

**REGULAR MEETING OF COUNCIL
AGENDA**

DATE: Monday, November 18, 2019
TIME: 4:30 p.m.
LOCATION: Council Chambers, Enderby City Hall

1. APPROVAL OF AGENDA

2. ADOPTION OF MINUTES

Regular Meeting Minutes of November 4, 2019 **P1**

Public Hearing Report of November 4, 2019 **P7**

3. PETITIONS AND DELEGATIONS

4. DEVELOPMENT MATTERS

0023-19-DVP-END (Rands) **P9**

Legal: Lot 3 District Lot 150 Kamloops (Formerly Osoyoos) Division Yale District
Plan: 20301
Address: 407 Kildonan Avenue, Enderby BC
Applicant: Tyler Rands

Zoning Text Amendment Application for 803 Vernon Street **P20**
Memo prepared by Planner and Deputy Corporate Officer dated November 14, 2019

5. BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

Preferred Street Names for Laneways to the North and South of Cliff Avenue **P22**
Memo by Planner and Deputy Corporate Officer and Presentation by Bob Cowan, President, Enderby and District Heritage Commission

6. REPORTS

Mayor and Council **Verbal**

Area F Director **Verbal**

RDNO Building Permit Summary for October 2019 **P30**

7. NEW BUSINESS

Enderby Christmas Committee – Road Closure Application **P31**
Memo prepared by Planner and Deputy Corporate Officer dated November 5, 2019

Update on Request to Purchase Lane Adjacent to 115 Norleen Lane **P36**
Memo prepared by Planner and Deputy Corporate Officer dated November 12, 2019

Correspondence from the District of Logan Lake dated October 29, 2019 **P38**
Support Motion to Foster Transportation Network Services in Small Communities

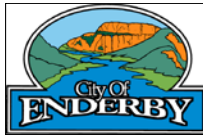
Correspondence from the Village of Tahsis dated November 13, 2019 **P39**
Transportation services in small, rural and remote communities

8. PUBLIC QUESTION PERIOD

9. CLOSED MEETING RESOLUTION

Closed to the public, pursuant to Section 90 (1) (k) and (c) and 90 (2) (b) of the *Community Charter*

10. ADJOURNMENT



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Monday, November 4, 2019 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 – Jen Bellamy
Planner and Deputy Corporate Officer – Kurt Inglis
Clerk Secretary – Laurel Grimm

Other: The Press and Public

APPROVAL OF AGENDA

Moved by Councillor Davyduke, seconded by Councillor Case
“THAT the November 4, 2019 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Regular Meeting Minutes of October 21, 2019

Moved by Councillor Shishido, seconded by Councillor Baird
“THAT the October 21, 2019 Council Meeting minutes be adopted as amended.”

CARRIED

PUBLIC AND STATUTORY HEARINGS

0006-19-OR-END (Korberg)

Legal: Lot 2 District Lot 150 Kamloops (Formerly Osoyoos) Division Yale District
Plan: 15492
Address: 171 Brickyard Road, Enderby BC
Applicant: Kerry Korberg

The regular meeting gave way to a public hearing at 4:31 p.m.

The regular meeting re-convened at 4:40 p.m.

PETITIONS AND DELEGATIONS

Susan Ruck: Citizens on Patrol

Susan Ruck gave an overview of the Citizens on Patrol (COP) program implementation and progress over the last 1.5 years. She is the Volunteer Coordinator. Mayor McCune questioned what the relationship between COP and the RCMP has been like and if there is an opportunity to enhance this relationship. Social media initiatives to promote COP have met with a mixed reception, with some residents advocating for alternative measures.

Mayor and council presented Susan Ruck with a Thank you card for her volunteer service within the community.

DEVELOPMENT MATTERS

0006-19-OR-END (Korberg)

City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1686, 2019 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1687, 2019

Moved by Councillor Baird, seconded by Councillor Schreiner

“THAT Council give third reading and adoption to the City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1686, 2019 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1687, 2019 subject to the applicant providing screening along the property boundaries adjacent to residential parcels, with such screening to be in accordance with the Zoning Bylaw’s height restrictions.

CARRIED

0005-19-ZTA-END (Howard)

City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1688, 2019

Moved by Councillor Shishido, seconded by Councillor Knust

“THAT Council not give first reading to the City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1688, 2019;

AND THAT enforcement of the Zoning Bylaw requirements with respect to unlawful uses occurring on the subject property will be delayed for six (6) months to enable the property owner to either submit a complete building permit application for converting the property to lawful uses or otherwise cease the unlawful use of the property;

AND FURTHER THAT staff provide correspondence to the property owners requesting that they advise the occupants of the unlawful dwellings of their requirements, so that there is adequate time for the affected occupants to evaluate their options.

CARRIED

OPPOSED Councillor Knust

0022-19-DVP-END (Central Hardware)

Moved by Councillor Shishido, seconded by Councillor Case

“THAT Council authorize the issuance of a Development Variance Permit for the property legally described as THAT PART LOT 1 SHOWN ON PLAN B50 DISTRICT LOT 226 OSOYOOS DIVISION YALE DISTRICT PLAN 151 EXCEPT PLANS B133, KAP75600 AND KAP77022 and

located at 701 Bass Avenue, Enderby B.C. to permit variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- 309.1.a by reducing the minimum height for screening along the southern property boundary from 2.5 m (8.202 feet) to 1.829 m (6 feet);
- 309.1.a.i by not providing screening along the western, northern and eastern property boundaries to screen an outdoor storage area, as shown on the attached Schedule “A”;
- 309.1.a.i by permitting required screening to be located within the front yard setback area, as shown on the attached Schedule “A”;
- 309.1.f.iii by permitting a fence not greater than 2.5 m (8.202 feet) in height to be located within the required front yard setback area, as shown on the attached Schedule “A”;
- 309.2.a.iii by not providing a landscaped buffer area equal to the required front yard setback area (9 m/29.53 feet), as shown on the attached Schedule “A”; and
- 901.2.b by reducing the required width of an unobstructed maneuvering aisle for right-angle parking from 8 m (26.25 feet) to 1.8 m (5.91 feet), for the maneuvering aisle for the parking stalls adjacent to the southern side of the main building, as shown on the attached Schedule “A”.

Subject to the following conditions:

1. The property owner registering a Section 219 covenant on the title of the subject property which:
 - a) Confirms that, in the event that Bass Avenue is realigned or redesigned such that vehicles cannot safely maneuver to and from the parking stalls adjacent to the southern portion of the main building, the property owner will discontinue the use of the aforementioned parking stalls and relocate them to the area shown as ‘future parking’ on the attached Schedule “A”;
 - b) Designates the future parking area shown on the attached Schedule “A” as a ‘no build area’; and
 - c) Indemnifies and saves harmless the City of Enderby against all claims, liabilities, judgments, costs, and expenses of whatever kind, which may in any way accrue against the said City in consequence of, and incidental to, the issuance of Development Variance Permit 0022-19-DVP-END; and
2. The property owner entering into a License of Occupation with the City of Enderby for that portion of the Bass Avenue road dedication intended to be used as a maneuvering aisle for the parking stalls to the south of the main building.

AND THAT Council directs Staff to send correspondence to the applicant advising them that, prior to the issuance of a Building Permit to legalize the coverall structures and addition to the main building, they will be required to either, i) demonstrate that stormwater management for the property is in accordance with the engineering report from Omega Engineering dated December 6, 2006, or, ii) submit a new stormwater management plan for the property that is acceptable to the City of Enderby.”

CARRIED

BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

None

BYLAWS

None

REPORTS

Mayor and Council Reports

Councillor Case

Attended the Highway 97A - Enderby-Splatsin Transportation Study Open House on October 23, 2019.

Councillor Davyduke

Previously discussed in Committee of the Whole.

Councillor Shishido

Previously discussed in Committee of the Whole.

Councillor Baird

Previously discussed in Committee of the Whole.

Councillor Knust

Would like to extend acknowledgment from Lorna Fothergill for the contributions received from the FED gardens.

Area F Director

Area F Director, Denis Delisle, attended the Fire Training meeting in Vernon. A common topic was prescribed burning and challenges our region faces. Community Wildfire Grants are available. Discussion on using Fire Smart tactics to protect rural properties.

Councillor Schreiner left the room (5:22 p.m.)

Councillor Schreiner left the room (5:24 p.m.)

3rd Quarter 2019 Policing Report

Moved by Councillor Baird, seconded by Councillor Davyduke
"THAT Council receives and files the 3rd Quarter 2019 Policing Report."

CARRIED

NEW BUSINESS

2020-22 Gardens and Grounds Maintenance Contract

Moved by Councillor Case, seconded by Councillor Baird

“THAT Council award the Gardens and Grounds Maintenance Contract for 2020-2022 to Summer Scape Designs;

AND THAT the Mayor and Corporate Officer be authorized to execute the contract on behalf of the City of Enderby.”

CARRIED

Disclosure of Contracts – Council

Moved by Councillor Shishido, seconded by Councillor Davyduke

“THAT Council receives and files the Disclosure of Contracts - Council.”

CARRIED

Regulation of Short-term Vacation Rentals

Moved by Councillor Schreiner, seconded by Councillor Shishido

“THAT the Regulation of Short-term Vacation Rentals Memorandum is received and filed.”

