

**THE CORPORATION OF THE DISTRICT OF PEACHLAND**

**Regular Council Meeting Minutes  
Held Tuesday, March 14, 2006 at 7:00 p.m.  
In the Council Chambers, Peachland Community Centre**

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**PRESENT:** Mayor Reid, Councillors Condon, Fraser, Hallberg, Moritz, Nielsen & Thorne

Corporate Officer Betty Briggs  
Planner Mark Koch  
Clerk Cori Jecks

Members of the Public  
Members of the Media

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

**APPROVAL OF THE AGENDA** MOVED by Councillor Thorne, SECONDED by Councillor Fraser:

THAT the Agenda be approved as circulated.

**CARRIED.**

**PRESENTATIONS AND DELEGATIONS**

**R. MCINTOSH**

Mr. Rod McIntosh, representing Royal Canadian Legion Branch 69, addressed Council with a request to re-name 2<sup>nd</sup> Street to 'Veterans' Way.' He noted that the Province has declared June 25 to 30 as 'Legion Week,' and hopes that a street naming dedication ceremony could take place that week.

Mayor Reid asked for an official letter of request from the Legion. Councillor Nielsen suggested that 'Veterans' Way' signs could informally be placed in addition to the 2<sup>nd</sup> Street signs in order to avoid legal ramifications in changing legal descriptions, addresses, etc.

Mayor Reid advised that a staff report will come to the next Regular Council meeting regarding this request.

**C. BOYLE**

Mr. Chris Boyle addressed Council with a request that a pedestrian path be developed between Bulyea Avenue and Sherburn Road. A petition had been submitted to Council earlier. He advised that funding to begin this project is included in the 2006 Financial Plan, and the residents hope to see the work begin in short order.

**ADOPTION OF THE MINUTES**

**ADOPT MINUTES** MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT the Minutes of the Regular Council Meeting held February 28, 2006 be adopted as circulated.

**CARRIED.**

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**ADOPT MINUTES  
(CONT.)**

MOVED by Councillor Moritz, SECONDED by Councillor Fraser:

THAT the Minutes of the Committee of the Whole Meeting held February 23, 2006, and adopted February 28, 2006, be amended on page 3 to read:

“THAT \$250,000 be transferred **TO** the Policing Reserve Fund for the Policing Model Project.”

**CARRIED.**

**UNFINISHED BUSINESS**

**BRENDA MINE  
WATER PLANT**

A letter was received from Falconbridge advising Council that it will not change the name of the Brenda Water Treatment Plant to Del Secord Water Treatment Plant, as requested by Council.

MOVED by Councillor Condon, SECONDED by Councillor Hallberg:

THAT the letter from Falconbridge be received for information.

**CARRIED.**

**SECURITY ALARM  
BYLAW**

Corporate Officer Betty Briggs presented a briefing regarding opting in to Central Okanagan Regional District's Security Alarm Bylaw.

MOVED by Councillor Fraser:

THAT Council opts in to the Central Okanagan Regional District's Security Alarm Bylaw as of July 1, 2006.

**FAILED DUE TO LACK OF SECONDER.**

**COMMITTEE & STAFF REPORTS**

**Committee Reports:**

**BUSINESS DEV.**

Committee Chair Councillor Fraser noted that the minutes of the March 7<sup>th</sup> meeting are attached. The main topic was the Chamber of Commerce fee for service agreement for tourist information services; this discussion will continue at the next Committee meeting March 21<sup>st</sup>.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT the District, as landlord, have staff correct the listed deficiencies, except for removal of bark mulch landscaping material, at the Chamber of Commerce annex building, detailed in the Fire Inspection Report.

**CARRIED.**

Councillor Moritz requested staff input on a completion date for the works.

Mayor Reid thanked all the standing Committees for the work being done on numerous items.

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**PARKS, REC &  
CULTURE**

Committee Chair Councillor Nielsen noted the minutes of the March 7<sup>th</sup> meeting are attached; the item considered was referred from the Committee of the Whole, therefore, this Committee's recommendation will go to COTW.

**ENVIRONMENT &  
LAND USE**

Committee Chair Councillor Condon noted a correction to be made on page 2 of the March 7<sup>th</sup> minutes: Hangingstone Properties rezoning is to R-4 Multi Family Medium Density Residential, not R-3 as typed.

**Staff Reports:**

**BYLAW #1777  
FAR – R-3 ZONE**

Mayor Reid noted a lengthy presentation was received by Council at the Public Hearing held earlier this evening.

MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT Third Reading of Zoning Bylaw No. 1375 Amendment Bylaw Number 1777, 2006 be tabled to the March 28, 2006 Regular Council Meeting.

**CARRIED.**

**BYLAW #1778  
R2-A TOWNHOUSE**

MOVED by Councillor Nielsen, SECONDED by Councillor Thorne:

THAT Zoning Bylaw No. 1375 Amendment Bylaw Number 1778, 2006 be read a Third Time.

**AMENDMENT TO  
MOTION**

MOVED by Councillor Moritz, SECONDED by Councillor Condon:

THAT Bylaw 1778 be amended by deleting article D-2 in its entirety: Indoor amenity space is excluded from the calculations of the [FAR].

**CARRIED.**

Councillor Nielsen OPPOSED.

**MAIN MOTION AS  
AMENDED**

THAT Zoning Bylaw No. 1375 Amendment Bylaw Number 1778, 2006, be amended by deleting article D-2 in its entirety: Indoor amenity space is excluded from the calculations of the [FAR;]

AND THAT Zoning Bylaw No. 1375 Amendment Bylaw Number 1778, 2006, be read a Third Time as amended.

