

REGULAR MEETING OF COUNCIL AGENDA

DATE: March 21, 2022
TIME: 4:30 p.m.
LOCATION: Electronic Facilities, hosted at Council Chambers, Enderby City Hall

Please contact Enderby City Hall at 250-838-7230 or info@cityofenderby.com by **3:30 pm on the day of the meeting** to obtain access codes to attend the meeting electronically.

The City of Enderby uses Zoom for its electronic facilities and encourages members of the public unfamiliar with the application to test it in advance; for technical support, please contact Zoom.

If you do not have a computer or mobile phone capable of using Zoom, please let us know and we can provide you with a number that you can call in from a regular telephone.

When applicable, public hearing materials are available for inspection at www.cityofenderby.com/hearings/

1. APPROVAL OF AGENDA

2. ADOPTION OF MINUTES

2.1 Meeting Minutes of March 7, 2022 Page 3

3. DELEGATIONS

4. PUBLIC HEARINGS

4.1 City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Page 9
Bylaw No. 1743, 2022 and City of Enderby Zoning Bylaw No. 1550, 2014
Amendment Bylaw No. 1744, 2022

Memo prepared by Planner dated March 8, 2022

Legal: LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A

Address: 710 and 712 Cliff Avenue, Enderby

Applicant: Ariella Taylor

Owner(s): Ariella Taylor

5. DEVELOPMENT MATTERS AND RELATED BYLAWS

5.1 City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment
Bylaw No. 1743, 2022 and City of Enderby Zoning Bylaw No. 1550, 2014
Amendment Bylaw No. 1744, 2022 (Third Reading and Adoption)

Legal: LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY

OSOYOOS) DIVISION YALE DISTRICT PLAN 211A
Address: 710 and 712 Cliff Avenue, Enderby
Applicant: Ariella Taylor
Owner(s): Ariella Taylor

6. CONTINUING BUSINESS AND BUSINESS ARISING FROM COMMITTEES AND DELEGATIONS

6.1. Committee-of-the-Whole

7. BYLAWS

7.1 Backyard Hens and Bees – Corollary Bylaw Amendments to Municipal Ticketing Information (MTI) System Bylaw, Bylaw Notice Enforcement Bylaw, and Fees and Charges Bylaw (Adoption) Page 24

8. REPORTS

8.1 Mayor and Council Reports

8.2 Area F Director Report

8.3 Chief Administrative Officer Report

9. NEW BUSINESS

9.1 Date for Annual Our Enderby Clean-Up Challenge Page 37
Memo prepared by Planner dated March 8, 2022

10. CORRESPONDENCE AND INFORMATION ITEMS

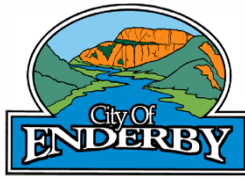
10.1 Rail Trail – Letters of Support Page 38
Correspondence from Fundraising Strategy Coordinator dated March 14, 2022

11. PUBLIC QUESTION PERIOD

12. CLOSED MEETING RESOLUTION

Closed to the public, pursuant to Section 90 (1) (e) of the Community Charter

13. ADJOURNMENT



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held via video conference on Monday, March 7, 2022 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 Brian Schreiner
Councillor Shawn Shishido

Staff: Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner and Deputy Corporate Officer – Kurt Inglis
Clerk-Secretary – Andraya Holmes

Other: Press and Public

APPROVAL OF AGENDA

Moved by Councillor Baird, seconded by Councillor Shishido
“THAT the March 7, 2022 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Meeting Minutes of February 22, 2022

Moved by Councillor Knust, seconded by Councillor Baird
“THAT the February 22, 2022 Council Meeting minutes be adopted as circulated.”

CARRIED

Public Hearing Report for February 22, 2022

Moved by Councillor Knust, seconded by Councillor Baird
“THAT adoption of the February 22, 2022 Public Hearing Report be adopted as circulated.”

CARRIED

DEVELOPMENT MATTERS AND RELATED BYLAWS

City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022 (First and Second Reading)

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No 1743, 2022 which proposes to change the future land use designations of the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from General Commercial to Residential Low Density, be given First Reading;

AND THAT after First Reading of City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 and in accordance with Sections 473 (2.1) and 477 of the Local Government Act, Bylaw No. 1743 be considered in conjunction with the City’s Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan;

AND THAT after considering City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 in conjunction with the City’s Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan, Bylaw No. 1743 be given Second Reading and forwarded to a Public Hearing;

AND THAT the referral process which requests that various authorities and organizations review the amendment proposed by City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022, as outlined in this Staff Report, be considered appropriate consultation for the purposes of Sections 475 and 476 of the Local Government Act;

AND FURTHER THAT City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022 which proposes to rezone the properties legally described as , i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from General Commercial (C.1) zone to the Residential Single Family (R.1-A) zone, be given First and Second Reading and forwarded to a Public Hearing.”

