



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held via video conference on Monday, July 12, 2021 at 4:30 p.m. in Council Chambers.

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

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

Other: Press and Public

APPROVAL OF AGENDA

Moved by Councillor Schreiner, seconded by Councillor Knust
“THAT the July 12, 2021 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Council Meeting Minutes of June 21, 2021

Moved by Councillor Baird, seconded by Councillor Knust
“THAT the June 21, 2021 Council Meeting minutes be adopted as circulated.”

CARRIED

DELEGATIONS

Caravan Farm Theatre: Changes, Current Season and Opportunities

- Caravan Farm Theatre will be opening in the Fall of 2021.
- Petunia & The Vipers concert scheduled for July 30, 2021.
- Audio walks will continue throughout the summer.
- Caravan Farm Theatre Film Festival and Indigenous Short Film Showcase August 24-September 5.
- Walk of Terror September 30 – October 30.
- Joyride December 2 – January 2, 2021.

BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

None

DEVELOPMENT MATTERS**0006-21-TUP-END (Splatsin Development Corporation Ltd.)**

Legal: Lot 3, Block 11, District Lot 150, Kamloops (formerly Osoyoos)
Division Yale District, Plan 211A
Address: 803 Vernon Street, Enderby BC
Applicant: Splatsin Development Corporation Ltd.
Owner(s): Splatsin Development Corporation Ltd.

The Mayor read the opening statement (4:35 p.m.)

The Planner and Deputy Corporate Officer spoke to the report. There have been no written submissions and no comments from the applicant.

The Mayor read the closing statement (4:42 p.m.)

Moved by Councillor Shishido, seconded by Councillor Case
“THAT Council authorizes the issuance of a Temporary Use Permit for 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 to permit a retail sales/food service business to operate out of a temporary building, and to use a shipping container for storage purposes, for a three-year period, subject to the following conditions:

- a) *Throughout the duration of the Temporary Use Permit, the applicant must provide adequate dust control measures for the subject property and adjacent parcels also owned by the applicant that are implicated in the proposed use;*
- b) *Throughout the duration of the Temporary Use Permit, the applicant must remove particulate matter tracked onto Vernon Street from the subject property or adjacent parcels also owned by the applicant that are implicated in the proposed use;*
- c) *Throughout the duration of the Temporary Use Permit, the applicant must provide sufficient on-site garbage and recycling receptacles which are well-maintained;*
- d) *The dimensions and siting of the temporary building and parking spaces shall be in general accordance with the attached Schedule ‘A’;*
- e) *With regards to the use of a shipping container for storage purposes:*
 - i. *Only one shipping container is permitted on the subject property;*
 - ii. *The use, siting and sizing of the shipping container must adhere to all relevant City of Enderby health and safety specifications;*
 - iii. *The use, siting and sizing of the shipping container must adhere to the regulations expressed in the Zoning Bylaw, as if it were a permitted use, unless otherwise varied (except for the provision of screening);*
 - iv. *The siting and sizing of the shipping container shall be in general accordance with the attached Schedule ‘A’, except that to the extent of a conflict between*

Schedule ‘A’ and the Zoning regulations or health and safety specifications for shipping containers, the Zoning regulations and health and safety specifications shall prevail;

- v. The exterior of the shipping container shall be complimentary to the aesthetics of the site and surrounding neighbourhood.*
- f) The applicant shall provide security in the form of an irrevocable letter of credit, or a cash deposit, in the amount equal to 120% of the estimated costs of removing, transporting and disposing of the temporary building and shipping container from the subject property; and*
- g) The Temporary Use Permit shall expire three years from the date the Permit is issued.”*

CARRIED

0036-21-DVP-END (Gopal)

Legal: LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 EXCEPT PLANS B5872 AND B6868 (327 Brickyard Road, Enderby)

PARCEL A (DD 121824F AND PLAN B5872) OF LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 (321 Brickyard Road, Enderby)

Address: 327 and 321 Brickyard Road, Enderby BC

Applicant: Ram Gopal

Owner(s): 1203167 B.C. LTD.

The Mayor read the opening statement (4:42 p.m.)

The Planner and Deputy Corporate Officer spoke to the report. There have been no written submissions and no comments from the applicant.

