

THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Tuesday, September 5, 2017 at 4:30 p.m. in the Council Chambers of City Hall

Present: Mayor Greg McCune
Councillor Tundra Baird
Councillor Brad Case
Councillor Roxanne Davyduke
Councillor Raquel Knust
Councillor Brian Schreiner
Councillor Shawn Shishido

Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner and Assistant Corporate Officer – Kurt Inglis
Recording Secretary – Bettyann Kennedy
The Press and Public

APPROVAL OF AGENDA

Moved by Councillor Baird, seconded by Councillor Schreiner that the agenda be approved as circulated.

Carried

ADOPTION OF MINUTES

Regular Meeting Minutes of August 14, 2017

Moved by Councillor Shishido, seconded by Councillor Case that the minutes of the regular meeting of August 14, 2017 be adopted as circulated.

Carried

PUBLIC HEARINGS

The regular meeting gave way to a Public Hearing.

The regular meeting re-convened at 4:33 p.m.

STATUTORY HEARINGS

Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1636, 2017

A bylaw to amend Zoning Bylaw 1550, 2014 with policy for detached suites, short-term vacation rentals, marijuana-related businesses, and minor housekeeping items

A separate written report containing a summary of the nature of the representations respecting the bylaw that were made at the hearing has been prepared and maintained as a public record and certified by the person preparing the report.

Vetter Place Road Closure and Removal of Dedication Bylaw No. 1637, 2017

A bylaw to authorize closure and removal of the dedication as highway on part of undeveloped road commonly known as Vetter Place

There were three calls for the public to make representation regarding the bylaw. There were no speakers.

There were no written submissions.

013-17-DVP-END

Lot 11, Block 12, District Lot 150, Kamloops (formerly Osoyoos) Division Yale District, Plan 211A – 513 Hubert Avenue

Applicant: Tybren Holdings Ltd and Brew Crew Investments Inc C/o Ocana Construction Ltd

The Planner and Deputy Corporate Officer introduced the application and provided a summary of his report.

Members of the public were invited to provide comment. There were no speakers.

BYLAWS – 3rd Reading

Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1636, 2017

A bylaw to amend Zoning Bylaw No. 1550, 2014 with policy for detached suites, short-term vacation rentals, marijuana-related businesses, nuisances in all zones, and minor housekeeping items

Moved by Councillor Case, seconded by Councillor Baird that Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1636, 2017 be given three readings.

Carried

BYLAWS – Adoption

Vetter Place Road Closure and Removal of Dedication Bylaw No. 1637, 2017

A bylaw to authorize closure and removal of the dedication as highway on part of undeveloped road commonly known as Vetter Place

Moved by Councillor Schreiner, seconded by Councillor Shishido that Vetter Place Road Closure and Removal of Dedication Bylaw No. 1637, 2017 be adopted;

AND THAT Council authorize the intended sale of the property (99.8 m²) that was formerly that portion of Vetter Place closed under Bylaw No. 1637, 2017, to the Owner of the property legally described as Lot 6, Section 26, Township 18, Range 9, W6M, KDYD, Plan KAP88729 for \$1.00, for the purposes of consolidation with the legally described property;

AND THAT the Mayor and Corporate Officer be authorized to execute the necessary agreements and documents on behalf of the City;

AND FURTHER THAT pursuant to the Resumption of Highways Regulation, B.C. Reg. 245/2004, the Corporate Officer be authorized to file a certificate in the Land Title Office in order

to effect a discharge of the Province’s right of resumption for the portion of Vetter Place to be closed under Bylaw No. 1637, 2017.

Carried

BYLAWS – 3 Readings

Intermunicipal Fire Training Centre Service Bylaw No. 1512, 2012 Amendment Bylaw No. 1638, 2017

Moved by Councillor Baird, seconded by Councillor Case that Intermunicipal Fire Training Centre Service Bylaw No. 1512, 2012 Amendment Bylaw No. 1638, 2017 be given three readings;

AND THAT Council authorize the Mayor and Chief Administrative Officer to execute the substituted Schedule ‘A’ substantially as presented.

Carried

Streets and Traffic Bylaw No. 1471, 2010 Amendment Bylaw No. 1639, 2017

Moved by Councillor Knust, seconded by Councillor Baird that Streets and Traffic Bylaw No. 1471, 2010 Amendment Bylaw No. 1639, 2017 be given three readings.

Carried

Stormwater Protection and Drainage Regulation Bylaw No. 1640, 2017

A bylaw to protect stormwater and regulate drainage

Moved by Councillor Schreiner, seconded by Councillor Baird that Stormwater Protection and Drainage Regulation Bylaw No. 1640, 2017 be given three readings.

Carried

The Chief Administrative Officer summarized his written report.