CARRIED

Council discussed the impacts and advantages of regulating short-term rentals, including the potential to realize new revenues through the hotel tax. To date there have been a handful of applications received which have been dealt with on a case-by-case basis. Once short-term vacation becomes a permitted use in the City of Enderby Zoning Bylaw it would need to be regulated differently. Given that the Regional District is preparing housing needs reports for all jurisdictions which will give more data to inform a position and there is currently a way to deal with applications on a case-by-case basis, Council decided to continue with the status quo at this time.

PUBLIC QUESTION PERIOD

Jackie Pearase, with *The Okanagan Advertiser*, asked for some clarification around World 4H Day. The City of Enderby will change the Cliff Avenue lights to green at 6:30 p.m. in support.

CLOSED MEETING RESOLUTION

Moved by Councillor Davyduke, seconded by Councillor Baird (5:53 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) (k) and 90 (2) (b) of the Community Charter.”

CARRIED

ADJOURNMENT

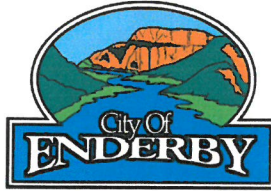
Moved by Councillor Knust, seconded by Councillor Case

“That the regular meeting of November 4, 2019 adjourn at 6:09 p.m.”

CARRIED

MAYOR

CORPORATE OFFICER



Agenda

THE CORPORATION OF THE CITY OF ENDERBY

Report of a **Public Hearing** held on November 4, 2019 at 4:31 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

Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner and Deputy Corporate Officer – Kurt Inglis
Recording Secretary – Laurel Grimm
The Press and Public

Mayor McCune read the rules of procedure for the public hearings and introduced the following Bylaws:

City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1686, 2019 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1687, 2019

The Planner provided an overview of the background information related to the Amendment Bylaws and reported that one written submission was received:

Stacey Larsen and Jeff Aitken, 167 Brickyard Road

Stacey Larsen and Jeff Aitken own the property directly adjacent to the subject property. The written submission included the following concerns:


- Privacy and Noise. It would be reasonable to assume that increased dwelling units would also increase noise, security and privacy issues.
- Shared long property boundary which impacts their privacy.
- Requesting that a solid privacy fence be built on the property boundary between 167 and 171 Brickyard Road.
- Groundwater and drainage are an issue for surrounding properties. These two properties share a common “low spot” where water accumulates between the two properties that would need addressing. Requesting an engineered plan for drainage be in place prior to approving the rezoning application.

- Lack of municipal infrastructures to support higher density rezoning. There is a lack of storm sewer, a need to upgrade sanitary sewer lines, more sidewalks, vehicle parking and street lighting that would need to be in place prior to approving rezoning application.
- Rezoning is not the issue but lack of municipal infrastructure to support higher density population in this area.

There were three calls for the public to make representation regarding the bylaws. There were no speakers.

The Mayor made his closing statement and declared the Public Hearing closed at 4:40 pm.

Pursuant to Section 465 (6) of the *Local Government Act*, I, Tate Bengtson, Corporate Officer, hereby certify this to be a fair and accurate report of the Public Hearing held on November 4, 2019.



Signature

Nov 15/2019

Date

Agenda

**CITY OF ENDERBY
DEVELOPMENT VARIANCE PERMIT APPLICATION**

File No: 0023-19-DVP-END

November 13, 2019

APPLICANT: Tyler Rands

LEGAL DESCRIPTION: LOT 3 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 20301

PID #: 007-873-492

LOCATION: 407 Kildonan Avenue, Enderby BC

PROPERTY SIZE: 0.508 acres (2056.4 m²)

ZONING: Residential Single Family (R.1-A)

O.C.P DESIGNATION: Residential Low Density

PROPOSAL: One-lot subdivision creating a 636.4 m² (0.157 acres) lot and a 1,420 m² (0.351 acres) panhandle lot

PROPOSED VARIANCE: Vary Section 602.3 of Zoning Bylaw by permitting an accessory residential building to be located on a lot without a principal single-family dwelling. Vary Section 308.4.a.ii of Zoning Bylaw by reducing the minimum side yard setback area for an accessory residential building from 1.5 m (4.921 feet) to 0.97 m (3.182 feet). Vary Section 2.0 of Schedule 'A' and 6.0 and 7.3 of Schedules 'A' and 'B' of Subdivision Servicing and Development Bylaw by not constructing the portion of Kildonan Avenue adjacent to the subject property as a local road, not providing streetlighting, and not providing underground wiring for power, telephone and cablevision.

RECOMMENDATIONS:

THAT Council authorize the issuance of a Development Variance Permit for the property legally described as LOT 3 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 20301 and located at 407 Kildonan Avenue, Enderby B.C. to permit variances to the following sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- Section 602.3 by permitting an accessory residential building to be located on a lot without a principal single-family dwelling, as shown on the attached Schedule 'A'; and

- Section 308.4.a.ii by reducing the minimum side yard setback area for an accessory residential building from 1.5 m (4.921 feet) to 0.97 m (3.182 feet), as shown on the attached Schedule 'A';

And to permit variances to the following sections of the City of Enderby Subdivision Servicing and Development Bylaw No. 1278, 2000:

- Section 2.0 of Schedule "A" by not constructing the portion of Kildonan Avenue adjacent to the subject property as a local road, nor providing cash-in-lieu for upgrading the construction of the road;
- Section 6.0 of Schedule "A" and Schedule "B" by not providing street lighting along Kildonan Avenue; and
- Section 7.3 and 7.4 of Schedule "A" and Schedule "B" by not providing underground wiring for power, telephone and cablevision along Kildonan Avenue.

BACKGROUND:

This report relates to a Development Variance Permit application for a proposed one-lot subdivision at 407 Kildonan Avenue which would create a 636.4 m² (0.157 acres) lot and a 1,420 m² (0.351 acres) panhandle lot, as shown on the attached Schedule "A". The applicant is seeking to permit an existing accessory residential building to remain on the proposed panhandle lot, without a principal single-family dwelling, while having a reduced side yard setback area. The applicant is also seeking to waive the requirement to construct the portion of Kildonan Avenue adjacent to the subject property as a local road, or provide cash-in-lieu for upgrading the construction of the road, and to waive the requirement to provide street lighting and underground wiring for power, telephone and cablevision along Kildonan Avenue.

Site Context

The subject property is 2056.4 m² (0.508 acres) in area and is located on the north side of Kildonan Avenue. The property is flat with a single-family dwelling located in the southwest corner of the lot. The northern portion of the lot is a large, grassed backyard with a small shed adjacent to the eastern lot line. As part of the applicant's application for a one-lot subdivision, the City's Approving Officer has required that this shed be removed or demolished as it would not be permitted as a standalone structure on the panhandle lot if the subdivision is ultimately approved, given that an accessory residential building must accompany a principal building.

The subject property and the properties to the east, south and west are zoned Residential Single Family (R.1-A) and designated in the OCP as Residential Low Density. The property to the northwest is zoned Residential Multi-Family Medium Intensity Zone (R.3) and is designated as Residential Medium Density in the OCP, while the property to the north (AL Fortune High School) is zoned Assembly, Civic, and Public Service and is designated as a School Site in the OCP.

The following figure shows the zoning designations of the subject and surrounding properties:

