



# THE CORPORATION OF THE CITY OF VERNON

## A G E N D A

### REGULAR OPEN MEETING OF COUNCIL

### CITY HALL COUNCIL CHAMBER

JANUARY 24, 2022

AT 8:40 AM

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

*All Council meetings will be conducted under the provisions of the Provincial Health Officer's Orders:*

- *Face Coverings (COVID-19) – December 3, 2021.*

***Masks are mandatory for in-person attendance to Council meetings. Please note capacity is limited and is available on a first come, first served basis. A hand-washing and/or sanitizing station will be provided.***

*Council meetings are live-streamed and video-recorded and may be accessed at <https://www.vernon.ca/council-video>. Recordings are made available on the City of Vernon website by noon on the day following the meeting.*

#### 1. CALL REGULAR MEETING TO ORDER

#### LAND ACKNOWLEDGEMENT

- A. As Mayor of the City of Vernon, and in the spirit of this gathering, I recognize the City of Vernon is located in the traditional territory of the Syilx People of the Okanagan Nation.

#### 2. MOVE TO COMMITTEE OF THE WHOLE

#### 3. RECONVENE REGULAR MEETING AND 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:

- (1)(j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*.

#### 4. RECONVENE OPEN COUNCIL MEETING AT 1:30 PM

#### LAND ACKNOWLEDGEMENT

- A. As Mayor of the City of Vernon, and in the spirit of this gathering, I recognize the City of Vernon is located in the traditional territory of the Syilx People of the Okanagan Nation

**AGENDA**

B. THAT the Agenda for the January 24, 2022, Regular Open Meeting of Council be adopted as circulated.

**5. ADOPTION OF MINUTES AND RECEIPT OF COMMITTEE OF THE WHOLE**

**MINUTES  
(P. 7, 23)**

A. THAT the minutes of the Regular Meeting of Council held January 10, 2022 be adopted;

AND FURTHER, that the minutes of the Public Hearing held on January 10, 2022 be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held January 10, 2022 be received.

**6. BUSINESS ARISING FROM THE MINUTES**

**7. GENERAL MATTERS**

**DEVELOPMENT  
VARIANCE PERMIT  
APPLICATION #00464 –  
4300 35<sup>th</sup> AVENUE  
(DVP000464)  
(P. 27)**

A. THAT Council support Development Variance Permit application 00464 (DVP00464) to vary the following section of Zoning Bylaw #5000 to permit the construction of a residential development on LT A DL70 ODYD PL KAP68832 Except PL KAP80911 (4300 35<sup>th</sup> Avenue):

a) Section 9.10.6 maximum height is the lesser of 10m or 2.5 storeys to 10m or 3 storeys;

AND FURTHER, that Council’s support of DVP00464 is subject to the following:

a) the site plan and building elevations illustrating the general siting and height of the proposed development (Attachment 1 and Attachment 2) in the report titled “Development Variance Permit Application for 4300 35<sup>th</sup> Avenue” dated January 12, 2022 and respectfully submitted by the Current Planner, be attached to and form part of DVP00464.

**Public Input  
DVP #00464**

(i) Public Input on Development Variance Permit 00464 (DVP00464) on LT A DL70 ODYD PL KAP68832 Except PL KAP80911 (4300 35<sup>th</sup> Avenue).

**Issuance of Permit  
DVP #00464**

(ii) THAT the Corporate Officer be authorized to issue Development Variance Permit 00464 (DVP00464) on LT A DL70 ODYD PL KAP68832 Except PL KAP80911 (4300 35<sup>th</sup> Avenue) to vary Zoning Bylaw #5000, Section 9.10.6 maximum height is the lesser of 10m or 2.5 storeys to 10m or 3 storeys in order to permit the construction of a residential development, once all conditions of Council are satisfied.

**8. COUNCIL INQUIRIES**

**9. ADMINISTRATION UPDATES**

**ADMINISTRATION  
UPDATES  
(0550-05)  
(P. 49)**

- A. THAT Council receive the Administration Updates dated January 24, 2022, for information.

**10. UNFINISHED BUSINESS**

**KIN RACE TRACK  
CONCEPT PLANS  
(6520-32)  
(P. 50)**

- A. THAT Council support, in principle, the two concept plans for the proposed park at the Kin Race Track lands as attached to the report titled “Kin Race Track Concept Plans” dated December 29, 2021 and respectfully submitted by the Manager of Long Range Planning and Sustainability and the Long Range Planner;

AND FURTHER that Council direct Administration to bring the concept plans to the community for a second round of public engagement and refinement of the concepts for Council’s consideration by March 14, 2022.

**RETAIL CANNABIS  
LICENSING  
REGULATIONS AND  
SENSITIVE USES  
(4330-01)  
(P. 500)**

- B. THAT Council direct Administration to bring forward the following amendment bylaws for Council’s consideration at the February 14, 2022 Regular Meeting of Council as outlined in the report titled “Retail Cannabis Licensing Regulations and Sensitive Uses” dated January 11, 2022 and respectfully submitted by the Current Planner:

- a) Amend Zoning Bylaw #5000 to include a 500m proximity buffer prohibition on retail cannabis stores from other retail cannabis stores and a 250m proximity buffer prohibition from K to 12 schools;
- b) Amend Delegation of Authority Bylaw #5727 to include the delegation of Council’s authority to make recommendations and comments on provincial applications for a retail cannabis store licence in response to referrals provided by the Liquor and Cannabis Regulation Branch; and
- c) Amend Business Licence Bylaw #5480 to include a lapse provision for applications that are not active for a period of twelve months.

