



THE CORPORATION OF THE CITY OF VERNON

A G E N D A

REGULAR OPEN MEETING OF COUNCIL

COUNCIL CHAMBERS
CITY HALL
MONDAY
SEPTEMBER 16, 2019
At 1:30 p.m.

Mayor V. Cumming

Councillor S. Anderson
Councillor K. Gares
Councillor D. Nahal

Councillor K. Fehr
Councillor A. Mund
Councillor B. Quiring

For Enquiries
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www.vernon.ca



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

THE CORPORATION OF THE CITY OF VERNON

A G E N D A

REGULAR OPEN MEETING OF COUNCIL

CITY HALL COUNCIL CHAMBER

MONDAY, SEPTEMBER 16, 2019

AT 8:40 AM

- 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;*
 - i) *the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;*
 - 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 1:160 PM**
 - A. THAT** the Agenda for the September 16, 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**

AGENDA

MINUTES

- A. THAT the minutes of the Regular Meeting of Council held September 3, 2019 be adopted; **(P. 14)**

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held September 3, 2019 be received.

5. BUSINESS ARISING FROM THE MINUTES**6. GENERAL MATTERS**

DELEGATION: SANDRA WELTON – NEED FOR AN OVERDOSE PREVENTION SITE (P. 29)

- A. Ms. Sandra Welton will speak to Council in regard to the status and awareness of the need for an Overdose Prevention Site in Vernon.

PRESENTATION: VERNON FORENSIC IDENTIFICATION SECTION (P. 32)

- B. Sgt. Tammy Hoffman, RCMP, Vernon Detachment re: Presentation on Vernon Forensic Identification Section.

THAT Council receives the presentation from Sgt. Hoffman, RCMP, Vernon Detachment regarding the Vernon Forensic Identification Section, as presented at the September 16, 2019 Regular Council Meeting for information.

PRESENTATION: CLIMATE ACTION ADVISORY COMMITTEE – CLIMATE ACTION PLAN: THE CONTEXT (P. 38)
(20 MINUTES)

- C. Brian Guy, Co-Chair, Climate Action Advisory Committee, re: Climate Action Plan: The Context.

THAT Council receives the presentation from Brian Guy, Co-Chair, Climate Action Advisory Committee, regarding Climate Action Plan: The Context, as presented at the September 16, 2019 Regular Council Meeting for information.

DEVELOPMENT VARIANCE PERMIT APPLICATION: 2005 28TH CRESCENT (P. 84)

- D. THAT Council support the Development Variance Permit Application (DVP00452) to vary the following section of Zoning Bylaw #5000 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Section 9.2.5 by reducing the side yard setback on the flanking street from 7.5 m to 4.73 m to allow the construction of a garage;

AND FURTHER, that Council support the Development Variance Permit Application (DVP00452) to vary the following section of Subdivision and Development Servicing Bylaw #3843 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Schedule B, Section 3.5.5. by reducing the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m;

AND FURTHER, that Council's support of DVP00452 is subject to the following:

- a) That the site plan shown as Attachment 1 in the report titled Development Variance Permit application for 2005 28th Crescent, dated August 21, 2019 by the Current Planning Assistant be attached to and form part of Development Variance Permit #DVP00452 as Schedule 'A'; and
- b) That a plan for the narrowing of the primary driveway access and closure of the secondary driveway access, including the addition of landscaping to enhance the driveway modifications, be prepared and submitted to Administration for approval; and
- c) That the applicant provide a security deposit, based on an acceptable cost estimate, for the cost of the driveway modifications and landscaping.

Public Input – DVP #00452

- (i) Public Input on Development Variance Permit #00452 for Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent) to reduce the side yard setback on the flanking street from 7.5 m to 4.73 m, and reduce the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m.
 - Email dated September 3, 2019, from Robin Bristow, re: Public Input – Application #00452 – 2005 28th Crescent. (P.)

Issuance of Permit #00452

- (ii) THAT the Corporate Officer be authorized to issue Development Variance Permit #00452, for Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent) once all conditions of Council are satisfied.

7. COUNCIL INQUIRIES

8. ADMINISTRATION UPDATES

- A. THAT Council receive the Administration Updates dated September 16, 2019. (P. 96)

9. UNFINISHED BUSINESS

**ZONING BYLAW REGULATION
ON MAXIMUM LENGTH OF
RECREATIONAL VEHICLES
PERMITTED TO PARK ON
RESIDENTIAL PROPERTIES
(P. 98)**

- A. THAT Council receive the memorandum titled *Zoning Bylaw Regulation on Maximum Length of Recreational Vehicles Permitted to Park on Residential Properties*, dated September 6, 2019, from the Manager, Transportation, for information.

**ACTIVATE SAFETY TASK
FORCE RECOMMENDATIONS
– NOTICE OF MOTION:
COUNCILLOR GARES
(P. 116)**

- B. THAT Council receives the Internal Memorandum, titled Activate Safety Task Force Recommendations – Councillor Gares – Notice of Motion, dated September 9, 2019, respectfully submitted by the CAO, for information.

- **ACTIVATE SAFETY TASK
FORCE
RECOMMENDATIONS –
IMPROPERLY DISCARDED
NEEDLES (P. 198)**

- (i) THAT Council receive the Internal Memorandum dated September 9, 2019 titled "Activate Safety Task Force Recommendations – Improperly Discarded Needles respectfully submitted by the Coordinator – Community Safety –Public Programs.

AND FURTHER, that Council not support a needle buyback program;

AND FURTHER, that Council direct Administration to include Folks on Spokes/Hotline program as a Service Level Adjustment in the 2020 Budget at \$27,540.

- **ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
– DOWNTOWN WASTE
COLLECTION (P. 201)**

- (ii) THAT Council directs Administration to work with the current service provider to adjust the commercial refuse collection contract to provide a 10 am or later commercial pickup in the downtown;

AND FURTHER, that Council direct Administration to adjust refuse and blue bag collection times to after 10 am, for the inclusion in the 2020 call for service.

- **ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
– LOCKS FOR PRIVATE
GARBAGE CONTAINERS (P.
203)**

- (iii) THAT Council encourage commercial business that use private garbage bins to request locks from their service providers should they wish to secure their bins;

AND FURTHER, that Council send a letter to the Downtown Vernon Association and the Chamber of Commerce to request that they encourage their members to lock their commercial bins in consultation with their service provider.

- **ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
– DOWNTOWN CLEAN-UP
(P. 205)**

(iv) THAT Council receive the memorandum titled Activate Safety Task Force – Downtown Clean-Up from the Director, Operations, dated September 6, 2019, for information.

- **ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
– GRAFFITI / TAGGING
(P. 207)**

(v) THAT Council receive the internal Memorandum dated September 9, 2019 titled “*Activate Safety Recommendations – Graffiti Tagging*” respectfully submitted by the Coordinator – Community Safety – Public Programs;

AND FURTHER, that Council direct Administration to include the Anti-Tag Team as a Service Level Adjustment in the 2020 Budget at \$16,380.00.

- **ACTIVATE SAFETY TASK
FORCE RECOMMENDATION
– REMEDIAL ACTION –
DEMOLITION OF ‘LEGION
BUILDING’ (P. 212)**

(vi) THAT Council receive for information the memorandum titled *Remedial Action- Demolition of ‘Legion Building’*, dated September 6, 2019, respectfully submitted by the Director, Community Infrastructure and Development.

**DOWNTOWN WASHROOM
OPERATIONS PLAN AND
BUDGET (P. 215)**

C. THAT Council endorse the operating plan for the downtown washroom as presented in the Memorandum titled *Downtown Washroom Operations Plan and Budget*, dated September 3, 2019 from the Manager of Long Range Planning and Sustainability;

AND FURTHER that Council approve \$17,820 to be expended from the capital budget for the downtown washroom in order to complete installation and provide servicing for the remainder of 2019;

AND FURTHER, that Council supports, in principal, the addition of \$35,000 within the Operations budget in 2020 for ongoing maintenance and security of the downtown washroom facility, pending an update from Administration on the status of the servicing schedule in 2019, for direction of Council during the 2020 budget deliberations.

**MANDATORY SEWER
CONNECTION EXEMPTION
FOR PROPERTIES IN A LOCAL
AREA SERVICE
(P. 217)**

D. THAT Council direct Administration to amend Sewer System Connection Bylaw #5089 to remove the mandatory connection requirement for properties included in an LAS project, except for properties where existing on-site septic fields have failed, and as provided in the memorandum titled “Mandatory Sewer Connection Exemption for Properties in a Local Area Service” from the Manager, Infrastructure, dated August 27, 2019.

**CLAREMONT SEWER LOCAL
AREA SERVICE PETITION
RESULTS (P. 219)**

- E. THAT Council receives the memorandum dated September 9, 2019 from the Manager, Legislative Services regarding the Claremont Sewer Local Area Service Petition Results;

AND FURTHER, that Council directs Administration to provide a letter to the residents in the petition area advising that the sewer project will NOT proceed due to an unsuccessful petition and provide options for proceeding in the future.

**STATUS OF RETAIL
CANNABIS LICENCE
APPLCIATIONS (P. 221)**

- F. THAT Council request the provincial Liquor and Cannabis Regulation Branch accept new applications from only the applicants of CRL00017 (Job #002387) and CRL00022 (Job #002379), as outlined in the report titled "Status of Retail Cannabis Licence Applications" dated September 10, 2019 and respectfully submitted by the Director, Community Infrastructure and Development

**10. MATTERS REFERRED: COMMITTEE OF THE WHOLE
AND IN-CAMERA****11. NEW BUSINESS****A. Correspondence:**

- (i) THAT Council directs Administration to forward the proceeds in the amount of \$672.47 obtained from the Kindness Meter program for the calendar year 2018, to *(to be cited by Council)*.
- (ii) THAT Council authorizes *(to be cited by Council)* to attend the 26th Annual National Conference & Annual General Meeting of Cando to be held in Gatineau, Quebec October 27 – 30, 2019 in order to participate on the 2019 CEDI Panel, with air and ground travel, meals, two night accommodation, conference registration for two days and a President's Dinner ticket to be provided by Cando and CEDI as outlined in the email dated August 16, 2019 from Marissa Lawrence, Senior Program Officer, CEDI.

B. Reports:**DISTRIBUTION OF
CHARITABLE FUNDS – 2018
KINDNESS METERS
DONATIONS (P. 227)****INVITATION – CEDI PANEL
AND CANDO'S 26TH NATIONAL
CONFERENCE (P. 229)**

**FEDERATION OF CANADIAN
MUNICIPALITIES MUNICIPAL
ASSET MANAGEMENT
PROGRAM (FCM-MAMP)
GRANT APPLICATION –
INTERMUNICIPAL FIRE
TRAINING CENTRE (P. 231)**

- (i) THAT Council authorize the \$50,000 FCM-MAMP grant application titled *Federation of Canadian Municipalities (FCM) 2019 Municipal Asset Management Program Grant – Intermunicipal Fire Training Centre*, dated September 5, 2019, respectfully submitted by the Deputy Chief of Vernon Fire Rescue Services;

AND FURTHER, that Council authorize Administration to assume overall grant management.

**UNION OF BC
MUNICIPALITIES (UBCM) 2019
ASSET MANAGEMENT
PLANNING PROGRAM GRANT
APPLICATION –
INTERMUNICIPAL FIRE
TRAINING CENTRE (P. 234)**

- (ii) THAT Council authorize the \$15,000 UBCM 2019 Asset Management Planning Program grant application titled *Union of BC Municipalities (UBCM) 2019 Asset Management Grant – Intermunicipal Fire Training Centre*, dated September 5, 2019, respectfully submitted by the Deputy Fire Chief, Fire Rescue Services;

AND FURTHER, that Council authorize Administration to assume overall grant management.

**TAX EXEMPTION
AMENDMENT BYLAW
NUMBER 5769, 2019 (P. 237)**

- (iii) THAT Council approve the recommendations of the Finance Committee for the Tax Exemption Amendment Bylaw Number 5769, 2019 as follows:

1. THAT Council reaffirm that the percentage of tax exemption per classification for 2020 remain the same as 2019 namely as follows;

Social Service services 100%
Cultural and educational services 75%
Recreational services 50%

2. AND FURTHER, that Council **grant** the Habitat for Humanity Okanagan a 100% tax exemption for the property located at Lot 5 Plan KAS3786 DL 71 ODYD (#5, 4100 25 Avenue) as long as Habitat for Humanity Okanagan is on title, to be phased in over a three year period;
3. AND FURTHER, that Council **grant** the Vernon Book Volunteers Society a 100% tax exemption for the property located at Lot 47 Plan KAS2385 Sec 27 Twp 9 ODYD (#35, 100 Kalamalka Lake Road) to be phased in over a three year period;

4. AND FURTHER, that Council **grant** the North Okanagan Valley Gleaners Society a 20% tax exemption for the property located at Lot A Plan 25714 Sec 3 Twp 8 ODYD (4405 29 Street) to be applied in full in the first year and not be subject to the three year phased in period;
5. AND FURTHER, that Council **deny** the request from the North Valley Gymnastics Society on property located at Lot 2 Plan 18942 DL 38 ODYD (4700 31 Street) as they do not meet the requirements of the Community Charter, Division 7, Section 224.

**OFFICIAL COMMUNITY PLAN
AMENDMENT AND REZONING
APPLICATION FOR 1700
POLSON DRIVE
(P. 250)**

- (iv) THAT Council support the application (OCP00079) to amend the Future Land Use designation for Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Public and Institutional (PUBINS) to Neighbourhood Centre (NCTR) to allow high density commercial and residential uses;

AND FURTHER, that Council support the application (ZON00324) to rezone Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Light Industrial (I1) to Comprehensive Development Area 5 (CD5) to allow high density commercial and residential uses, subject to the following conditions:

1. Completion of the mutual conditions contained in the sale agreement between the City of Vernon and the Regional District of North Okanagan;

AND FURTHER, that Council support the text amendment to Zoning Bylaw #5000 Section 13.5.2 to add “Hotel” to the list of Primary Uses permitted within the Comprehensive Development Area 5 Zone as shown in Attachment 1 to the report titled “Official Community Plan Amendment and Rezoning Application For 1700 Polson Drive” from the Economic Development Planner dated September 4, 2019.

**REZONING APPLICATION FOR
7497 AND 7501 BROOKS LANE
(P. 260)**

- (v) THAT Council support the application to rezone the subject property located at 7497 and 7501 Brooks Lane from R1 (Estate Lot Residential) to C10A (Tourist Commercial and Residential) and P1 (Parks and Open Space) as outlined in the report titled “Rezoning Application for 7497 and 7501 Brooks Lane” dated September 4, 2019 by the Economic

Development Planner, subject to the following conditions:

- a) Consolidation of Lot 1, Plan EPP31641, DL 5372, Sec 19, Twp 9, ODYD, and Lot 2, Plan EPP31641, DL 5373, Sec 19, Twp 9, ODYD into a single title;
- b) Registration of a Restrictive Covenant to restrict the building height to a maximum of five storeys for residential construction with a one-storey parkade partially built below grade;
- c) Registration of a 6.0 m statutory right of way on the consolidated lot, upland of the higher of either the 343 m high water level, or the high water mark as established by the Ecosystems Branch of the Ministry of Forests, Lands, Natural Resource Operations and Rural Development along the foreshore, in addition to a 2.0 m statutory right of way along the eastern boundary of Lot 1, DL 5373, to allow for public pedestrian access along the foreshore, and from the foreshore to Okanagan Landing Road; and
- d) Removal of the existing garage/boathouse prior to construction of the 6.0 m statutory right of way on the consolidated lot if it conflicts with the location of the statutory right of way for pedestrian access along the foreshore;

AND FURTHER, that prior to final adoption of the zoning amendment bylaw, the Development Permit ready for issuance and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.

**CANNABIS BUSINESS
LICENCE APPLCIATION FOR
115, 1500 ANDERSON WAY (P.
298)**

- (vi) THAT Council provide a positive recommendation to the Liquor and Cannabis Regulation Branch (LCRB) regarding Cannabis Retail Store application (Job#002379) (CRL00021) with respect to the application to establish a Non-Medical cannabis retail sales business on Lot 1, PLAN KAP87698, DL 38, ODYD (115-5100 Anderson Way);

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 115 - 5100 Anderson Way 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 69 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 and one negative response were received.

AND FURTHER, that the report from the Manager, Current Planning dated August 26, 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 CRL00021.

12. LEGISLATIVE MATTERS

Bylaws:

ADOPTION

- 5771

- (i) THAT Bylaw #5771, “**Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019**” – a bylaw to amend the Municipal Ticketing Information (M.T.I.) bylaw, be **adopted. (P. 306)**

- 5772

- (ii) THAT Bylaw #5772, “**Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019**” – a bylaw to amend the Bylaw Notice Enforcement Bylaw, be **adopted. (P. 308)**

- Memorandum dated September 6, 2019 from Manager, Protective Services, re: Clarification On the Type of Ticketing Offences Relating to Bylaw #5771 and Bylaw #5772. (P. 310)

- 5779

- (iii) THAT Bylaw #5779, “**Subdivision And Development Servicing (Schedules C and O) Amendment Bylaw Number 5779, 2019**” – a bylaw to amend the “City of Vernon Subdivision and Development Servicing Bylaw #3843, 1992”, be **adopted. (P. 314)**

FIRST, SECOND & THIRD READINGS

- 5769

- (iv) THAT Bylaw #5769, “**Tax Exemption Bylaw Number 5679, 2019**” - a bylaw to amend the City of Vernon Tax Exemption Bylaw Number 5723, 2018, to provide permissive exemptions in 2020, be **read a first, second and third time. (P. 326)**

FIRST & SECOND READINGS & PUBLIC HEARING DATE

- 5780

- (v) THAT Bylaw #5780, “**1700 Polson Drive Official Community Plan Amendment Bylaw Number 5780, 2019**” – a bylaw to redesignate the subject property from “Public Institutional” to “Neighbourhood Centre” be **read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5780, be scheduled for **Monday, October 28, 2019, at 5:30 pm**, in Council Chambers. (P. 335)

- 5781

- (vi) THAT Bylaw #5781, “**Zoning Text (CD5 – Comprehensive Development Area 5) Amendment AND 1700 Polson Drive Rezoning Amendment Bylaw Number 5781, 2019**” – a bylaw to amend the City of Vernon Zoning Bylaw Number 5000 and Rezone the subject property from “I1 – Light Industrial” to “CD5 – Comprehensive Development Area 5”, be **read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5781, be scheduled for **Monday, October 28, 2019, at 5:30 pm**, in Council Chambers. (P. 338)

- 5785

- (vii) THAT Bylaw #5785, “**7497 and 7501 Brooks Lane Rezoning Amendment Bylaw Number 5785, 2019**” – a bylaw to rezone the subject property from “R1: Estate Lot Residential” to “C10A: Tourist Commercial and Residential” and “P1: Parks and Open Space”, be **read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5785, be scheduled for **Monday, October 28, 2019**, at **5:30 pm**, in Council Chambers. **(P. 342)**

13. COUNCIL INFORMATION UPDATES

A. Mayor and Councillors Reports.

14. INFORMATION ITEMS

A. Letter dated August 22, 2019 from Linda Buchanan, Mayor, City of North Vancouver to the Hon. Rob Fleming, Minister of Education, re: Support for Public Libraries.
(P. 345)

B. Letter dated September 4, 2019, from Henry Wiebe, Acting Mayor, Village of Burns Lake, re: Support for UBCM Resolution – Limited Entry Hunt for Cow/Calf Moose.
(P. 347)

C. Letter dated September 5, 2019 from Tate Bengtson, Chief Administrative Officer, City of Enderby, re: Fostering Transportation Network Services in Small Communities
(P. 348)

D. Minutes from the following Committees of Council:
(i) Advisory Planning, August 20, 2019 **(P. 349)**

15. CLOSE OF MEETING

**MINUTES OF A REGULAR OPEN MEETING OF COUNCIL
HELD **TUESDAY**, SEPTEMBER 3, 2019**

PRESENT: Mayor V. Cumming

Councillors: A. Mund, K. Gares, S. Anderson, K. Fehr,
B. Quiring, D. Nahal

Staff: W. Pearce, CAO
P. Bridal, DCAO / Director, Corporate Services
S. Blakely, Manager, Legislative Services
K. Flick, Director, Community Infrastructure & Development
D. Law, Director, Finance
B. Bandy, Manager, Real Estate
S. Koenig, Director, Operations*
A. Watson, Manager, Transportation
G. Mulligan, Infrastructure Management Technician
K. Dhillon, Interim Manager, Infrastructure Management*

*Attended, as Required

Others: Media and Members of the Public

Mayor Cumming called the Regular Open meeting to order at 8:42 am and requested a motion to move to Committee of the Whole.

Mayor Cumming reconvened the Regular Open meeting and requested a motion to move to In Camera.

**RESOLUTION TO
CLOSE MEETING**

Moved by Councillor Quiring, seconded by Councillor Mund:

BE IT RESOLVED that the meeting be closed to the public in accordance with Section 90(1) of the *Community Charter*

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;*

i) *the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;*

- 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*

CARRIED.

Mayor Cumming called the Regular Open meeting back to order at 1:31 pm.

PRESENT: Mayor V. Cumming

Councillors: A. Mund, S. Anderson, B. Quiring, K. Fehr, K. Gares,
(D. Nahal, absent)

Staff: W. Pearce, Chief Administrative Officer
P. Bridal, DCAO / Director, Corporate Services
S. Blakely, Manager, Legislative Services
D. Law, Director, Finance
K. Flick, Director, Community Development
S. Koenig, Director, Operation Services*
Supt. S. Baher, OIC, RCMP*
Insp. K. Keane, RCMP*
A. Watson, Manager, Transportation*
G. Gaucher, Manager, Protective Services*
D. Lees, Senior Bylaw Compliance Officer*
L. Cordell, Manager, Long Range Planning & Sustainability*
K. Poole, Manager, Economic Development & Tourism*
K. Kryszak, Manager, Parks and Public Spaces Maint.*
E. Stranks, Manager, Engineering Development Services*
K. Dhillon, Interim Manager, Infrastructure Management*
K. Kryzsak, Manager, Parks Maintenance*
C. Liefke, Planning Assistant*
K. Jacobson, Crime Analyst, RCMP Vernon Detachment*
K. Chamberlain, Economic Development Planner*
C. Sheel, Manager, Procurement Services*
C. Fredin, Occupational Health & Safety Coordinator*
C. Barker, Manager, Revenue Services*
P. McLuckie, Manager, Human Resources*
R. Manjak, Director, Human Resources*

*Attended, as required

Others: Media and Members of the Public

ADOPTION OF THE AGENDA:**APPROVAL OF ITEMS
LISTED ON THE
AGENDA**

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT the agenda for the September 3, 2019, Regular Open meeting of the Council of The Corporation of The City of Vernon be amended as follows:

1. **ADD NEW ITEM 9.J. – UNFINISHED BUSINESS** – Memo dated August 30, 2019 from the Economic Development Planner, re: Public Hearing Rescheduling for Rezoning 3911 31st Street.

'THAT Council defer the Public Hearing for the rezoning of "3911 31st Street Rezoning Amendment Bylaw Number 5770, 2019" currently scheduled for September 16, 2019 to Monday, October 28, 2019.'

2. **ADD NEW ITEM 9.K. – UNFINISHED BUSINESS** – Report dated August 21, 2019 from the Manager, Occupational Health and Safety, re: Respectful Workplace Voice Message.

'THAT Council endorse the revised Workplace Voice Message wording and receive for information the Prevention of Workplace Violence training summary, the Administrative Policy "Front Line Safe Work Procedure" and the "Internal Memorandum – New Front Counter Safe Work Procedure Policy", as presented in the Report/Recommendations titled Respectful Workplace Voice Message dated August 21, 2019 and respectfully submitted by Clay Fredin, Manager, Occupational Health and Safety.'

AND FURTHER, that the agenda be adopted, as amended.

CARRIED.

ADOPTION OF MINUTES:**COUNCIL MEETINGS**

Moved by Councillor Gares, seconded by Councillor Mund:

THAT the minutes of the Regular Meeting of Council held August 19, 2019 be adopted;

AND FURTHER, that the minutes of the August 19, 2019 Public Hearing be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held August 19, 2019, be received;

CARRIED.

BUSINESS ARISING FROM THE MINUTES:**GENERAL MATTERS:**

**DELEGATION –
VERNON CANNABIS
STORE
(4330-01)**

Harpreet Nahal, Legal Counsel, Lake City Law Corporation on behalf of Vernon Cannabis Store (VCS) provided a 'Review of the negative and Undue Impact of Successive Rule Changes to the Ability to Carry out Small Business in Vernon in the Retail Cannabis space'.

The following issues were reviewed:

- Reviewed facts relating to Applicant situation
 - VCS applied for retail licence on April 19, 2019
 - Four days later COV limited number of stores in the downtown business improvement (BIA) area to six only
 - No clear process as to how applications beyond the six stores would be dealt with
 - VSC tried until end of June for advice on how their application would be handled
 - Jun 25, 2019 decided to look elsewhere in the City of Vernon (COV)
 - Entered into lease July 24, 2019 outside the downtown area
 - July 29, 2019 City placed a moratorium on all cannabis retail store applications
 - Considerable time and resources have been expended and applications should be considered on its merits
- Issues
 - Small business negatively affected by the manner in which the COV rules and regulations have been created and varied
 - Business was trying to follow the original rules set out by the COV
 - Timing of BIA limitation was put in place 4 days after the original application was submitted
 - Timing of moratorium was literally a day or so before the replacement application could be submitted
 - Believe allowing the replacement location application to be received and reviewed would not result in an increase in the overall number of potential stores (as app for first locations was included in original figures)
 - VCS has expended tens of thousands of dollars on lease rental, legal fees, provincial applications, location specific design work, etc.
 - **Requesting** Council to allow consideration of the replacement location due to the foregoing circumstances

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT pursuant to Council Procedure Bylaw 4840, Section 12 (c), that Council considers the request from Harpreet Nahal, Legal Counsel, Lake City Law Corporation on behalf of Vernon Cannabis Store (VCS) to allow Council consideration of the replacement retail location due to the circumstances as outlined at the September 3, 2019 Regular Council meeting. *(requires 2/3 majority vote of Council)*.

CARRIED, with Councillor Fehr and Mayor Cumming opposed.

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Council directs that, pending receipt of documentation of the application being received by Administration prior to the moratorium, that Council approves receiving the revised application for a Retail Cannabis Licence at 200A 3107 48th Street, as the 'replacement location', for Vernon Cannabis Store (VCS) to be considered by Council at a future Council meeting.

CARRIED.

Moved by Councillor Fehr, seconded by Councillor Anderson:

THAT Council directs Administration to provide a report to Council regarding any Retail Cannabis Licence (RCL) applications that were in progress when the City of Vernon moratorium was placed on RCL applications.

CARRIED.

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council reconsiders the following motion passed at the July 29, 2019 Regular Meeting:

*THAT Council directs Administration to place a **two year moratorium** on consideration of new (applications not currently in progress with the Province of BC as of July 29, 2019) Cannabis Retail Store Applications.*

CARRIED.

DEFEATED, with Councillors Gares and Anderson, and Mayor Cumming opposed.

**PRESENTATION –
RCMP CRIME
ANALYST
(7400-30)**

Kathryn Jacobson, Crime Analyst, RCMP, Vernon Detachment provided an overview of the Crime Analysis Unit.

The following points were reviewed:

- Provided an overview of the Crime Analyst Unit
 - Comparative Statistics (CompStat)
 - Prolific Offender Program
 - Intelligence Products
- CompStat
 - Biweekly process that identifies priority issues and directs appropriate resources to collaboratively target issues in a timely manner
 - Examines:
 - Current/Emerging Crime Trends
 - Priority Offenders
 - Hot Spots
 - Problem Premises
 - Priority Warrants
 - Social/Chronic Offenders
- Map Reviewed – Property Crime
- Reporting forms reviewed
- Prolific Offender Program
 - Monitors offenders that have an established pattern of persistent Criminal Code/CDSA offences
 - Offenders are identified by current intelligence to be criminally active; assessed by police and partner agencies as medium to high risk to reoffend
 - Intelligence gathering/sharing
 - Monitoring crime trends / patterns association to Prolific Offenders
 - Development / maintenance of Criminal History bail packages
 - Liaise with partner agencies re: offenders (probation, parole)

Moved by Councillor Fehr, seconded by Councillor Quiring:

THAT Council receives the presentation regarding an overview of the Crime Analysis Unit, as provided by Kathryn Jacobson, Crime Analyst, RCMP, Vernon Detachment at the September 3, 2019 Regular Council Meeting.

CARRIED.

**DEVELOPMENT
VARIANCE PERMIT
APPLICATION FOR
4803 PLEASANT
VALLEY ROAD
DVP00460**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council support the application to vary Sign Bylaw #4489 in order to vary the maximum sign area permitted for fascia signs on a building at Lot A, Plan EPP21497, Sec11, Twp 8, ODYD (4803 Pleasant Valley Road);

AND FURTHER, that Council support of DVP00460 is subject to the following:

- a) That the site plan and sign details generally shown as Attachments 1 and 2 inclusive in the report titled "Development Variance Permit Application for 4803 Pleasant Valley Road" and dated August 21, 2019 by the Economic Development Planner be attached to and form part of DVP00460 as Schedule 'A'.

Councillor Anderson left the meeting at 2:14 pm and returned at 2:16 pm.

***Public Input – DVP
#00460***

The Corporate Officer advised that no written submissions have been received.

Mayor Cumming called a first time for representation from the public in attendance who believe their interest in property is affected by Development Variance Permit #00460 to vary the maximum sign area permitted for fascia signs on a building at Lot A, Plan EPP21497, Sec11, Twp 8, ODYD (4803 Pleasant Valley Road)

**THE QUESTION WAS CALL ON THE MAIN MOTION AND
DECLARED CARRIED.**

***Issuance of Permit
#00460***

Moved by Councillor Mund, seconded by Councillor Quiring:

THAT Council the City Clerk be authorized to issue Development Variance Permit #00460, in order to vary the maximum sign area permitted for fascia signs on a building at Lot A, Plan EPP21497, Sec11, Twp 8, ODYD (4803 Pleasant Valley Road), once all conditions of Council are satisfied.

CARRIED.

COUNCIL INQUIRIES

**HIGH STRENGTH
WASTE PIPELINE
PROJECT**

Council inquired regarding as to the status of the high strength waste pipeline project. **A. Admin:** The project is currently in the 'design phase'.

**INSTALLATION OF A
BARRIER ON 15TH
STREET**

Council inquired regarding the potential for the installation of a barrier on either the east or west side of 15th Street. **A. Admin:** This project is included in the 2019 budget, and barriers will be put in place this year.

**ADMINISTRATION
UPDATES
(0550-05)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council receives the Administration Updates dated September 3, 2019.

CARRIED.

UNFINISHED BUSINESS:

Councillor Fehr declared a conflict of interest in the following matter, as his employer may or may not provide a proposal for an Overdose Prevention Site. Councillor Fehr left the meeting at 2:30 p.m.

**CONSULTATION FOR
OVERDOSE
PREVENTION SITES
(6460-01)**

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Council endorse the draft letter to the Interior Health Authority as attached to the memorandum titled *Consultation for Overdose Prevention Sites* dated August 21, 2019 as submitted by the Director, Community Infrastructure and Development.

CARRIED.

Councillor Fehr returned to the meeting at 2:31 pm.

**6473 OKANAGAN
LANDING ROAD
REZONING
AMENDMENT BYLAW
#5692
(ZON00301)**

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Council approve the extension of the processing timeline for '6473 Okanagan Landing Road Rezoning Amendment Bylaw Number 5692' to December, 2019.

CARRIED.

Councillor Quiring declared a conflict of interest in the following matter as Wesbild is a client of his firm. Councillor Quiring left the meeting at 2:33 pm.

**TURTLE MOUNTAIN
BOULEVARD
LANDSCAPING:
DESIGN OPTIONS
(8300-05, SUB00122)**

Moved by Councillor Fehr, seconded by Councillor Mund:

THAT Council endorse the proposed landscape design options as outlined in the report titled "Turtle Mountain Boulevard Landscaping: Design Options" dated August 22, 2019 by the Parks Planner, to be presented at a Public Open House on September 30, 2019.

CARRIED.

Councillor Quiring returned to the meeting at 2:34 pm.

**ACTIVATE SAFETY
RECOMMENDATIONS
– BYLAW SEASONAL
SUMMER FOOT/BIKE
PROGRAM
(4000-01-02)**

Moved by Councillor Gares, seconded by Councillor Anderson:

THAT Council receive the Internal Memorandum dated August 23, 2019, titled "Activate Safety Recommendations – Bylaw Seasonal Summer Foot/Bike Program" respectfully submitted by the Manager, Protective Services;

AND FURTHER, that Council directs Administration to include a service level increase in the 2020 Operating Budget of \$111,650 (subject to adjustment for CPI and other support costs) for consideration, and that the funding be sourced from taxation revenues.

CARRIED with Councillor Fehr and Mayor Cumming opposed.

**REQUEST FOR
QUOTE - SEASONAL
SECURITY
SUPPLEMENTATION
(4000-01-02)**

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council receives the Memorandum dated August 28, 2019 titled 'Request for Quote – Seasonal Security Supplementation', submitted by the Manager, Procurement Services.

CARRIED.

**MOTION SEASONAL
SECURITY
SUPPLEMENTATION
BY PRIVATE
SECURITY –
COUNCILLOR
ANDERSON / MOTION
ACTIVATE SAFETY
TASK FORCE
RECOMMENDATION
– COUNCILLOR
GARES
(6460-20)**

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council receive the internal Memorandum titled "Motion Seasonal Security Supplementation by Private Security – Councillor Anderson / Motion Activate Safety Task Force Recommendations – Councillor Gares" dated August 28, 2019, and respectfully submitted by the CAO.

CARRIED, with Councillor Fehr and Mayor Cumming opposed.

**AMENDMENT TO
DEVELOPMENT
COST CHARGE
BYLAW #5233
UPDATE
(3150-20)**

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council support the proposed amendments to Development Cost Charge Bylaw #5233 appearing as Attachment 1 in the report titled "Amendment to Development Cost Charge Bylaw #5233 Update", dated August 20, 2019, by the Manager, Engineering Development Services;

AND FURTHER, that Council authorize amendments to Development Cost Charge Bylaw #5233 be forwarded to the Inspector of Municipalities for provincial review and approval.

CARRIED.

**NOTICE OF MOTION –
(COUNCILLOR
GARES)
AMENDMENTS TO
ZONING BYLAW –
RETAIL CANNABIS
LOCATIONS
(3360-01, 4330-01)**

Moved by Councillor Gares, seconded by Councillor Anderson:

THAT Council directs Administration to review and bring back amendments to the current Cannabis bylaw, while we currently hold a moratorium on further applications, for the purpose of strengthening such bylaw in order to limit the amount of Cannabis retailers that are within a 500m radius of each other;

WHEREAS Council has already seen substantial requests for cannabis application since legalization whereby many storefronts are within close proximity to other retailers;

AND WHEREAS, this regulation will naturally manage the market so that Council will not need to implement further regulatory caps.

DEFEATED, with Councillors Quiring, Fehr and Mayor Cumming opposed.

**NOTICE OF MOTION –
(COUNCILLOR
ANDERSON)
INCREASE IN 2020
GRANT FUNDING –
O’KEEFE RANCH
(0230-37)**

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council directs that the 2019 grant of \$100,000 to the O’Keefe Ranch and Interior Heritage Society be extended and added as a budget item (\$100,000) in the 2020 budget for consideration by Council.

CARRIED, with Councillors, Mund and Fehr opposed.

**PUBLIC HEARING
RESCHEDULING FOR
REZONING 3911 31ST
STREET
(ZON00325)**

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council defer the Public Hearing for the rezoning of “**3911 31st Street Rezoning Amendment Bylaw Number 5770, 2019**” currently scheduled for September 16, 2019 to Monday, October 28, 2019.

CARRIED.

**RESPECTFUL
WORKPLACE VOICE
MESSAGE
(2640-01)**

Moved by Councillor Fehr, seconded by Councillor Quiring:

THAT Council endorse the revised Workplace Voice Message wording and receive for information the Prevention of Workplace Violence training summary, the Administrative Policy “Front Line Safe Work Procedure” and the “Internal Memorandum – New Front Counter Safe Work Procedure Policy”, as presented in the Report/Recommendations titled Respectful Workplace Voice Message dated August 21, 2019 and respectfully submitted by Clay Fredin, Manager, Occupational Health and Safety.

Moved by Mayor Cumming, seconded by Councillor Anderson:

THAT Council amends the resolution as follows:

AND FURTHER, that Council directs Administration to remove the following language from the 'respectful workplace voice message':

'...however, disrespectful behaviour will not be tolerated'

CARRIED, with Councillor Quiring opposed.

THE QUESTION WAS CALLED ON THE MAIN MOTION AND DECLARED CARRIED, AS AMENDED, with Councillor Quiring, and Anderson opposed.

Councillor Anderson left the meeting at 3:56 pm and returned at 3:57 pm

MATTERS REFERRED FROM THE IN-CAMERA MEETING – September 3, 2019

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **September 3, 2019**, In Camera meeting:

**RENEWAL LICENCE –
POLSON PARK LAWN
BOWLING
AGREEMENT
(6140-20)**

'THAT Council direct Administration to renew the Polson Park Lawn Bowling Agreement with the Vernon Lawn Bowling Club for a five year term commencing July 1, 2018 and ending June 30, 2023, with one renewal term of five years;

AND FURTHER, that Council authorize the Mayor and the Corporate Officer to sign the Polson Park Lawn Bowling Licence Renewal Agreement in the same substantial form as attached to this report titled "Renewal License – Polson Park Lawn Bowling Agreement" dated August 22, 2019, from the Real Estate Manager.'

NEW BUSINESS

CORRESPONDENCE:

**PETITION ON THE
HOMELESSNESS AND
DRUGS IN THE CITY
OF VERNON
(0220-01, 6460-20)**

Moved by Councillor Mund, seconded by Councillor Anderson:

THAT Council receives the Email dated August 23, 2019 from Lesley Waughman, Manager, for Vernon Pensioners Accommodation Society regarding the letter dated August 6, 2019 with petition on Homelessness and Drugs in the City of Vernon and the response letter dated August 28, 2019 from Mayor Victor Cumming.

CARRIED.

REPORTS:

**OFFICIAL COMMUNITY
PLAN AMENDMENT
APPLICATION FOR
6141 HIGHWAY 97 AND
6162 PLEASANT
VALLEY ROAD
(OCP00073)**

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Council support amending the Official Community Plan land use designation for a portion of Lot 5, Section 11, Township 8, ODYD, Plan KAP68038 Mer 6 (6141 Highway 97) from Community Commercial to Residential Medium Density, and to amend the Official Community Plan land use designation for Lot 1, Section 11, Township 8, ODYD, Plan 23048 (6162 Pleasant Valley Road) from the Residential – Regional District of North Okanagan Electoral Areas B & C Official Community Plan land use designation to Residential Small Lot – City of Vernon Official Community Plan land use designation subject to:

1. Dedication of a road right of way extension of 20th Street to Pleasant Valley Road;
2. That prior to any construction on the site, an Archeological Overview Assessment be conducted on the property; and
3. That the plan with proposed OCP designation generally shown as Attachments 1 and 2 in the report “Official Community Plan Amendment Application for 6141 Highway 97 and 6162 Pleasant Valley Road” and dated August 21, 2019 from the Economic Development Planner be attached to and form part of the OCP00073 as Schedule ‘A’.

CARRIED.

**REZONING
APPLICATION FOR
3904 ALEXIS PARK
DRIVE
(ZON00334)**

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Council support the application (ZON00334) to rezone Lot A Plan KAP80959 Sec.3 Twp.8 ODYD (3904 Alexis Park Drive) from R2: Large Lot Residential to R5: Four Plex Housing Residential.

CARRIED.

**REZONING
APPLICATION FOR
5661 OKANAGAN
LANDING ROAD
(ZON00329)**

Moved by Councillor Mund, seconded by Councillor Quiring:

THAT Council support the application (ZON00329) to rezone Lot 2 DL 66 ODYD Plan19070 (5661 Okanagan Landing Road) from R1: Estate Lot Residential to RM1: Row Housing Residential, subject to the following condition:

- a) that prior to final adoption of the zoning amendment bylaw, the Development Permit be ready to be issued and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.

CARRIED.

LEGISLATIVE MATTERS:

BYLAWS:

ADOPTION

- 5767

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Bylaw #5767, "**City of Vernon Cemetery Management Bylaw Number 5767, 2019**" – a bylaw to provide for the regulation, administration, management, operation and maintenance of the City of Vernon municipal cemeteries, and to **repeal** "The Corporation of the City of Vernon Bylaw No. 3472, 1987", be **adopted**.

CARRIED.

- 5768

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Bylaw #5768, "**Fees and Charges (Cemetery Fees) Amendment Bylaw Number 5768, 2019**" – a bylaw to amend Fees & Charges Bylaw 3909, be **adopted**.

CARRIED.

- 5771

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council defers consideration of Bylaw #5771, "**Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019**" and Bylaw #5772, "**Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019**" pending receipt of clarification on the type of ticketing offences that are related to these bylaws to be provided at the September 16, 2019 Regular meeting.

CARRIED.

FIRST, SECOND & THIRD READINGS

- 5779

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Bylaw #5779, "**Subdivision and Development Servicing (Schedules C and O) Amendment Bylaw Number 5779, 2019**" – a bylaw to amend the "City of Vernon Subdivision and Development Servicing Bylaw #3843, 1992", be **read a first, second and third time**.

CARRIED.

FIRST & SECOND READINGS AND PUBLIC HEARING DATE

- 5773

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Bylaw #5773, "**5661 Okanagan Landing Road Rezoning Amendment Bylaw Number 5773, 2019**" – a bylaw to rezone the subject property from "R1: Estate Lot Residential" to "RM1: Row Housing Residential", be **read a first and second time**;

AND FURTHER, that the Public Hearing for Bylaw #5773, be scheduled for **TUESDAY, October 15, 2019**, at **5:30 pm**, in Council Chambers.

CARRIED.

- **5774**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Bylaw #5774, "**3904 Alexis Park Drive Rezoning Amendment Bylaw Number 5774, 2019**", - a bylaw to rezone the subject property from "R2 – Large Lot Residential" to "R5: Four-Plex Housing Residential", be **read a first and second time**;

AND FURTHER, that the Public Hearing for Bylaw #5774, be scheduled for **TUESDAY, October 15, 2019**, at **5:30 pm**, in Council Chambers.

CARRIED.

- **5775**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Bylaw #5775, "**6141 Highway 97 and 6162 Pleasant Valley Road Avenue Official Community Plan Amendment Bylaw Number 5775, 2019**" a bylaw to redesignate the subject properties from "Community Commercial" (CCOM) to "Residential Medium Density" (RMD) AND from "Residential – Regional District of North Okanagan Electoral Areas B & C Official Community Plan" to "Residential Small Lot" (RSL), be **read a first and second time**;

AND FURTHER, that the Public Hearing for Bylaw #5775, be scheduled for **TUESDAY, October 15, 2019**, at **5:30 pm**, in Council Chambers.

CARRIED.

COUNCIL INFORMATION UPDATES:

COUNCILLOR AKBAL MUND

Councillor Akbal Mund provided a verbal report on the following matters:

- **MEETING/EVENT ATTENDANCE**

- Cora's Restaurant Opening

COUNCILLOR KELLY FEHR

Councillor Kelly Fehr provided a verbal report on the following matters:

• **MEETING/EVENT
ATTENDANCE**

- Overdose Awareness Day
- XFC11 Unbanned Mixed Martial Arts Event

MAYOR VICTOR CUMMING

Mayor Cumming provided a verbal report on the following matters:

• **MEETING/EVENT
ATTENDANCE**

- **Attended several events including:**
 - Forest Sector Engagement Process meeting
 - Climate Change – discussion with School District #22
 - Advisory Planning Committee Meeting
 - Brenda Renewables meeting (composting & gas recovery)
 - Regional district of North Okanagan Meeting
 - Crisis Communications Workshop
 - Discussion with CAO on HR issues
 - Overdose Awareness Day
 - Interior Provincial Exhibition Events and VIP Luncheon
 - Tour of NONA Facility

INFORMATION ITEMS:

Council received the following information items:

- A. Letter dated August 2, 2019, from Mayor Bill Dingwall, City of Pitt Meadows, re: Provincial Support for Libraries
- B. Letter dated August 19, 2018 from Mayor Allen Courtoreille, District of Chetwynd, re: Provincial Support for Libraries
- C. Letter dated August 15, 2019 from Sara Huber, Regional Planner, Provincial Agricultural Land Commission, re: City of Vernon Future Growth Areas / Exclusion (PID: 012-570-516)
- D. Minutes from the following Committees of Council:
 - (i) Tourism Commission, June 19
 - (ii) Advisory Planning, August 8

CLOSE

Mayor Cumming closed the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 5:08 pm

CERTIFIED CORRECT:

Victor I. Cumming
Mayor

Patricia Bridal
Corporate Officer



THE CORPORATION OF THE CITY OF VERNON



REQUEST TO APPEAR AS A DELEGATION

ON 16 Sept 2019
Day Month Year

APPROVED: _____
Mtg Date: _____

(See Council Calendar on back of Form)

Date of Request: Aug 28, 2019

Name of Person Making the Request: Sandra Welton

Name & Titles of Presenter(s): Sandra Welton

Contact Information: Phone: _____ Email: _____

Mailing Address: _____

DETAILS OF PRESENTATION

my Daughter overdosed on May 30 IN Vernon

Wanting to find out the status and Awareness
of A safe Injection site for Vernon

Will There be a Power Point Presentation? No ☒ *Yes ☐ (*due one week before the meeting)

Will There be written material provided for the Agenda? No ☐ *Yes ☐ (*due one week before the meeting)

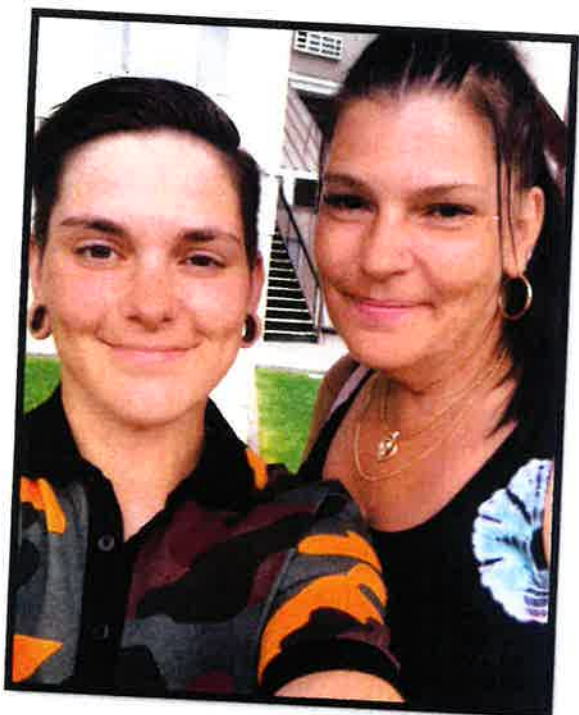
DESIRED ACTION FROM COUNCIL

Open A safe Injection site
So less people die

*Please be advised that delegations are limited **5 minutes**, (followed by any questions from Council), unless otherwise resolved by Council.

(PLEASE SEE REVERSE)

Personal information collected is collected in compliance and protected in accordance with the Freedom of Information and Protection of Privacy Act and will be used for the purposes serving our citizens in a responsible and efficient manner.



Mehgan's family thank you sincerely for sharing their sorrow and offering your support. Your thoughtfulness is appreciated and will always be remembered.

Bowers
Funeral Service & Crematorium



In loving memory of
Mehgan Rosa-Lia
1991-2019



In loving memory of
Mehgan Rosa-Lia
Parrotta (Welton)

Born
 January 7, 1991
 Vancouver, BC

Passed away
 May 30, 2019

Surrounded by her loving family
And special friends, Carolyn & Geoff Davies
by her side.

Celebration of Life
 Tuesday, June 18, 2019 at 1 p.m.
 Welton family home
 6377 VLA Road, Chase, BC

Celebrant & Tributes by Jack Bowers

Followed by songs specially selected
 in remembrance of Mehgan-
 Always Stay Humble & Kind
 & Power of Love

Mehgan is survived by her loving parents, Sandra (Pat), John (Colleen); grandfather Lawrie Welton; step brother, Casper Welton; brother, Kory Parrotta; aunts and uncles, Tracey (Bob), Danny (Chris), Trino (Mert), Ines, Pete (Colleen); and her very special God Parents Rita & Sam Manfredi and many cousins.

*God grant me the serenity to accept the things I cannot change;
 courage to change the things I can; and wisdom to know the difference.*

Living one day at a time; Enjoying one moment at a time;

*Accepting hardships as the pathway to peace; Taking, as He did,
 this sinful world as it is, not as I would have it; Trusting that He will make
 all things right if I surrender to His Will; That I may be reasonably happy in
 this life and supremely happy with Him Forever in the next.*

Amen.

Vernon Forensic Identification Section

Sgt. Tammy HOFFMAN

Cpl. Spencer MARGINSON

Cpl. Trevor COOK

Vernon Forensic Identification Section

Specialized Support Unit

- Vernon FIS consists 1 Sgt. & 2 Cpl. positions
- Our shift is 07:00 to 17:00, 7 days a week with a member having to be on call outside these scheduled hours
- We are one of seven FIS Units assigned to the Southeast District in “E” Division

We Provide Service For The Following....

Vernon/North Okanagan Detachment Areas:

- The City of Vernon
- Coldstream
- Falkland
- Enderby
- Armstrong
- Spallumcheen
- Lumby

Assistance We Provide For Criminal Investigations

- Crime scene and exhibit examinations
- The processing and handling of evidence
- The analysis, comparison and identification of fingerprint and physical evidence
- The presentation of expert testimony by providing opinion evidence in court

Other FIS Duties.....

- Deployment with the District Tactical Team
- Deployment with the Forensic Search & Evidence Recovery Team (FSERT) for complex homicide scenes where victims have been burnt, buried, scattered or damaged beyond recognition
- Deployment with the Disaster Victim Identification (DVI) Team
- Assistance for the Explosives Disposal & Chemical, Biological, Radiological, Nuclear (CBRN) Unit





Climate Action Plan: The Context

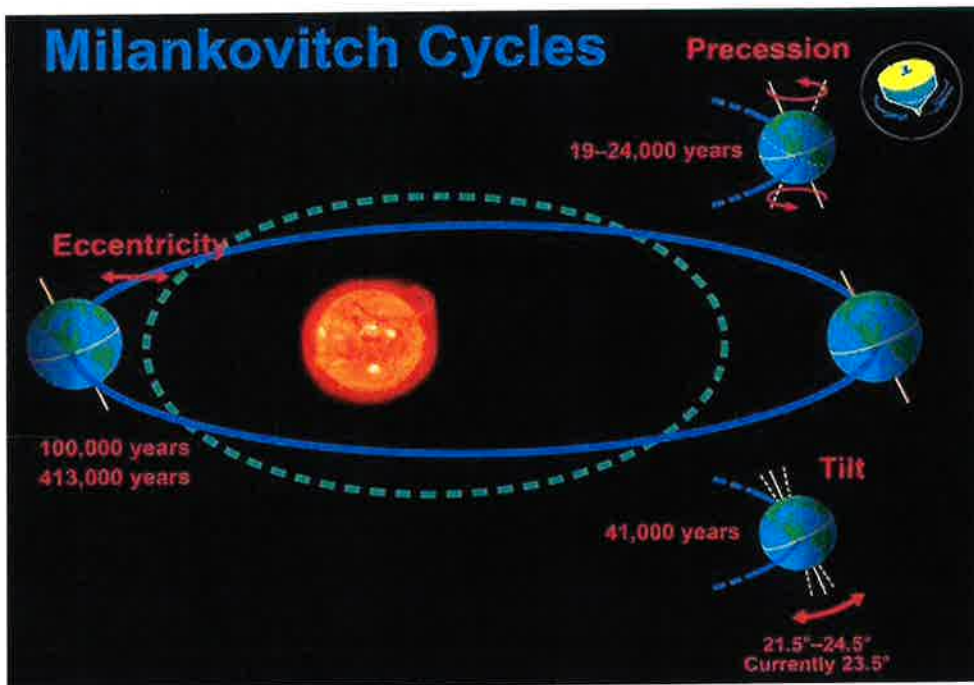
Brian T. Guy, Ph.D., P.Geo.

Co-Chair, City of Vernon Climate Action Advisory Committee

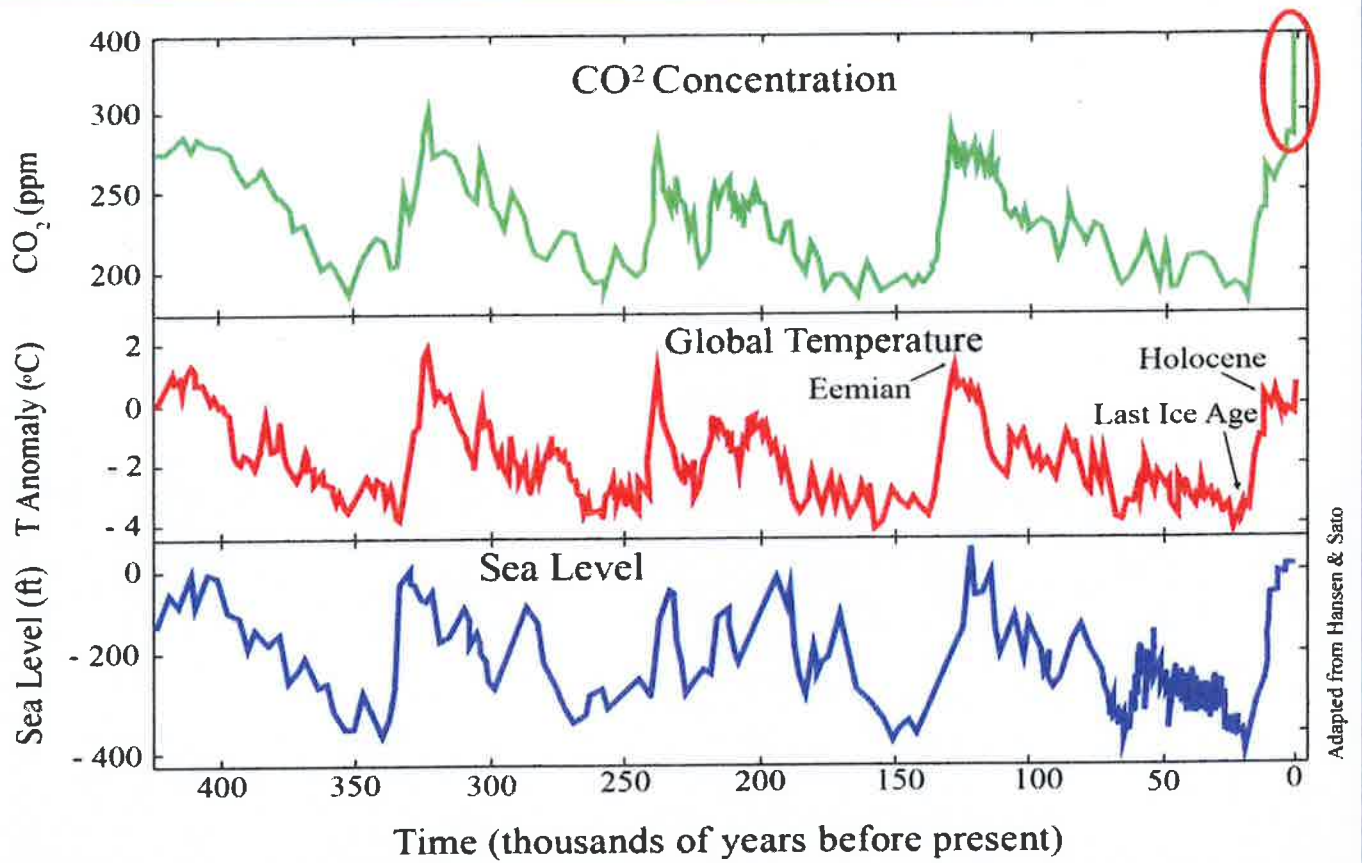


City of Vernon Council
September 16, 2019

Natural Causes of Climate Change

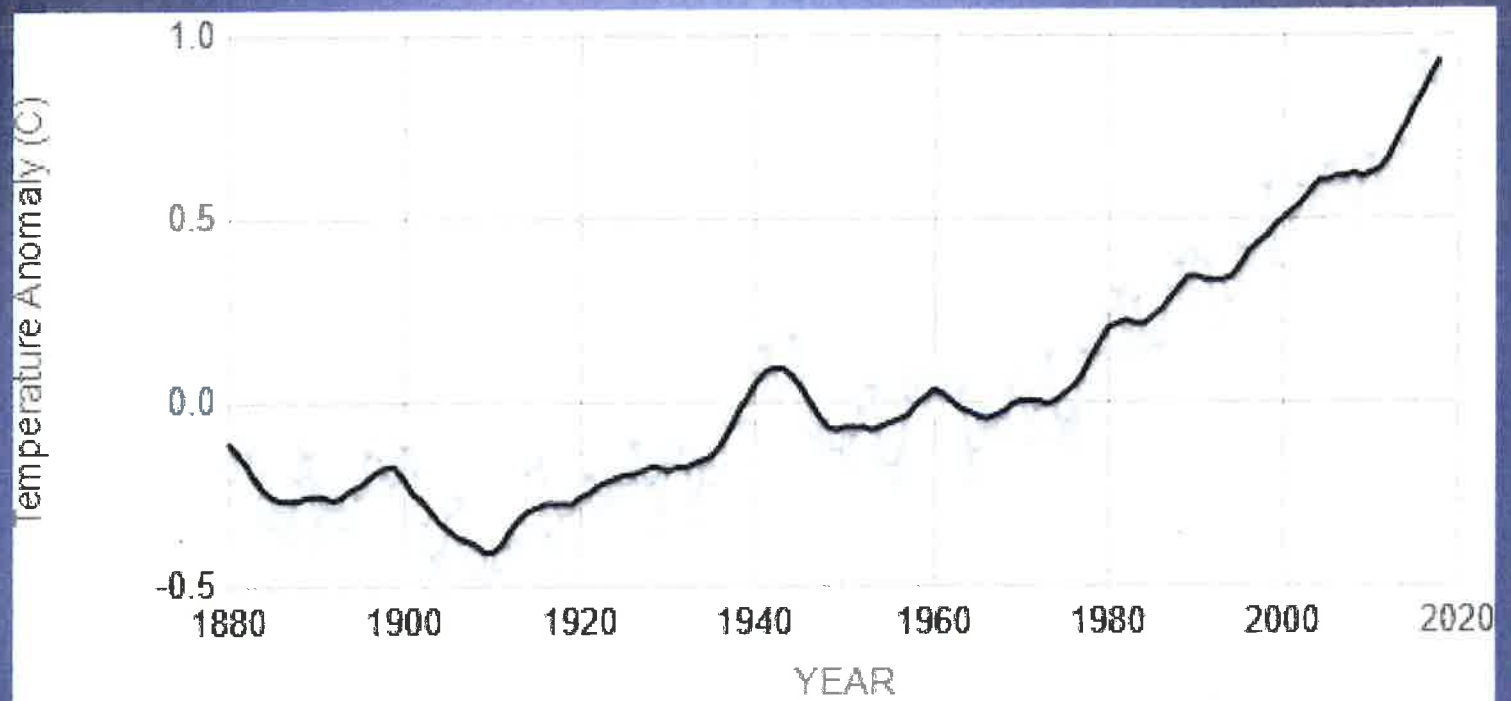


Climate Action Advisory Committee



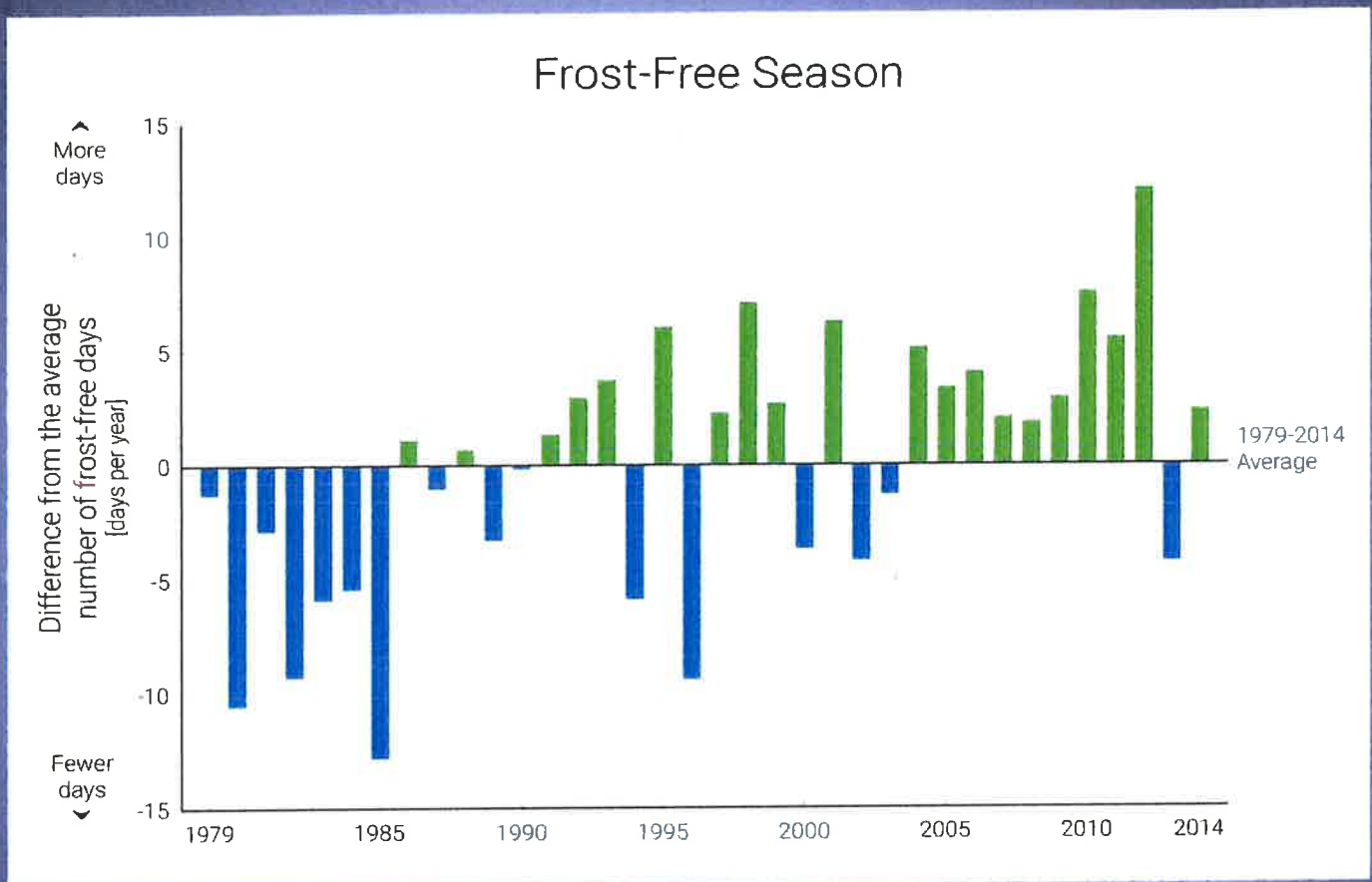
www.johnenglander.net

The Climate is Warming



Source: climate.nasa.gov

Frost-Free Season in the US: 1979-2014



Disko Bay,
Ilulissat,
Greenland



© Paul Souders / Barcroft Media

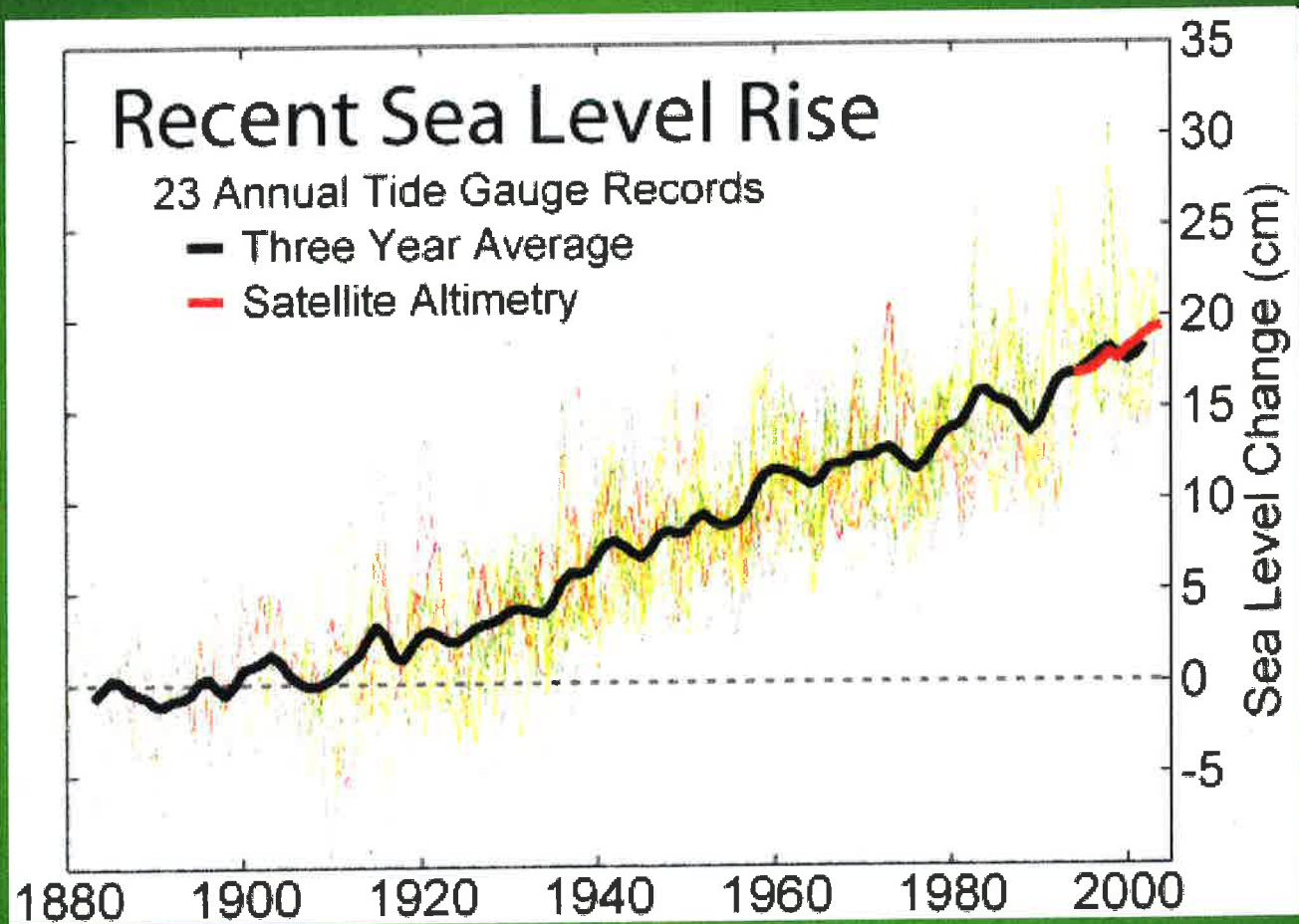
Mountain Glaciers are Disappearing



^ Alaska Heney Glacier 1930

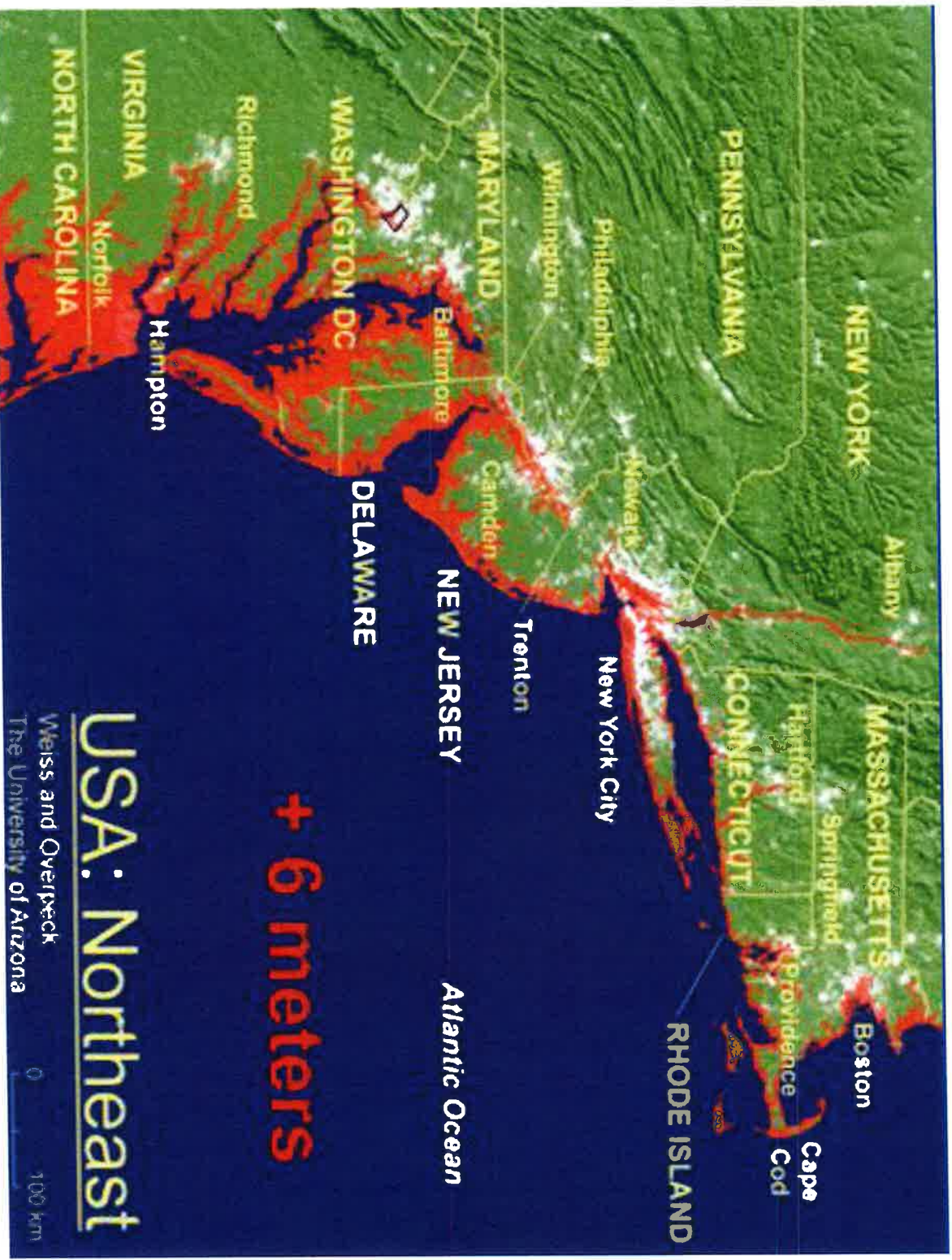


^ Alaska Heney Glacier **TODAY**

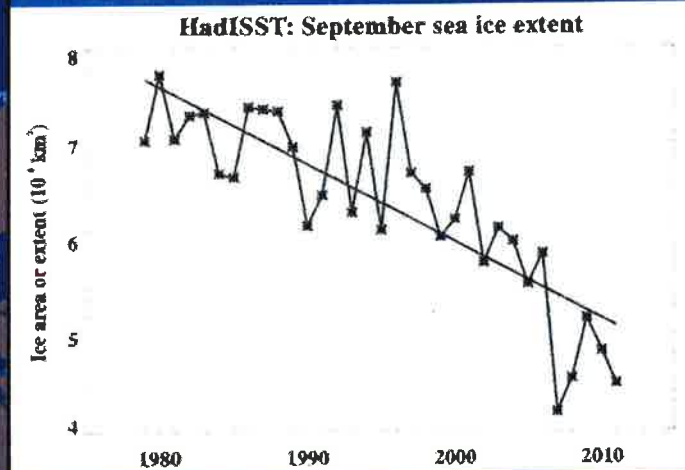
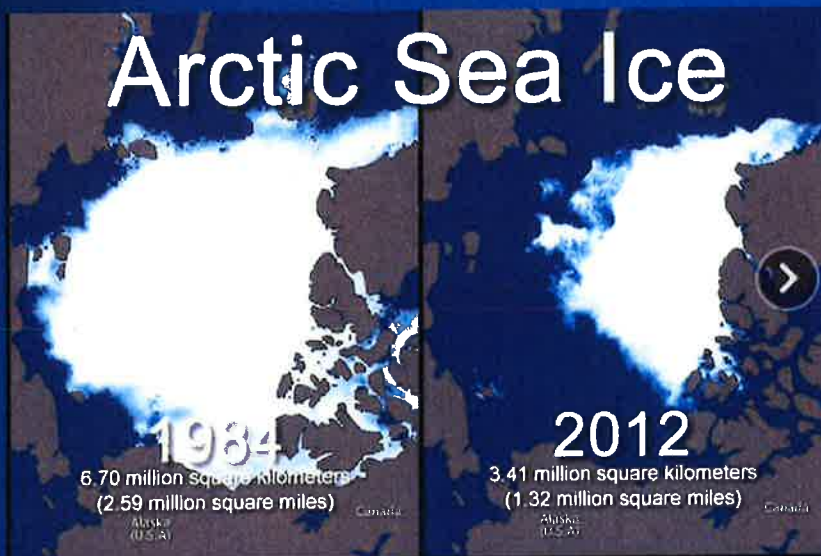