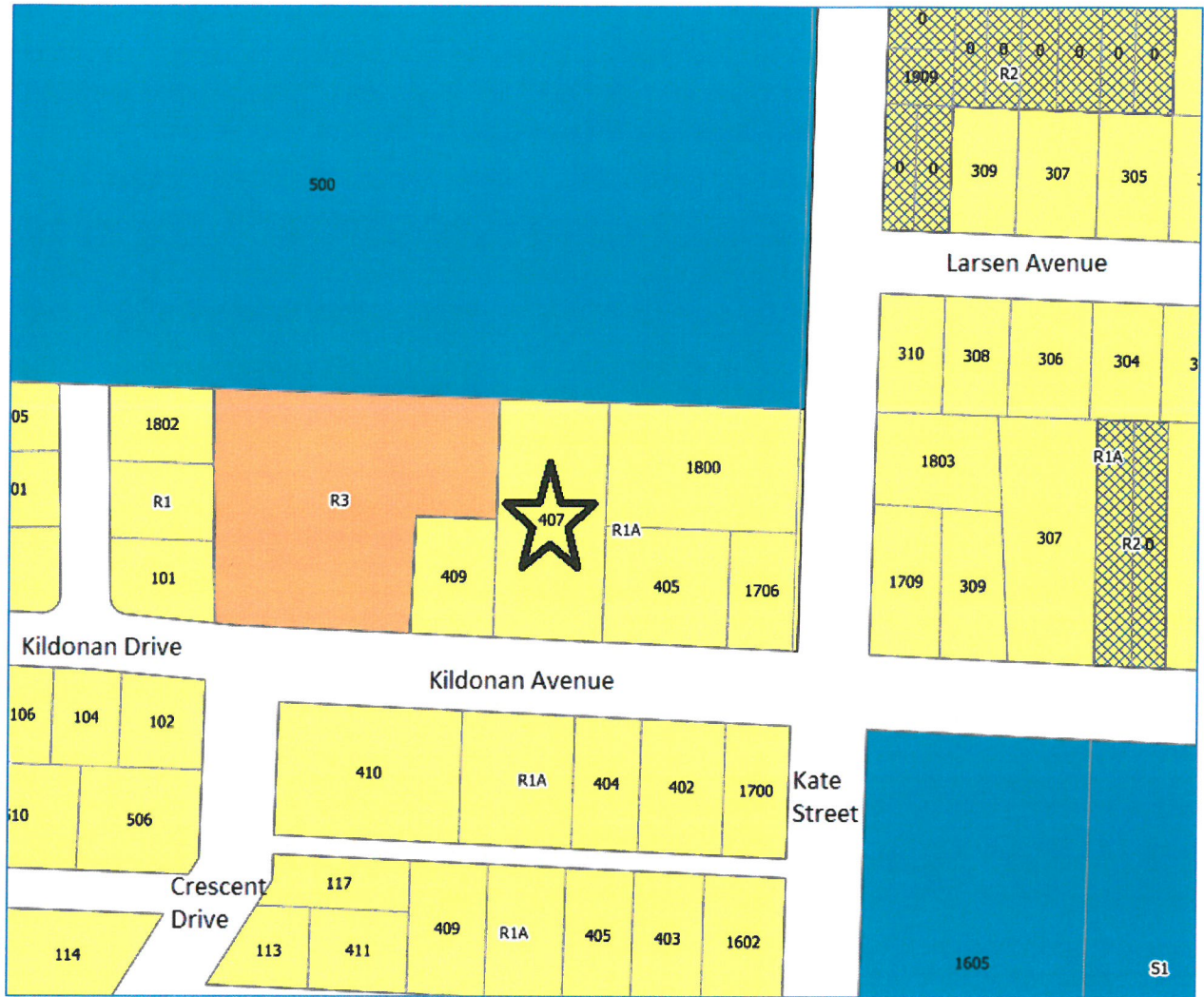


Figure 1: Zoning Map

Yellow - Residential Single Family (R.1-A)
 Orange - Residential Multi-Family Medium Intensity Zone (R.3)
 Blue - Assembly, Civic and Public Service Use (S.1)

The following orthophoto of the subject and surrounding properties was taken in 2011:



Figure 2: Orthophoto

The Proposal

The applicant is proposing a one-lot subdivision at 407 Kildonan Avenue which would create a 636.4 m² (0.157 acres) lot and a 1,420 m² (0.351 acres) panhandle lot, as shown on the attached Schedule "A". The new panhandle lot would be zoned Residential Single Family (R.1-A) which would accommodate the development of a new single-family dwelling. The applicant is seeking to permit an existing accessory residential building to remain on the proposed panhandle lot, without a principal single-family dwelling, while having a reduced side yard setback area. The applicant is also seeking to waive the requirement to

construct the portion of Kildonan Avenue adjacent to the subject property as a local road, or provide cash-in-lieu for upgrading the construction of the road, and to waive the requirement to provide street lighting and underground wiring for power, telephone and cablevision along Kildonan Avenue.

The applicant has stated that they intend to develop a new single-family dwelling on the proposed panhandle lot.

ZONING BYLAW:

The subject property is zoned Residential Single Family (R.1-A) and the permitted uses within this zone include accessory residential buildings, single-family dwellings, secondary suites, bed and breakfasts, civic and public service use, and restricted agricultural use. The proposal as compared to the Zoning Bylaw requirements for the R.1-A zone is as follows (highlighted items are the ones requiring a variance):

CRITERIA	PROPOSAL	ZONING REQUIREMENTS
Lot Area (min.)	634.4 m ² (6,829 square feet) 1420 m ² (15,285 square feet)	450 m ² (4,844 square feet)
Lot Coverage (max.)	<50%	50%
Lot Frontage (min.)	Less than one-tenth the perimeter of the parcel 9.21 m (30.22 feet) *** Lot frontage waiver and Development Variance Permit were previously issued by Council	Not less than one-tenth of the perimeter of the parcel; and 10 m (32.81 feet) where the panhandle lot cannot be further subdivided
Number of buildings (max.)	One (1) accessory residential building without a principal single-family dwelling	One (1) single-family dwelling; AND Two (2) accessory residential buildings
Setbacks		
Front Yard	7.06 m (23.16 feet)	6 m (19.68 feet)
Rear Yard	6.45 m (21.16 feet)	6 m (19.68 feet)
Side Yard	1.25 m (4.10 feet)	1.2 m (3.94 feet)
Other buildings	> 3 m (9.842 feet)	3 m (9.842 feet)
Setbacks for Accessory Residential Building		
Front Yard	> 8 m (26.25 feet)	8 m (26.25 feet)
Rear Yard	> 1.5 m (4.921 feet)	1.5 m (4.921 feet)
Side Yard	0.97 m (3.182 feet)	1.5 m (4.921 feet)
Other Buildings	> 3 m (9.842 feet)	3 m (9.842 feet)

SUBDIVISION SERVICING AND DEVELOPMENT BYLAW:

Section 2.0 of Schedule "A" of the Subdivision Servicing and Development Bylaw requires the dedication and construction of local roads adjacent to properties zoned Residential Single Family (R.1-A) in accordance with Design, Materials, and Installation standards outlined in Section 2.0 of Schedule "A" of the Bylaw. Sections 6.0 and 7.3 of Schedules "A" and "B" of the Subdivision Servicing and Development Bylaw require the provision of ornamental street lighting and underground wiring for power, telephone and cablevision for Single Family Residential (R.1-A) developments.

The applicant is proposing to waive the requirement to construct the portion of Kildonan Avenue adjacent to the subject property as a local road (or provide cash-in-lieu), and waive the requirement to provide street lighting and underground wiring for power, telephone and cablevision along Kildonan Avenue.

OFFICIAL COMMUNITY PLAN:

Policies contained within the Official Community Plan which apply to this development include:

- Policy 2.2.b - To maintain and enhance the City of Enderby as a sustainable, diverse, vibrant, unique and attractive community.
- Policy 2.2.c - To maintain and enhance the social well-being, development, and the quality of life for all citizens of Enderby.
- Policy 2.2.f - To respect and preserve a process of open, flexible and participatory decision making in the ongoing planning and day-to-day decisions of the City.
- Policy 3.3.c - Council recognizes that development of land has social impacts and will act through the approval process to minimize negative and maximize positive impacts.
- Policy 5.3.f - Council will develop strategies and tools to encourage and facilitate infill and redevelopment within existing developed areas of the community.
- Policy 8.3.h - Council will support infill and redevelopment within the community.
- Policy 8.3.i - Council will employ Smart Growth principles in future development.
- Policy 8.3.l - Council will support alternative infrastructure standards and urban design principles which promote environmental, economic, and social sustainability.
- Policy 9.3.f - Council will develop a robust strategy to support infill, redevelopment, and brownfield reclamation that utilizes existing infrastructure, revitalizes the community, and enhances the use of underutilized lands.
- Policy 20.3.f - Council will encourage infill, redevelopment and brownfield strategies that focus growth towards areas with existing infrastructure.

- Policy 20.3.g - Council will support innovative options that will assist in maintaining appropriate levels of infrastructure and service delivery in a fiscally responsible manner.

REFERRAL COMMENTS:

The subject application was referred to the City of Enderby Public Works Manager, Building Inspector, Fire Chief, and Subdivision Approving Officer.

The Building Inspector provided the following comments in response to the referral:

"There are no issues with the accessory building from a building code standpoint, assuming the accessory building only serves the one Single Family Dwelling. (i.e. a new dwelling on the proposed Remainder Lot)."

No other comments were received in response to the referral.

PLANNING ANALYSIS:

The City of Enderby Planner raises no objections to the applicant's request to vary Section 602.3 of the Zoning Bylaw to permit an accessory residential building to be located on a lot without a principal single-family dwelling, and to vary Section 308.4.a.ii of the Zoning Bylaw to reduce the minimum side yard setback area for an accessory residential building from 1.5 m (4.921 feet) to 0.97 m (3.182 feet), and upon consideration of input from adjacent land owners it is recommended that Council authorize the issuance of the Development Variance Permit for the following reasons:

- The accessory residential building is only 111.3 ft² in area, therefore any use of the building will be of an extremely low intensity (i.e. storage) that would not create any nuisances to the surrounding properties by way of its siting or the lack of a principal single-family dwelling on the lot; and
- The accessory residential building has been in its current location for a number of years, therefore it is not anticipated that permitting it to be located on the lot without a principal single-family dwelling, with a reduced side yard setback area, would negatively affect the use and enjoyment of the subject or neighbouring properties.

The City of Enderby Planner also raises no objections to the applicant's request to vary Section 2.0 of Schedule 'A' and 6.0 and 7.3 of Schedules 'A' and 'B' of Subdivision Servicing and Development Bylaw by i) not constructing the portion of Kildonan Avenue adjacent to the subject property as a local road (or providing cash-in-lieu for upgrading the road), ii) not providing streetlighting, and iii) not providing underground wiring for power, telephone and cablevision, and upon consideration of input from adjacent land owners it is recommended that Council authorize the issuance of the Development Variance Permit for the following reasons:

- The incremental impacts that a one-lot subdivision places on municipal services is minimal, and would not warrant significant off-site improvements by the applicant;

- Requiring the applicant to provide these off-site improvements would make the proposed one-lot subdivision economically unviable, given that the costs associated with these off-site improvements would likely exceed or approach the value of the newly created lot;
- Requiring this degree of off-site improvements for small-scale subdivisions would act as a significant impediment to facilitating infill development, with infill development being a key element of Smart Growth that provides the following community benefits:
 - More efficient use of land by increasing the ratio of improvement-to-land values;
 - Reducing pressures related to greenfield development and boundary expansion which in turn facilitates urban containment and rural protection;
 - Focusing future growth within developed areas of the community in order to maximize the value of existing infrastructure; and
 - Adding residential capacity without encroaching upon rural or environmentally sensitive areas.
- City Staff are in the process of drafting a new Subdivision Servicing and Development Bylaw, and although it has not been adopted by Council, the draft Bylaw proposes a threshold for when subdivisions and developments would be required to provide off-site improvements or cash-in-lieu, and the applicant's proposed one-lot subdivision would not meet this threshold (for the reasons described above); and
- It is not anticipated that the proposed variances would negatively affect the use and enjoyment of the subject or neighbouring properties.

