



# THE CORPORATION OF THE CITY OF VERNON

## A G E N D A

### REGULAR OPEN MEETING OF COUNCIL

#### CITY HALL COUNCIL CHAMBER

MONDAY, MAY 13, 2019

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:

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 May 13, 2019, 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 April 23, 2019 be adopted; **(P. 11)**

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held April 23, 2019 be received.

**5. BUSINESS ARISING FROM THE MINUTES**

**6. GENERAL MATTERS**

**AGENDA**

**MINUTES**

**DELEGATION: MOVING TO ELECTRIC BUSES (P. 31)**

A. Molly Henschel, re: 5 year implementation plan to convert the City's gasoline powered buses to electric.

- i) Amanda Watson, Manager, Transportation will provide a presentation from BC Transit in regards to Electric Buses.

**DELEGATION: REGULATORY INTERVENTION TO STOP SINGLE USE PLASTIC CHECKOUT BAGS (P.32)**

B. Kelsey Robertson & Jane Weixl re: Proposal for resolution to UBCM to ban single use plastic checkout bags.

**DELEGATION: PROPOSED CHANGES TO 2019 CAPITAL PROJECT ON 23 STREET AND 46<sup>TH</sup> AVENUE (P. 34)**

C. Ben Drodge, re: Request to approve proposed changes to the 2019 Capital Project on 23rd Street and 46<sup>th</sup> Avenue.

**PRESENTATION – RCMP QUARTERLY REPORT (P. 39)**

D. Supt. Shawna Baher, OIC, RCMP, providing the First Quarter report for 2019.

- Report to Council January to March, 2019 **(P. 39)**
- North Okanagan RCMP Victims Assistance Quarterly Activity Report – 4<sup>th</sup> Quarter, 2018 **(P. 55)**
- North Okanagan RCMP Victims Assistance Quarterly Activity Report – 1<sup>st</sup> Quarter, 2019 **(P. 58)**

*THAT Council receives the RCMP 1<sup>st</sup> Quarter Report (January to March 2019) and the North Okanagan RCMP Victims Assistance Quarterly Activity Reports as provided by Supt. Shawna Baher, OIC, RCMP at the May 13, 2019 Regular Council Meeting.*

**DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 7953 OKANAGAN LANDING ROAD – DVP00449 (P. 62)**

E. THAT Council support Development Variance Permit Application #DVP00449 to vary the following section of Zoning Bylaw #5000 in order to allow the existing non-conforming siting of an attached garage on Lot 3 DL 6 ODYD Plan 3932 (7953 Okanagan Landing Road):

- a) to vary Section 9.7.6. to reduce the minimum front yard from 4.0 m to 3.53 m.

AND FURTHER, that Council support of DVP00449 is subject to the following:

- a) That the site plan showing required landscaping and elevation plans, as shown on Attachments 1 and 2 in the report titled “Development Variance Permit Application for 7953 Okanagan Landing Road” dated April 9, 2019, be attached to and form part of DVP00449 as Schedule ‘A’;
- b) That prior to issuance of the development variance permit, the applicant provide a report from a qualified civil engineer that confirms, to the satisfaction of the Manager of Development Engineering, that minimum sight lines and safe stopping distances from the proposed access are met for Okanagan Landing Road; and
- c) That prior to issuance of the development variance permit, a landscape buffer that is designed not to impede traffic sightlines shall be installed adjacent to the front property line to reduce the driveway access to a maximum 6.0m width.

***Public Input – DVP #00449***

- i) Public Input on Development Variance Permit #00449 to vary sections of Zoning Bylaw #5000 Section 9.7.6. to reduce the minimum front yard from 4.0 m to 3.53 m in order to allow the existing non-conforming siting of an attached garage at 7953 Okanagan Landing Road

***Issuance of Permit #00449***

- (ii) THAT the City Clerk be authorized to issue Development Variance Permit #00449, for Lot A, Plan KAP56900, DL 72, O.D.Y.D. (3211 Centennial Drive Lot 3 DL 6 ODYD Plan 3932 (7953 Okanagan Landing Road), once all conditions of Council are satisfied.