Vancouver Airport





Arctic Sea Ice is Disappearing



Permafrost is Melting



Droughts and Fires are Getting Worse



doubtful that a deal can be struck. comes amid escalating protec- those proposals, and we will take NAFTA, Page 5

Worst wildfires in nearly a century scorch California

More than two dozen people have been killed, hundreds are missing and thousands of homes and businesses destroyed in the state's wine country **PAGE 7**

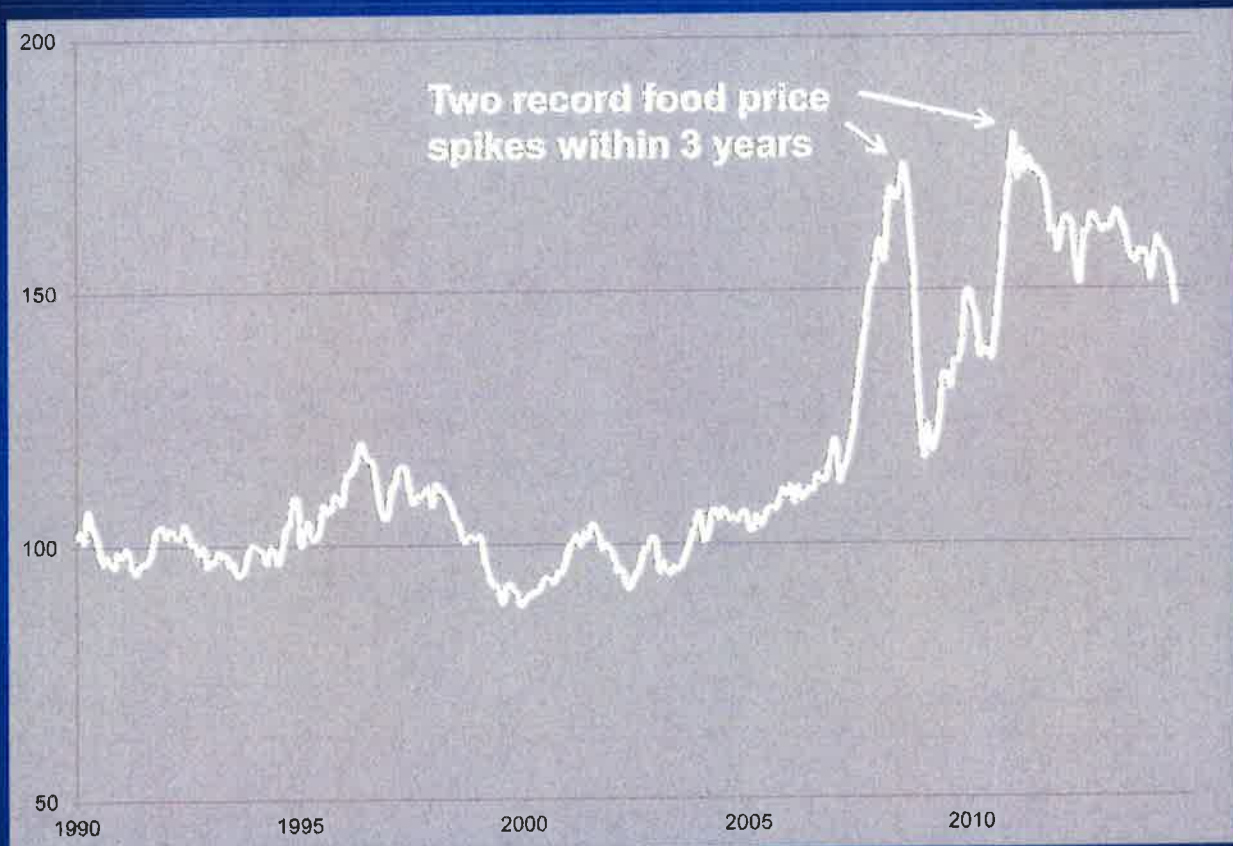




Farmingdale, Illinois
August 27, 2013

Source: Daily Herald: Drought worsens in Midwest, South; affects crops
(<http://www.dailyherald.com/article/20130913/business/709139902/>)

FAO Food Price Index: 1990 – August 2014



Data: The Food and Agriculture Organization of the United Nations.

VER SUN

A DIVISION OF POSTMEDIA NETWORK INC.

912

FRIDAY, OCTOBER 10, 2014 | FINAL EDITION

ER

California drought pushes B.C. food prices higher

A new report makes case for
strengthening food security

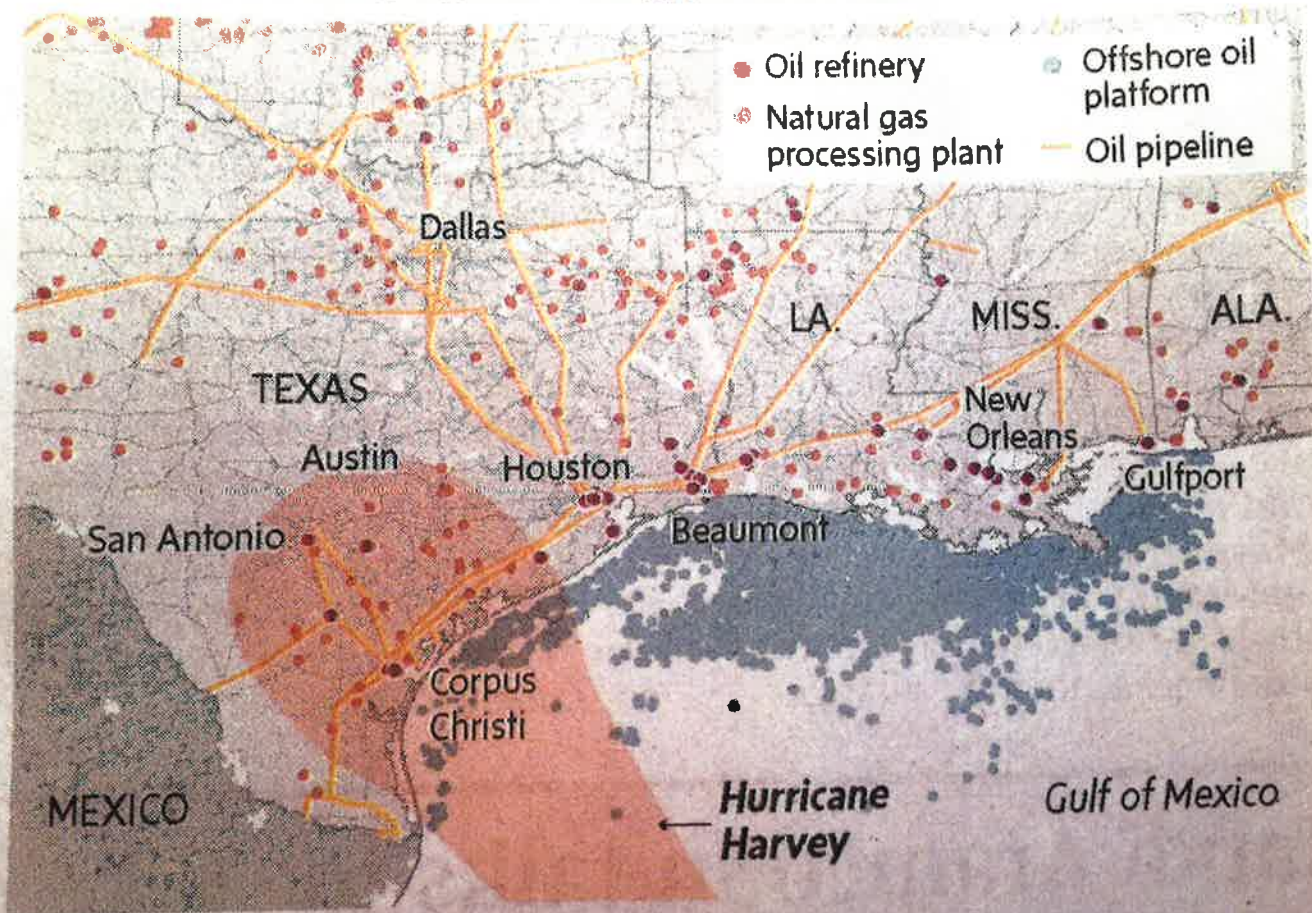
RANDY SHORE

Price increases in B.C.
recorded by Statistics

Storms and Flooding are Getting Worse too Hurricane Harvey (2017)



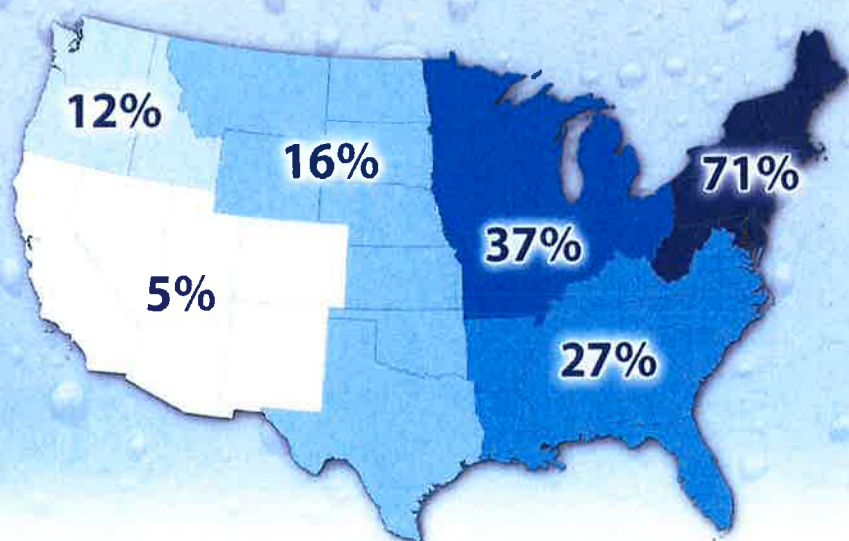
VULNERABLE GULF ENERGY INFRASTRUCTURE



REFINERIES: THE HARVEY EFFECT

The Biggest Storms are Producing More Rain

Heavy Downpours Increasing



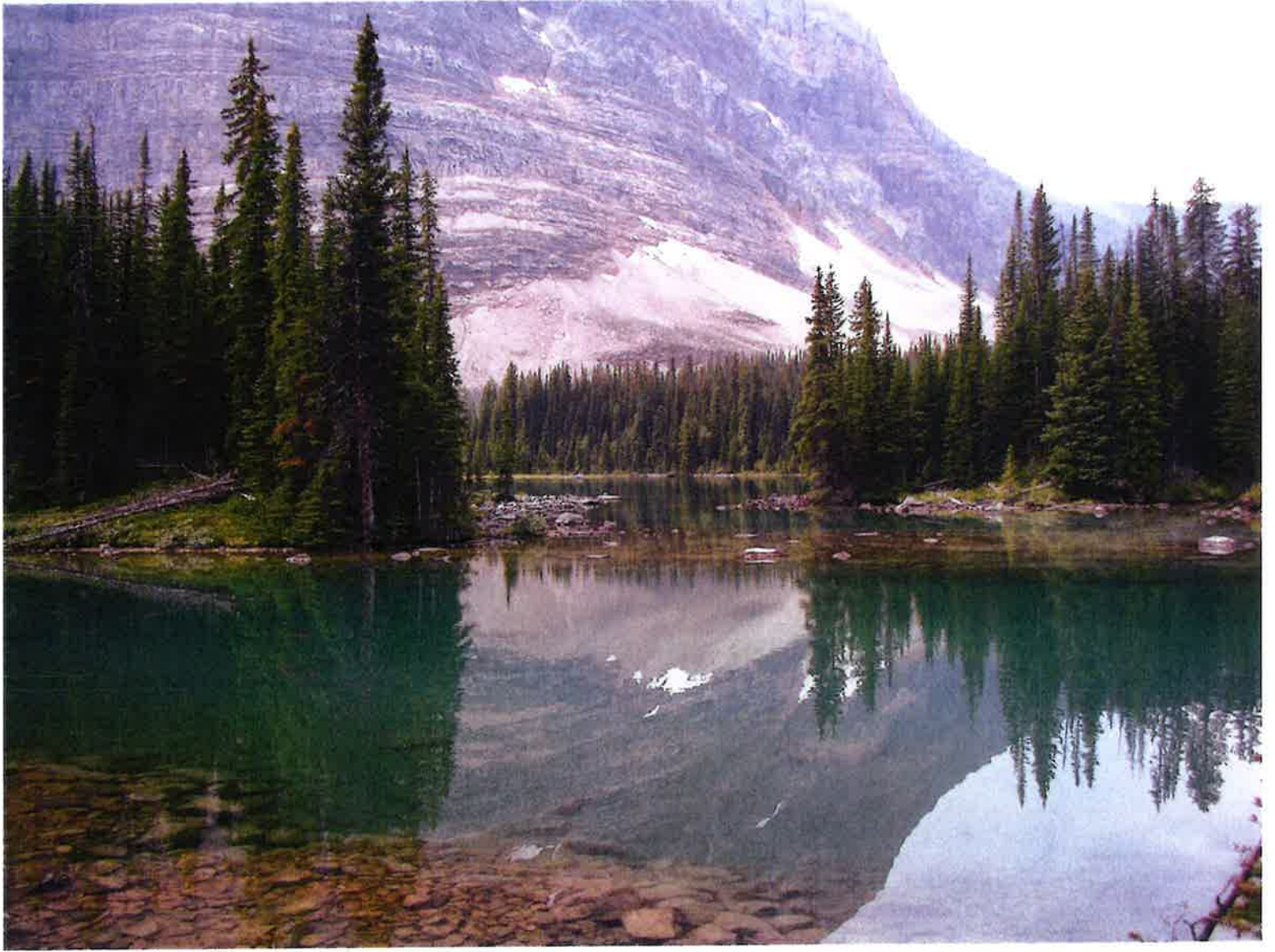
Percent increase from 1958 to 2012 in the amount of precipitation falling in very heavy events.

Very Heavy Precipitation is defined as the heaviest 1% of all daily events from 1958-2012.

Source: Kenneth Kunkel, Cooperative Institute for Climate and Satellites, North Carolina State University and NOAA NCDC

CLIMATE  CENTRAL





“The only plausible explanation for the rise in weather-related catastrophes is climate change.”

Munich Re

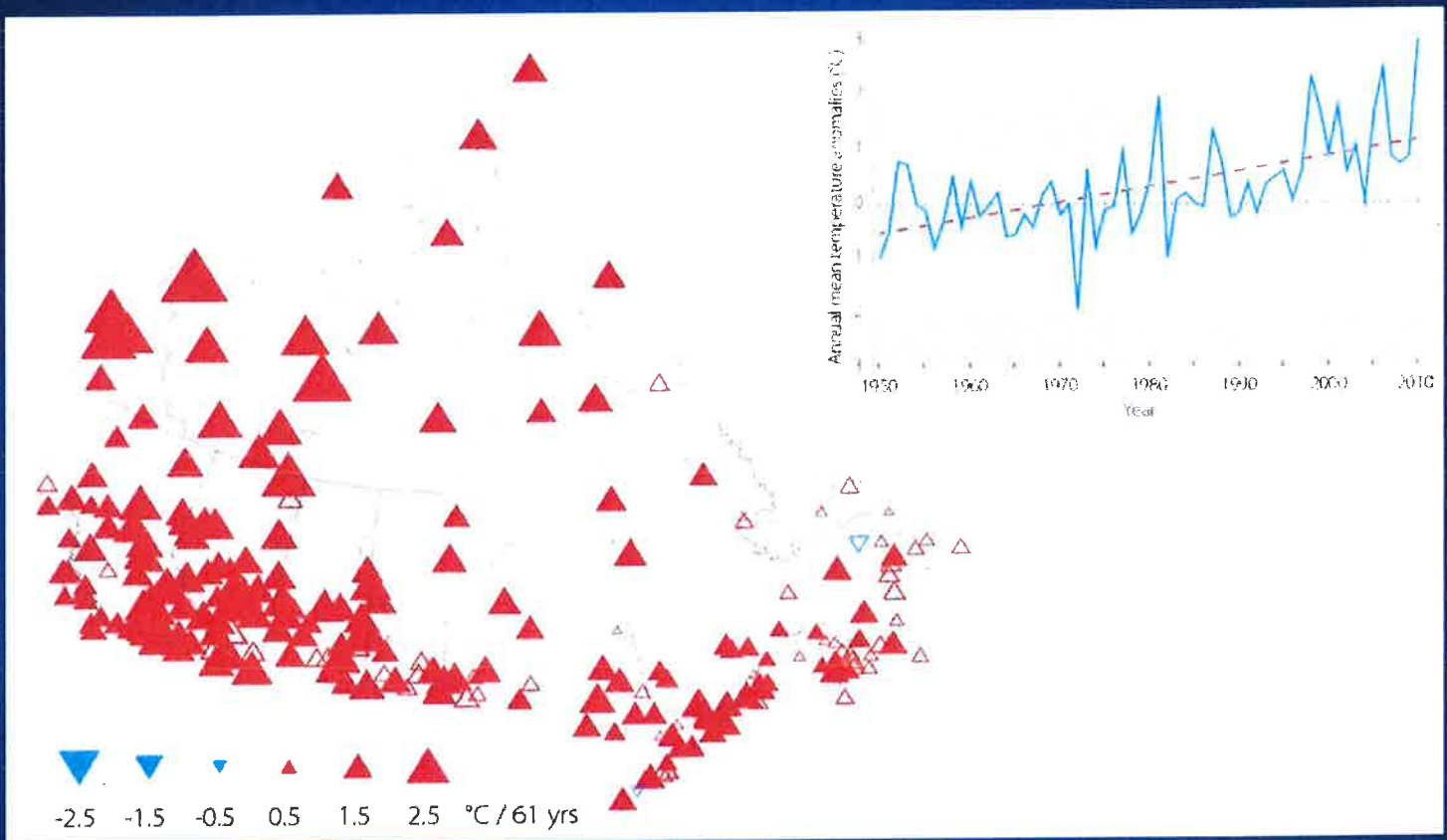
One of the two largest reinsurance companies in the world

September 27, 2010



Climate Action Advisory Committee

Canada's Changing Climate: Temperature

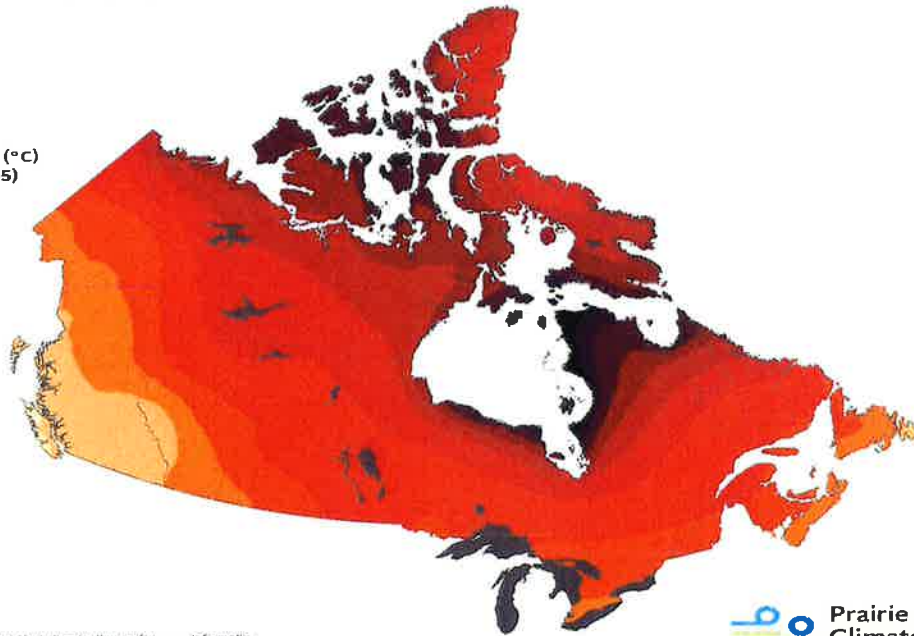
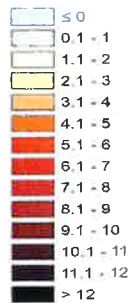


Source: Warren F.J. and Lemmen, D.S., editors (2014): Canada in a Changing Climate: Sector Perspectives on Impacts and Adaptation; Government of Canada, Ottawa, ON.

The Future – January Temperature

2051-2080 Projected Change in Mean Temperature: January
Under the RCP8.5 scenario, relative to a baseline of 1976-2005

Temperature Change (°C)
(Relative to 1976-2005)



© 2017 by the Prairie Climate Centre. Visit climateatlas.ca for more information.
Map Data: Ensemble of 12 CMIP5 models (BCSD Statistically Downscaled Climate Scenarios)
provided by the Pacific Climate Impacts Consortium, University of Victoria (pacificclimate.org).

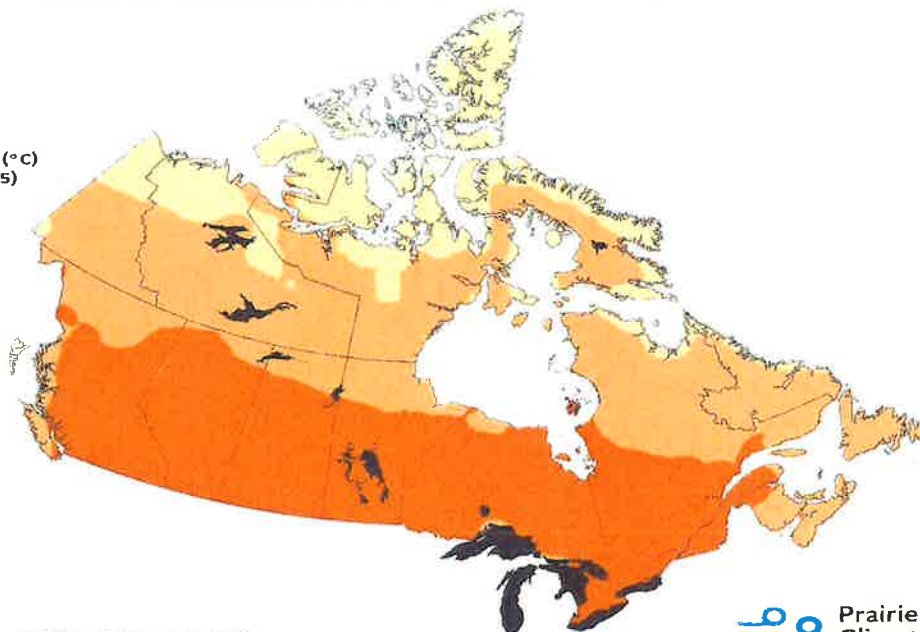
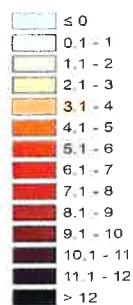


**Prairie
Climate Centre**
From Risk to Resilience

The Future – July Temperature

2051-2080 Projected Change in Mean Temperature: July
Under the RCP8.5 scenario, relative to a baseline of 1976-2005

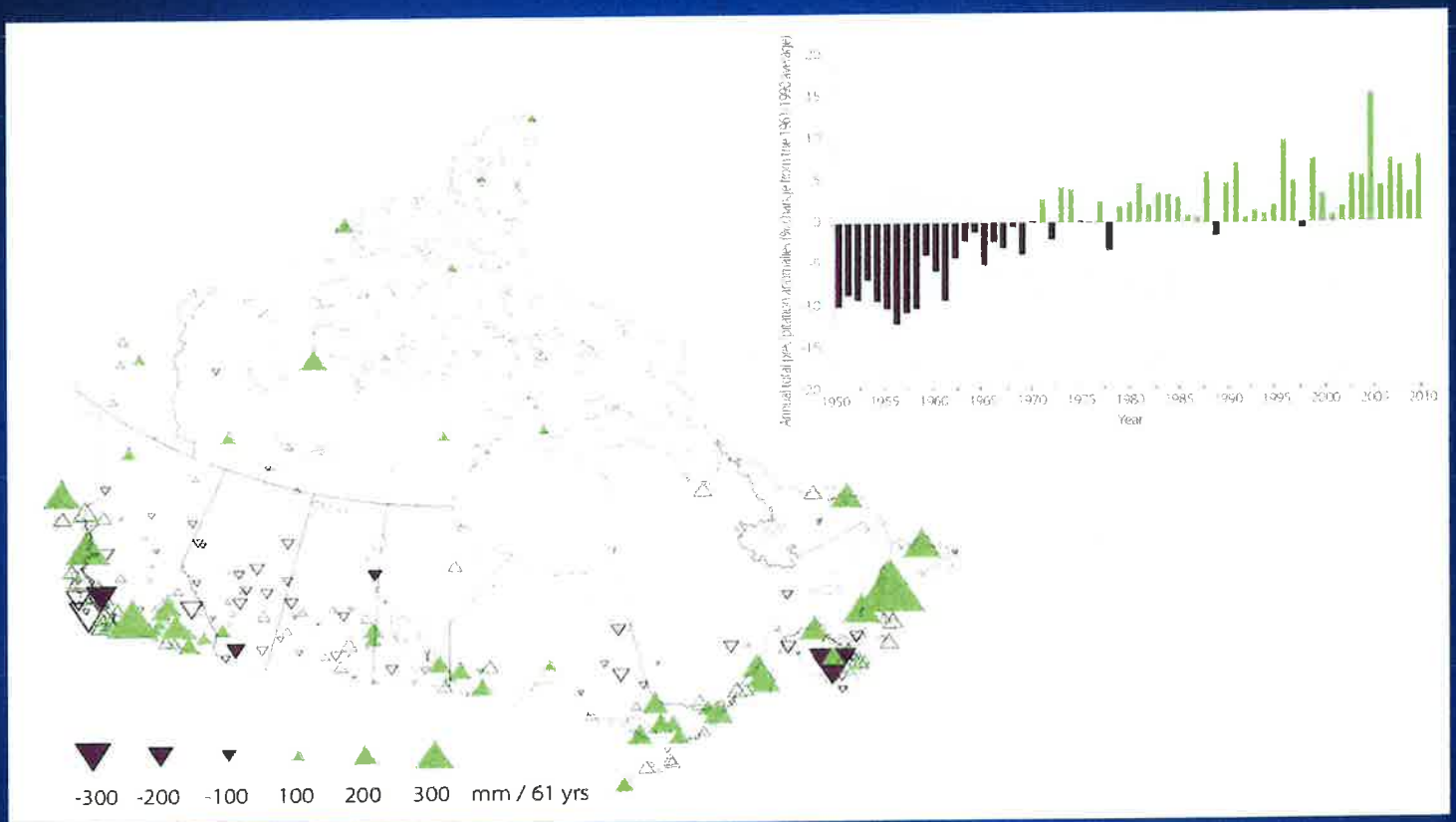
Temperature Change (°C)
(Relative to 1976-2005)



© 2017 by the Prairie Climate Centre. Visit climateatlas.ca for more information.
Map Data: Ensemble of 12 CMIP5 models (BCSD Statistically Downscaled Climate Scenarios)
provided by the Pacific Climate Impacts Consortium, University of Victoria (pacificclimate.org).

 **Prairie
Climate Centre**
From Risk to Resilience

Canada's Changing Climate: Precipitation



Source: Warren F.J. and Lemmen, D.S., editors (2014): Canada in a Changing Climate: Sector Perspectives on Impacts and Adaptation; Government of Canada, Ottawa, ON.

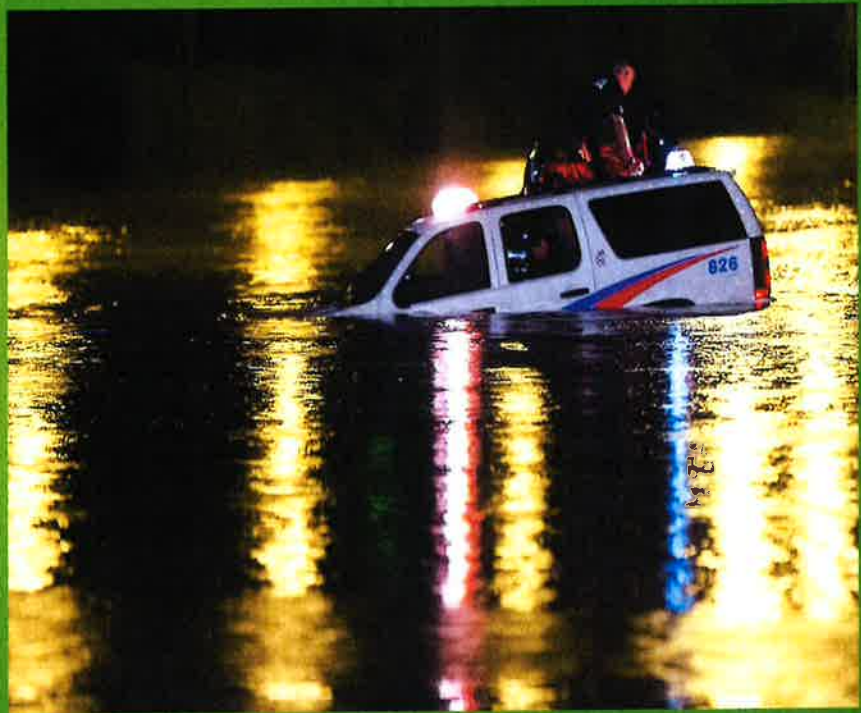
More Fires ...

Fort
McMurray,
May 3, 2016



And More Floods

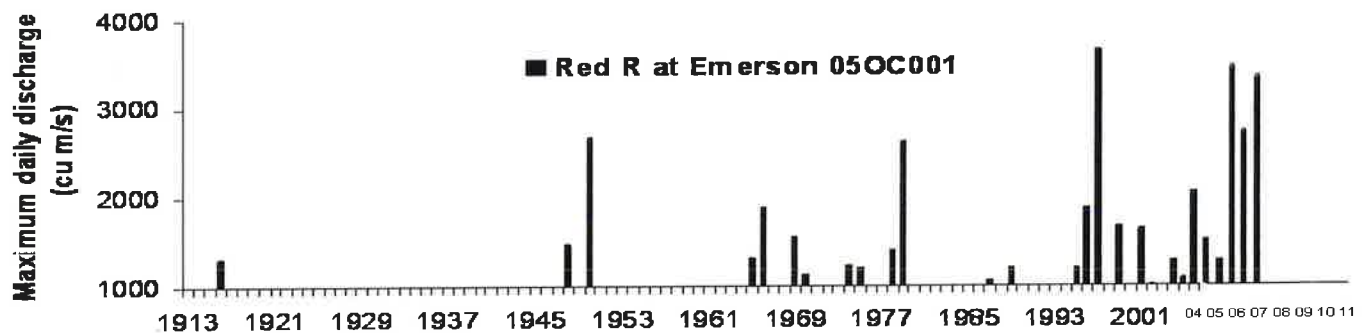
Toronto,
July 8, 2013



Cougar Creek,
Canmore, Alberta
June 20, 2013



Red River Floods: 1913 - 2011

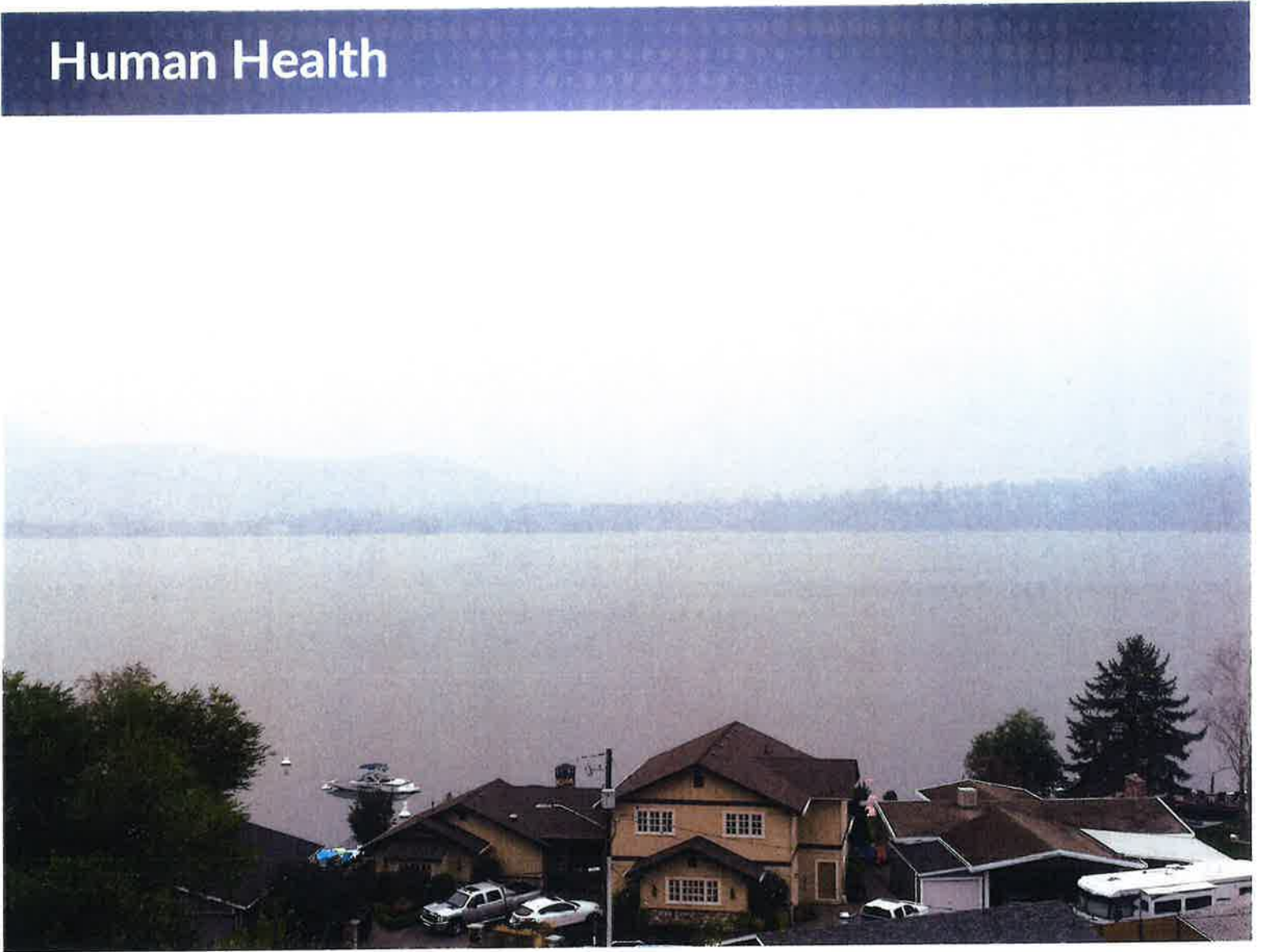


Historic floods on the Red River 1913 - 2011

Bankfull stage at Emerson is ~1000 cu m/s

Water Survey of Canada <http://www.wsc.ec.gc.ca>

Human Health



HEAT WAVES AND HEALTH

A SPECIAL REPORT ON
CLIMATE CHANGE IN CANADA

Heat Waves of the Future

Longer, hotter, and more of them: a look at
what climate models project for Canada

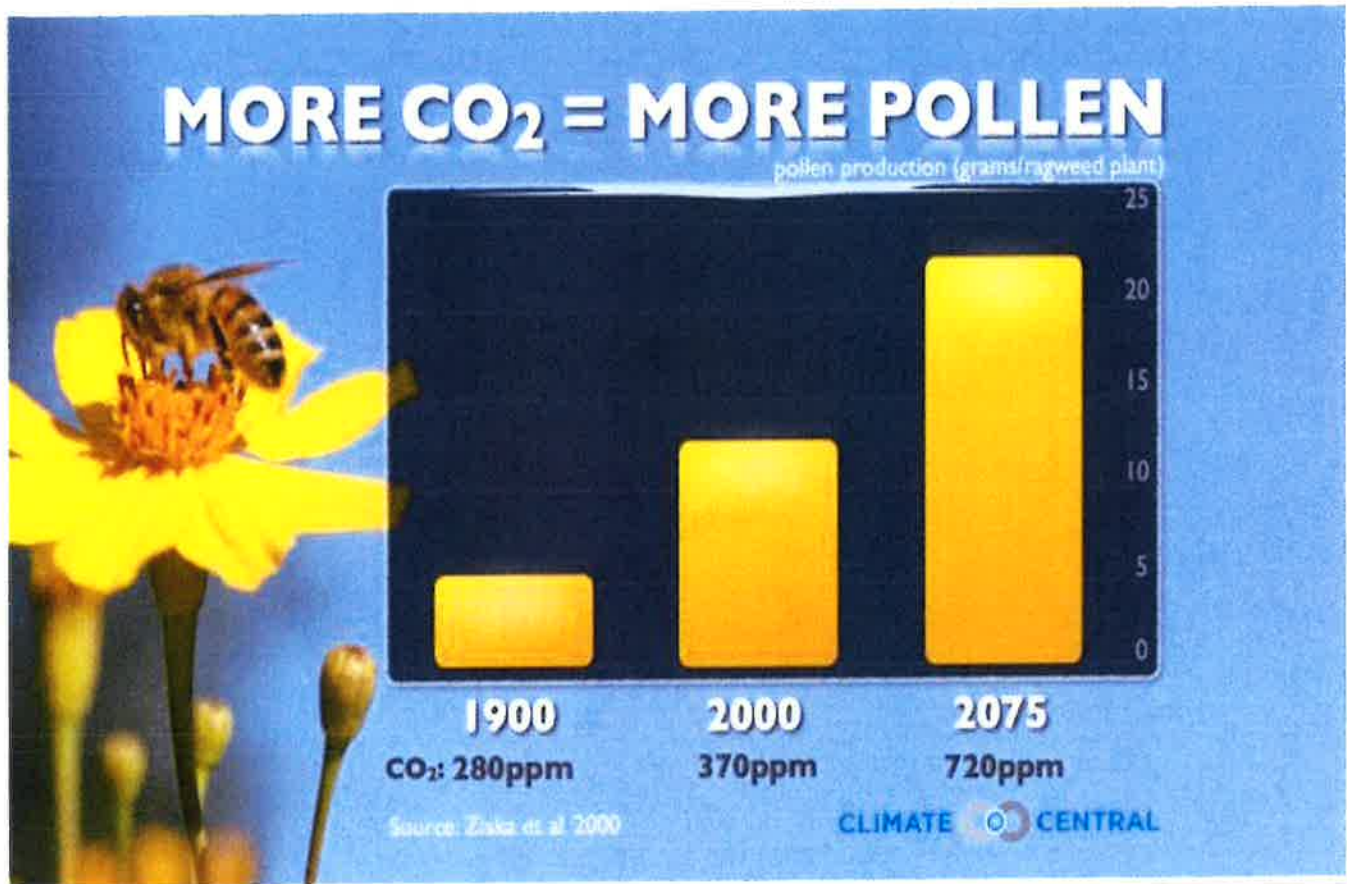
Heat and Your Health

Heat stress and social vulnerability: what
you need to know to stay safe

Risk to Resilience

Take action to prevent global warming
from getting worse

AUGUST 2019

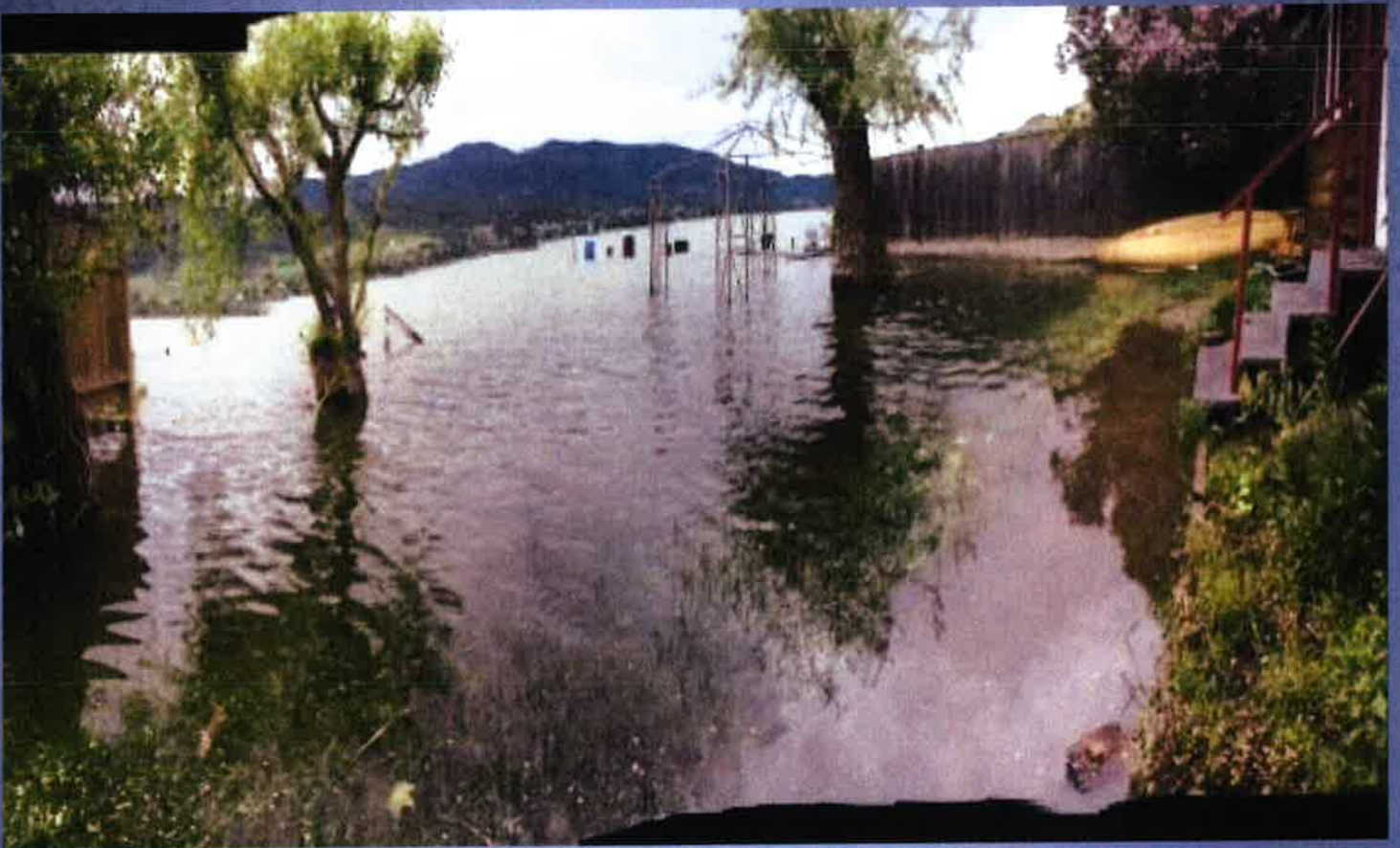


Climate Action Advisory Committee

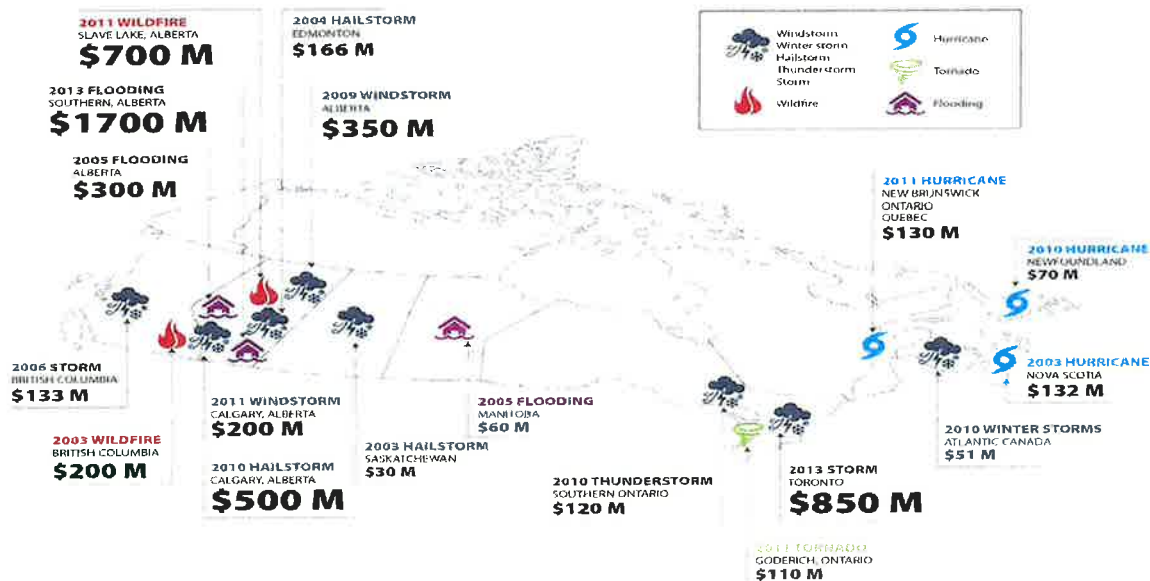
Tropical Diseases are Moving North



Flooding can cause Health Impacts

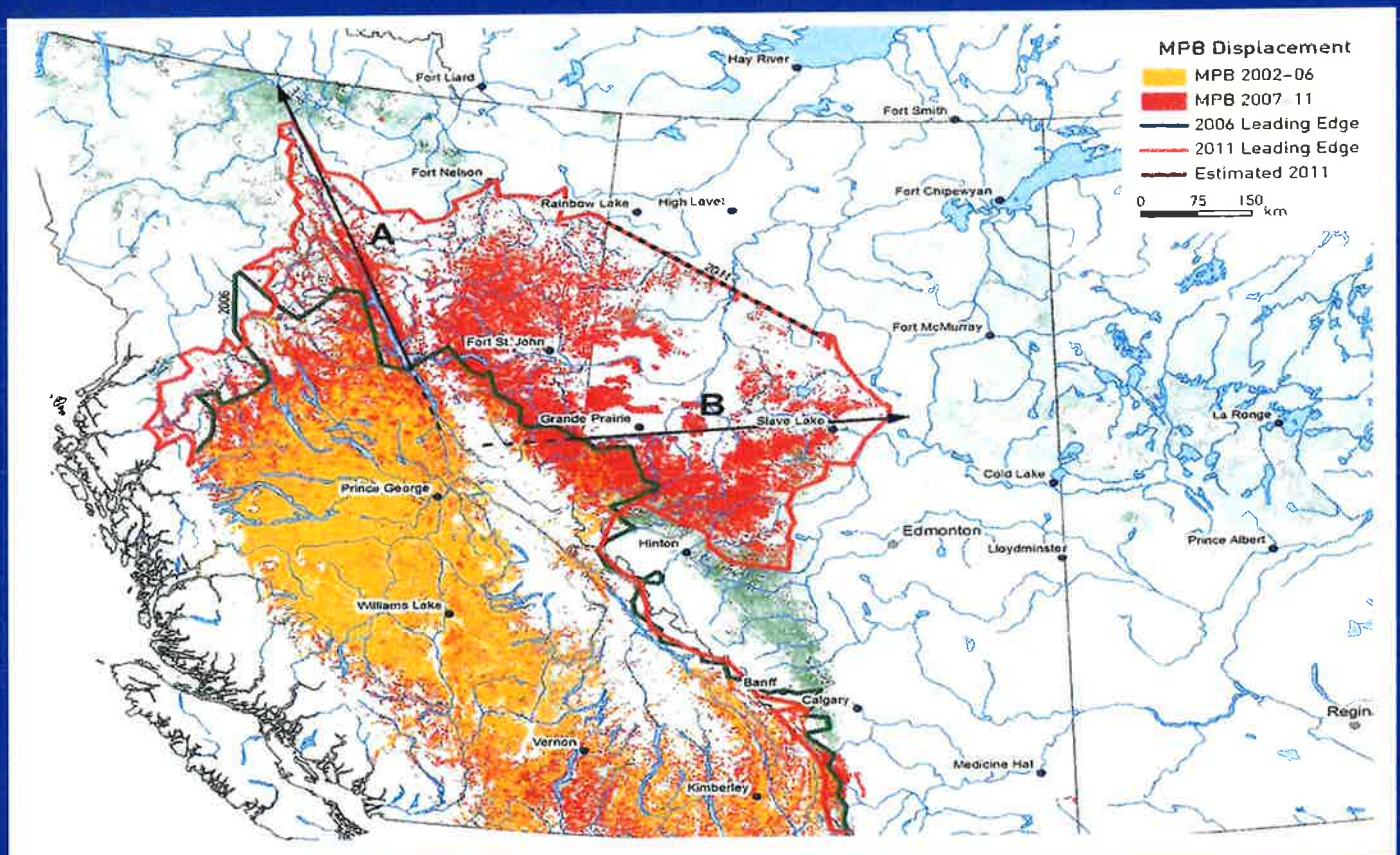


“Climate change is costing Canadian taxpayers, governments and businesses billions of dollars each and every year” - Craig Stewart, Vice-President of Federal Affairs for IBC



Climate Action Advisory Committee

Mountain Pine Beetle Extent: 2007 and 2011

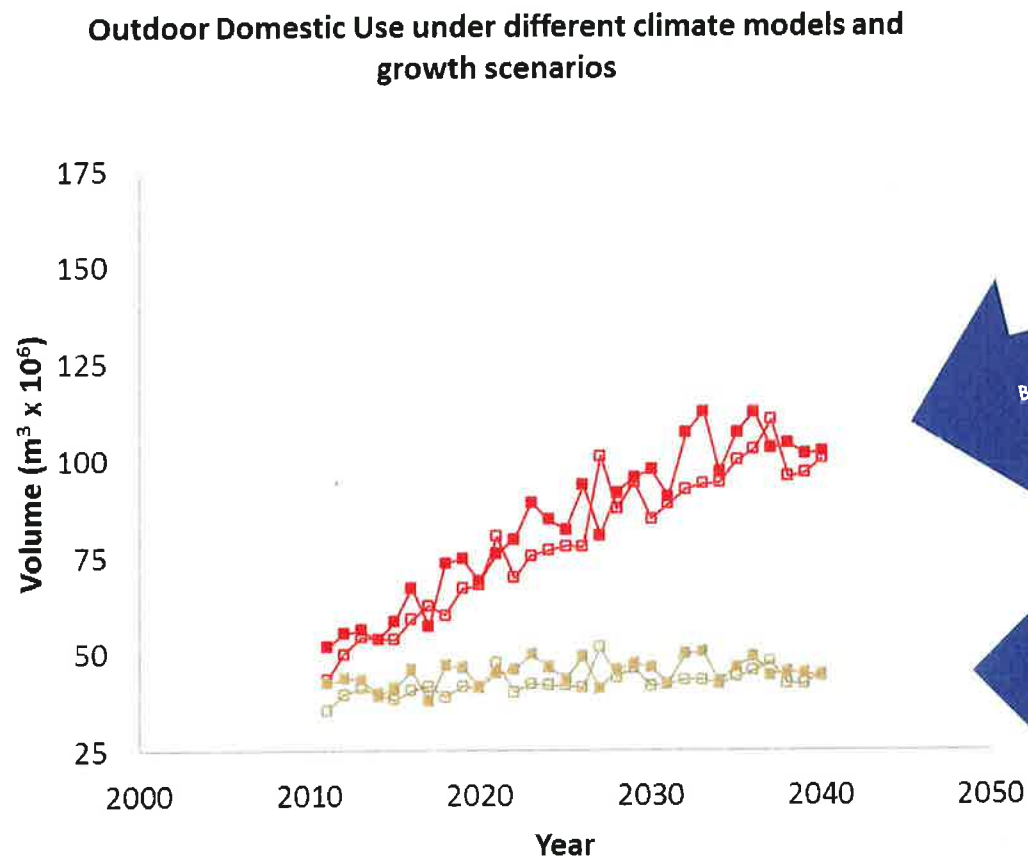


Source: Warren F.J. and Lemmen, D.S., editors (2014): Canada in a Changing Climate: Sector Perspectives on Impacts and Adaptation; Government of Canada, Ottawa, ON.

The Okanagan: Fires and Floods



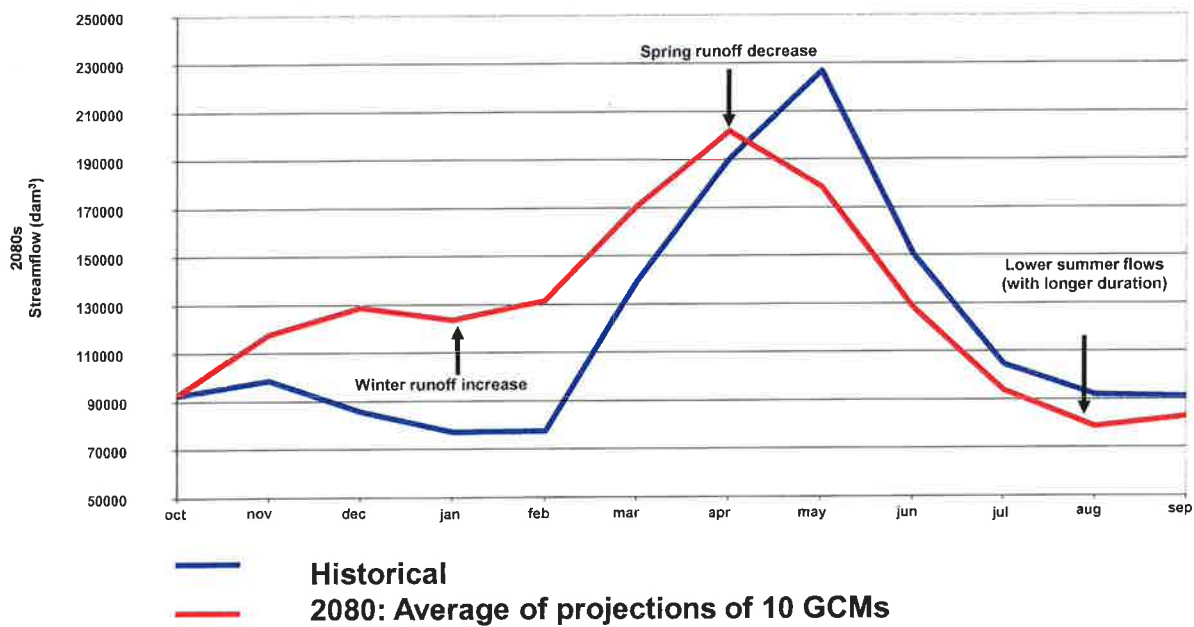
Future Okanagan Basin Outdoor Domestic Water Use



Build-out with landscaping

Infill

Expected Streamflow in 2080 - Okanagan River at Oliver



Climate Action Advisory Committee

Vernon's Future Climate



Warmer temperatures in winter and fewer days below freezing



More extreme heat and longer dry spells in summer



More precipitation in the fall, winter and spring

Source:
*Pacific
Climate
Impacts
Consortium
(PCIC),
University
of Victoria*

Climate Action Advisory Committee



Vernon's Future Climate (cont'd)



Increased frequency and intensity of precipitation and storm events



Changes to streamflow patterns



Smaller snowpack

Source:
*Pacific
Climate
Impacts
Consortium
(PCIC),
University of
Victoria*

Climate Action Advisory Committee

COP 21: The Paris Agreement

Objective: maximum temperature rise 2 degrees, aim for 1.5 degrees

Current national commitments = 3 degree temperature increase by 2100

To limit warming to 2 degrees with 67% chance of success, we can emit CO₂ for 25 more years at current rates – and no more

To limit warming to 1.5 degrees with 67% chance of success, we can only emit CO₂ for 8 more years at current rates – and no more



Climate Action Advisory Committee

Difference between 1.5 and 2 Degrees of Warming

- Up to 457 million more people exposed to climate risks and related poverty
- Twice as many people suffering from water scarcity
- Twice as many plants and three times as many insects losing their habitat
- An ice-free Arctic every 10 years instead of every 100 years
- Exposure of 2.6 times as many people to extreme heat at least every five years
- Double the decline in global fisheries

Urgent Action Needed

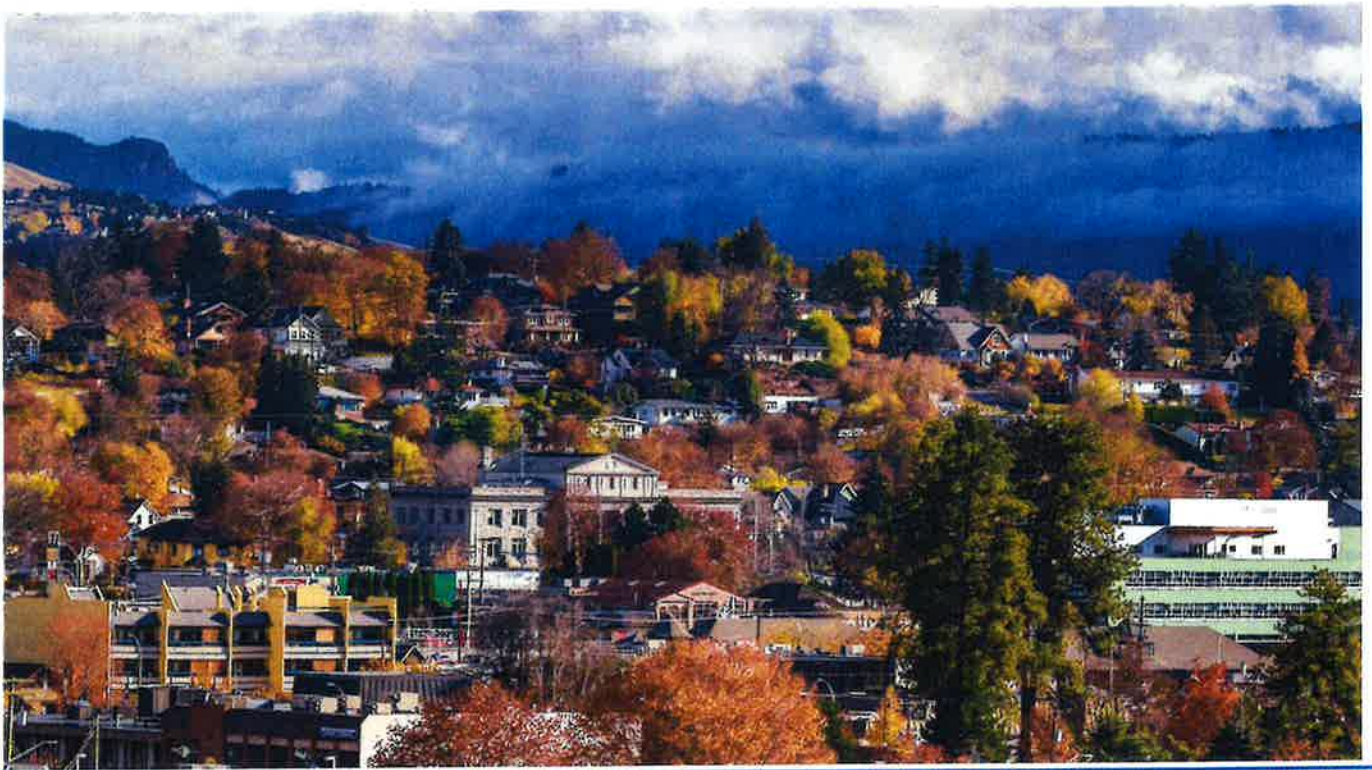
The United Nations IPCC says:

- To keep warming to 1.5 degrees, we must reduce GHG emissions by 45% below 2010 levels by 2030, and get to zero by 2050
- 1.5°C will still mean significant impacts
- We are currently on track for between 2°C and 6°C (which would be catastrophic).
- The global community has to solve this



Climate Action Advisory Committee

Climate Action Plan Overview



Climate Action Advisory Committee



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Carie Liefke, Planning Assistant
Hazel Christy, Planner

COUNCIL MEETING: REG ☒ COW ☐ I/C ☐
COUNCIL MEETING DATE: September 16, 2019
REPORT DATE: August 21, 2019
FILE: DVP00452

SUBJECT: DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 2005 28th CRESCENT

PURPOSE:

To review the development variance permit application for 2005 28th Crescent to vary a section of Zoning Bylaw #5000 and a section of Subdivision and Development Servicing Bylaw #3843 to allow a garage to be constructed.

RECOMMENDATION:

THAT Council support the Development Variance Permit Application (DVP00452) to vary the following section of Zoning Bylaw #5000 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Section 9.2.5 by reducing the side yard setback on the flanking street from 7.5 m to 4.73 m to allow the construction of a garage;

AND FURTHER, that Council support the Development Variance Permit Application (DVP00452) to vary the following section of Subdivision and Development Servicing Bylaw #3843 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Schedule B, Section 3.5.5. by reducing the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m;

AND FURTHER, that Council's support of DVP00452 is subject to the following:

- a) That the site plan shown as Attachment 1 in the report titled Development Variance Permit application for 2005 28th Crescent, dated August 21, 2019 by the Current Planning Assistant be attached to and form part of Development Variance Permit #DVP00452 as Schedule 'A'; and
- b) That a plan for the narrowing of the primary driveway access and closure of the secondary driveway access, including the addition of landscaping to enhance the driveway modifications, be prepared and submitted to Administration for approval; and
- c) That the applicant provide a security deposit, based on an acceptable cost estimate, for the cost of the driveway modifications and landscaping.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council not support the Development Variance Permit application (DVP00452) which requests a variance to the exterior side yard setback provisions of Zoning Bylaw #5000 and a variance to the

minimum distance from the entrance of a driveway to an intersection to the Subdivision and Development Servicing Bylaw #3843 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent).