SUMMARY

This is an application for a Development Variance Permit associated with a one-lot subdivision for the property located at 407 Kildonan Avenue, Enderby BC. The applicant is seeking to permit an existing accessory residential building to remain on the proposed panhandle lot, without a principal single-family dwelling, while having a reduced side yard setback area. The applicant is also seeking to waive the requirement to construct the portion of Kildonan Avenue adjacent to the subject property as a local road, or provide cash-in-lieu for upgrading the construction of the road, and to waive the requirement to provide street lighting and underground wiring for power, telephone and cablevision along Kildonan Avenue.

The City of Enderby Planner is supportive of the proposed variances and is recommending that Council authorize the issuance of a Development Variance Permit.

Prepared By:



Kurt Inglis, MCIP, RPP
Planner and Deputy Corporate Officer

Reviewed By:



Tate Bengtson
Chief Administrative Officer

THE CORPORATION OF THE CITY OF ENDERBY

DEVELOPMENT VARIANCE PERMIT APPLICATION

SUBJECT PROPERTY MAP

File: 0023-19-DVP-END

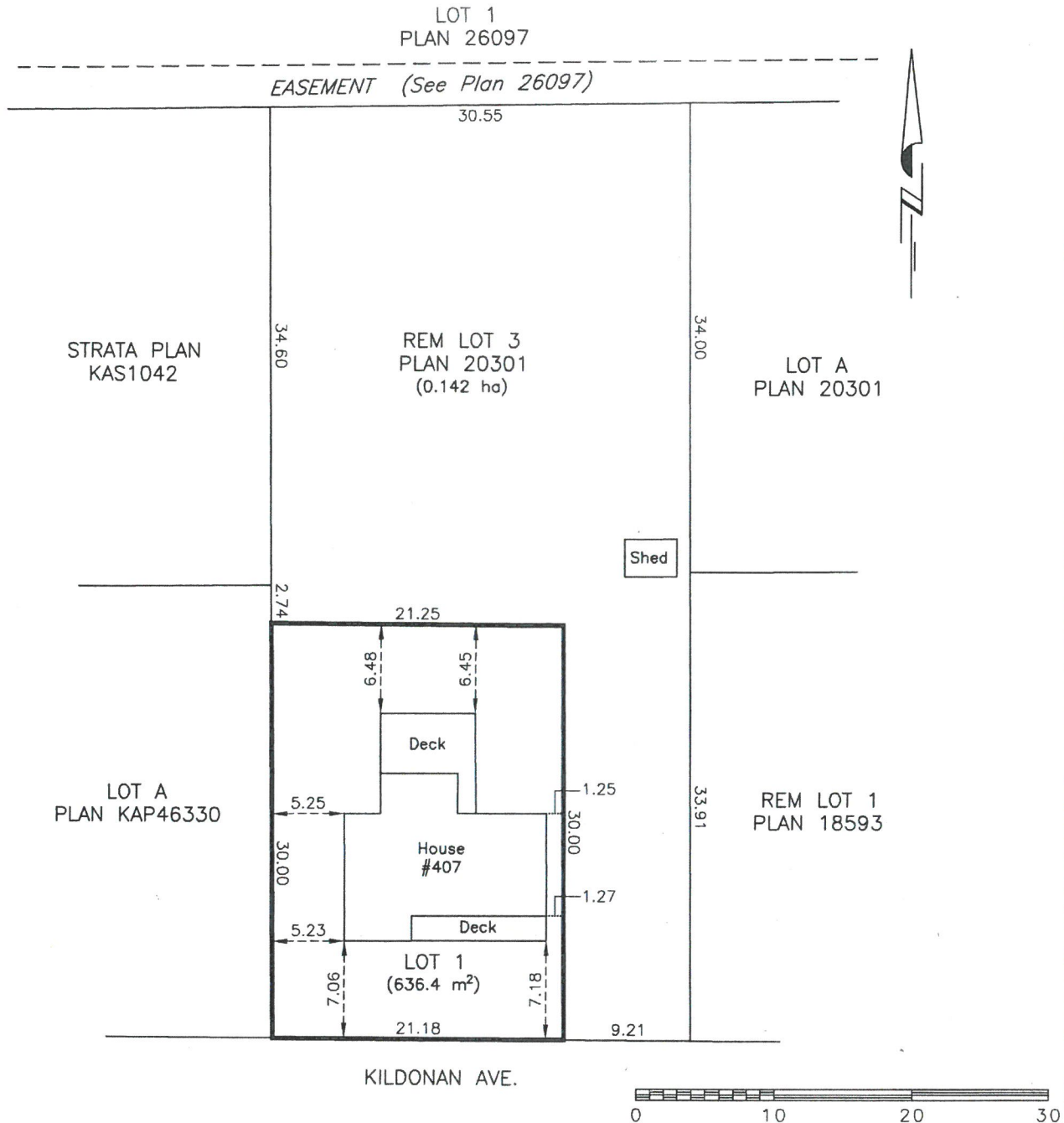
Applicant: Tyler Rands

Owner: Tyler and Lisa Rands

Location: 407 Kildonan Avenue, Enderby BC



ALL DISTANCES ARE IN METRES.



PLAN OF PROPOSED SUBDIVISION OF PART OF LOT 3, PLAN 20301, DL 150, K(Formerly O)DYD

SCALE: 1 : 400 OUR FILE: R10479

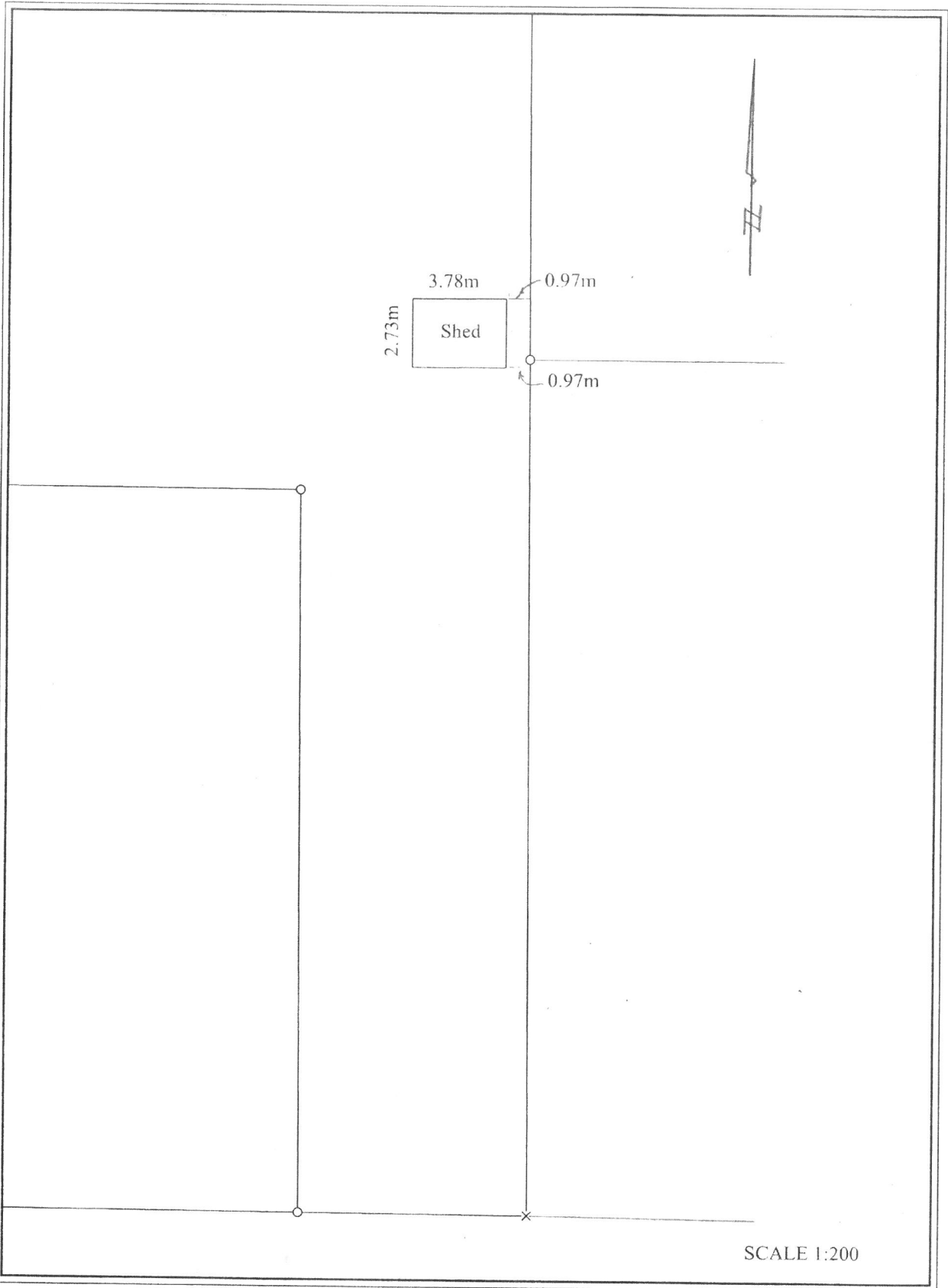
DATE: 25 Feb 2019 DRAWN: RL

Rands

WILLIAM E. MADDOX
 B.C. LAND SURVEYOR
 3500 - 30th STREET
 VERNON, BC V1T 5E8
 TELEPHONE: (250) 542-4343

104790A00

Schedule "A"



Traverse PC

Agenda

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner and Deputy Corporate Officer
Date: November 14, 2019
Subject: Zoning Text Amendment Application for 803 Vernon Street

RECOMMENDATION

THAT Council directs Staff to send correspondence to the owners of 803 Vernon Street advising that the City will not enforce the existing non-conforming uses occurring at 803 Vernon Street until October 5, 2020, at which time it will consider their Zoning Text Amendment application which proposes to amend Zoning Bylaw No. 1550, 2014 to permit a temporary building (no foundation) and shipping container to be located on the subject property.