CARRIED

CONTINUING BUSINESS AND BUSINESS ARISING FROM COMMITTEES AND DELEGATIONS

Committee-of-the-Whole

Moved by Councillor Knust, seconded by Councillor Davyduke

“THAT representatives from the Ministry of Transportation and Infrastructure be invited to attend a future Council Meeting to discuss highway maintenance.”

CARRIED

BYLAWS

City of Enderby Parks, Recreation and Culture Fees Imposition Bylaw No. 1693, 2020 Amendment Bylaw No. 1739, 2022 (Adoption)

Moved by Councillor Case, seconded by Councillor Baird
“THAT Council adopts the bylaw cited as The City of Enderby Parks, Recreation and Culture Fees Imposition Bylaw No. 1693, 2020 Amendment Bylaw No. 1739, 2022.”

CARRIED

Backyard Hens and Bees – Corollary Bylaw Amendments to Municipal Ticketing Information (MTI) System Bylaw, Bylaw Notice Enforcement Bylaw, and Fees and Charges Bylaw (Three Readings)

Moved by Councillor Shishido, seconded by Councillor Knust
“THAT Council gives Three Readings to City of Enderby Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 Amendment Bylaw No. 1740, 2022;

AND THAT Council gives Three Readings to City of Enderby Bylaw Notice Enforcement Bylaw No. 1581, 2015 Amendment Bylaw No. 1741, 2022;

AND FURTHER THAT Council gives Three Readings to City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1742, 2022.”

CARRIED

REPORTS

Councillor Baird

Asked if there has been any interest thus far in the Events Coordinator position.

Chief Administrative Officer reported that the position was recently advertised in both Rivertalk and Okanagan Advertiser and asked that if Council is aware of anyone who may be interested to have them apply. Added that there is currently also a Request for Proposal for the operation of the Enderby Arena and Lions Gazebo concessions.

Councillor Knust

Councillor Knust asked if there are plans to resume in-person Council meetings. The Chief Administrative Officer responded that staff is waiting to hear the mid-March update to COVID-19 restrictions and is planning for Council meetings to resume in person in April.

Area F Director

Area F Director Delisle discussed emergency management planning among farmers and the need to work together to plan for farmers with animals that are hard to move.

Shaw has reached out to Area F Director about internet service and he reported to Shaw that there is a need for better internet service in rural areas.

There is also planned logging within the Brash Creek Watershed and residents are putting together a petition against this. There are concerns about flooding in the area.

Chief Administrative Officer

Reported that the conversion of streetlights to LED bulbs by BC Hydro will begin this week.

Street sweeping will occur with a pre-sweep of Highway 97A the weekend before Easter, and a full sweep of streets on the Easter Weekend.

Brine leaks have been detected in the Arena. One was found and fixed, but more leaks are present. Once the ice is removed, pressure testing will take place to try to locate the leak that is suspected to be on the curling rink side.

Switch of phone and security systems for City Hall are almost complete and have gone relatively smoothly.

Thanked Public Works for their quick work in fixing a water main break on Francis Drive last week, under some difficult conditions.

The customer survey for the Riverside RV Park is almost completed. This is an objective from the Riverside RV Park Strategic Plan for this year.

The Drinking Water Emergency Plan has been updated.

There is a Request for Proposal for the Arena and Lions Gazebo concessions and a Request for Information for an Events Coordinator.

Tendering for Peacher Crescent and Mill Avenue road projects will be occurring soon. The changes to the Mill-Sicamous intersection design are still being worked on and can be adjusted at a later date without holding back the issuance of the tender.

Candidates for the Firesmart Coordinator position will be interviewed this week.

RDNO Building Permit Report – February 2022

Moved by Councillor Baird, seconded by Councillor Knust
“THAT the RDNO Building Permit Report – February 2022 be received and filed.”

CARRIED

NEW BUSINESS

Lights

Council discussed the lights on City Hall and if they should be lit in the colours blue and yellow because of the invasion of the Ukraine, and what the procedure should be going forward to decide when the lights should be changed for political events.

Councillor Knust spoke in support of changing the lights on City Hall to blue and yellow for a period of time. Reported that she had received a letter from a resident Doris Dozois requesting the lights be changed to support peace in Ukraine. Councillor Knust read a portion of the letter. She explained that when Cliff Avenue is lit up for Christmas, it brings the community together, and that the lights should be changed in support of peace.

Councillor Baird thanked Ms. Dozois for her letter. Expressed that the lights on City Hall are capable of lighting in many different colours and have been changed for events in the past.

Explained that the City should have a policy to create a framework for Council to decide when the lights should be changed.

Councillor Davyduke expressed that this is a sensitive time and that her heart goes out to people suffering around the world. The tree downtown that lights up for Christmas is important to the community and brings people together. Councillor Davyduke agrees that a policy is critical going forward to set in place procedure on when to change the lights.

