

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, October 9th, 2001 at 7:00 p.m.
In the Council Chambers, Peachland Community Centre**

PRESENT: Mayor Waldo, Councillors Dionne, Fraser, Nielsen, Papineau and Whitelegg

STAFF: Peter Jmaeff, Administrator
Betty Briggs, Deputy Clerk/Administrative Assistant
Doug Pryde, Treasurer

OTHER: Members of the Public
Members of the Media

ABSENT: Councillor Gough

CALL TO ORDER: Mayor Waldo called the Regular Meeting to order at 7:00 p.m.

AMENDMENTS TO AGENDA One addition was made to the Agenda:
6-D Rezoning (Huber) Application

ADOPTION OF THE MINUTES

ADOPT MINUTES MOVED by Councillor Dionne, SECONDED by Councillor Nielsen:

THAT the Minutes of the Regular Council Meeting held September 25, 2001 be adopted as circulated.

CARRIED.

COUNCIL COMMITTEE REPORTS

OPERATIONAL SERVICES COM. BEACH AVE. PARKING

The Operational Services Committee submitted a recommendation to Council regarding parking on north Beach Avenue:

THAT Bylaw enforcement be intensified along Beach Avenue between Todd Road and the emergency pump station;
THAT signs be erected restricting the use of the beach during night-time hours;
AND THAT the rocks be moved towards the lake to make room for vehicle parking.

Mr. Vern Moberg advised that any problems only exist in July and August. He asked that the rocks be moved back to make room for vehicles to park. He asked that Council not make this a one-way road and not eliminate parking.

Ms. Judy Skorba and Ms. Darlene Hartford made a lengthy presentation on behalf of north Beach Avenue residents. The group met October 4th and listed concerns and possible solutions. The main concern is public safety, including the lack of speed limit enforcement, the lack of directional signage, the lack of lighting and the lack of signs warning of sharp curves. The solutions suggested

**Regular Council Meeting Minutes
October 9th, 2001
Page 2**

BEACH AVE. (CONT.) by the group include: leave the rocks to prevent parking; increased bylaw enforcement;

control traffic with speed bumps, and add a bicycle/pedestrian lane. Development of parking areas at the pumphouse/washroom building and the emergency pump station was suggested. They pointed out that many of the suggestions conform with the Official Community Plan. Foreshore protection and fish habitat are also concerns.

Council members agreed that many excellent points have been raised tonight and this issue requires further study before any decisions are made.

MOVED by Councillor Fraser, SECONDED by Councillor Papineau:

THAT the item regarding Beach Avenue parking be returned to the Operational Services Committee for further research.

CARRIED.

CORPORATE SERV. COMMITTEE/TAX EXEMPTIONS The Corporate Services Committee submitted a recommendation to Council that the requests for property tax exemption from Peachland Senior Citizens Housing Society and the Maple Springs Bible Camp be denied.

Mr. Michael Henderson spoke on behalf of the Seniors Housing Society advising that Council's denial based on fiscal reasons is understood, however, the Society is requesting tax exemption for fiscal reasons. Assistance is needed.

Mr. Don Habermehl spoke on behalf of the Maple Springs Bible Camp, and advised that due to costly Fire Department upgrading requirements at the site, the group needs assistance in the form of total or partial tax exemption.

MOVED by Councillor Nielsen, SECONDED by Councillor Dionne:

THAT the tax exemption requests from Peachland Senior Citizens Housing Society and Maple Springs Bible Camp be denied;

AND THAT the District of Peachland attempt to facilitate fund-raising events for both organizations by providing municipal facilities on a gratis basis for such purposes.

CARRIED.

STAFF REPORTS

DEV. VARIANCE/ 6404 STUART CRES. The Administrator presented a report regarding a Development Variance Permit at 6404 Stuart Crescent to vary the front yard setback from 7.5m to 3m to allow for the compliance with building regulations for a proposed garage.

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT Council approve Development Variance Permit Application No. DVP01-10,005 to vary the front yard setback of the R-1 (Single Family Residential) zone from 7.5m (25 ft.) to 3m (10 ft.) to allow for the compliance with building regulations for a proposed garage.

CARRIED.

Councillor Whitelegg OPPOSED.

Regular Council Meeting Minutes

October 9th, 2001

Page 3

O.C.P. & ZONING AMENDMENTS The Administrator presented a report outlining the proposed Official Community Plan and Zoning Bylaw amendments for the downtown area. The purpose is to increase density in the area bounded by 1st Street to 6th Street from Town Lane to Highway 97.

MOVED by Councillor Dionne, SECONDED by Councillor Whitelegg:

THAT Council direct staff to proceed with the process of amending the Official Community Plan, the District of Peachland Zoning Bylaw No. 1375, and the Development Permit

requirements to increase densities from 1st to 6th Streets and west from Town Lane;

AND THAT pursuant to Section 879 of the Local Government Act, staff consult with the following agencies: B.C. Assessment, B.C. Gas, Telus, B.C. Hydro, B.C. Transit, Canada Post Corporation, Central Okanagan Regional District, Peachland Fire and Rescue Services, Okanagan Similkameen Health Region, Ministry of Environment, Ministry of Transportation, RCMP, School District No. 23, Peachland Public Works, and no others;

AND THAT staff commence with preliminary study sessions with landowners in the affected area to keep them aware of proposed amendments;

AND FURTHER THAT Council approve the expenditure of \$16,000 to provide background information on water, road and fire flow upgrading requirements, as well as servicing, financing and cost recovery methods.

CARRIED.

