

Minutes of *REGULAR BOARD MEETING* of the Regional District of Central Okanagan held at Regional District Offices, 1450 KLO Road, Kelowna, B.C. on Monday, April, 25, 2022.

Directors:
(In Person) L. Wooldridge, Chairperson (City of Kelowna)
R. de Jong, Alternate for G. Milsom, Vice Chairperson (City of West Kelowna)
M. Bartyik (Central Okanagan East Electoral Area)
C. Basran (City of Kelowna)
W. Carson (Central Okanagan West Electoral Area)
M. DeHart (City of Kelowna)
G. Given (City of Kelowna)
S. Johnston (City of West Kelowna)
B. Sieben* (City of Kelowna)
L. Stack (City of Kelowna)

Directors:
(Electronically) J. Baker (District of Lake Country)
C. Fortin* (District of Peachland)
C. Hodge (City of Kelowna)
J. Coble* (Westbank First Nation)

Staff:
(In Person) B. Reardon, Chief Administrative Officer
C. Griffiths, Director of Corporate Services/Deputy CAO
T. Cashin*, Director of Community Services
M. Kopp*, Director of Parks Services
K. Needham, Corporate Officer
S. Horning, Supervisor-Corporate Services (Recording Secretary)
S. Ballan-Brown, Corporate Services Executive Assistant
M. Czarny*, Planner
T. Kendel*, Manager of Engineering Services
I. Hodgson*, Supervisor Community Relations & Visitor Services

Staff:
(Electronically) L. Smith, Director of Financial Services
J. Foster, Director of Corporate Communications
D. Komaike, Director of Engineering Services
C. Coates*, Waste Reduction Facilitator

(* denotes partial attendance)

1. CALL TO ORDER

Chairperson Wooldridge called the meeting to order at 9:53 p.m.

BARTYIK/HODGE

THAT pursuant to section 5.12 of Board Procedure Bylaw No. 1501, 2022, the Regional Board extends the April 25, 2022 Regular Board meeting past the three (3) hour time limit.

CARRIED

It was acknowledged that this meeting is being held on the traditional territory of the syilx/Okanagan people.

Noted that as an opening meeting, a live audio-video feed is being broadcast and recorded on rdco.com.

Roll call was taken as some of the Board Members appeared electronically.

2. ADOPTION OF THE AGENDA

All Directors - Unweighted Corporate Vote - Simple Majority (LGA s.208)

STACK/JOHNSTON

THAT the April 25, 2022 Regular Board meeting agenda be adopted.

CARRIED

3. ADOPTION OF MINUTES

All Directors - Unweighted Corporate Vote - Simple Majority (LGA s.208)

GIVEN/BAKER

THAT the April 14, 2022 Regular Board meeting minutes be adopted.

CARRIED

4. CORPORATE SERVICES (Bylaws Considered at the April 25, 2022 Public Hearing)

4.1 Z20-07 (LUC258 Termination) - Multiple Properties (Shelter Cove and Timber Ridge)

2nd and 3rd readings

*Custom Vote - Electoral Areas & West Kelowna Fringe Area - 1
Director 1 Vote*

CARSON/BARTYIK

THAT LUC Termination Bylaw No. 258-06, OCP Amendment Bylaw No. 1274-09 and Zoning Amendment Bylaw No. 871-265 be given second and third readings.

CARRIED

4.2 Z21-07 (LUC194 Termination) - 3850 Westside Road (EA West)

2nd and 3rd readings

*Custom Vote - Electoral Areas & West Kelowna Fringe Area - 1
Director 1 Vote*

DE JONG/JOHNSTON

THAT LUC Termination Bylaw No. 194-05 and Zoning Bylaw No. 871-272 be given second and third readings.

CARRIED

5. COMMUNITY SERVICES

5.1 Z20-05 (LUC225 Termination) - 2751 Westside Rd (Lake Okanagan Resort) (EA West)

1st Reading

*Custom Vote – Electoral Areas & West Kelowna Fringe Area – 1
Director 1 Vote*

Staff displayed a PowerPoint presentation summarizing the application.

