

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, November 28, 2006 at 7:00 p.m.
In the Council Chambers, Peachland Community Centre**

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

CAO Elsie Lemke
Corporate Officer Betty Briggs
Director of Finance Doug Pryde
Director of Operations Dave Gold
Director of Planning & Development Services David Smith

Members of the Public
Members of the Media

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

AMENDMENTS TO THE AGENDA 7-A: changed from Environment & Land Use Committee to Public Safety & Security Committee
Added: 8-B & 8-C: pursuant to Sec. 131 of the *Community Charter*, the Mayor will bring back Zoning Amendment Bylaw No. 1770 and Development Variance Permit 4026 Beach Avenue, considered by Council October 31, 2006.

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

THAT the Agenda be approved as amended.

CARRIED.

PRESENTATIONS & DELEGATIONS

NEPTUNE TECH. WATER CONSERVATION EDUCATION MOVED by Councillor Hallberg, SECONDED by Councillor Condon:

THAT the presentation time limit be extended to 25 minutes.

CARRIED.

Mr. Claude Perrault, Western Canada Area Manager, Neptune Technology Group, presented information regarding the water meter installation program to begin in Peachland approximately February, 2007. He provided an update on the project currently underway in Westbank for Westbank Irrigation District. An open house will be held in Peachland prior to the project commencing. Website links will be operational through the District of Peachland's website closer to February. He confirmed that radio technology will be used to read the meters.

Mayor Reid thanked Mr. Perrault for his presentation.

ADOPTION OF THE MINUTES

ADOPT MINUTES MOVED by Councillor Thorne, SECONDED by Councillor Condon:

THAT the Minutes of the Public Hearing held November 14, 2006 for Zoning Bylaw No. 1375 Amendment Bylaw Number 1803, 2006 be adopted as circulated.

CARRIED.

MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT the Minutes of the Regular Council Meeting held November 14, 2006 be adopted as circulated.

CARRIED.

UNFINISHED BUSINESS

REGIONAL LIBRARY MOVED by Councillor Fraser, SECONDED by Councillor Condon:

THAT the letter from Okanagan Regional Library Board advising that it will not pursue obtaining the space immediately adjacent to the Peachland Library Branch be received.

CARRIED.

COMMITTEE & STAFF REPORTS

Committee Reports:

PUBLIC SAFETY & SECURITY MOVED by Councillor Condon, SECONDED by Councillor Thorne:

THAT Traffic Regulations Bylaw Number 1534, 1999 be amended to include:

“THAT overnight parking of recreational vehicles, campers, commercial vehicles and trailers, whether or not attached to a vehicle, be prohibited from parking on Beach Avenue.”

CARRIED.

A further housekeeping item will be included in the amending bylaw.

BUSINESS DEV. Chair Councillor Hallberg noted the minutes of the November 21st Committee meeting are included. The 6th Street Market will come back to Committee when PFRS response is received; the Chamber of Commerce marketing plan will be presented; and the Chamber of Commerce fee for service agreement will be reviewed by Committee of the Whole.

Staff Reports:

CIVIC GRANTS CAO Elsie Lemke presented the package of 2007 Civic Grant applications.

Regular Council Meeting Minutes
November 28, 2006
Page 3

**CIVIC GRANTS
(CONT.)**

MOVED by Councillor Thorne, SECONDED by Councillor Hallberg:

THAT the 2007 Civic Grant applications be referred to a Committee of the Whole budget meeting.

CARRIED.

**QUARTERLY
REPORT**

Director of Finance Doug Pryde presented the Quarterly Report to September 30, 2006, for information.

MOVED by Councillor Hallberg, SECONDED by Councillor Condon:

THAT the Quarterly Report to September 30, 2006 be received.

CARRIED.

PINCUSHION ASP

Director of Planning & Development Services David Smith advised that the open house date for the Pincushion Area Structure Plan has been changed to December 11th.

MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT Council hear Mr. Keith Funk regarding the Pincushion ASP.

CARRIED.

Mr. Funk, New Town Planning, provided a brief update on the development of the Pincushion Area Structure Plan, including engaging consultants for archeological review, environmental analysis, geotechnical concerns; meetings with CORD and parks and trails societies, and meetings with the District's consultant, Ken Cossey. He invited everyone to attend the open house scheduled for December 11th from 4:00 to 9:00 pm at the Community Centre. Mr. Funk answered questions from Council.

Mayor Reid thanked Mr. Funk for his presentation.

**DVP#06/10,009
5918 EHLERS RD.
BURRELL**

Director of Planning & Development Services David Smith presented a report regarding the variance application for fence height at 5918 Ehlers Road submitted by Mr. & Mrs. R. Burrell. He noted that no responses have been received by the District following the mail-out notification, and that staff have no objections to the requested fence height variance.

