



THE CORPORATION OF THE CITY OF VERNON

A G E N D A

REGULAR OPEN MEETING OF COUNCIL

COUNCIL CHAMBERS
CITY HALL
MONDAY
JUNE 11, 2018
At 1:30 p.m.

Council

Mayor A. Mund

Councillor S. Anderson
Councillor C. Lord
Councillor B. Quiring

Councillor J. Cunningham
Councillor D. Nahal
Councillor B. Spiers

For Enquiries
Telephone: (250) 545-1361
www.vernon.ca



"To deliver effective and efficient local government services that benefit our citizens, our businesses, our environment and our future"

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REGULAR OPEN MEETING OF COUNCIL

CITY HALL COUNCIL CHAMBERS

MONDAY, JUNE 11, 2018

AT 1:30 PM

1. CALL REGULAR MEETING TO ORDER AND MOVE TO COMMITTEE OF THE WHOLE
2. RESOLUTION TO CLOSE MEETING
 - A. BE IT RESOLVED that the meeting be closed to the public in accordance with Section 90 of the *Community Charter* as follows:
 - (c) *labour relations or other employee relations;*
 - (d) *the security of the property of the municipality;*
 - (k) *negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the municipality if they were held in public*
3. ADJOURN TO OPEN COUNCIL AT 1:30 PM

AGENDA

- A. THAT the Agenda for the June 11, 2018 Regular Open Meeting of Council be adopted as circulated.

4. ADOPTION OF MINUTES AND RECEIPT OF COMMITTEE OF THE WHOLE

MINUTES

- A. THAT the minutes of the Regular Meeting of Council held May 28, 2018, be adopted; **(P. 9)**

AND FURTHER, that the minutes of the Special Regular Meeting of Council held on June 4, 2018, be adopted;
(P. 24)

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held May 28, 2018, be received.

5. BUSINESS ARISING FROM THE MINUTES

6. GENERAL MATTERS

PRESENTATION – NORTH
OKANAGAN CANADA
DAY SOCIETY

A. Sherrilee Franks, Vice President, North Okanagan Canada Day Society re: Review of Activities Planned for July 1, 2018 Canada Day.

1. *THAT Pursuant to Council Procedure Bylaw 4840, Section 12 (c), Council considers approval of the Activities Planned for July 1, 2018 Canada Day at the June 11, 2018 Regular Council meeting. (requires 2/3 majority vote of Council)*
2. *THAT Council endorses the July 1, 2018 Canada Day activities in Polson Park as presented to Council by Ms. Sherrilee Franks, Vice President, North Okanagan Canada Day Society (NOCDS); at the June 11, 2018 meeting of Council;*

AND FURTHER, that Council reconfirms the appointment of Councillor Scott Anderson as the Council Liaison to the Canada Day Society, and confirms that Councillor Anderson, as Council Liaison, shall provide direction and control on all plans and arrangements made by the Canada Day Society so as to be able to resolve any issues or changes in plans to ensure the City's interests are safeguarded;

AND FURTHER, that Council approves the provision of liability insurance through the City's carrier for the 2018 Canada Day festivities in Polson Park;

AND FURTHER, that Council directs Administration to ensure liability insurance policies which name both the City and the NOCDS as co-insureds are in place in relation to the dog agility, ATV demonstration and skate board competition events prior to those events proceeding;

AND FURTHER, that Council directs Administration to issue a business licence to the North Okanagan Canada Day Society at no cost;

*AND FURTHER, that Council **approves** 'in kind' items requested (use of Polson Park, tables, chairs, parks key, parks employee on site, 6 porta potties, two large Canadian flags, on site traffic control, to the Canada Day Committee for **2018** Canada Day activities.*

**DEVELOPMENT
VARIANCE PERMIT
#00430 APPLICATION
FOR 7012 APPALOOSA
WAY (P. 26)**

B. THAT Council's approval, at its Regular Meeting of **June 26, 2017**, of Development Variance Application #DVP00395 to vary the following sections of Zoning Bylaw #5000 to allow for an addition to the house and a retaining wall with a fence on top on the property described as Lot H, Plan 19058, Sec 31, Tp 9, ODYD (7012 Appaloosa Way):

- a) to vary the minimum front yard building setback from 7.5m to 1.8m (Sec.9.2.5); and
- b) to vary the maximum combined height of a retaining wall and a fence on top of the retaining wall from 2.0m to 3.96m (Sec.5.11 and Sec.6.5.12).