Note: Denial of the variance application would not allow the construction of the proposed garage and the driveway accesses would remain in their existing non-conforming state.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 20, 2019 the Advisory Planning Committee passed the following resolution:

"THAT the Advisory Planning Committee recommends that Council support the Development Variance Permit Application (DVP00452) to vary the following section of Zoning Bylaw #5000 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Section 9.2.5 by reducing the side yard setback on the flanking street from 7.5 m to 4.73 m to allow the construction of a garage; and*

THAT Council support the Development Variance Permit Application (DVP00452) to vary the following section of Subdivision and Development Servicing Bylaw #3843 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Schedule B, Section 3.5.5. by reducing the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m; and*

AND FURTHER, that Council's support of DVP00452 is subject to the following:

- a) That the site plan shown as Attachment 1 in the report titled Development Variance Permit application for 2005 28th Crescent, dated August 12, 2019 by the Current Planning Manager be attached to and form part of Development Variance Permit #DVP00452 as Schedule 'A'; and*
- b) That a plan for the narrowing of the primary driveway access and closure of the secondary driveway access, including the addition of landscaping to enhance the driveway modifications, be prepared and submitted to Administration for approval; and*
- c) That the applicant provide a security deposit, based on an acceptable cost estimate, for the cost of the driveway modifications and landscaping."*

B. Rationale:

1. The subject property is located at 2005 28th Crescent where the linear portion of 28th Crescent joins the circular portion of 28th Crescent, thus creating a corner lot with an exterior (flanking) side yard adjacent to the linear portion of 28th Crescent (SW property line) and a front yard adjacent to the circular portion of 28th Crescent (SE property line) (Figures 1 and 2). The land is designated as RLD Residential Low Density within the Official Community Plan.
2. The lot is currently developed with an existing house. A carport adjacent to the house has been torn down and is proposed to be replaced by a garage (Attachment 1). The existing house and proposed garage will both front onto the 28th Crescent circle with primary vehicular access from 28th Crescent

circle. This access is wider than current bylaw standards allow and is located very close to the intersection. A secondary driveway access is located on the SW boundary of the property adjacent to the linear portion of 28th Crescent (Figure 2).

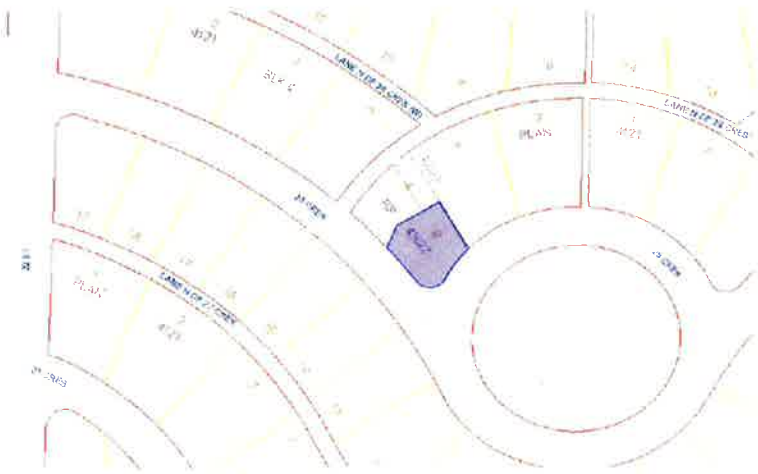


Figure 1 – Property Location Map



Figure 2 – Aerial View of Property

3. The applicant has proposed to construct a garage which would be sited at the location of the former carport (4.73 m from the SW property line). The garage would utilize the primary vehicle driveway access and the secondary driveway access would be closed (Attachments 1, 4 and 5). In order to proceed with the proposal, the applicant has applied for the following variances:
 - a. Vary Zoning Bylaw #5000 Section 9.2.5 (Attachment 2) by reducing the minimum side yard setback on a flanking street from 7.5 m to 4.73 m; and
 - b. Vary Subdivision and Development Servicing Bylaw #3843 Schedule B, Section 3.5.5 (Attachment 3) by reducing the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m.
4. Administration supports the requested variances for the following reasons:
 - a. The addition of a garage would enhance the external appearance of the structure.
 - b. Closing the secondary driveway access and narrowing the primary access would reduce the conflict points on the public road network, and would conform with Subdivision and Development Servicing Bylaw #3843 Section 3.5.3., which requires that the maximum width of accesses be minimized and not exceed 6m for residential low density lots.
 - c. Narrowing the primary driveway access and moving it further from the corner will improve sightlines at this location, and bring the property closer to conformance with Subdivision and Development Servicing Bylaw #3843 Section 3.5.5., which requires that accesses be located 9m from intersections with local roadways (28th Crescent is classified as a local road).
 - d. The additional landscaping along the SW property line will add to the appeal of this uniquely situated lot and enhance the general aesthetics of the neighbourhood.

C. Attachments:

- Attachment 1 – Proposed Site Plan
- Attachment 2 – Zoning Bylaw #5000 R1 Estate Lot Residential zoning district regulations
- Attachment 3 – Subdivision Bylaw #3843 Schedule B - Highway regulations
- Attachment 4 – Proposed modifications to driveway accesses
- Attachment 5 – Photos of the subject property

D. Council's Strategic Plan Objectives:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

- Review and streamline residential development approval process
- Streamline red tape to facilitate more development

E. Relevant Policy/Bylaws/Resolutions:

1. The Official Community Plan (OCP) designates the property as RLD Low Density Residential. The property is within the R1 Estate Lot Residential zoning district, which conforms to the OCP.
 - Note that no change to use or density is being proposed.
2. The following section of Zoning Bylaw #5000 applies to the subject DVP application:
 - 9.2.5 Minimum side yard is 2.5 m, except that it is 7.5 m from a flanking street.
3. The following section of Subdivision and Development Servicing Bylaw #3843 applies to the subject application:
 - Schedule B, Section 3.5.5. 9m minimum distance spacing from the entrance to a driveway from the intersection of two local roads.
4. The Local Government Act provides Council with the authority to vary local bylaws based on site specific considerations. The granting of such variances does not set precedence within the community for future variances to be based upon, as each variance application must be evaluated on its own merit and potential implications to the whole community and the specific neighbourhood.

BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

Sep 6 2019 10:59 AM

X

Carie Liefke



DocuSign

Carie Liefke
Planning Assistant

Approved for submission to Council:

Will Pearce, CAO

Date:

09. SEPTEMBER 2019

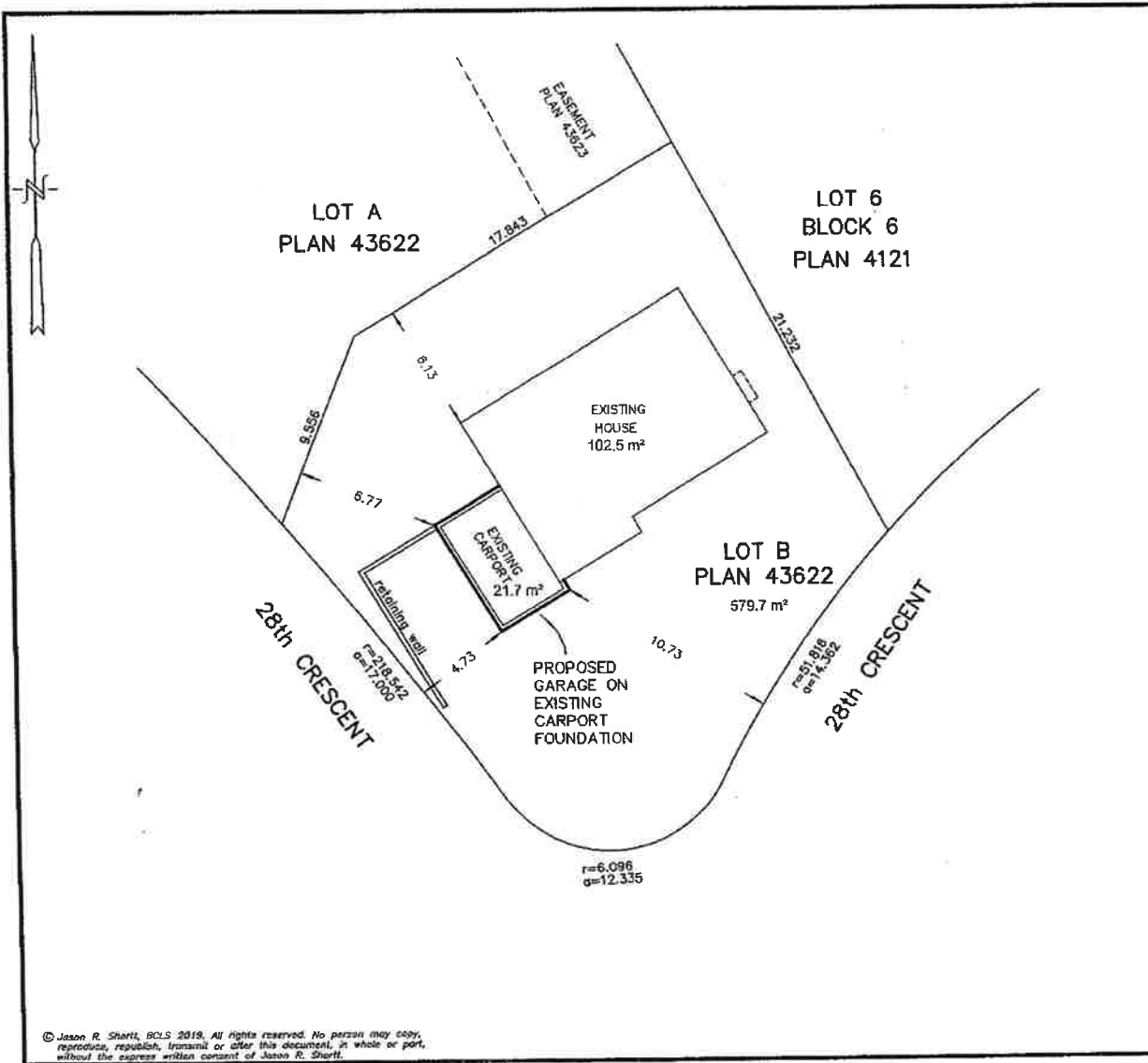
X 
Signer 1

Kim Flick
Director, Community Infrastructure and Development

REVIEWED WITH

- | | | |
|--|---|---|
| <input type="checkbox"/> Corporate Services | <input type="checkbox"/> Operations | <input checked="" type="checkbox"/> Current Planning |
| <input type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input type="checkbox"/> Long Range Planning & Sustainability |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input type="checkbox"/> Building & Licensing |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input type="checkbox"/> Engineering Development Services |
| <input type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input checked="" type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input type="checkbox"/> Economic Development & Tourism |
| <input checked="" type="checkbox"/> COMMITTEE: Advisory Planning Committee August 20, 2019 | | |
| <input type="checkbox"/> OTHER: | | |

G:\3000-3699 LAND ADMINISTRATION\3090 DEVELOPMENT VARIANCE PERMITS\20 APPLICATIONS\DVP00452\2
PROC\Rpt\190821_hc_cl_RPT_DVP00452.docx



SITE PLAN OF:
LOT B, SEC 35, TP 9, ODYD, PLAN 43622

Client: DICKENSON
Civic address: 2005 - 28th CRESCENT, VERNON, BC
SCALE 1: 200

The intended plot size of this plan is 432mm in width by 280mm in height (ANSI B) when plotted at a scale of 1:200

This plan was prepared for design purposes and is for the exclusive use of DICKENSON.

No visible encroachments exist on the property from any improvements situated on an adjoining property unless noted otherwise.

Distances are shown in metres and decimals thereof.

Parcel dimensions are derived from Plan 43622/ field survey.

This plan has been prepared based on Land Title and Survey Authority records and a field survey completed on FEBRUARY 27, 2019. Unregistered interests have not been included or considered.

The Certificate of Title PID 016-357-655 was searched on FEBRUARY 02, 2019.

This document shows the relative location of the surveyed structures and features with respect to the boundaries of the parcel described above. This document shall not be used to define property lines or property corners.

Jason R. Shortt accepts no responsibility for and hereby disclaim all obligations and liabilities for damages including, but not limited to, direct, indirect, special, and consequential damages arising out of or in connection with and direct or indirect use or reliance upon the Plan beyond its intended use.

| | |
|---|---|
| <p>russell shortt land SURVEYORS 2801-32nd Street, Vernon, B.C. V1T 5L8 Phone: (250)545-0511 Email: jason@rshortt.ca</p> | <p>FILE: 29247 F.B. 1287 Pg. 51</p> |
|---|---|

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R1

9.2 R1 : Estate Lot Residential

9.2.1 Purpose

The purpose is to provide a **zone** for **single detached housing**, and compatible uses, on larger urban serviced **lots**. The R1c sub-zoning district allows for **care centre, major** as an additional use. The R1h sub-zoning district allows for **home based business, major** as an additional use. (Bylaw 5467)

9.2.2 Primary Uses

- **care centre, major** (use is only permitted with the R1c sub-zoning district)
- **single detached housing**

9.2.3 Secondary Uses

- **boarding rooms**
- **bed and breakfast homes** (in single detached housing only) (Bylaw 5498)
- **care centres, minor**
- **group home, minor**
- **home based businesses, minor**
- **home based businesses, major** (use is only permitted with the R1h sub-zoning district)
- **secondary suites**
- **seniors supportive housing**

9.2.4 Subdivision Regulations

- Minimum **lot width** is 24.0m.
- Minimum **lot area** is 740m², or 10,000m² if not serviced by a **community sewer system**.
- Maximum **density** is 30.0 units per gross hectare (12.0 units/gross acre).

9.2.5 Development Regulations

- Maximum **site coverage** is 40% and together with driveways, parking areas and **impermeable surfaces** shall not exceed 50%.
- Maximum **height** is the lesser of 10.0m or 2.5 **storeys**, except it is 4.5m for **secondary buildings** and **secondary structures**.
- Minimum **front yard** is 7.5m.
- Minimum **side yard** is 2.5m, except it is 7.5m from a **flanking street**. Where there is no direct vehicular access to the **rear yard** or to an attached garage or **carport**, one **side yard** shall be at least 3.0m.
- Minimum **rear yard** is 7.5m, except it is 1.0m for **secondary buildings**. Where the **lot width** exceeds the **lot depth**, the minimum **rear yard** is 4.5m provided that one **side yard** shall have a minimum width of 4.5m.
- The maximum **height** of any vertical wall element facing a **front, flanking** or **rear yard** (including **walkout basements**) is the lesser of 6.5m or 1.5 **storeys**, above which the **building** must be **set back** at least 1.2m.

9.2.6 Other Regulations

- There shall be no more than one **single detached house** per **lot**.
- Where **development** has access to a rear **lane**, vehicular access to the **development** is only permitted from the rear **lane**.

- For **seniors supportive housing**, a safe drop-off area for patrons shall be provided on the **site**.
- In addition to the regulations listed above, other regulations may apply. These include the general **development** regulations of Section 4 (secondary **development**, **yards**, projections into **yards**, lighting, agricultural setbacks, etc.); the specific use regulations of Section 5; the **landscaping** and fencing provisions of Section 6; and, the parking and loading regulations of Section 7.
- **Seniors supportive housing** shall be for no more than four residents. *(Bylaw 5467)*
- As per Section 4.10.2 - All **buildings** and **structures, excluding perimeter fencing (garden walls and fences)** on **lots abutting** City Roads as identified on Schedule "B" shall not be sited closer to the City Road than the setback as per the appropriate zone measured from the offset Rights of Way as illustrated on Schedule "B".
(Bylaw 5440)

BYLAW NUMBER 3843
SCHEDULE B – HIGHWAYS

- 3.5.3. The maximum width of accesses, measured at the back of walk or back of curb where no sidewalk exists, or at edge of pavement for rural section roads, must be minimized and not exceed 6m for residential low and medium density lots. Commercial and industrial accesses are to be designed based on vehicle turning template design submitted to the City Engineer for acceptance. Where the proposed access width exceeds 9.0m additional works are required within the boulevard area to provide better guidance to the general public (refer to 3.3.2). New development with curb and gutters are to provide a letdown or drop curb only at the defined access location. The use of roll over curbing along more than the defined access for new development is not permitted.
- 3.5.4. At a minimum, there must be sufficient minimum stopping sight distance (MSSD) for a motorist on the road at an intersection with an access to perceive potential conflicts at the access, and to carry out the actions needed to negotiate the potential conflict safely. Verification of adequate sight distance is required for all new accesses proposed or reuse of existing accesses for new development. The City Engineer may accept provision of a second access to low and medium density residential lots subject to demonstrated need or to address safety concerns.

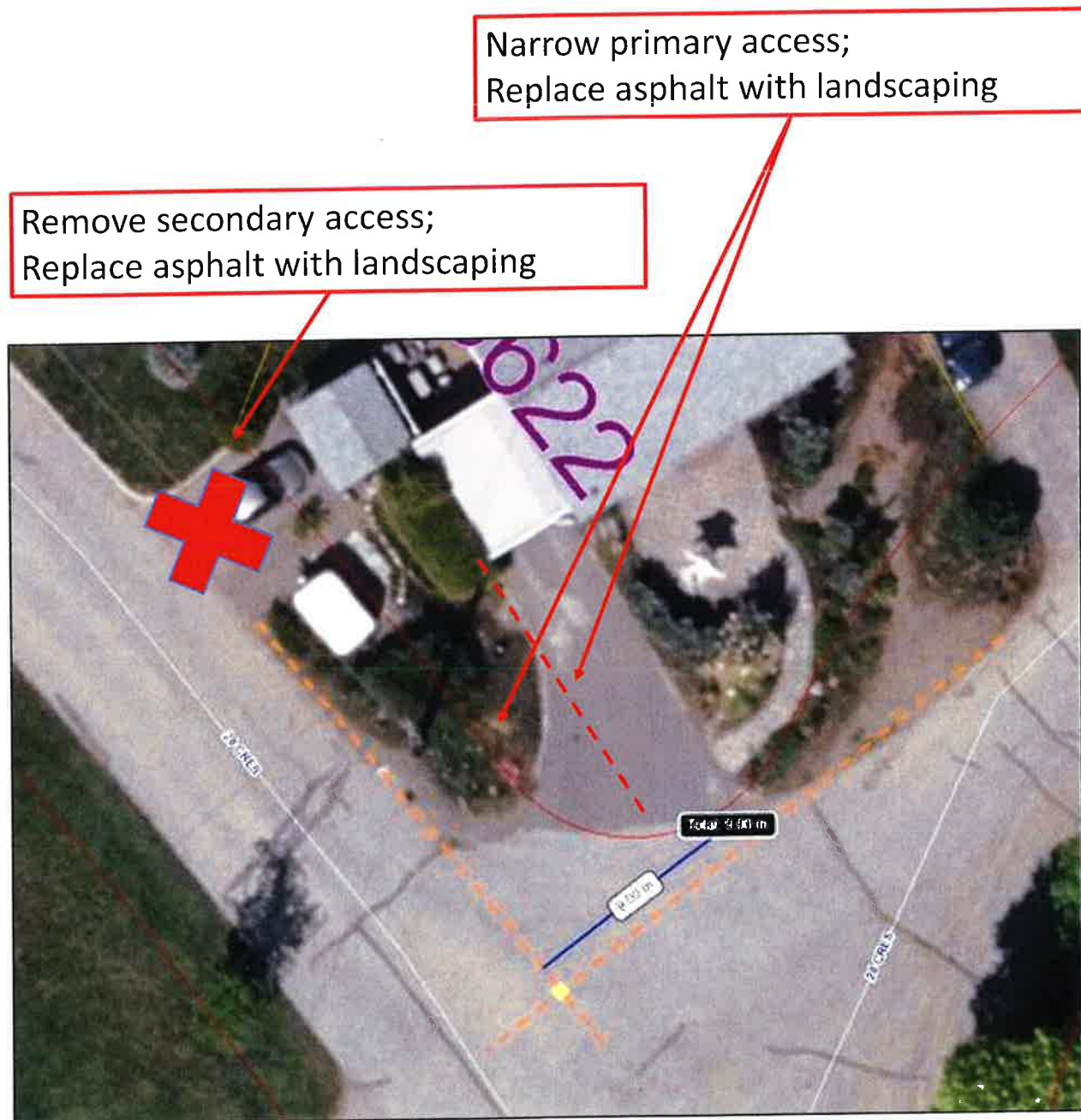
Acceptance of a secondary access is subject to reduction of the primary access width such that the combined access widths do not exceed 8m. The City Engineer may accept provision of a second access to commercial and industrial lots based on accepted design of internal roads, onsite parking, loading and traffic circulation.

- 3.5.5. Driveway access spacing from intersections and other accesses must conform to those identified in Table B 3 below. These distances are to be measured between the near gutter line(s) or edge of pavement where no gutter exists. Driveway access locations for commercial corner lots must be a no closer than 15m from the intersection of the projected curb faces of that intersection. Driveways are to be designed to intersect the road at right angles within 6m of the curb, back of walk or pavement edge. This section of driveway must have a hardened surface (pavement or concrete). A variation of up to 20 degrees may be accepted subject to verification of adequate sight distances.

Table B 3

| Fronting Highway Classification | Minimum Access Spacing* |
|---|-------------------------|
| Arterial | 50 m |
| Collector | 25 m |
| Local | 9 m |
| *Where an intersection is signalized, accesses are to be located beyond the ultimate left-turn bay for all road classifications | |

Proposed Modifications to Driveway Accesses





From: Robin Bristow
Sent: Tuesday, September 03, 2019 3:57 PM
To: Public Hearings <PHearings@vernon.ca>
Subject: Public input - application #00452 - 2005 28th Crescent

Good afternoon,

I am the neighbour immediately across the street from 2005 – 28th Crescent (my address is 2008 – 28th Crescent). I wish to comment on the above noted application.

As an immediately adjacent neighbour to the applicant, I would be one of the property owners who might be mostly affected by this application. I do not believe I will be affected by anything here in a negative way. As such, I have absolutely no objection to the proposal of my neighbours with respect to the variances they are requesting or their request to build a garage.

This is a common sense thing for them to be able to do and I hope their application is approved in full.

Please feel free to contact me with any questions you might have regarding my comments.

Yours truly,

Robin Bristow

Robin D. Bristow, B.Com., CPA, CA CFE
Chartered Professional Accountant
(an incorporated professional)
2008 – 28th Cresc.
Vernon, BC V1T 1V2
Email: robin@rb-cpa.ca
Phone: (250) 549-0723 Toll Free: 1-844-549-0723
Fax: (250) 549-3723 Website: www.rb-cpa.ca

ADMINISTRATION UPDATES
SEPTEMBER 16, 2019 REGULAR COUNCIL MEETING

File: 0550-05

COMMUNITY INFRASTRUCTURE AND DEVELOPMENT SERVICES

29th/30th Street Transportation Corridor – 39th Avenue Intersection

The project team continues to advance the project to construction. The property purchase to allow for intersection upgrades is being finalized. The project is on budget; however, the project is behind. Negotiations with CN Rail for the rail crossing on 39th Avenue continue to take longer than anticipated. The project team will proceed to tender once the CN negotiations are concluded.

28th Avenue – 30th Street to 32nd Street Road and Utility Rehabilitation

The project is on schedule and within the available budget. The final section of paving will be completed by the end of September.

48th Avenue – Highway 97 to 29th Avenue Drainage and Road Rehabilitation

The last major area of work is a culvert crossing across Highway 97. This work will start mid-September and should be completed before Thanksgiving weekend. Costs correspond to pre-construction budget estimates.

15th Avenue Storm Rehabilitation - Highway 97 to Vernon Creek

Construction will occur this fall with overall completion expected by the end of 2020. The project is on schedule and under budget.

Temporary Ice Rink at the Civic Arena Site

Administration is researching costing for the placement of a temporary ice rink at the former Civic Arena site. A memorandum will be brought to Council at its Regular Meeting of October 15, 2019 providing this information.

Annual Business Walks – October 2, 2019

The City of Vernon in conjunction with Community Futures North Okanagan, the Greater Vernon Chamber of Commerce and the Downtown Vernon Association are undertaking the Annual Business Walks Program as part of Small Business Month on Wednesday, October 2, 2019. The program is meant as a 5-10 minute check-in with businesses to gain a better understanding of how things are doing and how business agencies can better support their needs. Since inception in 2013, over 713 business interviews have taken place through the Business Walks Program.

The Business Walks Program is a component of the City of Vernon's overall Business Retention & Expansion Program. Volunteer "walkers" (two person teams of business, civic leaders and service providers) walk from business to business in designated areas of Vernon for approximately two hours. The walkers ask basic conversationally structured questions that are meant to gain immediate feedback and input from the business community. The City of Vernon's economic development department will then follow up with businesses that are most in need of additional information and will assemble support where required. Once the findings are compiled, staff will report back to Council with the results.

Hidden Professional Survey

In the summer of 2018, the City of Vernon contracted Lochaven Management Consulting to undertake a survey of "Hidden Professionals" in Vernon and the North Okanagan. A total of 271 individuals completed the survey. The findings were presented to Administration to assist in gaining a better understanding of this economic sectors unique needs and characteristics.

Subsequently, Lochaven Management Consulting has prepared a report on Hidden Professionals that is being presented in conjunction with Administration at the Economic Development Association of Canada Conference being held September 22 to 24, 2019 in Calgary, Alberta. The North Okanagan survey findings are being utilized as a case study within the report. A copy of Lochaven Management's Consulting report on Hidden Professionals will be brought forward to Council at the Regular meeting of October 15, 2019 for information.

FINANCIAL SERVICES

On April 3, 2019 the Federal Government announced a one-time doubling of its Gas Tax transfer nationally, as part of the 2019 federal budget.

The City of Vernon's portion of the \$2.2 Billion transfer is \$1,742,097. This amount was received, along with a portion of our regular payment on July 25, 2019.

All of these funds have been transferred to the CWF Gas Tax Reserve. The projected December 31, 2019 balance of the CWF Gas Tax Reserve is now \$3,283,507.

In the past the City has spent Gas Tax Reserve funds on Infrastructure capital projects presented to Council during the annual budget process.



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 6450

PC: Kim Flick, Director, Community Infrastructure and Development **DATE:** September 6, 2019

FROM: Amanda Watson, Manager, Transportation

SUBJECT: **ZONING BYLAW REGULATION ON MAXIMUM LENGTH OF RECREATIONAL VEHICLES PERMITTED TO PARK ON RESIDENTIAL PROPERTIES**

At its Regular Meeting of August 19, 2019, Council inquired whether Recreational Vehicles (RV) over 27 feet in length were permitted to park on residential properties and what the definition of vehicle length included.

At its Regular Meeting of September 3, 2019, an Administration Update was provided with information on the current regulations regarding maximum RV length contained in Zoning Bylaw #5000. Council further inquired if the definition included the towing hitch. Administration verbally informed Council at that meeting that the definition does not specify if the maximum length includes the hitch.

Following a delegation to Council regarding maximum RV length in 2017 Administration presented a memorandum to the July 17, 2017 Regular Council Meeting (Attachment 1). At that meeting Council passed a resolution directing Administration to review the topic of residential parking of RVs in its next housekeeping review of the Zoning Bylaw, as follows:

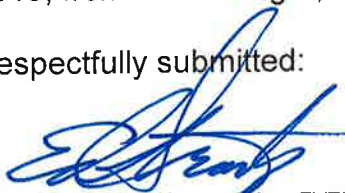
"THAT Council defer discussion regarding deletion of the length restriction on recreational vehicles that park along the side of a property in residential areas, and directs Administration to include the request in the annual housekeeping review of Zoning Bylaw #5000."

Given current workloads, the Zoning Bylaw review is anticipated to take place in 2020 and will address the length definition. Administration also advises Council that the Bylaw Compliance current practice is to measure the box length which does not include the hitch and bumper.

RECOMMENDATION:

THAT Council receive the memorandum titled "Zoning Bylaw Regulation on Maximum Length of Recreational Vehicles Permitted to Park on Residential Properties", dated September 6, 2019, from the Manager, Transportation for information.

Respectfully submitted:

 For Kim Flick



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 6450

PC: Kim Flick, Director, Community Infrastructure and Development **DATE:** July 10, 2017

FROM: Amanda Watson, Manager, Transportation

SUBJECT: REQUEST TO REMOVE MAXIMUM LENGTH RESTRICTION ON RECREATIONAL VEHICLES PARKED ON RESIDENTIAL PROPERTIES

At its Regular Meeting of May 23, 2017 Council heard a delegation regarding recreational vehicles (RVs) parking on residential properties. Mr. Don Friesen requested that Council consider amending Zoning Bylaw #5000 to permit RV parking along the side of a property without a restriction on vehicle length. A presentation was provided by Mr. Friesen and appears as Attachment 1.

Zoning Bylaw #5000 currently permits RV parking in a residential zone under the following conditions:

- that it does not exceed 8.8 m (29 ft) in length, unless parked or stored in a fully enclosed permanent building. Short term parking of no more than two consecutive days for the purposes of loading, unloading, service or repair is permitted;
- no more than two recreational vehicles outdoors on a lot in a residential zone; and
- no more than a total of six operating and licensable vehicles to be located outdoors on a lot in a residential zone. Operating and licensable vehicles include cars, vans, trucks, motorcycles, trailers and recreation vehicles.

Zoning Bylaw #5000 defines an RV as "a transportable conveyance intended as a temporary accommodation for travel, vacation, or recreational use and includes travel trailers, motorized homes, slide-in campers, chassis-mounted campers, boats, all-terrain vehicles, snowmobiles and tent trailers but not including mobile homes". The term RV includes the following commonly used definitions: pop-up/folding trailers; travel trailers; class A, B and C motorhomes; fifth-wheel trailers, toterhomes (built around a semi-truck chassis with the ability to tow a trailer) and toy-haulers (a travel trailer with a compartment for all terrain vehicles, snowmobiles, motorcycles, etc.). Examples of the various types are shown in Attachment 2. In British Columbia, the maximum total length for a motorhome is 14 m (45.9 ft), the maximum length for a towed recreational vehicle is 12.5 m (41 ft) and the maximum overall length for a combination is 20 m (65.6 ft). The maximum RV height is 4.15 m (13 ft 6 in).

There are three main areas of concern regarding Mr. Friesen's request, as follows:

1. Potential impact to the required fire separation between buildings and/or property lines

Vernon Fire and Rescue (VFRS) identified that while the Fire Code does not have any provisions to enforce the following, it is important to consider that if the space between two homes (fire break) is filled with an RV and it catches fire, both houses could be at risk. VFRS

noted that when an RV burns the heat is intense and the house walls may ignite, but the more common occurrence is the heat moving into the attic space through the eaves and spreading throughout the home. VFRS did not raise any concerns regarding the length of the RV, but noted from a fire safety perspective the setbacks between homes would be best used for fire separation rather than parking unless the original design included the additional space requirement.

While the BC Building Code has no specific regulations related to parking an RV in this circumstance, it does have spatial separation requirements between buildings and/or the property line. The distance is dependent upon many factors. A major factor is whether it is outside the ten minute response time of VFRS. The aim of the spatial separation is to reduce the likelihood of a fire spreading from one building to another.

2. Visual impact to residential neighbourhoods

The current RV length restriction was developed with due consideration of the minimum front yard setbacks in residential zones, the typical distance from property line to the edge of asphalt and the different sizes/weights of RVs. An RV may be no wider than 3.0 m including mirrors (in order to access the RV, a further 0.5 m would be required). Single and two family zoning districts have required side yards between 1.2 and 2.5 m. Large lots may have larger side yards than the minimum, particularly with older homes, but that is not common with new development. Should new development routinely accommodate large RV parking in a side yard, it would likely negatively impact the neighbourhood character.

It is noted that the current regulations do permit RV parking of vehicles greater than 8.8 m (29 ft), as long as they are enclosed in a building. This is to reduce the visual impact of large RVs on the neighbourhood.

3. Use of the RVs as a vacation rental

Larger RVs, 9 m to 14 m (30 ft to 45.9 ft), are often used as full time accommodation and current regulations do not prevent their use for accommodation, either by family members or when rented online as vacation accommodation. As such, consideration would need to be given as to whether the City wishes to prohibit that use on residential properties.

If Council wishes to consider the request further, Administration would provide a detailed report evaluating side yard setbacks with respect to both RV parking and fire separation, the potential impacts on impermeable surfaces and maximum driveway widths, and consideration of restricting their use for full time accommodation or as vacation rentals, and propose recommendations regarding changes to Zoning Bylaw #5000 and Traffic Bylaw #2747.

RECOMMENDATION:

THAT Council receive for information the delegation of Mr. Friesen regarding the request to delete the length restriction on recreational vehicles that park along the side of a property in residential areas, as heard at its Regular Meeting of May 23, 2017.

Respectfully submitted:

A handwritten signature in cursive script, appearing to read "A. Watson", written in dark ink.

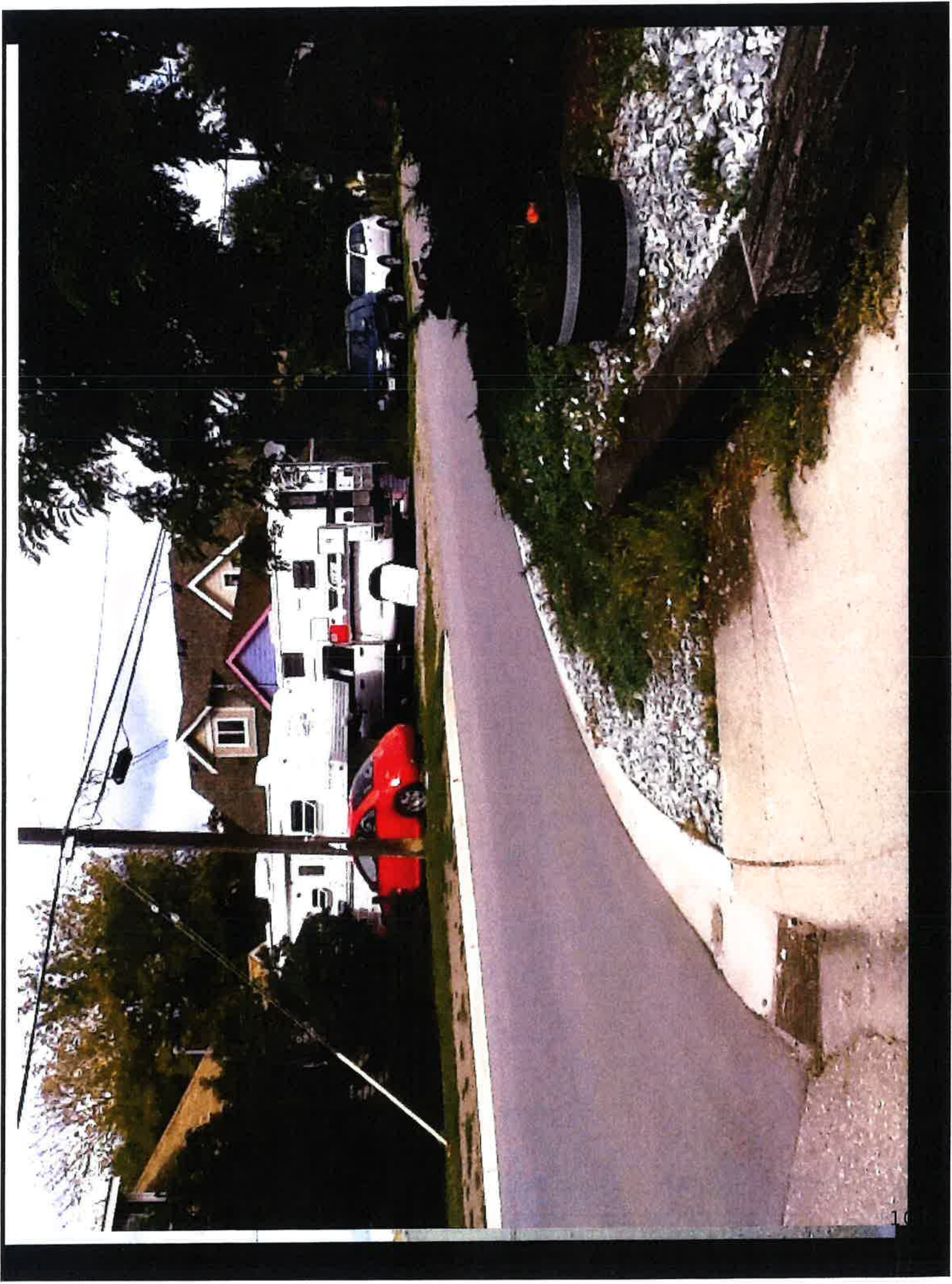
Amanda Watson, Manager, Transportation

G:\6400-6999 PLANNING AND DEVELOPMENT\6450 COMMUNITY PLANNING - ZONING BYLAW REVIEW\RPT\170613_
Memo_RV_delegation_response.doc

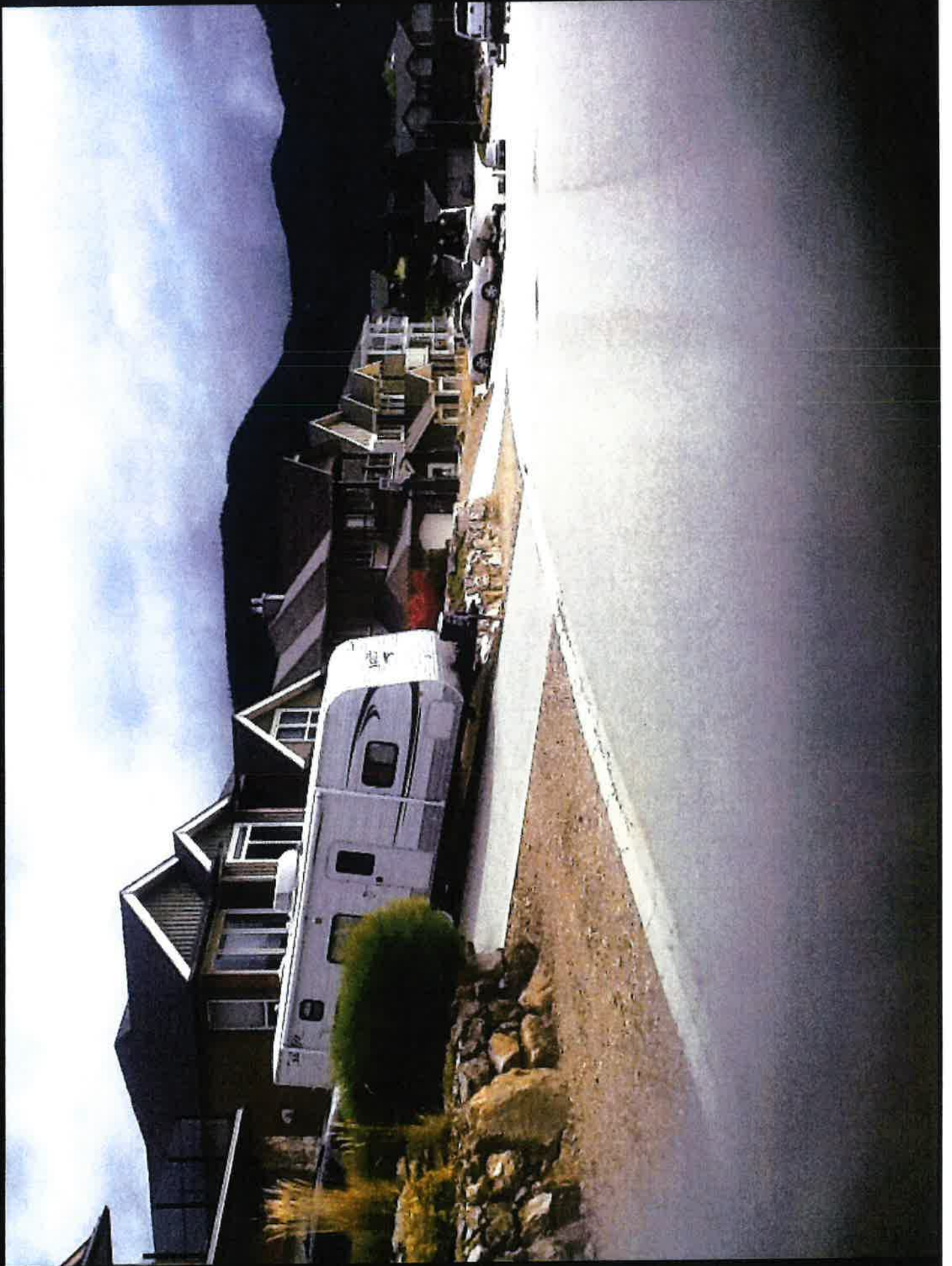
Proposal Regarding RV Parking

This proposal is to change the RV bylaw which now reads that any RV under 29 feet in length can be parked on a Vernon property including on a drive way. As well, two RVs of 29 feet in length can be parked on a drive way or any where on the property.

We propose that if a property has designated (space) along the side of the buildings for RV parking, that the length restriction be removed.



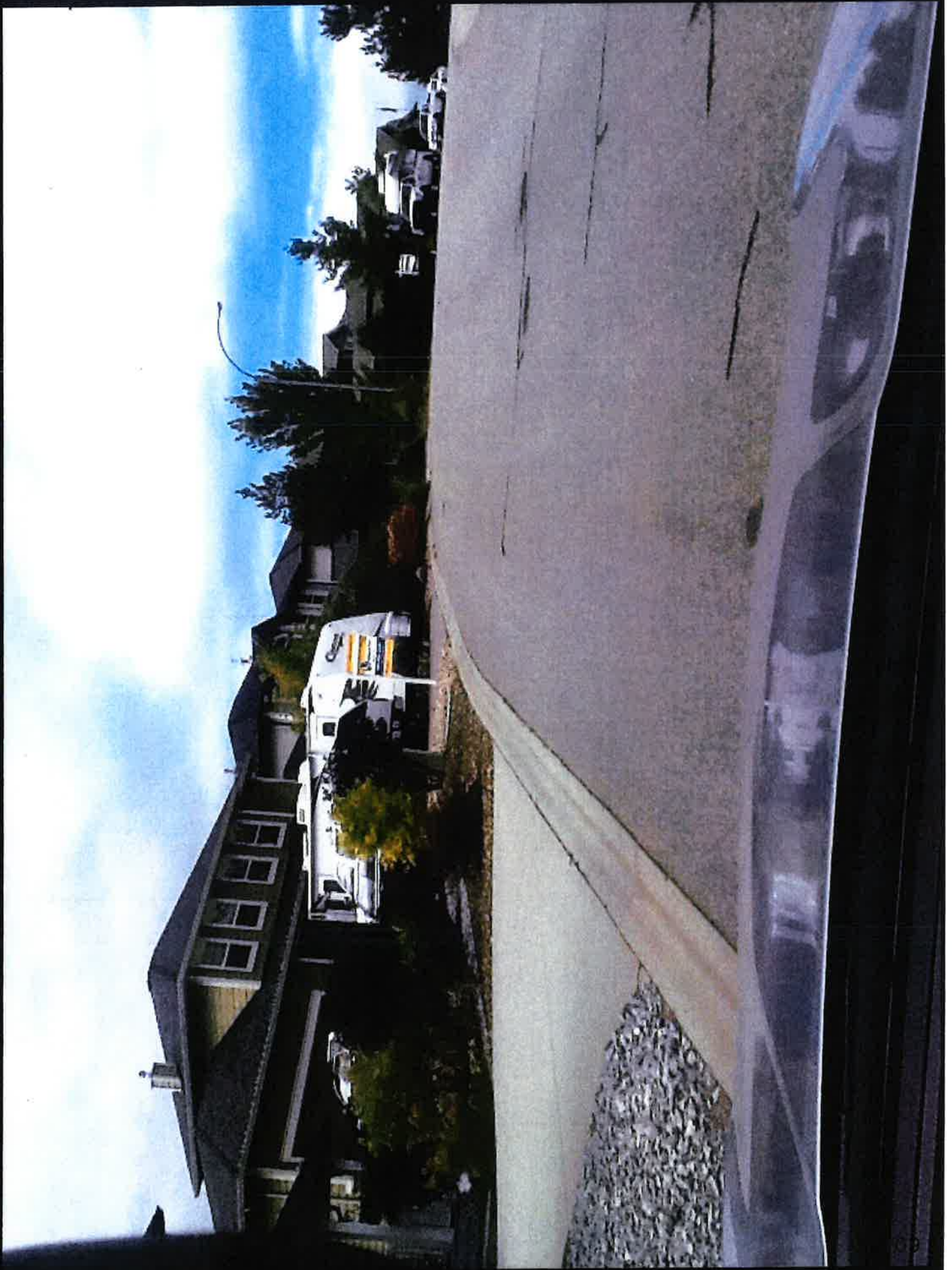








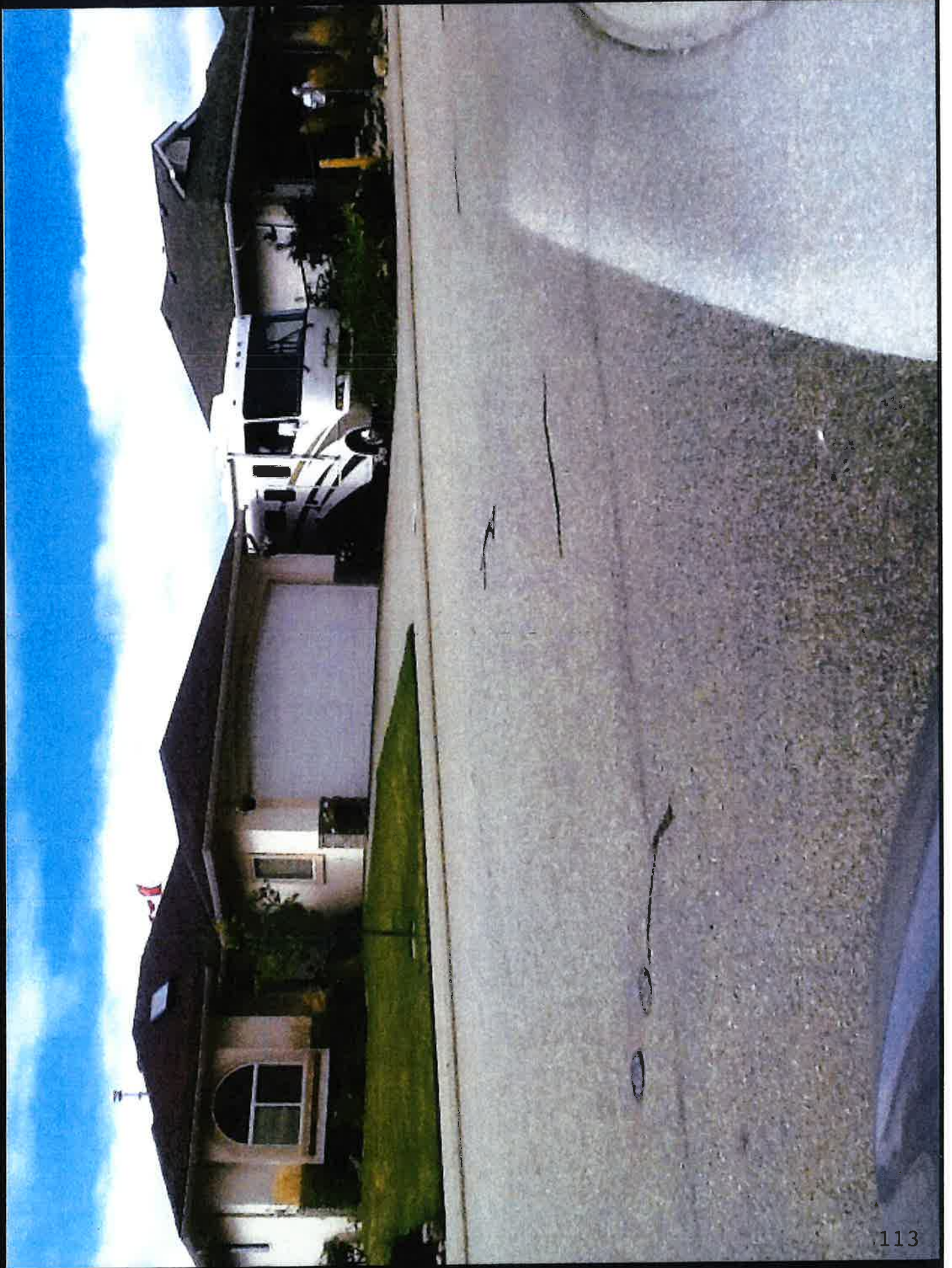












Travel Trailer

The average length is between 4 m to 11 m (14 ft and 36 ft), towable with a pickup or full-size truck. The typical width goes up to 2.45m (96"), not including any slideouts.



Image from Jayco.com website

Class A (also known as Integrated)

The average length of the Class A Motorhome is between 11 m and 14m (36 and 45.9 ft). The standard width is 96 inches (2.45 m), but there are wide-bodies from 2.54 m to 2.6 m (100" to 102"), not including the slideouts. Weight range when loaded is between 6,000 kg to 14,500 kg.



Image from Faserway RV website

Class B (also known as Semi-integrated)

Is built on a truck chassis adapted for motorhome accommodation. The raised roof allows standing upright. The average length is between 5 m and 7 m (16 ft and 23 ft), the width is usually around 2 m (78"). There are wide-bodies up to 2.4 m (95") wide. The typical weight ranges is between 2,722 kg to 3,629 kg, but can be heavier.



Image from RV Consumer Group website

Class C (also known as Alcove)

It is built on a pickup truck chassis, and the length is between 6 m and 10 m (20 ft and 33 ft). The standard width is 2.45 m (96"), but there are wide-body options between 2.5 m and 2.6m (100" and 102"), not including the slideouts. Can also have an over-the-cab bed increasing its height. The typical Gross Vehicle Weight is 4,450 kg and when fully loaded the maximum weight can be 6,386 kg.



Image from RV Consumer Group website

Fifth Wheels

A travel trailer that requires the coupling to be in the bed of a medium duty (pick-up) truck and range from 9 m to 14m (30 ft to 45.9 ft) in length. Typical weights range from 3,629 kg to 4,536 kg.



Image from RV Consumer Group website



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Mayor & Council **FILE:** 6460-20
PC: P. Bridal, Deputy CAO, Dir. Corporate Services **DATE:** September 9, 2019
FROM: Will Pearce, CAO
SUBJECT: **Activate Safety Task Force Recommendations – Notice of Motion: Councillor Gares**

At the June 24, 2019 Regular meeting of Council, Councillor Gares made, and Council endorsed the following motion related to recommendations arising from the Activate Safety Task Force:

“THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council's review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.
CARRIED”

As directed, the report prepared by the Activate Safety Task Force is attached for Council's review (Attachment 1).

At the Regular meeting of July 9, 2018, Council directed:

“THAT Administration to review the Activate Safety Task Force Final Report, dated June 20, 2018, and requests a report to be provided to Council on the recommendations with a strategy for implementation as soon as possible.
CARRIED.”

The report as directed by Council is attached (Attachment 2), and the directions arising from Council at the July 23, 2018 Regular Meeting is provided as Attachment 3. The response from the Downtown Vernon Association is included as Attachment 4. A 116

summary of actions taken, in accordance with direction of Council, is provided as Attachment 5.

Councillor Gares provided a background report to accompany her Notice of Motion (Attachment 6). Included in the background report are 8 recommendations, 7 of which request responses from Administration. These are:

1. ***Council support fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw/RCMP.*** This was the subject of a report to Council at the Regular meeting of September 3, 2019, titled Activate Safety Recommendations – Bylaw Seasonal Summer Foot / Bike Program, and respectfully submitted by the Manager Protective Services.
2. ***The City fund, on an annual basis private security for an after hours patrol.*** This has been combined with the Notice of Motion of Councillor Anderson presented at the June 24, 2018 Regular meeting of Council regarding the same topic matter.

An update was provided to Council at the Regular meeting of September 3, 2019, titled Request for Quote – Seasonal Security Supplementation, dated August 28, 2019 and respectfully submitted by the Manager, Procurement Services.

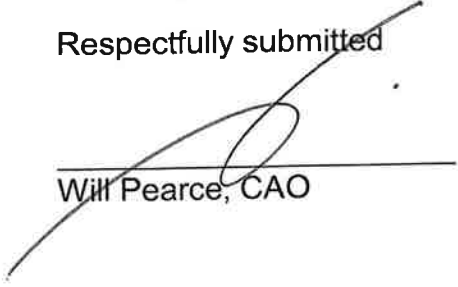
3. ***The City to initiate and fund a needle exchange program to be implemented by the appropriate service providers (i.e. 5 cents per needle).***
4. ***The City require garbage/recycling times that do not force business owners to leave garbage/recycling out overnight.***
5. ***The City require businesses to lock commercial bins at night.***
6. ***The City fund and support disposal costs for illegally dumped refuse on private property.***
7. ***Proactive Graffiti Bylaw enforcement (Bylaw) and prosecution (RCMP).***
8. ***“CoV should force the demolition of the Legion building” (no specific topic matter or recommendation).***

As directed by Council, Administration is reporting on items 3 through 8 on this agenda of Council. All the itemized issues were addressed by Council previously (Attachment 3, 4, 5).

RECOMMENDATION:

THAT Council receive the Internal Memorandum, titled Activate Safety Task Force Recommendations – Councillor Gares – Notice of Motion, dated September 9, 2019, respectfully submitted by the CAO, for information.

Respectfully submitted



Will Pearce, CAO

Attachments:

1. June 20, 2018 Activate Safety Task Force Final Report
2. July 12, 2018 Activate Safety Task Force – Final Report Review
3. July 23, 2018 Regular Open Meeting of Council Activate Safety Task Force adopted motions
4. August 27, 2018 Downtown Vernon Association Response
5. July 23, 2018 Activate Safety Task Force Action Items
6. June 17, 2019 Notice of Motion

ACTIVATE SAFETY TASK FORCE FINAL REPORT – June 20, 2018

PREAMBLE:

The formal mandate of the Activate Safety Task Force is "to address issues related to the impacts of homelessness, poverty, addictions, and criminal behaviour on the local business community."¹

To this end, the Task Force engaged the business community through direct discussions and a "Town Hall" held on April 5, 2018 at the Schubert Centre, at which approximately 160 business owners and stakeholders attended. Two broad themes emerged from the Town Hall:

- 1) A sense of lawlessness and urban decay in Vernon. This is especially true in certain locations, most notably in the Business Improvement Area west of Highway 97, around the Shelter and the Mission, and in the locale of Howard House and the former Legion. Among the most prevalent of these issues are open drug use, open drug dealing, petty theft, graffiti, and open sexual activity.
- 2) Calls for Council to take action. It became apparent that there is a perceived imbalance between efforts to help the street entrenched and transient population on one hand, and efforts to protect the security of businesses and business patrons on the other. Numerous specific issues were identified at the Town Hall (see Appendix 1), and from questionnaires handed in, at or following the Town Hall (see Appendix 2).

In addition, anecdotal accounts from local street entrenched individuals and letters from businesses indicate a decreased sense of safety around Vernon generally and an increased incidence of crime in the locale of Howard House specifically. However, the phenomenon is not unique to those locations, with complaints received from as far afield as 43rd Ave & Alexis Park Dr and 53rd Ave near 27th St. These reports include frequent vandalism and theft of bicycles in the former case, and drug dealing, open drug use, and violence at the latter.

MEMBERSHIP:

Voting members

Vicki Eide - Community at large

Rick Lavin - Community at large

Darrin Taylor - Greater Vernon Chamber of Commerce

Selena Stearns - Downtown Vernon Association²

Kari Wilton - City of Vernon Tourism Advisory Committee

¹ May 14, 2018 Regular Council Meeting,
https://www.vernon.ca/sites/default/files/docs/meetings/agendas/180514_regular_agenda_pkg_revised.pdf,
43

² Susan Lehman, Executive Director of the DVA, was initially the DVA representative but was forced to withdraw due to personal reasons.

Non-voting members

Constable Kerri Parish - RCMP
 Kevin Korol - City of Vernon Bylaw
 Councillor Scott Anderson - Vernon City Council
 Councillor Brian Quiring - Vernon City Council.

PROCESS:

The Task Force is premising many of its recommendations on the Broken Windows theory.³ In a nutshell this means that reversing the trend will depend on a joint effort between law enforcement, the municipality, the community, and business owners. No single one of these groups can successfully address and reverse the negative trend by itself.

Procedurally, the Task Force operated by general consensus in identifying issues and examining and compiling solutions. Representatives from RCMP and Bylaw Enforcement had significant input in explaining the issues and proposing solutions.

ISSUES:

Some of the issues identified in Appendices 1 and 2 are redundancies or part of a larger grouping.⁴ Others are mainly or entirely under provincial jurisdiction, and yet others don't really fall under the heading of a complaint.⁵ The following issues are a distillation of raw feedback into categories that either fall under municipal jurisdiction or can be addressed in some way by Council.

The Task Force recommends that Council refer this report to city administration for an immediate strategy to implement these recommendations.

I. ISSUE: ENFORCEMENT

DESCRIPTION: There is a public perception that the RCMP and Bylaw Enforcement are allowing open drug use and street level drug dealing, and turning a blind eye to prostitution. Based on discussions within the Task Force as well as at Council, this perception is factually incorrect. However, the Task Force found several areas that can be improved in order to alter this perception.

The following enforcement proposals are designed to be seasonal and may not be needed as a long term corrective. They are designed to address the current situation and "send a message" to all stakeholders that Vernon intends to remain one of the best places to live and do business in British Columbia.

DISCUSSION:

- 1) The RCMP has only two positions currently dedicated to community safety duty, one of which is vacant.

³ Proposed by James Q. Wilson and George Kelling in 1982, Broken Windows is a metaphor for disorder within neighbourhoods, and the theory links disorder and incivility within a community to urban decay and subsequent occurrences of more serious crime.

⁴ For example "used condoms" is a subset of "garbage/litter" or "prostitution" as the case may be.

⁵ "Mental illness" for example, is neither a complaint nor under municipal jurisdiction.

- 2) Bylaw currently operates on a complaint-initiated basis. While this works well in most cases of bylaw infraction, it tends to re-enforce the perception that they are talking a "hands-off" approach when it comes to problem areas.
- 3) Bylaw does not begin work until 8:30 a.m., after many business staff arrive at work, putting staff in the position of having to deal with street entrenched people in public and private spaces and alcoves.
- 4) Neither the RCMP nor Bylaw has regular foot or bicycle patrols or any form of close uniformed presence.
- 5) A number of businesses are employing private security.

RECOMMENDATIONS:

- 1) RCMP
 - a) Council request the expansion of an RCMP Downtown Enforcement Unit, including ongoing foot and bike patrols.
 - b) Council ask RCMP to update on 6 new funded positions.
 - c) Council ask RCMP to arrest "Johns" in an effort to hinder prostitution.
- 2) Bylaw
 - a) Council support two new fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw/RCMP.
 - b) Council support an earlier daily start for proactive seasonal Bylaw officers (e.g. 7 a.m.). This will allow Bylaw to attend RCMP Watches (briefings) in the morning prior to street duty at 7:30 a.m. and help coordinate the two.
 - c) Council support an earlier annual start for seasonal Bylaw officers (e.g. March - October).
 - d) Council support a proactive (instead of complaint-initiated) approach by Bylaw to issues related to drug use, graffiti, litter, prostitution, panhandling.
 - e) Council support a tough interpretation and proactive enforcement of existing bylaws related to drug use, graffiti, litter, prostitution, panhandling.
- 3) The City fund, on an annual basis, private security for an after hours patrol.

II. ISSUE: DRUG USE AND PREVENTION

DESCRIPTION: There are numerous accounts of open (hard) drug use, as suggested by the fact that 42% of complainants at the Town Hall mentioned it. These accounts can also be found in general social discourse, including social media.

DISCUSSION:

- 1) Drug use coupled with a lack of consequences implies police and community consent.

- 2) Citizens, including children, are increasingly exposed to the sight of (hard) drug use and occasional overdose. One Vernon daycare, for example, reported frequent drug use and numerous overdoses within sight of the children. Other reports include open drug use in Linear and Polson Parks, numerous back alleys, and occasionally on main streets. Such sights add to a sense of general degradation and occasionally of danger.
- 3) Interior Health Authority appears to be developing plans for provincially sponsored "overdose prevention" sites, where drug users are able to inject drugs.
- 4) IHA is attempting to "de-stigmatize" addiction in an effort to facilitate harm reduction. While this is a laudable undertaking from the point of view of harm reduction, it can be directly at odds with any effort to curb open drug use and trafficking.
- 5) IHA is consulting only with C.A.T. - a subgroup of the Social Planning Council (Community Action Team). The C.A.T. is pursuing a large grant to study the implementation of overdose prevention sites in Vernon. There is no mechanism nor plan to gather wider community and Council input to date.
- 6) IHA is primarily focussed on harm reduction rather than treatment.

RECOMMENDATION(S):

It is the feeling of the committee, based on discussions with businesses, RCMP, and Bylaw that a uniformed presence, coupled with an urgency to intervene and prosecute, will have a significant deterrent effect to open drug use and other problems. In addition to the general recommendations under "Enforcement" above, the Task Force makes the following specific recommendations:

- 1) Council and RCMP encourage business and public reporting of open drug use and/or trafficking.
- 2) Council request more information from RCMP and Bylaw to Council and the public on law enforcement strategies and initiatives, wherever possible.⁶
- 3) Council request IHA to take into consideration the impacts of its harm reduction policies on businesses and the community.
- 4) Council urge IHA to focus on full treatment measures as well as harm reduction measures.
- 5) Council ensure that Council, businesses, and community are directly involved in any decisions to do with harm reduction measures, *including provincially-sponsored overdose prevention sites.*

⁶ This does not mean detailed plans, but rather broad general strategies in order to let the public feel reassured and included in the protective umbrella.

- 6) Council take a public position with regard to harm reduction measures, including overdose prevention sites.

III. ISSUE: IMPROPERLY DISCARDED NEEDLES

DESCRIPTION: Needles found in numerous locations, and particular concern over needles in and around playgrounds.

DISCUSSION:

- 1) The Task Force contacted Interior Health Authority (IHA) and received a presentation on harm reduction efforts on Wednesday, May 23, 2018.
- 2) Needle dispensing was at one time through needle exchange. Due to under-use, the method was changed to a give-away. While this method works better from the point of view of harm reduction, it has allowed abandoned needles to proliferate.
- 3) Remediation efforts by IHA include:
 - a) "Pin Program" - a project whereby members of the street entrenched population are given a pin and encouraged to pick up discarded needles in exchange for being entered in a draw for prizes;
 - b) Two steel needle deposit containers to be installed in strategic spots in Vernon; and
 - c) Proposed "overdose prevention sites."⁷
- 4) Remediation efforts by other organizations include a monthly volunteer needle pickup initiative.
- 5) In spite of these efforts, needles are quite frequently found across Vernon by members of the public, and in many incidences are posted on social media.
- 6) A perception exists that there is no formal point of contact to report discarded needles, nor any mechanism for any organization to deal with them once reported.

RECOMMENDATION(S):

- 1) Council ask IHA to review its needle distribution system to find a balance between harm reduction and the public nuisance of abandoned needles.
- 2) The City match IHA's contribution of two large steel needle containers.
- 3) City staff determine if/how liability for abandoned needles fit within the Good Neighbour Bylaw (or any other relevant Bylaw).
- 4) Council ask IHA and other service providers to consult and interact with businesses and the community on future needle distribution plans.
- 5) Council ask Community Policing to engage with businesses and the public on the degree of risk and safe handling of improperly discarded needles.

⁷ "Overdose prevention sites" and "safe injection sites" are largely the same thing, but the former is under Provincial jurisdiction and the latter under federal jurisdiction.

- 6) Council ask Community Policing to initiate a public information campaign on who/how to report improperly discarded needles.
- 7) The City to initiate and fund a needle refund program to be implemented by the appropriate service providers. (ie. 5 cents per needle)

IV. ISSUE: LITTER AND URBAN DECAY

DESCRIPTION: Garbage, litter, dumpster diving, burnt out street lights, used condoms etc. Several subcategories have been lumped into this category, since all of them have to do with litter or general degradation in some form. Businesses report that garbage etc. is frequently strewn around back alleys, secondary streets, and around dumpsters.

DISCUSSION:

- 1) The litter left from activities by the street entrenched population and illegal dumping by others contribute to a general degradation of the neighbourhood, and its continuing presence suggests a tolerance on the part of the City for urban decay.
- 2) Responsibility for cleaning up litter is an issue, with some businesses claiming it is not their fault and should not be their problem to solve, and others looking for leadership from the city in how to proceed.
- 3) Garbage/recycling pickup is in the early morning, requiring business owners to either put garbage/recycling out in the very early morning, or put it out the night before. If it is left out the night before, it is often strewn about by morning, but on the other hand it is unrealistic to expect business owners to attend at 7 am to put it out.

RECOMMENDATION(S):

- 1) The City require garbage/recycling times that don't force business owners to leave garbage/recycling out overnight.
- 2) The City require businesses to lock commercial bins when left out at night.
- 3) The City encourage property owners to:
 - a) take "ownership" of their space;
 - b) develop cooperative weekly cleanup of back alleys;
 - c) report and attempt to prosecute observed cases of littering/graffiti; and
 - d) secure garbage/recycling with locks if necessary.
- 4) Council demand that BC Hydro replace burnt out lights in a timely manner.
- 5) Bylaw to proactively enforce the above.
- 6) The City alert businesses to #4 above.
- 7) The City fund and support disposal costs for illegally dumped refuse on private property.

V. ISSUE: DEFECATION IN PUBLIC AREAS

DESCRIPTION: Numerous businesses report having to deal with public defecation, resulting smell, cleanup costs, and a general degradation in the public space.

DISCUSSION:

- 1) Bylaw and RCMP advised that public toilets attract dangerous and/or criminal behaviour. According to RCMP and Bylaw, this is largely because existing public facilities in Vernon are enclosed and illicit activities are hidden from public view.

RECOMMENDATION(S):

- 1) Council approve funding for toilet facilities that allow minimal but sufficient privacy (e.g. walls open at the top and bottom, no locking doors, blue light etc.) in consultation with RCMP and Bylaw. One example of this type of facility is the Portland Loo™, although other designs may exist.
- 2) The City install public facilities in public space(s) near hotspot locations (in consultation with RCMP and Bylaw).
- 3) Council fund new facilities from the 1.9% infrastructure levy.

VI. ISSUE: SHOPPING CARTS

DESCRIPTION: Shopping carts are being abandoned at Bottle Depots, at camp sites, in parking lots, and various locations. In addition, full carts congregate in parks (most notably Linear Park) and along streets, where they obstruct pedestrians, obstruct public use of benches, and add to a sense of urban decay.

DISCUSSION:

- 1) A company operating in Vernon recovers shopping carts by contract for retail outlets. However, some large retailers do not use the service.
- 2) Some large retailers deposit decommissioned carts in such a way as to be readily available to anyone who wants to take them.
- 3) Some large retailers have theft protection (e.g. coin locks), others do not at this time.
- 4) RCMP and Bylaw are not actively seizing shopping carts when attended by the user.
- 5) Recovering abandoned shopping carts is a suboptimal use of protective services' time.

RECOMMENDATION(S):

- 1) The City require (by bylaw) retailers to use theft protection

- 2) The City require that retailers dispose of decommissioned carts at their own expense.
- 3) The City require retailers to recover abandoned carts when identified.
- 4) Bylaw enforce the above through a fine for (repeated) non-compliance.
- 5) Council ban commercial shopping carts on public property within the Business Improvement Area.

VII. ISSUE: GRAFFITI

DESCRIPTION: Graffiti adds to the sense of urban decay, in particular when it is left in place.

DISCUSSION:

- 1) Graffiti is built around a subculture whose members derive "power" from "tagging" buildings etc.
- 2) Members of the subculture are known to the RCMP and in some cases at least are also prolific offenders.
- 3) When graffiti is left in place, it encourages others to "tag" the surrounding area.
- 4) So far murals have not been tagged.