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

**12. NEW BUSINESS**

**RECREATION  
SERVICES – 2021  
FOURTH QUARTER  
REPORT  
(6750-20)  
(P. 509)**

- (i) THAT Council receive the memorandum titled “Recreation Services – 2021 Fourth Quarter Report” and the accompanying presentation, dated January 14, 2022 and respectfully submitted by the Manager, Customer Service - Recreation.

**CHILD CARE SPACE  
CREATION PROJECTS  
PROGRESS –  
JANUARY  
(8215-05)  
(P. 520)**

- (ii) THAT Council receive for information the memo titled “Child Care Space Creation Projects Progress – January”, dated January 14, 2022 and respectfully submitted by the Manager, Community Recreation.

**REQUEST FOR  
AUTHORIZATION – ICE  
RESURFACERS  
CONVERSION GRANT  
(7800-01)  
(P. 523)**

- (iii) THAT Council authorize Administration to apply to the CleanBC Commercial Vehicle Pilot Program for the electric conversion of two ice resurfacers, funded in part by the grant of up to \$45,333, as outlined in the memorandum titled “Request for Authorization – Ice Resurfacers Conversion Grant” dated January 12, 2022 and respectfully submitted by the Manager, Recreation Operations;

AND FURTHER, that should the grant application be successful, Council approve the funding of the remaining cost of the ice resurfacers conversion, of up to \$90,667, from the Recreation Equipment & Vehicle Replacement Fund.

**DISTRIBUTION OF  
CHARITABLE FUNDS –  
2021 KINDNESS  
METERS DONATIONS  
(4000-01-2022)  
(P. 524)**

- (iv) THAT Council directs Administration to forward the proceeds in the amount of \$318.91 obtained from the Kindness Meter program for the calendar year 2021 to \_\_\_\_\_ (to be cited by Council).

**2021 YEAR END  
OVERTIME SUMMARY  
(1610-06)  
(P. 526)**

- (v) THAT Council receive the memorandum titled “2021 Year End Overtime Summary” dated January 14, 2022 and respectfully submitted by the Director, Financial Services for information.

**SEMI-ANNUAL  
GRANTS UPDATE:  
JANUARY –  
DECEMBER 2021  
(1855-21)  
(P. 531)**

- (vi) THAT Council receive the memorandum titled “Semi-Annual Grants Updated: January – December 2021” dated January 13, 2022, respectfully submitted by the Manager, Communications and Grants.

**2022 GENERAL LOCAL ELECTIONS: APPOINTMENT OF ELECTION OFFICERS (4200-2022) (P. 537)**

(vii) THAT Council appoint Keri-Ann Austin as the Chief Election Officer and Janice Nicol as the Deputy Chief Election Officer in order to conduct the 2022 General Local Elections;

AND FURTHER, that Council direct Administration to suspend enforcement of section 4 of Sign Bylaw #4489 as shown below, during the 2022 General Local Elections campaign period September 17 to October 15, 2022, unless there are safety or liability issues apparent:

*‘4. Signs Permitted in all Zones*

*g) Political Signs provided that such signs:*

*iii) are not placed on any dedicated road allowance or lands owned by any government.’*

**PROPOSED AMENDMENTS TO OFFICIAL COMMUNITY PLAN DEVELOPMENT PERMIT GUIDELINES (6480-04) (P. 538)**

(viii) THAT Council support in principle an amendment to the Official Community Plan Bylaw #5470 that would change the dollar value for an exemption to the Development Permit requirements and Development Permit Minor requirements from \$50,000 to \$200,000 as outlined in the report titled “Proposed Amendments to Official Community Plan Development Permit Guidelines” dated January 11, 2022 and respectfully submitted by the Long Range Planner, and direct Administration to bring forward the proposed amendment for its consideration to the Regular Meeting of February 14, 2022.

**AMENDMENT OF SUBDIVISION AND DEVELOPMENT SERVICING BYLAW 3843, SECTIONS 1 THROUGH 9 (6455) (P. 543)**

(ix) THAT Council support the proposed amendments to Subdivision and Development Servicing Bylaw #3843, Section 1 through 9 as outlined in the report titled “Amendment of Subdivision and Development Servicing Bylaw #3843, Sections 1 through 9” dated January 10, 2022 and respectfully submitted by the Manager, Engineering Development Services.

**13. LEGISLATIVE MATTERS**

Bylaws:

**ADOPTION**  
• 5873

(i) THAT Bylaw 5873, “**Fees and Charges (Refuse Collection and Recycling) Amendment Bylaw Number 5873, 2022**”, a bylaw to amend Fees and Charges Bylaw Number 3909, 1993 for fees for refuse collection and recycling, be **adopted.** (P. 602)

**FIRST, SECOND &  
THIRD READING**

- 5884

- (ii) THAT Bylaw 5884, “**Fees and Charges (Retail Cannabis Application and Licensing Fees) Amendment Bylaw 5884, 2022**”, a bylaw to amend Fees and Charges Bylaw Number 3909, 1993 to reduce retail cannabis application and licensing fees be read a first, second and third time. **(P. 604)**

**14. COUNCIL INFORMATION UPDATES**

- A. Mayor and Councillors Reports.

**15. INFORMATION ITEMS**

- A. Minutes from the following Council Committee:  
i) Tourism Commission, December 15, 2021 **(P. 606)**

**CLOSE**

**16. CLOSE OF MEETING**