**7. COUNCIL INQUIRIES**

**8. ADMINISTRATION UPDATES**

- A. THAT Council receive the Administration Updates dated May 13, 2019. **(P. 73)**

**9. UNFINISHED BUSINESS**

**DELEGATION RESPONSE –  
MULTI USE TRAIL  
PREDATOR RIDGE TO THE  
OKANAGAN RAIL TRAIL  
(P. 76)**

- A. THAT Council receive the memorandum titled “Delegation Response – Multi-Use Trail Predator Ridge to the Okanagan Rail Trail”, dated May 2, 2019 from the Manager Transportation, for information;

AND FURTHER, that Council advises Predator Ridge Resort representatives, that City of Vernon Council is in support of this initiative and encourages a presentation at the Greater Vernon Advisory Committee of the Regional District of North Okanagan.

**DELEGATION RESPONSE –  
CYCLING WITHOUT AGE  
(P. 78)**

- B. THAT Council receive the memorandum titled “Delegation Response – Cycling Without Age” dated May 1, 2019, from the Transportation Planner, for information;

AND FURTHER, that Council direct Administration to continue working with Cycling Without Age on creating routing;

AND FURTHER, that Council not support designation of a Trishaw as a Mobility Aid.

**K- 9 SYSTEMS CONTROL –  
DOG CONTROL  
ENFORCEMENT ABILITIES  
WITHIN THE CITY OF  
VERNON (P. 81)**

- C. THAT Council receive the Internal Memorandum dated April 30, 2019, from the Manager – Protective Services titled “K-9 Systems Control – Dog Control Enforcement Abilities within the City of Vernon” for information;

AND FURTHER, that Council direct Administration to request the Regional District of the North Okanagan amend the Dog Control Agreement with K-9 Systems Control, such that K-9 Systems Control are able to enforce the City of Vernon “Animal Regulation and Animal Pound Bylaw” and dog control specific sections of the City of Vernon “Parks and Public Places Bylaw #5057”.

**COUNCIL STRATEGIC PLAN  
2019 – 2022 (P. 102)**

- D. THAT Council endorse the Council Strategic Plan 2019 – 2022 as attached to the report titled “Council Strategic Plan 2019 – 2022” dated May 2, 2019, from the Acting Director Community Infrastructure and Development.

**PARTNERS FOR CLIMATE  
PROTECTION – COUNCIL  
DESIGNATE (P. 139)**

- E. THAT Council designate \_\_\_\_\_ *(to be cited by Council)*, as the Council contact for the Federation of Canadian Municipalities – ICLEI (Local Governments for Sustainability) Partners for Climate Protection Program.

**TOWN HALL MEETING  
(P. 143)**

F. THAT Council directs Administration to format the Town Hall meeting to provide Vernon residents and Business owners the ability to direct concerns or issues relating to crime, vagrancy and open drug use, whereby there is a negative impact on the downtown core and surrounding neighbourhoods', a follows: *(all to be cited by Council)*

1. Subject Matter
2. Venue
3. Moderated/Facilitated
4. Hours for Meeting
5. Allocation of 'time' to speak
6. Role of Members of Council
7. Information presentations
8. Recording
9. Follow-up
10. Advertising
11. Other

**REQUEST FOR NO PARKING  
SIGNS ON SILVER STAR  
ROAD (P. 145)**

G. THAT Council receives the memorandum titled "*Request for No Parking Signs on Silver Star Road*", dated May 1, 2019, from the Transportation Planner, that identifies "No Parking" signs are being installed on the segment of Silver Star Road fronting the Silver Star Gateway Development.

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

**11. NEW BUSINESS**

**A. Correspondence:**

**2018 STATEMENT OF  
FINANCIAL INFORMATION  
(P. 147)**

(i) THAT Council approve the 2018 Statement of Financial Information as provided in the Memorandum dated May 3, 2019, from the Financial Analyst.