RECOMMENDATION(S):

- 1) Proactive graffiti bylaw enforcement (Bylaw) and prosecution (RCMP).
- 2) Council reinstitute municipal funding for a graffiti remediation program under Community Policing volunteers.
- 3) The City require business owners and landlords to report graffiti.
- 4) In conjunction with recommendation #2 above, the City require Bylaw to proactively enforce the Good Neighbour Bylaw with respect to graffiti remediation.

VIII. ISSUE: RELATIONSHIP BETWEEN SOCIAL SERVICE PROVIDERS AND NEIGHBOURING BUSINESSES

DESCRIPTION: Relations between service providers and surrounding businesses and homes are strained, as identified at the Town Hall as well as in subsequent correspondence and interviews with stakeholders.

DISCUSSION:

- 1) Neighbouring business owners have described the negative impacts of the street entrenched population in the proximity of social service providers.

- 2) The area immediately surrounding these locations experiences a high incidence of drug use, prostitution, rough sleeping, public defecation, and improperly disposed needles.
- 3) Relationships between neighbouring businesses and service providers are further strained by concerns that the original understandings of service provider operating hours and procedures are not being adhered to. There is fundamental disagreement between current John Howard Society staff and surrounding businesses as to the operating procedures originally presented to them when Gateway Shelter was initiated (See Appendix 3). Six signed statements from businesses neighbouring the Gateway Shelter were received by the Task Force following the Town Hall.

RECOMMENDATION(S):

- 1) Council provide a process to facilitate mediation and to seek a better understanding of issues impeding the success of businesses and to determine satisfactory remedies for the concerns being raised by neighbouring businesses. Furthermore, such a process must also be struck with the responsibility of identifying what the City can do to further support the agencies that serve the street population and the homeless in their effort to be good neighbours.
- 2) The goal of any mediation process must be to ensure safety, good neighbour relations and to establish a workable solution for all parties. To that end, the Task Force strongly recommends an independent professionally facilitated mediation structure with equal representation from the business community and service providers.

Appendix 1

Appendix 1

| Issue | Percent of speakers |
|----------------------|---------------------|
| Shopping carts | 13% |
| Needles | 33% |
| Homeless Camps | 13% |
| Drug Use | 42% |
| Violence/Aggression | 25% |
| Drug Dealing | 17% |
| Fights | 4% |
| Panhandling | 4% |
| Derelicts | 17% |
| Prostitution | 25% |
| Aggressive behaviour | 17% |
| Fires | 8% |
| Garbage/Litter | 17% |
| Feces/Urine | 13% |
| Used condoms | 8% |
| Loitering | 17% |
| Mental Illness | 25% |
| Shoplifting | 4% |
| Dumpster Diving | 13% |
| Break and Enter | 4% |

Suggestions

Appendix 2

April 5, 2018

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

- Theft
- Needles ✓
- Vandalism
- Personal safety ✓
- Illegal activity ✓
- Loitering/panhandling
- Other?

• Not enough beds, nowhere to sleep, give showers, beds, cafe in section.

• "Powell Street Getaway" Vancouver support & service centre. Safe injection site 'insight' - the first safe consumption site in BC.
↳ social services nurses drug test drug testing counseling.
• provide food services. Mission not big enough.

2 What impacts on your business have resulted from the above issues?

- Loss of revenue
- Trouble keeping staff
- Security costs ✓
- Cleaning/repairing costs ✓
- Other?

Community Gardens

• Why do we only have 2 street nurses?
• Need street nurses or funding for more.
• Downtown Primary Clinic doesn't have nurse full time, just practitioners. They are understaffed. There is not enough harm reduction funding

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

Alarm, bars, lights.
• Legislation allows for drug testing and safe consumption. (That's federal) and funded by BC Ministry and Health Authority.
• Safe injection BUS run by health professionals

Activate Safety Task Force

April 5, 2018

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft

Needles ①

Vandalism

Personal safety ②

Illegal activity ③

Loitering/panhandling

Other?

1) Create a RED ZONE in the downtown area that prohibits panhandling.

2) Safe Injection Sites to be monitored by nurses/social workers.

3) Look to other cities in Canada and internationally who have resolved these issues and adopt

2 What impacts on your business have resulted from the above issues?

their solutions.

Loss of revenue

Trouble keeping staff

Security costs

Cleaning/repairing costs

Other?

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

Alarm system w/ 24 monitoring

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft

Needles

Vandalism

Personal safety

Illegal activity

Loitering/panhandling

Other?

° Garbage & human waste

2 What impacts on your business have resulted from the above issues?

Loss of revenue

Trouble keeping staff

Security costs

✓ Cleaning/repairing costs

Other?

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

° Camera & alarm

Activate Safety Task Force

April 5, 2018

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft

Needles

Vandalism

Personal safety

Illegal activity

Loitering/panhandling

Other?

My larger concern is to be able to help our homeless and addicted folks in our town. Having Interior health on the other side of town where they can access drug counselling for free is not at all convenient. We need a detox center & quicker access to treatment centers, its way to slow. More help through John Howard to get the homeless back on their feet & slowly back to work & contributing.

2 What impacts on your business have resulted from the above issues?

Loss of revenue

Trouble keeping staff

Security costs

Cleaning/repairing costs

Other?

Let's look into the funding for housing like the one speaker mentioned that's working is Sask(?). What are we waiting for.
Don't group all homeless people as bad, they are suffering more than you will ever understand.

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft
Needles
Vandalism
Personal safety
Illegal activity
Loitering/panhandling
Other?

2 What impacts on your business have resulted from the above issues?

Loss of revenue
Trouble keeping staff
Security costs
Cleaning/repairing costs
Other?

A handwritten signature in dark ink, appearing to read "Debra J. K...", is written over the list of business impacts.

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft - daily
 Needles - weekly
 Vandalism - monthly
 Personal safety - daily
 Illegal activity - daily
 Loitering/panhandling - daily
 Other?

This year aggressive shoplifter pinned me against the counter - thank goodness for a customer stepping in or I would have been in trouble. My staff called 911 - Ten min later someone came. Aggressive man smashed out both our doors.

2 What impacts on your business have resulted from the above issues?

- ✓ Loss of revenue
- ✓ Trouble keeping staff
- ✓ Security costs
- ✓ Cleaning/repairing costs
- Other?

He got 1 hour in jail
 I got the \$600 bill!!

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

- 64 Cameras
- Gate
- Alarm

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

Theft
Needles
Vandalism
Personal safety
Illegal activity
Loitering/panhandling
Other?

prevalent
See Over

2 What impacts on your business have resulted from the above issues?

Loss of revenue
Trouble keeping staff
Security costs
Cleaning/repairing costs
Other?

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, alarms, etc.)

Suggestion

The problem is mostly concentrated downtown & 90% of the solution is moving them out of downtown to a dedicated area.

To do this the city can develop an area well away from downtown that has the houses & a community center for them.

Perhaps a place where they can build things to sell to others.

The land up past the dump for instance is undeveloped & could work.

Set up the middle exchange there & perhaps a recycling area could be developed where they could work.

a coffee shop & a little

In other words put something there that are conducive to make them want to move.

make downtown uncomfortable.

A good answer just a thought.

Just @ this that have never done.

Thank you for this opportunity!!

Activate Safety Task Force

April 5, 2018

Welcome to the Activate Safety Task Force public meeting. For those who may not have an opportunity to speak tonight, please leave us your feedback below.

1 Please indicate with as much detail as possible what your safety concerns are:

- Theft
- Needles
- Vandalism
- Personal safety
- Illegal activity
- Loitering/panhandling
- Other?

Recently I was parked in front of AJ's Pets on a sunny Pro-D Day. My 2 grandsons were with me. A female street person appeared at my

window, knocked on it, demanded money.

I was shocked, my grand boys were surprised & shocked. We stayed in the car until the woman left.

→ When I attend an evening event at the Library I ask the ~~Security~~ security person to walk me to my car. He agrees that is

2 What impacts on your business have resulted from the above issues?

- Loss of revenue
- Trouble keeping staff
- Security costs
- Cleaning/repairing costs
- Other?

part of his role.
In the meantime - what advice can be given to the public about how to protect themselves from

physical encounters, ie, carry spray? a whistle? use some self-defence? Do not carry purses or packs, keep wallets in inside pockets? Until these people are dealt with, how to keep

3 What crime prevention measures, if any, do you use? (e.g cameras, window bars, safe alarms, etc.)

on Vernon City Streets?

(Aside from NOT coming!)

When I was asked why I didn't use the underground parking, I said it was very scary to be in there, day or night, due to easy access

Appendix 3

To Whom It May Concern;

I, _____ attended the initial meeting when we were all informed of the Gateway Shelter being open at their present location of 2800 – 33rd Street, Vernon, BC, V1T 5S5.

We were informed that the following would be occurring at the Gateway Shelter:

- ☒ There would be a Check In of all clients of 5pm.
- ☒ All Clientele would have to remain within the building after 11pm till check out the following morning.
- ☒ There would be a Check out of 9am of all clients.
- ☒ All clients would not be allowed to loiter within a 2 Block radius of the Gateway Shelter.
- ☒ Gateway Shelter Staff would do a regular tour of the area ensuring their clientele were not loitering in the area.
- ☒ Clientele would not be allowed to enter Gateway Shelter if they were intoxicated or obvious high from drugs.

All boxes that have initials in each box are what we are adamantly re-assured would happen and most if not all rules were not adhered by the Gateway Shelter Staff nor the Clientele.

Truthfully Yours ~~Yours~~

_____ (signature)

_____ (Print Name)

_____ (Occupation of signature)

_____ (Name of business)

_____ (Date)



THE CORPORATION OF THE CITY OF VERNON

INTERNAL MEMORANDUM

TO: Mayor & Council
PC: P. Bridal, S. Koenig, J. Rice, C. Broderick,
K. Flick, S. Baher, G. Gaucher, D. Law
FROM: Will Pearce, CAO
SUBJECT: **ACTIVATE SAFETY TASK FORCE – FINAL REPORT REVIEW**

FILE: 6460-20
DATE: July 12, 2018

Mr. Darrin Taylor, Chairperson, Activate Safety Task Force presented the Final Report to Council at their Regular meeting of July 9, 2018. The Final Report is attached (Attachment 1). The Activate Safety Task Force was created by Council on January 22, 2018 at their In Camera meeting, the Terms of Reference are attached (Attachment 2).

At their Regular meeting on July 9, 2018 Council passed the following motion:

"THAT Council directs Administration to review the Activate Safety Task Force Final Report, dated June 20, 2018, and requests a report be provided to Council on the recommendations with a strategy for implementation as soon as possible.

AND FURTHER that Council directs Administration to identify and prioritize any recommendations within the Activate Safety Task Force Final Report that may be implemented this year.

CARRIED."

The Final Report identified eight issues and made 46 recommendations.

The Final Report referenced a number of service providers, recommending a range of potential directions which would impact resources and current services of third party organizations (eg. RCMP, Interior Health Association, Gateway Shelter). These service providers need to be advised and provided the opportunity to respond to the specific recommendations so that Council is well informed prior to discussing and/or debating the merits of those recommendations. A number of the recommendations will impact staff resources and the provision of current services which are directly under the budget and policy authority of Council. The recommendations of the Task Force, review comments of the Administration, and recommendations of the Administration to act on the proposals of the Task Force are presented in the order of the Final Report.

I. ISSUE: ENFORCEMENT

- 1) RCMP
 - a) Council request the expansion of an RCMP Downtown Enforcement Unit, including ongoing foot and bike patrols.

Comments: the new Officer in Charge of the Vernon North Okanagan Detachment (VNOD) assumes her position July 23, 2018. As an incoming Command Officer, Superintendent Shawna Baher, will understandably need to assess current priorities of the Detachment, resources available and deployment. The Superintendent is leaving the position of Officer in Charge of Proactive Enforcement at the Surrey Detachment with extensive experience in, and responsibility for: Drug Teams, Criminal Intelligence, Gang Enforcement, Priority Target Offenders.

RECOMMENDATION: THAT Council refer the Activate Safety Task Force Final Report to the Officer in Charge of the VNOD requesting a response to recommendations which directly impact the resources, deployment and operations of the Detachment for Council's consideration at the Regular meeting of September 24, 2018.

- b) Council ask RCMP to update on 6 new funded positions.

Comments: as at July 1, 2018 none of the 6 newly (2018) funded positions have been filled. The Acting OIC has been working diligently with "E" Division and staffing to fill the positions. The Chief Superintendent of the S.E. District is now actively involved and also strongly supporting the VNOD requests to fill funded positions as well as outstanding vacancies across the detachment.

RECOMMENDATION: THAT Council encourage the incoming OIC to pursue expediently filling all funded positions, not limited to "Vernon" positions, across the VNOD with Vernon Council's full support.

- 2) Bylaw
 - a) Council support two new fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw / RCMP.

Comments: Council has recently funded (2017 and 2018 budgets) 3.0 FTE Bylaw Compliance Officers working the summer enforcement program. Service date is April 1 thru October 31 (approximate), coverage is 7 days per week with Monday and Tuesday 7:30 am – 3:30 pm, Wednesday – Friday 7:30 am – 7:00 pm, Saturday and Sunday 7:30 am – 11:30 am.

RECOMMENDATION: THAT Council continue to support the three (3) FTEs for Bylaw Compliance seasonal (summer) patrols.

- b) Council support an earlier daily start for proactive seasonal Bylaw officers (e.g. 7:00 am). This will allow Bylaw to attend RCMP Watches (briefings) in the morning prior to street duty at 7:30 am and help coordinate the two.

Comment: Current practice for Bylaw Compliance Officers is to attend evening RCMP Watch briefings, not the morning brief. The current practice is more productive, getting Compliance Officers out on the street by 7:30 am (not 8:00 am or later) to patrol the downtown core, other problem areas and parks. Bylaw Compliance Officers coordinate patrols directly with RCMP Downtown Enforcement Unit members.

RECOMMENDATION: THAT Council directs Administration to retain current management practice of Bylaw Compliance Officers (seasonal summer enforcement) being on the street by 7:30 am and attending evening RCMP Watch briefings.

- c) Council support an earlier annual start for seasonal Bylaw officers (e.g. March – October).

Comment: Current seasonal Bylaw Compliance Officers are scheduled April 1 thru October 31 (approximate). March start dates are marginally effective and weather dependant. Council supported the seasonal program for 2018.

RECOMMENDATION: THAT Council direct Administration to retain the current seasonal Bylaw Compliance enforcement program (April 1 – October 31, approximate) and bring forward this program as a 2019 budget request.

ALTERNATIVE: THAT Council direct Administration to submit a service improvement request with the 2019 Budget to initiate Bylaw Compliance seasonal enforcement March 1.

- d) Council support a proactive (instead of complaint-initiated) approach by Bylaw to issues related to drug use, graffiti, litter, prostitution, panhandling.

Comment: Bylaw staff already follow a proactive approach with respect to drug paraphernalia, graffiti, litter and panhandling. As example, to date in 2018 Bylaw Compliance Officers have initiated 147 files in Polson Park, 10 of which were public complaints. Open drug use and prostitution investigations are RCMP responsibilities.

RECOMMENDATION: THAT Council direct Administration to retain the proactive approach by Bylaw Compliance Officers with respect to drug paraphernalia, graffiti, litter and panhandling.

- e) Council support a tough interpretation and proactive enforcement of existing bylaws related to drug use, graffiti, litter, prostitution, panhandling.

Comment: Tickets are issued where appropriate based on the nature of the offence and specific circumstances on a case by case basis.

RECOMMENDATION: NO CHANGE

- 3) The City fund, on an annual basis private security for an after hours patrol.

Comment: More information is required to adequately respond. Administration notes that numerous private businesses and malls currently fund security services. The DVA had previously funded private security and may want to consider this a priority for allocation of recent significant increases to Business Improvement Area ("BIA") revenues. Should Council direct public resources to private security for private businesses or business areas there may be requests arising from business areas across the City for "like" funding. Council has committed municipal funding to private security services in Polson Park and the Parkade. It is Administrations' understanding that a number of businesses in the two downtown BIA's currently fund, individually or as small groups, private security services.

RECOMMENDATION: THAT Council refer the recommendation of the Activate Safety Task Force to the DVA for priority consideration and discussion with member businesses, for funding through BIA revenues or separate sourcing.

II. ISSUE: DRUG USE AND PREVENTION

- 1) Council and RCMP encourage business and public reporting of open drug use and/or trafficking.

Comments: Administration through Community Safety Office and Bylaw Compliance encourages business and public reporting of open public drug use and/or trafficking. The Community Safety Office has suspicious vehicle/persons and activity reporting documents available in the Safety Office. These reporting documents can be posted on the City's website. RCMP respond on complaint calls and response is priority driven dependent on resource availability and current calls for service.

RECOMMENDATION: THAT Council direct Administration to post the Community Safety Office suspicious activity reporting documents on the City's website;

AND FURTHER, that Council encourage the incoming OIC to prioritize, as is reasonably possible, response to reports of open drug use and/or trafficking.

- 2) Council request more information from RCMP and Bylaw to Council and the public on law enforcement strategies and initiatives, wherever possible.

Comments: Council receives a detailed report on RCMP activities by written report and presentation by the OIC and/or Operations Command Officer in regular, open meetings four times per year. The reports are included on the public agenda and are available on the City's website. The presentations are now video recorded and available on the City's website shortly following the Council meeting. The OIC has made a concerted effort to respond within short order to questions of Council arising during quarterly reports. Council is regularly advised of RCMP and Bylaw initiatives in Council Administration Updates (Open unless it is a confidential matter). The OIC also hosts an annual priorities setting workshop, inviting stakeholders from across the VNOD service area. During the annual workshop numerous Detachment officers and staff provide detailed updates on prior year and current initiatives.

The City of Vernon co-funds the RCMP Detachment Media Liaison Officer (a regular member) with SE District. Since January 2018 there have been 105 media releases dealing with the broad spectrum of police and public safety related issues occurring within the City of Vernon. The Media Liaison Officer recently initiated the VNOD RCMP Twitter account where 11 posts have been made to date. There have been a number of pro-active releases covering topics such as theft from autos and how to deter them, safety tips for small business, scam awareness for citizens, boating safety, officer recognition and community policing events. Other media releases have covered crimes such as robberies, shootings, assaults, motor vehicle incidents, impaired driving, arsons, break and enters, suspicious activity and missing (and found) persons.

RECOMMENDATION: THAT Council thank the RCMP and Bylaw Compliance for the regular updates and encourage the OIC and Bylaw Compliance Manager to continue regular Council, media and public information updates.

- 3) Council request IHA to take into consideration the impacts of its harm reduction policies on businesses and the community.
- 4) Council urge IHA to focus on full treatment measures as well as harm reduction measures.

- 5) Council ensure that Council, businesses, and community are directly involved in any discussions to do with harm reduction measures, including provincially-sponsored overdose prevention sites.
- 6) Council take a public position with regard to harm reduction measures, including overdose prevention sites.

Comments: 3), 4), 5) and 6) are requests or direction to IHA, a Provincial Authority. IHA staff have been invited to attend and participate in the Quarterly Report of the Social Planning Council at the regular, open meeting of Council July 23, 2018. IHA staff have received the Task Force Final Report for information.

RECOMMENDATION: THAT Council refer recommendations II 3), 4), 5) and 6) to IHA, respectfully requesting a response by September 12, 2018 for inclusion onto the Regular agenda of September 24, 2018 for Council's consideration and direction as appropriate.

III. IMPROPERLY DISCARDED NEEDLES

- 1) Council ask IHA to review its needle distribution system to find a balance between harm reduction and the public nuisance of abandoned needles.

Comments: This is a request of a third party. (IHA). IHA has released a statement July 13, 2018 (Attachment 3).

RECOMMENDATION: THAT Council refer the subject Recommendation III (1) to IHA for consideration and respectfully request a response by September 12, 2018 for inclusion in the public agenda and the Regular Council Meeting of September 24, 2018, for Council's consideration and direction as appropriate.

- 2) The City match IHA's contribution of two large steel needle containers.

Comments: Administration has contacted IHA and have been advised by the supplier that the sharps containers are \$565 each plus freight. Installation once sites have been selected, will be in the order of \$400 each.

RECOMMENDATION: THAT Council direct Administration to purchase two additional sharps containers at an estimated cost of \$2,200 including acquisition, freight, taxes as applicable and installation with source of funds being 2017 year end uncommitted, unexpended balance;

AND FURTHER, THAT Council direct Administration to consult with IHA and the Social Planning Council to select appropriate locations for the sharps containers.

- 3) City staff determine if/how liability for abandoned needles fit within the Good Neighbour Bylaw (or any other relevant Bylaw).

Comments: This is a question which will require a legal opinion.

RECOMMENDATION: THAT Council direct Administration to refer the subject Recommendation (III(3)), liability for abandoned needles, to legal counsel for an opinion.

- 4) Council ask IHA and other service providers to consult and interact with businesses and the community on future needle distribution plans.

Comments: This is a request of third parties (IHA and "other service providers").

RECOMMENDATION: THAT Council refer recommendation III (4) to IHA and the Social Planning Council for consideration and response by September 12, 2018, for inclusion on the agenda of the regular Council meeting of September 24, 2018 for Council's consideration.

- 5) Council ask Community Policing to engage with businesses and the public on the degree of risk and safe handling of improperly discarded needles.

Comment: The Community Safety Office will continue to engage with the community in the area of safe handling and risk associated with safe disposal of sharps and other drug paraphernalia. The Community Safety Office page on the City of Vernon website will add links to steps to safe handling of sharps for easy reference.

RECOMMENDATION: THAT Council direct Administration to continue public and business education initiatives, through the Community Safety Office, on safe handling and risk management associated with disposal of sharps and other drug paraphernalia.

- 6) Council ask Community Policing to initiate a public information campaign on who/how to report improperly discarded needles.

Comment: In partnership with Interior Health, Community Safety Office will increase information on safe disposal of sharps when securing improperly discarded needles. This could include providing resource and education materials in City utility mail outs. While our community does not have a designated pick-up agency, the Community Safety Office, Primary Health and the Cammy LaFleur Outreach program located at NOYFSS will take in properly contained sharps for destruction.

RECOMMENDATION: THAT Council direct Administration, through the Community Safety Office, to coordinate a public and business information campaign on reporting, clean-up and safe discard of sharps.

- 7) The City to initiate and fund a needle refund program to be implemented by the appropriate service providers (ie. 5 cents per needle).

Comment: The Partners in Action have been reviewing the concept of a needle refund program and how that could be delivered in partnership with service providers. Although there was interest in this model, there was discussion about the unintended consequences of a recycling / refund service for used needles. Interior Health has since released their position and outlined their concerns based on the experience of other communities in BC (Attachment 3).

- Examining and counting individual needles is not recommended, as it increases the possibility of needle poke injuries.
- Placing a monetary value on used needles may result in people stealing or breaking into sharps containers that are being placed to increase access to safe needle disposal. Not only does this put people at risk of being poked by a needle, it may actually result in more drug-related litter left behind.
- Concerns that people may request and then return unused needles for the purpose of generating a profit.

Partners in Action is aware that private groups in Kamloops and Penticton have recently launched needle refund programs and will continue to monitor their results. However, it is unlikely that a service provider would be able to lead this initiative, given the concerns regarding this type of program.

RECOMMENDATION: THAT Council accept the direction of IHA regarding a "needle refund program".

IV. ISSUE: LITTER AND URBAN DECAY

- 1) The City require garbage/recycling times that don't force business owners to leave garbage/recycling out overnight.

Comment: The specifications in the City's Garbage and Commercial Blue Bag Collection Contract (expires 2020) permits the collection of garbage commencing at 7:00 a.m. The contractor has indicated that the downtown area is serviced as early as permitted to avoid peak traffic and pedestrian hours. Administration could obtain a quote from the contractor to delay garbage pick-up in the downtown core until 10:00 a.m. As a contract change order, this will likely

increase costs. The proposed increase in cost would be provided to Council during the 2019 budget review process for consideration.

Commercial Blue Bag service in the downtown core already commences no sooner than 10:00 a.m. as per the contract specifications.

RECOMMENDATION: THAT Council direct Administration to obtain a quote for a change order, from the current contractor responsible for garbage pick-up, to delay collection in the downtown core until 10:00 a.m. or shortly after, and report to Council during the 2019 budget review process, for consideration as a service level additional cost in the 2019 budget.

ALTERNATIVE: *THAT Council direct Administration to include garbage pick-up in the downtown core after 10:00 a.m. as a condition within the terms of the tender for the next contract period.*

- 2) The City require businesses to lock commercial bins when left out at night.

Comment: Administration is receiving mixed comments on this recommendation. Recognizing the concern is "dumpster diving", some businesses that have locked their containers are finding the locks repeatedly vandalized and garbage strewn on top of and around the dumpster. Other businesses and agencies have found that dumpsters located in a secluded area are prone to vandalism while those in an open area with clear sightlines experience less or no vandalism.

RECOMMENDATION: THAT Council receive Recommendation IV(2) of the Activate Safety Task Force for information, and retain the current practice that locking waste bins be at the discretion of the business.

- 3) The City encourage property owners to:
- a) take "ownership" of their space
 - b) develop cooperative weekly cleanup of back alleys
 - c) report and attempt to prosecute observed cases of littering/graffiti
 - d) secure garbage/recycling with locks if necessary

Comment: Administration suggests the DVA and Greater Vernon Chamber of Commerce reach out to their members via their communication channels (email blast, newsletter, facebook, website) to encourage property owners and tenants to: take ownership of their space; develop cooperative weekly cleanup of back alleys; report and attempt to prosecute observed cases of littering/graffiti; secure garbage/recycling with locks if necessary.

RECOMMENDATION: THAT Council direct Administration that this initiative best be advocated by established business leaders (DVA, Greater Vernon Chamber of Commerce).

- 4) Council demand that BC Hydro replace burnt out lights in a timely manner.

Comment: The City makes numerous, regular requests to BC Hydro to replace/repair street lights. BC Hydro has a web based reporting mechanism however, the City also maintains a reporting mechanism (for all street lights, City owned and BC Hydro). The City recommends public and businesses use both sites. The City forwards requests to BC Hydro for light repair which are BC Hydro responsibility. The City has no ability to "demand" action.

- 5) Bylaw to proactively enforce the above.

Comment: Administration requires additional direction. Garbage pick-up times will require a contract amendment through a change order. Administration does not recommend bins be locked (by Bylaw). "Encouraging property owners to "take ownership...." is not a Bylaw enforceable act. The City has no jurisdiction to demand action of BC Hydro.

- 6) The City alert businesses to #4 above.

Comment: Discussed under #4.

- 7) The City fund and support disposal costs for illegally dumped refuse on private property.

Comment: This could have a wide range of unforeseen and unintended consequences. The City normally maintains universal services. Funding disposal costs for illegally dumped refuse on private property could extend across the city to business and private property. "Dumping" of refuse would be difficult, if not impossible to control.

Assuming the intent is to focus on the downtown area, the Upper Room Mission and Street Clinic are interested in expanding the monthly clean-ups within the City Centre neighbourhood (including Polson Park) to a weekly model. The costs would be \$200 per clean up to provide honorariums and snacks to the volunteers who take part (between 25 to 30 clients of the Upper Room Mission and Street Clinic). The Partners in Action could assist with the expansion of this program if the City of Vernon is interested in sponsoring more frequent clean ups during the spring, summer and fall.

RECOMMENDATION: THAT Council direct Administration to negotiate a service agreement with the Upper Room Mission and Street Clinic to expand monthly clean ups within the City Centre neighbourhood (including Polson Park) to a weekly model, and report back to Council at the August 13, 2018 regular meeting.

V. ISSUE: DEFECATION IN PUBLIC AREAS

- 1) Council approve funding for toilet facilities that allow minimal but sufficient privacy (eg. walls open at the top and bottom, no locking doors, blue light etc.) In consultation with RCMP and Bylaw. One example of this type of facility is the Portland Loo™, although other designs may exist.
- 2) The City install public facilities in public space(s) near hotspot locations (in consultation with RCMP and Bylaw).
- 3) Council fund new facilities from the 1.9% infrastructure levy.

Comment: The three (3) recommendations are all the same issue. The "Infrastructure levy" is governed by the Asset Management Policy of Council. The current "trailer" constructed facility at the Transit area was intended as a short-term, low cost answer to the pressing need for public washrooms located in a central site. It is not a "hardened" design and lends itself to inappropriate and illegal activity. Annual repair and maintenance costs are in the order of \$50,000 - \$75,000 per annum.

There are a number of "hardened" designs located in numerous municipalities. The cited "Portland Loo" is one. Universally the facilities are expensive (\$200,000 - \$500,000+).

Administration has opened discussions with service providers who own/operate core area buildings. Administration recommends negotiating a service agreement to provide 24/7 public access to washrooms for a negotiated annual fee.

RECOMMENDATION: THAT Council direct Administration to investigate and bring forward a costed proposal to replace the existing washroom facility at the Transit Station with a more appropriate, hardened design for Council's consideration and inclusion in the 2019 budget;

AND FURTHER, THAT Council direct Administration to explore, and if feasible negotiate, a service provision contract for a public washroom, operating 24/7/365 in the area adjacent to existing social service agencies and to be presented to Council for consideration at the regular meeting of September 24, 2018.

VI. ISSUE: SHOPPING CARTS

- 1) The City require (by Bylaw) retailers to use theft protection.
- 2) The City require that retailers dispose of decommissioned carts at their own expense.
- 3) The City require retailers to recover abandoned carts when identified.
- 4) Bylaw enforces the above through a fine for (repeated) non-compliance.

- 5) Council ban commercial shopping carts on public property within the Business Improvement Area.

Comment: All five (5) recommendations are related. Administration is receiving mixed response from private businesses. The City of Vernon policy limiting "camping" in municipal parks to specified hours, including dismantling any encampments, has essentially forced the use of carts to transport personal belongings. "Shopping" carts are a convenient means. Further, shopping carts are a convenient means for many seniors in the community to transport groceries and other goods.

RECOMMENDATION: THAT Council directs Administration, through the Community Safety Office, in collaboration with Partners in Action Shopping Cart Action Team and Bylaw Compliance, to work constructively with retailers and local focus populations to find feasible solutions to the shopping cart issue.

VII. ISSUE: GRAFFITI

- 1) Proactive graffiti bylaw enforcement (Bylaw) and prosecution (RMCP).
- 2) Council reinstate municipal funding for a graffiti remediation program under Community Policing volunteers.
- 3) The City require business owners and landlords to report graffiti.
- 4) In conjunction with recommendations #2 above, the City require Bylaw to proactively enforce the Good Neighbour Bylaw with respect to graffiti remediation.

Comment: While Bylaw Compliance responds to complaints related to graffiti, 11 files have been opened over the past year of which 3 were initiated by public complaint and 8 by City staff.

Prosecution by the RCMP requires court enforceable evidence. The RCMP are confident that the majority of graffiti ("tagging") is done by a very small number of vandals.

Murals have, unfortunately, been "tagged". The DVA spent \$7,800 on mural maintenance in 2017 primarily to deal with tagging and mischief.

Numerous municipalities require businesses and private property owners to remove graffiti. This reportedly discourages other acts of vandalism in the area.

Requiring business and property owners to "report graffiti" does not fix the issue unless the property owners are required to remove /paint over the graffiti.

The graffiti remediation program (2009) was conducted by paid summer staff.

RECOMMENDATION: THAT Council direct Administration to bring forward a bylaw, or bylaw amendment(s), requiring private property owners to report, remove and/or paint over graffiti;

AND FURTHER, THAT Council direct Administration, through the Community Safety Office tagging and unwanted graffiti webpage, to post a user completed form to report tagging and graffiti, and to include information on proactive ways to deter tagging and graffiti, as well as, means to remove the vandalism;

AND FURTHER, THAT Council direct Administration, through the Community Safety Office, to reinstitute the "Anti Tag Team", and to provide funds to Operations to address tagging on a proactive basis; anticipated costs of programs \$30,000 per annum; to be brought forward as a 2019 service increment request.

VIII. ISSUE: RELATIONSHIP BETWEEN SOCIAL SERVICE PROVIDERS AND NEIGHBOURING BUSINESSES

- 1) Council provide a process to facilitate mediation and to seek a better understanding of issues impeding the success of businesses and to determine satisfactory remedies for the concerns being raised by neighbouring businesses. Furthermore, such a process must also be struck with the responsibility of identifying what the City can do to further support the agencies that serve the street population and the homeless in their effort to be good neighbours.
- 2) The goal of any mediation process must be to ensure safety, good neighbour relations and to establish a workable solution for all parties. To that end, the Task Force strongly recommends an independent professionally facilitated mediation structure with equal representation from the business community and service providers.

Comment: These are essentially the same Recommendation (mediated facilitation between local businesses and service providers). The recommendations and discussion points reference "original understanding of service provider" procedures.

The referenced service providers should have an opportunity to respond and provide input to the cited Recommendations.

RECOMMENDATION: THAT Council direct Administration to refer Issue VIII and the Recommendations (1 and 2) to Turning Point Collaborative and other area service providers for review and comment, to be provided by September 12 for inclusion in the open public agenda of Council, September 24, 2018.

Further Comments: The BIA to the west of Highway 97 is most affected by the street entrenched and homeless due to proximity of services and housing for the less fortunate.

The City owned Parkade houses the Art Gallery and an office space. The office space has been vacant since January 2018. The abandoned Legion building directly across the street is an ongoing attractant for the street entrenched for temporary shelter and illicit drug use.

Administration recommends the relocation of the Bylaw Division from the CSB to the vacant space in the Parkade. This would put uniformed Bylaw Compliance Officers directly in the area most impacted by the street entrenched. The Parkade's close proximity to the Legion building, Mission and Gateway Shelter would allow the daily movement of Bylaw staff in and out of the office to have a consistent high impact by increasing uniformed visibility in the downtown core.

Marked Bylaw Division vehicles will be stored in the Parkade and will be travelling through the most affected side of the BIA heading out to every call or patrol. Assistant Bylaw Compliance Officers patrol the BIA daily to monitor the parking system and while patrolling deal with street entrenched persons in the normal course of their duties. As a starting point for their foot patrols in the west side of the BIA, the Parkade location would provide additional visibility of a uniformed presence.

There is sufficient office space in the Parkade to support moving the Community Safety Coordinator – Crime Prevention, volunteers and associated equipment from City Hall to the Parkade, as well as, some additional equipment stored in the Vernon RCMP Detachment building. The relocation of the Crime Prevention Coordinator and volunteers would add two more marked vehicles along with additional capacity for foot patrols into the BIA.

Administration notes the Community Safety Office was recently relocated within one block of mainstreet on 3010 – 31st Avenue, Vernon.

Cost estimates for relocation of the Bylaw Compliance Division and the Community Safety Coordinator – Crime Prevention, were made in consultation with the Information Services Manager, Real Estate Manager and the Building Services Supervisor.

The City of Vernon would lose the potential (and likely) rental revenue in the order of \$36,000 per annum when leased, as well as, municipal tax revenues of approximately \$7,721.00.

Operating costs would be in the order of \$10,000 - \$12,000 per annum (water, gas, electricity, sewer, janitorial, typical maintenance).

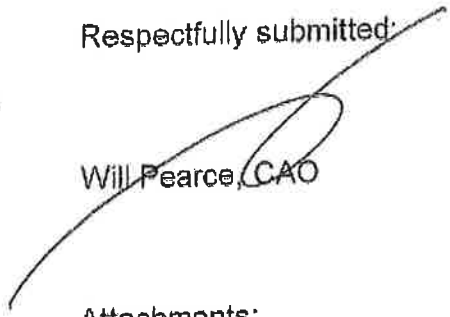
Relocation costs (one time) will be in the order of \$55,000 (information services, computers, phone, cleaning and repair prior to occupancy, furniture, signage, advertising and marketing).

Annual costs (including loss of revenue) would be approximately \$46,000 per annum. Considerably less than one FTE for Bylaw Compliance and with a much increased uniform visibility in the west BIA.

RECOMMENDATION: THAT Council directs Administration to relocate the Bylaw Compliance Department and the Community Safety Coordinator to unoccupied office space in the City-owned Parkade, with one time costs of \$55,000 funded through 2017 unexpended uncommitted balance.

AND FURTHER, THAT Bylaw Compliance includes increased operating costs in the 2019 Budget as a service level increase.

Respectfully submitted:



Will Pearce, CAO

Attachments:

1. Activate Safety Task Force Final Report – June 20, 2018
2. Activate Safety Task Force Terms of Reference
3. IHA Media Release – July 13, 2018

Attachment 3

July 23, 2018
Regular

UNFINISHED BUSINESS

ACTIVATE SAFETY TASK FORCE (6460-20)

Report dated July 12, 2018, from the Chief Administrative Officer, regarding Activate Safety Task Force – Final Report Review.

I. Issue: Enforcement

- 1) • **RCMP**
 - a) *Council request the expansion of an RCMP Downtown Enforcement Unit, including ongoing foot and bike patrols.*

- **RCMP
Downtown
Enforcement
Unit and Funded
Positions**

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council refer the Activate Safety Task Force Final Report to the Officer in Charge of the VNOD requesting a response to recommendations which directly impact the resources, deployment and operations of the Detachment for Council's consideration at the Regular meeting of **September 24, 2018**;

AND FURTHER, that Council encourage the incoming OIC to pursue expediently filling **all** funded positions, not limited to "Vernon" positions, across the VNOD with Vernon Council's full support.

Moved by Councillor Anderson, seconded by Councillor Lord:

THAT Council **amends** the resolution to **add** the following:

'AND FURTHER, that Council direct the RCMP to expand the RCMP Downtown Enforcement Unit, including ongoing foot and bike patrols.'

CARRIED.

THE QUESTION WAS CALLED ON THE MAIN MOTION, AND
DECLARED CARRIED, AS AMENDED.

2) **BYLAW**

- a) *Council support two new fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw / RCMP.*

- **Bylaw Officers** Moved by Councillor Anderson, seconded by Councillor Nahal:

THAT Council supports the recommendation of the Activate Safety Task Force and direct Administration recruit for two new fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw / RCMP.

DEFEATED, with Councillors Cunningham, Quiring, Anderson and Lord opposed.

Moved by Councillor Quiring, seconded by Councillor Cunningham:

THAT Council direct Administration to assign two of the existing seasonal Bylaw Compliance Officers to foot/bike patrols in identified trouble spots for remainder of the 2018 season.

CARRIED.

Moved by Councillor Lord, seconded by Councillor Anderson:

THAT Council directs Administration to retain current management practice of Bylaw Compliance Officers (seasonal summer enforcement) being on the street by 7:30 am and attending evening RCMP Watch briefings.

CARRIED.

- c) Council support an earlier annual start for seasonal Bylaw officers (e.g. March – October).**

Moved by Councillor Cunningham, seconded by Councillor Quiring:

THAT Council direct Administration to retain the current seasonal Bylaw Compliance enforcement program (April 1 – October 31, approximate) and bring forward this program as a 2019 budget request.

CARRIED, with Councillor Anderson opposed.

- d) Council support a proactive (instead of complaint-initiated) approach by Bylaw to issues related to drug use, graffiti, litter, prostitution, panhandling.**

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council direct Administration to retain the proactive approach by Bylaw Compliance Officers with respect to drug paraphernalia, graffiti, litter and panhandling.

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council supports Administrations proactive enforcement of existing bylaws including the Panhandling Bylaw, Parks & Public Places Bylaw and the Good Neighbour Bylaw.

CARRIED.

1) OTHER

- a) The City fund, on an annual basis private security for an after-hours patrol.**

- **Private security**

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council directs Administration to refer the recommendation of the Activate Safety Task Force, to consider on an annual basis private security for an after-hours patrol, to the Downtown Vernon Association and Chamber of Commerce for priority consideration and discussion with member businesses, for funding through Business Improvement Area revenues or separate sourcing.

CARRIED, with Councillor Anderson opposed.

II. ISSUE: DRUG USE AND PREVENTION

1) *Council and RCMP encourage business and public reporting of open drug use and/or trafficking.*

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council direct Administration to post the Community Safety Office suspicious activity reporting documents on the City's website;

AND FURTHER, that Council encourage the incoming OIC to prioritize, as is reasonably possible, response to reports of open drug use and/or trafficking.

CARRIED.

2) *Council request more information from RCMP and Bylaw to Council and the public on law enforcement strategies and initiatives, wherever possible.*

Moved by Councillor Cunningham, seconded by Councillor Nahal:

THAT Council thanks the RCMP and Bylaw Compliance for their regular updates and encourages the RCMP OIC and Bylaw Compliance Manager to continue regular Council, media and public information updates.

CARRIED, with Councillor Anderson opposed.

- 3) *Council request Interior Health Authority (IHA) to take into consideration the impacts of its harm reduction policies on businesses and the community;***
- 4) *Council urge IHA to focus on full recovery measures as well as harm reduction measures;***
- 5) *Council ensure that Council, businesses, and community are directly involved in any discussions to do with harm reduction measures, including provincially-sponsored overdose prevention sites; and***
- 6) *Council take a public position with regard to harm reduction measures, including overdose prevention sites.***

Moved by Councillor Lord, seconded by Councillor Cunningham:

THAT Council directs Administration to refer recommendations II 3), 4), 5) and 6) from the Activate Safety Task Force, to Interior Health Authority (IHA), respectfully requesting a response by September 12, 2018 for inclusion onto the Regular agenda of September 24, 2018 for Council's consideration and direction as appropriate:

3. *request Interior Health Authority (IHA) to take into consideration the impacts of its harm reduction policies on businesses and the community;*
4. *urge IHA to focus on full recovery measures as well as harm reduction measures;*
5. *ensure that Council, businesses, and community are directly involved in any discussions to do with harm reduction measures, including provincially-sponsored overdose prevention sites; and*
6. *Council take a public position with regard to harm reduction measures, including overdose prevention sites.*

CARRIED.

III. IMPROPERLY DISCARDED NEEDLES

Council ask IHA to review its needle distribution system to find a balance between harm reduction and the public nuisance of abandoned needles.

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council direct Administration refer recommendation III (1), of the Activate Safety Task Force, in regards to reviewing its needle distribution system to find a balance between harm reduction and the public nuisance of abandoned needles, to Interior Health Authority, for consideration and respectfully request a response by September 12, 2018 for inclusion in the public agenda and the Regular Council Meeting of September 24, 2018, for Council's consideration and direction as appropriate.

CARRIED.

2) The City match IHA's contribution of two large steel needle containers.

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to purchase two additional sharps containers at an estimated cost of \$2,200 including acquisition, freight, taxes as applicable and installation with source of funds being 2017 year end uncommitted, unexpended balance;

AND FURTHER, that Council direct Administration to consult with Interior Health Authority and the Social Planning Council to select appropriate locations for the sharps containers.

CARRIED.

- 3) City staff determine if/how liability for abandoned needles fit within the Good Neighbour Bylaw (or any other relevant Bylaw).**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council supports the request from the Activate Safety Task Force and directs Administration to refer recommendation III(3), regarding liability for abandoned needles and how it would fit within the Good Neighbour Bylaw #4980 (or any other relevant Bylaw), to legal counsel for an opinion.

CARRIED.

- 4) Council ask IHA and other service providers to consult and interact with businesses and the community on future needle distribution plans.**

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council directs Administration to refer recommendation III (4), of the Activate Safety Task Force, to Interior Health Authority and the Social Planning Council for consideration and response by September 12, 2018, for inclusion on the agenda of the regular Council meeting of September 24, 2018 for Council's consideration.

DEFEATED, with Councillors Nahal, Anderson and Quiring opposed.

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to ask Interior Health Authority and other service providers to consult and interact with businesses and the community on future needle distribution plans, for a response to be provided to Council for inclusion on the September 24, 2018 Council Agenda.

CARRIED.

- 5) Council ask Community Policing to engage with businesses and the public on the degree of risk and safe handling of improperly discarded needles.**

Moved by Councillor Lord, seconded by Councillor Anderson:

THAT Council direct Administration to continue public and business education initiatives, through the Community Safety Office, on safe handling and risk management associated with disposal of sharps and other drug paraphernalia.

CARRIED.

- 6) ***Council ask Community Policing to initiate a public information campaign on who/how to report improperly discarded needles.***

Moved by Councillor Lord, seconded by Councillor Anderson:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration, through the Community Safety Office, to coordinate a public and business information campaign on reporting, clean-up and safe discard of sharps.

CARRIED.

- 7) ***The City to initiate and fund a needle refund program to be implemented by the appropriate service providers. (ie 5 cents per needle).***

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council support the recommendation of the Activate Safety Task Force and directs Administration to initiate and fund a needle refund program to be implemented by the appropriate service providers (ie. 5 cents per needle)

DEFEATED, with Councillors Cunningham, Lord, and Mayor Mund opposed.

Moved by Councillor Quiring, seconded by Councillor Mayor Mund:

THAT Council directs Administration to investigate the potential of a 'private model' to administer a needle exchange/refund program in the City of Vernon.

CARRIED.

IV. ISSUE: LITTER AND URBAN DECAY

- 1) ***The City require garbage/recycling times that don't force business owners to leave garbage/recycling out overnight.***

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council direct Administration to obtain a quote for a change order, from the current contractor responsible for garbage pick-up, to delay collection in the downtown core until 10:00 a.m. or shortly after, and report to Council during the 2019 budget review process, for consideration as a service level additional cost in the 2019 budget as follow up to the recommendation of the Activate Safety Task Force to require garbage/recycling ties that don't force business owners to leave garbage/recycling out overnight.

CARRIED.

2) The City require businesses to lock commercial bins when left out at night.

Moved by Councillor Lord, seconded by Councillor Cunningham:

THAT Council receive recommendation IV (2), of the Activate Safety Task Force, requiring businesses to lock commercial bins when left out at night, for information, and directs Administration to retain the current practice that locking waste bins be at the discretion of the business.

CARRIED, with Councillors Anderson and Quiring opposed.

3) The City encourage property owners to:

- a) take "ownership" of their space;**
- b) develop cooperative weekly cleanup of back alleys;**
- c) report and attempt to prosecute observed cases of littering/graffiti; and**
- d) secure garbage/recycling with locks if necessary.**

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to encourage property owners to:

- a) take "ownership" of their space;
- b) develop cooperative weekly cleanup of back alleys;
- c) report and attempt to prosecute observed cases of littering /graffiti; and
- d) secure garbage/recycling with locks if necessary.

CARRIED.

Moved by Councillor Cunningham, seconded by Councillor :

THAT Council direct Administration that this initiative (locking of commercial bins) best be advocated by established business leaders (DVA, Greater Vernon Chamber of Commerce).

CARRIED.

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Council directs Administration to request that BC Hydro proactively replaces burnt out street lights in a timely manner.

CARRIED.

5) – Bylaw to actively enforce the above - No Recommendation

6) The City alert businesses to #4 above.

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Council directs Administration to advise the Downtown Vernon Association to provide information to their Member Businesses as to how to report street lights that are in need of repair to BC Hydro and to the City of Vernon through their respective online reporting systems.

CARRIED.

7) The City fund and support disposal costs for illegally dumped refuse on private property.

Moved by Councillor Quiring, seconded by Councillor Cunningham:

THAT Council directs Administration to negotiate a service agreement with the Upper Room Mission and Street Clinic to expand monthly clean ups within the City Centre neighbourhood (including Polson Park) to a weekly model, and report back to Council at the August 13, 2018 regular meeting.

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to research and report on options wherein the City would fund and support a program for disposal costs for illegally dumped refuse on private property in support of the recommendation from the Activate Safety Task Force for the City to fund this program.

**DEFEATED with Councillors Cunningham, Nahal, and Lord and
Mayor Mund opposed.**

V. ISSUE: DEFECATION IN PUBLIC AREAS

- 1) ***Council approve funding for toilet facilities that allow minimal but sufficient privacy (eg. walls open at the top and bottom, no locking doors, blue light etc.) in consultation with RCMP and Bylaw. One example of this type of facility is the Portland Loo™, although other designs may exist.***
- 2) ***The City install public facilities in public space(s) near hotspot locations (in consultation with RCMP and Bylaw).***
- 3) ***Council fund new facilities from the 1.9% infrastructure levy.***

Moved by Councillor Quiring, seconded by Councillor Cunningham:

THAT Council direct Administration to investigate and bring forward a costed proposal to replace the existing washroom facility at the Transit Station with a more appropriate, hardened design for Council's consideration and inclusion in the 2019 budget;

AND FURTHER, that Council direct Administration to explore, and if feasible negotiate, a service provision contract for a public washroom, operating 24/7/365 in the area adjacent to existing social service agencies and to be presented to Council for consideration at the regular meeting of September 24, 2018.

CARRIED.

VI. ISSUE: SHOPPING CARTS

- 1) ***The City require (by Bylaw) retailers to use theft protection on shopping carts;***
- 2) ***The City require that retailers dispose of decommissioned shopping carts at their own expense;***
- 3) ***The City require retailers to recover abandoned shopping carts when identified;***
- 4) ***Bylaw enforces the above through a fine for (repeated) non-compliance; and***
- 5) ***Council ban commercial shopping carts on public property within the Business Improvement Area.***

Moved by Councillor Quiring, seconded by Councillor Nahal:

THAT Council directs Administration to bring forward a Bylaw to support recommendations of the Activate Safety Task Force, in relation to commercial shopping carts, as follows:

- 1) The City require (by Bylaw) retailers to use theft protection on shopping carts;
- 2) The City require that retailers dispose of decommissioned shopping carts at their own expense;
- 3) The City require retailers to recover abandoned shopping carts when identified;
- 4) Bylaw enforces the above through a fine for (repeated) non-compliance; and

- 5) Council ban commercial shopping carts on public property within the Business Improvement Area.

DEFEATED, with Councillors Cunningham, Lord and Mayor Mund opposed.

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council directs Administration to bring forward a Bylaw to support recommendations of the Activate Safety Task Force, in relation to commercial shopping carts, as follows:

- 1) The City require (by Bylaw) retailers to use theft protection on shopping carts;
- 2) The City require that retailers dispose of decommissioned shopping carts at their own expense;
- 3) The City require retailers to recover abandoned shopping carts when identified; and
- 4) Bylaw enforces the above through a fine for (repeated) non-compliance.

DEFEATED, with Councillors Anderson, Quiring, and Cunningham opposed.

Moved by Councillor Cunningham, seconded by Councillor Nahal:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration that the City require (by Bylaw) retailers to use theft protection on commercial shopping carts.

CARRIED, WITH Councillor Anderson opposed.

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to require that retailers dispose of decommissioned shopping carts at their own expense.

CARRIED, with Councillors Anderson and Quiring opposed.

Moved by Councillor Lord, seconded by Councillor Cunningham:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to require retailers to recover abandoned shopping carts when identified.

CARRIED, with Councillors Anderson and Quiring opposed.

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration that Bylaw Compliance is to enforce regulations pertaining to commercial shopping carts through a fine for (repeated) non-compliance.

CARRIED, with Councillors Anderson and Quiring opposed.

Moved by Councillor Anderson, seconded by Councillor Nahal:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to proceed with banning commercial shopping carts on public property in the City of Vernon;

AND FURTHER, that Council directs Administration, through the Community Safety Office, in collaboration with Partners in Action Shopping Cart Action Team and Bylaw Compliance, to work constructively with retailers and local focus populations to find feasible solutions to the shopping cart issue.

CARRIED with Councillor Cunningham opposed.

VII. ISSUE: GRAFFITI

- 1) ***Proactive graffiti bylaw enforcement (Bylaw) and prosecution (RMCP).***
- 2) ***Council reinstate municipal funding for a graffiti remediation program under Community Policing volunteers.***
- 3) ***The City require business owners and landlords to report graffiti.***
- 4) ***In conjunction with recommendations #2 above, the City require Bylaw to proactively enforce the Good Neighbour Bylaw with respect to graffiti remediation***

Moved by Councillor Anderson, seconded by Mayor Mund:

THAT Council direct Administration to bring forward a bylaw, or bylaw amendment(s), requiring private property owners to report, remove and/or paint over graffiti;

AND FURTHER, that Council direct Administration, through the Community Safety Office tagging and unwanted graffiti webpage, to post a user completed form to report tagging and graffiti, and to include information on proactive ways to deter tagging and graffiti, as well as, means to remove the vandalism;

AND FURTHER, that Council direct Administration, through the Community Safety Office, to reinstitute the "Anti Tag Team", and to provide funds to Operations to address tagging on a proactive basis; anticipated costs of programs \$30,000 per annum; to be brought forward as a 2019 service increment request.

CARRIED.

VIII. ISSUE: RELATIONSHIP BETWEEN SOCIAL SERVICE PROVIDERS AND NEIGHBOURING BUSINESSES

- 1) Council provide a process to facilitate mediation and to seek a better understanding of issues impeding the success of businesses and to determine satisfactory remedies for the concerns being raised by neighbouring businesses. Furthermore, such a process must also be struck with the responsibility of identifying what the City can do to further support the agencies that serve the street population and the homeless in their effort to be good neighbours.***
- 2) The goal of any mediation process must be to ensure safety, good neighbour relations and to establish a workable solution for all parties. To that end, the Task Force strongly recommends an independent professionally facilitated mediation structure with equal representation from the business community and service providers.***

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council direct Administration to refer issue VIII and the Recommendations (1 and 2) of the Activate Safety Task Force, as follows:

- 1) Council provide a process to facilitate mediation and to seek a better understanding of issues impeding the success of businesses and to determine satisfactory remedies for the concerns being raised by neighbouring businesses. Furthermore, such a process must also be struck with the responsibility of identifying what the City can do to further support the agencies that serve the street population and the homeless in their effort to be good neighbours.
- 2) The goal of any mediation process must be to ensure safety, good neighbour relations and to establish a workable solution for all parties. To that end, the Task Force strongly recommends an independent professionally facilitated mediation structure with equal representation from the business community and service providers.

to Turning Points Collaborative and other area service providers for review and comment, to be provided by September 12 for inclusion in the open public agenda of Council, September 24, 2018.

CARRIED, with Councillor Anderson opposed.

ADDITIONAL ADMINISTRATION RECOMMENDATION

Relocation of Bylaw Compliance Division

REGULAR OPEN MEETING OF COUNCIL MONDAY, JULY 23, 2018

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Council directs Administration to relocate the Bylaw Compliance Department and the Community Safety Coordinator to unoccupied office space in the City-owned Parkade, with one-time costs of \$55,000 funded through 2017 unexpended uncommitted balance;

AND FURTHER, that Bylaw Compliance and Facilities includes increased operating costs in the 2019 Budget as a service level increase.

CARRIED.



THE CORPORATION OF THE CITY C

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO

FILE: 6460-20

PC:

DATE: August 27, 2018

FROM: Patti Bridal, DCAO

SUBJECT: **Activate Safety Task Force - Downtown Vernon Association Requests**

Council, at its meeting of July 23, 2018 supported recommendations of the Activate Safety Task Force, which were forwarded to the Downtown Vernon Association (DVA) for consideration, as follows:

THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to encourage property owners to:

- a) take "ownership" of their space;*
- b) develop cooperative weekly cleanup of back alleys;*
- c) report and attempt to prosecute observed cases of littering /graffiti; and*
- d) secure garbage/recycling with locks if necessary.*

AND

THAT Council direct Administration that this initiative (locking of commercial bins) best be advocated by established business leaders (DVA, Greater Vernon Chamber of Commerce).

The DVA has provided a letter response dated August 27, 2018 (attachment 1), advising that the DVA has communicated this information through their newsletters and social media and will continue to work with their partners in developing a weekly back alley clean-up program.

Council, at its meeting of July 23, 2018, referred the following resolution to the DVA and the Chamber of Commerce:

That Council directs Administration to refer the recommendation of the Activate Safety Task Force, to consider on an annual basis private security for an after-hours patrol, to the Downtown Vernon Association and Chamber of Commerce for priority consideration and discussion with member businesses, for funding through Business Improvement Area revenues or separate sourcing.

The DVA advises they will be undertaking a survey of their membership within the next month as to the desire to add a security levy. Their initial review suggests the cost of hiring a 3rd party security company to be approximately \$613,200, plus taxes and insurance per year. The DVA will report back to City Council upon final consideration.

Council at its meeting of July 23, 2018 referred the following resolution to the DVA for consideration:

That Council directs Administration to advise the Downtown Vernon Association to provide information to their Member Businesses as to how to report street lights that are in need of repair to BC Hydro and to the City of Vernon through their respective online reporting systems.

As attached to the DVA letter of August 27, 2018, they have published an information sheet on their website, distributed through the newsletter and on social media.

RECOMMENDATION:

THAT Council receives the memorandum dated August 27, 2018, from the Deputy CAO regarding the responses from the Downtown Vernon Association in regards to recommendations of the Activate Safety Task Force, as outlined in the letter dated August 27, 2018, from the Downtown Vernon Association.

Respectfully submitted:

attachment



250-542-5854
info@downtownvernon.com
#101 - 3334 30th Avenue
Vernon, BC V1T 2C8

August 27, 2018

Susan Blakely
Manager, Legislative Services
City of Vernon
3400 - 30 Street
Vernon, BC V1T 5E6

Dear Ms. Blakely:

RE: ACTIVATE SAFETY TASK FORCE - DVA UPDATE

Thank you for your recent correspondences related to recommendations made by the Activate Safety Task Force.

Regarding the following resolutions passed July 23, 2018:

"THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to encourage property owners to:

- a) Take "ownership" of their space;
- b) Develop cooperative weekly cleanups of back alleys;
- c) Report and attempt to prosecute observed cases of littering/graffiti; and
- d) Secure garbage/recycling with locks if necessary.

AND

That Council direct Administration that this initiative (locking of commercial bins) best be advocated by established business leaders (DVA, Greater Vernon Chamber of Commerce)."

The DVA has communicated this information through our member newsletters and social media and will recommunicate in an upcoming member survey. We are continuing to work with our community partners and DVA members in developing a weekly back alley cleanup program in addition to our existing efforts.

Regarding the following resolution passed July 23, 2018:

"THAT Council directs Administration to refer the recommendation of the Activate Safety Task Force, to consider on an annual basis private security for an after-hours patrol, to the Downtown Vernon Association and Chamber of Commerce for priority consideration and discussion with member businesses, for funding through Business Improvement Area revenues or separate sourcing."

We will be undertaking a survey of our membership within the next month as to whether members want to add a BIA "security" levy of approximately \$1300 per year each to their existing BIA levies and the DVA Board of Directors will report back to City Council upon final consideration of this recommendation. For initial calculation purposes, The DVA annual



downtownvernon.com



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#101 - 3334 30th Avenue
Vernon, BC V1T 2C8

revenue through BIA tax levy for 2018 is \$378,268. At a cost of \$3 per night, per business (560 businesses at time of last Bylaw renewal), the annual cost to the DVA for hiring a private 3rd party security company would be approximately \$613,200 plus taxes, administration, and additional liability insurance. This amount vastly exceeds the DVA's current levy funding, regardless of which expense adjustments could be considered. The approximate cost to individual members, should they choose to hire 3rd party private security directly is approximately \$1100 plus taxes per year.

Regarding the following resolution passed July 23, 2018:

"THAT Council directs Administration to advise the Downtown Vernon Association to provide information to their member businesses as to how to report street lights that are in need of repair to BC Hydro and to the City of Vernon through their respective online reporting systems."

We have published the attached "info sheet" on our website, through our member newsletter, and our social media pages. We have also communicated, and suggested members download the "Vernon Connect" app to report these items.

The DVA thanks the members of the Activate Safety Task Force, Mayor and Council, and City Administration in working through the recommendations noted in the Task Force report. We will update Council on the coordination of weekly cleanups and the after-hours patrol as soon as possible.

Kind Regards,

Susan Lehman
Executive Director

cc: DVA Board of Directors & City Trustee



downtownvernon.com

How to Report a Street Light that Needs Repair in the City of Vernon

STREET LIGHTING

All street lights mounted on metal poles are owned and maintained by the City of Vernon. Lights on wooden hydro poles are owned and maintained by BC Hydro.

The street lighting system within the City of Vernon consists of approximately 1,100 owned by the City and approximately 1,500 street lights owned by BC Hydro.

The City of Vernon's preventive maintenance program includes replacing bulbs at regularly scheduled intervals before their life-expectancy is reached.

Please advise the City of any street lights that require servicing using the City of Vernon's webpage as provided below. Any reports related to BC Hydro owned lights will be forwarded to BC Hydro by the City of Vernon.

<https://www.vernon.ca/report-issue>

September 4, 2018 – Regular Minutes:

**ACTIVATE SAFETY TASK FORCE – DOWNTOWN VERNON ASSOCIATION
REQUESTS
(6460-20)**

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council receives the memorandum dated August 27, 2018 from the Deputy CAO regarding the responses from the Downtown Vernon Association in regards to recommendations of the Activate Safety Task Force, as outlined in the letter dated August 27, 2018 from the Downtown Vernon Association.

CARRIED.