Members of Council had numerous questions regarding the variance, including whether the variance pertains to the gate only, a portion of the fence, or fencing all around; how high are the stone towers; what is the length of the fence height being varied. Mr. Smith noted that this is a 5-sided lot, so that the variance is partially front yard and partially side yard.

MOVED by Councillor Fraser, SECONDED by Mayor Reid:

THAT Council approve Development Variance Permit application #DVP06/10,009, Lot B, Plan KAP76056, DL 490, 5918 Ehlers Road, to vary the height regulations of fencing from 1.2 meters (4 ft.) to 2.4 meters

Regular Council Meeting Minutes
November 28, 2006
Page 4

DVP#06/10,009
(CONT.)

(8 ft.) when located in the front yard or side yard on flanking street in a residential zone to allow for the installation of a wrought iron and stone fence and gate at the entrance to the property.

Further discussion took place, including concern for wildlife.

MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT DVP#06/10,009 be tabled to the next Council meeting in order for staff to clarify the height and length of variances being requested.

CARRIED.

BYLAW #1818
DEVELOPMENT
PROCEDURES
AMENDMENT

MOVED by Councillor Condon, SECONDED by Councillor Fraser:

THAT Development Approval Procedures and Fees Bylaw No. 1749 Amendment Bylaw Number 1818, 2006 be read First, Second and Third Times.

CARRIED.

MAYOR & COUNCILLORS' REPORTS

2007 COMMITTEES &
DEPUTY MAYOR

Mayor Reid presented the 2007 Standing Committee Appointments and Deputy Mayor Schedule.

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT the 2007 Standing Committee Appointments be approved.

CARRIED.

MOVED by Councillor Moritz, SECONDED by Councillor Hallberg:

THAT the 2007 Deputy Mayor Schedule be approved.

CARRIED.

BYLAW #1770

Mayor Reid, using the authority of Sec. 131 of the *Community Charter*, is requiring Council to reconsider and vote again on a matter considered by Council at the October 31, 2006 Special Open Council Meeting, being Zoning Bylaw No. 1375 Amendment Bylaw Number 1770, 2005. He explained that a letter was received today from the applicant's lawyers, and although the District has obtained preliminary legal advice in this regard, further advice is required. Pursuant to Sec. 131(3) of the *Community Charter*, Council must deal with the matter as soon as convenient; the convenient date will be December 12, 2006 Regular Council Meeting.

DVP#05/10,004

Mayor Reid, further exercising his power under Sec. 131 of the *Community Charter*, is requiring Council to reconsider and vote again on a matter considered by Council at the October 31, 2006 Special Open

Regular Council Meeting Minutes
November 28, 2006
Page 5

DVP#05/10,004
(CONT.)

Council Meeting, being the Development Variance Permit application DVP#05/10,004, 4026 Beach Avenue, Dupuis, for the same reasons as listed above, which was defeated by Council vote, This item will be dealt with at the December 12, 2006 Regular Council Meeting, being the first convenient date.

COUNCILLOR
FRASER

Councillor Fraser attended the quarterly meeting of the Chamber of Commerce, a day long meeting of the Okanagan Regional Library Board, and a Business Development Committee meeting.

COUNCILLOR
THORNE

Councillor Thorne attended a drug addition seminar on November 25, and commended the Public Works crew on snow removal.

COUNCILLOR
MORITZ

Councillor Moritz invited everyone to attend Light Up this Friday night.

COUNCILLOR
HALLBERG

Councillor Hallberg attended a CORD EDC meeting on Thursday, the Fire Department's Christmas dinner on Saturday, and a Business Development Committee meeting.

MAYOR REID

Mayor Reid invited everyone to attend the Seniors' Housing consultants' open house at the Community Centre December 5th at 2:30 p.m.

CORRESPONDENCE

For Information:

- A. Hon. Rich Coleman re: Seniors' Housing Needs Assessment
- B. City of Burnaby Mayor re: affordable housing funding
- C. BC AgriTourism Alliance re: financial support for signs
- D. Ministry of Employment re: 10 by 10 Challenge.

OTHER BUSINESS

IN CAMERA MTG.

MOVED by Councillor Moritz, SECONDED by Councillor Thorne:

THAT an In Camera Meeting be held at 1:00 p.m. December 12, 2006, pursuant to Sec. 90(1)(e) [land] of the *Community Charter*.

CARRIED.

QUESTION PERIOD

None.

ADJOURNMENT

MOVED by Councillor Nielsen:

THAT the Regular Council Meeting adjourn at 8:12 p.m.

CARRIED.

(Original signed by Mayor & Corporate Officer)

Certified Correct.

Mayor

Corporate Officer

Dated at Peachland, B.C., this 13th day of December, 2006.