BACKGROUND

In 2016, the City of Enderby issued a Temporary Use Permit to Jen and Ed Koochin, owners of the property legally described as Lot 3, Block 11, District Lot 150, Kamloops (formerly Osoyoos) Division Yale District, Plan 211A and located at 803 Vernon Street, which permitted the use of a temporary building (no foundation) on the subject property for the purposes of food service, retail sales and fitness/recreational services; although food service, retail sales and fitness/recreational services are permitted uses under the subject property's General Commercial (C.1) zoning designation, having these uses occur within a temporary building is not permitted and thus a Temporary Use Permit was required. The Temporary Use Permit had an initial term that extended to October 1, 2017. Following the end of that term, the property owners successfully applied to have the Temporary Use Permit renewed until October 1, 2019. The Temporary Use Permit has now officially expired and can no longer be renewed, as per provincial legislation.

In 2017, the City gave the property owner permission to temporarily place a shipping container on the subject property for the purposes of storing paddleboards for their business (shipping containers are not permitted within the General Commercial (C.1) zone). This permission was subject to, i) the shipping containers being vented to the satisfaction of the City of Enderby Fire Chief, ii) the aesthetics of the shipping container being complimentary to the subject property and surrounding area, and iii) the permission only extending until the property's Temporary Use Permit expires.

Given that the Temporary Use Permit has now expired and can no longer be renewed, the temporary building and shipping container on the subject property are now non-conforming to the City's Zoning Bylaw. The property owners have submitted a Zoning Text Amendment application seeking to amend

the City of Enderby Zoning Bylaw No. 1550, 2014 in order to permit a temporary building (no foundation) and shipping container to be permanently located on the subject property.

Should this Zoning Text Amendment application not be supported, the property owners would be required to, i) remove the shipping container, and ii) either remove the temporary building or convert it into a permanent structure by placing it on a permanent foundation. Given that there is a scenario where the property owners could be required to undertake significant measures to convert the temporary building into a permanent building, Staff are concerned that the property owner would not have the ability to make a well-informed decision on how to permanently site and orient the building without having a reasonable understanding of the future highway alignment, which could involve either Vernon Street or the former CP Rail right-of-way. Depending upon the future alignment of Highway 97A, it may change the orientation of the business and its parking lot and accesses drastically.

The Ministry of Transportation of Infrastructure is currently undertaking a planning process regarding the future highway alignment through Enderby; the Ministry has communicated that the process will identify a preferred alignment, along with detailed design of the alignment, in early 2020. Given this, Staff are recommending that correspondence be sent to the property owners advising that the City will not enforce the non-conforming uses occurring at 803 Vernon Street (temporary building and shipping container) until October 5, 2020, at which time it will consider their Zoning Text Amendment application which proposes to amend the Zoning Bylaw No. 1550, 2014 to permit a temporary building (no foundation) and shipping container to be located on the subject property. By that time, the Ministry will have identified a preferred future highway alignment, along with detailed design for that alignment, which the property owners can rely upon should their Zoning Text Amendment application not be supported and they are required to convert their temporary building into a permanent building.

It should be noted that with this recommended approach, the property owners will be able to realize an additional summer season for their business prior to being required to legalize the existing non-conforming uses through a Zoning Text Amendment or discontinuing them altogether. The recommended approach was presented to the property owners and they advised that they are supportive.

Respectfully Submitted,



Kurt Inglis
Planner and Deputy Corporate Officer

Agenda

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner and Deputy Corporate Officer
Date: November 14, 2019
Subject: Preferred Street Names for Laneways to the North and South of Cliff Avenue

RECOMMENDATION

THAT Council identifies preferred street names for the laneways to the north and south of Cliff Avenue, based on the heritage street names short-listed by the Enderby & District Heritage Commission;

AND THAT Council directs Staff to prepare the appropriate Street Naming Bylaws.

BACKGROUND

Council directed Staff to explore the naming of the dedicated laneways to the north and south of Cliff Avenue, on the eastern side of George Street. This was in response to businesses and residences with their primary access fronting the laneway having addressing issues, given that the laneways are not formally named.

Correspondence was sent out to owners and occupiers of properties that may be affected by the potential naming of the lanes, in order to notify them of the City's intent and request that they advise the City of any concerns. No concerns were communicated to Staff by the affected property owners or occupiers. Correspondence was then sent to the Enderby & District Heritage Commission requesting that the Commission short-lists several potential heritage street names from Schedule "1" of the Street Names Policy (attached), which are the most meaningful to the area in the vicinity of the lanes. At their meeting of November 5, 2019, the Heritage Commission short-listed the following heritage street names for Council consideration:

Northern Lane

1. **Bell Lane** - George Bell built Enderby Trading Company in 1890, and the Bell Block (Cliff, between Maud and Belvedere) in 1906. He was the first Mayor of Enderby, 1905 – 1910, and later became a member of the Legislature in Victoria 1920 – 1928. He was active in the Enderby Methodist Church.
2. **Speers Lane** - Sid Speers operated Speers Department Store 1913 – 1975. Active in curling, hockey, Fraternal societies.

Southern Lane

1. **Dill Lane** - Ed and Art Dill owned Dill Brothers, general merchants and clothing from 1913 – 1938. Ed was a member of City Council 1924 – 1938 and active in curling.
2. **Lambly Lane** - Robert and Thomas Lambly pre-empted 160 acres on the Spallumcheen River in 1876 and later divided it into city lots. They built the first warehouse and boat landing, the first frame house, and the Lambly and Enderby Hotel. Active in church, horse racing, and health care.

The short-listed street names were forwarded to the Regional District of North Okanagan for consideration, given that the RDNO administers the 911 addressing service and is responsible for approving new street names; RDNO Staff confirmed that they had no concerns with the proposed street names.

Respectfully Submitted,



Kurt Inglis
Planner and Deputy Corporate Officer



**NOTE: Although there is a 'jog' in the lane to the north of Cliff Avenue, this would be treated as a contiguous corridor with one name.

Policy Title:	STREET NAMES
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<u>Effective Date:</u>	<u>Authorized By:</u>	<u>Replaces:</u>
July 20, 2015	Mayor and Council Regular Meeting of July 20, 2015	Street Names Policy (Feb 19, 1996)

Purpose: To provide guidance for the naming of streets within the City of Enderby.

Policy: THAT preference be given to heritage names when selecting names for new streets in the City of Enderby, based upon the attached list of heritage street names (Schedule "1") or something mutually agreed upon with the City of Enderby Staff.

SCHEDULE "1"

Suggested Heritage Road Names City of Enderby

BAILEY	Robert Bailey arrived with his family in Enderby, 1887. He was town constable and foreman of the city waterworks from it's incorporation until 1929. One of Enderby's foremost town characters, he was personally responsible for ringing the curfew bell and greeting the train each day.
BELL	George Bell built Enderby Trading Company in 1890, and the Bell Block (Cliff, between Maud and Belvedere) in 1906. He was the first Mayor of Enderby, 1905 – 1910, and later became a member of the Legislature in Victoria 1920 – 1928. He was active in the Enderby Methodist Church.
CARLSON	Ben Carlson was born in Enderby; involved in the schools as a teacher and school trustee; active in United Church; City band; Swingsters; Fraternal societies; and Legion.
COLTART	Richard Coltart owned a dairy farm on Gunter Ellison Rd 1904 – 1939. Mayor of Enderby 1915 – 1917; member of City Council 1917 – 1922; active in the formation of creamery and NOCA, Fraternal societies, United Church, and politics.
COULTER	Ed Coulter owned Coulter's General Store next to the bridge 1936 – 1966. Active in the Board of Trade and curling.
DILL	Ed and Art Dill owned Dill Brothers, general merchants and clothing from 1913 – 1938. Ed was a member of City Council 1924 – 1938 and active in curling.
DUNCAN	William and Gordon Duncan were born in Enderby, worked at Enderby Trading Co., partners in Duncan Bros grocery and general merchants 1920 – 1940's. Gordon was a member of City Council 1925 – 1939, active in hockey, baseball, city band, and hospital board.
FARMER	Percy Farmer was accountant for Okanagan Sawmills 1915 – 1921 and manager for B.J. Carney Pole 1924 – 1965. He was Police Magistrate for Enderby 1946 – 1969. Member of City Council 1924 – 1938. Active on hospital Board. Son Pat was postmaster 1947 – 1977 and member of City Council. Wife Joy was active in Cancer Society, Hospital Auxiliary, and Fraternal societies.
FULTON	Andrew Fulton established a hardware store in 1904 – 1920 specializing in the tinsmith and plumbing business. In 1911 he built the present hardware store building on Cliff Ave (now the Library).