Councillor Shishido explained that he does not think the City should be making social or political statements with City infrastructure on issues that the community may be divided on. Explained that picking a side may offend members of the community with differing opinions. Recommended that the City remain neutral in political issues. Also expressed concern that making statements this way could create issues for staff in administering the lights.

Councillor Case thanked Councillor Shishido for his words. Expressed that if the City decides not to change the lights because of concerns about offending members of the community, then lights should also not be changed for Christmas, Valentines Day, or other holidays and events. Councillor Case expressed that the issues ongoing now may be some of the biggest that occur in our lifetime and that as a community, we should show support in any way that we can.

Councillor Schreiner agreed that lights should be changed to blue and yellow to show support for peace in Ukraine. Expressed that many issues are politicised and that should not deter us from showing support as a community. Governments across Canada and the globe are taking similar action. Explained that the situation could result in some pushback but that that should not stop the City from showing support.

Mayor McCune agreed that a policy is needed for future decisions, but that it will take time and effort from Staff to create. Explained that individuals should make shows of support but that he believes the community should also be united in sending a message of peace.

Chief Administrative Officer explained that there should be a motion made on whether or not to change the lights on City Hall to blue and yellow, ideally with a time frame. Also asked for Council direction on whether to proceed with a draft policy for administering the lights. Also recommended a refresher on governance to help guide through difficult decisions.

Councillor Schreiner asked if we need a policy for these decisions or if it's possible for Council to make decisions on a case-by-case basis.

Councillor Baird agreed that these decisions could be made by the will of Council on a case-by-case basis.

Chief Administrative Officer responded that he advises against an absence of policy and referenced prior legal issues elsewhere, where a policy helped to enable the local government to approve or decline requests fairly. The non-controversial requests are not the issue; it is ensuring that the City has the ability to administer the lights in an appropriate way when the controversial requests arise.

Councillor Shishido again expressed concerns about using City infrastructure for political messages and asked what would be done if someone requested the lights be changed for a purpose in opposition with the current decision of Council.

Councillor Baird responded that changing the lights to blue and yellow is not intended to be a political message but a message of support and peace for the people affected.

Moved by Councillor Baird, Seconded by Councillor Schreiner
“*THAT the lights on City Hall be changed to yellow and blue for 1 week.*”

CARRIED
OPPOSED Councillor Shishido

NOTICES OF MOTION

Notice of Motion (Councillor Schreiner): SILGA/UBCM Resolution on Transportation Network Services in Small Rural and Remote Communities

Councillor Shishido asked why it is so difficult for the Province to create a framework that could help make ridesharing available in rural and remote communities, when there is a need.

Chief Administrative Officer explained that onboarding drivers for ride-sharing can be difficult because the job is likely not to be full time in a small community, but the upfront costs to participate are onerous. These requirements are intended to level the playing field with other passenger transportation services. Unfortunately, as these other services are unviable in many small communities, this leaves ride-sharing in the same boat and defeats the purpose.

Moved by Councillor Schreiner, seconded by Councillor Shishido
“*THAT Council endorses the 2022 resolution titled “Enabling Legal, Viable and Competitive Transportation Network Services in Small Rural and Remote Communities”;*

AND THAT Council directs staff to submit the resolution as a late item to the Southern Interior Local Government Association (SILGA).”

CARRIED

PUBLIC QUESTION PERIOD

Heather Black asked if a copy of Ms. Dozois’ letter could be forwarded to her. Councillor Knust responded that she had received permission from Ms. Dozois and forwarded the letter to Heather.

ADJOURNMENT

Moved by Councillor Baird, seconded by Councillor Knust
“*THAT the regular meeting of March 7, 2022 adjourn at 5:50 p.m.*”

CARRIED

MAYOR

CORPORATE OFFICER

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

AGENDA

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner
Date: March 8, 2022
Subject: 0011-22-RZ-END (Taylor) - Third Reading and Adoption of City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022

RECOMMENDATION

THAT Council receives and files the attached Staff Report dated March 3, 2022;

AND THAT upon consideration of input at the Public Hearing, City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022, which proposes to change the future land use designations of the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from *General Commercial* to *Residential Low Density*, be given Third Reading and Adoption;

AND THAT upon consideration of input at the Public Hearing, City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022 which proposes to rezone the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from the General Commercial (C.1) zone to the Residential Single Family (R.1-A) zone, be given Third Reading and Adoption.

AND FURTHER THAT should Council give Third Reading and Adoption to City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022, such Adoption shall come into force and effect once the Ministry of Transportation and Infrastructure has endorsed the Bylaw.