DE JONG/CARSON

THAT the Regional Board, receives the report from the Director of Community Services, dated April 25, 2022, with respect to file Z20/05 for the properties legally described as Lot 1, DL 3547, ODYD, Plan 30301, Except Plans 32216, KAP61751 & KAP89299; Lot 4 and an undivided 220/268 Share in Lot 1, DL 3547, ODYD, Plan KAP91945; Common Property Strata Plan KAS3867 & Strata Lots 1-24, and an undivided 24/268 share in Lot 1, DL 3547, ODYD, Strata Plan KAS3867; Common Property Strata Plan KAS3858 & Strata Lots 1-24, and an undivided 24/268 share in Lot 1, Plan KAP91945 both in DL 3547 ODYD; Common Property Strata Plan KAS294 & Strata Lots 1-12, DL 3547, ODYD, Strata Plan K294; Common Property Strata Plan KAS287 & Strata Lots 1-18, DL 3547, ODYD, Strata Plan K287; Common Property Strata Plan KAS520 & Strata Lots 1-99, DL 3547, ODYD, Strata Plan K520; Common Property Strata Plan KAS322 & Strata Lots 1-22, DL 3547, ODYD, Strata Plan K322; and Common Property Strata Plan KAS316 & Strata Lots 1-18, DL 3547, ODYD, Strata Plan K316 ("Lake Okanagan Resort Properties");

AND THAT LUC Termination Bylaw No. 225-04 for the Lake Okanagan Resort Properties be given first reading;

AND THAT OCP Amendment Bylaw No. 1274-10 for the Lake Okanagan Resort Properties be given first reading;

AND THAT Zoning Amendment Bylaw No. 871-263 for the Lake Okanagan Resort Properties be given first reading;

AND THAT the Regional Board Schedule a Public Hearing on May 30, 2022, for LUC Termination Bylaw No. 225-04, OCP Amendment Bylaw No. 1274-10, and Zoning Amendment Bylaw No. 871-263, RDCO File: Z20/05;

AND FURTHER THAT the Regional Board direct staff to accept no further development applications related to the Lake Okanagan Resort Properties pending completion of the proposed bylaw amendments.

CARRIED

5.2 TUP18-01 Renewal - 5932 Old Vernon Road (Kangaroo Creek Farm) (EA East)

Custom Vote – Electoral Areas and Kelowna Fringe Area – 1 Director, 1 Vote

Staff displayed a PowerPoint presentation summarizing the application and responded to questions from the Board.

BARTYIK/SIEBEN

THAT Temporary Use Permit TUP-18-01 for Eldorado Ranch Ltd. c/o C. MacPherson to operate an outdoor petting zoo business (Kangaroo Creek Farm) to take place on part of Lot 2, Plan 3497, District Lot 120, ODYD, be renewed for an additional three years subject to the following conditions:

- There be no changes to the proposed site plan or site footprint prepared by Ecoscape Environmental Consultants Ltd. dated January 26, 2022;
- Operate the business only between the month of March through October;
- Adherence to the evacuation plan approved by the RDCO Manager of Fire Services;
- The applicant to obtain a commercial access permit from the Ministry of Transportation and Infrastructure;
- Obtain an annual RDCO Business License;
- No permanent structures are to be constructed or situated on the site;
- Use of water from Mill Creek is unauthorized;
- Parking area to be converted and restored after non-farm use ceases (e.g. gravel removal);
- Should the temporary use cease on the property, all materials related to the business are to be removed from the property to the satisfaction of the RDCO;
- Existing on-site services (water and sewer) will not be used to support the operation of the business unless authorized by the Interior Health Authority and the Ministry of Forests, Lands, Natural Resource Operations and Rural Development;
- No impact to the operation and/or maintenance of Kelowna International Airport (YLW);
- The applicant is to apply for and receive building permits for all temporary buildings or structures over 10m² to the satisfaction of RDCO Inspection Services Staff;
- All parking to be contained on site in accordance with the parking plan prepared by Jade Bay Constructions Ltd. dated May 8, 2019;
- In accordance with RDCO Noxious Weed Control Bylaw No. 179, the owner or occupier of the land shall prevent the infestation of noxious weeds and

cut down or otherwise destroy and mulch or remove all noxious weeds and plants with native grasses or other native vegetation;

- No further buildings, structures, land clearing, vegetation removal, or activity related to the outdoor petting zoo business is permitted within 30 metres of the High-Water Mark/Top of Bank of Mill Creek, other than that recognized and approved in this Permit;
- The landowner shall obtain the services of an Environmental Monitor to ensure the recommendations of the Temporary Use Permit are implemented; and
- In the event that greater disturbance occurs due to unforeseen circumstances, the Environmental Monitor will recommend further measures to protect/restore the natural integrity of the site and report on these measures to the RDCO;

AND FURTHER THAT the Temporary Use Permit shall expire on April 25, 2025, and all uses temporarily authorized by the Permit shall cease upon expiry of the Permit, unless otherwise authorized.

CARRIED

5.3 TUP-22-01 - 5101 Upper Booth Road South (Gonzo Music Festival) (EA East)

Custom Vote – Electoral Areas and Kelowna Fringe Area – 1 Director, 1 Vote

Staff displayed a PowerPoint presentation summarizing the application.