AND FURTHER, that Council's support of DVP00395 is subject to the following:

- a) That the revised site, elevation, floor, retaining wall and fence plans be provided by the applicant and attached to and form part of DVP00395 as Schedule 'A'; and
- b) That the revised site plan is to indicate that the west driveway access is to be closed and the closed area is to be landscaped

be extended for one year;

AND FURTHER, that Council support Development Variance Permit Application #DVP00430 to vary the following section of Zoning Bylaw #5000 to allow for an addition to the house on the property described as Lot H, Plan 19058, Sec 31, Tp 9, ODYD (7012 Appaloosa Way):

- a) to vary the minimum west side yard building setback from 2.5m to 1.5m (Sec.9.2.5).

AND FURTHER, that Council's support of DVP00430 is subject to the following:

- a) That the site, elevation, floor, retaining wall and fence plans noted as Attachments 3 to 9 inclusive in the report titled "Development Variance Permit Application for 7012 Appaloosa Way" dated May 16, 2018 be attached to and form part of DVP00430 as Schedule 'A'; and
- b) That the site plan is to indicate that the west driveway access is to be closed and the closed area is to be landscaped.

Public Input – DVP #00430

i. Public Input on Development Variance Permit #00430 to vary Zoning Bylaw #5000 to allow for an addition to the house on the property described as Lot H, Plan 19058, Sec 31, Tp 9, ODYD (7012 Appaloosa Way):

Issuance of Permit #00430

ii. THAT the Corporate Officer be authorized to issue Development Variance Permit #00430 to vary Zoning Bylaw #5000 to allow for an addition to the house on the property described as Lot H, Plan 19058, Sec 31, Tp 9, ODYD (7012 Appaloosa Way), once all conditions of Council are satisfied.

7. COUNCIL INQUIRIES

8. ADMINISTRATION UPDATES

A. THAT Council receive the Administration Updates dated June 11, 2018. (P. 45)

9. UNFINISHED BUSINESS

PROPOSED COSMETIC PESTICIDES REVIEW PROCESS (P. 48)

A. THAT Council direct Administration to undertake the process to determine the feasibility of a cosmetic pesticide reduction program for public lands in Vernon and a bylaw for regulating cosmetic pesticide use on residential lands, as outlined in the report titled “Proposed Cosmetic Pesticides Review Process” dated May 31, 2018 from the Director, Community Infrastructure and Development.

10. MATTERS REFERRED: COMMITTEE OF THE WHOLE AND IN-CAMERA

11. NEW BUSINESS

A. Correspondence:

OKANAGAN LANDING SEWER EXTENSION – CLEAN WATER WASTEWATER FUND (CWWF) – FUNDING TRANSFER (P. 114)

(i) THAT Council support the transfer of \$180,000 of infrastructure reserves and \$120,000 of gas tax reserves from the approved Willow/Dallas sewer local service project budget to the Clean Water Wastewater Fund project, to fund necessary road and drainage renewal in areas identified during construction.

2017 ANNUAL REPORT (P. 116)

(ii) THAT Council receive and approve the 2017 Annual Report for the City of Vernon as attached to the Internal Memorandum of the same title, dated May 31, 2018 and respectfully submitted by the Director of Financial Services;

AND FURTHER, that Council scheduled a Public Meeting to receive submissions and questions from the public concerning the 2017 Annual Report on Monday, June 25, 2018 at 5:00 pm in Council Chambers.

2018/2019 SILGA MEMBERSHIP DUES (P. 264)

(iii) THAT Council considers membership in the Southern Interior Local Government Association for 2018/2019, and directs administration accordingly.

DOG CONTROL BYLAW 2466 (P. 266)

(iv) THAT Council support the proposed amendments to Dog Control Bylaw 2466 with regard to keeping dogs on a secure leash in public places, except in a permitted dog off-leash area, as presented in the Regional District of North Okanagan letter titled “Dog Control Bylaw 2466”, dated May 30, 2018, attached to the Internal Memorandum of the same title, dated June 6, 2018 respectfully submitted by the CAO.