BACKGROUND

A Joint Official Community Plan Amendment and Rezoning Application has been submitted for the properties located at 712 and 710 Cliff Avenue, Enderby BC (collectively referred to hereafter as “the subject property”). The applicant is proposing to change the Official Community Plan designation for the subject property from *General Commercial* to *Residential Low Density* and to rezone it from the General Commercial (C.1) zone to the Residential Single-Family (R.1-A) zone. The applicant is seeking to

bring the current residential use of the subject property into alignment with the City of Enderby Official Community Plan Bylaw No. 1550, 2014 and the City of Enderby Zoning Bylaw No. 1550, 2014.

At the Regular Meeting of March 7, 2022, Council gave First and Second Readings to the associated City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 and City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022 and forwarded them to a Public Hearing; the Public Hearing provides an opportunity for all persons who believe that their interest in property is affected by the Bylaws to make public representation. Following the conclusion of the Public Hearing, Council will consider the Bylaws for Third Reading and Adoption.

Respectfully Submitted,



Kurt Inglis
Planner

AGENDA

CITY OF ENDERBY
OFFICIAL COMMUNITY PLAN AMENDMENT AND REZONING APPLICATION

File No: 0011-22-OR-END

March 3, 2022

APPLICANT/OWNER: Ariella Taylor

LEGAL DESCRIPTION: LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A

and,

THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A

PID #(s): 001-725-548
001-725-572

LOCATION: 712 and 710 Cliff Avenue, Enderby BC

PROPERTY SIZE: 1,003 square meters/10,800 square feet (combined)

PRESENT ZONING: General Commercial (C.1)

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

**PRESENT O.C.P
DESIGNATION:** General Commercial

**PROPOSED O.C.P
DESIGNATION:** Residential Low Density

PROPOSAL: Bring the current residential use of the properties into alignment with Official Community Plan Bylaw No. 1549, 2014 and Zoning Bylaw No. 1550, 2014

RECOMMENDATION:

THAT City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 which proposes to change the future land use designations of the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150

KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from *General Commercial* to *Residential Low Density*, be given First Reading;

AND THAT after First Reading of City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 and in accordance with Sections 473 (2.1) and 477 of the *Local Government Act*, Bylaw No. 1743 be considered in conjunction with the City's Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan;

AND THAT after considering City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022 in conjunction with the City's Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan, Bylaw No. 1743 be given Second Reading and forwarded to a Public Hearing;

AND THAT the referral process which requests that various authorities and organizations review the amendments proposed by City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022, as outlined in this Staff Report, be considered appropriate consultation for the purposes of Sections 475 and 476 of the *Local Government Act*;

AND FURTHER THAT City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022 which proposes to rezone the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, from the General Commercial (C.1) zone to the Residential Single Family (R.1-A) zone, be given First and Second Reading and forwarded to a Public Hearing.

BACKGROUND:

This report relates to a Joint Official Community Plan Amendment and Rezoning Application for the properties located at 712 and 710 Cliff Avenue, Enderby BC (collectively referred to hereafter as "the subject property"). The applicant is proposing to change the Official Community Plan (OCP) designation for the subject property from *General Commercial* to *Residential Low Density* and to rezone it from the General Commercial (C.1) zone to the Residential Single-Family (R.1-A) zone. The applicant is seeking to bring the current residential use of the subject property into alignment with the City of Enderby Official Community Plan Bylaw No. 1550, 2014 and the City of Enderby Zoning Bylaw No. 1550, 2014.

Site Context

The subject property involves two adjacent lots on the south side of Cliff Avenue, west of Highway 97A/George Street. The lots are relatively flat and have a combined area of 1,003 square meters (10,800 square feet). A single-family dwelling built in 1910 is located on the larger western lot (712 Cliff Avenue) while the smaller eastern lot (710 Cliff Avenue) remains undeveloped.

The Zoning and OCP designations of the subject property and surrounding properties are as follows:

- Subject property - Zoned General Commercial and designated in the OCP as General Commercial
- South, west and northwest properties - Zoned Residential Single Family (R.1-A) and designated in the OCP as Residential Low Density
- Southwest property – Zoned Residential Two Family (R.2) and designated in the OCP as Residential Low Density
- North properties – Zoned Residential Single Family (R.1-A) and designated in the OCP as General Commercial

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 Two Family (R.2)
 Purple – General Commercial (C.1)

***Note: 709 Russell Avenue is zoned Residential Multi-Family Low Intensity (R.3-A) but is incorrectly labelled and shaded as Residential Single Family (R.1-A) on the RDNO mapping system.