**2019 SUSTAINABILITY  
EVENTS PROGRAM (P. 160)**

(ii) THAT Council receive the memorandum titled "2019 Sustainability Program", dated May 2, 2019, from the Manager, Long Range Planning and Sustainability, for information.

**2019 ACTIVE  
TRANSPORTATION EVENTS  
(P. 162)**

(iii) THAT Council receive the memorandum titled "2019 Active Transportation Events" dated April 29, 2019 from the Active Transportation Coordinator, for information.

**OKANAGAN BASIN WATER  
BOARD (P. 164)**

- (iv) THAT Council directs the Mayor on behalf of Council to sign the letter of support dated May 14, 2019, for the Okanagan Basin Water Board's Request to the Federal Minister of Fisheries, and Oceans Canada and the Provincial Minister of Forests, Lands, Natural Resource Operations and Rural Development in regard to reducing conflict between native mussel protection and invasive milfoil control in the Okanagan.

**B. Reports:****CANNABIS BUSINESS  
LICENCE APPLICATION FOR  
2813A – 35<sup>TH</sup> STREET  
(P. 193)**

- (i) THAT Council provide a positive recommendation to the Liquor and Cannabis Regulation Branch (LCRB) regarding Cannabis Retail Store application (Job#002058) (CRL00011) with respect to the application to establish a Non-Medical cannabis retail sales business on Lot 2, Plan 3097, DL 72, ODYD, exc. Pcl A, DD132090F (2813A – 35<sup>th</sup> Street);

AND FURTHER, that the LCRB be advised that Council's support of the subject cannabis retail store application addresses the LCRB resolution criteria in the following manner:

- a) The location of the proposed store:
- i. The proposed new premise at 2813A – 35<sup>th</sup> Street is within the C8 – Central Business District zone, and a cannabis retail store is a permitted use within this commercial zone.
- b) The general impact on the community if the application is approved:
- i. Council considers that approval of a cannabis retail store at this location would have minimal impact on the community as long as all federal, provincial and municipal regulations are adhered to.
- c) The public consultation process consists of 169 stakeholder referral letters being sent to internal departments, agencies and to all businesses, property owners and occupants within 30 m of the subject property. One "no objection" response, eight negative responses, a 43

signature petition against the proposal and three positive responses were received.

AND FURTHER, that the report from the Manager, Current Planning dated April 29, 2019 be provided to the Liquor and Cannabis Regulation Branch to document the City of Vernon's consideration of the location of the proposed cannabis retail store, the means of public consultation and the summary of input received with respect to Cannabis Retail Store application CRL00011.

**CANNABIS BUSINESS  
LICENCE APPLICATION FOR  
2808A – 48<sup>TH</sup> AVENUE  
(P. 223)**

- (ii) THAT Council provide a positive recommendation to the Liquor and Cannabis Regulation Branch (LCRB) regarding Cannabis Retail Store application (Job#001997) (CRL00012) with respect to the application to establish a Non-Medical cannabis retail sales business on Lot 4, Plan 25009 (2808A – 48<sup>th</sup> Avenue);

AND FURTHER, that the LCRB be advised that Council's support of the subject cannabis retail store application addresses the LCRB resolution criteria in the following manner:

- a) The location of the proposed store:
- i. The proposed new premise at 2808A – 48<sup>th</sup> Avenue is within the C5 – Community Commercial zone, and a cannabis retail store is a permitted use within this commercial zone.
- b) The general impact on the community if the application is approved:
- i. Council considers that approval of a cannabis retail store at this location would have minimal impact on the community as long as all federal, provincial and municipal regulations are adhered to.
- c) The public consultation process consists of 168 stakeholder referral letters being sent to internal departments, agencies and to all businesses, property owners and occupants within 30 m of the subject property. One positive response was received

AND FURTHER, that the report from the Manager, Current Planning dated April 30, 2019 be provided to the Liquor and Cannabis Regulation Branch to document the City of Vernon’s consideration of the location of the proposed cannabis retail store, the means of public consultation and the summary of input received with respect to Cannabis Retail Store application CRL00012.