SEPT. 11 FUND The Deputy Clerk/Administrative Assistant presented a report regarding a challenge from the Mayor of the City of Courtenay to all BC municipalities to contribute to the United Way's September 11th Fund.

MOVED by Councillor Fraser, SECONDED by Councillor Papineau:

THAT Council approve the District of Peachland contributing \$250 to the United Way's September 11th Fund to assist victims, families and communities affected by the terrorist attacks in the United States.

CARRIED.

**REZONING
HUBER**

The Administrator presented a report regarding an application to rezone a portion of Lot A, Plan KAP58969 and Lot A, Plan KAP 66268 from R-1 Single Family Residential to A-1 Rural Agricultural. The staff recommendation is that this not be approved due to Official Community Plan designation of Low Density Residential, reduced property taxes, and Lipsett Spring tributaries.

Mr. Terry Tanner and Mr. Alex Sim provided further information on the intended development of this property into a vineyard and winery.

Regular Council Meeting Minutes

October 9th, 2001

Page 4

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REZONING (CONT.)

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT Council not approve the application to amend Zoning Bylaw Number 1375, 1996, by changing the zoning designation of a Portion of Lot A, Plan KAP58969 and Lot A, Plan KAP66268, ODYD, DL 1184, 6212 Gummow Road and 6266 Lipsett Avenue, from the R-1 (Single Family Residential) zone to the A-1 (Rural/Agricultural) zone.

DEFEATED.

Councillor Nielsen IN FAVOUR.

Mayor Waldo, Councillors Dionne, Fraser, Papineau and Whitelegg OPPOSED.

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A complete and detailed report will be submitted by the applicants for the next Regular Council Meeting.

DELEGATIONS AND PRESENTATIONS

CAMRA

Mr. Robert Harriman addressed Council on behalf of CAMRA and advised of the first annual CAMRA Peachland Oktoberfest Beer Festival, to be held at the Community Centre October 20th from noon to 7:00 p.m. Fifteen microbreweries will be in attendance. Tickets are \$10 each and beer samples are \$1 each. Designated drivers will be available – DON'T DRINK AND DRIVE.

MAYOR AND COUNCILLOR'S REPORTS**MAYOR WALDO**

Mayor Waldo presented a request for a resolution regarding justice for terrorists.

MOVED by Councillor Nielsen, SECONDED by Councillor Whitelegg:

WHEREAS early in the Union of BC Municipalities Convention, the UBCM recognized the tragic loss of life surrounding the attack on the World Trade Centre on September 11, 2001;

AND WHEREAS municipal workers throughout BC have the deepest respect for our kindred municipal workers – firefighters, police and others – who died while serving the people of New York;

AND WHEREAS this terrible disaster was motivated by the preaching of hate and the consequent dehumanization of the many people who died in New York, at the Pentagon, and in the plane that crashed in Pennsylvania;

AND WHEREAS it is the duty of a democratic society, whether at peace or at war, to protect the rights of the innocent;

AND WHEREAS justice must not be confused with revenge, which often begets more violence;

AND WHEREAS Canada has a proud tradition of peace-keeping and advancing the cause of humanity through military interventions aimed at minimizing violence;

AND WHEREAS Vancouver City Council unanimously passed a resolution with virtually this same wording on September 18th;

THEREFORE, BE IT RESOLVED THAT the District of Peachland urges the Prime Minister and the Government of Canada to help the United States bring the perpetrators of this horrific crime against humanity to justice in ways that will protect the innocent and reinforce the rule of international law and justice.

CARRIED.

Regular Council Meeting Minutes

October 9th, 2001

Page 5

MAYOR WALDO Council members agreed that Mayor Waldo will send a letter the Mr. Sanderson advising that the Municipality is no longer pursuing the development of a trade training centre on the Sanderson Avenue property.

Mayor Waldo reported on his attendance at the UBCM Convention in Vancouver. The message from the Provincial government is 'no money.' However, unconditional grants will not be cut this year. There is no money available to assist with policing costs, and the outcome is questionable regarding infrastructure grants.

COUNCILLOR FRASER

Councillor Fraser reported on her attendance at the UBCM Convention, including the MIABC Annual General Meeting, infrastructure grant application meeting, RCMP costs meeting, and advised of the disappointment of all UBCM members that the Province did not have documentation ready for the Community Charter discussions.

COUNCILLOR PAPINEAU

Councillor Papineau reported on attending a Health In Action meeting, at which the pilot project 'MedWatch' was discussed.

Councillor Papineau reported that the Millennium Grant Committee has been meeting to determine the specific upgrades required for the Community Centre.

Councillor Papineau reported that a preliminary Communities in Bloom meeting has been held, with a report forthcoming which will seek Council's support to enter this program.

**COUNCILLOR
NIELSEN**

Councillor Nielsen reported that he and Councillor Whitelegg attended the open Cabinet Meeting in Penticton.

BYLAWS AND BYLAW REPORTS

Bylaw for Rescinding

**COUNCIL EXPENSE
BYLAW #1504**

MOVED by Councillor Fraser, SECONDED by Councillor Dionne:

THAT Council rescind Council expense Bylaw Number 1504, 1996.

CARRIED.

Bylaw for Adoption

**TAX EXEMPTION
BYLAW #1628**

MOVED by Councillor Dionne, SECONDED by Councillor Fraser:

THAT 2002 Tax Exemption Bylaw Number 1628 be finally reconsidered and adopted.

CARRIED.

ADJOURN

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT the Regular Council Meeting adjourn at 9:17 p.m.

CARRIED.

**Regular Council Meeting Minutes
October 9th, 2001
Page 6**

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Certified Correct.

Mayor

Municipal Clerk

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