The following figure shows the OCP future land use designations of the subject and surrounding properties:

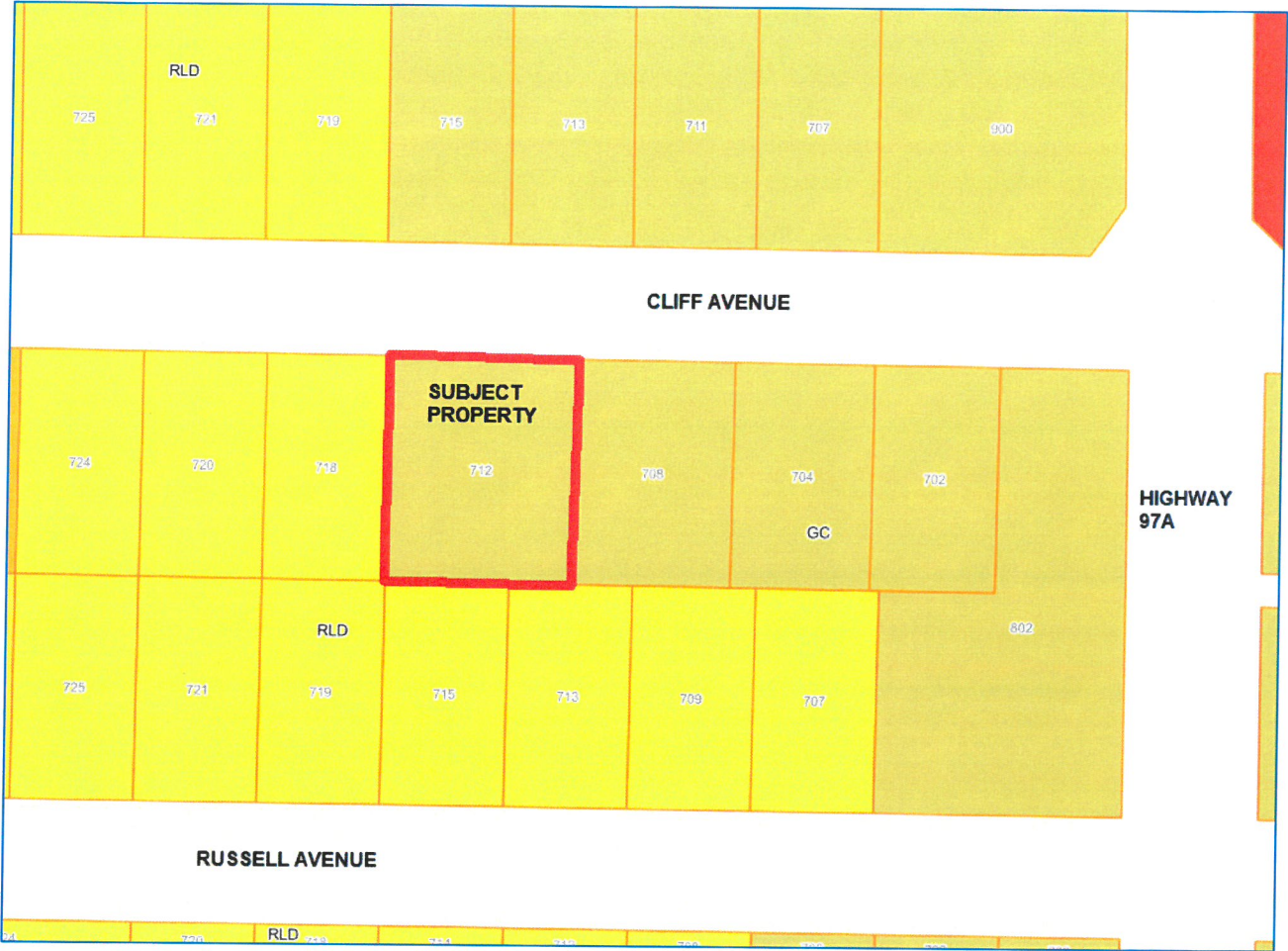


Figure 2. OCP Future Land Use Designations

Yellow – Residential Low Density
Brown – General Commercial

***Note: 709 Russell Avenue is designated in the OCP as Residential Medium Density but is incorrectly labelled and shaded as Residential Low Density on the RDNO mapping system.

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



Figure 3: Orthophoto

****NOTE:** The property lines shown above are not an accurate representation of their true locations and are intended for display purposes only.

The Proposal

The applicant is proposing to change the OCP designation of the subject property from *General Commercial* to *Residential Low Density* and to rezone it from the General Commercial (C.1) zone to the Residential Single-Family (R.1-A) zone. The applicant is seeking to bring the current residential use of the property (a single-family dwelling) into alignment with the City of Enderby Zoning Bylaw No. 1550, 2014 and Official Community Plan Bylaw No. 1549, 2014. Given that a single-family dwelling is not a permitted use within the subject property's General Commercial (C.1) zoning designation, the current residential use is deemed 'legally non-conforming' pursuant to the *Local Government Act*. The applicant has advised that this legally non-conforming status has resulted in the need to finance the property through a commercial mortgage, which comes at a significantly higher interest rate.