**URBAN BEE KEEPING – ANIMAL REGULATION AND ANIMAL POUND BYAW UPDATE (P. 229)**

- (iii) THAT Council approve amending Animal Regulations and Animal Pound Bylaw #5252, as shown in attachment 1 of the report titled “Urban Beekeeping – Animal Regulation and Animal Pound Bylaw Update” dated May 2, 2019 from the Manager, Long Range Planning and Sustainability in support of urban beekeeping.

**12. LEGISLATIVE MATTERS**

Bylaws:

**ADOPTION**

- 5716

- (i) THAT Bylaw #5716, “**8000 Bench Row Road Land Use Contract Number 287, 1978 (P2374) Discharge Bylaw Number 5716, 2018**” – a bylaw to authorize the discharge of Land Use Contract Bylaw Number 287, 1978 (P2374) be **adopted. (P. 237)**

- Memorandum dated May 3, 2019, from Planning Assistant, re: Confirmation of conditions met. **(P. 240)**

- 5745

- (ii) THAT Bylaw #5745, “**Tax Rates Bylaw Number 5745, 2019**” – a bylaw for the levying of rates for Municipal, Hospital, Regional District and Specified Area purposes for the Year 2019, be **adopted. (P. 244)**

**FIRST, SECOND AND THIRD READINGS**

- 5749

- (iii) THAT Bylaw #5749, “**Animal Regulation and Animal Pound (Updates) Bylaw Number 5749, 2019**” – a bylaw to amend Animal Regulation and Animal Pound Bylaw Number 5252, be **read a first, second and third time. (P. 248)**

- Memorandum dated April 29, 2019, from Manager, Protective Services, re: Amendments to Bylaws **(P. 256)**



- 5750 (iv) THAT Bylaw #5750, “**Bylaw Notice Enforcement (Animal Regulation and Animal Pound Updates) Amendment Bylaw Number 5750, 2019**” – a bylaw to amend the Bylaw Notice Enforcement Bylaw, be **read a first, second and third time. (P. 258)**
- 5751 (v) THAT Bylaw #5751, “**Municipal Ticketing Information (Animal Regulation and Animal Pound Updates) Amendment Bylaw Number 5751, 2019**” - a bylaw to amend the Municipal Ticketing Information (M.T.I) Bylaw, be **read a first, second and third time. (P. 262)**
- 5748 (vi) THAT Bylaw #5748, “**Recreation Services Fees and Charges (2019) Amendment Bylaw Number 5748, 2019**” – a bylaw to Amend Recreation Fees & Charges Bylaw Number 5472, be **read a first, second and third time. (P. 265)**

### 13. COUNCIL INFORMATION UPDATES

- A. Mayor and Councillors Reports.

### 14. INFORMATION ITEMS

- A. Letter dated May 2, 2019 from Mayor Mike Hurley, City of Burnaby, re: Expanding Investment Opportunities **(P. 318)**
- B. Minutes from the following Committees of Council:
  - i) Tourism Commission, March 20, 2019 **(P. 327)**

### RECESS

### 15. RECESS MEETING

### NOTES:

Public Hearing scheduled for at 5:30 pm at City Hall:

1. **Zoning Text (Accessible Parking & Loading) Amendment Bylaw Number 5744, 2019**”

### RECONVENE

### 16. RECONVENE MEETING

### THIRD READING

- A. THAT Bylaw #5744, “**Zoning Text (Accessible Parking & Loading) Amendment Bylaw Number 5744, 2019**” – a bylaw to amend Zoning Bylaw 5000 to add text amendments to Section 7 – Parking & Loading, be **read a third time. (P. 332)**

### 17. CLOSE OF MEETING