ACTIVATE SAFETY TASK FORCE ACTION ITEMS
July 23, 2018 Regular Council Meeting

As At:
 26-Sep-18
 6460-20

Attachment 5

| ITEM # | RESOLUTION | ACTION REQUESTED | PARTIES | PROGRESSION NOTES | DUE DATES |
|------------|--|--|---------|--|-----------|
| BYLAW 1)a) | THAT Council refer the Activate Safety Task Force Final Report to the Officer in Charge of the VNOD requesting a response to recommendations which directly impact the resources, deployment and operations of the Detachment for Council's consideration at the Regular meeting of September 24, 2018 ; AND FURTHER, that Council encourage the incoming OIC to pursue expediently filling all funded positions, not limited to "Vernon" positions, across the VNOD with Vernon Council's full support; AND FURTHER, that Council direct the RCMP to expand the RCMP Downtown Enforcement Unit, including ongoing foot and bike patrols. | Referral for comment | RCMP | Email Sent Aug 1 to Supt Baher Letter provided for October 9 Agenda | Oct 9 Reg |
| BYLAW 2)a) | THAT Council direct Administration to assign two of the existing seasonal Bylaw Compliance Officers to foot/bike patrols in identified trouble spots for remainder of the 2018 season. | Direction to Bylaw Compliance. No Change to current practice. | Bylaw | Email Sent Aug 1 to G. Gaucher | COMPLETE |

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| BYLAW 2)b) | That Council directs Administration to retain current management practice of Bylaw Compliance Officers (seasonal summer enforcement) being on the street by 7:30 am and attending evening RCMP Watch briefings. | Direction to Bylaw Compliance. No Change to current practice. | Bylaw | Email Sent Aug 1 to G. Gaucher cc: D. Lees, S. Baher, G. Stewart | COMPLETE |
| BYLAW 2)c) | That Council direct Administration to retain the current seasonal Bylaw Compliance enforcement program (April 1 – October 31, approximate) and bring forward this program as a 2019 budget request. | Direction to Bylaw Compliance. No Change to current practice. 2019 Budget Item | Bylaw Finance | Email Sent Aug 1 to G. Gaucher cc: D. Law, A. Stuart, T. Martens, D. Lees | COMPLETE + REFERRAL TO 2019 BUDGET PROCESS |
| BYLAW 2)d) | That Council direct Administration to retain the proactive approach by Bylaw Compliance Officers with respect to drug paraphernalia, graffiti, litter and panhandling. | Direction to Bylaw Compliance. No Change to current practice. | Bylaw | Email Sent Aug 1 to G. Gaucher cc: D. Lees, S. Baher, G. Stewart | COMPLETE |
| | That Council supports Administrations proactive enforcement of existing bylaws including the Panhandling Bylaw, Parks & Public Places Bylaw and the Good Neighbour Bylaw. | Direction to Bylaw Compliance. No Change to current practice. | Bylaw | Email Sent Aug 1 to G. Gaucher cc: D. Lees, S. Baher, G. Stewart | COMPLETE |

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| OTHER 1)a) | That Council directs Administration to refer the recommendation of the Activate Safety Task Force, to consider on an annual basis private security for an after-hours patrol, to the Downtown Vernon Association and Chamber of Commerce for priority consideration and discussion with member businesses, for funding through Business Improvement Area revenues or separate sourcing. | Referred for Consideration | DVA, COC | Letter sent to Downtown Vernon Association and Chamber of Commerce dated July 31, 2018 August 27, 2018 Update: DVA will undertake a survey of membership within next month for consideration of a 'security levy' of \$1300 per year each. DVA will report back to Council as to the result of the survey | COMPLETE |
| DRUGS 1) | That Council direct Administration to post the Community Safety Office suspicious activity reporting documents on the City's website; And further, that Council encourage the incoming OIC to prioritize, as is reasonably possible, response to reports of open drug use and/or trafficking. | Information Posted on COV Website, Request to RCMP OIC | PROT SERVICES, RCMP | Email Sent Aug 1 to S. Baher, R. Zubick | COMPLETE |
| 2) | That Council thanks the RCMP and Bylaw Compliance for their regular updates and encourages the RCMP OIC and Bylaw Compliance Manager to continue regular Council, media and public information updates. | Direction to Bylaw Compliance & RCMP. No Change to current practice. | Bylaw, RCMP | Email Sent Aug 1 to S. Baher, G. Guacher cc: D. Lees, G. Stewart | COMPLETE |

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| 3)4)5) 6) | That Council directs Administration to refer recommendations II 3), 4), 5) and 6) from the Activate Safety Task Force, to Interior Health Authority (IHA), respectfully requesting a response by September 12, 2018 for inclusion onto the Regular agenda of September 24, 2018 for Council's consideration and direction as appropriate: | Referred for Consideration and Response | Interior Health Authority | Letter sent to Dr. M. Mema, Interior Health Authority dated August 1, 2018. Delegation Scheduled for Sept 24 SEPT 24 - Delegation attended Regular Meeting for 45 minute discussion. Reviewed IHA position on each issue. Agreed to provided regular updates via future delegations to Council to maintain open dialogue | COMPLETE |
| | 3. request Interior Health Authority (IHA) to take into consideration the impacts of its harm reduction policies on businesses and the community; | | | | |
| | 4. urge IHA to focus on full recovery measures as well as harm reduction measures; | | | | |
| | 5. ensure that Council, businesses, and community are directly involved in any discussions to do with harm reduction measures, including provincially-sponsored overdose prevention sites; and | | | | |
| | 6. Council take a public position with regard to harm reduction measures, including overdose prevention sites. | | | | |

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| NEEDLES 1) | <p>That Council direct Administration refer recommendation III (1), of the Activate Safety Task Force, in regards to reviewing its needle distribution system to find a balance between harm reduction and the public nuisance of abandoned needles, to Interior Health Authority, for consideration and respectfully request a response by September 12, 2018 for inclusion in the public agenda and the Regular Council Meeting of September 24, 2018, for Council's consideration and direction as appropriate.</p> | Referred for Consideration and Response | Interior Health Authority | <p>Letter sent to Dr. M. Mema, Interior Health Authority dated August 1, 2018</p> <p>SEPT 24 RPT to Council received and Admin directed to explore feasibility of daily clean ups in the identified hot spots, in conjunction with weekly NOYFSS program for inclusion in the 'Folks on Spokes' program under Community Safety</p> | Report coming to Council on Community Safety 'Folks on Spokes' Program |
| 2) | <p>That Council supports the recommendation of the Activate Safety Task Force and directs Administration to purchase two additional sharps containers at an estimated cost of \$2,200 including acquisition, freight, taxes as applicable and installation with source of funds being 2017 year end uncommitted, unexpended balance; And further, that Council direct Administration to consult with Interior Health Authority and the Social Planning Council to select appropriate locations for the sharps containers.</p> | Direction to Operations | Operations | <p>Email sent Aug 1 to S. Koenig cc: D. Law, A. Stuart, T. Martens, J. Rice, A. Sharkey SEPT 24 Admin Update Provided two sharps containers available 24 hours per day installed around COV near Linear Park and corner of 25th Ave and 35th Street and second one at Polson Park</p> | COMPLETE |

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| 3) | That Council supports the request from the Activate Safety Task Force and directs Administration to refer recommendation (III(3)), regarding liability for abandoned needles and how it would fit within the Good Neighbour Bylaw #4980 (or any other relevant Bylaw), to legal counsel for an opinion. | Direction to Obtain Legal Opinion | Legal | Patti Bridal Liaising with Lidstone | Report back to Council Oct 9 |
| 4) | THAT Council directs Administration to ask Interior Health Authority and other service providers to consult and interact with businesses and the community on future needle distribution plans, for a response to be provided to Council for inclusion on the September 24, 2018 Council Agenda. | Referred for Consideration and Response | Interior Health Authority and Social Planning Council | Letter sent to Dr. M. Mema, Interior Health Authority and A. Sharkey, Social Planning Council for the North Okanagan dated August 1, 2018 | Response by Sept 12 for Sept 24 Agenda |
| 5) | That Council direct Administration to continue public and business education initiatives, through the Community Safety Office, on safe handling and risk management associated with disposal of sharps and other drug paraphernalia. | Direction to Community Safety Office. No Change to current practice. | Community Safety Office | Email Sent Aug 1 to R. Zubick cc: G. Gaucher, D. Lees, N. Nilsen | COMPLETE |

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| 6) | at Council supports the recommendation of the Activate Safety Task Force and directs Administration, through the Community Safety Office, to coordinate a public and business information campaign on reporting, clean-up and safe discard of sharps. | Direction to Community Safety Office | Community Safety Office | <p>mail Sent Aug 1 to R. Zubick cc: G. Gaucher, D. Lees, N. Nilsen SEPT 24</p> <p>Admin Update advising Community Safety Office will provide instructional insert in next quarterly utility billing as to safe handling & disposal of sharps. Info posted to website. DVA & COC offering workshops on sharps</p> | COMPLETE |
| | | | | <p>August 23, 2018 Update: The CSO is in the process of creating an instructive web page addressing what to do when improperly discarded sharps are found in the community and will be bringing forward a proposal for an informational flyer to be added to the COV quarterly utilities billing. Further, an information sheet with optional training attached is going forth to the GVCC & DVA in the first week in September. The CSO is currently working with the Sharps Action Team on a Hotline Recovery Program that will be brought to Council by Sept 24th.</p> | |

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| 7) | That Council directs Administration to investigate the potential of a 'private model' to administer a needle exchange/refund program in the City of Vernon. | Direction to Community Infrastructure & Development & Social Planning Council | CIDS, Social Planning | SEPT 24 - IHA representatives do not support or recommend - reviewed reasoning at Reg Council meeting. Cleanup contractor and programming approved. | COMPLETE |
| LITTER 1) | That Council direct Administration to obtain a quote for a change order, from the current contractor responsible for garbage pick-up, to delay collection in the downtown core until 10:00 a.m. or shortly after, and report to Council during the 2019 budget review process, for consideration as a service level additional cost in the 2019 budget as follow up to the recommendation of the Activate Safety Task Force to require garbage/recycling times that don't force business owners to leave garbage/recycling out overnight. | Direction to Operations to obtain Quote report for 2019 Budget | Operations | Email Sent Aug 1 to J. Rice, S. Koenig cc: D. Law, A. Stuart, L. Fitchett | IN PROGRESS + REFERRAL TO 2019 BUDGET PROCESS |
| 2) | THAT Council receive recommendation IV (2), of the Activate Safety Task Force, requiring businesses to lock commercial bins when left out at night, for information, and directs Administration to retain the current practice that locking waste bins be at the discretion of the business. | Received - No Action Required | N/A | N/A | N/A |

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| OWNERS 3)a)b)c)d) | That Council supports the recommendation of the Activate Safety Task Force and directs Administration to encourage property owners to: | Request DVA & COC to share request with Memberships | DVA, COC | Letter sent July 31, 2018 to DVA and COC | COMPLETE |
| | a) take "ownership" of their space; | | | August 27, 2018: Letter of Response received from DVA - info communicated to Members and | |
| | b) develop cooperative weekly cleanup of back alleys; | | | DVA working to develop weekly alley cleanup program | |
| | c) report and attempt to prosecute observed cases of littering /graffiti; and | | | | |
| | d) secure garbage/recycling with locks if necessary. | | | | |
| | That Council direct Administration that this initiative (locking of commercial bins) best be advocated by established business leaders (DVA, Greater Vernon Chamber of Commerce). | Request DVA & COC to share request with Memberships | DVA, COC | Letter sent July 31, 2018 to DVA and COC | COMPLETE |
| | That Council directs Administration to request that BC Hydro proactively replaces burnt out street lights in a timely manner. | Request for consideration by BC Hydro | BC Hydro | Letter sent Aug 2, 2018 to BC Hydro | COMPLETE |

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| 6) | That Council directs Administration to advise the Downtown Vernon Association to provide information to their Member Businesses as to how to report street lights that are in need of repair to BC Hydro and to the City of Vernon through their respective online reporting systems. | Provision of information to Downtown Vernon Association regarding reporting of inoperable street lights | DVA | Letter sent Aug 2, 2018 to DVA cc: J. Rice August 27, 2018 Update: Info Sheet Published on DVA website, through newsletter and on social media pages. Enrollment to Vernon Connect app encouraged | |
| 7) | That Council directs Administration to negotiate a service agreement with the Upper Room Mission and Street Clinic to expand monthly clean ups within the City Centre neighbourhood (including Polson Park) to a weekly model, and report back to Council at the August 13, 2018 regular meeting. | Direction to CIDS & SPC to discuss with URM and report back to Council August 13 | K. Flick, A. Sharkey, URM | Email sent Aug 1 to K. Flick, A. Sharkey. Admin Update Provided Aug 13 advising NOYFSS is interested in agreement - Admin working to develop August 22 Update: Staff & SPC mtg with NOYFSS Aug 23. Cleanups scheduled to begin first week of Sept SEPT 24 RPT to Council with Res. passed that Council support weekly cleanup initiative of City Centre Neighbourhood by NOYFSS for 10 weeks at \$200 per week and support in principle for weekly cleanups in 2019 at \$8000 with consideration during 2019 Budget | 2019 Budget Deliberation |

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| Defecation 1)2)3) | at Council direct Administration to investigate and bring forward a costed proposal to replace the existing washroom facility at the Transit Station with a more appropriate, hardened design for Council's consideration and inclusion in the 2019 budget;And further, that Council direct Administration to explore, and if feasible negotiate, a service provision contract for a public washroom, operating 24/7/365 in the area adjacent to existing social service agencies and to be presented to Council for consideration at the regular meeting of September 24, 2018. | Direction to Operations and Finance | S. Koenig, D. Law | email sent Aug to S. Koenig, J. Rice cc: D. Law, A. Stuart, L. Fitchett August 22 Update: SPC is organizing a meeting with community groups to discuss public washroom ideas SEPT 24 Rpt to Council installation of Portland Loo washroom supported in principle with consideration of funding during 2019 budget deliberations | COMPLETE |
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| Carts 1)2)3)4)5) | THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration that the City require (by Bylaw) retailers to use theft protection on commercial shopping carts. | Direction to Admin for Bylaw Research & Preparation | P. Bridal | <p>Patti Bridal Liaising with Lidstone</p> <p>August 23 Update: Protective Services through the Community Safety Office and Bylaw Compliance are engaging the business owners/managers for all of the major retailers in the City of Vernon to have a discussion towards finding some solutions to the issue of shopping carts being used by homeless or street entrenched persons.</p> <p>Annette Sharkey and Partners in Action will liaise with the social service providers and street entrenched on the Social Services side of this issue. The discussion will centre on the first three items below to determine what plan the retailers have in place to lock, recover and dispose of their shopping carts.</p> <p>We will also speak to the two last points on an informational and educational basis pending the creation or amendment of Bylaws.</p> | Scheduled for a Response to Council Oct 9 |
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| | <p>AT Council supports the recommendation of the Activate Safety Task Force and directs Administration to require that retailers dispose of decommissioned shopping carts at their own expense.</p> | | | <p>A meeting is being arranged for the first or second week of September based on availability of the store representatives. I have contacted Canada Safeway, Save on Foods, Superstore and Real Canadian Warehouse Club, Buy Low Foods, London Drugs, Shoppers Drug Mart, Rona and Home Depot.</p> <p>SEPT 26 - Initial contact has been made with some retailers to determine current practices. Bylaw Compliance will provide rpt to Oct 9 Council mtg</p> | |
| | <p>THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to require retailers to recover abandoned shopping carts when identified.</p> | | | | |
| | <p>That Council supports the recommendation of the Activate Safety Task Force and directs Administration that Bylaw Compliance is to enforce regulations pertaining to commercial shopping carts through a fine for (repeated) non-compliance.</p> | | | | |

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| | THAT Council supports the recommendation of the Activate Safety Task Force and directs Administration to proceed with banning commercial shopping carts on public property in the City of Vernon; | | | Sept 4, 2018 Regular Council meeting: Resolution not to proceed with shopping cart ban based on legal advice received | COMPLETE |
| | AND FURTHER, that Council directs Administration, through the Community Safety Office, in collaboration with Partners in Action Shopping Cart Action Team and Bylaw Compliance, to work constructively with retailers and local focus populations to find feasible solutions to the shopping cart issue. | | | In Progress through Bylaw Compliance | IN PROGRESS |
| Graffiti 1)2)3)4) | That Council direct Administration to bring forward a bylaw, or bylaw amendment(s), requiring private property owners to report, remove and/or paint over graffiti; | Direction to Staff for Bylaw Prep, Website Reporting, Anti Tag Team Consideration with 2019 Budget | G. Gaucher, R. Zubick, P. Bridal | Email sent Aug 2 to G. Gaucher, J. Rice, R. Zubick cc: D. Law, A. Stuart, L. Fitchett, D. Lees Noted: \$30,000 divided equally between Comm Safety & Ops | In Progress + REFERRAL TO 2019 BUDGET PROCESS |
| | And further, that Council direct Administration, through the Community Safety Office tagging and unwanted graffiti webpage, to post a user completed form to report tagging and graffiti, and to include information on proactive ways to deter tagging and graffiti, as well as, means to remove the vandalism; | | | August 22 Update: The Community Safety Webpage has been updated and contains a link to information on Tagging and Unsolicited Graffiti. The webpage contains proactive ways to deter tagging and graffiti as well as means to remove the vandalism. | |

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| | and further, that Council direct Administration, through the Community Safety Office, to reinstitute the "Anti Tag Team", and to provide funds to Operations to address tagging on a proactive basis; anticipated costs of programs \$30,000 per annum; to be brought forward as a 2019 service increment request. | | | | |
| | That Council direct Administration to refer issue VIII and the Recommendations (1 and 2) of the Activate Safety Task Force, as follows: | Referral for Consideration and Report back to Council | Social Planning / Turning Points | Letter sent Aug 1, 2018 to SPC and TP with request for comments by Sept 12 for Sept 24 Council Agenda. | Scheduled for a Response to Council Sept 24 |
| SOCIAL 1)2) | 1) Council provide a process to facilitate mediation and to seek a better understanding of issues impeding the success of businesses and to determine satisfactory remedies for the concerns being raised by neighbouring businesses. Furthermore, such a process must also be struck with the responsibility of identifying what the City can do to further support the agencies that serve the street population and the homeless in their effort to be good neighbours. | | | SEPT 24: Rpt to Council res passed support the Centreville Neighbourhood Council to increase rep from businesses in order to provide a forum for dialogue and collaboration; Admin to work with CNC to identify a neutral facilitator and a neutral location for Jan 2019 mtg and provide report back to Council as to cost and source of funding | Report back to Council February 2019 |

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| | <p>2) The goal of any mediation process must be to ensure safety, good neighbour relations and to establish a workable solution for all parties. To that end, the Task Force strongly recommends an independent professionally facilitated mediation structure with equal representation from the business community and service providers. to Turning Points Collaborative and other area service providers for review and comment, to be provided by September 12 for inclusion in the open public agenda of Council, September 24, 2018.</p> | | | | |
| Relocation | <p>That Council directs Administration to relocate the Bylaw Compliance Department and the Community Safety Coordinator to unoccupied office space in the City-owned Parkade, with one-time costs of \$55,000 funded through 2017 unexpended uncommitted balance;</p> | <p>Direction to Staff to Relocate Bylaw Compliance in 2018, and Include Operating costs in 2019 Budget</p> | <p>Bylaw, Operations, Finance, Info Services</p> | <p>Email sent Aug 1 to G. Gaucher, D. Lees, R. Borsenko, M. Beauregard, W. Ikesake cc: D. Law, A. Stuart, T. Martens, L. Fitchett, K. Flick, S. Koenig, S. Baher</p> | <p>In Progress + REFERRAL TO 2019 BUDGET PROCESS</p> |

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| | <p>AND FURTHER, that Bylaw Compliance and Facilities includes increased operating costs in the 2019 Budget as a service level increase.</p> | | <p>August 22 Update: Finance has been consulted in order to install the Cash Station at the front counter area.</p> <p>The renovations to the interior have begun, with paint and flooring ongoing now. The flooring should be completed in the next two weeks. Painting will be completed by the end of August, and the reception area and front counter are laid out and material ordered. We have ordered two desks through procurement in order to complete the office space. The office layout has been done including storage for both Bylaw and the Crime Prevention Coordinator.</p> | |
| | | | <p>Signage has been designed and will be ordered with a Mid-September install planned. A communications plan is being worked on to advertise the move once a firmer date is available.</p> | |

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| | | | | <p>As work progresses further updates will be provided. SEPT 24</p> <p>Admin Update Provided. Work underway on new premises. Move date set for Thursday, Oct 4 with completion Oct 5</p> | |
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Attachment 6

June 17, 2019

Notice of Motion:

Report:

Review and Reconsideration of Recommendations as Reported by the Activate Safety Task Force Report Dated July 9, 2018 and as reported in the Internal Memorandum dated August 21, 2018.

After the recent Town Hall meeting, held on behalf of the City of Vernon this past June 6th, 2019, there were several distinguishing themes that resonated from this meeting. Many of these themes have been discussed, in great detail, through the Activate Safety Task Force committee whereby the City of Vernon, Services Providers, Businesses and other stakeholders, came to the table to discuss ways in which to deal with the issues of crime, open drug use, vagrancy and the perceived degradation of the downtown core. Not all the recommendations were passed by Council resolution which is the primary reason for the Notice of Motion being put forth.

Of the eight issues being noted through the process, 46 recommendations were put forth whereby a few significant recommendations were approved such as increased RCMP presence, moving of the Bylaw office to the downtown parkade, the anti-tag team program, folks on spokes, and vandalism proof washrooms. These initiatives offer a great framework that will aid in the overall improvement of the downtown core and provide consistency in dealing with the local issues that our community has been facing. However, there were a few more recommendations that were either pushed to other organizations or were downgraded in scope to the detriment of the recommendation. Consequently, the effectiveness of these recommendations were lost or reduced to the point where they would have very little impact.

Issue: Enforcement

2)Bylaw

- a) Council support two new fulltime equivalent Bylaw hires dedicated to seasonal foot/bike patrols in trouble spots identified by Bylaw/RCMP

Comments: Although Council has recently funded (2017 and 2018 budgets and most recently 2019) 3.0 FTE Bylaw Compliance Officers working the summer enforcement program what is being missed in the recommendation is the request to have Bylaw access bike patrols. In discussion with a member of the original Activate Safety Task force, the notion of bike patrols was not expanded upon. It was stated that Bylaw would have access to RCMP bikes. However, not having immediate access or a dedicated group that would patrol "hot" spots within the downtown core through an established bike patrol program, we have missed an opportunity to bring further awareness to the downtown core, increase the perception of safety, and we potentially lose the element of surprise for those who may be committing acts of crime and/or vagrancy. https://www.youtube.com/watch?v=mfzWF6yXD_E

Recommendation: It is my recommendation that Council request Administration to bring a report back outlining the costs associated with establishing a summer bike's program that our Bylaw Department would manage and operate. This cost would include the cost of specialized bikes, including annual repairs and upkeep. The City of Kelowna has initiated a bike patrol program that increases "feet on the ground" that improves collaboration between Bylaw personnel, RCMP, Park Ambassadors, Private Security and Transit Security as a method to keep the streets safe. With Bylaw being a major part of the downtown

revitalization, this would be a great first step into improving awareness and visibility in order to improve safety.

3) The City fund, on an annual basis private security for an afterhours patrol.

Comment: the concern over hiring an independent third-party security firm to handle the afterhours issues that have been hindering the success of our local downtown businesses as it pertains to illegal drug use, encampment, defecation, refuse and open fires (during the colder months) was not successful in scope as requested by the Activate Safety Task Force. Based on a questionnaire that was provided to many local businesses, with regards to additional costs that would be funded through revenues collected through BIA fees for the purpose of hiring a private security firm, lost traction. This could be for a multitude of reasons such as the effectiveness of the questions being given, data entry and for lack of business participation (I would suggest that the former and latter were more indicative as to why the initiative failed. It is now evident that the recommendation for private security is still very much at the forefront of debate.

Recommendation: It is my recommendation that Council direct Administration to report back to Council with costs associated with the City of Vernon hiring an independent private security firm that has experience in dealing with the issues of open drug use, vagrancy and crime; and that we fund this initiative as a pilot project for the immediate BIA; more specifically, businesses and residents that are in the targeted "hot spots" that are in the direct area of the Upper Room Mission (URM), Gateway Shelter and Extension Shelter and the soon-to-be proposed Overdose Prevention Site (OPS). The increased presence at night will ensure increased foot traffic that could deter the illegal activity that is more prevalent in the afterhours whereby Bylaw is not available.

Issue: Drug Use and Prevention

III. Improperly Discarded Needles

7) The City to initiate and fund a needle exchange program to be implemented by the appropriate service providers (ie. 5 cents per needle)

Comments: The Partners in Action have reviewed the concept of a needle buy-back program and how that could be delivered in partnership with service providers. Although there was interest in this model, there was ample discussion from IHA about the unintended consequences of a recycling/refund service for used needles. Even though there is acknowledgment of their concerns, I think what has been missed is the aspect that IHA is not collecting 99% of the needles they are giving out. Other communities, such as Kamloops and Penticton, have launched a needle buy-back program close to a year ago with some successes being acknowledged. The other potential positive outcome of this program is the target group that would not otherwise dispose of their used needles for the stigma that comes with the addiction. It may also improve the method to which IHA gives out needles under their Harm Reduction Program. If they are concerned about "persons" accessing needles for the intent purpose of acquiring money, then it is reasonable to conclude that IHA is also aware that their method is a precursor to the lack of proper

needle disposal in our community as noted with the increased findings from local residents and businesses in areas such as alleys, parks, vacant lots and beaches. It is clear that there is a problem but being reactive as opposed to proactive is not fixing the problem.
<https://www.vernonmorningstar.com/news/kamloops-volunteers-say-needle-buyback-program-working/>

Recommendation: It is my recommendation that Council direct Administration to report back to Council with an update about the effectiveness of the needle buy back program that has occurred in both Kamloops and Penticton. And, that we revisit the notion of establishing a committee specifically comprised of volunteers who would partner with other service providers to collect and dispose of used needles in area hot spots. And Further, the Folks on Spokes program could do random patrols of area hot spots as opposed to waiting for complaints from local residents and businesses

IV. Litter and Urban Decay

- 1) The City require garbage/recycling times that don't force business owners to leave garbage/recycling out overnight.

Comment: Past contracts prevented a change in contract. As we are heading into a new budget cycle soon, this would be a great opportunity to revisit the contracts to ensure renegotiation.

Recommendation: That Council redirect Administration to acquire a quote for the increased service charges for the upcoming year and report back to Council.

- 2) The City Require businesses to lock commercial bins at night

Comment: There are a few issues that are needing to be addressed as it pertains to locks on commercial bins. First, by locking bins, this will prevent people from accessing the garbage during both the day and night which can have a significant reduction of refuse being strewn around commercial properties thus reducing cost and time for pickup. It can also minimize the appearance of mess which will improve the attractiveness of our downtown core which could aid in increased tourism, business attractiveness and security. Second, locked bins can also prevent loss of life from those suffering from homelessness who use the garbage/recycling bins for shelter. This is an issue that almost all communities have experienced.

Recommendation: That Council direct Administration to investigate the possibility of starting a program that offers commercial retailers an option to purchase a specialized lock at a "discount" rate. The City of Vernon could look at purchasing a specific amount that could be sold at a discount for small to medium size businesses that are in the immediate vicinity of the "hot spots", more notably the BIA area. These locks would be significantly harder to break or cut which will offer an incentive for businesses to lock their bins. The cost of the lock program could significantly outweigh the cost of cleanup and reduce injury for those getting trapped in the bins or using the bins as shelter. This initiative could also be paired with the DVA and/or the COC as a partner.

- 7) The City fund and support disposal costs for illegally dumped refuse on private property

Comment: According to the COV, funding of disposal costs for illegally dumped refuse on private property could extend across the city to businesses and private property. Dumping of refuse would be difficult if

not impossible to control. Illegal dumping has become quite problematic for many of our smaller and mid-size businesses within the City of Vernon; but more notably, businesses within the BIA areas. Many of these businesses have had to deal with garbage, feces and other waste littered around their place of business. This has made it more challenging and much more costly for these smaller businesses to deal with. As a means to attract businesses to the downtown area, improve public perception and enhance the quality of our area, these very public issues need to be addressed quickly. A clean appearance, coupled with increased foot traffic will be a significant detraction from those who have a complete disregard to our community, our businesses and residential neighborhoods.

Recommendation: That Council direct Administration to report back with a potential pilot program that would do sweeping cleanups daily between the core hours of 5am-9am. These are the times that we typically see an increase in garbage, drug paraphernalia, feces and other bodily fluids. This is a significant cost but one that could be seen as a short to mid term goal. This could also make it much more difficult for those who, for the most part, have been able to leave their garbage for others to clean. It could also reduce the complaints received by bylaw, improve the City of Vernon relationship with community partners including businesses and residents who live immediately in the BIA. It is worthy to note that some service providers are offering a weekly cleanup but an immediate "Clean Team" would be better positioned to deal with the problems. A great example of this would be what Seattle is doing: <https://downtownseattle.org/programs-and-services/downtown-ambassadors/clean-team/>

VII. Issue: Graffiti

- 1) Proactive Graffiti bylaw enforcement (Bylaw) and prosecution (RCMP)

Comment: Graffiti is a very costly expenditure for both the City and for local businesses. The City of Vernon has already funded the "Anti-Tag Team Program" and have taken detailed steps for owners/businesses to report graffiti through the Community Safety Office; but, we are still seeing tagging in and around our downtown core. The Mural Program has been a huge success in deterring those from defacing property through the use of tagging. There are some communities that have taken tagging in another direction. By using tagging as Artistic Expression, we could partner with Youth Groups/Organizations to create a program that brings tagging artists together with business owners to create a culturally distinct area that allows street art. This has been highly successful in much larger urban centers that have seen hundreds of thousands of dollars wasted to undue to the damage done by vandalism. Reports show that walls and buildings that already have "art" or "murals" are less likely to be tagged. This is an initiative that looks outside the box and deals with the problem from a different perspective: <https://www.pps.org/article/graffitiprevent>; <http://www.anti-graffiti.org/street-art-and-its-role>; <https://www.theglobeandmail.com/report-on-business/industry-news/property-report/art-or-crime-graffiti-pushes-cities-to-try-new-measures/article10854465/>

Recommendation: That Council direct Administration to report back to Council with options or reports from other communities who have created a partnership with service providers, businesses, youth groups and taggers for the expressed purpose of creating a unique, culturally diffused "street" art that could showcase the beauty and talent of taggers.

And Further, that the City of Vernon deal with problem buildings, such as the Legion, in order to deter tagging which also increases the impression of urban decay. If possible, the COV should force the demolition of the legion building, at the cost of the building owner, as a means to deal with the immediate problems of crime, vagrancy, open drug use and prostitution. Cleaning up our streets also means cleaning up the problem areas that exasperate the problem.

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 7500-20-01

PC: Patti Bridal, Deputy CAO, Dir. Corp Services **DATE:** September 9, 2019

FROM: Rachael Zubick,

SUBJECT: **Activate Safety Task Force Recommendations – Improperly Discarded Needles**

At their Regular meeting held on June 24, 2019, Council passed the following resolution:
(Notice of Motion, Councillor Gares)

THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council's review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.

CARRIED

In the report submitted by Councillor Gares supporting the motion cited above, Councillor Gares recommended **“that Council direct Administration to report back to Council with an update about the effectiveness of the needle buy back program that has occurred in both Kamloops and Penticton. And, that we revisit the notion of establishing a committee specifically comprised of volunteers who would partner with other service providers to collect and dispose of used needles in area hot spots. And Further, the Folks on Spokes program could do random patrols of area hot spots as opposed to waiting for complaints from local residents and businesses.”**

In response to Councillor Gares motion and background report, the following is provided for consideration.

Neither the Cities of Kamloops or Penticton needle buyback programs have continued to operate in 2019.

In discussions with ASK Wellness, Interior Health and confirmed by the Downtown Kamloops BIA (KCBIA) the Kamloops Buyback program collapsed shortly after the municipal election. Currently, per the City of Kamloops website, the responsibility of sharps collection is handled by ASK Wellness Needle Hotline and the Downtown and North Shore Customer Care & Patrol (CAP) Teams during the summer. As such the CAP Teams cleaned up 3369 “Public Safety Hazards”.

In Penticton, on contacting Sunrise Pharmacy on August 21 the owner was not sure if the program was running. It was suggested by the owner to speak to a volunteer, however none was available. No other questions were answered. On August 31st Castanet reported that the BC College of Pharmacists shut down the needle buyback program in July 2018. <https://www.castanet.net/news/Penticton/264810/Pharmacy-worker-s-fatal-OD>.

In discussion with Penticton Bylaw Services Supervisor, amongst the three City Departments that respond to sharps calls, since May 2019, Penticton Fire Department was called out 24 times to collect sharps (no numbers were provided). Bylaw Services have collected roughly 3000 sharps and public works 500 sharps.

The Folks on Spokes (FOS) Program visits hotspots on a daily basis between 8am and 10 am five days a week. The hotspots fluctuate in activity and in location. To the end of August Folks on Spokes daily clean team collected 348 needles.

The Folks on Spokes on-call hotline team, available 8am to 4pm five days a week, have been called out 38 times between April and the end of August. Approximately 5 calls have been received from residential areas and the balance from the business community. Hot Line call outs have resulted in the collection of 161 sharps throughout the city. Three times the Folks on Spokes team, attending to a hotline call out, picked up containers with multiple sharps. There is no way to determine the quantity in the containers. On six occasions, the hotline was called where the caller was unsure if sharps were present in rubbish piles as none were seen.

The hotline number is posted on the City of Vernon website under Safe Needle Disposal. Further, telephone contact decals and program cards were delivered to DVA members as well electronically distributed to Chamber of Commerce Members and will continue to be promoted periodically in the Morning Star.

The Folks on Spokes (FOS) Pilot Project engages peers with lived experience of substance use and homelessness, is highly effective and low cost. Program expenditures to date:

| | |
|---------------------|--------------------|
| Honorariums: | \$10,000.00 |
| Equipment purchase: | \$ 830.00 |
| Food: | \$ 415.00 |
| Total: | \$11,245.00 |

The current program structure is the best use of resources. It is financially prudent as well as an effective use of time.

RECOMMENDATION:

THAT Council receive the Internal Memorandum dated September 9, 2019 titled "Activate Safety Task Force Recommendations – Improperly Discarded Needles respectfully submitted by the Coordinator – Community Safety –Public Programs;

AND FURTHER, that Council not support a needle buyback program for the City of Vernon;

AND FURTHER, that Council direct Administration to include the Folks on Spokes/Hotline program as a Service Level Adjustment in the 2020 Budget at \$27,540.

Respectfully submitted:

per 

Rachael Zubick



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 5360-01
PC: Patti Bridal, Deputy CAO **DATE:** September 6, 2019
FROM: Chris Ovens, Manager, Roads, Drainage and Airport
SUBJECT: **Activate Safety Recommendations – Downtown Waste Collection**

At the Regular meeting held on June 24, 2019, Council passed the following resolution: (Notice of Motion, Attachment 1)

“THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council’s review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.”

In the report submitted by Councillor Gares supporting the motion cited above, Councillor Gares recommended:

“That Council redirect Administration to acquire a quote for the increased service charges for the upcoming year and report back to Council”

.../2

Administration has been in contact with the service provider for refuse collection (Waste Connections Canada) and has requested an estimate for providing a later pick-up service for refuse and blue bag recycling for the downtown commercial customers. At present, our current contract requires the downtown businesses to put their garbage and blue bag recycling out prior to 7 am, which is difficult for businesses as most do not open until after 9 am. Up until recently, changing the pick-up time would have been impossible with our current service provider as they would have had to acquire a smaller truck to manoeuvre the alleys because of congestion resulting from deliveries and increased traffic. Administration has been advised that our service provider has now acquired a smaller truck suitable for the alley pick-ups and will be able to offer the later service. There is no additional cost for this later service, however it will impact existing residential service routes (i.e. collection days may change in some areas).

The current refuse and blue bag collection contract expires April 30, 2020. It is recommended that staff work with the current service provider to adjust the commercial refuse collection contract to specify new collection times to begin at approximately 10 am, as soon as possible.

RECOMMENDATION:

THAT Council directs Administration to work with the current service provider to adjust residential collection routes to allow for a 10 am or later commercial pick up in the downtown;

AND FURTHER, that Council direct Administration to adjust refuse and blue bag collection times to after 10 am, for the inclusion in the 2020 call for service.

Respectfully submitted:



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 5360-01
PC: Patti Bridal, Deputy CAO **DATE:** September 6, 2019
FROM: Shirley Koenig, Director, Operations
SUBJECT: **Activate Safety Task Force Recommendations – Locks for Private Garbage Containers**

At the Regular meeting held on June 24, 2019, Council passed the following resolution: (Notice of Motion, Councillor Gares)

“THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council's review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.”

In the report submitted by Councillor Gares supporting the motion cited above, Councillor Gares recommended:

“That Council redirect Administration to investigate the possibility of starting a program that offers commercial retailers and option to purchase a specialized lock at a “discount” rate.

Administration has approached a local bin provider to determine if they offer locks with their commercial bins. They have indicated that they will provide locks for \$15.00 which includes 2 keys. They also indicated that the bins must already be equipped with a 'locking loop' or one would need to be welded which may be an additional charge. Businesses can choose to put on their own private locks, but additional keys must be provided to ensure that all of the service provider's trucks have access when picking up.


Administration has researched the City providing the locks and additional keys at a discounted rate and has determined that the City cannot compete with the service provider's fee of \$15.00. In addition to the cost of the locks and the additional keys, there would be administrative costs associated with the purchase of the locks and keys including staff time related to purchasing and selling the locks.

RECOMMENDATION:

THAT Council direct Administration to encourage commercial business that use private garbage bins to request locks from their service providers should they wish to secure their garbage bin;

AND FURTHER, that Council send a letter to the Downtown Vernon Association and the Chamber of Commerce to request that they encourage their members to lock their commercial bins, in consultation with their service provider.

Respectfully submitted:

pu:  -



THE CORPORATION OF THE CITY OF VERNON
INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 5360-01
PC: Patti Bridal, Deputy CAO **DATE:** September 6, 2019
FROM: Shirley Koenig, Director, Operations
SUBJECT: **Activate Safety Task Force Recommendations – Downtown Clean-up**

At the Regular meeting held on June 24, 2019, Council passed the following resolution: (Notice of Motion, Attachment 1)

“THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council's review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.”

In the report submitted by Councillor Gares supporting the motion cited above, Councillor Gares referenced and subsequently recommended:

“7) The City fund and support disposal costs for illegally dumped refuse on private property”, the recommendation followed:

“That Council direct Administration to report back with a potential pilot program that would do sweeping clean-ups daily between the core hours of 5 am to 9 am.”

Administration has reviewed this recommendation and has determined that it is possible to provide a daily downtown clean-up but the cost could be significant. Assuming that the ‘clean-up team’ would consist of 2 City employees for 4 hours daily, a truck and a once daily trip to the landfill, Administration has estimated that it would cost taxpayers approximately \$146,175 per year. Contractors may be able to provide this service for

less however Administration would have to go through the Request for Proposal (RFP) process to determine an accurate cost of service.

At present, the DVA in conjunction with the Community Safety Office and the Cammy LaFleur Street Outreach Program have provided clean-up services that appear to have addressed many of the past issues in the downtown such as needle removal and cleaning of street, alley and sidewalk litter. During the months of April to October, the peer program coordinated through the Community Safety Office provides two people for 2-3 hours in the morning, 5 days per week (Monday to Friday) to pick up litter on streets, sidewalks and alleyways. During this time, the Folks on Spokes (through the Community Safety Office) also provide sharps removal, while the Cammy LaFleur Street Outreach Program volunteers pick-up litter in the BIA once per week. During the remaining months, the DVA's landscaping contractor removes litter and garbage from the downtown area including streets, sidewalks and alleyways for 2 hours each day.

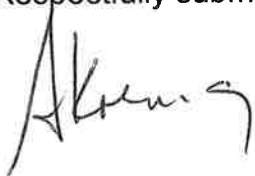
Currently, the downtown clean-up services do not include large item pick-up on public and private properties nor faeces removal. A representative of the DVA has indicated that although this is a gap, the number of occurrences has reduced since the clean-up programs have been put in place. The DVA will be sending out a questionnaire to its members in the near future to get feedback and suggestions for improvement. Administration will work with the DVA to report the findings of the survey to Council.

Administration is recommending that the City does not proceed with additional clean-up services using either City staff or contractors at this time. The City will continue to provide pick-up of large items illegally dumped on roads, alleys and public property and will monitor costs to determine annual expenditures.

RECOMMENDATION:

THAT Council receive the memo titled Activate Safety Task Force – Downtown Clean-up from the Director, Operations dated September 6, 2019 for information.

Respectfully submitted:

A handwritten signature in dark ink, appearing to read 'A. K. ...', is written below the 'Respectfully submitted:' text.



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 7500-20-01
PC: Patti Bridal, Deputy CAO, Dir. Corp Services **DATE:** September 9, 2019
FROM: Rachael Zubick,
SUBJECT: **Activate Safety Task Force Recommendations – Graffiti / Tagging**

At their Regular meeting held on June 24, 2019, Council passed the following resolution:
(Notice of Motion, Councillor Gares)

THAT Council directs Administration to bring back the seven items noted in the report prepared by the Activate Safety Task Force for Council's review;

WHEREAS this report could provide further recommendations that could offer alternatives to the issues around crime, open drug use, and vagrancy that have not yet been considered;

AND WHEREAS, these recommendations, may provide reasonable and enforceable options that are within the purview of City Council to deal with the issues that have been ongoing;

AND WHEREAS, these recommendations can provide targeted options that will reduce crime, improve safety for businesses and residents while providing a safe environment for our most at risk population.

AND FURTHER that staff provide council a report in September 2019.

CARRIED

In the report submitted by Councillor Gares supporting the motion cited above, Councillor Gares recommended **"That Council direct Administration to report back to Council with options or reports from other communities who have created a partnership with service providers, businesses, youth groups and taggers for the expressed purpose of creating a unique, culturally diffused "street" art that could showcase the beauty and talent of taggers"**.

In response to Councillor Gares motion and background report, the following is provided for consideration.

Kamloops, Kelowna, and Vancouver have undertaken recent youth engagement projects such as the Dumpster Art Project in Kamloops, The UpTown Mural project in Rutland and The Children of the Street youth art engagement project in Vancouver.

www.cbc.ca/news/canada/british-columbia/kamloops-artists-atrisk-youth-paint-graffiti-garbage-bins-1.5265086
www.kelownacapnews.com/news/uptown-rutland-kicks-off-street-art-project/
www.childrenofthestreet.com/youthart

Vernon has a legacy of mentoring and empowering a culturally diverse youth and those in the marginalized community through street art. One need only look toward the Mural Project, the I AM Alphabet Boards and the success of the Off the Wall Project to observe collaborative successful youth mentoring and engagement within our own community. The groups that came together under those projects included; Teen Junction, School District 22, The City of Vernon, Downtown Vernon Association, Arts Council of the North Okanagan, The Vernon Women's Transition House, Vernon District Immigrants Service Society, the Vernon Community School, an LGBTQ group from WL Seaton School, Canadian Mental Health Association, NOYFSS and the First Nations Friendship Centre to name a few. Our community knows how to create diverse and effective partnerships.

It is proposed that The City of Vernon, through the Community Safety Office seek partnerships with a diverse cross section of the community including: The Arts Council of the North Okanagan, Vernon Community Arts Centre, RDNO, Social Planning Council, Boys and Girls Club - Teen Junction, OKIB, School District 22 to engage in a process that would result in a Street Art Youth Engagement Project. The project would allow for movable "canvass" or outdoor art gallery created by youth. The project is similar in spirit to the Rock Solid Foundation's Trackside Art Gallery in Victoria. The Trackside Art Gallery hosted 47 pieces that were created by youth in several categories. It revitalized an area that suffered from urban decay, neglect and prone to crime activity.

www.waymarking.com/waymarks/WM2D78 The 47 Murals of the Trackside Art Gallery Victoria BC

The vision and funding and for such a project is highlighted in the follow adopted plans:

Youthful Vernon Strategy, 2018 – adopted by Council, September 24, 2018

Action 26: Working with community partners, create a movable graffiti art wall installation and hire professional artists to run a workshop for young artists annually.

Action 27: That the RDNO (through Greater Vernon Services and community partners) explore a grant program to invest in initiatives that improve arts and culture program accessibility for children and youth. Funding should be available for both professional arts and culture organizations to improve programs and to schools and community groups that need financial assistance to access programs.

The RDNO Greater Vernon Cultural Plan, 2016

Section N. Encourage a culturally vibrant and connected public realm.

N1. Support infrastructure that encourages a culturally vibrant community.

N2. Encourage and support projects and policy that support activating public areas.

Section P. Protect, support and encourage public art.

P2(d) Encourage partnerships with community organizations to enable the installation of public art that increases awareness of, or helps to address, some of the community's social objectives.

Potential funding sources include:

- Civil Forfeiture Crime Prevention and Crime Remediation Grant Program accessed with the help of the Vernon RCMP.
- BC Arts Council
- Annual budget for implementation of the Greater Vernon Cultural Plan, administered by the Greater Vernon Cultural Plan Implementation Advisory Team
- Greater Vernon Arts, Culture and Youth Project Grant (deadline is end of September, annually)

Anti – Tag Team Program

Council, at the Budget meeting of November 27, 2018 adopted the following

Moved by Councillor Anderson, Seconded by Councillor Gares:

THAT Council approves the following Change Request for Corporate Services Division:

2671 Pilot Project: Anti-Tag Team (350), \$ 15,000 (RCMP Reserves)

CARRIED.

From May 27, 2019, until August 23, 2019, the Anti-Tag-Team (ATT) documented, reported, and removed tags throughout the City of Vernon. ATT duties were to inventory, make contact with property and associated businesses owners affected by unwanted graffiti and tag vandalism and to provide the labour resources to remove the vandalism.

ATT process:

- Document/photograph unwanted graffiti/tag;
- Research contact information for the property and business owner;
- Notification of damage including a removal permission form mailed to the property owner and hand deliver the same to the tenants for their information.

Upon receipt of signed authorization from the property owner, the ATT organize removal of the unwanted graffiti.

In 2019, the ATT documented 2,063 tags within the City of Vernon (COV), located on:
Private buildings (businesses or vacant businesses),
City of Vernon property (benches, signs, light posts, etc.),
BC Hydro Transformers and other infrastructure,
Canada Post boxes,
Dumpsters, and
Murals.

A total of 1,271 tags were removed between May and August, 2019. 646 by the Anti Tag Team and 625 by the Business owners, building owners, and contractors.

791 documented tags from the 2063 identified by the ATT, remain outstanding within Vernon. These outstanding tags are located on various businesses, Hydro Poles, and COV property.

Tags Documented on Private Businesses

867 tags were documented on Private Businesses throughout Vernon.
471 of these tags were removed by the ATT
277 were removed by owners themselves
119 tags remain outstanding

When owners removed tags themselves, the majority of them did so after contact from the ATT. Whether it was by directly removing the tags, or by sending out letters notifying owners that tags on their buildings needed to be removed, the statistics show that the ATT was effective.

Tags documented Downtown

Of the 867 tags documented on Private Businesses, 690 of these tags were on buildings within the DVA Primary Area. In the DVA Primary Area, 379 of these tags were removed by the ATT, and 194 were removed by owners leaving 296 outstanding tags on private business of which 117 are within the DVA Primary.

The Anti Tag Team notifies business and building owners of unwanted tags on their buildings. 23 of these tags were removed by the owners without sending any response to the ATT.

The remaining outstanding tags are on buildings where removal is pending as the building is currently under renovation. Remediation will occur as part of the renovation.

The observations from the ATT show that the highest amount of tagging activity on private businesses occurs within the DVA Primary Area.

Outstanding graffiti / tagging on buildings will be forwarded to the Bylaw Compliance for follow up.

RECOMMENDATION:

THAT Council receive the Internal Memorandum dated September 9, 2019 titled *Activate Safety Task Force Recommendations – Graffiti /Tagging* respectfully submitted by the Coordinator – Community Safety –Public Programs;

AND FURTHER, that Council direct Administration to include the Anti-Tag Team as a Service Level Adjustment in the 2020 Budget at \$16,380.00

Respectfully submitted:

Rachael Zubick



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: W. Pearce, CAO **FILE:** 6460-20-04
PC: P. Bridal, Director, Corporate Services **DATE:** September 6, 2019
FROM: K. Flick, Director, Community Infrastructure and Development
SUBJECT: Remedial Action – Demolition of “Legion Building”

The June 17, 2019 Notice of Motion regarding the “Review and Reconsideration of Recommendations as Reported by the Activate Safety Task Force Report Dated July 9, 2018 and as Reported in the Internal Memorandum dated August 21, 2018” contained the following resolution:

“And further, that the City of Vernon deal with problem buildings, such as the Legion, in order to deter tagging which also increases the impression of urban decay. If possible, the COV should force the demolition of the Legion building, at the cost of the building owner, as a means to deal with the immediate problems of crime, vagrancy, open drug use and prostitution. Cleaning up our streets also means cleaning up the problem areas that exasperate the problem.”

Sections 72 to 80 of the Community Charter give local government the power to impose remedial action requirements in relation to, among other things, a building or structure that Council determines to create an unsafe condition or is a nuisance. When imposing a remedial action requirement, a Council resolution is required which addresses the following:

- The nature of the hazard or nuisance
- The appropriate remedial action requirement
- Who must perform that requirement
- The deadline for completion

Section 77 specifies how the resolution must be delivered and to whom. An opportunity to seek reconsideration from Council is required. Both the resolution and reconsideration must occur in a Regular Open Meeting of Council. As remedial action requirements can be subject to a court challenge, it is important that the process as set out in the Community Charter be strictly adhered to.

The report recommending that remedial action requirements be imposed must include thorough documentation of the unsafe conditions or nuisance elements. This can include reports from the Chief Building Official, Fire Department and/or Bylaw Compliance records. The remedial action requirement must be limited to addressing the specific hazard or nuisance being remedied, and may not include any other requirements.

Bylaw Compliance records document 30 complaints in 2019 (to August 18) for the "old Legion building" located at 3300 31st Avenue. That is significantly lower than 141 in 2018 and may reflect the fact that the Bylaw Compliance Department is now located directly across the street (there were 78 complaints over that same time period in 2018). 2018 was the peak year, with 32 in 2017, 11 in 2016 and fewer than 9 complaints per year prior to that. The RCMP have had far fewer calls for service to this location, with 2009 being the high with six calls. The nature of the complaints is primarily for people sleeping in and around the building, drug use, sharps, unsightliness, stolen goods, etc.

At its Regular Meeting of April 23, 2019, Council supported a retail cannabis application (CRL00010) at this location, subject to the following condition:

- a) Removal of the portion of the building shown in Attachment 5 (i.e. western portion of the existing building) prior to issuance of the City of Vernon Business Licence.

The report to Council contained the following rationale for this condition:

The balance of the building is shown as undeveloped or vacant, and given the condition of the building and premises, this is a matter for concern. As a condition of support for a non-medical Cannabis retail store at this location, Administration recommends that the western portion of the existing building, illustrated on Attachment 5, be demolished prior to issuance of the City business licence if the Province approves the application for a Non-Medical Cannabis Retail establishment. The building owner and applicant has agreed to this condition.

The application for a cannabis retail store at the subject address, has been granted Approval in Principal (AIP) by the Liquor and Cannabis Regulation Branch. In accordance with the Council imposed condition cited above the building owner must demolish the western portion of the building (Attachment 1) before the City will issue a business license.

RECOMMENDATION:

THAT Council receive for information the memorandum titled "Remedial Action-Demolition of "legion Building"" dated September 6, 2019 and respectfully submitted by the Director, Community Infrastructure and Development.

Respectfully submitted:

Sep 9 2019 1:47 PM

X  ✓
Ed Stranks DocuSign

For: Kim Flick, Director, Community Infrastructure and Development

Attach.

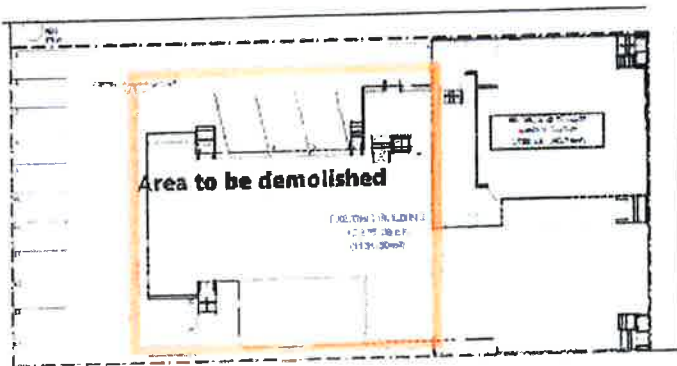


Portion of building to be demolished

Attachment 1



31ST AVENUE



33RD STREET

LANE



Site cleanup required



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: W. Pearce, CAO **FILE:** 6460-01

PC: K. Flick, Director, Community Infrastructure and Development
S. Koenig, Director, Operations Services **DATE:** September 3, 2019

FROM: Laurie Cordell, Manager, Long Range Planning and Sustainability

SUBJECT: **Downtown Washroom Operations Plan and Budget**

At its Regular Meeting of July 29, 2019, Council passed a resolution approving the location of the downtown washroom and directing Administration to report back with additional costs for lighting, landscaping, additional facilities and monitoring. This enhanced operating plan has been developed to address concerns raised through the review of the site location by City staff and nearby businesses.

Administration is proposing the following:

1. Operating hours to be from 6 AM to 10 PM;
2. Washroom to be cleaned every three hours for the first month; this would be reviewed and scheduling re-evaluated at that time;
3. One additional street light to be installed in the landscaping adjacent to the washroom;
4. The washroom would be wrapped in an image to deter graffiti (final image to be determined);
5. Bylaw Compliance and the RCMP Downtown Enforcement Unit to patrol the site as scheduling and call outs allow; and
6. Security firm for Building Services to patrol the washroom twice between 6 PM and 10 PM and lock the facility for the evening.

In addition to these measures, Administration plans to reach out to businesses within the first two weeks of operation to discuss any concerns.

Capital and 2019 servicing estimates associated with this plan are as follows:

1. Additional security: \$2,820 (\$30 daily – 94 days);
2. Decorative street light and installation: \$6,000;
3. Decorative Wrap:\$4,000; and
4. Landscaping: \$5,000.

The total cost to install the capital works and operate the washroom until the end of 2019 is \$17,820. 2020 operational costs will be included in the 2020 Budget.

RECOMMENDATION:

THAT Council endorse the operating plan for the downtown washroom as presented in the Memorandum titled "*Downtown Washroom Operations Plan and Budget*" dated September 3, 2019, from the Manager of Long Range Planning and Sustainability;

AND FURTHER that Council approve \$17,820 to be expended from the capital budget for the downtown washroom in order to complete installation and provide servicing for the remainder of 2019;

AND FURTHER that Council supports, in principle, the addition of \$35,000 within the Operations budget in 2020 for ongoing maintenance and security of the downtown washroom facility, pending an update from Administration on the status of the servicing schedule in 2019, for direction of Council during the 2020 budget deliberations.

Respectfully submitted:



Laurie Cordell
Manager, Long Range Planning and Sustainability



INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 5340-01

PC: Kim Flick, Director, Community Infrastructure and Development Services **DATE:** August 27, 2019

FROM: Kim Dhillon, Manager, Infrastructure

SUBJECT: **MANDATORY SEWER CONNECTION EXEMPTION FOR PROPERTIES IN A LOCAL AREA SERVICE**

Service extension to the remaining unserved subdivisions in the Okanagan Landing Area is progressing in accordance with the Council strategy of April 27, 2017 for initiating Local Area Service (LAS) projects. Petitioning for the first neighbourhoods (Willow/Dallas in 2018 and Claremont in 2019) resulted in the majority of owners petitioning against the LAS projects, and servicing not proceeding. Public feedback during petitioning indicated that more owners would have supported the LAS project if a mandatory connection requirement was not imposed.

Sewer System Connection Bylaw #5089 requires connection to the City of Vernon (City) sanitary sewer system. The bylaw includes exemptions from the mandatory connection requirement in specific cases. However, many properties in the Okanagan Landing Area would be required to connect within one year from the time sewer service becomes available, if serviced as part of an LAS project, due to the type of existing septic system on those properties.

Bylaw #5089 could be amended to exempt properties serviced as part of an LAS project from the mandatory connection requirement. Bylaw #5089 works in conjunction with other City bylaws, policy, and provincial legislation. Any changes would need to be reviewed in the broader context of public health and environmental protection, while also meeting City policy objectives.



If Council directs Administration to amend the mandatory connection requirement of Bylaw #5089, Administration would consult with the Province (Interior Health) to ensure the necessary City and provincial regulations are in place to protect human health and the environment, if septic system failure occurs. For example, Interior Health does not have the authority to require connection to a municipal sewer system in the case of septic system failure. If septic systems are ultimately to be phased out and replaced with municipal sewer service, Bylaw #5089 would need to include language requiring connection to city sewer in the case of septic failure. A legal review would also be required prior to bringing forward an amended bylaw for Council's consideration.

RECOMMENDATION:

THAT Council direct Administration to amend Sewer System Connection Bylaw #5089 to remove the mandatory connection requirement for properties included in an LAS project, except for properties where existing on-site septic fields have failed, and as provided in the memorandum titled "Mandatory Sewer Connection Exemption for Properties in a Local Area Service" from the Manager, Infrastructure, dated August 27, 2019.

Respectfully submitted:

Sep 10 2019 11:22 AM

X  

Kirn Dhillon DocuSign

Kirn Dhillon
Manager, Infrastructure

G:\5200-5799 ENGINEERING AND PUBLIC WORKS\5340 SANITARY SEWER\01 General\Rpts\190827 GT memo Mandatory Sewer Connection_LAS_ksd_revised.docx



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 5340-09-03
(Claremont)

PC: Greg Thompson, Municipal Design Tech III **DATE:** September 9, 2019

FROM: Susan Blakely, Manager, Legislative Services

SUBJECT: **Claremont Sewer Local Area Service Petition Results**

At their Regular meeting held on May 8, 2017, Council supported the strategy to extend sanitary sewer to the Okanagan Landing by way of Council initiated local area service projects.

At their Regular meeting held on February 25, 2019 Council reviewed a memo dated February 12, 2019 from the Municipal Technician III regarding a proposal to move forward with petitioning for sewer local area service for the Claremont area. The following resolution was passed:

'THAT Council receive the memorandum titled "Claremont Sewer Local Area Service" from the Municipal Technician III, Infrastructure Management, dated February 12, 2019;

AND FURTHER, that Council endorse the Claremont Sewer Local Area Service petition process as presented in the internal memorandum titled "Claremont Sewer Local Area Service" dated February 12, 2019, and respectfully submitted by the Municipal Technician III.

CARRIED.'

In the case of a City initiated local area service, petitions received are **against** the proposed project. In order for the petition to succeed, **less** than 50% of the property owners with **less** than 50% of the total land value providing petitions to the City is required. Administration initiated the formal petition process in August 2019, with the deadline for receipt of signed petitions being September 7, 2019.

Please be advised of the following results:

119 possible petitions / properties

60 signed petitions represent 50.4%

78 signed petitions against the proposed project received

2 disqualified petitions – due to insufficient signatures

Total Land Value of Petition Area = \$51,775,700

50% of Total Land Value = \$25,887,850

Land Value of 79 petitions against the proposed project received = \$36,017,000

The City of Vernon initiated local area service petition for the Claremont Sewer Service has not been successful, and as such the proposed sewer expansion project cannot proceed under this initiative.

RECOMMENDATION:

THAT Council receives the memorandum dated September 9, 2019 from the Manager, Legislative Services regarding the Claremont Sewer Local Area Service Petition Results;

AND FURTHER, that Council directs Administration to provide a letter to the residents in the petition area advising that the sewer project will not proceed due to unsuccessful petition and providing options for proceeding in future.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "S. Bluff", written in a cursive style.



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Kim Flick, Director, Community Infrastructure & Development

COUNCIL MEETING: REG ☒ COW ☐ I/C ☐
COUNCIL MEETING DATE: September 16, 2019
REPORT DATE: September 10, 2019
FILE: 4330-10

SUBJECT: STATUS OF RETAIL CANNABIS LICENCE APPLICATIONS

PURPOSE:

To review the status of cannabis licencing applications in the city of Vernon.

RECOMMENDATION:

THAT Council request the provincial Liquor and Cannabis Regulation Branch accept new applications from only the applicants of CRL00017 (Job #002387) and CRL00022 (Job #002379), as outlined in the report titled "Status of Retail Cannabis Licence Applications" dated September 10, 2019 and respectfully submitted by the Director, Community Infrastructure and Development.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council receive for information the report titled "Status of Retail Cannabis Licence Applications" dated September 10, 2019 from the Director, Community Infrastructure and Development.

Note: This alternative does not support the two retail cannabis applications being received by the province and processed for Council's consideration. The two applications would continue to be subject to Council's July 29, 2019 moratorium on new retail cannabis applications.

ANALYSIS:

A. Committee Recommendations:

N/A

B. Rationale:

1. At its Regular Meeting of September 3, 2019, Council heard a delegation representing a retail cannabis applicant regarding the timeline of their application and requesting that Council consider not applying its moratorium on new cannabis retail applications to their application. Council subsequently endorsed the following resolution:

"THAT Council directs Administration to provide a report to Council regarding any Retail Cannabis Licence (RCL) applications that were in progress when the City of Vernon moratorium was placed on RCL applications."

This report addresses that request.

2. Provincial legislation requires that, prior to consideration by the Liquor and Cannabis Regulation Branch (LCRB), retail cannabis applications receive local government support and that a public

consultation process be followed by the local government for each retail cannabis application prior to making a recommendation to the LCRB.

3. At its Regular Meeting of September 24, 2018 Council adopted a Retail Cannabis Business Licensing process for considering applications for the retail sales of non-medical cannabis. Accordingly, Council gave final reading to Zoning Bylaw Amendment #5731 on December 11, 2018 to allow retail cannabis sales as a primary use within selected commercial zones. After applying to the LCRB, applicants must apply for a cannabis business licence from the City of Vernon.
4. In January 2019, the City began accepting and processing retail cannabis applications. All retail cannabis applications are referred to Council to provide the City's recommendation to the LCRB. To meet the provincial requirements for public consultation, all retail cannabis applications are referred to properties within 30 metres of the subject property. Comments received for each application are forwarded to Council for consideration with the retail cannabis application.
5. At its Regular Meeting of April 23, 2019, Council passed the following resolution:

"THAT Council directs Administration to limit the number of Cannabis Shops within the Primary and Secondary BIA area of the City of Vernon to six (6) Licensed Cannabis Retail Shops;

AND FURTHER, that Administration monitor and report back in one year's time."

6. Subsequently, at its Regular Meeting of July 29, 2019, Council adopted the following resolution:

"THAT Council directs Administration to place a two year moratorium on consideration of new (applications not currently in progress with the Province of BC as of July 29, 2019) Cannabis Retail Store Applications."

Following this resolution the LCRB was advised not to accept any additional applications after July 29, 2019.

7. The City of Vernon has received 22 referrals to date. Council has provided positive recommendations for sixteen (16) applications in total, six of which are located in the BIA.
8. At the time of writing this report, the provincial LCRB has informed the City as to the status of nine of the referred applications. Of the nine applications that have received Approval in Principle (AIP), four are in the BIA. Two applications outside of the BIA have received Final Approval and are open for business. There are four applications in the Downtown BIA that have not been processed by the Administration, pending the province's consideration of the current applications in the BIA. One application in the Downtown BIA was withdrawn (CRL00017).
9. The attached table of the status of the retail cannabis applications received (Attachment 1) and location map showing cannabis applications in the City of Vernon (Attachment 2) provide additional information for Council's consideration in its review of cannabis applications to date. Reviewing the attached table with LCRB staff, the LCRB advised that there were no other COMPLETE applications received prior to July 29, 2019.
10. Since Council's direction to cease accepting cannabis applications, application CRL00017 (Job #002387) voluntarily terminated its application for its location within the Downtown BIA at 3110 29th Avenue to attempt to secure another location. This applicant appeared as a delegation before Council at its Regular Meeting of September 3, 2019. The applicant specified that he had applied to the province on July 26, 2019 for a change of location. On July 29, 2019, he was advised by the

LCRB that a new application would be required. As a result of Council's moratorium, the applicant could not reapply as it was now after the July 29, 2019 moratorium cut-off date for applications.

11. A similar request has been received for CRL00022. Application CRL00022 (Job #2267) has inquired about transferring their location from the Downtown BIA to a location elsewhere in the City. This application is fourth in line for consideration for a Downtown BIA location. In other words, the six applications in the queue for the Downtown BIA ahead of this one must be refused by the LCRB for CRL00022 to be considered by Council. Should the applicant find a location outside the BIA, they could not reapply as it is now after the July 29, 2019 moratorium cut-off date for applications.
12. Because a change in location necessitates a new application to the LCRB, this would preclude further consideration by Council for these or any other new applications in accordance with Council's moratorium of July 29, 2019. Note that the City and the LCRB have received a number of inquiries since July 29, 2019 and all have been advised of Council's resolution of July 29, 2019.
13. Should Council opt by resolution to permit CRL00017 or CRL00022 to move forward, Administration would request that the province accept these two applications. Should the province accept the applications, the City would be notified and Administration would process according to the Retail Cannabis Business Licensing process, which includes the provincially required public consultation, and forward to Council for its consideration. Given that both applications were originally received prior to the July 29, 2019 moratorium date, it is recommended that both applications be accepted by the province and forwarded to Council for consideration.

C. Attachments:

Attachment 1 – Status of Retail Cannabis Applications

Attachment 2 - Cannabis Business License Applications in the City of Vernon

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

The Retail Cannabis Business Licensing process involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

- Streamline red tape to facilitate more development

E. Relevant Policy/Bylaws/Resolutions:

1. At its Regular Meeting of September 3, 2019, Council subsequently endorsed the following resolution:

"THAT Council directs Administration to provide a report to Council regarding any Retail Cannabis Licence (RCL) applications that were in progress when the City of Vernon moratorium was placed on RCL applications."
2. At its Regular Meeting of July 29, 2019, Council adopted the following resolution:

"THAT Council directs Administration to place a **two year moratorium** on consideration of new (applications not currently in progress with the Province of BC as of July 29, 2019) Cannabis Retail Store Applications."
3. At its Regular Meeting of April 23, 2019, Council passed the following resolution:

"THAT Council directs Administration to limit the number of Cannabis Shops within the Primary and Secondary BIA area of the City of Vernon to six (6) Licensed Cannabis Retail Shops;

AND FURTHER, that Administration monitor and report back in one year's time."

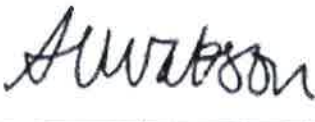
F. BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

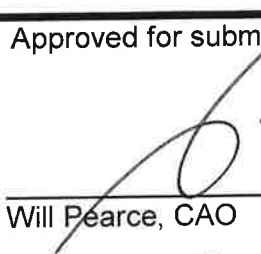
Sep 10 2019 1:16 PM

Approved for submission to Council:

X  ✓

Amanda Watson

DocuSign


Will Pearce, CAO

Date: 10 SEPT. 2019

Kim Flick, Director
Community Infrastructure and Development

REVIEWED WITH

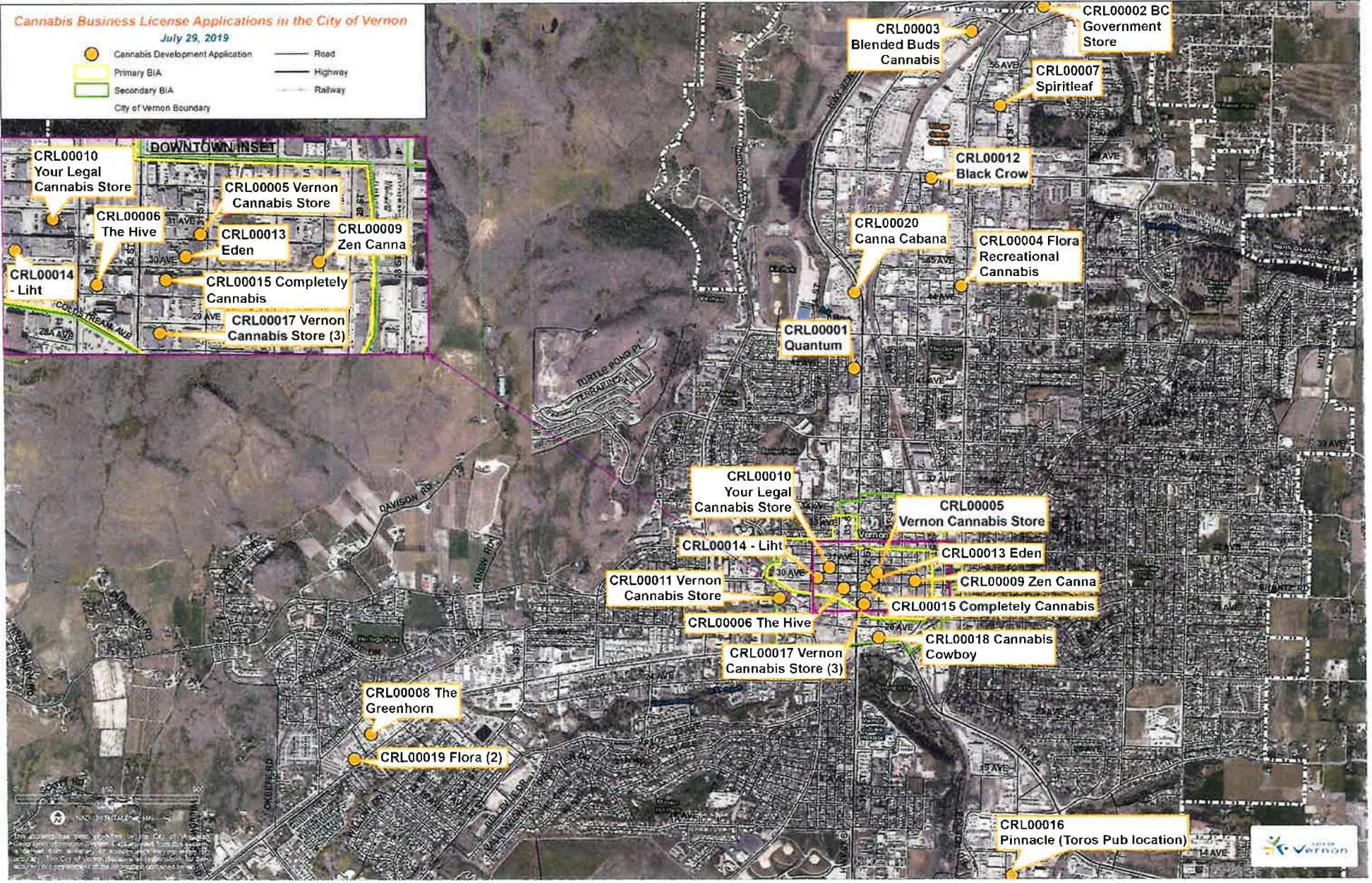
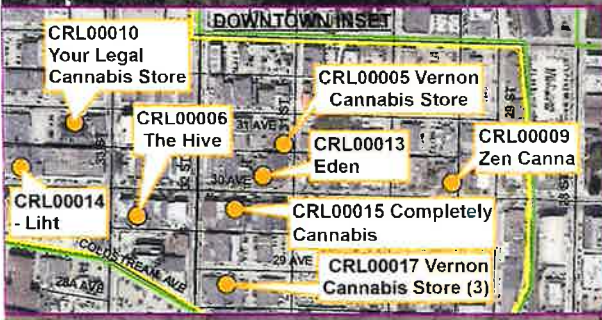
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|---|---|---|
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| <input type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input type="checkbox"/> Long Range Planning & Sustainability |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input type="checkbox"/> Building & Licensing |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input type="checkbox"/> Engineering Development Services |
| <input type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input type="checkbox"/> Economic Development & Tourism |
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| <input type="checkbox"/> OTHER: | | |

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Cannabis Business License Applications in the City of Vernon

July 29, 2019

- Cannabis Development Application
- Primary BIA
- Secondary BIA
- Road
- Highway
- Railway
- City of Vernon Boundary



| Status of Retail Cannabis Applications to August 29, 2019 | | | | | | | |
|---|-------------------------------|-------------------------------|--------------------------|--------------------------------------|--------------------------------|-------------------------------|--------------|
| File No. | Trade Name | Address | Prov. Ref. No. | Applications in BIA Sent to Prov. | Approved in Principal by Prov. | Final Approval by Province | BL issued |
| CRL00001 | Quantum | 4200 32nd Street (Highway 97) | Job No 001880 | | | | |
| CRL00002 | BC Government Store | 300A 2401 58th Ave. | N/A | | N/A | N/A | |
| CRL00003 | Blended Buds Cannabis | 114-5601 Anderson Way | Job No 001638 | | | | |
| CRL00004 | Flora Recreational Cannabis | 106 4412 27 St | Job No 001999 | | yes | | |
| CRL00005 | Vernon Cannabis Store (1) | 3004 31 St | Job No 001769 | 1 | yes | | |
| CRL00006 | The Hive | 3301 30 Ave | Job No 001564 | 2 | yes | | |
| CRL00007 | Spiritleaf | 102 2500 53 Ave | Job No 000981 | | yes | yes | yes |
| CRL00008 | The Greenhorn | 4513 25 Ave | Job No 001258 | | yes | yes | yes |
| CRL00009 | Zen Canna | 2913 30 Ave | Job No 000973 | 3 | | | |
| CRL00010 | Your Legal Cannabis Store | 3300 31 Ave | Job No 001970 | 4 | yes | | |
| CRL00011 | Vernon Cannabis Store (2) | 2813A 35 St | Job No 002058 | 5 | yes | | |
| CRL00012 | Black Crow | 2808A 48th Ave. | Job No 001997 | | yes | | |
| CRL00013 | Eden | 3109 30 Ave. | Job No 001462 | 6 | | | |
| CRL00014 | Liht | 3315 30th Ave | Job No 002106 | | | | |
| CRL00015 | Completely Cannabis | 3116 30th Ave | Job No 002185 | | | | |
| CRL00016 | Pinnacle (Toros Pub location) | 1220 Kalamalka Lake Road | Job No 002376 | | | | |
| CRL00017 | Vernon Cannabis Store (3) | 3110-29th Ave. | Job No 002387 | | WITHDRAWN | | |
| CRL00018 | Cannabis Cowboy | 3101 Highway 6 (105D) | Job No 001627 | | | | |
| CRL00019 | Flora (2) | 5301 25th Ave (107) | Job No 002160 | | yes | | |
| CRL00020 | Canna Cabana | 4400 32 Street | Job No 002130 | | | | |
| CRL00021 | Bogart | 115 5100 Anderson Way | Job No 002379 | | | | |
| CRL00022 | Arcannabis Store | 3307 32 Ave. | Job No. 002267 | | | | |
| Yellow indicates address is within the BIA | | | | | | | |



THE CORPORATION OF THE CITY OF VERNON

INTERNAL M E M O R A N D U M

TO: Will Pearce, CAO **FILE:** 4000-01-02
PC: Debra Law, Director, Financial Services **DATE:** September 6, 2019
Patti Bridal, Director Corporate Services
FROM: Cindy Barker, Manager, Revenue Services
SUBJECT: Distribution of Charitable Funds – 2018 Kindness Meters Donations

Council approved the installation of Kindness Meters in the downtown area at their regular meeting of June 13, 2016. Council resolved to provide funds collected by the Kindness Meters to organizations providing assistance and food services to those in need in the community. Listed below are a number of service providers who deliver a range of services to individuals, groups and families in need. The list is lengthy, but not exhaustive. Council may choose to provide all funds contributed by the public into the Kindness Meters to one service provider for the 2018 funds, or may wish to add or remove service providers as they see fit.