Legally Non-Conforming Status

The single-family dwelling located on the subject property was constructed in 1910, at which point there was no Zoning Bylaw in effect for the community. The City of Enderby subsequently adopted a Zoning

Bylaw to regulate uses within the community and the subject property was ultimately zoned to its current General Commercial (C.1) zoning designation.

Given that the subject property's current zoning designation of General Commercial (C.1) does not permit single-family dwellings, but this use was permitted when the single-family dwelling was originally constructed, the use is deemed 'legally non-conforming' (i.e. grandfathered) and is subject to the provisions contained in Division 14 of Part 14 of the *Local Government Act*. Under Division 14 of Part 14 of the *Local Government Act*, a legally non-conforming use is permitted to continue but is subject to a number of restrictions, including:

- Section 530 - Does not authorize the non-conforming use of land to be continued on a scale or to an extent or degree greater than that at the time of the adoption of the land use regulation bylaw.
- Section 531 - A structural alteration or addition must not be made in or to a building or other structure while a non-conforming use is continued in all or any part of it, unless i) required by enactment, ii) permitted by the Board of Variance, or iii) is done to a protected heritage property through a heritage alteration permit.
- Section 532 - If the building associated with a legally non-conforming use is damaged or destroyed to the extent of 75% or more of its value above its foundations, as determined by the building inspector, the structure must not be repaired or reconstructed except for a conforming use in accordance with the bylaw.

*NOTE: Sections 531 and 532 of the LGA mean that there is an 'expiration date' on a legally non-conforming uses, and that when a building associated with a legally non-conforming use reaches the end of its useful life, the property is to be redeveloped in a manner that is consistent with its base zoning designation.

ZONING BYLAW:

The subject property is zoned General Commercial (C.1) and uses within this zone include:

- Accessory buildings and structures
- Accommodation including dwelling units, hotels and motels
- Civic use
- Auditoriums, youth centres and social halls
- Educational facilities and professional studios
- Entertainment and recreation facilities
- Cannabis-Related Business
- Food service (excluding drive-through restaurants)
- Office and commerce facilities
- Public service use
- Retail sales
- Service and repair
- Transportation facilities

Uses permitted within the proposed Residential Single Family (R.1-A) zone include:

- Accessory residential
- Restricted agriculture
- Single-family dwellings
- Secondary suites
- Bed and breakfasts
- Civic and public service use

OFFICIAL COMMUNITY PLAN:

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

- 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 3.3.h - Council will utilize the development approval process, including Phased Development Agreements, to secure an adequate supply of quality affordable, attainable and special needs housing which meets the needs of all residents of the community, regardless of age, mobility, background or socio-economic status.
- Policy 4.4.c - Council will encourage and support a spectrum of housing choices throughout the community, including secondary suites, in order to meet the diverse housing needs of residents.
- Policy 12.3.c - Council encourages and supports creative and innovative infilling, development, redevelopment and renovation of existing buildings in order to maintain a strong focus on commercial activity in commercial areas.

HOUSING NEEDS REPORT

As per Section 473 (2.1) of the *Local Government Act*, when a local government is amending its OCP in relation to statements or map designations relating to the location, amount, type and density of residential development required to meet anticipated housing needs, the local government must consider its most recently received Housing Needs Report. The City of Enderby received its first Housing Needs Report at the Regular Council Meeting of November 2, 2020, which can be accessed through the following link:

<https://www.cityofenderby.com/enderby-housing-needs-assessment-report/>

An overview of how the proposal relates to the outcomes of the Housing Needs Assessment Report is provided in the Planning Analysis section of this report.

REFERRAL COMMENTS:

The application was referred to the following individuals/agencies:

- City of Enderby Public Works Manager;
- City of Enderby Chief Financial Officer;
- Building Inspector;
- Fire Chief;
- Regional District of North Okanagan Manager of Regional Engineering Services; and
- Ministry of Transportation and Infrastructure.

The following comments were received in response to the application

City of Enderby Chief Financial Officer

"This application would not have an effect on the Financial Plan."

RDNO Manager of Regional Engineering Services

"The OCP Amendment and Rezoning Application is not near any RDNO waste facilities, so no objection to the Bylaw."

PLANNING ANALYSIS:

The City of Enderby Planner raises no objections to the applicant's request to change the OCP future land use designation of the property from *General Commercial* to *Residential Low Density* and to rezone it from the General Commercial (C.1) zone to the Residential Single Family (R.1-A) zone, and upon consideration of input received at a Public Hearing, recommends that Council approve the application for the following reasons:

- The subject property has been used for residential purposes since 1910, and is located in a commercial/residential interface area with residential land uses occurring directly to the south, west, and north;
- The subject property is currently being used for residential purposes and therefore a rezoning would have no immediate impact on reducing commercial floor space within the community;
- Although rezoning the subject property would impact its future commercial development potential, current or future owners of the subject property could always seek to rezone the subject property back to the General Commercial (C.1) zone in the future, should there be economic or contextual changes that increase the demand for commercial development within this interface area (i.e. a future highway realignment that facilitates increased demand for commercial development west of Highway 97A/George Street);
- The rezoning of the property would alleviate significant challenges being faced by the applicant with regards to financing a legally non-conforming property; and
- Given that the rezoning would not result in a change to the current residential use of the property, and would only bring that use into alignment with the Official Community Plan and Zoning Bylaw, it is not anticipated that the rezoning would negatively impact the use and enjoyment of the subject or surrounding properties.