**CARRIED.**

**BYLAW #1779  
OCP AMEND. – RAR**

MOVED by Councillor Hallberg, SECONDED by Councillor Nielsen:

THAT Official Community Plan Bylaw No. 1600 Amendment Bylaw Number 1779, 2006, be read a Third Time.

**CARRIED.**

Councillor Moritz OPPOSED.

**ALR EXCLUSION  
6493 KEYES RD.**

Planner Mark Koch presented a report regarding an ALR exclusion application for 6493 Keyes Road. This application was reviewed at the E & LU Committee meeting, with the Committee recommending Council not support the application to the Agricultural Land Commission.

**ALR EXCLUSION  
(CONT.)**

The Planner explained that an agrologist's report indicates poor soil conditions, however, the Official Community Plan encourages Council to maintain the integrity of the ALR.

Council members noted the agrologist's evaluation of poor nutritional status of the soil and that the land is not arable. As well, it contains very steep slopes.

MOVED by Councillor Nielsen, SECONDED by Councillor Thorne:

THAT the application for exclusion from the Agricultural Land Reserve for 6493 Keyes Road be forwarded to the Agricultural Land Commission with Council's recommendation to exclude the property from the ALR.

**CARRIED.**

Councillor Hallberg OPPOSED.

**DVP #06/10,004  
4143 PONDEROSA**

Planner Mark Koch presented a report regarding a variance application for 4143 Ponderosa Drive. He advised that Ponderosa Drive had inadvertently been paved onto 2 meters of this property. In order for the owner to construct a residence, a front yard setback will be required.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT Council approves Development Variance Permit Application #DVP06/10,004 to vary the front yard setback of the R-1 Single Family Residential zone from 6.0m (20 ft.) to 4m (13 ft.) to allow for the construction of a single family dwelling at 4143 Ponderosa Drive, Lot 25, Plan 255558, DL 220;

AND THAT Council approves waiving the fees associated with the required development variance permit.

**CARRIED.**

Councillor Moritz OPPOSED.

**CORRESPONDENCE**

**For Information:**

- Minister of Community Services re: Water Study Grants
- E. Galic-Baker, St. Paul Business Community re: harm reduction bylaw

**MAYOR & COUNCILLORS' REPORTS**

**MAYOR REID**

Mayor Reid advised that Council has considered cancelling Municipal Awards Night due to the low number of nominations and nominators this year, however, decided to extend the nomination deadline to March 31<sup>st</sup>. Council will meet again April 3<sup>rd</sup> to review nominations and decide at that time whether to continue Awards Night for this and future years.

Mayor Reid reported that CORD has lobbied through FCM for funding to add western pine beetle remediation to mountain pine beetle.

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**MAYOR REID  
(CONT.)**

RCMP Supt. McKinnon hosted a tour to Regina Depot for the Mayors of Lake Country, Vernon, Kelowna and Peachland on March 4 & 5. Mayor Reid found the tour and training program most impressive. Last Friday, the Mayor attended a briefing on a master policing agreement. More information will be forthcoming.

Mayor Reid advised the public of an invitation to attend an open house for the proposed Trepanier Manor Hotel project, March 24<sup>th</sup> 1:00 – 9:00 pm at the Community Centre. This is sponsored by the developer, not the District.

**COUNCILLOR  
CONDON**

Councillor Condon has submitted his report directly to the Corporate Officer.

**COUNCILLOR  
HALLBERG**

Councillor Hallberg noted a meeting to which community organizations have been invited, March 17<sup>th</sup> at 1:30 p.m., to meet the personnel conducting the seniors housing needs assessment.

**COUNCILLOR  
FRASER**

Councillor Fraser attended several meetings, including: Planning, Policing, and a meeting with MP Stockwell Day. She attended the Chamber of Commerce Business Awards night at Ponderosa Golf Club and thought it was very well done.

**COUNCILLOR  
THORNE**

Councillor Thorne attended: Urban Forum Seminar, PFRS Officers' meeting, PDRS Directors' meeting, Parks, Rec & Culture Committee meeting, Emergency Management Workshop, Central Okanagan Crystal Meth Task Force meeting, meeting with MP Stockwell Day, and In Camera meeting this afternoon.

**OTHER BUSINESS**

**IN CAMERA MTG.**

MOVED by Councillor Condon, SECONDED by Councillor Fraser:

THAT an In Camera Meeting be held 1:00 p.m. March 28, 2006, pursuant to Sec. 90(1)(e)[land] of the *Community Charter*.

**CARRIED.**

**QUESTION PERIOD**

**K. CARSON**

Mr. Kit Carson, 4016 Butler Place, noted a typo in the address for the Ponderosa Drive development variance permit application. Mayor Reid advised that the Corporate Officer can correct this typographical error when preparing the minutes.

**J. WHITTOME**

Mr. Jack Whittome, 5878 Victoria Street, noted a typo in the Environment & Land Use Committee minutes. Committee Chair Councillor Condon will have this corrected prior to the Committee adopting the minutes.

**S. FERGUSON**

Ms. S. Ferguson, 7270 Hwy. 97 S, suggested an option to the requested street name change may be the 'adopt a street' program.

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**T. CAVE**

Mr. Ted Cave, 4324 Beach Avenue, noted that a well-worn pedestrian path between Lots 4 & 5 on Ponderosa Drive down to the elementary school will be lost with construction of a dwelling on the vacant lot. Councillor Condon advised that this is private, R-1 zoned property.

**ADJOURNMENT**

MOVED by Councillor Hallberg:

THAT the Regular Council Meeting adjourn at 8:10 p.m.

**CARRIED.**

(Original signed by Mayor & Corporate Officer)

**Certified Correct.**

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**Mayor**

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**Corporate Officer**

Dated at Peachland, B.C.  
This 29<sup>th</sup> day of March, 2006.