



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Monday, December 17, 2018 at 4:30 p.m. in the Council Chambers of City Hall

Present: Mayor Greg McCune
Councillor Tundra Baird
Councillor Brad Case
Councillor Roxanne Davyduke
Councillor Raquel Knust
Councillor Brian Schreiner
Councillor Shawn Shishido

Staff: Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner and Deputy Corporate Officer – Kurt Inglis
Recording Secretary – Laurel Grimm

Other: The Press and Public

APPROVAL OF AGENDA

Moved by Councillor Schreiner, seconded by Councillor Knust
“That the December 17, 2018 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Regular Meeting Minutes of December 3, 2018

Moved by Councillor Shishido, seconded by Councillor Baird
“That the December 3, 2018 Council Meeting minutes be adopted as amended.”

CARRIED

PUBLIC AND STATUTORY HEARINGS

[Non-Medical Cannabis Retail License Referral Applications for #4-802 George Street, 900 George Street and 601A Cliff Avenue and associated Zoning Amendment Bylaws 1665, 1666 and 1667, 2018](#)

The regular meeting gave way to a public hearing at 4:35 p.m.

The regular meeting re-convened at 5:55 p.m.

PETITIONS AND DELEGATIONS

None

DEVELOPMENT MATTERS**Regulatory Landscape for Non-Medical Cannabis Retail**

Moved by Councillor Case, seconded by Councillor Schreiner

“That the Regulatory Landscape for Non-Medical Cannabis Retail report is received and filed.”

CARRIED

Non-Medical Cannabis Retail License Referral Applications for #4-802 George Street, 900 George Street, and 601A Cliff Avenue and consideration of Zoning Amendment Bylaws 1665, 1666, 1667, 2018 for Third Reading and Adoption

Non-Medical Cannabis Retail Store License for Vince Tidder and Shelly Freund for the property legally described as LOT 1, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN KAP52267, EXCEPT PLAN KAP64137 and located at #4-802 George Street, Enderby BC.

Moved by Councillor Schreiner, seconded by Councillor Davyduke

“THAT Council supports Vince Tidder and Shelly Freund's request to operate a Non-Medical Cannabis Retail Store at the property legally described LOT 1, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN KAP52267, EXCEPT PLAN KAP64137 and located at #4-802 George Street, Enderby BC.

AND THAT Council give third reading and adoption to The City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1665, 2018.

AND THAT adoption of the bylaw shall come into full force and effect once the Ministry of Transportation and Infrastructure has endorsed the bylaw.”

AND FURTHER THAT Council directs Staff to send correspondence to the Liquor and Cannabis Regulation Branch advising of the City of Enderby's support for Vince Tidder and Shelley Freund's request to operate a Non-Medical Cannabis Retail License at the property legally described LOT 1, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN KAP52267, EXCEPT PLAN KAP64137 and located at #4-802 George Street, Enderby BC.”

CARRIED

Opposed Councillor Shishido

Discussion:

Councillor Shishido stated that the creation of the original regulatory bylaw was not an indication that we are in favour of cannabis. Councillor Shishido gave an overview of the legislation that the City of Enderby adopted up to this point.

Councillor Shishido stated that the purpose of adopting these bylaws was to protect the wellbeing of our children in this community. Cannabis will also affect the brand that our community represents.

Councillor Shishido said that there are many costs associated with cannabis, only some of which are known, and includes growth in crime. Council should spend this money on band

shells and swimming pools, and not enforcing against cannabis sales and use. It would be better to wait and see what the impacts are elsewhere, before approving a location in Enderby.

Councillor Knust noted that there is a \$5000 annual business license fee for Non-Medical Cannabis Retail stores. She asked if a portion of this could be contributed to mental health.

Councillor Schreiner stated that there are always two sides. He intends to base his decision on the support he has seen at tonight's meeting.

Councillor Case stated he is in support of this application. It appears to be clean and professional and has community support. We need to see the criminal element reduced and cannabis product off the streets. We did the correct thing adopting the zoning bylaws, so that there is legislation in place to trigger a public hearing and determine the quality of the applicant and neighbourhood support and concerns.

Councillor Davyduke stated Non-Medical Retail Cannabis has been legalized and we have done our due diligence. It is our job as Council to identify and understand the information brought forward and make an educated decision.

Councillor Baird stated she does not want to see retail drift to other locations by not allowing cannabis retail in the City. We have seen the negative impacts of this in the past. The applicant still needs to apply for a Provincial License.

Non-Medical Cannabis Retail License for the property legally described LOT 18, BLOCK 6, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN 211A and LOT 19, BLOCK 6, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN 211A and located at 900 George Street, Enderby BC

Moved by Councillor Case, seconded by Councillor Schreiner

"THAT Council supports Lepton Enterprises Ltd.'s request to operate a Non-Medical Cannabis Retail Store at the property legally described as LOT 18, BLOCK 6, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN 211A and LOT 19, BLOCK 6, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, PLAN 211A and located at 900 George Street, Enderby BC.

DEFEATED

Opposed Councillors Shishido, Baird, Davyduke, Knust, Schreiner, Mayor McCune

Discussion: Council does not want to approve or deny the applicant's request to operate a Non-Medical Cannabis Retail Store at this location until the applicant consults further with the neighbourhood and resolves outstanding concerns, at which point the applicant was invited to return. At that time, Council would then consider the Zoning Amendment Bylaw application along with the request to operate a Non-Medical Cannabis Retail Store.