SIEBEN/BARTYIK

THAT Temporary Use Permit (TUP-22-01) for Durali Properties Ltd. to permit the June 25, 2022, Gonzo Music Festival (Special Event) to take place on part of Lot A, Section 7, Township 24, ODYD, Plan KAP84569, be issued subject to the following conditions:

- Obtain a Special Event Permit from the Liquor and Cannabis Regulation Branch;
- Receive Royal Canadian Mounted Police sign-off on the Special Event;
- Obtain a Temporary Food Service Permit from Interior Health Authority;
- A parking and transportation plan to the satisfaction of RDCO Community Services staff;
- The music festival shall commence no earlier than 12:00pm and end no later than 10:30pm;
- No greater than 2500 people may reasonably be expected to attend;
- There be no changes to the proposed site plan or site footprint;
- All parking at Sunset Ranch Golf Club be contained on site;
- Receipt of a security deposit in the amount of \$5,000.00 for the reimbursement of any cost which may be incurred by the Regional District, or other agencies (ie: RCMP) because of, and as a consequence of the Special Event; and
- Receipt of proof of \$5,000,000 full liability insurance (including a save harmless clause protecting the Regional District);

AND FURTHER THAT the Temporary Use Permit shall expire on June 25, 2022, at 11:00pm and all uses temporary authorized by the Permit shall cease upon expiry of the Permit, until otherwise authorized.

CARRIED

6. PARK SERVICES

- 6.1 2022-04-25 Renewal of the Clubhouse RDCO MoU and Lease Agreement (2022-2025) Woodhaven Nature Conservancy

All Directors – Unweighted Corporate Vote – Simple Majority (LGA s.208)

Staff displayed a PowerPoint presentation summarizing the MOU and Lease Agreement and responded to questions from the Board.

GIVEN/JOHNSTON

THAT the Regional Board approves renewing the Memorandum of Understanding and Lease Agreement between the Regional District of Central Okanagan and The Clubhouse Childcare Centre for a portion of Woodhaven Nature Conservancy Regional Park located at 4711 Raymer Road, Kelowna, BC for a 3-year term from May 1, 2022, to April 30, 2025, in the forms attached to the Report of the Manager – Park Planning & Capital Projects dated April 25, 2022;

AND THAT the Chairperson and Corporate Officer be authorized to execute the Memorandum of Understanding and Lease Agreement.

CARRIED

7. ENGINEERING SERVICES

- 7.1 Recycle BC Partnership & Curbside Recycling Services

All Directors – Unweighted Corporate Vote – Simple Majority (LGA s.208)

Staff displayed a PowerPoint presentation and responded to questions from the Board.

Directors Fortin & Coble left the meeting at 11:16 p.m.

HODGE/SIEBEN

THAT the Regional Board receive the Recycle BC Partnership & Curbside Recycling Services report from the Director of Engineering Services dated April 25, 2022 for information;

AND THAT the Regional Board support further consultation with municipal members regarding the regional Recycle BC partnership and report findings back to the RDCO Board, no later than May 30, 2022.

CARRIED

8. NEW BUSINESS

8.1 Notice of Motion - Ministry support (houseboat removal)

All Directors – Unweighted Corporate Vote – Simple Majority (LGA s.208)

Director Hodge spoke to his Notice of Motion.

HODGE/CARSON

THAT the Chair write a letter on behalf of the Regional Board to Minister Josie Osborne, Land, Water and Resource Stewardship, and Minister George Heyman, Environment and Climate Change Strategy, requesting assistance with the immediate removal of the abandoned houseboat currently grounded on the shore of Okanagan Lake in Bear Creek Provincial Park.

CARRIED

8.2 Electoral Area East - Grant In Aid Request

All Directors - Unweighted Corporate Vote - Simple Majority (LGA s.208)

Director Sieben left the meeting at 11:51 p.m.

Director Bartyik spoke to the grant in aid request.

BARTYIK/DE JONG

THAT the Regional District approve the Electoral Area East grant request in the amount of \$1,300.00 for the Joe Rich and Ellison Open Houses to be held in 2022.

CARRIED

9. DIRECTOR ITEMS

10. ADJOURN

All Directors - Unweighted Corporate Vote - Simple Majority (LGA s.208)

Chairperson Wooldridge advised that in the interests of time, the in camera portion of the April 25, 2022 Board meeting will be rescheduled to May 12, 2022.

BARTYIK/DEHART

THAT the April 25, 2022 Regular Board meeting be adjourned.

CARRIED

The meeting adjourned at 11:52 p.m.

CERTIFIED CORRECT:

L. Wooldridge, Chairperson

K. Needham, Corporate Officer

/slh

DRAFT