- He operated the brickyard 1920 – 1923 and was active on the school board.
- GARDNER John Gardner established a landscaping business in Enderby 1915 – 1925 selling bulbs and seeds. Son R.W. was involved in the forest industry as a contractor.
- HAWKINS Charles Hawkins was a carpenter in Enderby 1907 – 1944. He was Mayor 1925 – 1944, member of Council 1942 – 1944. Active on the hospital board for 21 years, school trustee for 4 years, and United Church organist.
- HUTCHISON William Hutchison operated a blacksmith shop in Enderby 1895 – 1932. He was member of Council. Son Russell owned blacksmith shop 1932 – 1948.
- KEITH Dr. Keith was a “horse and buggy” doctor in Enderby 1905 – 1933.
- LAMBLY Robert and Thomas Lambly pre-empted 160 acres on the Splallumcheen River in 1876 and later divided it into city lots. They built the first warehouse and boat landing, the first frame house, and the Lambly and Enderby Hotel. Active in church, horse racing, and health care.
- LANTZ Locke Lantz was involved in the forest industry 1909 – 1944. He was logging contractor for A.R. Rogers Lumber Co, manager of Clark and Elliot, and finally owned his own sawmill and poleyard in Enderby.
- MACPHERSON Eleanor MacPherson was the mail lady for RR #1 with her team and wagon 1914 – 1934. Active on farm, in Sunday school for United Church. Husband Albert owned undertaking business in Enderby 1913 – 1938. Son John delivered milk for Enderby Creamery and NOCA. Grandson Don owned Interior Motors. Member of City Council and active as Fire Chief.
- MCLEOD G.L. McLeod owned McLeod’s Garage in Enderby 1940’s and 1950’s. First Member of Parliament from the City of Enderby (and only Social Credit) 1953 – 1965. Sons Wayne and Dean owned McLeod’s Insurance. Mayors and members of Council over a number of years.
- MCPMAHON George Ernie McMahon came to Enderby with his family in 1904; worked in Fulton’s Hardware 1911 – 1920; McMahon/Mack Hardware 1920 – 1920; McMahon Hardware until 1950. Was

- alderman 1928 – 1944 and Mayor 1944 – 1946. Active in Fraternal societies, curling and conservative party.
- MOFFET F.V Moffet was manager of Columbia Flouring Mills 1904 – 1914. “Moffet’s Flour” was sold in BC and the Orient. The Moffet house was the social centre of Enderby.
- MURPHY Paddy Murphy owned the King Edward Hotel 1905 – 1945 with his brother Jim. Famous for his thoroughbred race horses and his willingness to share a dime. Also owned hotels in Vernon and Revelstoke.
- PEEL Robert Peel worked as accountant and partner for Enderby Trading Co 1898 – 1929. Member of City Council 1917 – 1923 and school board trustee. Son Ted was an accountant and owned a number of businesses. Member of City Council, active in Anglican Church, and Fraternal societies. Wife Gertrude was a news reporter and active in the Hospital Auxiliary, Cancer Society, IODE, Queens, and Fraternal societies.
- PRITCHARD John Pritchard was born in the area, operated Pritchard Motors 1942 – 1959. Was school bus driver 1939 – 1977; active in Lions Club, Hospital Board, and Fire Department.
- REEVES Art Reeves owned Enderby’s drug store 1907 – 1945. Brother Chris had insurance business 1920 – 1952. Was active on Hospital Board.
- ROBERTS Sam Roberts arrived in Enderby in 1911, farmed and worked as a butcher. Son Alex farms and works for Mountain View Electric. Active in Anglican Church. Son Robert worked for City of Enderby and active in Lions Club.
- RUTTAN John Ruttan was a building contractor responsible for Fortune School and the Drill Hall. Mayor 1911 – 1913. Member of Council 1910.
- SPARROW Ted Sparrow moved to Enderby with his family in 1908 and operated Palace Livery. Son Ed Sparrow owned Sparrow’s Drug Store 1945 – 1969. Active in hockey and curling. Sons George and Rod active in hockey and basketball.
- SPEERS Sid Speers operated Speers Department Store 1913 – 1975. Active in curling, hockey, Fraternal societies.

SUTHERLAND John Sutherland started Sutherland's Bakery 1907 – 1910. Son Jim opened the Sutherland Bakery 1932 – 1972. Member of Council 1946 – 1948.

WOODS William Woods moved to Enderby in 1895 to manage Enderby Trading Co. He had a partnership in the store until 1931. Active in city band, hockey and baseball. Wife Alice active in United Church and hospital.

Area: CITY OF ENDERBY

Category: BUILDING PERMITS

Year: 2019 **Month:** 10

Folder Type	2019 / 10		2018 / 10		2019 to 10		2018 to 10					
	Permits Issued	Res. Units Created	Building Value	Permits Issued	Res. Units Created	Building Value	Permits Issued	Res. Units Created				
ACCESSORY BUILDING	0	0	0	0	0	0	0	0				
AGRICULTURAL BUILDING	0	0	0	0	0	0	0	0				
COMMERCIAL BUILDING	0	0	0	0	0	0	0	0				
DEMOLITION	0	0	0	0	0	0	0	0				
END - ACCESSORY BUILDING	0	0	0	0	1	1,350	3	0				
END - COMMERCIAL BUILDING	0	0	0	0	2	115,000	2	0				
END - DEMOLITION	0	0	500,000	0	2	15,000	1	0				
END - INDUSTRIAL BUILDING	0	0	0	0	0	0	1	0				
END - MODULAR HOME	0	0	0	0	0	0	4	1				
END - MULTI FAMILY DWELLING	1	2	300,000	0	1	300,000	2	2				
END - PLUMBING	1	0	0	0	1	0	0	0				
END - SIGN	0	0	0	0	1	65,000	0	0				
END - SINGLE FAMILY DWELLING	2	1	400,000	0	5	883,201	10	3				
INDUSTRIAL BUILDING	0	0	0	0	0	0	0	0				
INSTITUTIONAL	0	0	0	0	0	0	0	0				
MANUFACTURED HOME	0	0	0	0	0	0	0	0				
MODULAR HOME	0	0	0	0	0	0	0	0				
MULTI FAMILY DWELLING	0	0	0	0	0	0	0	0				
PLUMBING	0	0	0	0	0	0	0	0				
POOL	0	0	0	0	0	0	0	0				
RETAINING WALL	0	0	0	0	0	0	0	0				
SIGN	0	0	0	0	0	0	0	0				
SINGLE FAMILY DWELLING	0	0	0	0	0	0	0	0				
SOLID FUEL BURNING APPLIANC	0	0	0	0	0	0	1	0				
Report Totals	4	3	700,000	1	0	500,000	13	3	1,379,551	24	6	2,861,318

Agenda

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner and Deputy Corporate Officer
Date: November 5, 2019
Subject: Enderby Christmas Committee - Road Closure Application

RECOMMENDATION

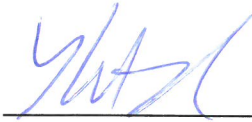
THAT Council receives the Enderby Christmas Committee's Road Closure application for information.

BACKGROUND

The Enderby Christmas Committee has submitted a Road Closure application (attached) related to the Christmas Festivities and Christmas Parade.

As these are not first-time events and all requirements for a road closure have been met consistent with the *Temporary Road Closures for Community Events* policy, Staff have approved the application.

Respectfully Submitted,



Kurt Inglis
Planner and Deputy Corporate Officer

**Schedule A
Application for a Temporary Road Closure for a Community Event**

Is this a first-time or relocated event? Yes No

Name of Sponsoring Organization Enderby Christmas Comm

Name of Contact Person Tundra Baird

Telephone or Email _____

Name of Event Christmas

Date(s) of Closure Dec 6 ~~2019~~ 2019

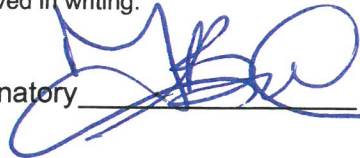
Start time for Closure Cliff St 2pm-9pm End time for Closure Parade Route 5:30-6:30


Location of Closure See attached map.

Required Attachments

- Map showing closure and emergency access route
- Petition of affected business owners (if applicable)
- Certificate of insurance (if applicable)

Indemnity: The applicant agrees to indemnify and save harmless the City of Enderby from and against any and all claims, including but not limited to harm, damage, injury, or loss to body or property caused by, arising from, or connected with any act or omission of the applicant or any agent, employee, customer licensee or invitee of the applicant, and against and from all liabilities, expense costs and legal or other fees incurred in respect of any such claims or any actions or proceedings brought thereon arising directly or indirectly from or in connection with the property, facilities, or services of the City. The applicant will be required to obtain and keep in force throughout the period of use insurance in a form specified by the City of Enderby unless waived in writing.

Authorized Signatory  Date Nov 5/19

Do Not Complete – For Administrative Purposes			
Approved by <u></u>	Date	<u>Nov 5, 2019</u>	
Certificate of Insurance	<input checked="" type="checkbox"/> Yes	No	N/A
Map	<input checked="" type="checkbox"/> Yes	No	N/A
Petition of Affected Business Owners	Yes	No	<input checked="" type="checkbox"/> N/A

Policy Title	Temporary Road Closures for Community Events
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Adopted: August 13, 2012	<u>Authorized By:</u> Mayor and Council Regular Meeting of August 13, 2012	Replaces: Not applicable
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PURPOSE:

The City will consider approving the temporary closure of municipal roads for a community event.