Non-Cannabis Retail License for the property legally described as STRATA LOT 2, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, STRATA PLAN KAS1329, TOGETHER WITH AN INTEREST IN THE COMMON PROPERTY IN PROPORTION TO THE UNIT ENTITLEMENT OF THE STRATA LOT located at 601A Cliff Avenue, Enderby BC

Moved by Councillor Baird, seconded by Councillor Knust

“Council does not support Flora Enterprises Inc.'s request to operate a Non-Medical Cannabis Retail Store at the property legally described as STRATA LOT 2, DISTRICT LOT 150, KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT, STRATA PLAN KAS1329, TOGETHER WITH AN INTEREST IN THE COMMON PROPERTY IN PROPORTION TO THE UNIT ENTITLEMENT OF THE STRATA LOT and located at 601A Cliff Avenue, Enderby BC and does not proceed with third reading of Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1667, 2018.”

CARRIED

[Non-Medical Cannabis Retail License Referral Application for 612 Cliff Avenue and associated Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1668, 2018](#)

Moved by Councillor Knust, seconded by Councillor Baird

“That Council gives First and Second readings to Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1668, 2018 which proposes to amend the text of the City of Enderby Zoning Bylaw No. 1550, 2014 in order to permit a Cannabis-Related Business within 100 meters of a residential zone, daycare facility, preschool, playground, community resource centre, school, public park, civic or religious institution or any use catering to individuals under the age of 18, for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A located at 612 Cliff Avenue, and forwards it to a Public Hearing on January 21, 2019.

AND THAT Council forwards the Non-Medical Cannabis Retail License Referral Applications for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A and located at 612 Cliff Avenue, to a Public Hearing on January 21, 2019 and considers the application for approval following the conclusion of the Public Hearing.”

CARRIED

Opposed Councillor Shishido

BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

None

BYLAWS

[City of Enderby Business License and Regulation Bylaw No 1558, 2014 Amendment Bylaw No. 1669, 2018](#)

Moved by Councillor Case, seconded by Councillor Baird

“That Council gives three readings to the City of Enderby Business License and Regulation Bylaw No. 1558, 2014 Amendment Bylaw No. 1669, 2018.

AND THAT the City of Enderby Business License and Regulation Bylaw No. 1558, 2014 Amendment Bylaw No. 1669, 2018 be referred to pawnshops located within the City limits and posted to the public notice board at City Hall”

CARRIED

REPORTS**Councillor Case**

- Good turn out at the Legion Meat Draw.

Councillor Davyduke

- Reminder of Nexus Job Fair on March 11, 2019 at the Splatsin Community Centre.

Councillor Shishido

- EDCRC Meeting on December 11, 2018
- Grant opportunities awarded to North Okanagan Groups
- Steering Committee is overseeing the grant writing for this opportunity.

Councillor Baird

- Pancake breakfast tomorrow at M.V. Beattie.
- Enderby Museum Meeting.
- Featuring History "Week".
- Meat draw at the Legion.
- EDAC Social.

Councillor Knust

- Enderby Fire Department Fundraiser was a success.
- Seeing a lot of young families in the community.
- Would like to see driver training implemented in the schools. Staff to add this to the agenda with the School District.

Councillor Schreiner

- Regional District of the North Okanagan re-inventing their recycling program.
- Proposed plastic bag ban bylaw.
- Attended the RDNO Christmas party.

Mayor McCune

- Pancake breakfast reminder.
- Band Concert.
- Cadet Dinner.
- Seniors Luncheon.
- Chamber staffing seminar Wednesday/Thursday night.
- Catholic Church parking lot drainage issues.

NEW BUSINESS**Approval of Fire Training Centre 2019 Budget**

Moved by Councillor Baird, seconded by Councillor Shishido

"That Council approves the Fire Training Centre 2019 Budget."

CARRIED

Community Childcare Planning Program

Moved by Councillor Knust, seconded by Councillor Davyduke

“That Council directs Staff to submit a grant application under the Union of BC Municipalities’ Community Child Care Planning Program, to a maximum of \$25,000, in order to fund a planning process to develop a child care needs assessment and action plan for improving access to child care in the community.”

CARRIED

Snow Angels Volunteer Program

Moved by Councillor Case, seconded by Councillor Schreiner

“That Council authorizes staff to proceed with implementing a Snow Angels volunteer program.”

CARRIED

Proposed Near-Term Road Projects Commencing 2019

Moved by Councillor Knust, seconded by Councillor Schreiner

“THAT Council authorizes staff to proceed with concept design and budgeting for Reservoir Road, with construction targeted to begin in 2019;

AND THAT Council authorizes staff to complete preliminary works for Hubert Avenue west of Highway 97A and 3rd Avenue concurrent with similar works for Reservoir Road in order to save costs, with construction targeted to begin in 2020;

AND FURTHER THAT Council, subject to receiving further information as concept design and budgeting progresses, supports funding the project as proposed in Option 2 of the attached financial analysis from the Chief Financial Officer dated December 13, 2018.”

CARRIED

2019 North Okanagan-Shuswap Employment and Business Fair

Moved by Councillor Case, seconded by Councillor Davyduke

“That Council sponsor the 2019 North Okanagan-Shuswap Employment and Business Fair in the amount of \$500.”

CARRIED

Office of the Seniors Advocate British Columbia – Correspondence

Moved by Councillor Schreiner, seconded by Councillor Baird

“That this correspondence be received and filed.”

CARRIED

PUBLIC QUESTION PERIOD

None

CLOSED MEETING RESOLUTION

Moved by Councillor Shishido, seconded by Councillor Davyduke (7:30 p.m.)

“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) (c) of the Community Charter.”

CARRIED

ADJOURNMENT

The regular meeting reconvened at 8:22 p.m.

Moved by Councillor Case, seconded by Councillor Schreiner
"That the regular meeting of December 17, 2018 adjourn at 8:22 p.m."

CARRIED



MAYOR



CORPORATE OFFICER