In 2017, the Upper Room Mission received a total donation of \$1,798.68.

In 2016, the Salvation Army Food Bank received a total donation of \$1,863.82.

2018 revenues from the Kindness meters were \$672.47.

For Council consideration for the distribution of the Kindness Meter funds, the following assistance services include, but are not limited to:

- Gateway Shelter- Women's and Men's Shelter services;
- Upper Room Mission;
- John Howard Society - Men's Shelter services, Counselling and Treatment Services, Harm Reduction;
- Women's Transition House- Temporary Housing for Women Fleeing Abusive relationships;
- North Okanagan Youth and Family Services- Street Nurse program, Harm Reduction;
- North Okanagan Centre For Community Collaboration
 - o Work BC Employment Program
 - o Homeless Outreach Program
 - o Homeless Prevention Program

- o Brain Trust Canada (Brain Injury)
 - o Legal Advocacy Program
- Vernon Native Housing Society- Housing Society for Aboriginal and Non-Aboriginal individuals and families.

RECOMMENDATION:

THAT Council directs Administration to forward the proceeds in the amount of \$672.47 obtained from the Kindness Meter program for the calendar year 2018, to
(to be cited by Council).

Respectfully submitted:

A handwritten signature in black ink, appearing to read 'C Barker', with a long, wavy horizontal line extending to the right.

Cindy Barker, Manager Revenue Services

Maria Doyle

From: Marissa Lawrence <Marissa.Lawrence@edo.ca>
Sent: Friday, August 16, 2019 10:27 AM
To: Sheldon Louis; ryan.oliverius ; Mayor; Akbal Mund; Kevin Poole; Jenelle Brewer; Michael Fotheringham; Karen Savill
Cc: Helen Patterson; Stacy Yow
Subject: Invitation - CEDI Panel and Cando's 26th National Conference
Importance: High
Follow Up Flag: Follow up
Flag Status: Completed

Dear CEDI Champions,

It is with great pleasure that Cando invites one CEDI Champion from OKIB, and one from the City of Vernon to participate on the CEDI Panel as part of the **26th Annual National Conference & Annual General Meeting** in Gatineau, Quebec.

The CEDI Panel will focus on successful, collaborative, economic development partnerships; with you as CEDI Champions providing insight to how your communities have embraced the CEDI Stronger Together approach and are currently collaborating on meaningful regional initiatives. The CEDI team feels that the collaborative work your communities have accomplished will provide excellent content to share with our national Indigenous economic development community.

The theme of the conference is "Bridging the Gap: Unlocking Opportunities," and will take place at the beautiful Hilton Lac-Leamy Hotel and Casino from **October 27th – 30th, 2019**. The CEDI Panel is scheduled for the final day of the conference, Wednesday, October 30th. In addition, CEDI will host a luncheon prior to the panel in order to engage our funder, Indigenous Services Canada, Cando Board and CEDI community partners who are in attendance. Cando and CEDI are pleased to provide each of you with air and ground travel, meals, two nights' accommodation, conference registration for two days, and if you are interested, a President's Dinner ticket. ✱

Please respond by Thursday, September 5th, or at your earliest convenience so that we can get started on confirming your travel!

Feel free to contact me if you have any question, concerns, or suggestions for the panel. We haven't yet finalized the panel scope or approach, and would be pleased to co-create this with you once the CEDI Champions have been selected.

Thank you for considering our invitation!
Marissa

Marissa Lawrence
Senior Program Officer – CEDI



9635 - 45 Avenue

Edmonton, AB T6E 5Z8
Phone: (778) 628-2180
Fax: (780) 429-7487
E-mail: Marissa.Lawrence@edo.ca
Web site: www.edo.ca

Facebook: [CandoEDO](#)

Twitter: [@CandoEDO](#)

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REPORT/RECOMMENDATION TO COUNCIL

**SUBMITTED
BY:**

Scott Hemstad, Deputy Fire Chief,
Vernon Fire Rescue Services

DATE: September 5 , 2019

FILE: 1855-20

SUBJECT: Federation of Canadian Municipalities Municipal Asset Management Program (FCM-MAMP) Grant Application – Intermunicipal Fire Training Centre

PURPOSE:

To receive Council authorization for the City of Vernon's grant application on behalf of the Intermunicipal Fire Training Centre (FTC) for the Federation of Canadian Municipalities Municipal Asset Management Program (FCM-MAMP) and authorization for Vernon Fire Rescue Services to assume overall grant management.

RECOMMENDATION:

THAT Council authorize the \$50,000 FCM-MAMP grant application titled *Federation of Canadian Municipalities Municipal Asset Management Program Grant Application – Intermunicipal Fire Training Centre*, dated September 5, 2019. Respectfully submitted by the Deputy Chief of Vernon Fire Rescue Services;

AND FURTHER, that Council authorize Vernon Fire Rescue Services to assume overall grant management.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council not support the FCM-MAMP grant funding application.

Note: This funding is required to conduct an asset management plan for the Intermunicipal Fire Training Centre as directed by the FTC Policy Board.

ANALYSIS:

A. Committee/Board Recommendations:

FTC Policy Board motion - November 21, 2018

"Moved by K. Acton, seconded by G. Taylor:

THAT the FTC Policy Board endorse grant applications including an Asset Management Grant application, Infrastructure Planning Grant and Strategic Priorities Fund application to assist with completion of, and implementation of the FTC Asset Management Plan.

CARRIED"

B. Rationale:

1. An asset management plan is necessary to establish a reliable long term financial plan for maintenance and replacement of vital assets at this facility and to provide a funding plan for future projects. Grant funding is required to provide the necessary resources to develop an asset management plan for the FTC.

C. Attachments:

1. N/A

D. Strategic Plan Objectives:

N/A

E. Policy (Existing/Relevance/None):

1. City of Vernon - 2011 Asset Management Policy, amended April 23, 2018.

F. Relevant History:

The City of Vernon, District of Coldstream, Village of Lumby, Township of Spallumcheen, City of Armstrong, City of Enderby and the Regional District of North Okanagan (RDNO) have established an intermunicipal partnership in relation to the Intermunicipal Fire Training Centre. Each of the municipal parties has enacted an Intermunicipal Fire Training Centre Services Bylaw under section 14 of the Community Charter and the RDNO has enacted an Intermunicipal Fire Training Centre Services Bylaw under section 263 of the Local Government act.

The purpose of the facility and its associated equipment is to provide a local site for training firefighters from each of the respective party's fire departments. The City of Vernon leases the facility from the RDNO and is responsible to act as manager. Duties of the manager include responsibility to repair, maintain and operate all fixed assets.

All parties to the facility contribute annually to the financial operations. The parties are represented by their respective fire chiefs, CAO's, and elected officials through an Operations Committee and Policy Board to approve a financial plan, operational guidelines, policies, practices, business affairs, technical studies, capital expenditures and financial statements. The Policy Board has directed the City of Vernon to complete an asset management plan for the facility to establish the necessary long term financial needs and ensure the continued successful operation of the facility.

G. Applicants Response:

N/A

H. Reasons for Bylaw:

N/A

I. Resources:

N/A

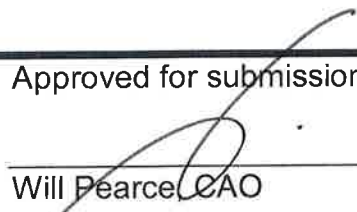
BUDGET IMPLICATIONS:

There are no budget implications.

Prepared by:


Scott Hemstad, Deputy Fire Chief

Approved for submission to Council:


Will Pearce, CAO

Date: 10. SEPT. 2019

| APPROVALS | DATE | COUNCIL AGENDA INFORMATION: | |
|------------------------|-------|---|--------------------------|
| Supervisor _____ | _____ | <input type="checkbox"/> Regular | Date: _____ Item # _____ |
| Division Manager _____ | _____ | <input type="checkbox"/> In-Camera/COW | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Information Item | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Agenda Addenda | Date: _____ Item # _____ |

| <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> Committees |
|---|--------------------------------------|--|------------------------------------|
| <input type="checkbox"/> Bylaw Services | <input type="checkbox"/> Environment | <input type="checkbox"/> Public Works | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Clerk | <input type="checkbox"/> Facilities | <input type="checkbox"/> Planning | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Economic Dev. | <input type="checkbox"/> Finance | <input type="checkbox"/> Engineering | <input type="checkbox"/> _____ |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Fire | <input type="checkbox"/> Operations | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Building & Licensing | <input type="checkbox"/> GVS - Parks | <input type="checkbox"/> GVS - Water | |
| <input type="checkbox"/> Human Relations | <input type="checkbox"/> Utilities | <input type="checkbox"/> Recreation Services | |
| | | <input type="checkbox"/> Other _____ | |

NOTE: City Administrator's comments will be provided if required as an addendum to the report

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REPORT/RECOMMENDATION TO COUNCIL

**SUBMITTED
BY:**

Scott Hemstad, Deputy Fire Chief,
Vernon Fire Rescue Services

DATE: September 5, 2019

FILE: 1855-20

**SUBJECT: Union of BC Municipalities (UBCM) 2019 Asset Management Planning Program
Grant Application – Intermunicipal Fire Training Centre**

PURPOSE:

To receive Council authorization for the City of Vernon's grant application on behalf of the Intermunicipal Fire Training Centre (FTC) for the Union of BC Municipalities (UBCM) Asset Management Planning Program and authorization for Vernon Fire Rescue Services to assume overall grant management.

RECOMMENDATION:

THAT Council authorize the \$15,000 UBCM 2019 Asset Management Planning Program grant application titled *Union of BC Municipalities (UBCM) 2019 Asset Management Planning Program Grant Application – Intermunicipal Fire Training Centre*, dated September 5, 2019 and respectfully submitted by the Deputy Fire Chief, Fire Rescue Services;

AND FURTHER, that Council authorize Vernon Fire Rescue Services to assume overall grant management.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council not support the grant funding application.

Note: This funding is required to conduct an asset management plan for the Intermunicipal Fire Training Centre as directed by the FTC Policy Board.

ANALYSIS:

A. Committee/Board Recommendations:

FTC Policy Board motion - November 21, 2018

"Moved by K. Acton, seconded by G. Taylor:

THAT the FTC Policy Board endorse grant applications including an Asset Management Grant application, Infrastructure Planning Grant and Strategic Priorities Fund application to assist with completion of, and implementation of the FTC Asset Management Plan.

CARRIED"

B. Rationale:

1. An asset management plan is necessary to establish a reliable long term financial plan for maintenance and replacement of vital assets at this facility and to provide a funding plan for future projects. Grant funding is required to provide the necessary resources to develop an asset management plan for the FTC

C. Attachments:

1. N/A

D. Strategic Plan Objectives:

N/A

E. Policy (Existing/Relevance/None):

1. 2011 Asset Management Policy

F. Relevant History:

The City of Vernon, District of Coldstream, Village of Lumby, Township of Spallumcheen, City of Armstrong, City of Enderby and the Regional District of North Okanagan (RDNO) have established an intermunicipal partnership in relation to the Intermunicipal Fire Training Centre. Each of the municipal parties has enacted an Intermunicipal Fire Training Centre Services Bylaw under section 14 of the Community Charter and the RDNO has enacted an Intermunicipal Fire Training Centre Services Bylaw under section 263 of the Local Government act.

The purpose of the facility and its associated equipment is to provide a local site for training firefighters from each of the respective party's fire departments. The City of Vernon leases the facility from the RDNO and is responsible to act as manager. Duties of the manager include responsibility to repair, maintain and operate all fixed assets.

All parties to the facility contribute annually to the financial operations. The parties are represented by their respective fire chiefs, CAO's, and elected officials through an Operations Committee and Policy Board to approve a financial plan, operational guidelines, policies, practices, business affairs, technical studies, capital expenditures and financial statements. The Policy Board has directed the City of Vernon to complete an asset management plan for the facility to establish the necessary long term financial needs and ensure the continued successful operation of the facility.

G. Applicants Response:

N/A

H. Reasons for Bylaw:

N/A

I. Resources:

N/A

BUDGET IMPLICATIONS:

There are no budget implications.

Prepared by:


Scott Hemstad, Deputy Fire Chief

Approved for submission to Council:


Will Pearce, CAO

Date: 10. SEPT. 2019

| APPROVALS | DATE | COUNCIL AGENDA INFORMATION: | |
|------------------------|-------|---|--------------------------|
| Supervisor _____ | _____ | <input type="checkbox"/> Regular | Date: _____ Item # _____ |
| Division Manager _____ | _____ | <input type="checkbox"/> In-Camera/COW | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Information Item | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Agenda Addenda | Date: _____ Item # _____ |

REVIEWED WITH

- ☐ Bylaw Services
- ☐ Clerk
- ☐ Economic Dev.
- ☐ RCMP
- ☐ Building & Licensing
- ☐ Human Relations

REVIEWED WITH

- ☐ Environment
- ☐ Facilities
- ☐ Finance
- ☐ Fire
- ☐ GVS - Parks
- ☐ Utilities

REVIEWED WITH

- ☐ Public Works
- ☐ Planning
- ☐ Engineering
- ☐ Operations
- ☐ GVS - Water
- ☐ Recreation Services
- ☐ Other _____

REVIEWED WITH
Committees

- ☐ _____
- ☐ _____
- ☐ _____
- ☐ _____

NOTE: City Administrator's comments will be provided if required as an addendum to the report

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REPORT/RECOMMENDATION TO COUNCIL

SUBMITTED BY: Cindy Barker, Manager, Revenue Services

DATE: August 15, 2019

FILE: 3900-02

SUBJECT: *Tax Exemption Amendment Bylaw Number 5769, 2019*

PURPOSE:

To Advise Council of new applications for tax exemption, changes to existing recipients of permissive tax exemption, and to confirm the overall permissive tax exemption rates for each classification.

To amend the existing five (5) year permissive Tax Exemption Bylaw 5713, 2018.

RECOMMENDATION:

THAT Council approve the recommendations of the Finance Committee for the Tax Exemption Amendment Bylaw Number 5769, 2019 as follows:

1. That Council reaffirm that the percentage of tax exemption per classification for 2020 remain the same as 2019 namely as follows;

Social Service services 100%
Cultural and educational services 75%
Recreational services 50%

2. AND FURTHER, that Council grant the Habitat for Humanity Okanagan a 100% tax exemption for the property located at Lot 5 Plan KAS3786 DL 71 ODYD (#5, 4100 25 Avenue) as long as Habitat for Humanity Okanagan is on title, to be phased in over a three year period;
3. AND FURTHER, that Council grant the Vernon Book Volunteers Society a 100% tax exemption for the property located at Lot 47 Plan KAS2385 Sec 27 Twp 9 ODYD (#35, 100 Kalamalka Lake Road) to be phased in over a three year period;
4. AND FURTHER, that Council grant the North Okanagan Valley Gleaners Society a 20% tax exemption for the property located at Lot A Plan 25714 Sec 3 Twp 8 ODYD (4405 29 Street) to be applied in full in the first year and not be subject to the three year phased in period;
5. AND FURTHER, that Council deny the request from the North Valley Gymnastics Society on property located at Lot 2 Plan 18942 DL 38 ODYD (4700 31 Street) as they do not meet the requirements of the Community Charter, Division 7, Section 224.

ANALYSIS:

A. Committee/Board Recommendations:

The Tax Exemption Amendment Bylaw Number 5769, 2019 was brought forward to the Finance Committee on Monday, August 12, 2019.

THAT the Finance Committee recommends that Council approves the percentage of tax exemption per classification for 2020 remain the same as 2019 namely as follows:

*Social Service services 100%
Cultural and educational services 75%
Recreational services 50%*

AND FURTHER, that the following properties making new application be granted 100% tax exemption, to be phased in over a three year period:

- 1. Habitat for Humanity Okanagan: #5, 4100 25th Avenue (as long as Habitat for Humanity Okanagan is on title)*
- 2. Vernon Book Volunteers Society: #35, 100 Kalamalka Lake Road*

AND FURTHER, that the following property making new application be granted 20% tax exemption to be applied in full in the first year and not be subject to the three year phase in period:

- 1. North Okanagan Valley Gleaners Society: 4405 29th Street*

AND FURTHER, that the following property making new application be denied exemption:

- 1. North Valley Gymnastics Society: 4700 31st Street*

CARRIED.

B. Rationale:

N/A

C. Attachments:

1. The City of Vernon Tax Exemption Amendment Bylaw Number 5769, 2019 – (per Finance Committee Recommendations)

D. Strategic Plan Objectives:

N/A

E. Policy (Existing/Relevance/None):

Corporate Policy: Tax Exemptions - Permissive

F. **Relevant History:**

N/A

G. **Applicants Response:**

N/A

H. **Reasons for Bylaw:**

The City of Vernon recognizes the significant value of volunteers and volunteer groups and agencies to the social, spiritual, cultural, educational and physical well-being of the community, and deems it appropriate that they be assisted through reduction in property taxation.

I. **Resources:**

Tax Exemption Applications

BUDGET IMPLICATIONS:

The summary breakdown of permissive exemption with Finance Committee's recommendations are as follows:

1. The City of Vernon annually grants permissive property tax exemptions equivalent to \$674,042 based on 2019 assessments and 2019 tax rates.
2. The Finance Committee's recommendation to Council would add an estimated \$2,657 to the annual amount of permissive exemptions granted for 2020.
3. The second and third phase of these additional exemption applications approved for 2021 and 2022 will result in estimated reductions in tax revenue of approximately \$3,897 and \$5,219 respectively.

Prepared by:



Cindy Barker, Manager Revenue Services

Approved for submission to Council:


Will Pearce, CAO

Date:

10 SEPT. 2019

| APPROVALS | DATE | COUNCIL AGENDA INFORMATION: | |
|--|-----------|---|--------------------------|
| Supervisor _____ | Sep 10/19 | <input type="checkbox"/> Regular | Date: _____ Item # _____ |
| Division Manager  | | <input type="checkbox"/> In-Camera/COW | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Information Item | Date: _____ Item # _____ |
| | | <input type="checkbox"/> Agenda Addenda | Date: _____ Item # _____ |

| <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> | <u>REVIEWED WITH</u> Committees |
|---|---|---------------------------------------|------------------------------------|
| <input type="checkbox"/> Bylaw Services | <input type="checkbox"/> Environment | <input type="checkbox"/> Public Works | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Clerk | <input type="checkbox"/> Facilities | <input type="checkbox"/> Planning | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Economic Dev. | <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Engineering | <input type="checkbox"/> _____ |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Fire | <input type="checkbox"/> Operations | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Building & Licensing | <input type="checkbox"/> GVS – Parks | <input type="checkbox"/> GVS - Water | |
| <input type="checkbox"/> Human Relations | <input type="checkbox"/> Utilities | <input type="checkbox"/> Other _____ | |

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5769

A bylaw to amend the City of Vernon "Tax Exemption Bylaw Number 5713, 2018"

WHEREAS it is the intention of the Council of the Corporation of the City of Vernon to amend the City of Vernon Tax Exemption Bylaw Number 5713, 2018.

NOW THEREFORE the Council of the Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

This bylaw may be cited as the City of Vernon "**Tax Exemption Amendment Bylaw Number 5769, 2019**".

1. Schedule "C" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:
 - A. **Amend** 'Social Services Properties' category to **Add** the Community Dental Access Centre, as indicated and shown in **RED** on attached Schedule '1'.
 - B. **Amend** 'Social Services Properties' category to **Add** the North Okanagan Community Life Society, as indicated and shown in **RED** on attached Schedule '1'.
 - C. **Amend** 'Social Services Properties' category to **Add** the Turning Points Collaborative, as indicated and shown in **RED** on attached Schedule '1'.
2. Schedule "F" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:
 - A. **Amend** 'Mixed and Unique Properties' category to **Update** the City of Vernon – Recreation Complex (DBA: Boys and Girls Club), as indicated and shown in **RED** on attached Schedule '2'.

BYLAW 5769

B. Amend 'Mixed and Unique Properties' category to Add the North Okanagan Childcare & Montessori Preschool Society (DBA: Maven Lane), as indicated and shown in **RED** on attached Schedule '3'.

3. Schedule "G" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:

A. **Add** 'NEW 2020 Properties' category for new tax exemption applications as shown in **RED** on attached Schedule '3'.

4. "Tax Exemption Bylaw Number 5713, 2018" is hereby ratified and confirmed in every other respect.

READ A FIRST TIME this ___ day of September, 2019.

READ A SECOND TIME this ___ day of September, 2019.

READ A THIRD TIME this ___ day of September, 2019.

ADVERTISED in the Morning Star this ___ day of ___ and this ___ day of ___, 2019

ADOPTED this ____, day of October, 2019.

Mayor

City Clerk

BYLAW 5769

Schedule 1

Attached to and forming part of
"Tax Exemption Amendment Bylaw Number 5769, 2019"

Schedule "C"

**TAX EXEMPT
SOCIAL SERVICES PROPERTIES
100% EXEMPTION: 2019 - 2024 TAXATION YEARS**

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|----------------------------|------------|---|--------------------------------------|---|
| 010-315-802 | 0F3907.001 | Lot 1, Plan 5367 3511 – 27 th Avenue | Abbeyfield Houses of Vernon Society | except the W. 85' |
| 002-559-382 | 00090.000 | Lot 21 Block 4 Plan 327 3305 27 Street | Canadian Mental Health Association | |
| 002-435-225 | 01399.000 | LT 38-39 BLK 71 PL 327 3003 28 Avenue | Canadian Mental Health Association | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 025-584-669 | 01445.000 | Lot 1, Plan KAP72804 3100 – 28 th Avenue | Canadian Mental Health Association | |
| 001-660-853 | 03384.000 | LT 5 PL 4671 3405 Okanagan Ave | Canadian Mental Health Association | |
| 005-313-660 | 03821.006 | Lot B, Plan 25842 3605 – 24 th Avenue | Canadian Mental Health Association | |
| 009-739-505 | 03826.001 | LT AMD2 PI 9095 3610 25 Avenue | Canadian Mental Health Association | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 009-982-311 | 04230.001 | LT 2 PL 7462 SEC 3 4206 Alexis Park Dr. | Canadian Mental Health Association | |
| 018-742-122 | 04487.034 | LT 17 PL KAP52193 SEC 11 2201 53 Ave | Canadian Mental Health Association | |
| 002-319-209 | 00980.020 | Lot 2 Plan KAS405 Sec 34 3107C 31 st Avenue | Community Dental Access Centre | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 012-413-267 012-413-305 | 01353.000 | Lots 6 and 7, Blk 70 Plan 327 2902 – 29 th Avenue | First Nations Friendship Centre Inc. | |
| 012-413-321 012-413-372 | 01355.000 | Lots 8 and 9, Blk 70 Plan 327 2904 – 29 th Avenue | First Nations Friendship Centre Inc. | |
| 026-599-881 | 04484.005 | Lot 1 Plan KAP80438 4904 20 Street | Good Samaritan Canada - Vernon | |
| 026-599-899 | 04484.010 | Lot 2 Plan KAP80438 | Good Samaritan Canada - Vernon | 100% Exemption |

BYLAW 5769

| | | 4900 20 Street | | Only on 40 Assisted Living Units |
|--|------------------------|--|--|---|
| 028-179-200 | 03831.101 | Lot 1 Plan KAS3786 D.L. 71 1, 4100 – 25 Avenue | Kindale Developmental Association | |
| 028-179-218 | 03831.102 | Lot 2 Plan KAS3786 D.L. 71 2, 4100 – 25 Avenue | Kindale Developmental Association | |
| 028-179-251 | 03831.106 | Lot 6 Plan KAS3786 D.L. 71 6, 4100 – 25 Avenue | Kindale Developmental Association | |
| 025-845-462 | 05482.010 | LT 4 PL KAP74893 902 35 Avenue | Kindale Developmental Association | |
| 004-794-656 | 06133.020 | Lot 9, Plan 27573 1340 Polson Drive | Kindale Developmental Association (Seaton Centre) | except Plan KAP50834 |
| 018-895-093 | 02357.005 | Lot A, Plan KAP52943 2400 46 Avenue | North Okanagan Community Life Society | |
| 004-737-784 | 02534.071 | LT 36 PL 27846 SEC 2 1307 40 Ave | North Okanagan Community Life Society | |
| 004-621-042 | 02563.010 | LT 1 PL 28199 SEC 2 4102 Pleasant Valley Rd | North Okanagan Community Life Society | |
| 005-099-668 | 06049.004 | Lot 2 Plan 26573 Sec 2 3917 13 th Street | North Okanagan Community Life Society | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 023-021-411 | 07090.036 | LT 18 PL KAP54269 5813 Richfield Pl | North Okanagan Community Life Society | |
| 008-712-867 | 01205.000 | Lot 22, Plan 223 2802 – 34 th Street | North Okanagan Neurological Association | except Plan 38812 |
| 029-933-315 | 01207.002 | LT A PL 8043 3405 28 th Avenue | North Okanagan Neurological Association (Club House) | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 012-440-221 012-440-230 012-440-264 012-440-281 012-440-299 012-440-302 | 00963.000 | Lot 15-20 Blk 59 Plan 327 3100 - 32 nd Ave | North Okanagan Youth & Family Services Society | |
| 011-000-147 011-000-155 | 01921.000 01922.000 | Lots 5 & 6, Plan 2488 4107 & 4109 – 27 th Street | North Okanagan Youth & Family Services Society (Mara House) | |
| 025-181-955 | 04048.018 | Lot 1, Plan KAP70089 3003 Gateby Place | Okanagan Commemorative Pioneer Cultural Society (Columbus Court) | |
| 023-572-451 023-572-477 | 01552.105 01552.110 | Lots 1 and 2, Plan KAP57866 3400 - 3402 – 27 th Avenue | People Place Society | |

BYLAW NUMBER 5769

| | | | | |
|----------------------------|-----------|--|---|--|
| 010-167-919 010-167-943 | 01382.000 | Lot 17 & 18, Blk 71 Plan 327 3102 – 29 th Avenue | Governing Council of the Salvation Army in Canada (Salvation Army Thrift Store) | |
| 026-604-531 | 04490.010 | LT A PL KAS2975 #1 – 5400 24 St | Governing Council of the Salvation Army in Canada (24 th Street Store) | |
| 007-063-628 | 02672.002 | Lot A, Plan 22159 4607 23 Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living – Day Program) | 61% Exemption Only 61% of building is used. The other 39% is rented to Provincial Gov't, Ministry of Conservation. |
| 003-820-882 | 03787.012 | LT A PL 30993 4217 16 Avenue | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Hawthorn House) | |
| 012-522-562 | 03925.000 | LT 27 PL 324 3601 27 Avenue | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - ACT) | |
| 009-461-272 | 04159.021 | Lot AM 3 Plan 12167 3601 36A Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living – Centerpoint) | |
| 011-093-510 | 04230.100 | Section 4, Plan B6920 4240 Alexis Park Drive | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Venture Training Centre) | One (1) acre of land and all improvements located on the whole of the lands, as shown attached to this bylaw as Schedule "AA" |
| 006-359-191 | 06011.000 | LT 10 PL 24894 1812 22 Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Willow House) | |
| 024-734-799 | 04048.040 | Lot A, Plan KAP66411 3505 – 30 th Avenue | Schubert Centre Society | |
| 025-832-689 | 01578.001 | LT 7 PL KAS2234 3301 24 Avenue | Turning Points Collaborative | |
| 009-941-479 | 01941.003 | Lot 3 Plan 7721 Sec 3 2500 43rd Avenue | Turning Points Collaborative | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 012-612-375 | 03840.100 | Lot 10 Plan B4761 2307 – 43 rd Street | Turning Points Collaborative | |
| 012-523-445 | 03859.000 | PL 324 DL 71 3502 27 Ave | Vernon & District Community Land Trust Society | |
| 005-632-978 | 01538.000 | LT 18 BLK 80 PL 327 3405 27 Ave | Vernon Upper Room Mission Society | |
| 023-500-174 | 01539.000 | Lot A, Plan KAP57381 3403 – 27 th Avenue | Vernon Upper Room Mission Society | |

BYLAW 5769

| | | | | |
|--|-----------|---|---|---|
| 026-823-284 | 03856.001 | Lot A, Plan KAP82039 3506 – 27 th Avenue | Vernon & District Hospice Society | |
| 017-472-458 | 00060.000 | Lot A, Plan KAP45772 3307 – 26 th Street | Vernon & District Association for Community Living (Group Homes) | |
| 009-511-512 | 03959.000 | Lot A, Plan 39103 2803 – 39 th Street | Vernon & District Association for Community Living (Group Homes) | |
| 027-553-230 | 03805.008 | Lot 2 Plan KAP86913 4305 19 th Avenue | Vernon Native Housing Society | |
| 011-340-177 012-828-505 012-828-521 012-828-530 | 03917.000 | Plan B4090, D.L. 71 2808 – 35 th Street | Vernon Restholm Association | Except Part of Plan 24042, and Parcel B, Plan B4090 |
| 018-476-317 | 00570.001 | Block 28, Sect 34, Plan 327 2603-26 th Street | Vernon Women's Transition House Society | |
| 009-550-631 | 02464.000 | Lot 2, Plan 10573 3502 – 19 th Street | Vernon Women's Transition House Society (2 nd Stage) | |

BYLAW NUMBER 5769

Schedule 2

Attached to and forming part of
"Tax Exemption Amendment Bylaw Number 5769, 2019"

Schedule "F"

TAX EXEMPT MIXED AND UNIQUE PROPERTIES: 2019 - 2024 TAXATION YEARS

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|---|-------------------------------------|--|--|---|
| 009-618-121 | 02366.003 | LT 4 PL 10156 SEC 3 2500 46 Avenue | Army Navy & Air Force Veterans | 100% Exemption Class 08 Only |
| 026-127-598 | 04135.010 | Lot 1, Plan KAP76941 3400 – 39 th Avenue | City of Vernon - Recreation Complex (Vernon Curling and Athletic Club) | 100% Exemption |
| 026-127-598 | 04135.010 | Lot 1, Plan KAP76941 3310 – 37 th Avenue | City of Vernon – Recreation Complex (Vernon Senior Citizens' Society - Halina Seniors Centre) | 100% Exemption |
| 026-127-598 | 04135.011 | Lot 1, Plan KAP76941 3600 – 33 rd Street | City of Vernon – Recreation Complex (Boys and Girls Club - Centennial Building) | 2019 - 93% Exemption 2020 – 87% Exemption 2021 – 80% Exemption |
| 005-511-925 | 04486.000 | LT 2 PL 939 5104 20 St | Rita Bos (Heronry Protection Covenant KF114463) | 100% Exemption on 40% Taxes |
| 029-221-811 | 03933.005 | Lot A Plan EPP33021 DL 71 2711 38th Street | North Okanagan Childcare & Montessori Preschool Society (Maven Lane) | 2019 – 12% Exemption 2020 – 24% Exemption 2021 – 36% Exemption |
| 025-796-071 | 01850.002 | LT A PL KAP74360 3104 37 Avenue | Okanagan Boys and Girls Clubs (Teen Junction) | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 011-179-520 | 07815.000 | Plan B7940, D.L. 6 7811 & 7813 Okanagan Landing Road | Okanagan Landing & District Community Association | Encompassing the Community Hall, Heritage House, and the North Okanagan Sailing Association facilities and fencing shown outlined in black on Schedule "AB" attached. |
| N/A | 07871.000 | DL 2167 7815 Okanagan Landing Road | Okanagan Landing & District Community Association | Foreshore - Water Lease No. 334796 100% Exemption |
| 025-863-851 025-863-860 025-863-878 | 04487.047 04487.048 04487.049 | Lot 7 - 9, Plan KAS2607 107, 108, 109 - 2200 53 rd Avenue | Southland Development Corp & Urban Pacific Real Estate Corp. (Heronry - 53 Ave) | 100% Exemption |
| 008-256-993 | 02676.002 | That part of Lot 2, Plan 18333 1905 – 47 th Avenue | St. John Ambulance | 75% Exemption |
| 009-432-663 | 02255.007 | LT 1 PL 12430 4306 25 Street | Sunnyvale Resthome Society | 33% Exemption |

BYLAW 5769

| | | | | |
|-------------|-----------|--|--|-----------------|
| 009-432-671 | 02255.009 | LT 2 PL 12430 4308 25 Street | Sunnyvale Resthome Society | 33% Exemption |
| 004-701-071 | 02255.015 | Lot A, Plan 27754 4304 – 25 th Street | Sunnyvale Resthome Society | 33% Exemption |
| 012-443-441 | 01067.000 | Lot 17 Block 62 Plan 327 3102 – 31 st Avenue | Vernon & Area Pro Life Society | 92.5% Exemption |
| 004-741-048 | 01196.001 | Lot 1, Plan 27701 3400 Coldstream Avenue | Vernon Pensioners Accommodation Society (McCulloch Court) | 33% Exemption |

BYLAW NUMBER 5769

Schedule 3

Attached to and forming part of
“Tax Exemption Amendment Bylaw Number 5769, 2019”

Schedule “G”

**TAX EXEMPT
NEW 2020 PROPERTIES
PHASE IN EXEMPTION – 2020 - 2024 TAXATION YEARS**

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|-------------------|-----------------|--|--|---|
| 028-179-242 | 03831.105 | Lot 5 Plan KAS3786 DL71 5 4100 25th Avenue | Habitat for Humanity Okanagan | 2020 – 33% Exemption 2021 – 67% Exemption 2022 – 100% Exemption |
| 005-327-415 | 02276.001 | Lot A Plan 25714 Sec 3 4405 29th Street | North Okanagan Valley Gleaners Society | 2020 – 20% Exemption |
| 025-396-803 | 06164.047 | Lot 47 Plan KAS2385 Sec 27 35 100 Kalamalka Lake Road | Doris Linemayr Vernon Book Volunteers Society | 2020 – 33% Exemption 2021 – 67% Exemption 2022 – 100% Exemption |



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Keltie Chamberlain,
Economic Development Planner
Hazel Christy,
Planner

COUNCIL MEETING: REG ☒ COW ☐ I/C ☐
COUNCIL MEETING DATE: September 16, 2019
REPORT DATE: September 4, 2019
FILE: OCP00079 / ZON00324

SUBJECT: OFFICIAL COMMUNITY PLAN AMENDMENT AND REZONING APPLICATION FOR
1700 POLSON DRIVE

PURPOSE:

To review the Official Community Plan amendment and concurrent rezoning application which proposes to amend the Official Community Plan Future Land Use designation for the subject property located at 1700 Polson Drive from the Public and Institutional to the Neighbourhood Centre land use designation, and rezone the subject property from Light Industrial to Comprehensive Development Area 5 to allow high density commercial and residential buildings in a mixed use format.

To review a text amendment to the Comprehensive Development Area 5 Zone to add Hotel to the list of Primary Uses.

RECOMMENDATION:

THAT Council support the application (OCP00079) to amend the Future Land Use designation for Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Public and Institutional (PUBINS) to Neighbourhood Centre (NCTR) to allow high density commercial and residential uses;

AND FURTHER, that Council support the application (ZON00324) to rezone Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Light Industrial (I1) to Comprehensive Development Area 5 (CD5) to allow high density commercial and residential uses, subject to the following conditions:

1. Completion of the mutual conditions contained in the sale agreement between the City of Vernon and the Regional District of North Okanagan;

AND FURTHER, that Council support the text amendment to Zoning Bylaw #5000 Section 13.5.2 to add "Hotel" to the list of Primary Uses permitted within the Comprehensive Development Area 5 Zone as shown in Attachment 1 to the report titled "Official Community Plan Amendment and Rezoning Application For 1700 Polson Drive" from the Economic Development Planner dated September 4, 2019.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council not support the application (OCP00079) to amend the Future Land Use designation for Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Public and Institutional (PUBINS) to Neighbourhood Centre (NCTR) to allow high density commercial and residential uses;

AND FURTHER THAT Council not support the application (ZON00324) to rezone Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Light Industrial (I1) to Comprehensive Development Area 5 (CD5) to allow high density commercial and residential uses.

Note: This alternative does not support the Official Community Plan or rezoning applications, and as a result the application would not be able to proceed.

ANALYSIS:

A. Committee Recommendations:

At its meeting of September 4, 2019, the Advisory Planning Committee passed the following resolution:

"THAT the Advisory Planning Committee recommends that Council support the application (OCP00079) to amend the Future Land Use designation for Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Public and Institutional to Neighbourhood Centre to allow a mixture of light industrial and service commercial;

AND FURTHER, that the Advisory Planning Committee recommends that Council support the application (ZON00324) to rezone Lot 1 Sec. 34 Twp. 9 ODYD Plan KAP84037 (1700 Polson Drive) from Light Industrial to Comprehensive Development 5 to allow a mixture of light industrial and service commercial subject to the following condition:

1. Completion of the mutual conditions contained in the sale agreement between the City of Vernon and the Regional District of North Okanagan;

AND FURTHER, that the Advisory Planning Committee recommends that Council support the text amendment to Zoning Bylaw #5000 Section 13.5.2, prior to third reading, to add "Hotel" to the list of Primary Uses permitted within the Comprehensive Development Area 5 Zone as shown in Attachment 1 to the report titled "Official Community Plan Amendment and Rezoning Application For 1700 Polson Drive" from the Manager, Current Planning dated August 26, 2019 conditional that staff ensure that the addition of Hotel to the list of Primary Uses permitted within the Comprehensive Development Area 5 Zone does not negatively affect other properties already zoned CD5."

B. Rationale:

1. The subject property is located at 1700 Polson Drive (Figures 1 and 2). The land is designated as Public and Institutional within the Official Community Plan (OCP) as shown on the attached OCP Future Land Use map (Attachment 2). The proposed OCP land use designation is Neighbourhood Centre as shown in Attachment 3.
2. The property is currently within the Light Industrial (I1) zoning district (Attachment 4) and is proposed to rezone to the Comprehensive Development Area 5 (CD5) zoning district (Attachment 1 and 5).
3. The subject property is located adjacent to an area with existing CD5 zoned properties (Attachment 3). There is a single additional property within the City that is zoned CD5. This second property is the former Kal Tire headquarters, located on 48th Avenue adjacent to the Village Green Hotel. The property was redeveloped in 2016 with an 86 unit rental apartment.
4. The subject property is approximately 4,000 m² (0.98 acres), and bounded by Polson Drive to the south, 26th Street (unconstructed) to the east and the rail right of way (ROW) to the west. The property is generally flat and currently used as a septage receiving facility. The surrounding land uses include Kal Tire Vernon head offices to the south, Finning Canada heavy equipment sales and service to the east and north and Polson Park to the west of the rail ROW.



Figure 1 – Property Location Map

5. The City of Vernon purchased the subject property from the Regional District of North Okanagan (RDNO) with a condition that a new septage receiving facility be constructed at the Vernon Water Reclamation Centre to permit the closure of this septage facility. The new facility is under construction and is anticipated to open in September, 2019. As such, the septage facility on the subject property is planned to close on September 30, 2019.



Figure 2 – Aerial Photo

6. The area bound by Polson Drive, Highway 6 and the CN Rail ROW is designated as one of four Neighbourhood Centres (i.e. Polson Neighbourhood Centre).

7. Administration supports the OCP and rezoning amendment applications as the relocation of the septage facility and the redevelopment of the subject lands would enable the land to be used more efficiently. The addition of Hotel uses to the CD5 zone is appropriate for this high density mixed use zoning district and would complement the existing light industrial / service commercial area and Polson Neighbourhood Centre.

C. Attachments:

Attachment 1 – CD5 – Comprehensive Development 5 Zone excerpt from Zoning Bylaw #5000

Attachment 2 – Official Community Plan Designation Map

Attachment 3 – Proposed Official Community Plan Designation Map

Attachment 4 – Zoning Designation Map

Attachment 5 – Proposed Zoning Designation

D. Council's Strategic Plan 2019 - 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

- Streamline red tape to facilitate more development
- Promote transit oriented housing and mixed use development
- Work towards a sustainable Vernon environmentally, economically and socially
- Encourage sustainable infrastructure, agriculture and landscaping

E. Relevant Policy/Bylaws/Resolutions:

1. Official Community Plan:
9.0 Industrial

Goal: Maximize build out and efficient use of existing industrial and service commercial lands.

- 9.5 Areas designated for Light Industrial/Service Commercial are intended to be used for a wide range of industrial and service commercial activities, provided they do not constitute a nuisance due to odours, noise or air pollution.

BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

Sep 10 2019 3:47 PM

Approved for submission to Council:

X



✓

Keltie Chamberlain

DocuSign

Keltie Chamberlain
Economic Development Planner

Sep 10 2019 3:52 PM

X



✓

Ed Stranks

DocuSign

Ed Stranks ^{for} Kim Flick
Director, Community Infrastructure and Development

Will Pearce, CAO

Date: 10. SEPT. 2019

REVIEWED WITH

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Corporate Services | <input checked="" type="checkbox"/> Operations | <input checked="" type="checkbox"/> Current Planning |
| <input type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input checked="" type="checkbox"/> Long Range Planning & Sustainability |
| <input checked="" type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input checked="" type="checkbox"/> Building & Licensing |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input checked="" type="checkbox"/> Engineering Development Services |
| <input type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input checked="" type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input checked="" type="checkbox"/> Economic Development & Tourism |
| <input checked="" type="checkbox"/> COMMITTEE: (APC September 4, 2019) | | |
| <input type="checkbox"/> OTHER: | | |

G:\3000-3699 LAND ADMINISTRATION\3360 ZONING AND REZONING\20 Applications\ZON00324\2 PROC\Rpt\190826_hc_APC_rpt_OCP_ZON00324.docx

13.5 CD5 : Comprehensive Development Area 5**13.5.1 Purpose**

The purpose is to provide a **zone** for the **development** of lands in the Neighbourhood Centres designated in the Official Community Plan. This neighbourhood area is to accommodate high density commercial and residential buildings in a mixed use format.

13.5.2 Primary Uses

- **apartment housing** (*Bylaw 5566*)
- **artist studio**
- **broadcasting studios**
- **business support services**
- **call centres**
- **care centre, minor**
- **care centre, major**
- **commercial school**
- **cultural exhibit, private**
- **educational services, private**
- **extended medical treatment services**
- **farmers market**
- **financial services**
- **food primary establishment**
- **government agency**
- **government services**
- **health services**
- **high technology research and product design**
- **hotel**
- **insurance services**
- **legal services**
- **liquor primary establishment, minor**
- **liquor primary establishment, major**
- **office**
- **participant recreation services, indoor**
- **personal services**
- **private club**
- **public market**
- **real estate sales centre**
- **real estate sales office**
- **retail cannabis sales** (*Bylaw 5731*)
- **retail store, convenience**
- **retail store, general**
- **retail store, licensee**
- **retail street sales**
- **seniors assisted housing**
- **seniors housing**
- **seniors residential care**
- **seniors supportive housing**
- **shopping centre**

13.5.3 Secondary Uses

- **home based business, minor**
- **residential security/operator unit**

13.5.4 Subdivision Regulations

- Minimum **lot width** is 20.0m, except 25.0m for a corner lot
- Minimum **lot area** is 2000m²

13.5.5 Development Regulations

- Maximum commercial **floor space ratio** is 5.0. In addition, a maximum residential **floor space ratio** of 4.0 is permitted for a total **floor space ratio** of 9.0.
- Maximum **height** is the lesser of 38.0m or 12.0 storeys
- Minimum **front yard** is 1.0m
- Minimum **side yard** is 0.0m, except it is 1.0m from a **flanking street**
- Minimum **rear yard** is 0.0m
- Any portion of a **building** above 18.0m in **height** must be a minimum of 2.5m from any **property line abutting a street**.

13.5.6 Other Regulations

- **Apartment housing, seniors assisted housing, seniors residential care, seniors housing and seniors supportive housing** are only allowed above the **first storey** and requires a separate at-grade access from the **commercial uses**. In the case of elevator equipped **buildings, uses** may share elevators provided security measures are in place to restrict access to residential areas.
- A minimum area of 2.0m² of private open space shall be provided per **bachelor dwelling, seniors assisted housing or seniors supportive housing or seniors housing** unit, 4.0m² of private open space shall be provided per 1 **bedroom dwelling**, and 5.0m² of private open space shall be provided per **dwelling** with more than 1 **bedroom**.
- Parking shall not be constructed in the **front yard** of the property. Where residential **development** has access to a rear **lane**, vehicular access to the **development** is only permitted from the rear **lane**.
- For **seniors assisted housing, seniors residential care, seniors housing and seniors supportive housing**, a safe drop-off area for patrons shall be provided on the **site**.
- A **shopping centre building or buildings** shall be sited along the adjacent **street** and shall be street oriented with direct pedestrian access to the building(s) from the adjacent street.
- In addition to the regulations listed above, other regulations may apply. These include the general **development** regulations of Section 4 (secondary **development, yards**, projections into **yards**, lighting, agricultural setbacks, etc.); the specific use regulations of Section 5; the **landscaping** and fencing provisions of Section 6; and, the parking and loading regulations of Section 7.
- As per Section 4.10.2 - All **buildings and structures, excluding perimeter fencing (garden walls and fences)** on **lots abutting** City Roads as identified on Schedule "B" shall not be sited closer to the City Road than the setback as per the appropriate zone measured from the offset Rights of Way as illustrated on Schedule "B".
(Bylaw 5440)

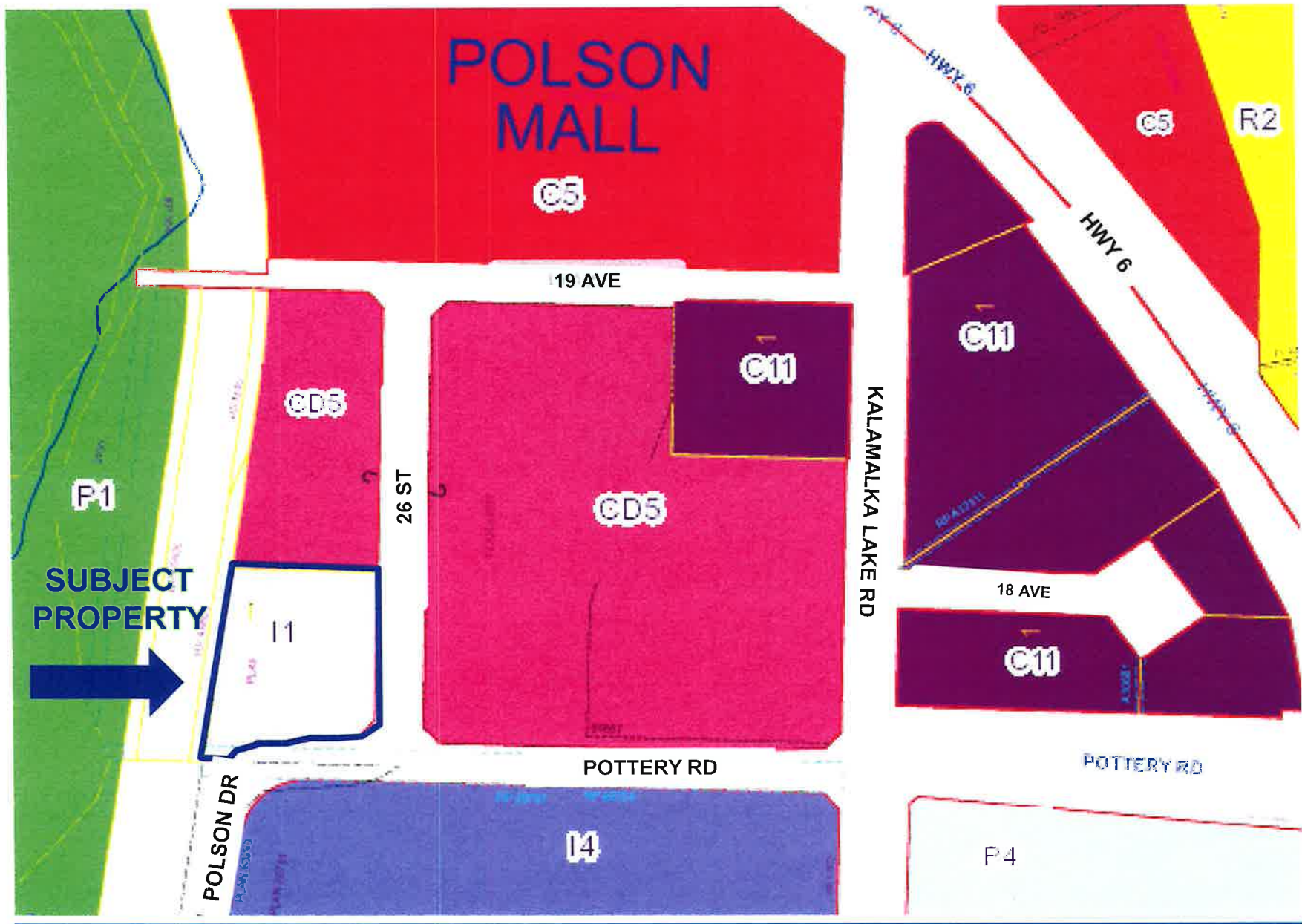


- PARK –Parks & Open Space
- NCTR – Neighbourhood Centre
- PUBINS – Public & Institutional
- LINDSC – Light Industrial/Service Commercial
- RLD – Residential – Low Density

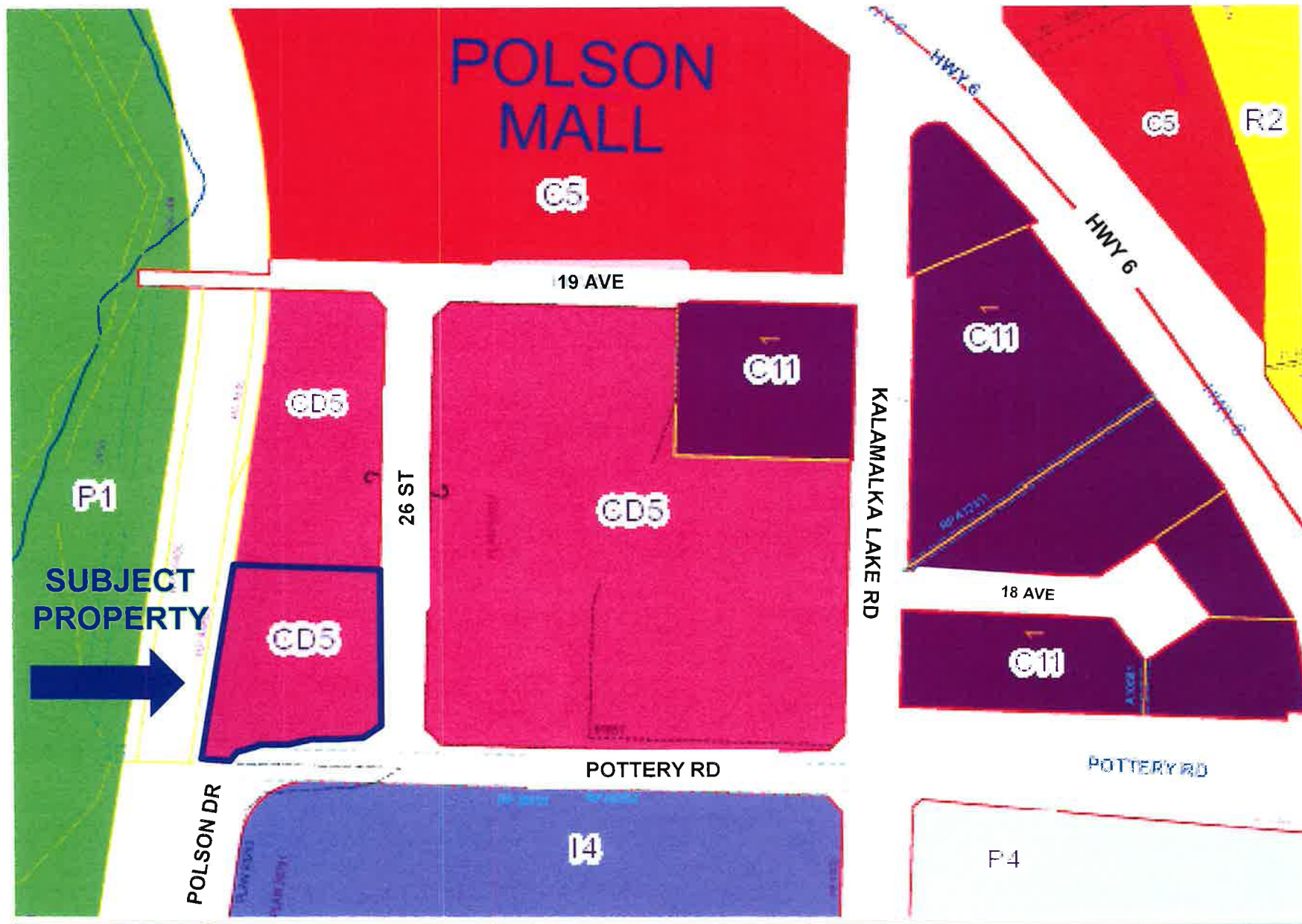
OCP Designation










Proposed OCP Designation



Zoning Designation



- | | | | | | |
|---|--|---|-----------------------|---|--------------------|
|  | P4 – Utilities |  | I1 – Light Industrial |  | I4 – Business Park |
|  | P1 – Parks and Open Space | | | | |
|  | C5 – Community Commercial | | | | |
|  | CD5 – Comprehensive Development Area 5 | | | | |
|  | C11 – Service Commercial | | | | |

Proposed Zoning Designation



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Keltie Chamberlain, Economic
Development Planner

COUNCIL MEETING: REG ☒ COW ☐ I/C ☐
COUNCIL MEETING DATE: September 16, 2019
REPORT DATE: September 4, 2019
FILE: ZON00341

SUBJECT: REZONING APPLICATION FOR 7497 AND 7501 BROOKS LANE

PURPOSE:

To review the rezoning application which proposes to rezone the subject property located at 7497 and 7501 Brooks Lane from R1 (Estate Lot Residential) to C10A (Tourist Commercial and Residential) and P1 (Parks and Open Space) to permit the construction of a five-storey condominium building with a total of 17 units.

RECOMMENDATION:

THAT Council support the application to rezone the subject property located at 7497 and 7501 Brooks Lane from R1 (Estate Lot Residential) to C10A (Tourist Commercial and Residential) and P1 (Parks and Open Space) as outlined in the report titled "Rezoning Application for 7497 and 7501 Brooks Lane" dated September 4, 2019 by the Economic Development Planner, subject to the following conditions:

- a) Consolidation of Lot 1, Plan EPP31641, DL 5372, Sec 19, Twp 9, ODYD, and Lot 2, Plan EPP31641, DL 5373, Sec 19, Twp 9, ODYD into a single title;
- b) Registration of a Restrictive Covenant to restrict the building height to a maximum of five storeys for residential construction with a one-storey parkade partially built below grade;
- c) Registration of a 6.0 m statutory right of way on the consolidated lot, upland of the higher of either the 343 m high water level, or the high water mark as established by the Ecosystems Branch of the Ministry of Forests, Lands, Natural Resource Operations and Rural Development along the foreshore, in addition to a 2.0 m statutory right of way along the eastern boundary of Lot 1, DL 5373, to allow for public pedestrian access along the foreshore, and from the foreshore to Okanagan Landing Road; and
- d) Removal of the existing garage/boathouse prior to construction of the 6.0 m statutory right of way on the consolidated lot if it conflicts with the location of the statutory right of way for pedestrian access along the foreshore;

AND FURTHER, that prior to final adoption of the zoning amendment bylaw, the Development Permit ready for issuance and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council not support the application to rezone the subject property located at 7497 and 7501 Brooks Lane from R1 (Estate Lot Residential) to C10A (Tourist commercial and Residential).

Note: This alternative does not support the rezoning application, and as a result the application submitted would not be able to proceed.

ANALYSIS:

A. Committee Recommendations:

A previous application for the subject development was considered by the Advisory Planning Committee at its meeting of May 14, 2019. The Advisory Planning Committee passed the following resolution:

“THAT Council support the application to rezone the subject property located at 7497 & 7501 Brooks Lane from R1 (Estate Lot Residential) to C10A (Tourist Commercial and Residential) and P1 (Parks and Open Space) as outlined in the report titled “Rezoning Application for 7497 & 7501 Brooks Lane” dated May 10, 2019 by the Manager, Current Planning and Economic Development Planner, subject to the following conditions:

- a) Consolidation of Lot 1, DL 5372, Sec 19, Twp 9, ODYD, Plan EPP31641 and Lot 2, DL 5373 into a single title;
- b) Registration of a 6.0 m statutory right of way on the consolidated lot, upland of the higher of either the 343 m high water level, or the high water mark as established by the Ecosystems Branch of the Ministry of Forests, Lands, Natural Resource Operations and Rural Development along the foreshore, in addition to a 2.0 m statutory right of way along the eastern boundary of Lot 1, DL 5373, to allow for public pedestrian access along the foreshore, and from the foreshore to Okanagan Landing Road; and
- c) Removal of the existing garage/boathouse prior to construction of the 6.0 m statutory right of way on the consolidated Lot, if it conflicts with the location of the statutory right of way for pedestrian access along the foreshore.

AND FURTHER, that:

- a) Prior to final adoption of the zoning amendment bylaw, the Development Permit be ready to be issued and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.”

As the previous application was supported by the Advisory Planning Committee, and given that the current application is for fewer units and a lower profile building, it has not been circulated to the Advisory Planning Committee. Had the current application increased the number of units or height, it would have been brought forward to the Committee for consideration.

B. Rationale:

- 1. The subject property is located at 7497 and 7501 Brooks Lane (Figures 1 and 2). The land is designated as Tourist Commercial within the Official Community Plan (Attachment 1) and is within the R1 (Estate Lot Residential) zoning district as shown on the attached zoning map excerpt (Attachment 2).
- 2. A Crown Grant was previously approved for accreted land along the foreshore and this accretion was added to the titles of both Lot 1 and Lot 2 by registered plan EPP31641.

3. The subject property is approximately 0.39 hectares (0.97 ac) in total (once consolidated). The properties currently have an existing single family residence which would be removed, and a garage/boathouse.
4. The proposed rezoning is from R1 (Estate Lot Residential) to C10A (Tourist Commercial & Residential) and P1 (Parks and Open Space), as illustrated in Attachments 3 and 4.
5. The Official Community Plan Sensitive Environmental Inventory (SEI) mapping shows the subject lands to have a Low conservation designation, as a result of pre-existing development. A Riparian Area Assessment (RAR) has been prepared by a qualified Registered Professional Biologist, and was submitted with the application (Attachment 5). The RAR makes recommendations for development activities and for vegetation enhancement or replacement within the Streamside Protection and Enhancement Area (SPEA).
6. Notwithstanding the recommendations made within the RAR, it appears that some of the accreted land may be comprised of un-natural fill and contains mature vegetation and a retaining wall on the lake side boundary of the accreted area. While the Surveyor General may have accepted this area as accreted, and allowed the property boundaries of the subject lots to extend to include this area in the respective titles, at the time of a development application or an application for a dock or moorage buoys, the Ecosystem Branch of the Ministry of Forests, Lands, Natural Resource Operations and Rural Development has the authority to order the removal of un-natural fill or structures and have the foreshore returned to its natural state. The accreted land is proposed to be zoned P1 – Parks and Open Space as per the OCP.



Figure 1 – Property Location Map



Figure 2 – Aerial Map of Property

7. The applicant's intent is to construct a five-story residential condominium apartment building with parking under the building. The applicant has advised that the owner would limit the height to five storeys for residential construction with a one-storey parkade partially built below grade, and would register a Restrictive Covenant on title that would limit the maximum height (Attachment 6). The proposed building would contain 17 strata units comprised of 13 two-bedroom and 4 three-bedroom units. Conceptual site and elevation plans have been submitted in support of the rezoning (Attachment 7).
8. A previous application for the properties was brought forward to Public Hearing on June 24, 2019. The applicant has revised the proposed project from six storeys with parking under the building to a maximum of five storeys for residential construction with a one-storey parkade partially built below grade in response to the public input received. The number of units has been reduced from 19 to 17 units. The proposed five-storey building versus the original six-storey building is intended to reduce impact on adjacent properties. The site layout has also been revised to locate the proposed pool away from the location of the 2.0 m statutory right of way along the eastern boundary of Lot 1 DL 5373, to allow for privacy from the public pedestrian access along the foreshore and the eastern property line. The final form and character of the project may differ from the illustrations in this application as the design would be reviewed to ensure alignment with the Waterfront Neighbourhood Centre Plan design guidelines if the project proceeds to the development permit stage.

9. The applicant has not reduced the proposed number of parking spaces on the site in relation to the reduction in the number of units. Based on the proposed units, there are 28 parking spaces required and a total of 41 spaces have been provided.
10. During the detailed Development Permit review process, any variances that may be required would be forwarded to Council for consideration. As such, Administration recommends that the rezoning be held at Third Reading until such time that the Development Permit is ready to be issued and any variances, if required, are considered by Council.
11. The adjacent zoning and land uses are:

| | Zoning | Land Use |
|--------------|-----------------------------|---------------------------|
| NORTH | Okanagan Lake | |
| EAST | R1 (Estate Lot Residential) | Single Family Residential |
| SOUTH | R2 (Large Lot Residential) | Single Family Residential |
| WEST | R1 (Estate Lot Residential) | Single Family Residential |

12. Administration supports the rezoning of the subject property for the following reasons:
- a) The proposed land use and density conform to the Official Community Plan and the Waterfront Neighbourhood Centre Plan;
 - b) A development at this location would provide an opportunity for infill and more efficient use of a large property on urban services;
 - c) The proposed development has provided 150% of the parking spaces required under the building; and
 - d) A development at this location would allow for the proposed public pedestrian access along the foreshore and from the foreshore to Okanagan Landing Road/Brooks Lane.
13. The application to rezone the subject properties to the C10A zone conforms to the Future Land Use designation in the Official Community Plan (OCP), and Administration is supportive of the rezoning application.

C. Attachments:

Attachment 1 – Official Community Plan Land Use Designations
Attachment 2 – Zoning Designation Map
Attachment 3 – C10A – Tourist Commercial and Residential Zone excerpt from Zoning Bylaw #5000
Attachment 4 – Proposed Zoning Designation Map
Attachment 5 – Riparian Area Regulation Assessment
Attachment 6 – Email Confirmation of Restrictive Covenant for Height
Attachment 7 – Conceptual Architectural Plans

D. Council's Strategic Plan 2019 – 2022 Goals/Deliverables:

The subject application involves the following objectives in Council's Strategic Plan 2019 – 2022:

- Develop a minimum of one lake access site per year
- Continued implementation of the Parks Master Plan

E. Relevant Policy/Bylaws/Resolutions:

1. Official Community Plan:

- 7.3 Support the development of the City Centre District, neighbourhood centres and designated multiple family areas to the densities outlined in the OCP to build compact, complete neighbourhood areas within the community and to achieve the maximum use of municipal infrastructure.

Section 8.0 Commercial

- 8.3 Support and implement the Waterfront Neighbourhood Centre Plan.
- 8.4 Development in the Waterfront Neighbourhood Centre Plan shall be consistent with the policies outlined in the Waterfront Neighbourhood Centre Plan.
- 8.5 All areas designated as Community Commercial, Neighbourhood Centre, Tourist Commercial, Mixed Use – High Density Commercial and Residential and Mixed Use – Medium Density Commercial and Residential are designated as Development Permit Areas, subject to Sections 26, 27, 28, and 29 of this plan, and are required to conform to the design guidelines outlined in those sections, or where applicable, to the design guidelines outlined in the appropriate neighbourhood plan.
- 8.12 To foster a better overall appearance of community commercial areas, new development will be required to provide well designed, irrigated and maintained landscaped strips of not less than 3.0 metres along all major roads and 1.8 metres along local roads.

Section 13.0 Environment

- 13.1 Maintain a clear and consistent approach to environmental management and ecosystem protection throughout the city in accordance with the Environmental Management Areas Strategy.
- 13.11 Ensure ecosystem conservation, enhancement, mitigation and restoration are undertaken as opportunities arise or as required as part of the development process.

BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

Approved for submission to Council:

Sep 11 2019 12:50 PM

X



Keltie Chamberlain

DocuSign




Will Pearce, CAO

Date:

10. SEPT. 2019

Keltie Chamberlain
Economic Development Planner

Sep 11 2019 12:52 PM

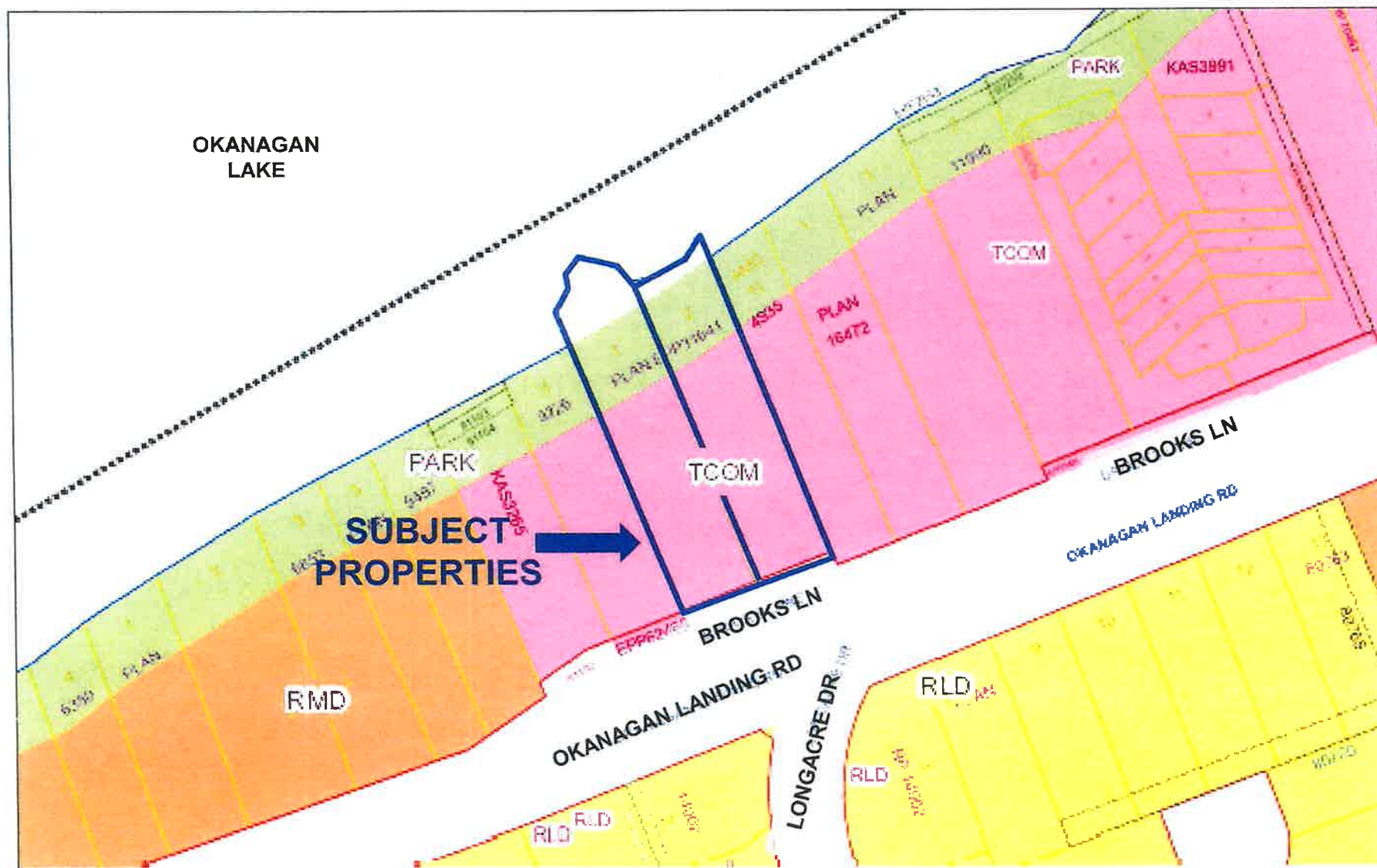
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Kim Flick 

Kim Flick
Director, Community Infrastructure and Development

REVIEWED WITH

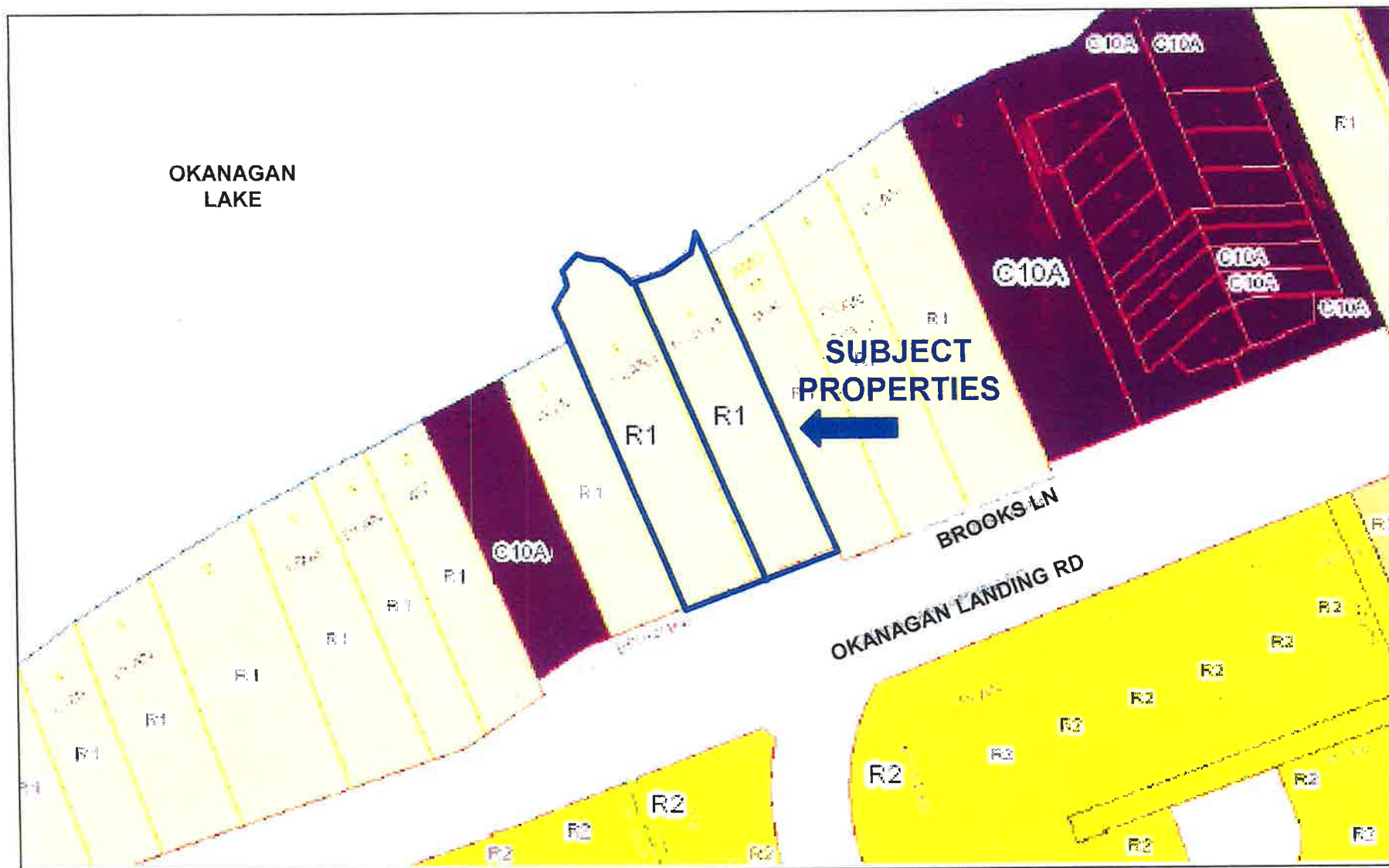
- | | | |
|---|---|--|
| <input type="checkbox"/> Corporate Services | <input type="checkbox"/> Operations | <input checked="" type="checkbox"/> Current Planning |
| <input type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input checked="" type="checkbox"/> Long Range Planning & Sustainability |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input checked="" type="checkbox"/> Building & Licensing |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input checked="" type="checkbox"/> Engineering Development Services |
| <input checked="" type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input checked="" type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input checked="" type="checkbox"/> Economic Development & Tourism |
| <input checked="" type="checkbox"/> COMMITTEE: APC (May 14, 2019) | | |
| <input type="checkbox"/> OTHER: | | |

\\gw1\groups\3000-3699 LAND ADMINISTRATION\3360 ZONING AND REZONING\20 Applications\ZON00341\190904_kc_Rpt_ZON341.docx



OCP Designation

- TCOM – Tourist Commercial
- PARK – Parks & Open Space
- RMD – Residential – Medium Density
- RLD – Residential – Low Density



- R1 – Estate Lot Residential
- C10A – Tourist Commercial and Residential
- R2 – Large Lot Residential

Zoning Designation

C10A**10.10a C10A: Tourist Commercial and Residential****10.10a.1 Purpose**

The purpose is to designate and preserve land for the **development** of destination commercial visitor accommodation and to allow for permanent residences. *(Bylaw 5275)*

10.10a.2 Primary Uses

- **amusement arcades, major**
- **apartment hotel**
- **apartment housing, tourist**
- **apartment housing**
- **artist studios**
- **clubs, private**
- **convenience vehicle rentals** *(Bylaw 5013)*
- **cottages**
- **cottages, tourist**
- **cultural exhibits, private**
- **drive-through services**
- **duplex housing**
- **duplex tourist housing** *(Bylaw 5325)*
- **four-plex housing**
- **four-plex tourist housing** *(Bylaw 5325)*
- **hotels**
- **liquor primary establishment, minor**
- **liquor primary establishment, major**
- **marinas**
- **motels**
- **primary food establishments**
- **participant recreation services, indoor**
- **personal services**
- **parks, public**
- **retail stores, convenience**
- **retail stores, general**
- **retail street sales**
- **row housing**
- **row housing, tourist** *(Bylaw 4883)*
- **semi-detached housing**
- **semi-detached tourist housing** *(Bylaw 5325)*
- **single detached housing**
- **single detached tourist housing** *(Bylaw 5325)*
- **stacked row housing**
- **three-plex housing**
- **three-plex tourist housing** *(Bylaw 5325)*

SECTION 10.10A : TOURIST COMMERCIAL AND RESIDENTIAL
C10A - 1 OF 3

10.10a.3 Secondary Uses

- **amusement arcades, minor**
- **bed & breakfast homes** (in single detached housing or semi-detached housing or duplex housing only) (*Bylaw 5498*)
- **care centre, minor**
- **carnival**
- **docks, community**
- **docks, private**
- **home based businesses, minor**
- **marina equipment rentals**
- **marina fuel facilities**
- **marina sani-dump facilities**
- **offices**
- **residential security/operator unit**
- **retail stores, licensee**
- **spectator entertainment establishments**
- **utility services, minor impact**

10.10a.4 Subdivision Regulations

- For fee simple subdivisions the minimum lot width is 30.0m and the minimum lot area is 1800m², except it is 10,000m² if not serviced by a **community sewer system**.
- For bare land strata subdivisions the following table applied:

| Use (per unit) | Minimum Lot area | | Minimum Lot Width | |
|--|-------------------|-------------------|-------------------|--------|
| | interior | corner | interior | corner |
| Cottages, Cottages Tourist | 125m ² | N/A | 7.0m | 7.0m |
| Single Detached Housing, Single Detached Tourist Housing | 200m ² | 250m ² | 10.0m | 11.3m |
| Duplex Housing, Duplex Tourist Housing | 300m ² | 350m ² | 10.0m | 11.3m |
| Semi-Detached Housing, Semi-Detached Tourist Housing | 150m ² | 200m ² | 7.0m | 8.0m |
| Three-Plex Housing, Three- Plex Tourist Housing | 150m ² | 200m ² | 6.5m | 7.5m |
| Four-Plex Housing, Four-Plex Tourist Housing | 140m ² | 190m ² | 6.0m | 7.0m |
| Row Housing, Row Housing Tourist, Stacked Row Housing, Stacked Row Housing Tourist | 135m ² | 185m ² | 6.0m | 7.0m |

(Bylaw 5325)

SECTION 10.10A : TOURIST COMMERCIAL AND RESIDENTIAL C10A - 2 OF 3

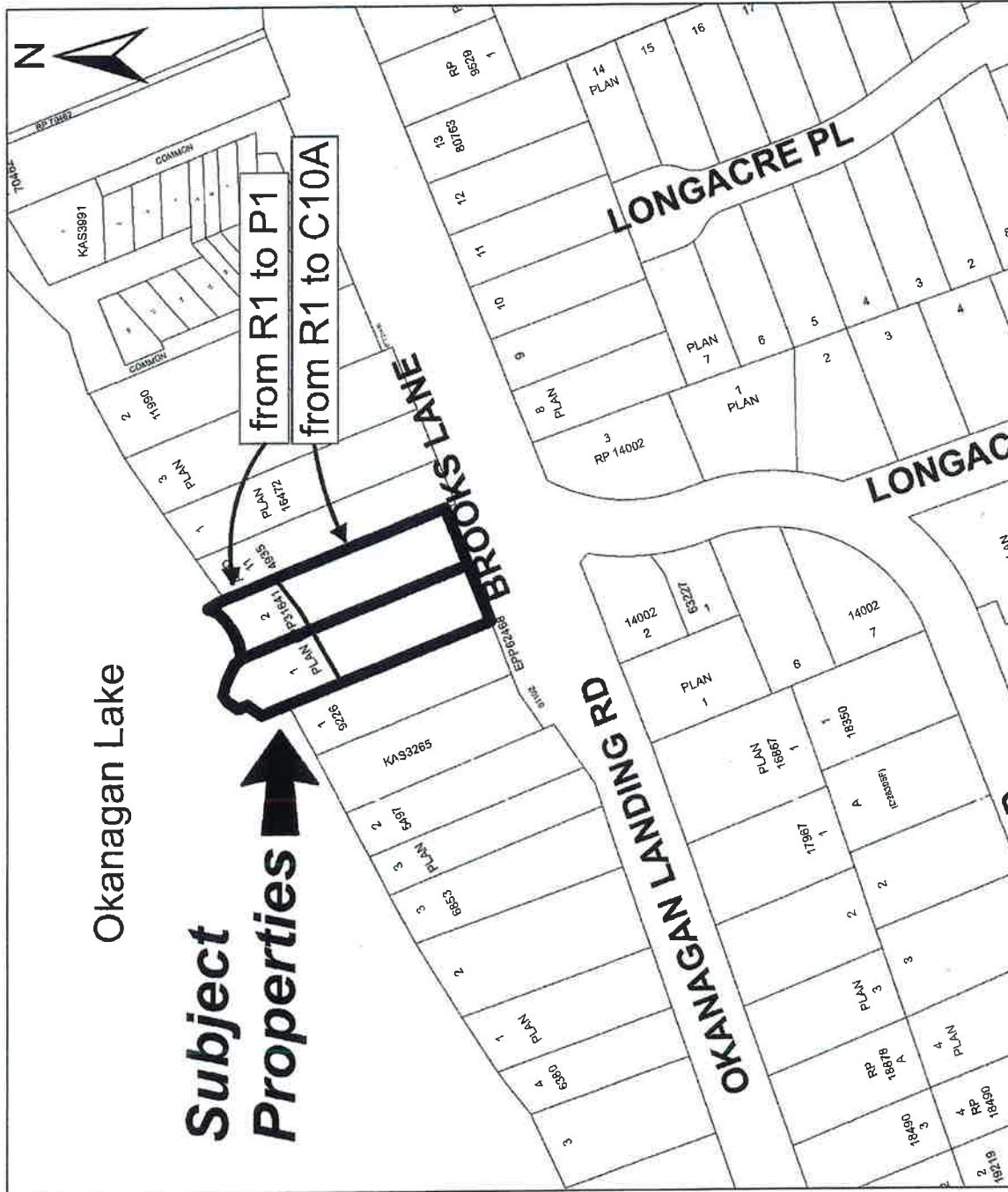
10.10a.5 Development Regulations

- Maximum commercial floor space ratio is 2.0, except it is 5.0 for apartment housing, tourist and apartment housing
- Maximum site coverage is 60% and together with driveways, parking areas and **impermeable surfaces** shall not exceed 85%.
- Maximum height is the lesser of 15.0m or 4 storeys, except for apartment housing, tourist and apartment housing where the height shall be the lesser of 30.0m or 9 storeys and in accordance with the RH3 zone.
- Minimum front yard is 4.5m.
- Minimum side yard is 3.0m, except it is 4.5m for any flanking street.
- Minimum **side yard** for shared interior **party walls** is 0.0m. (Bylaw 5325)
- Minimum rear yard is 3.0m, except it is 4.5m where the abutting land is zoned or designated Residential.

10.10a.6 Other Regulations

- Only one residential security/operator unit is permitted on a site.
- A minimum area of 10.0m² of private open space shall be provided per 1 bedroom dwelling, and 15.0m² of private open space shall be provided per dwelling with more than 1 bedroom. For bareland strata developments an additional 10.0m² per unit of common **open space** shall be provided in addition to the private **open space** on each lot.
- Boat storage use is only permitted on property that abuts or is within 100m of a public or private boat launch facility.
- In addition to the regulations listed above, other regulations may apply. These include the general development regulations of Section 4 (secondary development, yards, projections into yards, lighting, agricultural setbacks, etc.); the specific use regulations of Section 5; the landscaping and fencing provisions of Section 6; and, the parking and loading regulations of Section 7.
- As per Section 4.10.2 - All **buildings and structures, excluding perimeter fencing (garden walls and fences) on lots abutting City Roads** as identified on Schedule "B" shall not be sited closer to the City Road than the setback as per the appropriate zone measured from the offset Rights of Way as illustrated on Schedule "B".

(Bylaw 5440)



Proposed Zoning



FORM 1

Riparian Areas Regulation - Qualified Environmental Professional - Assessment Report

Riparian Area Regulation Assessment

**7497 & 7501 Brooks Lane
VERNON, BC**

**Prepared for:
1125015 BC Ltd.**

**2920B - 28th Ave.
Vernon BC**

Prepared by:



**CANYON WREN
CONSULTING INC.**

Riparian Areas Regulation: Assessment Report

Please refer to submission instructions and assessment report guidelines when completing this report.

Date July 26, 2018

I. Primary QEP Information

| | | | |
|----------------|-------------------|---|--------------|
| First Name | Mark | Middle Name | D |
| Last Name | Piorecky | | |
| Designation | R.P.Bio | Company: Canyon Wren Consulting Inc | |
| Registration # | 1810 | Email: mark@canyonwren.ca | |
| Address | 5859 Hartnell Rd. | | |
| City | Vernon | Postal/Zip | V1B 3J5 |
| Prov/state | B.C. | Country | Canada |
| | | Phone # | 250.307.2038 |

II. Secondary QEP Information (use Form 2 for other QEPs)

| | | | |
|----------------|--|-------------|--|
| First Name | | Middle Name | |
| Last Name | | | |
| Designation | | Company: | |
| Registration # | | Email: | |
| Address | | | |
| City | | Postal/Zip | |
| Prov/state | | Country | |
| | | Phone # | |

III. Developer Information

| | | | |
|------------|------------------------------|---|---------|
| First Name | Dan | Middle Name | |
| Last Name | Currie | | |
| Company | 1125015 BC Ltd. | | |
| Phone # | | Email: dancurrie@me.com | |
| Address | 2920B – 28 th Ave | | |
| City | Vernon | Postal/Zip | V1T 1T9 |
| Prov/state | BC | Country | Canada |

IV. Development Information

| | | | |
|--------------------------|-------------------------------------|-----------------------|----------------|
| Development Type | Residential/Commercial Construction | | |
| Area of Development (ha) | 0.212 | Riparian Length (m) | 43.6 |
| Lot Area (ha) | 0.362 | Nature of Development | Re-development |
| Proposed Start Date | Sept. 2018 | Proposed End Date | Sept. 2020 |

V. Location of Proposed Development

| | | | |
|----------------------------------|---------------------------|----------|---------------|
| Street Address (or nearest town) | 7497 & 7501 Brooks Lane | | |
| Local Government | City of Vernon | City | Vernon |
| Stream Name | Okanagan Lake | | |
| Legal Description (PID) | 029-189-926 & 029-189-918 | Region | Okanagan |
| Stream/River Type | Lake | DFO Area | B.C. Interior |
| Watershed Code | 310 | | |
| Latitude | 50° | 14' | 17.3" |
| Longitude | 119° | 20' | 56" |

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Section 1. Description of Fisheries Resources Values and a Description of the Development Proposal

Fish and Fish Habitat

Okanagan Lake provides habitat for over 23 species of native and introduced fish. These include a variety of salmonids and coarse/non-game species. The table below provides a list of fish species present in Okanagan Lake.

Table 1. Fish species present in Okanagan Lake

| Common Name | Scientific Name | Native (N) or Introduced (I) |
|---------------------|-----------------------------------|------------------------------|
| brook trout | <i>Salvelinus fontinalis</i> | I |
| burbot | <i>Lota lota</i> | N |
| carp | <i>Cyprinus carpio</i> | I |
| chiselmouth | <i>Acrocheilus alutaceus</i> | N |
| cutthroat | <i>Oncorhynchus clarki lewisi</i> | N |
| kokanee | <i>Oncorhynchus nerka</i> | N |
| lake trout | <i>Salvelinus namaycush</i> | I |
| lake whitefish | <i>Coregonus clupeaformis</i> | I |
| largescale sucker | <i>Catostomus macrocheilus</i> | N |
| leopard dace | <i>Rhinichthys falcatus</i> | N |
| longnose dace | <i>Rhinichthys cataractae</i> | N |
| longnose sucker | <i>Catostomus catostomus</i> | N |
| mountain whitefish | <i>Prosopium williamsoni</i> | N |
| northern pikeminnow | <i>Ptychocheilus oregonensis</i> | N |
| peamouth chub | <i>Mylocheilus caurinus</i> | N |
| prickly sculpin | <i>Cottus asper</i> | N |
| pumpkinseed | <i>Lepomis gibbosus</i> | I |
| pygmy whitefish | <i>Prosopium coulteri</i> | N |
| rainbow trout | <i>Oncorhynchus mykiss</i> | N |
| redside shiner | <i>Richardsonius balteatus</i> | N |
| slimy sculpin | <i>Cottus cognatus</i> | N |
| steelhead | <i>Oncorhynchus mykiss</i> | N |
| yellow perch | <i>Perca flavescens</i> | I |

Ministry of Environment Habitat Wizard website, 2018

On July 23rd, 2018 the waters edge was approximately 0-3 m below the high water mark (HWM) which is identified by the 343 m elevation contour. The lakebed/substrate in the littoral zone in front of the subject property was categorized as:

- HWM to 5 m – fine sand (80%) interspersed with small (< 3cm) gravels (20%);
- 5 to 25 m – 100% fines, with milfoil starting at approximately 18 m;
- Beyond 25 m – unsure due to lack of dock access. Fines likely continue.

Existing fish habitat in Okanagan Lake in front of the subject property is characterized as low-value kokanee spawning and Rocky Mountain Ridged mussel habitat. This is based on the

topography and lake substrate observed in the littoral zone in front of the property, as well as maps produced as part of the Okanagan Region Large Lakes Foreshore Protocol (Jan. 2018). This protocol identifies black, red, yellow and no colour zones associated with kokanee spawning importance and known mussel occurrence. Shore spawning kokanee are known to occur in Okanagan Lake, and spawning habitat is generally associated with cliffs/bluffs and angular coarse substrates, none of which occur on the subject property (Photos 1-2). The foreshore in front of the subject property is a no colour zone for both kokanee spawning and Rocky Mountain Ridged mussels. The nearshore topography is gently sloping to at least 30 m into the lake.

Description of Current Riparian Vegetation Condition

Topographically the property and SPEA also slope gently, at about 5.6% or 3.2 degrees, from the back of the property to the HWM.

The majority of the subject property and much of the SPEA exists in a natural state. Despite this the 2 structures that do exist, both occur within the RAR determined SPEA. These structures are an existing garage/boathouse and the property residence, along with associated concrete decks and walks (Figure 1, Photos 2-5). Upon rezoning and development approval, the existing residence and associated concrete decks will be removed. The existing garage/boathouse will be retained and re-developed on the existing foundation, into a 1 storey structure of similar height, with lower walkout level. No additional deck or patio space will be constructed outside the existing footprint. The remainder of the SPEA and property consists of a good mix of lawn, ornamental and native vegetation, including the following: ponderosa pine (Py), birch (Bw), Manitoba maple (Mb), sugar maple (Sm), honey locust (Hl), willow and cottonwood (Pb) trees, Oregon grape, dogwood, snowberry, Japanese barberry, saskatoon, pin cherry, spirea, lilac shrubs, and Englemann ivy (Photo 1-7). This existing vegetation provides valuable riparian function in the form of leaf litter, insect drop, shade and potential for woody debris.

Nature of Development and Proposed Activities

Field assessments of the subject property were conducted on April 24th and July 23rd, 2018 by Mark Piorecky, M.Sc., R.P.Bio. The subject property currently consists of two adjacent lots, with an approximate width of 43.3 m (street front) by 84 m deep, and a total area of approximately 3625 m². The property is bordered by developed residential lots to the northeast and southwest, Okanagan Landing Road to the southeast and Okanagan Lake to the northwest.

It is the intent of the proponent to rezone the properties from R1 – estate lot residential to C10A – tourist commercial and residential, and develop a six story condominium structure as identified in Figure 2. To minimize impacts to the riparian values of the subject property, the following actions are being pursued:

- 1) The existing residence and associated concrete walks and patios, totalling 176.8 m², will be removed from within the SPEA. DFO re-vegetation guidelines call for 1 tree or shrub per 4 m². As 176.8 m² of area will be reclaimed, a minimum of 8 native trees and 36 native shrubs will be required to be planted within the SPEA. Enhancement planting requirements are identified in Section 2 – Comments. A detailed SPEA planting plan will be created and reviewed by the QEP prior to enhancement planting.
- 2) The existing garage/boathouse will be retained and redeveloped on the existing foundation. No additional patio or footprint will be created within the SPEA.

Note: At least 6 pairs of federally “threatened” barn swallows are currently nesting within the open lower portion of the garage/boathouse. The SARA and MBCA protect against killing, harming and harassing, possessing, collecting, buying, selling or trading of individuals, their nests and eggs anywhere in Canada. As such, it is recommended no activity on the garage/boathouse take place until this fall, when the swallows have migrated south. At that point, the boathouse could be sealed, to exclude the swallows from the interior when they return next year. Destruction of active nests and harassment is a federal offence.

- 3) All NEW development will occur outside of the RAR determined SPEA.
- 4) A single semi-permeable access path will be constructed to connect the re-developed garage and proposed future dock, to the condominium development.

- 5) The path will NOT impact existing trees. If any shrubs must be impacted, they will be compensated for at a 2:1 ratio, as identified in Section 2 - Comments.
- 6) No Danger Trees were identified. If in the future, trees of concern are identified within the SPEA, a detailed danger tree assessment (DTA) will be conducted. The findings of this report will identify which trees, if any, need to be removed and/or modified to ensure they do not pose a danger to the proposed activity level of use. This report should be posted to the RAR Notification System.

Construction is anticipated to start **September 1, 2018** and be completed by **September 1, 2020**.

Section 2. Results of Riparian Assessment (SPEA width)**2. Results of Detailed Riparian Assessment**

Refer to Chapter 3 of Assessment Methodology

Date: July 26, 2018

Description of Water bodies involved (number, type)

Okanagan Lake

Stream

Wetland

Lake

Ditch

No. of reaches

Reach #

Site Potential Vegetation Type (SPVT)

| | Yes | No | |
|---------------|--------|----|--|
| SPVT Polygons | | X | Tick yes only if multiple polygons, if No then fill in one set of SPVT data boxes I, <u>Mark Piorecky</u> , hereby certify that: a) I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b) I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c) I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and d) In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation. |
| Polygon No: | 1 of 1 | | Method employed if other than TR |
| SPVT Type | LC | SH | TR |
| | | | X |

Zone of Sensitivity (ZOS) and resultant SPEA

| | | | | | |
|---|---|---|--|---|----|
| Segment No: | 1 of 1 | If two sides of a stream involved, each side is a separate segment. For all water bodies multiple segments occur where there are multiple SPVT polygons | | | |
| LWD, Bank and Channel Stability ZOS (m) | 15 | | | | |
| Litter fall and insect drop ZOS (m) | 15 | | | | |
| Shade ZOS (m) max | 35.5 | South bank | Yes | X | No |
| Ditch | Justification description for classifying as a ditch (manmade, no significant headwaters or springs, seasonal flow) | | | | |
| Ditch Fish Bearing | Yes | No | If non-fish bearing insert no fish bearing status report | | |
| SPEA maximum | 35.5 | (For ditch use table3-7) | | | |

I, Mark Piorecky, hereby certify that:

- a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the *Fish Protection Act*;
- b. I am qualified to carry out this part of the assessment of the development proposal made by the developer 1125015 BC Ltd.;
- c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and
- d. In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation.

Comments

The shoreline of the subject property faces north northwest, thus is significantly influenced by the shade ZOS. As a result, the RAR determined SPEA ranges from 17.0 to 35.5 m as measured horizontally from the HWM of Okanagan Lake (343 m above sea level).

New development on the proposed lots will occur entirely outside the RAR Determined SPEA. Works with potential to occur within the SPEA, are those related to removal and reclamation of the existing residence, redevelopment of the garage/boathouse on its existing foundation, future danger tree removal or modification (Section 4 – 1: Danger Trees), and a single access path as permitted by the RAR (Section 4 – 5: Encroachment). The proponent is committed to carrying out development activities in accordance with this letter to ensure a harmful alteration, disruption or destruction of fish habitat (HADD) will not occur.

Vegetation enhancement or replacement within the SPEA will adhere to the following:

- If future Danger Trees are identified for removal, tree replacement will occur according to specifications outlined in the DFO / MoE tree replacement criteria.
- To abide by DFO re-vegetation guidelines a minimum of 8 native trees and 36 native shrubs will be planted within the SPEA.
- Tree composition will consist of 2/3^{ds} deciduous and 1/3rd coniferous trees.
- If shrubs are impacted by access path creation, they will be compensated for at a 2:1 ratio.
- Species will be chosen from the following:
 - Coniferous trees: ponderosa pine, Douglas-fir, western larch, western white pine, western red cedar.
 - Deciduous trees: aspen, birch, cascara, choke cherry, pin cherry, cottonwood, mountain ash, hawthorn or willow.
 - Shrubs: ceanothus, black twinberry, soopalallie, high/low bush cranberry, willow, dogwood, Douglas maple, snowberry, rose, saskatoon, spirea, hazelnut, huckleberry, juniper, potentilla, mock-orange, elderberry, current (ribes) or Oregon grape.

Apart from the identified development plan, activities and features that are prohibited within the SPEA, include but are not limited to the following: removal, alteration, disruption or destruction of vegetation; disturbance of soils; construction or erection of additional buildings and structures; creation of non-structural impervious or semi-impervious surfaces; flood protection works; construction of roads, trails, additional retaining walls, docks, wharves or bridges; provision and maintenance of sewer and water services; development of drainage systems and development of utility corridors.

Section 3. Site Plan



Section 4. Measures to Protect and Maintain the SPEA

| | |
|--|---|
| 1. Danger Trees | No danger trees were identified on the Subject Property. If trees within the SPEA are later identified as danger trees and need to be removed (i.e. as a result of natural aging, pine beetle, etc.), this will be done according to specifications outlined in the DFO / MoE tree replacement criteria and those outlined in Section 2 – Comments, of this report. |
| I, <u>Mark Piorecky</u> , hereby certify that: a) I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b) I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c) I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation | |
| 2. Windthrow | Windthrow is not an issue for this development since no forested areas are being altered. |
| I, <u>Mark Piorecky</u> , hereby certify that: a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation | |
| 3. Slope Stability | Slope stability does not appear to be an issue for the proposed development as none of the field indicators of slope instability were observed. Furthermore, the proposed development area outside the SPEA, is relatively level. |
| I, <u>Mark Piorecky</u> , hereby certify that: a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation | |
| 4. Protection of Trees | <p>No trees will be removed within the SPEA. Construction will require trenching or digging adjacent to, but generally well away from SPEA trees, while access path installation will require minor surface disturbance within the SPEA. Many of these activities are far enough from existing trees that they will not impact their root zones. However, the following precautions will be taken, in consultation with the environmental monitor (EM), to prevent damage to trees within the SPEA:</p> <ul style="list-style-type: none"> a. Flagging and identification of the SPEA boundary. Prior to construction, highly visible flagging or snow fence will be placed along the SPEA boundary. This will clearly demarcate the border to the public and machinery; b. Physical barriers will be erected, based on tree size and location, to ensure that the majority of the root system remains undisturbed during construction activities; c. Best management practices require that machinery used for construction be in good repair and free of leaks. Contractors on site are required to have spill kits at the construction site (preferably on each piece of large machinery) and develop a spill reporting and clean-up procedure. |
| I, <u>Mark Piorecky</u> , hereby certify that: a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> | |

| | |
|--|--|
| c. | I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation |
| 5. Encroachment | <p>As the proposed development is on lake front property, the owners will expect and require access to the waterfront. However, it is also noted that the intention of the SPEA is to provide natural, functioning undisturbed riparian habitat. As such, the owners will be made fully aware that encroachment into the SPEA is not a practice that is supported or permitted under the RAR. Encroachment activities include: conversion of natural vegetation into lawn, dumping of yard waste, planting of non-native vegetation, and the creation of numerous access points and pathways.</p> <p>Encroachment onto the SPEA will be deterred by maintaining existing native SPEA vegetation, enhancing the SPEA with an additional 8 trees and 36 shrubs and providing a single permeable access path (1.2 m max width). The access feature will be sited to avoid impacts to all trees and limit impacts to shrubs. Impacted shrubs will be replaced at a 2:1 ratio as identified in Section 2 - Comments.</p> |
| <p>I, <u>Mark Piorecky</u>, hereby certify that:</p> <p>a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i>;</p> <p>b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u>;</p> <p>c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation</p> | |
| 6. Sediment and Erosion Control | <p>Sediment and erosion control will focus on minimizing disturbance and source-control to prevent sediment or sediment laden water from entering the SPEA during construction. Proposed sediment control will follow Best Management Practices (BMPs) for: works in and around a watercourse, sediment control, and urban and rural land development (MWLP 2004, LWBC 2005).</p> <p>Under the direction of the EM, erosion and sediment control activities will include but not be limited to the following:</p> <p>a. All areas with exposed soils will be re-vegetated promptly with grass especially where surface flows have potential to reach the lake. If re-vegetation cannot occur immediately, alternative sediment control methods will be employed. These can include the use of filter cloth, tarps and/or straw mulch in combination with silt fencing, if required;</p> <p>b. Excavated materials will be stockpiled in areas where there is negligible potential for sediment to be transported to the lake;</p> <p>c. In areas where soils are to be placed near the SPEA boundary (i.e. during construction), silt fencing will form a final barrier to sediment transport. The silt fence should be installed according to manufacturer's instructions and be monitored periodically for tautness and effectiveness.</p> |
| <p>I, <u>Mark Piorecky</u>, hereby certify that:</p> <p>a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i>;</p> <p>b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u>;</p> <p>c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation</p> | |
| 7. Stormwater Management | <p>Stormwater from the area of impervious surfaces outside the SPEA, will not be discharged directly into the lake or SPEA. Roof and driveway run-off will be directed into the ground and distributed amongst several discharge points through the use of dry wells. To decrease the potential for surface runoff, semipermeable surfaces will be utilized for the access path (i.e. wood, natural stone, paving stones, gravel) required within the SPEA.</p> |

| | |
|---|---|
| I, <u>Mark Piorecky</u> , hereby certify that: a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the <i>Riparian Areas Regulation</i> . | |
| 8. Floodplain Concerns (highly mobile channel) | The subject property is not located in an active floodplain, therefore flooding of the SPEA will not be an issue. |
| I, <u>Mark Piorecky</u> , hereby certify that: a. I am a qualified environmental professional, as defined in the Riparian Areas Regulation made under the <i>Fish Protection Act</i> ; b. I am qualified to carry out this part of the assessment of the development proposal made by the developer <u>1125015 BC Ltd.</u> ; c. I have carried out an assessment of the development proposal and my assessment is set out in this Assessment Report; and In carrying out my assessment of the development proposal, I have followed the assessment methods set out in the Schedule to the <i>Riparian Areas Regulation</i> . | |

Section 5. Environmental Monitoring

A Qualified Environmental Professional (QEP) will be retained as project environmental monitor by the proponent. The focus of monitoring will be the protection and enhancement planting of the SPEA. There will be a pre-construction meeting to communicate the importance of SPEA protection, along with tree protection and the erosion and sediment control plans with site personnel. Site inspection frequency will be timed to key construction activities in areas adjacent to and/or within the SPEA (i.e. access path and waterline) and based on weather events (e.g. after periods of intense rainfall). The QEP will ensure that sediment and erosion control measures are functioning properly and protecting the SPEA. The monitor has the authority to halt construction activities if impacts to sensitive habitats are likely to occur.

A post-development report, outlining the degree of compliance with the above measures and reviewing the success of measures implemented during construction will also be produced and submitted on the RAR database.

Section 6. Photos

Photo 1. Foreshore substrate and vegetation (from NE corner - looking W) – July 23, 2018.



Photo 2. Foreshore and SPEA vegetation (from NW point - looking SE) – July 23, 2018.



Photo 3. Foreshore and vegetation (from NE corner - looking SW) – July 23, 2018.



Photo 4. View of existing structures from outside the SPEA (looking NE) – July 23, 2018.



Photo 5. Close-up view of garage/boathouse (looking SW), barn swallows using open lower level – July 23, 2018.



Photo 6. View of large clump willow within SPEA (looking N) – July 23, 2018.



Photo 7. View of SPEA vegetation from NW corner (looking SW) – July 23, 2018.



Section 7. Professional Opinion**Assessment Report Professional Opinion on the Development Proposal's riparian area.**Date July 26, 20181. I/We Mark Piorecky, R.P.Bio.

hereby certify that:

- a) I am/We are qualified environmental professional(s), as defined in the Riparian Areas Regulation made under the *Fish Protection Act*;
- b) I am/We are qualified to carry out the assessment of the proposal made by the developer 1125015 BC Ltd., which proposal is described in section 3 of this Assessment Report (the "development proposal");
- c) I have/We have carried out an assessment of the development proposal and my/our assessment is set out in this Assessment Report; and
- d) In carrying out my/our assessment of the development proposal, I have/We have followed the assessment methods set out in the Schedule to the Riparian Areas Regulation; AND

2. As qualified environmental professional(s), I/we hereby provide my/our professional opinion that:

- a) if the development is implemented as proposed by the development proposal there will be no harmful alteration, disruption or destruction of natural features, functions and conditions that support fish life processes in the riparian assessment area in which the development is proposed, **OR**
- b) **X** if the streamside protection and enhancement areas identified in this Assessment Report are protected from the development proposed by the development proposal and the measures identified in this Assessment Report as necessary to protect the integrity of those areas from the effects of the development are implemented by the developer, there will be no harmful alteration, disruption or destruction of natural features, functions and conditions that support fish life processes in the riparian assessment area in which the development is proposed.

[NOTE: "qualified environmental professional" means an applied scientist or technologist, acting alone or together with another qualified environmental professional, if

- (a) the individual is registered and in good standing in British Columbia with an appropriate professional organization constituted under an Act, acting under that association's code of ethics and subject to disciplinary action by that association,
- (b) the individual's area of expertise is recognized in the assessment methods as one that is acceptable for the purpose of providing all or part of an assessment report in respect of that development proposal, and
- (c) the individual is acting within that individual's area of expertise.]

Section 8. References

- Land and Water BC (LWBC). 2005. A Users Guide to Working in and Around Water. Regulation under British Columbia's Water Act. Revised May 2005.
<http://www.agf.gov.bc.ca/resmgmt/publist/500series/502000-1.pdf>
- Ministry of Environment Habitat Wizard website. 2018. Habitat Wizard. Accessed May 18, 2018. <http://www.env.gov.bc.ca/habwiz/>
- Ministry of Environment, Lands and Parks (MOELP). 1996. Tree Replacement Criteria. B.C. Environment, Lower Mainland Region, Surrey, B.C. Pp. 1.
- Ministry of Water, Land and Air Protection (MWLAP). 2004. Standards and Best Practices for In Stream Works. WLAP BMP Series. 167 pp._
<http://wlapwww.gov.bc.ca/wld/documents/bmp/iswstdsbpsmarch2004.pdf>
- Okanagan Large Lakes Foreshore Protocol. 2018. BC Ministry of Forests, Lands, Natural Resource Operations and Rural Development, Penticton, BC. Jan. 2018. 11 pp. https://www2.gov.bc.ca/assets/gov/environment/natural-resource-stewardship/standards-guidelines/best-management-practices/okanagan/okanagan_large_lakes_foreshore_protocol.pdf

Keltie Chamberlain

From: Jennifer Fossum <jennifer@mqn.ca>
Sent: September 11, 2019 12:35 PM
To: Keltie Chamberlain
Subject: ZON341 - 7497 Brooks Lane

Hi Keltie.

Please be advised that we approve the City of Vernon registering a restrictive covenant restricting the building height on the above-mentioned property to a maximum of five (5) storeys for residential construction with a one (1) storey parkade partially built below grade.

Kind Regards,

Jennifer Fossum, CID, LEED® AP
Building Technician

MQN Architects
Suite 100 – 3313 32nd Ave
Vernon, BC V1T 2M7
P: 250-542-1199 (Ext. 201)
F: 250-542-5236
E: jennifer@mqn.ca
W: www.mqn.ca

Need to send MQN large files?

<https://www.hightail.com/u/MQN> (Upload Folder)

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| Table 1. General Laboratory Panel A-10-1-1 | | | | | | | | | |
|--|---------------|------|--------------------------|------|-------------------|--------------------|--------------------|--------|--------------|
| TEST | CONCENTRATION | | USE OF EXPOSED CONTAINER | | % SPENT PARTICLES | SPENDING PARTICLES | | PPE | CONSTRUCTION |
| | C | M | YES | NO | | SPENDING PARTICLES | SPENDING PARTICLES | | |
| WET | WET 0 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 0 | WET 0 |
| | WET 1 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 1 | WET 1 |
| | WET 2 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 2 | WET 2 |
| | WET 3 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 3 | WET 3 |
| WET | WET 4 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 4 | WET 4 |
| | WET 5 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 5 | WET 5 |
| | WET 6 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 6 | WET 6 |
| | WET 7 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 7 | WET 7 |
| WET | WET 8 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 8 | WET 8 |
| | WET 9 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 9 | WET 9 |
| | WET 10 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 10 | WET 10 |
| | WET 11 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 11 | WET 11 |
| WET | WET 12 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 12 | WET 12 |
| | WET 13 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 13 | WET 13 |
| | WET 14 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 14 | WET 14 |
| | WET 15 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 15 | WET 15 |
| WET | WET 16 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 16 | WET 16 |
| | WET 17 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 17 | WET 17 |
| | WET 18 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 18 | WET 18 |
| | WET 19 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 19 | WET 19 |
| WET | WET 20 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 20 | WET 20 |
| | WET 21 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 21 | WET 21 |
| | WET 22 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 22 | WET 22 |
| | WET 23 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 23 | WET 23 |
| WET | WET 24 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 24 | WET 24 |
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| | WET 26 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 26 | WET 26 |
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| WET | WET 28 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 28 | WET 28 |
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| | WET 31 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 31 | WET 31 |
| WET | WET 32 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 32 | WET 32 |
| | WET 33 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 33 | WET 33 |
| | WET 34 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 34 | WET 34 |
| | WET 35 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 35 | WET 35 |
| WET | WET 36 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 36 | WET 36 |
| | WET 37 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 37 | WET 37 |
| | WET 38 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 38 | WET 38 |
| | WET 39 | 21.0 | 2.0 | 10.0 | 50% | 30.0 | 10.0 | WET 39 | WET 39 |

PROJECT INFORMATION
BROOKS LANDING
7497 & 7501 BROOKS LANE, VERNON, BC

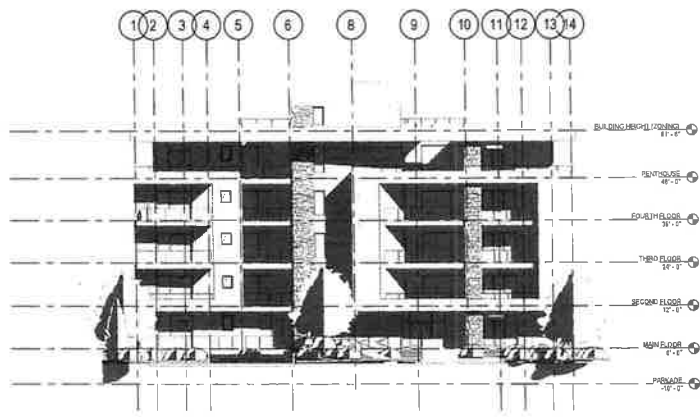
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PROJECT: 20130725
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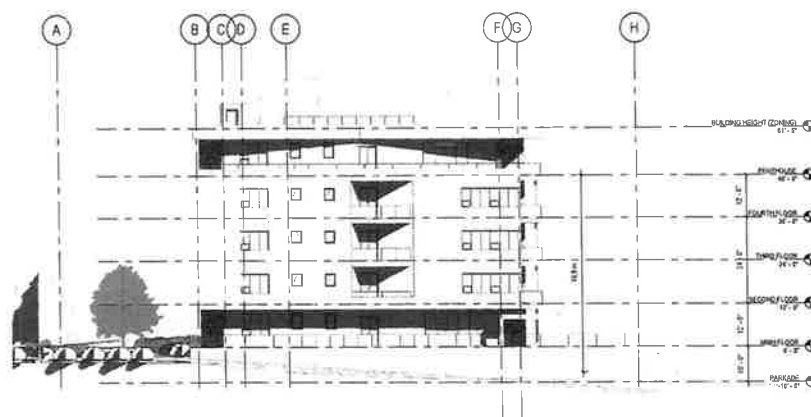
BROOKS LANDING
7497 & 7501 BROOKS LANE VERNON BC

A1

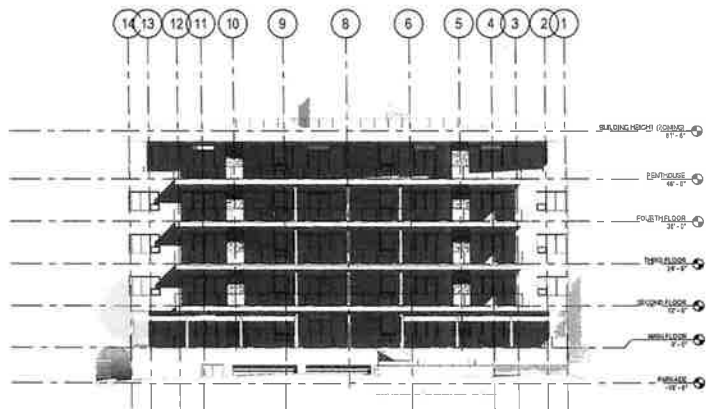
17154
2019/07/25
1'16" - 1'-0"



1 SOUTH STREET ELEVATION
SCALE 1/8" = 1'-0"



2 EAST ELEVATION
SCALE 1/8" = 1'-0"



3 NORTH (LAKE) ELEVATION
SCALE 1/8" = 1'-0"



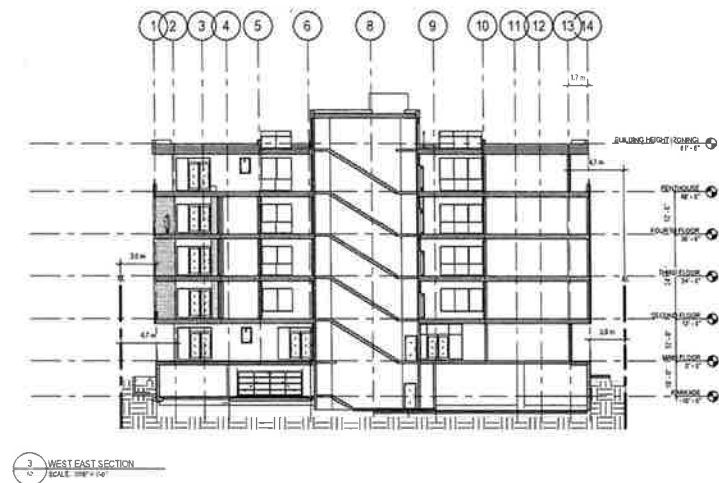
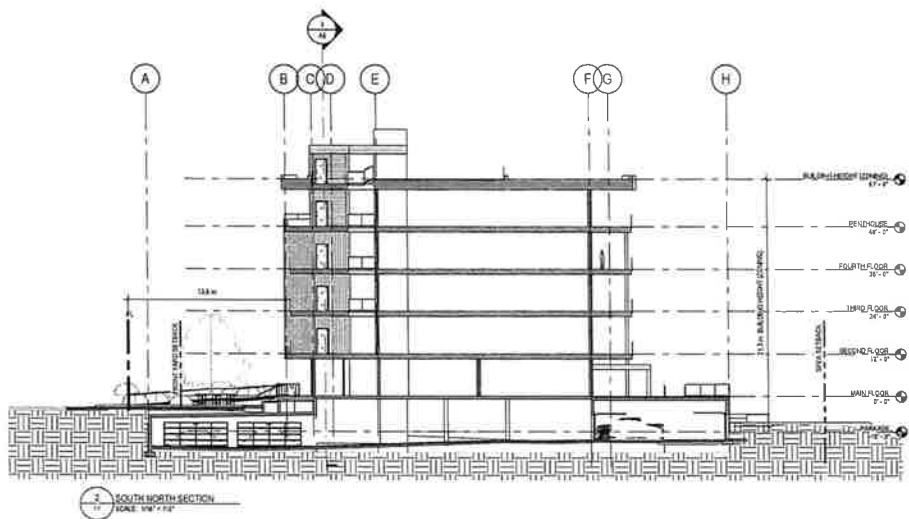
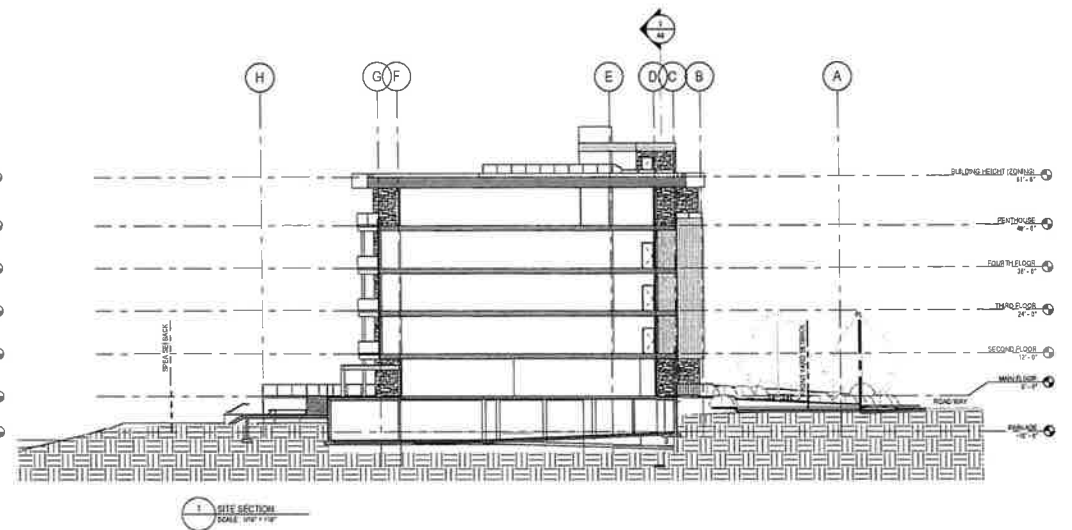
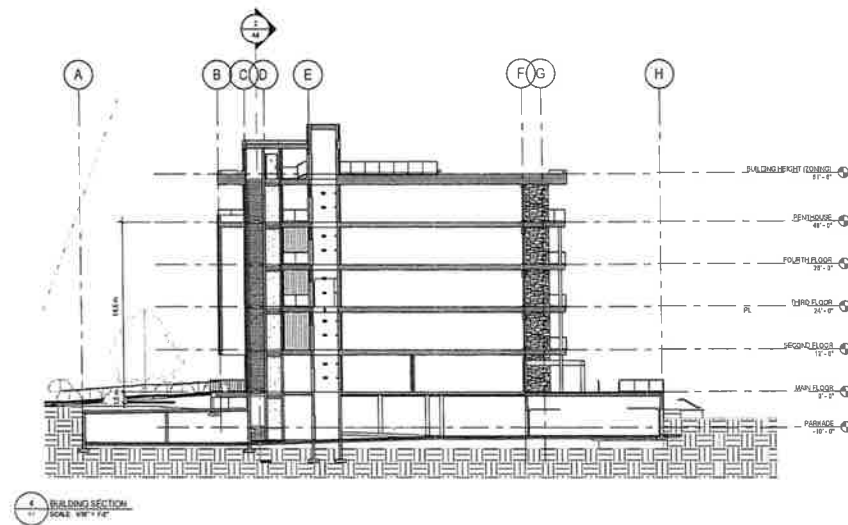
4 WEST ELEVATION
SCALE 1/8" = 1'-0"

MQN
ARCHITECTS

ELEVATIONS

BROOKS LANDING
7487 S 7501 BROOKS LANE, VERNON, BC

DRAWING A5
PROJECT 17154
DATE 2019.07.25
SCALE 1/8" = 1'-0"



MQN
ARCHITECTS

BUILDING SECTIONS

BROOKS LANDING
7497 & 7501 BROOKS LANE, VERNON, BC

DRAWING

A6

PROJECT

17154

DATE

2019.07.25

SCALE

1/8" = 1'-0"



1 SOUTH EAST PERSPECTIVE (STREET SIDE)
SCALE: 1/8" = 1'-0"



2 SOUTH WEST PERSPECTIVE
SCALE: 1/8" = 1'-0"



3 NORTH WEST PERSPECTIVE (LAKE SIDE)
SCALE: 1/8" = 1'-0"

MON
ARCHITECTS

PERSPECTIVES

BROOKS LANDING
7497 & 7501 BROOKS LANE, VERNON, BC

DRAWING:
PROJECT:
DATE:
SCALE:

A7
17154
2019/07/25
NTS



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Craig Broderick
Manager, Current Planning
Hazel Christy
Planner

COUNCIL MEETING: REG ☒ COW ☐ I/C ☐
COUNCIL MEETING DATE: September 16, 2019
REPORT DATE: August 26, 2019
FILE: 4330-20 (CRL00021)

SUBJECT: CANNABIS BUSINESS LICENCE APPLICATION FOR 115 - 5100 ANDERSON WAY

PURPOSE:

To review the referral received from the Liquor and Cannabis Regulation Branch (LCRB) and provide the City of Vernon's recommendation for the LCRB's consideration in their review of the Non-Medical Cannabis Retail Store (CRS) Licence application. This application is for a business and location that has not previously operated as a dispensary in the City of Vernon.

RECOMMENDATION:

THAT Council provide a positive recommendation to the Liquor and Cannabis Regulation Branch (LCRB) regarding Cannabis Retail Store application (Job#002379) (CRL00021) with respect to the application to establish a Non-Medical cannabis retail sales business on Lot 1, PLAN KAP87698, DL 38, ODYD (115-5100 Anderson Way);

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 115 - 5100 Anderson Way 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 69 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 and one negative response were received.

AND FURTHER, that the report from the Manager, Current Planning dated August 26, 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 CRL00021.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council provide a **NEGATIVE** recommendation to the Liquor and Cannabis Regulation Branch regarding Non-Medical Cannabis Retail Store application (Job#002379) (CRL00021) with respect to the application to establish a cannabis retail sales business on Lot 1 PLAN KAP87698, DL 38, ODYD (115-5100 Anderson Way).

Note: This alternative does not support the cannabis business licence application, and therefore the cannabis retail store licence would not receive further consideration from the Liquor and Cannabis Regulation Branch.

ANALYSIS:

A. Committee Recommendations:

N/A

B. Rationale:

1. The subject property is located at 115-5100 Anderson Way, as shown on Figures 1 and 2. The retail cannabis store is proposed to be located within an existing commercial building. Adjacent tenants are a dry cleaner and a restaurant. Other tenants in the building include: an optometrist, fast food, clothing store, hearing clinic, fitness/physio clinic, a provincial office, a business office and a medical office. This application is for a business and location that has not previously operated as a dispensary in the City of Vernon.
2. The applicant has applied for a Cannabis Retail Store licence to the Liquor and Cannabis Regulation Branch (LCRB) (Job#002379). As a result, the Province has referred the application to the City of Vernon for consideration by Council. Should the LCRB support the application and issue a licence to the applicant, the Cannabis Business Licence would be processed. A Cannabis Business Licence cannot be issued if the LCRB does not issue its licence.
3. No changes to parking, access or the exterior of the tenant space are proposed other than fascia signage which would require a sign permit from the City of Vernon, as well as approval of the signage wording and logo through the provincial licensing process.



Figure 1 – Property Location Map

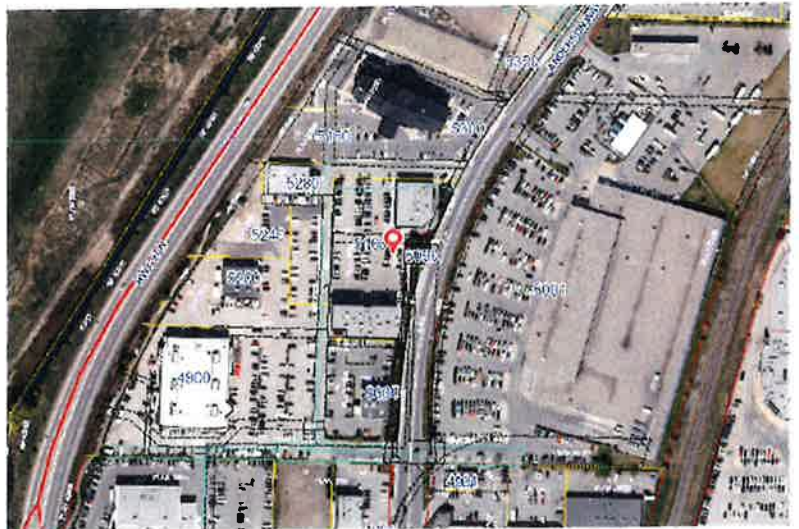


Figure 2 – Aerial View of Property

4. Section 33 of the *Cannabis Control and Licensing Act* requires that local governments be notified of an application, and that if the local government decides to give comments and recommendations, they must gather the views of residents within a prescribed area.
5. The Cannabis Business Licence application was referred to 19 staff departments and external agencies as well as 69 business, property owners and occupants within 30 m of the subject property (three letters were returned).
6. A total of two responses were received, one negative and one indicating "no concerns" (Attachment 2).

C. Attachments

Attachment 1 – Site Plan

Attachment 2 – Copy of stakeholder comment received

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

- Streamline red tape to facilitate more development.

E. Relevant Policy/Bylaws/Resolutions:

1. Council gave final reading to Zoning Bylaw Amendment #5731 on December 11, 2018 to allow retail cannabis sales as a primary use within selected commercial zones. Applicants must apply for and receive a Cannabis Business Licence from the City of Vernon, following the processing and approval of a provincial licence from the Liquor and Cannabis Regulation Branch. A Building Permit or Sign Permit may also be required to address necessary tenant improvements.
2. The City of Vernon has received 22 referrals to date from the provincial Liquor and Cannabis Regulation Branch (LCRB) for non-medical cannabis retail establishments. Council passed a resolution to limit the number of Cannabis Shops within the downtown area (Business Improvement Areas) to six (6) Licensed Cannabis Retail Shops and that Administration is to monitor and report back to Council in one year's time. The downtown area is defined as Primary and Secondary Business Improvement areas. Council passed a further resolution to place a two year moratorium on cannabis applications for provincial referrals dated after July 29, 2019.
3. To date, Council has provided positive recommendations for sixteen (16) applications in total, six of which are located in the BIA, and have forwarded input to the provincial Liquor and Cannabis Regulation Branch (LCRB) for their review.
4. The provincial Liquor and Cannabis Regulation Branch (LCRB) informed the City of the status of referred applications as of August 29, 2019. Nine applications have received Approval in Principle (AIP), four of these are in the BIA. Two applications outside of the BIA have received Final Approval and are open for business.

BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

Sep 5 2019 1:29 PM

Approved for submission to Council:

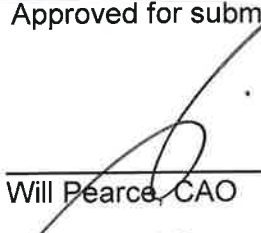
X  ✓

Kim Flick

DocuSign

for Craig Broderick
Manager, Current Planning

Sep 5 2019 1:29 PM


Will Pearce, CAO

Date: 09. SEPTEMBER, 2019

X  ✓

Kim Flick

DocuSign

Kim Flick
Director, Community Infrastructure and Development

REVIEWED WITH

- | | | |
|---|---|--|
| <input type="checkbox"/> Corporate Services | <input type="checkbox"/> Operations | <input checked="" type="checkbox"/> Current Planning |
| <input type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input checked="" type="checkbox"/> Long Range Planning & Sustainability |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input type="checkbox"/> Building & Licensing |
| <input checked="" type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input type="checkbox"/> Engineering Development Services |
| <input type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input type="checkbox"/> Economic Development & Tourism |
| <input type="checkbox"/> COMMITTEE: | | |
| <input type="checkbox"/> OTHER: | | |

G:\3700-4699 LEGISLATIVE AND REGULATORY SERVICES\4330 LICENCES - CANNABIS\20 Applications\CRL00021\2
PROC\Rpt\190806_hc_Council_Rpt_CRL00021.docx

BOGART CANNABIS INVESTMENT LTD TENANT IMPROVEMENT #115 -5100 ANDERSON WAY, VERNON, B.C.



SCOPE OF WORK
#115 -5100 ANDERSON WAY
VERNON, B.C.

CONTEXT PLAN
1/8" = 1'-0"

GENERAL NOTES:

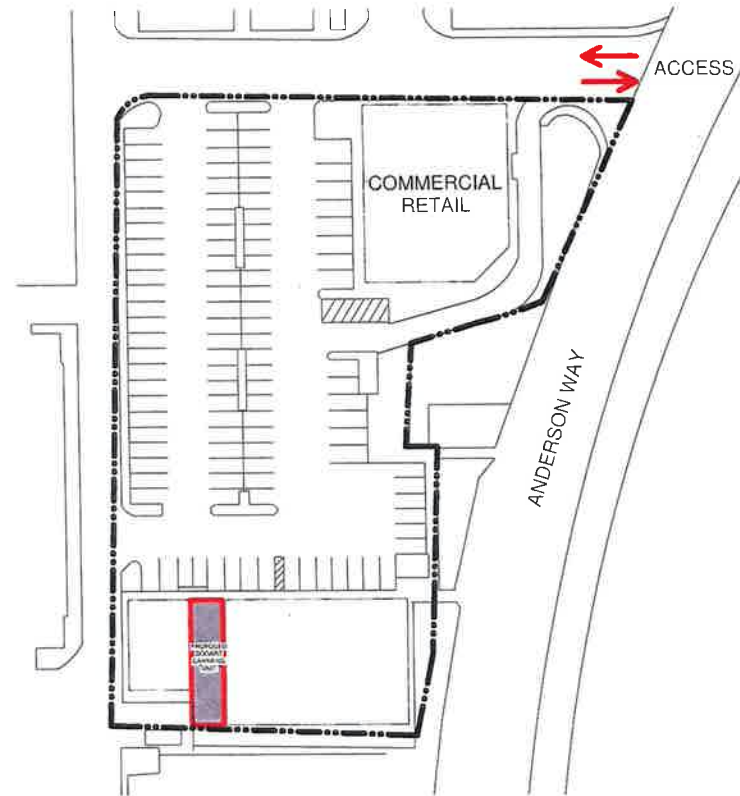
1. THIS PROJECT IS DESIGNED IN ACCORDANCE WITH, AND SHALL BE CONSTRUCTED IN COMPLIANCE WITH THE B.C. BUILDING CODE 2012 AMENDMENTS AND ALL APPLICABLE LOCAL BYLAWS.
2. DO NOT SCALE DRAWINGS.
3. VERIFY ALL DIMENSIONS, ELEVATIONS, SLOPES, DETAILS, CONDITIONS, ETC. SHOWN ON THE DRAWINGS PRIOR TO CONSTRUCTION.
4. DISCREPANCIES OR AMBIGUITIES ON THE DRAWINGS AND/OR THE SITE SHALL BE REPORTED TO THE ARCHITECT.
5. MODIFICATIONS, ALTERATIONS OR SUBSTITUTIONS MUST BE AUTHORIZED IN WRITING BY THE ARCHITECT.
6. THE GENERAL CONTRACTOR SHALL LOCATE ALL EXISTING SITE SERVICES PRIOR TO CONSTRUCTION.
7. FOR OPENINGS IN SLAB, FLOOR, WALLS, ROOFS, ETC. REFER TO PERTINENT DRAWINGS.
8. CONSTRUCTION SAFETY REQUIREMENTS SHALL BE THE RESPONSIBILITY OF THE GENERAL CONTRACTOR.
9. THE GENERAL CONTRACTOR SHALL NOTIFY THE ARCHITECT AT LEAST 48 HOURS TO ALLOW FOR SITE REVIEWS. SITE REVIEWS SHOULD GENERALLY OCCUR AS EACH TRADE IS STARTING AND FINISHING AND AS OTHERWISE APPROPRIATE.
10. ALL WORK TO BE CARRIED OUT IN A GOOD WORKMANSHIP LIKE MANNER TO ENSURE QUALITY AND SERVICEABILITY OF THE BUILDING.
11. ALL ROUGH OPENINGS TO BE CONFIRMED WITH PRODUCT OR EQUIPMENT SUPPLIER OR MANUFACTURER.
12. DRAWINGS AND SPECIFICATIONS ARE PROPERTY OF THE ARCHITECT. ANY REPRODUCTIONS OF THE DRAWINGS OR SPECIFICATIONS SHALL BE MADE ONLY AFTER WRITTEN AUTHORIZATION FROM THE ARCHITECT AND SHALL REMAIN PROPERTY OF THE ARCHITECT.
13. PROVIDE BLOCKING AT WALL MOUNTED ACCESSORY LOCATIONS.
14. MILLWORK DESIGN BY OTHERS. GENERAL CONTRACTOR TO COORDINATE ELECTRICAL OUTLET AND SINK LOCATIONS.
15. INTERIOR DOOR LEVER HANDLES TO BE MOUNTED 36" A.F.F.
16. WALL, FLOOR AND CEILING FINISHES AND PAINT TO BE SELECTED BY OWNER.
17. ONE SET OF LANDLORD ACCEPTED DRAWINGS TO BE KEPT ON SITE AND AVAILABLE FOR REVIEW AT ALL TIMES DURING CONSTRUCTION.
18. ALL MATERIALS TO MEET FLAME SPREAD RATING REQUIREMENTS OF AUTHORITIES HAVING JURISDICTION.

DESCRIPTION OF WORK:

ARCHITECTURAL
INTERIOR FIT-UP FOR SINGLE TENANT INCLUDING BUT NOT LIMITED TO CONSTRUCTION OF NEW INTERIOR PARTITIONS, MILLWORK AND DOORS AND INSTALLATION OF FINISHES TO SUITE USAGE.

MECHANICAL
DESIGN AND DETAIL OF MECHANICAL SYSTEMS TO ACCOMMODATE THE TENANT IMPROVEMENT OF A NEW RETAIL SPACE INCLUDING INSTALLATION OF ASSOCIATED PLUMBING AND HVAC.

ELECTRICAL
NO ELECTRICAL SCOPE ANTICIPATED AT THIS TIME. SHOULD ELECTRICAL CHANGES BE REQUIRED, THEY SHALL BE SUBMITTED UNDER SEPARATE CONTRACT.



SITE PLAN
N. T. S.

Attachment 1

| Revision Schedule | | |
|-------------------|-------------|------|
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City of Vernon
3400 30th Street
Vernon, BC V1T 5E6

Attachment 2

P: 250.545.1361
F: 250.545.7876

CANNABIS BUSINESS LICENCE APPLICATION REFERRAL RESPONSE FORM

(Reply to the attention of csbreception@vernon.ca)

VERNON FILE# CRL00021 (115-5100 Anderson Way) **YOUR FILE #:** _____

Name Gordon Stewart Date July 26, 2019

Agency RCMP Department Vernon North Okanagan Detachment

Position Operations Officer

Phone 250-260-7154 Fax 250-260-7191

Email gord.stewart@rcmp-grc.gc.ca

Please indicate whether your agency or department's interests are affected by the subject application by checking on of the following boxes (please use the space provided below for written comments):

Support

(if applicable, provide conditions below)

Do Not Support

(provide comments below)

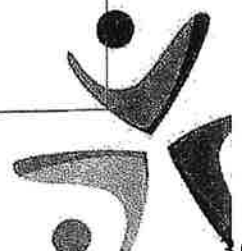
Our Interests are Unaffected

(if applicable, provide comments below)

X

| | |
|------------|---|
| Conditions | Provided the applicant adheres to all applicable municipal, provincial and Federal requirements and legislation in relation to this business, the RCMP has no opposition to this application. |
| Comments | |

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From: cwillis
Sent: Thursday, August 15, 2019 6:50 PM
To: CSB Reception
Cc:
Subject: stakeholder objection to Cannabis retail License Application #CRL00021

Dear Mr. Broderick:

Thank you for the invitation to submit our stakeholder comments regarding the proposed cannabis retail store in 5100 Anderson Way in Vernon. Family First Optometry is located in Suite #112 on the ground floor of this building.

