zone, with the following site-specific provision:

- A maximum of four (4) dwelling units shall be permitted.

AND THAT Council forward "Zoning Amendment Bylaw No. 2021-03" to the February 1, 2021 Public Hearing.

AND THAT Council, subject to adoption of "Zoning Amendment Bylaw No. 2021-03", approve "Development Permit PL2020-8882", to allow the construction of a 4 unit cluster housing development.

**CARRIED UNANIMOUSLY**

- 10.9 Zoning Amendment Bylaw No. 2021-04  
Re: 487 Churchill Avenue

19/2021

**It was MOVED and SECONDED**

THAT Council give first reading to "Zoning Amendment Bylaw No. 2021-04" for Lot 14 District Lots 2 and 4 Group 7 Similkameen Division Yale (Formerly Yale-Lytton) District Plan 4075, located at 487 Churchill Avenue, a bylaw to rezone the subject property from RM2 (Low Density Multiple Housing) zone to R2 (Small Lot Residential) zone, in order to proceed with the construction of a single detached dwelling;

AND THAT Council forward "Zoning Amendment Bylaw No. 2021-04" to the February 1, 2020 Public Hearing;

AND THAT prior to adoption of "Zoning Amendment Bylaw No. 2021-04", a 1.5m road dedication be registered with the Land Titles Office.

**CARRIED UNANIMOUSLY**

10.10 Development Variance Permit PL2020-8874  
Re: 1712 Ridgdale Avenue

20/2021

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2020-8874" for Lot 5 District Lot 2710 Similkameen Division Yale District Plan 8796 Except Plan 20465, located at 1712 Ridgedale Avenue, a permit to vary Section 8.2.3.9 of Zoning Bylaw 2017-08, to increase the maximum carriage house floor area from 135m<sup>2</sup> to 178.5m<sup>2</sup> to allow additional living space in the basement of an existing carriage house.

**CARRIED UNANIMOUSLY**

Mayor Vassilaki declared a conflict of interest and left the meeting at 2:45 p.m. as his family owns business that sell liquor. Deputy Mayor Robinson chaired the meeting.

10.11 Manufacturing Brewery Lounge Endorsement for Highway 97 Brewing Company Ltd  
Liquor Licence  
Re: 200 Ellis Street

21/2021

**It was MOVED and SECONDED**

THAT Council provide a recommendation to the Liquor and Cannabis Regulation Branch (LCRB) to support the Brewery Lounge endorsement application from Highway 97 Brewing Company Inc. located at 200 Ellis Street with restrictions on exterior patio service hours of 11:00pm and no exterior amplified music past 09:00pm.

**CARRIED UNANIMOUSLY**

Mayor Vassilaki returned to the meeting at 2:51 p.m.

10.12 BC Transit City of Penticton 2020-2021 Amended Annual Operating Agreement  
& Safe Restart Contribution

22/2021

**It was MOVED and SECONDED**

THAT Council authorize the Mayor and Corporate Officer to execute the amended 2020 - 2021 Annual Operating Agreement Conventional and Custom Transit as contained in Attachment 'A'; THAT any excess Provincial funds received over and above expected revenue shortfalls will be transferred into deferred revenues and used to offset future transit expenditures or continued revenue shortfalls;  
AND THAT the 2021-2025 Financial Plan be amended accordingly.

**CARRIED UNANIMOUSLY**

**11. Bylaws and Permits:**

11.1 Zoning Amendment Bylaw No. 2020-51  
Development Variance Permit PL2020-8812  
Re: 575 Ellis Street

23/2021

**It was MOVED and SECONDED**

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2020-51";  
AND THAT Council adopt "Zoning Amendment Bylaw No. 2020-51";  
AND THAT Council approve "Development Permit PL2020-8812".

**CARRIED**  
**Councillors Regehr, and Watt, Opposed**

- 12. Notice of Motion
- 13. Business Arising
- 14. Council Round Table
- 15. Public Question Period
- 16. Adjournment to a Closed Meeting:

24/2021

**It was MOVED and SECONDED**

THAT Council adjourn at 3:26 p.m. to a closed meeting of Council pursuant to the provisions of the Community Charter as follows:

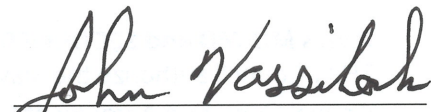
- Section 90 (1) (e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (g) litigation or potential litigation affecting the municipality;
- (j) information that is prohibited, 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;
- Section 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**

Certified correct:

  
\_\_\_\_\_  
Angie Collison  
Corporate Officer

Confirmed:

  
\_\_\_\_\_  
John Vassilaki  
Mayor