POLICY:

Temporary road closures will only be considered for community events which are sponsored by a recognized organization.

The Chief Administrative Officer or designate is granted the authority to approve a Temporary Road Closure Permit on behalf of Council, subject to the applicant meeting all the requirements of this policy. First time events must be approved by City Council.

A completed Schedule A, "Application for Temporary Road Closure," shall be submitted to City Hall at least 21 days prior to the closure. The application must include a map of the proposed road closure and emergency access through the closure. Applications for first-time or relocated events requiring Council approval must be submitted two months prior to the closure.

The organizer shall notify and consult with business owners within a one-block radius of the proposed road closure and residents adjacent to the proposed road closure. The organizer agrees to take reasonable steps to mitigate disruption for affected business owners and residents. Failure to adequately notify and consult affected businesses and residents may result in revocation of permit or refusal of future applications. Unless exempted by Council, all first-time or relocated event applications must include a petition signed by a majority of affected business owners agreeing to the proposed event.

The applicant for a Temporary Road Closure must submit proof of public liability and property damage insurance in a form acceptable to the City. The applicant may request that insurance requirements be waived based on the risk profile of the event. Such waiver does not affect any other responsibility of the applicant to obtain insurance.

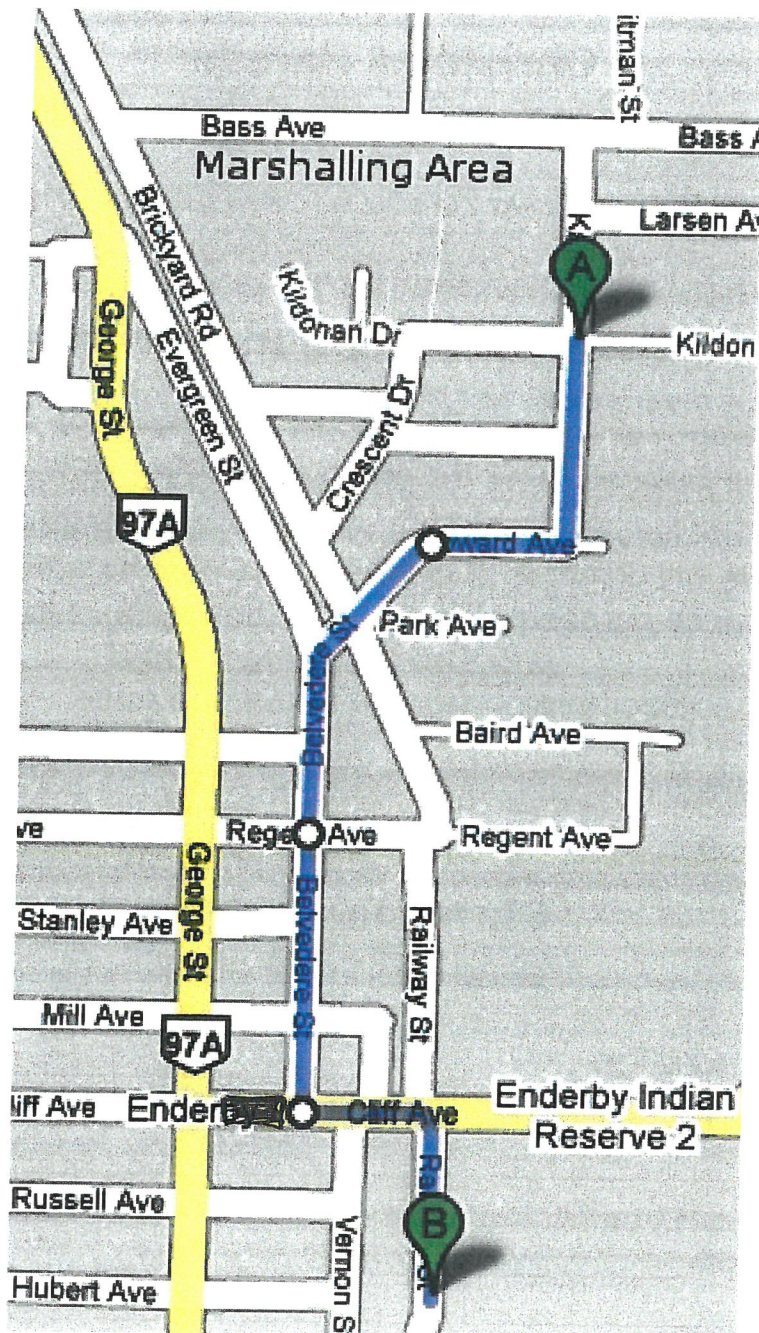
The applicant shall be responsible for all traffic management, including the provision, set up, and removal of signs and barricades on the same day as the road closure.

The applicant shall be responsible for ensuring that all food service establishments, including but not limited to mobile vending units, food services at temporary events, and sellers of home-prepared foods, shall have the appropriate authorization or permit from Interior Health.

The applicant shall be responsible for emptying municipal garbage receptacles and cleaning up litter from the road closure area on the same day as the closure.

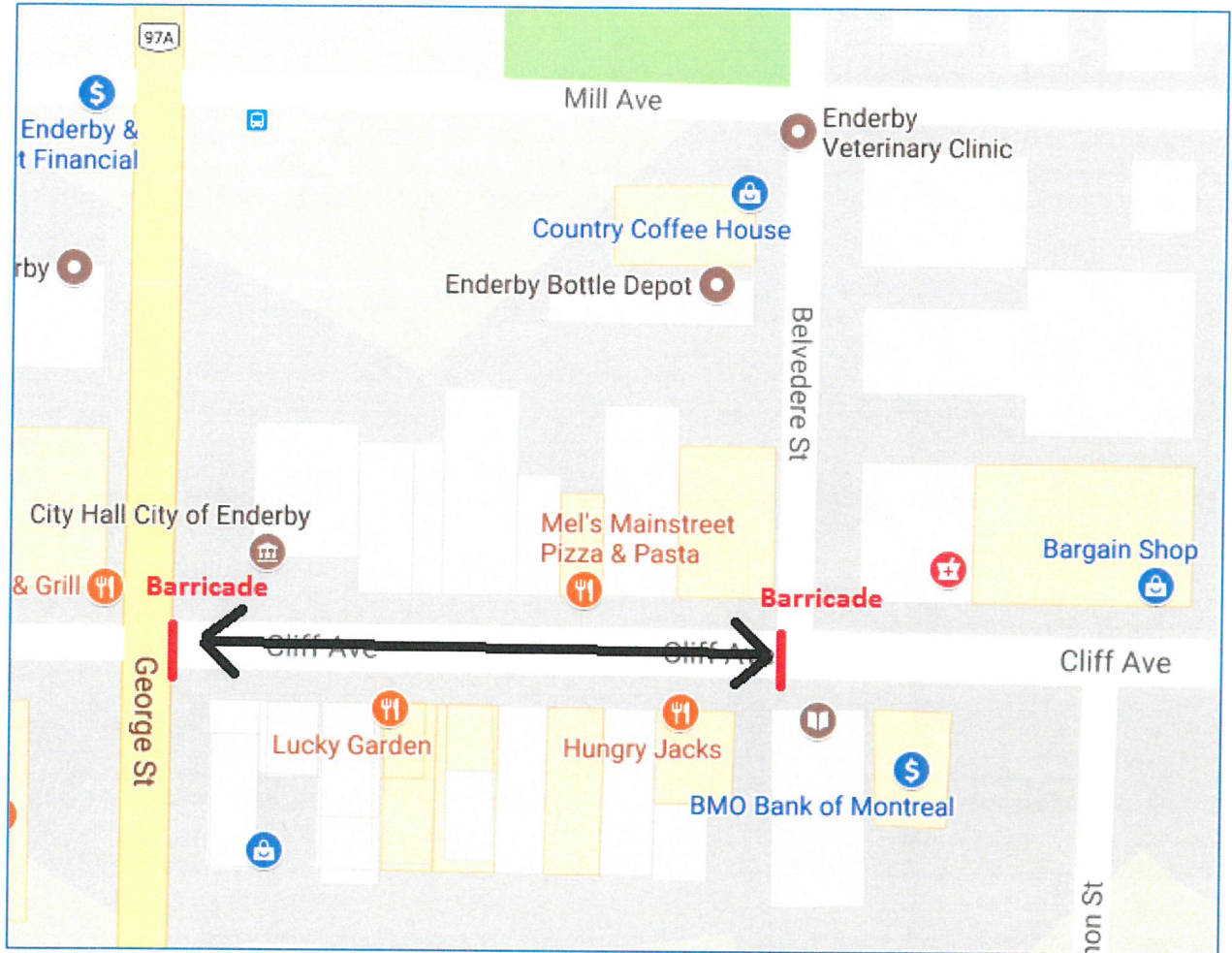
As a condition of permit, the City of Enderby will not be liable or otherwise responsible for any scheduling conflict, revocation, refusal, maintenance closure or other damage or harm related to the issuance of this permit.

Parade Route Map



Please return this form to the *Enderby and District Chamber of Commerce*

CLIFF AVENUE FESTIVITIES MAP



Agenda

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner and Deputy Corporate Officer
Date: November 12, 2019
Subject: Update on Request to Purchase Lane Adjacent to 115 Norleen Lane

RECOMMENDATION

THAT Council receives this memorandum for information.