REGIONAL CONSERVATION FUND AND SERVICE ESTABLISHMENT BYLAW (P. 282)

(v) THAT Council receives the letter dated April 30, 2018 from the Regional District of North Okanagan, regarding participation in a Regional Conservation Fund, and directs Administration to advise the Regional District of the North Okanagan, that the City of Vernon will not be participating in the Service Establishment Bylaw for a Regional Conservation Fund.

BYLAW 2778 – VERNON SEARCH AND RESCUE, SERVICE ESTABLISHMENT BYLAW 2779 – VERNON SEARCH AND RESCUE, SERVICE LOAN AUTHORIZATION (P. 309)

(vi) THAT City of Vernon Council endorses proceeding to assent of the electors through an Alternative Approval Process (AAP) for Vernon Search and Rescue Service Establishment Bylaw No. 2778, 2018, and Vernon Search and Rescue Loan Authorization Bylaw No. 2779, 2018, to establish a service and adopt a loan authorization bylaw to borrow up to \$3.5 million to facilitate the cost of buying real property and constructing a building to serve the Vernon Search and Rescue Service within the Regional District of North Okanagan.

B. Reports:

REZONING APPLICATION FOR 5770 PLEASANT VALLEY ROAD (P. 339)

(i) THAT Council support the application (ZON00291) to rezone Lot 6, Plan 939, Section 11, Township 8, ODYD (5770 Pleasant Valley Road) from RDNO R1 (Residential Single Family) to RH1 (Low Rise Apartment Residential) and P1 (Parks and Open Space) in order to construct three 72 unit apartment buildings and an amenity building, and to

accommodate the extension of BX trail adjacent to BX Creek, subject to the following conditions:

1. a) Provision of a statutory right of way to accommodate sanitary and water mains;
 - b) Provision, design and construction of an emergency access route to connect this property to Lot A, Plan EPP56407;
 - c) Dedication and construction of a 15m wide corridor adjacent to the east side of BX Creek to allow for the extension of the BX trail;
 - d) The design and construction of all on-site and off-site works and services necessary to service the property; and
 - e) Dedication and construction of road right of way adjacent to Deleenher Road, including a cul de sac turnaround, the extension or replacement of the bridge structure in Deleenher Road adjacent to the subject property, and improvements to the extension of the BX trail through the subject property;
2. Return to Crown of lands below the high water mark of BX Creek; and
 3. Completion of environmental enhancement and mitigation as recommended in the Riparian Area Reports prepared by Sage Environmental and dated July 2017 and March 2018 respectively.

12. LEGISLATIVE MATTERS

Bylaws:

ADOPTION

• 5678

(i) THAT Bylaw #5678, “**Parks and Public Places (Prohibit Smoking) Amendment Bylaw 5678, 2018**” – a bylaw to amend City of Vernon Parks and Public Places Bylaw #5057, 2007, **be adopted. (P. 378)**

• 5679

(ii) THAT Bylaw #5679, “**Clean Indoor Air and Smoking Regulations Amendment Bylaw Number 5679, 2018**” – a bylaw to amend the Clean Indoor Air and Smoking Regulations Bylaw #5679, **be adopted. (P. 381)**

**FIRST AND SECOND
READINGS & PUBLIC
HEARING DATE**

- 5688

- (iii) THAT Bylaw #5688, "**5770 Pleasant Valley Road Rezoning Amendment Bylaw Number 5688, 2018**" – a bylaw to rezone the subject property from "R1 NORD (Residential Single Family)" to "RH1 – Low rise Apartment Residential" and "P1 – Parks and Open Space", **be read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5688, be scheduled for **Monday, July 9, 2018**, at **5:30 pm**, in Council Chambers. **(P. 383)**

13. COUNCIL INFORMATION UPDATES

- A. Mayor and Councillors Reports.

14. INFORMATION ITEMS

- A. Minutes from the following Committees of Council:
(i) Finance Committee, April 17, 2018 **(P. 386)**
(ii) Advisory Planning, May 15, 2018 **(P. 389)**

CLOSE

15. CLOSE OF MEETING