It should be noted that a successful rezoning would help to preserve the residential use of the subject property into the future, which would ultimately work towards achieving objectives within the City of Enderby Housing Needs Assessment Report related to increasing the availability of housing within the community. Having said that, it is recognized that the subject property's current General Commercial (C.1) zoning designation permits residential dwelling units to accompany a principal commercial use, such that a future commercial redevelopment of the property could also accommodate a degree of residential development.

SUMMARY

This report relates to a Joint Official Community Plan Amendment and Rezoning Application for the properties located at 712 and 710 Cliff Avenue, Enderby BC. The applicant is proposing to change the Official Community Plan (OCP) designation for the subject property from *General Commercial* to *Residential Low Density* and to rezone it from the General Commercial (C.1) zone to the Residential Single-Family (R.1-A) zone. The applicant is seeking to bring the current residential use of the subject property into alignment with the City of Enderby Official Community Plan Bylaw No. 1550, 2014 and the City of Enderby Zoning Bylaw No. 1550, 2014.

The City of Enderby Planner is supportive of the application.

Prepared By:



Kurt Inglis, MCIP, RPP
Planner

Reviewed By:



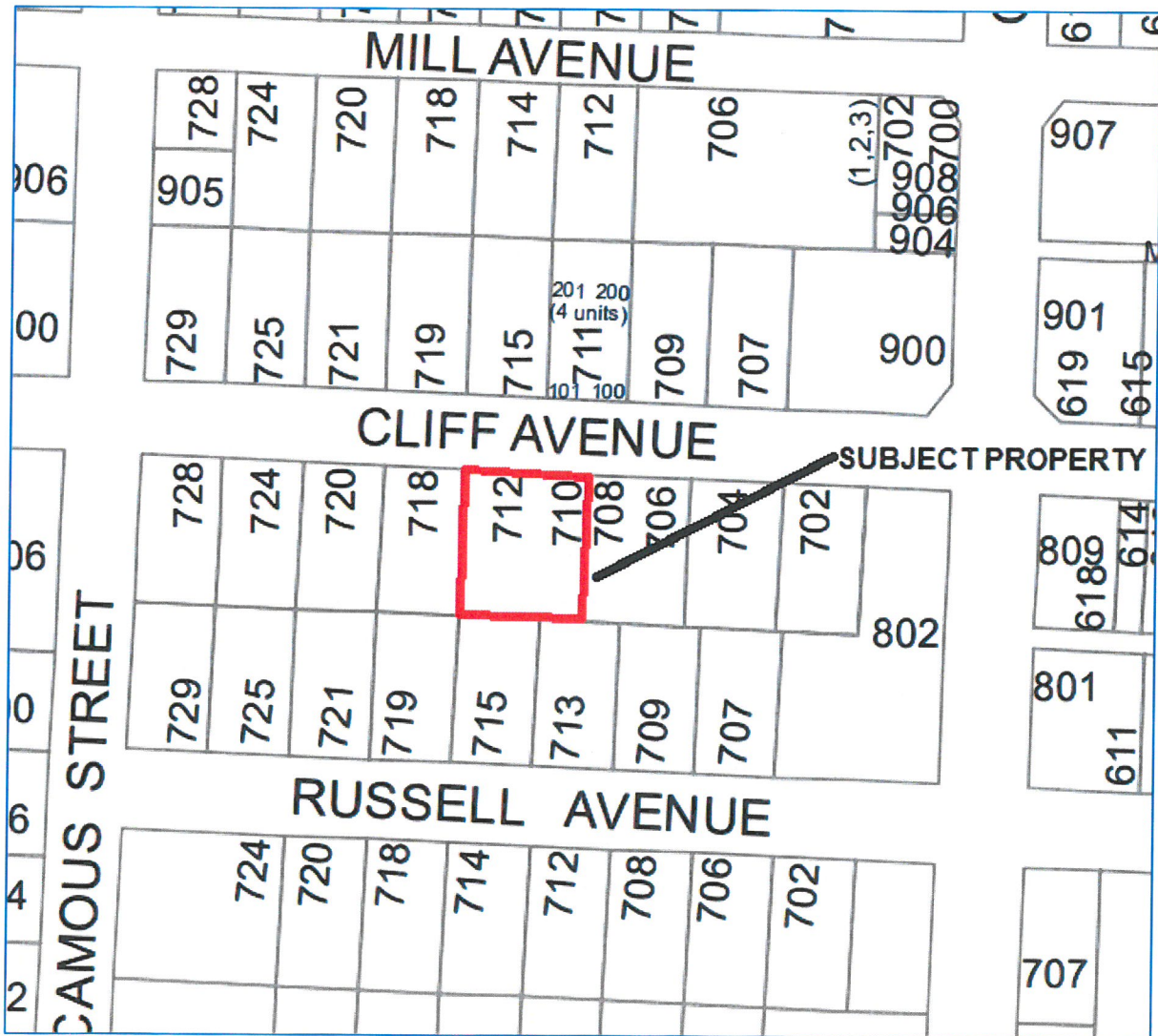
Tate Bengtson
Chief Administrative Officer

