

THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Tuesday, May 20, 2014 at 4:30 p.m. in the Council Chambers of City Hall

Present: Mayor Howie Cyr
Councillor Tundra Baird
Councillor Brad Case
Councillor Raquel Knust
Councillor Beryl Ludwig
Councillor Greg McCune
Councillor Earl Shipmaker

Chief Administrative Officer – Tate Bengtson
Deputy Administrative Officer – Barry Gagnon
Chief Financial Officer – Jennifer Bellamy
Assistant Corporate Officer and Planning Assistant – Kurt Inglis
Recording Secretary – Bettyann Kennedy
The Press and Public

APPROVAL OF AGENDA

The following items were added to the agenda under New Business:

- Dumping
- Emergency Repairs to Riverwalk Bank

Moved by Councillor McCune, seconded by Councillor Case that the agenda be approved as circulated.

Carried Unanimously

ADOPTION OF MINUTES

Regular Meeting Minutes of May 5, 2014

Moved by Councillor Ludwig, seconded by Councillor Baird that the minutes of the regular meeting of May 5, 2014 be adopted as circulated.

Carried unanimously

DEVELOPMENT MATTERS**002-14-DP-END**

Lot 1, DL 226, ODYD, Plan KAP75600 – 601 Bass Ave
Applicant: Vanko Services

The Assistant Corporate Officer and Planning Assistant provided a brief review of his report.

Glen Trueman of 511 Bass Avenue expressed concern for planned cedar hedging. His property is bordered on three sides by the subject property and he is concerned about a potential fire risk. Slating would be preferred over cedar hedging.

The Development Permit item d. will be amended to require that slating be substituted for the submitted landscaping plan.

Moved by Councillor McCune, seconded by Councillor Case that Council authorize the issuance of a Development Variance Permit for the property legally described as Lot 1, District Lot 226, Osoyoos Division Yale District, Plan KAP75600 and located at 601 Bass Avenue, Enderby to permit a variance to the following Section of the City of Enderby Zoning Bylaw No. 966, 1987:

403.2.a by leaving the northern portion of the property, which is not used for buildings, display, parking, or access driveways, free of landscaping as shown on the attached site plan; and

THAT Council authorize the issuance of a Development Permit for the property legally described as Lot 1, District Lot 226, Osoyoos Division Yale District, Plan KAP75600 and located at 601 Bass Avenue, Enderby subject to the following conditions:

- a. The City of Enderby receives confirmation that the applicant has successfully purchased the subject property;

- b. The dimensions and siting of the buildings, structures, parking spaces, loading spaces be in general accordance with the attached site plan;
- c. The exterior design and finish of the addition to the manufacturing building be consistent with the remainder of the building and be in general accordance with the attached building elevations;
- d. Landscaping will be in the form of fence slatting rather than the submitted landscape plan of cedar hedging.
- e. Screening shall be in accordance with Section 403.1 of the Zoning Bylaw;
- f. Parking shall be in accordance with Section 1001 of the Zoning Bylaw;
- g. The paving of the parking areas and access driveway shall be in accordance with Section 1001.2.e of the Zoning Bylaw;
- h. Off-street loading areas must be provided and maintained in accordance with Section 1101 of the Zoning Bylaw; and
- i. Proposed drainage works shall be to the satisfaction of the City of Enderby Public Works manager.

AND THAT the issuance of a building permit be withheld until:

- a. The applicant has provided the City of Enderby with a Landscape Plan demonstrating how the proposed development satisfies all landscaping requirements outlined in Section 403.2 of the City of Enderby Zoning Bylaw No. 966, 1987;
- b. The City has received confirmation that the shed located in the northeast corner of the subject property, as shown on the attached site plan, has been either removed or relocated to conform with the provisions of the Zoning Bylaw; and
- c. The applicant has provided the City with an irrevocable letter of credit, or a cash deposit, in the amount equal to 120% of the estimated cost of any landscaping that may be required to bring the proposal into conformity with Section 403.2 of the Zoning Bylaw. The estimates must be prepared by a qualified landscaping contractor

Carried Unanimously

003-14-DP-END

Parcel A (being a consolidation of Lots 1, 2 and 3, see LB165752), Block 2, DL 150, K(formerly O)DYD, Plan 920 – 308 George Street
Applicant: Shane Noble C/o Lynn Noble

The Assistant Corporate Officer and Planning Assistant provided a brief review of his report.

