



THE CORPORATION OF THE CITY OF VERNON

A G E N D A

REGULAR OPEN MEETING OF COUNCIL

CITY HALL COUNCIL CHAMBER

TUESDAY, OCTOBER 9, 2018

AT 8:40 AM

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

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:

d) *the security of the property of the municipality;*

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;*

(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

A. THAT the Agenda for the October 9, 2018 Regular Open Meeting of Council be adopted as circulated.

4. ADOPTION OF MINUTES AND RECEIPT OF COMMITTEE OF THE WHOLE AND PUBLIC HEARING RECORD

A. THAT the minutes of the Regular Meeting of Council held September 24, 2018 be adopted; **(P. 8)**

AGENDA

MINUTES

AND FURTHER, that the record of the Public Hearing held on September 24, 2018, be adopted; **(P. 31)**

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held September 24, 2018, be received.

5. BUSINESS ARISING FROM THE MINUTES

6. GENERAL MATTERS

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR DVP00424 – 3803 23RD STREET (P. 37)

A. THAT Council support Development Variance Permit Application DVP00424 to vary the following section of Zoning Bylaw #5000 in order to permit the subdivision of Lot A, Sec 2, Twp 8, ODYD, Plan KAP44133 (3803 – 23rd Street) along the party wall of an existing duplex to create two fee simple lots:

- a) To vary Section 9.10.6. to allow a reduction in the minimum rear yard setback from:
 - i. 6.0m to 0.0m for proposed Lot 1; and
 - ii. 6.0m to 4.0m for proposed Lot 2.

AND FURTHER, that Council support of DVP00424 is subject to the following:

- a) That the site plan showing the existing building location, party wall and proposed Lots 1 and 2, attached to the report titled “Development Variance Permit Application for 3803 – 23rd Street” dated September 27, 2018 by the Manager, Current Planning as Attachment 1, be attached to and form part of DVP00424 as Schedule ‘A’.

Public Input – DVP #00424

- i. Public Input on Development Variance Permit #00424 to vary section 9.10.6 of Zoning Bylaw #5000 to allow a reduction in the minimum rear yard setback at 3803 23rd Street.

Issuance of Permit #00424

- ii. THAT the Corporate Officer be authorized to issue Development Variance Permit #00424 to vary section 9.10.6 of Zoning Bylaw #5000 to allow a reduction in the minimum rear yard setback at 3803 23rd Street, once all conditions of Council are satisfied.

7. COUNCIL INQUIRIES

8. ADMINISTRATION UPDATES

**ADMINISTRATION UPDATES
(P. 45)**

A. THAT Council receive the Administration Updates dated October 9, 2018.

9. UNFINISHED BUSINESS

**ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
FOLLOW UP: RCMP (P. 48)**

A. THAT Council receives the letter dated September 19, 2018 from Supt. Shawna Baher, OIC, Vernon North Okanagan Detachment regarding Activate Safety Task Force Recommendations.

**KAL TIRE PLACE ARENA
EXPANSION PROGRESS –
SEPTEMBER (P. 51)**

B. THAT Council receive the memorandum titled Kal Tire Place Arena Expansion Progress – September, dated September 28, 2018 from Doug Ross, Director, Recreation Services for information purposes.

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

11. NEW BUSINESS

A. Correspondence:

**CBW DEVELOPMENT CORP.
– 2016 AND 2017 FINANCIAL
STATEMENTS (P. 52)**

(i) THAT Council approve the financial statements of CBW Development Corp. for the periods ended December 31, 2016 and December 21, 2017 as presented.

**GRANTS UPDATE JANUARY
TO SEPTEMBER 2018 (P. 63)**

(ii) THAT Council receives the memorandum dated October 9, 2018, from the Manager, Communications & Grants, regarding the Grant Update: January 1 to September 30, 2018.

**BC CIVIL LIBERTIES
ASSOCIATION – BYLAW TO
REGULATE SHOPPING
CARTS (P. 66)**

(iii) THAT Council receives the letter dated September 24, 2018 from Meghan McDermott, Staff Counsel, BC Civil Liberties Association regarding the Bylaw to Regular Shopping Carts.