BACKGROUND

At its Regular Meeting of May 6, 2019, Enderby City Council considered a request from Randy and Jody Kallis, owners of the property legally described as Lot A Plan KAP28682 Section 26 Township 18 Range 9 Meridian Land District 25 and located at 115 Norleen Lane, to purchase a 3.779 metre (12.40 feet) wide portion of dedicated road (lane) directly south of their property for the purposes of consolidating it with their lot; this portion of the lot is shown highlighted on the attached Schedule "A".

Given that this lane has limited value to the City of Enderby, and its utility interests can be preserved through the registration of a statutory right-of-way, Council authorized the sale of the land in the amount of \$10,000, which was slightly below fair market value, in exchange for a statutory right-of-way in favour of the City over that portion of the closed road.

Following Council's authorization of the sale of the land, the Kallis' advised City Staff that they wished to hold off on proceeding with the sale of the road until further notice. Should Staff receive a request from the Kallis' in the short-term to re-initiate the road closure and sale process, such that there has been no material changes to the context that would warrant further policy consideration, Staff will prepare the appropriate road closure bylaw for Council adoption and will proceed with executing the necessary conveyance documents.

Staff are advancing this memorandum in order to update Council on the status of this matter.

Respectfully Submitted,

[Handwritten signature of Kurt Inglis]

Kurt Inglis
Planner and Deputy Corporate Officer

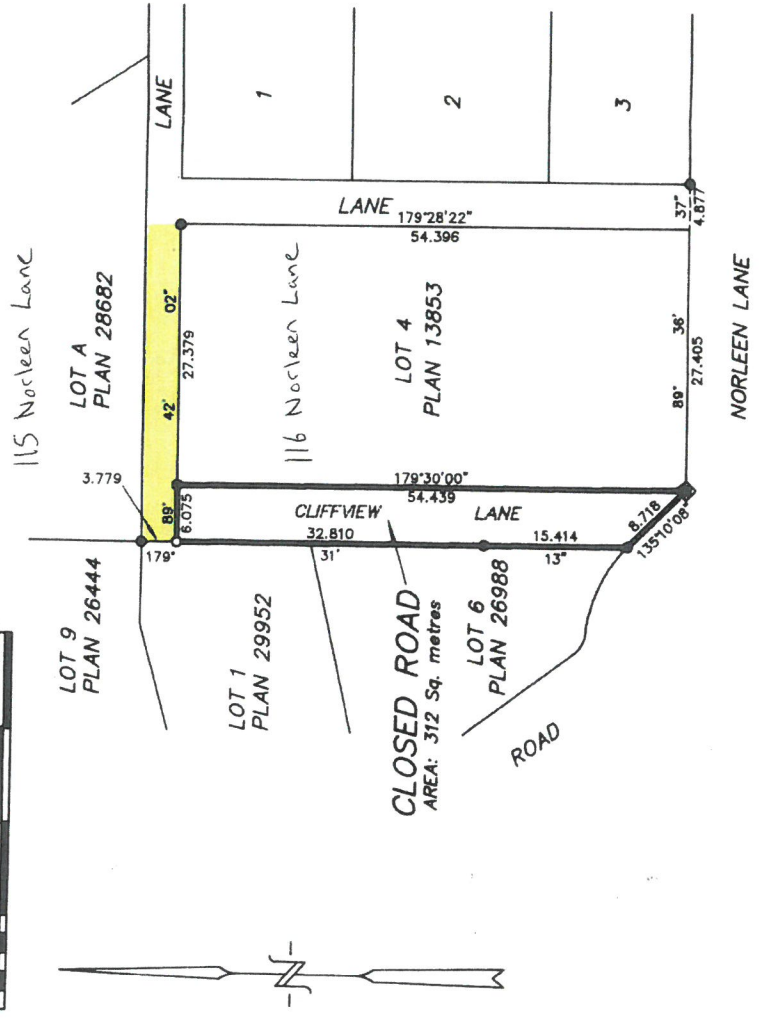
Schedule A

REFERENCE PLAN OF CLOSED ROAD ADJACENT TO LOT 4, PLAN 13853, SEC. 26, TP. 18, RGE. 9, W.6.M., K.D.Y.D. TO ACCOMPANY CITY OF ENDERBY BYLAW NO. 1276

PLAN No. KAP 60160

DEPOSITED IN THE LAND TITLE OFFICE AT KAMLOOPS, B.C. THIS 27th DAY OF FEBRUARY, 2000.

B.C.G.S. No. 82L.055
SCALE 1: 500
(All distances are in metres and decimals thereof)



IAN C. B. SMITH
REGISTERED

LEGEND

- BEARINGS ARE ASTROMONIC AND ARE DERIVED FROM PLAN J1863
- DENOTES STANDARD TYPE 5 IRON POST FOUND
- DENOTES STANDARD TYPE 5 IRON POST PLACED
- DENOTES NON-STANDARD ROUND IRON POST FOUND

THIS PLAN LIES WITHIN THE REGIONAL DISTRICT OF NORTH OKANAGAN

SCALE 1: 500 ATTACHED TO AND FORMING PART OF BYLAW #1276 CITY OF ENDERBY

Surveyor: _____
 Clerk: _____
 WITNESS AS TO BOTH SIGNATURES: _____
 NAME: _____
 ADDRESS: _____
 OCCUPATION: _____

J. JASON R. SHORTT, A BRITISH COLUMBIA LAND SURVEYOR OF VERMION IN BRITISH COLUMBIA, CERTIFY THAT I WAS PRESENT AT AND PERSONALLY SUPERVISED THE SURVEY REPRESENTED BY THIS PLAN, AND THAT THE SURVEY AND PLAN ARE CORRECT. THE SURVEY WAS COMPLETED ON THE 15TH DAY OF AUGUST, 2000.

RUSSELL N. SHORTT
British Columbia Land Surveyor
2001 20th Street, Vernon, BC
Phone 251-8811

File 2119
F.874.37

October 29, 2019

File: 8310.01

City of Enderby
619 Cliff Avenue
PO Box 400
Enderby, BC V0E 1V0

Dear Mayor and Council:

Re: Support Motion to Foster Transportation Network Services in Small Communities

Please be advised that at the October 22, 2019 Regular Meeting, Council of the District of Logan Lake passed the following resolution:

*"THAT a letter supporting Enderby's Resolution be sent to the City of Enderby;
AND THAT the Village of Pouce Coupe be copied on the letter."*

WHEREAS the Province of BC has created a regulatory framework permitting transportation network services to operate in BC, which provides a passenger transportation option to address the significant public need for vehicles-for-hire and, in turn, reduce impaired driving, improve the ability of seniors and persons with barriers to access needed resources, and stimulate economic development;

AND WHEREAS the Province's regulatory framework is so onerous that it effectively prohibits the establishment of transportation network services outside of the Lower Mainland, and particularly in small, rural, and remote communities where it has the greatest potential to address areas underserved by traditional public transportation options;

THEREFORE BE IT RESOLVED that UBCM asks the Province of BC to amend the Passenger Transportation Act to establish an area-based, tiered, regulatory solution that will enable viable and competitive transportation network services in small rural and remote communities as well as other communities outside of the Lower Mainland.

Yours truly,

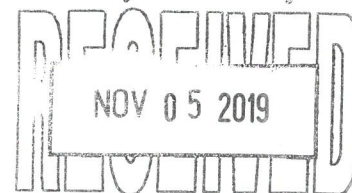


Melisa Miles
Director of Corporate Affairs

/sv

Cc: Corporation of the Village of Pouce Coupe

Corporation of The
City of Enderby





Agenda

November 13, 2019

Hon. Claire Trevena
Minister of Transportation and Infrastructure
Room 306
Parliament Buildings
Victoria, BC
V8V 1X4

Village of Tahsis
BY EMAIL

Dear Minister Trevena,

Re: Transportation services in small, rural and remote communities

At its November 5, 2019 regular meeting, Tahsis Council passed the following resolution:

THAT WHEREAS the British Columbia provincial government has created a regulatory framework permitting transportation network services to operate in BC which provides a passenger transportation option to address the significant public need for vehicles-for-hire and, in turn, reduce impaired driving, improve the ability of seniors and persons with barriers to access needed resources, and stimulate economic development;

AND WHEREAS the provincial government's regulatory framework is so onerous that it effectively prohibits the establishment of transportation network services outside of the Lower Mainland, and particularly in small, rural, and remote communities where it has the greatest potential to address areas underserved by traditional public transportation options;

THEREFORE BE IT RESOLVED that the Village of Tahsis ask the Minister of Transportation and Infrastructure to amend the *Passenger Transportation Act* to establish an area-based, tiered, regulatory solution that will enable viable and competitive transportation network services in small rural and remote communities as well as other communities outside of the Lower Mainland.

We look forward to hearing that government is prepared to permit transportation network services to operate in small, rural and remote communities. Moving ahead with this request would greatly benefit Tahsis residents many of whom have no access to transportation services, as you know.

Sincerely,

Mayor Martin Davis on behalf of Tahsis Council

cc: City of Enderby
Maja Tait, President, UBCM

Village of Tahsis
977 South Maquinna Drive
P.O. Box 219 Tahsis BC V0P 1X0
TEL: (250) 934-6344 FAX: (250) 934-6622
www.villageoftahsis.com