Moved by Councillor Ludwig, seconded by Councillor Shipmaker that Council authorize the issuance of a Development Variance Permit for the property legally described as Parcel A (being a consolidation of Lots 1, 2 and 3, see LB165752), Block 2, DL 150, K(formerly O)DYD, Plan 920 located at 308 George Street, Enderby to permit variances to the following Sections of the City of Enderby Zoning Bylaw No. 966, 1987, as shown on the attached site plan:

- 502.2 by increasing the maximum number of principle buildings per lot from one (1) to two (2);
- 502.10.a by reducing the minimum exterior side yard setback from 4.5 m (14.76 ft) to 1.6 m (5.25 ft) for the commercial building;
- 502.10.c by reducing the minimum rear yard setback from 4.5 m (15.76 ft) to 1.3 m (4.27 ft) for the proposed commercial building and 1.6 m (5.25 ft) for the existing triplex;
- 502.10.d by reducing the minimum side yard setback from 3 m (9.84 ft) to 2.7 m (8.86 ft) for the existing triplex;
- 502.11.c.i by permitting the dwelling units associated with the triplex to be located beside the commercial building; and
- 502.11.c.iii by permitting the dwelling units to be located in a standalone building which is separate from the commercial use.

AND THAT Council authorize the issuance of a Development Permit for the property legally described as Parcel A (being a consolidation of Lots 1, 2, and 3, see LB165752), Block 2, DL 150, K(formerly O)DYD, Plan 920 and located at 308 George Street, Enderby subject to the following conditions:

- a. The dimensions and siting of the buildings, structures, parking spaces, loading spaces to be constructed on the land be in general accordance with the attached site plan and floor plan;

- b. The exterior design and finish of the building to be constructed on the land be in general accordance with the attached building elevations;
- c. Landscaping shall be in accordance with Section 403.2 of the Zoning Bylaw and shall be in general accordance with the attached landscape plan;
- d. Parking shall be in accordance with Section 1001 of the Zoning Bylaw;
- e. The paving of the parking areas and access driveway shall be in accordance with Section 1001.2.e of the Zoning Bylaw;
- f. Off-street loading areas must be provided and maintained in accordance with Section 1101 of the Zoning Bylaw;
- g. The exterior of the residential triplex is painted to match the colour of the proposed commercial building; and
- h. Proposed drainage works shall be to the satisfaction of the City of Enderby Public Works manager.

AND THAT the issuance of a building permit be withheld until:

- a. The applicant has provided the City with an irrevocable letter of credit, or a cash deposit, in the amount equal to 120% of the estimated cost of landscaping and of curbing and paving the parking, loading, and driveway areas. The estimates must be prepared by qualified landscaping and paving contractors.

Carried Unanimously

003-14-DVP-END

Lot 1, Section 26, Township 18, Range 9, W6M, KDYD, Plan KAP91035 – 1102 High Street
Applicant: Ron Riggall

The Assistant Corporate Officer and Planning Assistant provided a brief review of his report.

Moved by Councillor McCune, seconded by Councill Case that Council authorize the issuance of a Development Variance Permit for the property legally described as Lot 1, Section 26, Township 18, Range 9, W6M, KDYD, Plan KAP91035 and located at 1102 High Street to permit a variance to the following section of the City of Enderby Zoning Bylaw No. 966, 1987:

- 402.4.a.i by reducing the setback distance from an exterior side lot line for an accessory residential building from 8 m (26.25 ft) to 6.27 m (20.57 ft) as shown on the attached site plan.

Carried Unanimously

004-14-DVP-END

Lot A, District Lot 150, K(formerly O)DYD, Plan 10556 Except Plan EPP7929 – 907 George Street
Applicant: City of Enderby

The Assistant Corporate Officer and Planning Assistant provided a brief review of his report.

Moved by Councillor Baird, seconded by Councillor Case that Council authorize the issuance of a Development Variance Permit for the property legally described as Lot A, District Lot 150, K(formerly O)DYD, Plan 10556 Except Plan EPP7929 and located at 907 George Street to permit variances to the following sections of the City of Enderby Zoning Bylaw No. 966, 1987, as shown on the attached site plan and drawings:

- 404.3.b by permitting an off-premise sign;
- 404.3.b by permitting an animated sign; and
- 404.3.f.i by reducing the setback of free standing signs from all property lines from 1 m (3.281 ft) to 0 m (0 ft).

Carried Unanimously

BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

Knoll Neighbourhood Plan Adoption – Memo from Assistant Corporate Officer and Planning Assistant dated May 14, 2014

The Assistant Corporate Officer and Planning Assistant reviewed the amendment to the plan that was requested at the April 7, 2014 regular meeting.

Moved by Councillor Shipmaker, seconded by Councillor Case that Council adopt the revised Knoll Neighbourhood Plan.

Carried Unanimously

REPORTS

Councillor Baird

- Area F meeting – All the halls were represented. There is a lot of activity among the volunteers. Grindrod is applying for a grant for a trail around the park.
- Revitalization Committee meeting – Ideas were tossed around for rejuvenation.
- Enderby and District Services Commission meeting – No wake zone was discussed; damage to ball diamonds by user groups; gold panners event successful.
- Will be attending a conference in Chase with Councillor Case to talk about the positive relationship that has developed with Splatsin.

Councillor Shipmaker

Councillor Shipmaker attended a RDNO meeting in Mayor Cyr's place. The residents of Kingfisher praised the staff at RDNO for their assistance during the recent mudslide crisis.