The Mayor read the closing statement (4:42 p.m.)

Moved by Councillor Case, seconded by Councillor Baird

“THAT Council authorizes the issuance of a Development Variance Permit for the properties legally described as, i) LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 EXCEPT PLANS B5872 AND B6868 and located at 327 Brickyard Road, Enderby, and ii) PARCEL A (DD 121824F AND PLAN B5872) OF LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 and located at 321 Brickyard Road, Enderby, to permit variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- *Section 309.1.a.i by waiving the requirement to provide screening for the outdoor storage of completed manufactured homes, as shown on the attached Schedule ‘A’;*

- Section 309.1.f.iii by permitting a fence greater than 1.2 m (3.937 feet) in height within the required front yard setback area, as shown on the attached Schedule ‘A’;
- Section 309.2.a.iii by reducing the minimum width of a landscaped buffer area adjacent to a highway from 6 m (19.68 feet) to 3.04 m (10 feet), as shown on the attached Schedule ‘A’;
- Section 309.2.b by permitting alternative landscaping standards, as shown on the attached Schedule ‘B’;
- Section 901.2.e.iii by waiving the requirement for maneuvering aisles and off-street parking areas to be surfaced with asphaltic concrete or cement pavement, as shown on the attached Schedule ‘A’;
- Section 901.2.f by waiving the requirement for a parking area to be provided with curbing, as shown on the attached Schedule ‘A’;
- Section 1001.6.c by waiving the requirement for a loading area to be provided with curbing, as shown on the attached Schedule ‘A’; and
- Section 1001.6.d by waiving the requirement for an off-street loading space to be surfaced with asphalt, concrete, or similar pavement, as shown on the attached Schedule ‘A’;

subject to the following conditions:

- i. The property owner shall pave and curb the off-street parking areas, maneuvering aisles, and loading zones to the specifications of the City of Enderby Zoning Bylaw No. 1550, 2014, as amended from time to time, within 24 months of the portion of Brickyard Road adjacent to the subject property being paved; and
- ii. The property owner shall register a covenant on the title of the property which shall confirm that the property owner is required to pave and curb the off-street parking areas, maneuvering aisles, and loading zones to the specifications of the City of Enderby Zoning Bylaw No. 1550, 2014, as amended from time to time, within 24 months of the portion of Brickyard Road adjacent to the subject property being paved.”

CARRIED

0002-21-RZ-END (Backus)

Legal: PARCEL B (PLAN B6868) OF LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 EXCEPT PLANS 6122, 6269 AND 16810

Address: 349 Brickyard Road, Enderby BC

Applicant: Brandon Backus

Owner(s): Brandon Backus

Moved by Councillor Schreiner, seconded by Councillor Case
 “THAT Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1730, 2021 which proposes to rezone the property legally described as PARCEL B (PLAN B6868) OF LOT 2 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT AND OF SECTION 35 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1593 EXCEPT PLANS 6122, 6269 AND 16810, and located at 349 Brickyard Road, Enderby BC, from the

Country Residential (C.R.) zone to the General Industrial (I.2) zone be given First and Second Reading and forwarded to a Public Hearing.”

CARRIED

REPORTS

Mayor and Council Reports

Councillor Knust

Discussed the City’s education on rat control within the community. The CAO discussed the challenge of managing a regional infestation and what other communities are doing, which involves education in the vast majority of communities. He discussed the challenges of regulating land uses to address the matter and that simply spending money to set traps and remove rats – if this could even be done on private property without the consent of the owner - would not address the underlying issues of available habitat, food, and water.

Councillor Shishido

Requested bylaw clarification on the use of pellet and air guns in the city limits. The CAO invited Councillor Shishido to contact him after the meeting to discuss the issue further. Noted that the waterpark at Barnes Park has been exceptionally busy with limited shade for users. The chief Administrative Officer informed Council that a sail shade is scheduled to be added to the playground this year for additional shade coverage. The city has been hesitant to add additional trees as the proposal for the new pool may impact any new trees that are planted. Further landscaping will be conducted once the pool grant is approved or it is known that an initiative for a new pool is not going to proceed.