B. Reports:

**ZONING BYLAW #5000,
SCHEDULE B – ADDITIONAL
SETBACKS FROM CITY
ROADS (P. 68)**

- (i) THAT Council support the proposed amendments to Zoning Bylaw #5000, Schedule B – Additional Setbacks from City Roads by deleting the existing Schedule B and replacing it in its entirety with the revised Schedule B, included as Attachment 1 in the report titled “Zoning Bylaw #5000, Schedule B – Additional Setbacks from City Roads”, dated October 2, 2018 and respectfully submitted by the Manager, Engineering Development Services.

**2018 LAKE ACCESS PLAN
(P. 74)**

- (ii) THAT Council endorse the 2018 Lake Access Plan as attached to the report titled “2018 Lake Access Plan” dated October 1, 2018 from the Parks Planner.

**2018 – ROLLING 4 YEAR
CAPITAL PLAN (P. 94)**

- (iii) THAT Council endorse the 2018 Rolling 4 Year Capital Plan, appearing as Attachment 1 to the report titled 2018 – Rolling 4 Year Capital Plan, dated September 27, 2018 as submitted by the Manager, Infrastructure Management.

**REZONING APPLICATION
FOR 7250 HITCHCOCK
ROAD (P. 109)**

- (iv) THAT Council support the application to rezone the S ½ of the S ½ of the SW ¼ of Sec 19 Twp 5 ODYD (7250 Hitchcock Road) within the Foothills Neighbourhood from NU (NORD) to HR1 (Hillside Residential Single and Two Family), HR2 (Hillside Residential Multi-Family), and P1 (Parks and Open Space) in order to allow the subdivision of single and two family lots, a multi-family lot, the dedication of undisturbed open space and a remnant parcel subject to the following conditions:
- a) Registration of a Section 219 “No Disturb” Covenant on the remnant parcel that would restrict future subdivision or development until the approval of a pre-plan, consistent with the Foothills Neighbourhood Plan, that would identify the location of a future road network that respects sensitive areas including seasonal water bodies or drainage courses, ensures access to lands beyond, and provides for future parks and trail connections;
 - b) Preparation of a phased servicing plan that identifies onsite and offsite servicing upgrades necessary to support the development of the subject lands, including the first phase of development and the remnant parcel;

- c) The design of on-site and off-site works and services necessary to service the first phase of development and the remnant parcel; and
- d) Payment of water latecomer charges for use of reservoir capacity in the Sun Peaks Reservoir.

AND FURTHER, that prior to adoption of a zoning amendment bylaw:

- a) The applicant provide geotechnical information regarding slope and soil conditions along the edge of the ravine located along the east property line, including recommendations regarding the location of a no disturb covenant, a trail for public access, and safe building setbacks in this area; and
- b) Security in the amount of 125% of estimated costs be provided for the construction of a fence to delineate the recommended no disturb area and trail location along the east property line.

12. LEGISLATIVE MATTERS

Bylaws:

ADOPTION

- 5726
 - (i) THAT Bylaw #5726, “**Officers Bylaw Number 5726, 2018**” – a bylaw to provide for the establishment of officer positions, **be adopted. (P. 122)**
- 5727
 - (ii) THAT Bylaw #5727, “**Delegation of Authority Bylaw Number 5727, 2018**” – a bylaw to provide for the delegation of powers, duties and functions **be adopted. (P. 123)**
- 5720
 - (iii) THAT Bylaw #5720, “**30th Street North of Highway 6 and 29th Avenue East of 30th Street Municipal Fee Bylaw Number 5720, 2018**” – a bylaw to impose charges for undergrounding overhead utilities **be adopted. (P. 132)**

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

- 5728

- (iv) THAT Bylaw #5728, "**7250 Hitchcock Road Rezoning Amendment Bylaw Number 5728, 2018**" a bylaw to rezone the subject property from 'NU (NORD)' to 'HR1 (Hillside Residential Single and Two Family)', 'HR2 (Hillside Residential Multi-Family)', and 'P1 (Parks and Open Space)', **be read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw **#5728** be scheduled for **Monday, November 26, 2018, at 5:30 pm**, in Council Chambers. **(P. 136)**

13. COUNCIL INFORMATION UPDATES

- A. Mayor and Councillors Reports.

14. INFORMATION ITEMS

- A. Minutes from the following Committees of Council:
- (i) Economic Development, June 28, 2018 **(P. 139)**
 - (ii) Tourism Commission, July 18, 2018 **(P. 143)**
 - (iii) Advisory Planning, September 5, 2018 **(P. 147)**

15. CLOSE OF MEETING