Councillor Ludwig

- Consultative meeting with RCMP. They have a new boat and will be doing more land patrols. The River Ambassadors will be advising tubers of new dangers due to river debris.
- Attended Gold Panners event at Riverside Park
- COPS patrol.

Councillor Case

- Shuswap Trail Alliance – Phil McIntyre-Paul is working with SOAR (Girlguides) for trail works.
- Will be attending the "Moving Forward" conference in Chase with Councillor Baird.
- Attended the Area F "halls" meeting. They expressed interest in the new digital billboard.

Councillor Knust

- The Resource Centre has received a \$6,000 donation of indoor play equipment from Kamloops.
- Arts Council is paying for a facilitator for "Art in the Park".
- Business after Business at the Chamber is June 5th at 5:00.

Councillor McCune

Gordon Dale Trail annual golf tournament is this Saturday, May 24th at Mabel Lake. This year's proceeds will be to the Kingfisher Interpretive Centre.

Mayor Cyr

- AL Fortune grand class luncheon – spoke briefly about the scholarship. Scholarship applications were distributed to each Councillor who were asked to recommend a recipient.
- Spoke with MLA Kylo about physician situation. The locum issue has now been resolved and our local doctor now qualifies. Other problems are being reviewed by a select committee.
- Attended Gold Panner event.
- Will be submitting article to local newspaper on a regular basis.
- Attended a Workload Management Committee meeting. Will be working on finding a new CAO.
- Invited RCMP to include City Hall in orientation package for new members.
- CP rails are to be removed.
- Spoke with local business owner regarding upgrades to facade.
- RBC Cup bus tour didn't work out.
- Looking into Federal grant funds for outdoor gym equipment. Potential funding of \$25,000 per year for 2 years.

Report of Public Hearing of May 5, 2014

Moved by Councillor Case, seconded by Councillor Ludwig that the report be received and filed.

Carried Unanimously

Building Permit Detail Report – April 2014

Moved by Councillor Ludwig, seconded by Councillor Baird that the report be received and filed.

Carried Unanimously

NEW BUSINESS

Prime Corp – Correspondence dated April 30, 2014

Re: Service Delivery

Moved by Councillor Case, seconded by Councillor Baird that the correspondence be received and filed.

Carried Unanimously

Legion Road Closures – Memo from Chief Administrative Officer dated May 8, 2014

Moved by Councillor Ludwig, seconded by Councillor McCune that applications be received as approved by staff.

Carried Unanimously

Legion – Correspondence dated May 9, 2014

Re: Thanks

Moved by Councillor Ludwig, seconded by Councillor McCune that the correspondence be received and filed.

Carried Unanimously

Emergency Management BC – Correspondence dated May 7, 2014

Re: Earthquake Preparedness

Moved by Councillor Baird, seconded by Councillor Case that the correspondence be received and filed.

Carried Unanimously

Changes to Glass Recycling in North Okanagan

Information Bulletin from RDNO

Letter of concern from Linda Prevost

Discussion:

- Explore working with neighbouring communities to provide service that MMBC is no longer providing.
- Transporting plastics and glass to downtown Vernon is not viable for most residents of Enderby.
- Mayor Cyr suggested presenting concerns to the Regional Board at the next meeting.

Moved by Councillor Shipmaker, seconded by Councillor Ludwig that Council direct Mayor Cyr to present Enderby's concerns regarding new recycling program to the Board of the Regional District of North Okanagan.

Carried Unanimously

RDNO Media Release dated May 14, 2014

Re: North Okanagan Agricultural Plan Seeks Public Input

Moved by Councillor Case, seconded by Councillor McCune that the correspondence be received and filed.

Carried Unanimously

Late Item: Dumping of Garbage

- Fear that this practise could become worse with MMBC not accepting plastics and the glass receptacle no longer available at Enderby Bottle Depot.

- Local plan needs to be developed to provide a space to dump. This could result in abuse however.
- City staff already does routine patrols to remove illegal dumping. Every effort is made to identify who is responsible.

Late Item: Emergency Repairs to Riverwalk Bank

A memo from the Chief Administrative Officer was circulated describing emergency repairs that were required on the Riverwalk.

Moved by Councillor Shipmaker, seconded by Councillor Knust that the memorandum be received and filed.

Carried Unanimously

CLOSED MEETING RESOLUTION

Moved by Councillor Case, seconded by Councillor Ludwig that, pursuant to Section 92 of the *Community Charter*, the regular meeting convene In-Camera to deal with matters deemed closed to the public in accordance with Section 90 (1) (k) of the *Community Charter*.

Carried Unanimously

ADJOURNMENT

The Regular Meeting reconvened at 5:50 pm.

Moved by Councillor Ludwig, seconded by Councillor Shipmaker that the Regular Meeting adjourn at 5:50 pm.

Carried Unanimously

MAYOR

CHIEF ADMINISTRATIVE OFFICER