DEVELOPMENT MATTERS

013-17-DVP-END

Lot 11, Block 12, District Lot 150, Kamloops (formerly Osoyoos) Division Yale District, Plan 211A – 513 Hubert Avenue

Applicant: Tybren Holdings Ltd and Brew Crew Investments Inc C/o Ocana Construction Ltd

Moved by Councillor Case, seconded by Councillor Knust that Council authorize the issuance of a Development Variance Permit for the property legally described as Lot 11, Block 12, District Lot 150, Kamloops (formerly Osoyoos) Division Yale District, Plan 211A and located at 513 Hubert Avenue to permit variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- Section 401.10.d.ii by reducing the minimum side yard setback requirement from 5 m (16.40 feet) to 0.305 m (1 feet), in accordance with the attached Schedule ‘A’;
- Section 901.2.a of Schedule ‘B’ by reducing the minimum size of parking spaces from 6 m (19.68 feet) in length and 2.8 m (9.186 feet) in width to 4.8 m (15.75 feet) in length and 2.69 m (8.83 feet) in width, in accordance with the attached Schedule ‘A’;

- Section 901.2.a of Schedule 'B' by reducing the minimum size of *small car* parking spaces from 5.2 m (17.06 feet) in length and 2.3 m (7.546 feet) in width to 4.8 m (15.75 feet) in length and 2.286 m (7.5 feet) in width, in accordance with the attached Schedule 'A';
- Section 901.2.c of Schedule 'B' by permitting vehicles to back out onto a highway from a parking area, in accordance with the attached Schedule 'A'; and
- Section 901.3 of Schedule 'B' by reducing the number of required spaces from 20 to 18, in accordance with the attached Schedule 'A',

Subject to the owners providing a sworn affirmation which indemnifies and saves harmless the City of Enderby against all claims, liabilities, judgements, costs, and expenses of whatever kind, which may in any way accrue against the said City in consequence of, and incidental to, the issuance of the aforementioned Development Variance Permit.

Carried

REPORTS

Mayor McCune

Mayor McCune commented on the tree that came down in the last windstorm on High Street between Knight and Regent Avenues. The Chief Administrative Officer reported that the tree is on City property and that there is someone willing to remove the tree for the wood. This is being delayed until further rainfall occurs due to the extreme wildfire risk.

Councillor Knust

FACT – the new HUT is now completed and will be delivered soon. The HUT did well again this year. There will be a fall harvest celebration in October.

IHA food policies for Canada are being released. Mel Arnold, MP will be making an announcement soon.

Chief Administrative Officer

The Salmon Arm Drive project is on target.

June 2017 Financial Report – Memo from Chief Financial Officer dated August 10, 2017

Moved by Councillor Baird, seconded by Councillor Knust that the report be received and filed.

Carried

NEW BUSINESS

Appointment of Barry Gagnon as Signatory for Banking – Memo from Chief Financial Officer dated August 11, 2017

Moved by Councillor Knust, seconded by Councillor Davyduke that Barry Gagnon, Acting Chief Financial Officer, be added as a signatory for the General, Cemetery Care Fund, and Cemetery Donations Accounts in the name of The Corporation of the City of Enderby currently held at Enderby and District Financial.

Carried

2018 Permissive Tax Exemptions – Memo from Chief Financial Officer dated August 16, 2017

Moved by Councillor Knust, seconded by Councillor Shishido that Council approve the properties on the circulated Appendix ‘A’ with a permissive tax exemption for 2018.

Carried

Rural Economic Development Program Consensus Matrix – Memo from Planner and Deputy Corporate Officer dated August 23, 2017

Moved by Councillor Baird, seconded by Councillor Case that Council expresses its interest in exploring the following economic development activities as described on Table 1 of the *Consensus Matrix – Rural Economic Development Program Service Establishment* correspondence from the Planning Department of the Regional District of North Okanagan: Business Retention and Expansion, Workforce Development, Regional Collaboration, and Economic Development Planning;

AND THAT Council reserves comment regarding the form and financing of a Rural Economic Development Function until such time as the activities, structure, and costs of such a function have been elaborated;

AND FURTHER THAT Council include this matter in its Economic Development Portfolio.

Carried

UBCM – Correspondence dated August 25, 2017

Re: Strategic Wildfire Prevention Initiative – Approval of Community Wildfire Protection Plan / Update Application

Moved by Councillor Baird, seconded by Councillor Shishido that the correspondence be received and filed.

Carried

PUBLIC QUESTION PERIOD

None.

CLOSED MEETING RESOLUTION

Moved by Councillor Case, seconded by Councillor Baird that, pursuant to Section 92 of the *Community Charter*, the regular meeting convene In-Camera to deal with matters deemed closed to the public in accordance with Section 90 (2) (b) of the *Community Charter*.

Carried

ADJOURNMENT

The regular meeting reconvened at 5:50 p.m.

Moved by Councillor Baird, seconded by Councillor Shishido that the regular meeting adjourn at 5:50 p.m.

Carried

MAYOR

CHIEF ADMINISTRATIVE OFFICER