Mayor McCune

Thank you to Councillor Baird for making the Welcome Packages for the U12 Baseball Tournament.

Councillor Case

Discussion on Rail-Trail landscaping plan. A brine pump has been ordered for the Curling Rink and is scheduled to arrive in 8 weeks.

Chief Administrative Officer

Supplier quotes have been received regarding the proposed batting cages, unfortunately there is a chain link shortage and the supply will not be available until late this year. Knight Avenue construction is moving along. The RFP for the Arena Condition Assessment has been posted. Peak hourly water usage is high and this is posing significant operational challenges and concerns, as water production is struggling to keep up. Average daily water use is acceptable, but the demand at the peak time of day – which is during the evening irrigation period from 6-pm – is posing problems. Council should expect a proposal in the near future with a new demand-side management program to help manage this in future years. Staff are working with the supplier of the original water filter on a Water Treatment Plant upgrade proposal, which would expand capacity.

Drinking Water Annual Report 2020

Moved by Councillor Baird, seconded by Councillor Knust

“THAT Council receives and files the City of Enderby Drinking Water Annual Report 2020.”

CARRIED

RDNO Building Permit Report – June 2021

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT Council receives and files the RDNO Building Permit Report for June 2021.”

CARRIED

BYLAWS

Parks, Recreation and Culture Fees Imposition Bylaw No. 1693, 2020 Amendment Bylaw No. 1728, 2021

Moved by Councillor Knust, seconded by Councillor Shishido

“THAT Council adopt the bylaw cited as the Corporation of the City of Enderby Parks, Recreation and Culture Fees Imposition Bylaw No. 1693, 2020 Amendment Bylaw No. 1728, 2021.”

CARRIED

Business License and Regulation Bylaw No. 1558, 2014 Amendment Bylaw No. 1729, 2021

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT Council adopt the bylaw cited as the Corporation of the City of Enderby Business License and Regulation Bylaw No. 1558, 2014 Amendment Bylaw No. 1729, 2021.”

CARRIED

Inter-Community License Bylaw No. 1430, 2008 Amendment Bylaw No. 1731, 2021 – 1st, 2nd, and 3rd readings

Moved by Councillor Baird, seconded by Councillor Knust

“THAT Council gives first, second, and third readings of the bylaw cited as the Corporation of the City of Enderby Parks, Recreation and Culture Fees Imposition Bylaw No. 1693, 2020 Amendment Bylaw No. 1728, 2021.”

CARRIED

NEW BUSINESS

Terms of Reference – Enforcement of Shipping Container Regulations and Health and Safety Specifications

Moved by Councillor Knust, seconded by Councillor Shishido

“THAT Council for the City of Enderby adopts the Shipping Container Health and Safety Policy.”

CARRIED

UBCM: 2021 CRI FireSmart Economic Recovery Fund

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT Council receives and files the correspondence from UBCM: 2021 CRI FireSmart Economic Recovery Fund.”

CARRIED

City of North Vancouver: REVISED UBCM Resolution on Safe Passing Distance for All Road Users

Moved by Councillor Baird, seconded by Councillor Case

“THAT Council receives and files the correspondence from the City of North Vancouver: Revised UBCM Resolution on Safe Passing Distance for All Road Users.”

CARRIED

FLNRO: Lack of Funding for Invasive Plant Management

Moved by Councillor Baird, seconded by Councillor Shishido

“THAT Council receives and files the correspondence from FLNRO: Lack of Funding for Invasive Plant Management.”

CARRIED

Councillor Schreiner left the meeting (5:06 p.m.)

Ministry of Public Safety and Solicitor General: Human Sex Trafficking, Sexual Exploitation and Child Sex Trafficking in B.C.

Moved by Councillor Knust, seconded by Councillor Shishido

“THAT Council receives and files the correspondence from the Ministry of Public Safety and Solicitor General: Human Sex Trafficking, Sexual Exploitation and Child Sex Trafficking in B.C.”

CARRIED

PUBLIC QUESTION PERIOD

None

ADJOURNMENT

Moved by Councillor Case, seconded by Councillor Davyduke

“That the regular meeting of July 12, 2021 adjourn at 5:14 p.m.”

CARRIED

MAYOR

CORPORATE OFFICER