I object to this application on the grounds that Family First Optometry caters to families with children and teens. We believe that the presence of a cannabis retailer in this small professional building will make it more difficult to attract new patients and will be detrimental to retaining our existing families. Our concerns would match those of any small childcare facility, NONA-type child health service centre and or a pediatrician's clinic.

I am the sole doctor of optometry, owner and clinic manager of Family First Optometry. My practice is entirely local and independent with no affiliation to a larger corporate entity. I started the clinic four years ago and hold a long-term lease in the building.

Start-up, buildout and equipping of a new eye clinic required a very significant personal financial and time investment. Continued growth and retention of existing patients is critical to our financial viability. We continue to invest heavily in external marketing to draw in new families and to educate the local public about the importance of regular eye examinations for children starting at six months of age.

Thank you for your consideration of our input.

Sincere regards,
Cynthia Willis

Cynthia P Willis, OD MPH



FAMILY FIRST OPTOMETRY
#112, 5100 Anderson Way
Vernon, BC V1T 9V2
(250) 541-9292
www.familyfirstoptometry.ca

Dr. Cynthia P. Willis, Optometric Corp

This email is intended only for the individual(s) to whom it is addressed and may contain information that is confidential or privileged. It may be used only for the purpose for which it was requested or intended. Unauthorized interception, use or distribution of this email is prohibited by law. If you have received this information in error, please notify the sender immediately.

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5771

A bylaw to amend the Municipal Ticketing
Information (M.T.I.) Bylaw

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend "Municipal Ticketing Information System Bylaw Number 5300, 2011" to allow for penalties associated with Cemetery Bylaw #5767;

NOW THEREFORE the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as "**Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019**"
2. "Municipal Ticketing Information System Bylaw Number 5300, 2011" is hereby amended as follows:
 - (i) By **adding** Cemetery Bylaw #5767 to Schedule "A" as shown in **RED** on attached Schedule 1; and
 - (ii) By **adding** penalties to Schedule "B" – Cemetery Bylaw Number 5767 as shown in **RED** on attached Schedule 1.
3. Bylaw Number 5300 is hereby ratified and confirmed in all other respects.

READ A FIRST TIME this 19th day of August, 2019.

READ A SECOND TIME this 19th day of August, 2019.

READ A THIRD TIME this 19th day of August, 2019.

ADOPTED this day of , 2019.

Mayor

Corporate Officer

SCHEDULE '1'

Attached to and Forming Part of

"Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019"

| SCHEDULE "A" | |
|---------------------------------|--|
| Designated Bylaws | Designated Bylaw Compliance Officers |
| 3. Business Licence Bylaw #5480 | Director, Community Development Manager, Bylaw Compliance Business Licence Inspector Asst. Business Licence Inspector Bylaw Compliance Officer Asst. Bylaw Compliance Officer R.C.M.P. Officer |
| 4. Cemetery Bylaw #5767 | Manager, Protective Services Manager, Parks and Public Spaces Maint. Director, Operation Services Bylaw Compliance Officer Asst. Bylaw Compliance Officer R.C.M.P. Officer |

| SCHEDULE "B" | | | | |
|-----------------------|----------------|--------------------------------------|-------------------|---------------------------------|
| Bylaw No. | Section | Description | A1 Penalty | A2 Early Payment Penalty |
| Cemetery Bylaw | | | | |
| 5767 | 14.1 | Fail to Comply with Bylaw Provisions | \$500.00 | \$150.00 |

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5772

A bylaw to amend the Bylaw Notice Enforcement Bylaw

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend "Bylaw Notice Enforcement Bylaw Number 5250, 2011" to allow for penalties associated with Cemetery Bylaw #5767;

NOW THEREFORE the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as **"Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019"**
2. "Bylaw Notice Enforcement Bylaw Number 5250, 2011" is hereby amended as follows:
 - (i) By **adding** penalties to Schedule "A" – Cemetery Bylaw Number 5767 as shown in **RED** on attached Schedule 1.
3. Bylaw Number 5250 is hereby ratified and confirmed in all other respects.

READ A FIRST TIME this 19th day of August, 2019.

READ A SECOND TIME this 19th day of August, 2019.

READ A THIRD TIME this 19th day of August, 2019.

ADOPTED this day of , 2019.

Mayor

Corporate Officer

SCHEDULE '1'**Attached to and Forming Part of
"Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019"**

| Bylaw No. | Section | Description | A1 Penalty | A2 Early Payment Penalty | A3 Late Payment Penalty | A4 Compliance Agreement Available |
|-------------------------------|----------------|---------------------------------------|-----------------------|---|--|--|
| Business Licence Bylaw | | | | | | |
| 5480 | 3.1 | No Business Licence | \$100.00 | \$85.00 | \$115.00 | YES |
| 5480 | 4.1 | Failure to Pay Fee | \$75.00 | \$50.00 | \$90.00 | YES |
| 5480 | 4.12 | Failure to Notify of Change | \$75.00 | \$50.00 | \$90.00 | NO |
| 5480 | 5.11 | Non-Compliance with Busking Policy | \$50.00 | \$40.00 | \$60.00 | YES |
| 5480 | 5.12 | Unlicensed Street Vending | \$100.00 | \$85.00 | \$115.00 | NO |
| 5480 | 9.2 | Obstruct Officer/Inspector | \$500.00 | \$500.00 | \$500.00 | NO |

| Bylaw No. | Section | Description | A1 Penalty | A2 Early Payment Penalty | A3 Late Payment Penalty | A4 Compliance Agreement Available |
|-----------------------|----------------|---|-----------------------|---|--|--|
| Cemetery Bylaw | | | | | | |
| 5767 | 14.1 | Fail to Comply with Bylaw Provisions | \$100.00 | \$90.00 | \$110.00 | YES |



THE CORPORATION OF THE CITY OF VERNON

INTERNAL MEMORANDUM

TO: Will Pearce, CAO **FILE:** 4000-01-02

CC: Patti Bridal, Deputy CAO, Dir. Corp Services **DATE:** September 6, 2019

FROM: Geoff Gaucher, Mgr. Protective Services

SUBJECT: Clarification On The Type of Ticketing Offences Relating to Bylaw #5771, "Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019" and Bylaw #5772, "Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019"

PURPOSE:

At their Regular Meeting September 3, 2019, Council passed the following resolution:

THAT Council defers consideration of Bylaw #5771, "Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019" and Bylaw #5772, "Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019" pending receipt of clarification on the type of ticketing offences that are related to these bylaws to be provided at the September 16, 2019 Regular meeting.

CARRIED

ANALYSIS:

Comparisons were made of the Cemetery Bylaw fine amounts and prosecution methods for several communities in British Columbia, in order to determine an appropriate level to set penalties related to the Cemetery Bylaw #5767 for both the Bylaw Notice Enforcement Bylaw #5252 and the Municipal Ticket Information System Bylaw #5300.

The *Community Charter Bylaw Enforcement Ticket Regulation* permits municipalities to prosecute minor to medium bylaw infractions by way of Municipal Ticket Information (MTI). This would include such offences "Scatter Dispose or Inter Cremated Remains without Authority" or "Destroy, Damage, Mutilate or Remove an Item from a Cemetery".

The MTI resembles a provincial violation ticket and an enforcement officer can serve the ticket to an alleged offender **without** first visiting a provincial court justice to swear the information and obtain a summons. The alleged offender may choose to admit to the offence and pay the penalty without appearing in court. If the alleged offender chooses not to admit to the offence, the process then involves the provincial courts and the Bylaw Compliance Officer would appear before a provincial court justice to swear a charge and obtain a summons. Ticket prosecution is before a provincial court judge were the recipient

makes no voluntary payment. Bylaw Compliance utilizes MTI as a last resort to obtain compliance.

The *Local Government Bylaw Notice Enforcement Act* allows prosecution of minor bylaw infractions by way of a Bylaw Offence Notice (BON). This would include such offences as “Being in the cemetery after closing”, “Unsupervised open flame or candle” or “Drive or park on Lawn”.

Where a voluntary penalty is not paid and the ticket disputed, the Bylaw Offence Notice uses a non-judicial adjudicator and a resolution based approach to hear ticket disputes and render decisions. The adjudication process is a more accessible venue for addressing minor bylaw contraventions, with the ability for an accused person to enter into a compliance agreement with the ticket-screening officer to voluntarily comply with the provisions of the bylaw and suspend the passing of a fine.

Education to obtain voluntary compliance is the preferred method of dealing with contraventions. Bylaw Compliance utilizes a progressive enforcement model where ticketing is the last resort to obtain compliance. Due to lower penalties, and cost effective administration, the BON is the most frequent ticketing method utilized. An MTI would only be used in cases of repeated offences or serious breaches of the Cemetery Bylaw # 5767.

The majority of communities in British Columbia are prosecuting violations of their cemetery bylaws by way of a long form Information sworn in the provincial court under the authority of the “Offence Act (RSBC 1996)” with fines up to \$2000 and/or up to 6 months imprisonment. This process requires an officer to attend the provincial court and swear the information in front of a provincial court justice to lay a charge and obtain a summons. There is no ability for the recipient to pay a fine and avoid a court appearance.

Some communities have chosen to set minimum penalties and removed the reference to imprisonment from their bylaws.

Proposed penalties are:

Bylaw Offence Notice:

| Bylaw No. | Section | Description | A1 Penalty | A2 Early Payment Penalty | A3 Late Payment Penalty | A4 Compliance Agreement Available |
|-----------------------|---------|--------------------------------------|------------|--------------------------|-------------------------|-----------------------------------|
| Cemetery Bylaw | | | | | | |
| 5767 | 14.1 | Fail to Comply with Bylaw Provisions | \$100.00 | \$90.00 | \$110.00 | YES |

Municipal Ticket Information (MTI):

| SCHEDULE "B" | | | | |
|-----------------------|----------------|--------------------------------------|-------------------|---------------------------------|
| Bylaw No. | Section | Description | A1 Penalty | A2 Early Payment Penalty |
| Cemetery Bylaw | | | | |
| 5767 | 14.1 | Fail to Comply with Bylaw Provisions | \$500.00 | \$150.00 |

The following penalty comparison is provided for other municipalities:

City of Courtney Cemetery Bylaw #2569

Fine of not more than \$2000 or to imprisonment for not more than 6 months, or to both.

City of Kelowna Cemetery Bylaw #8807

Fine of not more than \$2000

City of Oliver Cemetery Bylaw #1315

Fine of not more than \$2000 or to imprisonment for not more than 6 months, or to both.

City of Salmon Arm Cemetery Bylaw #4280

Fine of not less than \$100 and not more than \$2000 or to imprisonment for not more than 6 months, or to both.

City of Surrey Cemetery Management Bylaw #16174

Fine of not less than \$50 and not exceeding \$2,000, or to imprisonment for not more than 3 months, or both.

City of Vancouver Mountain View Cemetery Bylaw #8719

Fine of not less than \$250 and not more than \$10,000.

City of Victoria Ross Bay Cemetery Bylaw #10-046

Fine of not more than \$2000 or to imprisonment for not more than 6 months, or to both.

RECOMMENDATION:

THAT Council receive the information as presented in the memo titled "Clarification On The Type of Ticketing Offences Relating to Bylaw #5771, "Municipal Ticketing Information (Cemetery Bylaw) Amendment Bylaw Number 5771, 2019" and Bylaw #5772, "Bylaw Notice Enforcement (Cemetery Bylaw) Amendment Bylaw Number 5772, 2019"" dated September 6, 2019 from the Manager, Protective Services.

Respectfully submitted:

A handwritten signature in dark ink, appearing to read "Gaucher", written in a cursive style.

Geoffrey Gaucher, Mgr. Protective Services

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5779

A bylaw to amend the "City of Vernon
Subdivision and Development
Servicing Bylaw #3843, 1992"

WHEREAS it is the intention of the Council of The Corporation of the City of Vernon to amend "Subdivision and Development Servicing Bylaw #3843, 1992" to provide consistency with the Master Transportation Plans and the use of Master Municipal Contract Document (MMCD) standards;

NOW THEREFORE the Council of The Corporation of the City of Vernon in open meeting assembled, enacts as follows:

1. This bylaw may be cited as **"Subdivision and Development Servicing (Schedules C and O) Amendment Bylaw Number 5779, 2019"**.

2. City of Vernon Subdivision and Development Servicing Bylaw No. 3843 is amended by:

- (i) **AMEND AND RENAME** Schedule C – Curbs, Gutter, Sidewalks and Boulevards as shown in **Red** on attached **Schedule 1**;
- (ii) **AMEND** Schedule O – Standard Drawings as shown in **Red** on attached **Schedule 2**;

Subdivision and Development Servicing Bylaw #3843, 1992 is hereby ratified and confirmed in every other respect.

| | |
|--------------------------------|---|
| READ A FIRST TIME this | 3 rd day of September, 2019. |
| READ A SECOND TIME this | 3 rd day of September, 2019. |
| READ A THIRD TIME this | 3 rd day of September, 2019. |
| ADOPTED this day of | , 2019. |

Mayor

Corporate Officer

SCHEDULE C

**REGULATIONS, STANDARDS AND SPECIFICATIONS FOR
THE DESIGN AND CONSTRUCTION OF CURBS, ~~AND~~
GUTTERS, ~~SIDEWALKS~~ ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS**

This is Schedule C of the City of
Vernon Subdivision and Development
Servicing Bylaw No. 3843, 1992

"Margaret Bailey"

City Clerk

SCHEDULE C – BYLAW NO. 3843

REGULATIONS, STANDARDS AND SPECIFICATIONS FOR THE DESIGN AND CONSTRUCTION OF CURBS AND GUTTERS, ~~SIDEWALKS~~ ACTIVE TRANSPORTATION CORRIDORS AND BOULEVARDS

1.0 STANDARDS AND SPECIFICATIONS OF THIS SCHEDULE TO APPLY TO ALL WORKS

- 1.01 Where the provisions of Schedule A of this Bylaw require the provision of curbs and gutters, Active Transportation Corridor (including sidewalks, walkways, paths etc.) ~~and~~ boulevards, the Applicant shall construct such services in a manner consistent with the regulations, standards and specifications set out in this Schedule.

Approval of Engineering Drawings Required prior to Construction

- 1.02 Engineering drawings showing detailed design of the necessary works shall be submitted to the City Engineer for approval~~acceptance~~. No construction of the works shall commence until the design drawings have been accepted~~approved~~ by the City Engineer and all appropriate fees and charges paid. Works within a road ROW or SROW shall not commence until a Schedule J Development Agreement, including fees and securities, has been completed. In addition, a Road Usage Permit must be obtained prior to start of works (in SROWs or road ROWs).

Curb, Gutter, ~~and~~ Active Transportation Corridor~~Sidewalk~~ and Boulevard Requirements (Bylaw #4666-June-18th-2001)

- 1.03 Curbing is to be consistent with Schedules A and B of this Bylaw. Upright curb and gutter is required to protect all streetlights, fire hydrants and any other above ground structures in the road ROW as per Schedule B of this Bylaw. Asphalt curbs are permitted only as per Schedule B of this Bylaw. Curbs, gutters and sidewalks shall be concrete and the type of curb and width of sidewalk shall be provided according to the table below:

| <u>HIGHWAY CLASSIFICATION</u> | <u>CURB TYPE REQUIRED (SEE SCHEDULE 0-DRAWING #200-1)</u> | <u>MINIMUM SIDEWALK WIDTHS</u> |
|-----------------------------------|---|------------------------------------|
| <u>Residential Zones</u> | | |
| Arterial | Type-1 | 1.85 m |
| Major Collector | Type-1 | 1.85 m |
| Minor Collector | Type-2 | 1.35 m |
| Local | Type-2 | 1.35 m |
| <u>Commercial Zone</u> | | |
| Arterial | Type-1 | 1.85 m |
| Major Collector | Type-1 | 1.85 m |
| Minor Collector | Type-1 | 1.85 m |
| <u>Industrial</u> | | |

| | | |
|-----------------|--------|--------|
| Arterial | Type 1 | 1.85-m |
| Major Collector | Type 1 | 1.85-m |
| Minor Collector | Type 1 | 1.85-m |
| Local | Type 1 | 1.85-m |

Local of Sidewalks

4.04—Active Transportation Corridors (sidewalks, walkways, paths, trails etc.) are to be installed at locations as identified in Schedule A of this Bylaw and consistent with the most recent Master Transportation Plan. Sidewalk minimum widths are to be consistent with Schedule A of this Bylaw. Where sidewalks are directly adjacent to the back of curb, the width of the top of curb may be included as part of the overall sidewalk width measurement. Multi use (pedestrian and small wheel, bicycle etc.) paths must be between 3m and 4m wide. Where new stairs are required they are to be metal to current City standards.

Landscaping in the boulevard must be designed to minimize maintenance requirements. Irrigated plantings in the boulevard may be permitted in Development District 1, Neighbourhood Centres and on arterial roads, adjacent to urban areas. Street trees and other plantings requiring irrigation must be accepted by the City.

Decorative wraps are required for all new utility kiosk installations. The wrap must not compromise safety or function. Wrap design is to have a theme consistent with the area which must be reviewed and accepted by the City. Where sidewalk is required on one side of a highway only, the sidewalk shall be located on the same side as the street lights. Sidewalk location relative to the curb shall be as shown in the Standard Drawings.

2.00 DESIGN CRITERIA – CURBS, GUTTERS AND SIDEWALKS

Refer to Schedule B, 3. Design Parameters of this Bylaw.

Design Gradient

2.01—The design gradient shall be as specified for roads in Schedule B of this Bylaw, except that the minimum gradient around curb returns and around cul-de-sacs shall be 0.8%.

Curb Return

2.02—The minimum curb return radius shall be as set out in Section 3.06 of Schedule B of this Bylaw. Elevations shall be shown on the engineering drawings for the beginning and end of the curb return, as well as at any changes in grades in between. Engineering drawings shall provide all geometric details, both vertically and horizontally, of curb returns.

BYLAW NUMBER 3843

SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

Grading of Boulevards

- 2.03 ~~Upon completion of road, curb and gutter and sidewalk constructions, boulevards shall be shaped and graded as shown on the Standard Drawings. Native material and 100 mm of top soil shall be placed flush with the top of curb or back of walk and shaped to conform with general lot grading. Unless otherwise approved, boulevards shall be graded to drain to the curb at a minimum slope of 3% and a maximum slope of 7.5%.~~

Sidewalk Cross Section

- 2.04 ~~Concrete sidewalks shall have a thickness not less than 100 mm and shall be constructed consistent with Standard Drawings No. 200-1 to 200-5.~~

Driveway Access

- 2.05 ~~Maximum driveway access grade shall be 8% maximum for City boulevards in accordance with Standard Drawings No. 100-9.~~

Curb and Gutter Cross Section

- 2.06 ~~Curbs and gutters shall be constructed consistent with Standard Drawings No. 200-1.~~

Commercial Crossovers

- 2.07 ~~Commercial crossovers shall be provided at all access locations for usages other than residential. Commercial crossovers shall be constructed consistent with Standard Drawings No. 200-5.~~

Curb Extensions and Wheelchair Curb Ramps

- 2.018 In accordance with the TAC Geometric Design Guide for Canadian Roads Chapter 6, 6.4.3 – Curb Extensions and 6.4.6 – Curb Ramps- Tactile walking surface indicators acceptable to the City Engineer are required at pedestrian crossings. This includes Figures 6.4.7 and 6.4.8 regarding tactile indicator locations. These are to provide a visible and tactile differentiation between the sidewalk and curbing. Wheelchair ramps shall be provided at all intersections on streets provided with sidewalks. Wheelchair ramps shall be constructed consistent with Standard Drawings No. 200-4.

BYLAW NUMBER 3843
SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

Pedestrian Railway Crossings (Bylaw No. 4874)

- ~~2.09 Where sidewalks are required to cross railway tracks the sidewalk and curb and gutter will be constructed to the edge of the rubber or concrete crossing as shown in Standard Drawing 200-6.~~

~~When development occurs adjacent to railway rights of way at a road crossing the developer may be required to construct the pedestrian railway crossing. If, in the opinion of the Municipal Engineer, the development will result in a significant increase in pedestrian traffic, a pedestrian movement study for the respective crossing will be provided by the developer for review by the Municipal Engineer.~~

~~When development occurs adjacent to railway rights of way at a road crossing and the development property requires access across the railway rights of way, the developer will be required to construct the pedestrian railway crossing.~~

3.00 MATERIALS

~~Base Material~~

- ~~3.01 Refer to Schedule B of this Bylaw. Base material shall be granular 25 mm crushed gravel base course conforming to gradation limits as referenced in Schedule B, Article 4.04.~~

~~Concrete~~

- ~~3.02 In accordance with MMCD, Platinum Edition, as amended.~~

Asphalt Curbs

- 3.03 In accordance with MMCD, Platinum Edition, as amended

Active Transportation Corridor structure

- 3.04 In accordance with Schedule B of this Bylaw.

BYLAW NUMBER 3843

SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

Boulevards

3.05 In accordance with the following section of the MMCD, Platinum Edition, as amended

| | |
|--|--|
| <u>Top Soil and Finish Grading -</u> | <u>Section 32 91 21</u> |
| <u>Hydraulic Seeding -</u> | <u>Section 32 92 19</u> |
| <u>Seeding -</u> | <u>Section 32 92 20</u> |
| <u>Sodding -</u> | <u>Section 32 92 23</u> |
| <u>Planting of Trees and ground Covers -</u> | <u>Section 32 93 01, complete with deep root watering system for trees and shrubs.</u> |

Irrigation Systems

3.06 In accordance with Irrigation Industry Association of British Columbia Standards for Landscape Irrigation Systems, as amended

~~Concrete shall conform to CSA CAN3-A23.1 Latest Edition; the mix design shall include the following:~~

- ~~_____ a) _____ Minimum compressive strength 30 MPa at 28 days;~~
- ~~_____ b) _____ Maximum aggregate size 19 mm for hand-formed; 10 mm for extruded;~~
- ~~_____ c) _____ Slump 80 mm for hand-formed; 25 mm for extruded;~~
- ~~_____ d) _____ Air entrainment 6% 8%.~~

~~_____ Testing~~

~~3.03 The Applicant shall retain an independent materials testing firm to carry out comprehensive testing of concrete which shall be taken to include determination of unit weight of the plastic concrete, performing slump and air content tests and casting of test cylinders. One test consisting of three standard cylinders may be made for each 175 m of curb and gutter or sidewalk installed. In no case, however, will there be less than one test for concrete placed in one day. One cylinder shall be tested at seven days, and two at twenty-eight days. All test results shall be submitted to the City Engineer for review and approval.~~

~~_____ Curing Compound~~

~~3.04 Curing compound shall be spray applied of liquid type conforming to ASTM C309 containing a fugitive dye applied at a rate recommended by the manufacturer.~~

~~_____ Boulevards Top Soil~~

~~3.05 Top soil used for boulevard improvement shall be loam, free from any rock, clay lumps, roots or any other deleterious material.~~

BYLAW NUMBER 3843

SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

Driveway Approaches

- ~~3.06 Base for driveway approaches shall consist of a minimum of 100 mm of 25 mm minus gravel placed on compacted subgrade. Approaches behind curb or sidewalk shall be paved using 50 mm hot mix asphalt.~~

4.00 WORKMANSHIP

Base Preparation

~~4.01 In accordance with the MMCD, Platinum Edition.~~

- ~~All topsoil, organic soils, peat, frozen materials, roots, branches or other deleterious material shall be removed to a minimum depth of 300 mm below the bottom of the sidewalk and replaced with either earth fill acceptable to the City Engineer or granular aggregate. All fill material shall be compacted to 100% Standard Proctor Density.~~

~~A minimum of 100 mm of granular aggregate shall be placed and compacted to 100% Standard Proctor Density and moistened immediately prior to placing concrete.~~

Commercial Crossovers

- ~~4.02 Commercial and industrial crossovers shall be built on a base with the same construction as the roadway they border. Commercial crossovers shall have a minimum concrete thickness of 150 mm and be reinforced with 10M bars on 300 mm centres both ways. Commercial crossovers shall have the concrete curb and gutter reinforced by two 10M bars running the full length between the extremities of the flare of the crossovers. Expansion joints shall be made at the side crossover. All bars shall be supported off the granular base. Score lines shall be made parallel to gutter line at 150 mm interval over the crossover. Crossovers shall be constructed consistent with Standard Drawings No. 200-5.~~

Placing and Finishing Concrete

- ~~4.03 The City Engineer shall be notified twenty-four hours in advance of any concrete pour for curb and gutter or sidewalks. Concrete shall be prepared, delivered, and placed in conformance with CSA CAN3-A23.1-M90 "Concrete Materials and Methods of Concrete Construction". The surface of the curb, gutter and sidewalk shall be finished prior to final set by brushing to provide a uniform non-skid finish. Both edges of the sidewalk and contraction joints shall be trowelled smooth to a width of 50 mm and rounded to a radius of 12 mm.~~

~~During hot, cold, or drying weather conditions, special attention shall be given to preparation, delivery, placement, and curing of concrete to ensure that the requirements of CSA CAN 3-23.1-M90 are met.~~

BYLAW NUMBER 3843

SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

- ~~———— Curb and gutter shall be monolithic unless otherwise approved by the City Engineer.~~
- ~~———— Curb and gutter contraction joints shall be made at a maximum of 3 m intervals.~~
- ~~———— 13 mm thick contraction joints shall installed through the full depth and the entire width at the beginning and end of every curb return on both sides of crossovers and against walls and structures. A 6 mm rounded edge shall run along each side of the joint.~~
- ~~———— Contraction joints shall be made by cutting a groove through the surface of the concrete to a minimum depth of 25 mm. Horizontal and vertical alignments shall not vary from established line and grade by more than 5 mm over a 3 m section. Where these tolerances are not met, the faulty section shall be removed and replaced.~~
- ~~———— Expansion joints shall be 13 mm width and located at all tangent points and at the end of each days pour.~~

~~———— Curing Concrete~~

- 4.04 ~~Between April 1 and October 1, concrete shall be sprayed with two coats of an approved membrane curing compound as soon as the concrete has obtained its initial set. Prior to April 1, or after October 1, alternate methods of curing concrete must be used and the method approved by the City Engineer.~~

~~———— Boulevards Driveway Approaches~~

- 4.05 ~~Construction of driveway approaches shall be according to specifications set out in Schedule B of the Bylaw. Care shall be taken to avoid damage to existing utilities such as curb and gutter and water curb stops.~~

~~———— Boulevard Improvement~~

- 4.06 ~~Prior to placing of top soil, boulevard areas shall be pre-graded to suit the specified grades. The top soil shall be carefully placed to the specified depth and the surface shall be raked if necessary to remove any rocks and roots.~~

BYLAW NUMBER 3843
SCHEDULE C – CURBS, GUTTERS, SIDEWALKS, ACTIVE TRANSPORTATION
CORRIDORS AND BOULEVARDS

5.00 STANDARD DRAWINGS

5.01 The following City of Vernon Standard Drawings shall form part of this schedule.

| <u>Drawing No.</u> | <u>Drawing Description</u> |
|--------------------|---|
| 200-1 | Standard Curb and Gutter |
| 200-2 | Standard Separate Sidewalk |
| 200-3 | Monolithic Curb, Gutter and Sidewalk |
| 200-4 | Typical <u>Wheelchair Curb</u> Ramp |
| 200-5 | Typical Crossover |
| 200-6 | Pedestrian Railway Crossing (Bylaw 4874) |
| 100-14 | Gradation Limits 25 mm Minus Crushed Gravel |
| 100-12 | Gradation Limits 150 mm Minus Gravel |
| 100-13 | Gradation Limits 75 mm Minus Gravel |

The following MMCD Platinum Edition Standard Drawings shall form part of this schedule.

| <u>MMCD Drawing No.</u> | <u>Drawing Description</u> |
|-------------------------|-------------------------------------|
| C2 | Concrete Sidewalk and Barrier Curb |
| C3 | Concrete Sidewalk and Rollover Curb |
| C4 | Concrete Curbs – Narrow Base |
| C7 | Driveway Crossing For Barrier Curbs |

SCHEDULE 0

STANDARDS DRAWINGS

This is Schedule O of the City of
Vernon Subdivision and Development
Servicing Bylaw No. 3843, 1992

"Margaret Bailey"

City Clerk

SCHEDULE 0 – BYLAW NO. 3843

STANDARDS DRAWINGS

2.00 DRAWINGS FOR SCHEDULE C – CURBS, SIDEWALKS, BOULEVARDS

SCHEDULE C – CURBS, SIDEWALKS, BOULEVARDS

- 200-1 ~~Standard Curb and Gutter~~ Typical Curb Ramp
- 200-2 ~~Standard Separate Sidewalk~~
- 200-3 ~~Monolithic Curb, Gutter and Sidewalk~~
- 200-4 ~~Typical Wheelchair Ramp~~
- 200-5 Typical Crossover
- 200-6 Pedestrian Railway Crossing

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5769

A bylaw to amend the City of Vernon "Tax Exemption Bylaw Number 5713, 2018"

WHEREAS it is the intention of the Council of the Corporation of the City of Vernon to amend the City of Vernon Tax Exemption Bylaw Number 5713, 2018.

NOW THEREFORE the Council of the Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

This bylaw may be cited as the City of Vernon "**Tax Exemption Amendment Bylaw Number 5769, 2019**".

1. Schedule "C" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:
 - A. **Amend** 'Social Services Properties' category to **Add** the Community Dental Access Centre, as indicated and shown in **RED** on attached Schedule '1'.
 - B. **Amend** 'Social Services Properties' category to **Add** the North Okanagan Community Life Society, as indicated and shown in **RED** on attached Schedule '1'.
 - C. **Amend** 'Social Services Properties' category to **Add** the Turning Points Collaborative, as indicated and shown in **RED** on attached Schedule '1'.
2. Schedule "F" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:
 - A. **Amend** 'Mixed and Unique Properties' category to **Update** the City of Vernon – Recreation Complex (DBA: Boys and Girls Club), as indicated and shown in **RED** on attached Schedule '2'.

BYLAW 5769

- B. Amend 'Mixed and Unique Properties' category to Add the North Okanagan Childcare & Montessori Preschool Society (DBA: Mavin Lane), as indicated and shown in **RED** on attached Schedule '3'.

3. Schedule "G" of the City of Vernon "Tax Exemption Bylaw Number 5713, 2018" is amended in the following manner:

- A. **Add** 'NEW 2020 Properties' category for new tax exemption applications as shown in **RED** on attached Schedule '3'.

4. "Tax Exemption Bylaw Number 5713, 2018" is hereby ratified and confirmed in every other respect.

READ A FIRST TIME this day of September, 2019.

READ A SECOND TIME this day of September, 2019.

READ A THIRD TIME this day of September, 2019.

ADVERTISED in the Morning Star this day of and this day of , 2019

ADOPTED this _____, day of October, 2019.

Mayor

Corporate Officer

BYLAW 5769

Schedule 1

Attached to and forming part of
"Tax Exemption Amendment Bylaw Number 5769, 2019"

Schedule "C"

**TAX EXEMPT
SOCIAL SERVICES PROPERTIES
100% EXEMPTION: 2019 - 2024 TAXATION YEARS**

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|----------------------------|------------|---|--------------------------------------|---|
| 010-315-802 | 0F3907.001 | Lot 1, Plan 5367 3511 – 27 th Avenue | Abbeyfield Houses of Vernon Society | except the W. 85' |
| 002-559-382 | 00090.000 | Lot 21 Block 4 Plan 327 3305 27 Street | Canadian Mental Health Association | |
| 002-435-225 | 01399.000 | LT 38-39 BLK 71 PL 327 3003 28 Avenue | Canadian Mental Health Association | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 025-584-669 | 01445.000 | Lot 1, Plan KAP72804 3100 – 28 th Avenue | Canadian Mental Health Association | |
| 001-660-853 | 03384.000 | LT 5 PL 4671 3405 Okanagan Ave | Canadian Mental Health Association | |
| 005-313-660 | 03821.006 | Lot B, Plan 25842 3605 – 24 th Avenue | Canadian Mental Health Association | |
| 009-739-505 | 03826.001 | LT AMD2 PI 9095 3610 25 Avenue | Canadian Mental Health Association | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 009-982-311 | 04230.001 | LT 2 PL 7462 SEC 3 4206 Alexis Park Dr. | Canadian Mental Health Association | |
| 018-742-122 | 04487.034 | LT 17 PL KAP52193 SEC 11 2201 53 Ave | Canadian Mental Health Association | |
| 002-319-209 | 00980.020 | Lot 2 Plan KAS405 Sec 34 3107C 31 st Avenue | Community Dental Access Centre | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 012-413-267 012-413-305 | 01353.000 | Lots 6 and 7, Blk 70 Plan 327 2902 – 29 th Avenue | First Nations Friendship Centre Inc. | |
| 012-413-321 012-413-372 | 01355.000 | Lots 8 and 9, Blk 70 Plan 327 2904 – 29 th Avenue | First Nations Friendship Centre Inc. | |
| 026-599-881 | 04484.005 | Lot 1 Plan KAP80438 4904 20 Street | Good Samaritan Canada - Vernon | |
| 026-599-899 | 04484.010 | Lot 2 Plan KAP80438 | Good Samaritan Canada - Vernon | 100% Exemption |

BYLAW 5769

| | | 4900 20 Street | | Only on 40 Assisted Living Units |
|--|------------------------|--|--|---|
| 028-179-200 | 03831.101 | Lot 1 Plan KAS3786 D.L. 71 1, 4100 – 25 Avenue | Kindale Developmental Association | |
| 028-179-218 | 03831.102 | Lot 2 Plan KAS3786 D.L. 71 2, 4100 – 25 Avenue | Kindale Developmental Association | |
| 028-179-251 | 03831.106 | Lot 6 Plan KAS3786 D.L. 71 6, 4100 – 25 Avenue | Kindale Developmental Association | |
| 025-845-462 | 05482.010 | LT 4 PL KAP74893 902 35 Avenue | Kindale Developmental Association | |
| 004-794-656 | 06133.020 | Lot 9, Plan 27573 1340 Polson Drive | Kindale Developmental Association (Seaton Centre) | except Plan KAP50834 |
| 018-895-093 | 02357.005 | Lot A, Plan KAP52943 2400 46 Avenue | North Okanagan Community Life Society | |
| 004-737-784 | 02534.071 | LT 36 PL 27846 SEC 2 1307 40 Ave | North Okanagan Community Life Society | |
| 004-621-042 | 02563.010 | LT 1 PL 28199 SEC 2 4102 Pleasant Valley Rd | North Okanagan Community Life Society | |
| 005-099-668 | 06049.004 | Lot 2 Plan 26573 Sec 2 3917 13 th Street | North Okanagan Community Life Society | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 023-021-411 | 07090.036 | LT 18 PL KAP54269 5813 Richfield Pl | North Okanagan Community Life Society | |
| 008-712-867 | 01205.000 | Lot 22, Plan 223 2802 – 34 th Street | North Okanagan Neurological Association | except Plan 38812 |
| 029-933-315 | 01207.002 | LT A PL 8043 3405 28 th Avenue | North Okanagan Neurological Association (Club House) | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 012-440-221 012-440-230 012-440-264 012-440-281 012-440-299 012-440-302 | 00963.000 | Lot 15-20 Blk 59 Plan 327 3100 - 32 nd Ave | North Okanagan Youth & Family Services Society | |
| 011-000-147 011-000-155 | 01921.000 01922.000 | Lots 5 & 6, Plan 2488 4107 & 4109 – 27 th Street | North Okanagan Youth & Family Services Society (Mara House) | |
| 025-181-955 | 04048.018 | Lot 1, Plan KAP70089 3003 Gateby Place | Okanagan Commemorative Pioneer Cultural Society (Columbus Court) | |
| 023-572-451 023-572-477 | 01552.105 01552.110 | Lots 1 and 2, Plan KAP57866 3400 - 3402 – 27 th Avenue | People Place Society | |

BYLAW NUMBER 5769

| | | | | |
|----------------------------|-----------|--|---|--|
| 010-167-919 010-167-943 | 01382.000 | Lot 17 & 18, Blk 71 Plan 327 3102 – 29 th Avenue | Governing Council of the Salvation Army in Canada (Salvation Army Thrift Store) | |
| 026-604-531 | 04490.010 | LT A PL KAS2975 #1 – 5400 24 St | Governing Council of the Salvation Army in Canada (24 th Street Store) | |
| 007-063-628 | 02672.002 | Lot A, Plan 22159 4607 23 Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living – Day Program) | 61% Exemption Only 61% of building is used. The other 39% is rented to Provincial Gov't, Ministry of Conservation. |
| 003-820-882 | 03787.012 | LT A PL 30993 4217 16 Avenue | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Hawthorn House) | |
| 012-522-562 | 03925.000 | LT 27 PL 324 3601 27 Avenue | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - ACT) | |
| 009-461-272 | 04159.021 | Lot AM 3 Plan 12167 3601 36A Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living – Centerpoint) | |
| 011-093-510 | 04230.100 | Section 4, Plan B6920 4240 Alexis Park Drive | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Venture Training Centre) | One (1) acre of land and all improvements located on the whole of the lands, as shown attached to this bylaw as Schedule "AA" |
| 006-359-191 | 06011.000 | LT 10 PL 24894 1812 22 Street | N.O. Foundation for the Mentally Handicapped (Vernon & District Association for Community Living - Willow House) | |
| 024-734-799 | 04048.040 | Lot A, Plan KAP66411 3505 – 30 th Avenue | Schubert Centre Society | |
| 025-832-689 | 01578.001 | LT 7 PL KAS2234 3301 24 Avenue | Turning Points Collaborative | |
| 009-941-479 | 01941.003 | Lot 3 Plan 7721 Sec 3 2500 43rd Avenue | Turning Points Collaborative | 2019 – 33% Exemption 2020 – 67% Exemption 2021 – 100% Exemption |
| 012-612-375 | 03840.100 | Lot 10 Plan B4761 2307 – 43 rd Street | Turning Points Collaborative | |
| 012-523-445 | 03859.000 | PL 324 DL 71 3502 27 Ave | Vernon & District Community Land Trust Society | |
| 005-632-978 | 01538.000 | LT 18 BLK 80 PL 327 3405 27 Ave | Vernon Upper Room Mission Society | |
| 023-500-174 | 01539.000 | Lot A, Plan KAP57381 3403 – 27 th Avenue | Vernon Upper Room Mission Society | |

BYLAW 5769

| | | | | |
|--|-----------|---|---|---|
| 026-823-284 | 03856.001 | Lot A, Plan KAP82039 3506 – 27 th Avenue | Vernon & District Hospice Society | |
| 017-472-458 | 00060.000 | Lot A, Plan KAP45772 3307 – 26 th Street | Vernon & District Association for Community Living (Group Homes) | |
| 009-511-512 | 03959.000 | Lot A, Plan 39103 2803 – 39 th Street | Vernon & District Association for Community Living (Group Homes) | |
| 027-553-230 | 03805.008 | Lot 2 Plan KAP86913 4305 19 th Avenue | Vernon Native Housing Society | |
| 011-340-177 012-828-505 012-828-521 012-828-530 | 03917.000 | Plan B4090, D.L. 71 2808 – 35 th Street | Vernon Restholm Association | Except Part of Plan 24042, and Parcel B, Plan B4090 |
| 018-476-317 | 00570.001 | Block 28, Sect 34, Plan 327 2603-26 th Street | Vernon Women's Transition House Society | |
| 009-550-631 | 02464.000 | Lot 2, Plan 10573 3502 – 19 th Street | Vernon Women's Transition House Society (2 nd Stage) | |

BYLAW NUMBER 5769

Schedule 2

Attached to and forming part of
"Tax Exemption Amendment Bylaw Number 5769, 2019"

Schedule "F"

TAX EXEMPT MIXED AND UNIQUE PROPERTIES: 2019 - 2024 TAXATION YEARS

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|---|-------------------------------------|--|---|---|
| 009-618-121 | 02366.003 | LT 4 PL 10156 SEC 3 2500 46 Avenue | Army Navy & Air Force Veterans | 100% Exemption Class 08 Only |
| 026-127-598 | 04135.010 | Lot 1, Plan KAP76941 3400 – 39 th Avenue | City of Vernon - Recreation Complex (Vernon Curling and Athletic Club) | 100% Exemption |
| 026-127-598 | 04135.010 | Lot 1, Plan KAP76941 3310 – 37 th Avenue | City of Vernon – Recreation Complex (Vernon Senior Citizens' Society - Halina Seniors Centre) | 100% Exemption |
| 026-127-598 | 04135.011 | Lot 1, Plan KAP76941 3600 – 33 rd Street | City of Vernon – Recreation Complex (Boys and Girls Club - Centennial Building) | 2019 - 93% Exemption 2020 – 87% Exemption 2021 – 80% Exemption |
| 005-511-925 | 04486.000 | LT 2 PL 939 5104 20 St | Rita Bos (Heronry Protection Covenant KF114463) | 100% Exemption on 40% Taxes |
| 029-221-811 | 03933.005 | Lot A Plan EPP33021 DL 71 2711 38th Street | North Okanagan Childcare & Montessori Preschool Society (Maven Lane) | 2019 – 12% Exemption 2020 – 24% Exemption 2021 – 36% Exemption |
| 025-796-071 | 01850.002 | LT A PL KAP74360 3104 37 Avenue | Okanagan Boys and Girls Clubs (Teen Junction) | 2018 - 33% Exemption 2019 - 67% Exemption 2020 - 100% Exemption |
| 011-179-520 | 07815.000 | Plan B7940, D.L. 6 7811 & 7813 Okanagan Landing Road | Okanagan Landing & District Community Association | Encompassing the Community Hall, Heritage House, and the North Okanagan Sailing Association facilities and fencing shown outlined in black on Schedule "AB" attached. |
| N/A | 07871.000 | DL 2167 7815 Okanagan Landing Road | Okanagan Landing & District Community Association | Foreshore - Water Lease No. 334796 100% Exemption |
| 025-863-851 025-863-860 025-863-878 | 04487.047 04487.048 04487.049 | Lot 7 - 9, Plan KAS2607 107, 108, 109 - 2200 53 rd Avenue | Southland Development Corp & Urban Pacific Real Estate Corp. (Heronry - 53 Ave) | 100% Exemption |
| 008-256-993 | 02676.002 | That part of Lot 2, Plan 18333 1905 – 47 th Avenue | St. John Ambulance | 75% Exemption |
| 009-432-663 | 02255.007 | LT 1 PL 12430 4306 25 Street | Sunnyvale Resthome Society | 33% Exemption |

BYLAW 5769

| | | | | |
|-------------|-----------|--|--|-----------------|
| 009-432-671 | 02255.009 | LT 2 PL 12430 4308 25 Street | Sunnyvale Resthome Society | 33% Exemption |
| 004-701-071 | 02255.015 | Lot A, Plan 27754 4304 – 25 th Street | Sunnyvale Resthome Society | 33% Exemption |
| 012-443-441 | 01067.000 | Lot 17 Block 62 Plan 327 3102 – 31 st Avenue | Vernon & Area Pro Life Society | 92.5% Exemption |
| 004-741-048 | 01196.001 | Lot 1, Plan 27701 3400 Coldstream Avenue | Vernon Pensioners Accommodation Society (McCulloch Court) | 33% Exemption |

BYLAW NUMBER 5769

Schedule 3

Attached to and forming part of
"Tax Exemption Amendment Bylaw Number 5769, 2019"

Schedule "G"

TAX EXEMPT NEW 2020 PROPERTIES PHASE IN EXEMPTION – 2020 - 2024 TAXATION YEARS

| P.I.D. NO. | ROLL NO. | LEGAL DESCRIPTION/ CIVIC ADDRESS | REGISTERED OWNER/ LESSEE | Restrictions/Limitations |
|-------------|-----------|--|--|---|
| 028-179-242 | 03831.105 | Lot 5 Plan KAS3786 DL71 5 4100 25th Avenue | Habitat for Humanity Okanagan | 2020 – 33% Exemption 2021 – 67% Exemption 2022 – 100% Exemption |
| 005-327-415 | 02276.001 | Lot A Plan 25714 Sec 3 4405 29th Street | North Okanagan Valley Gleaners Society | 2020 – 20% Exemption |
| 025-396-803 | 06164.047 | Lot 47 Plan KAS2385 Sec 27 35 100 Kalamalka Lake Road | Doris Linemayr Vernon Book Volunteers Society | 2020 – 33% Exemption 2021 – 67% Exemption 2022 – 100% Exemption |

THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5780

A bylaw to amend the City of Vernon's Official
Community Plan Bylaw Number 5470

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend the "Official Community Plan Bylaw Number 5470, 2013";

AND WHEREAS all persons who might be affected by this amending bylaw have, before the passage thereof, been afforded an opportunity to be heard on the matters herein before the said Council, in accordance with the provisions of Section 464 of the *Local Government Act*, and all amendments thereto;

NOW THEREFORE the Council of The Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as **"1700 Polson Drive Official Community Plan Amendment Bylaw Number 5780, 2019"**.

2. That Schedule "A" of Official Community Plan Bylaw Number 5470 is hereby amended as follows:

That a portion of the following legally described lands be redesignated from **"Public Institutional"** to **"Neighbourhood Centre"**:

Legal Description:

**LOT 1, SEC 34, TWP 9, ODYD, PLAN KAP84037
(1700 Polson Drive)**

as shown on **Schedule "A"** attached hereto and forming part of this bylaw.

3. Official Community Plan Bylaw Number 5470 is hereby ratified and confirmed in every other respect.

PAGE 2
BYLAW 5780

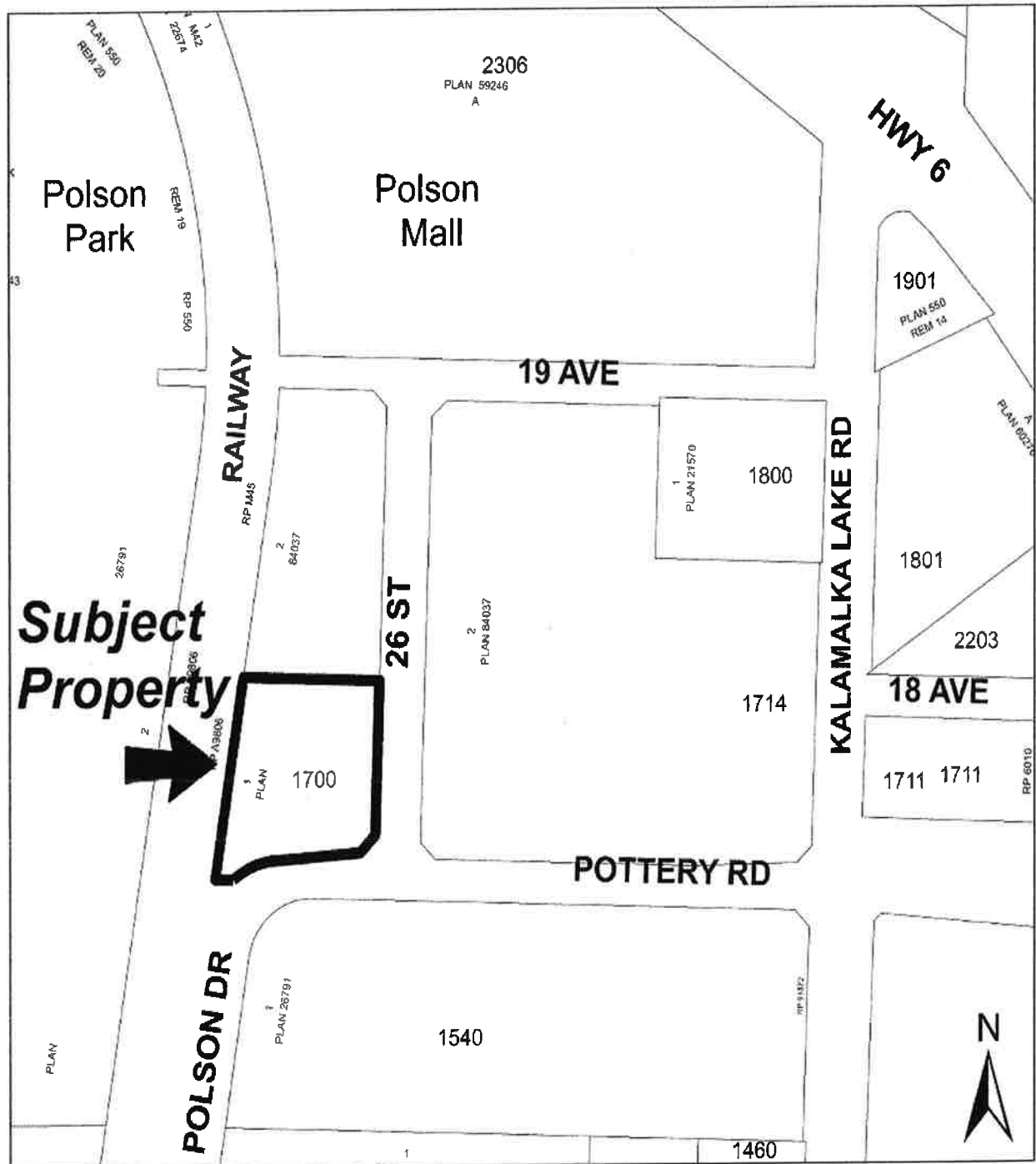
READ A FIRST TIME this day of , 2019.
READ A SECOND TIME this day of , 2019.
PUBLIC HEARING held this day of , 2019.
READ A THIRD TIME this day of , 2019.
ADOPTED this day of , 2019.

Mayor

Corporate Officer

Schedule 'A'

Attached to and forming Part of Bylaw 5780
"1700 Polson Drive Official Community Plan Amendment Bylaw Number 5780,
2019"



THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5781

A bylaw to amend the City of Vernon
Zoning Bylaw Number 5000

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend the City of Vernon Zoning Bylaw Number 5000;

AND WHEREAS all persons who might be affected by this amendment bylaw have, before the passage thereof, been afforded an opportunity to be heard on the matters herein before the said Council, in accordance with the provisions of Section 464 of the *Local Government Act*, and all amendments thereto;

NOW THEREFORE the Council of The Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the **"Zoning Text (CD5 – Comprehensive Development Area 5) Amendment AND 1700 Polson Drive Rezoning Amendment Bylaw Number 5781, 2019"**
2. Pursuant to the Official Zoning Map, Schedule "A" attached to and forming part of Bylaw Number 5000, is hereby amended as follows:
 - a) By **adding** 'hotel' as a permitted use to the "CD5 – Comprehensive Development Area 5" as shown in **RED** on attached in **Schedule "A"**;
 - b) By **amending** the official Zoning Map, Schedule A of Zoning Bylaw 5000, to rezone the following legally described land from **"I1 – Light Industrial"** to **"CD5 – Comprehensive Development Area 5"**.

Legal Description:

**LOT 1, SEC 34, TWP 9, ODYD, PLAN KAP84037
(1700 Polson Drive)**

BYLAW NUMBER 5781

and by changing the Zoning Map accordingly, all in accordance with the bolded area as shown on Schedule "B" attached to and forming part of this bylaw.

3. Zoning Bylaw Number 5000 is hereby ratified and confirmed in every other respect.

READ A FIRST TIME this day of , 2019

READ A SECOND TIME this day of , 2019

PUBLIC HEARING held this day of , 2019

READ A THIRD TIME this day of , 2019

Approved pursuant to section 52(3)(a) of the *Transportation Act* this _____ day of _____, 20____

for Minister of Transportation & Infrastructure
ZON00324/Bylaw 5781/MoTI 2019-04052

ADOPTED this day of , 2019.

Mayor:

Corporate Officer:

13.5 CD5 : Comprehensive Development Area 5

13.5.1 Purpose

The purpose is to provide a zone for the **development** of lands in the Neighbourhood Centres designated in the Official Community Plan. This neighbourhood area is to accommodate high density commercial and residential buildings in a mixed use format.

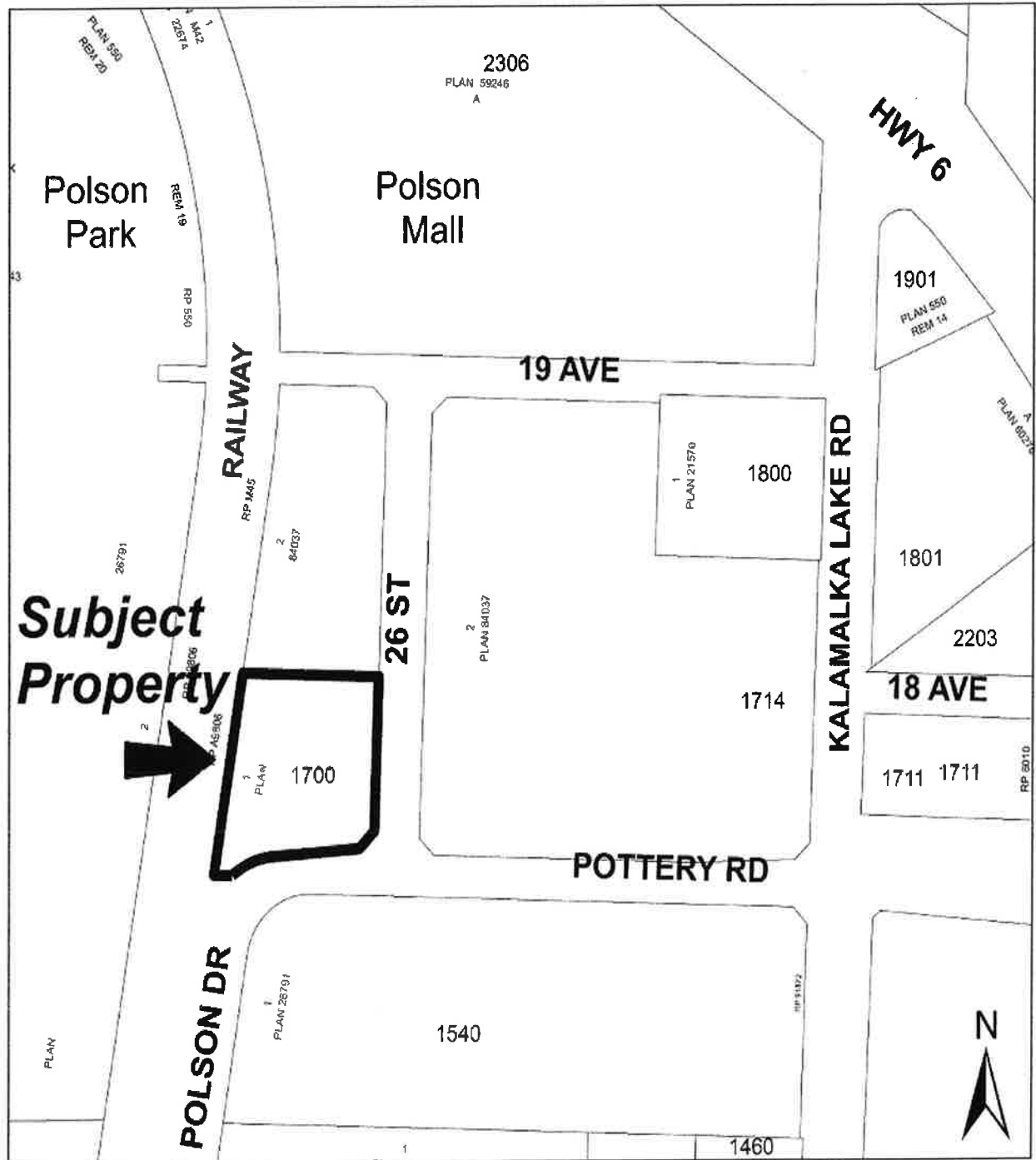
13.5.2 Primary Uses

- **apartment housing** *(Bylaw 5566)*
- **artist studio**
- **broadcasting studios**
- **business support services**
- **call centres**
- **care centre, minor**
- **care centre, major**
- **commercial school**
- **cultural exhibit, private**
- **educational services, private**
- **extended medical treatment services**
- **farmers market**
- **financial services**
- **food primary establishment**
- **government agency**
- **government services**
- **health services**
- **high technology research and product design**
- **hotel**
- **insurance services**
- **legal services**
- **liquor primary establishment, minor**
- **liquor primary establishment, major**
- **office**
- **participant recreation services, indoor**
- **personal services**
- **private club**
- **public market**
- **real estate sales centre**
- **real estate sales office**
- **retail cannabis sales** *(Bylaw 5731)*
- **retail store, convenience**
- **retail store, general**
- **retail store, licensee**
- **retail street sales**
- **seniors assisted housing**
- **seniors housing**
- **seniors residential care**
- **seniors supportive housing**
- **shopping centre**

13.5.3 Secondary Uses

- **home based business, minor**
- **residential security/operator unit**

SCHEDULE 'B'
Attached to and Forming Part of Bylaw 5781
"1700 Polson Drive Rezoning Amendment Bylaw Number 5781, 2019"



THE CORPORATION OF THE CITY OF VERNON

BYLAW NUMBER 5785

A bylaw to amend the City of Vernon
Zoning Bylaw Number 5000

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend the City of Vernon Zoning Bylaw Number 5000;

AND WHEREAS all persons who might be affected by this amendment bylaw have, before the passage thereof, been afforded an opportunity to be heard on the matters herein before the said Council, in accordance with the provisions of Section 464 of the *Local Government Act*, and all amendments thereto;

NOW THEREFORE the Council of The Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the **"7497 and 7501 Brooks Lane Rezoning Amendment Bylaw Number 5785, 2019"**.
2. Pursuant to the Official Zoning Map, Schedule "A" attached to and forming part of Bylaw Number 5000, is hereby amended as follows:

That the following legally described lands be rezoned from **"R1: Estate Lot Residential"** to **"C10A: Tourist Commercial and Residential"** and **"P1: Parks and Open Space"**.

Legal Description:

**LOT 1, PLAN EPP31641, DL 5372, SEC 19, TWP 9, ODYD
(7501 Brooks Lane)
LOT 2, PLAN EPP31641, DL5373, SEC 19, TWP 9, ODYD
(7497 Brooks Lane)**

and by changing the Zoning Map accordingly, all in accordance with the bolded area as shown on Schedule "A" attached to and forming part of this bylaw.

BYLAW NUMBER 5785

3. Zoning Bylaw Number 5000 is hereby ratified and confirmed in every other respect.

READ A FIRST TIME this day of , 2019

READ A SECOND TIME this day of , 2019

PUBLIC HEARING held this day of , 2019

READ A THIRD TIME this day of , 2019

ADOPTED this day of , 2019.

Mayor:

Corporate Officer:

Attached to and Forming Part of Bylaw 5785

[illegible]



August 22, 2019

Honourable Rob Fleming
Minister of Education
Room 124 Parliament Buildings
Victoria, BC V8V 1X4



Dear Minister Fleming,

I write to you today to appeal for increased provincial support for public libraries, particularly in light of the on-going freeze to library funding.

Libraries are one of the cornerstones of our community – they provide spaces for life-long learning and social connection, with services for toddlers, seniors, and everyone in between. As we work to transform North Vancouver into a compact, highly livable city, access to public spaces with robust programming will become all the more important for our residents.

Our city's population has grown by almost 10 per cent over the past five years, but the provincial grants to the North Vancouver City Library have decreased by 12.6% over that same period. I urge your government to commit to a model of predictable funding for libraries, a model that reflects the value these institutions have in communities across the province.

At the July 8, 2019 meeting of City Council, our Council in the City of North Vancouver unanimously adopted the following resolution:

“THAT the correspondence from Stephen Smith, Library Board Chair, North Vancouver City Library, dated June 24, 2019, regarding “Provincial Support for Public Libraries”, be received with thanks;

WHEREAS public libraries require continuous and increasing investment to provide opportunities for life-long learning, build community and increase equity and social inclusion;

WHEREAS restoring funding to public libraries supports the BC Government's agenda to eliminate poverty, improve access to education and address social justice in BC;

AND WHEREAS provincial funding for public libraries has remained unchanged since 2009 while costs to deliver services and public demand for library services have increased, demonstrating a regressive approach of shifting costs to municipal property tax payers;

THEREFORE BE IT RESOLVED THAT the Mayor, on behalf of Council, write a letter to Minister Fleming asking that the BC Government restore library funding to a minimum of \$20 million annually to reflect inflationary and population increases and recommit to a progressive funding approach, considering the role of public libraries in achieving the goals of the Province and our communities, with a copy forwarded to Union of British Columbia Municipalities (UBCM) and UBCM member municipalities;

AND BE IT FURTHER RESOLVED THAT Council support the resolutions appealing for increased provincial funding for public libraries at the upcoming UBCM meeting."

I will continue to advocate for this issue throughout our upcoming meetings with representatives from the provincial government at UBCM, and look forward to your response on the matter.

Best Regards,

A handwritten signature in black ink that reads "Linda C. Buchanan". The signature is written in a cursive, flowing style.

Linda Buchanan
Mayor



September 4, 2019

To the Union of British Columbia Municipalities,



I am writing on behalf of Village of Burns Lake Council, requesting favourable consideration and resolutions of support for the **Limited Entry Hunt for Cow/Calf Moose** resolution to be put forward at UBCM.

The Village of Burns Lake Council at its Regular Council meeting held on Tuesday, June 25, 2019 approved the following resolution:

WHEREAS moose populations are in decline across the province and measures should be taken to increase populations, not to decrease them;

AND WHEREAS the increase in the cow/calf moose Limited Entry Hunt (LEH) announced by the Province in the Limited Entry Synopsis 2019-2020 in Regions 4 and 7, will put unnecessary pressure on already shrinking moose populations;

THEREFORE BE IT RESOLVED that UBCM lobby the provincial government to stop the cow/calf moose Limited Entry Hunt until moose populations recover;

AND BE IT FURTHER RESOLVED that the provincial government be encouraged to undertake extensive monitoring of moose populations in all regions of the province, in order to better determine their populations and measure their recoveries.

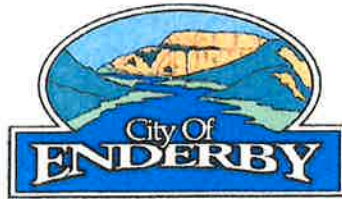
We hope to have your support at UBCM.

Sincerely,

A handwritten signature in blue ink, appearing to read "Henry Wiebe".

Henry Wiebe
Acting Mayor





619 Cliff Avenue
P. O. Box 400
Enderby, B. C. V0E 1V0

The Corporation of the City of Enderby
Where the Shuswap Meets the Okanagan

tel: (250) 838 7730
fax: (250) 838 6007
Website: www.cityofenderby.com

0470-22
Sept 16
11:00 AM
pc will
AND

September 5, 2019

All BC Municipalities/Regional Districts
Via email

Re: Fostering Transportation Network Services in Small Communities



This is to advise that Enderby City Council at its Regular Council meeting held on Tuesday, September 3, 2019 considered the above matter and adopted the following resolution:

"WHEREAS the Province of BC has created a regulatory framework permitting transportation network services to operate in BC, which provides a passenger transportation option to address the significant public need for vehicles-for-hire and, in turn, reduce impaired driving, improve the ability of seniors and persons with barriers to access needed resources, and stimulate economic development;

AND WHEREAS the Province's regulatory framework is so onerous that it effectively prohibits the establishment of transportation network services outside of the Lower Mainland, and particularly in small, rural, and remote communities where it has the greatest potential to address areas underserved by traditional public transportation options;

THEREFORE BE IT RESOLVED that UBCM asks the Province of BC to amend the Passenger Transportation Act to establish an area-based, tiered, regulatory solution that will enable viable and competitive transportation network services in small rural and remote communities as well as other communities outside of the Lower Mainland."

Accordingly, the above has been submitted to UBCM as a late resolution and the City of Enderby Council requests your favourable consideration of the resolution at the 2019 UBCM convention.

Yours Truly,

Tate Bengtson
Chief Administrative Officer

Cc: MLA Greg Kylo via email greg.kylo.MLA@leg.bc.ca



THE CORPORATION OF THE CITY OF VERNON

MINUTES OF ADVISORY PLANNING COMMITTEE MEETING

HELD

TUESDAY, AUGUST 20, 2019

PRESENT: VOTING

Doug Neden, Vice-Chair
Phyllis Kereliuk
Jamie Paterson
Monique Hubbs-Michiel
Don Schuster
Bill Tarr
Larry Lundgren
Harpreet Nahal

NON VOTING

Councillor Mund

GUESTS: Two (Applicants)

ABSENT: Lisa Briggs
Mark Longworth, Chair

STAFF: Carie Liefke, Planning Assistant and Staff Liaison
Ed Stranks, Manager, Engineering Development Services
Ellen Croy, Transportation Planner
Janice Nicol, Legislative Committee Clerk

ORDER

The Chair called the meeting to order at 4:00 p.m.

**ADOPTION OF
AGENDA**

Moved by Monique Hubbs-Michiel, seconded by Phyllis Kereliuk;

THAT the agenda of the Advisory Planning Committee meeting for August 20, 2019 be adopted.

CARRIED.

**ADOPTION OF
MINUTES**

Moved by Don Schuster, seconded by Jamie Paterson;

THAT the minutes for the Advisory Planning Committee meeting of August 8, 2019 be adopted.

CARRIED.

NEW BUSINESS:**DEVELOPMENT
VARIANCE PERMIT
APPLICATION FOR
2005 28 CRESCENT**

The Planning Assistant reviewed development variance permit application DVP00452 for 2005 28 Crescent.

Moved by Harpreet Nahal, seconded by Larry Lundgren;

THAT the Advisory Planning Committee recommends that Council support the Development Variance Permit Application (DVP00452) to vary the following section of Zoning Bylaw #5000 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Section 9.2.5 by reducing the side yard setback on the flanking street from 7.5 m to 4.73 m to allow the construction of a garage; and

THAT the Advisory Planning Committee recommends that Council support the Development Variance Permit Application (DVP00452) to vary the following section of Subdivision and Development Servicing Bylaw #3843 on Lot B Plan 43622 Sec. 35 Twp. 9 ODYD (2005 28th Crescent):

- a) to vary Schedule B, Section 3.5.5. by reducing the minimum distance from the entrance of a driveway to an intersection from 9.0 m to 6.0 m; and

AND FURTHER, that Council's support of DVP00452 is subject to the following:

- a) That the site plan shown as Attachment 1 in the report titled Development Variance Permit application for 2005 28th Crescent, dated August 12, 2019 by the Current Planning Manager be attached to and form part of Development Variance Permit #DVP00452 as Schedule 'A'; and
- b) That a plan for the narrowing of the primary driveway access and closure of the secondary driveway access, including the addition of landscaping to enhance the driveway modifications, be prepared and submitted to Administration for approval; and
- c) That the applicant provide a security deposit, based on an acceptable cost estimate, for the cost of the driveway modifications and landscaping.

CARRIED.

INFORMATION ITEMS:

The Planning Assistant reviewed the following APC related applications discussed at the August 19, 2019 Council meeting:

- ZON000325/DPV00448 – 3911 31 Street – 1st and 2nd readings, PH scheduled for Sept. 16, 2019
- Parking Reserve Fund Bylaws for City Centre and Waterfront adopted.
- ZON00331 – 4403 20 Street PH held, Council did not support application and it did not proceed to third reading.

NEXT MEETING

The next meeting of the Advisory Planning Committee is tentatively scheduled for Wednesday, September 4, 2019.

ADJOURNMENT

The meeting of the Advisory Planning Committee adjourned at 4:05 p.m.

CERTIFIED CORRECT:

 Chair