THE CORPORATION OF THE CITY OF ENDERBY

OCP/REZONING APPLICATION

SUBJECT PROPERTY MAP

File: 0011-22-OR-END (Taylor)
Applicant/Owner: Ariella Taylor
Location: 712/710 Cliff Avenue, Enderby BC



THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1743

A BYLAW TO AMEND THE CITY OF ENDERBY OFFICIAL COMMUNITY PLAN BYLAW NO.
1549, 2014 AND AMENDMENTS THERETO

WHEREAS Council of the City of Enderby has determined to make an amendment to "City of Enderby Official Community Plan Bylaw No. 1549, 2014";

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the "City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1743, 2022".
2. The future land use designations of the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, are hereby changed from *General Commercial* to *Residential Low Density*.

READ a FIRST time this day of , 2022.

READ a SECOND time this day of , 2022.

Advertised on the day of , 2022 and the day of , 2022, and a Public Hearing held pursuant to the provisions of Section 464 of the Local Government Act on the day of , 2022.

READ a THIRD time this day of , 2022.

ADOPTED this day of , 2022.

MAYOR

CORPORATE OFFICER

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1744

A BYLAW TO AMEND THE CITY OF ENDERBY ZONING BYLAW NO. 1550, 2014 AND
AMENDMENTS THERETO

WHEREAS pursuant to Section 479 of the *Local Government Act*, Council of the City of Enderby may, by bylaw, divide the whole or part of the City of Enderby into zones, name each zone, establish boundaries for the zones and regulate uses within those zones;

AND WHEREAS Council has created zones, named each zone, established boundaries for those zones and regulated uses within those zones by Bylaw No. 1550, cited as "The Corporation of the City of Enderby Zoning Bylaw No. 1550, 2014";

WHEREAS Council of the City of Enderby has determined to make an amendment to "The Corporation of the City of Enderby Zoning Bylaw No. 1550, 2014";

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the "City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1744, 2022".
2. The zoning designations of the properties legally described as, i) LOT 9 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 712 Cliff Avenue, Enderby BC, and ii) THE WEST ½ OF LOT 12 BLOCK 7 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 710 Cliff Avenue, Enderby BC, are hereby changed from the General Commercial (C.1) zone to the Residential Single Family (R.1-A) zone.

READ a FIRST time this day of , 2022.

READ a SECOND time this day of , 2022.

Advertised on the day of , 2022 and the day of , 2022, and a Public Hearing held pursuant to the provisions of Section 464 of the Local Government Act on the day of , 2022.

READ a THIRD time this day of , 2022.

APPROVED pursuant to Section 52(3)(a) of the Transportation Act this day of , 2022.

Development Officer
Ministry of Transportation and Infrastructure

ADOPTED this day of , 2022.

MAYOR

CORPORATE OFFICER

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1740, 2022

A BYLAW TO AMEND THE MUNICIPAL TICKETING INFORMATION (MTI) SYSTEM BYLAW
NO. 1518, 2013

WHEREAS Council of the City of Enderby has adopted “City of Enderby Municipal Ticketing Information System Bylaw No. 1518, 2013”;

AND WHEREAS Council wishes to amend Schedule "9" in accordance with the City of Enderby Zoning Bylaw No. 1550, 2014, and introduce Schedule “12” in accordance with the City of Enderby Animal Control Bylaw No. 1735, 2022;

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the “City of Enderby Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 Amendment Bylaw No. 1740, 2022”.
2. Schedule “A” of City of Enderby Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 is deleted and Schedule “A” attached to and forming part of this bylaw is substituted therefore.
3. Schedule "9" of City of Enderby Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 is deleted and Schedule "9" attached to and forming part of this bylaw is substituted therefore.
3. Schedule "13" attached hereto is hereby established and forms part of City of Enderby Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013.

Read a FIRST TIME this 7th day of March, 2022.

Read a SECOND TIME this 7th day of March, 2022.

Read a THIRD TIME this 7th day of March, 2022.

ADOPTED this day of , 2022.

MAYOR

CORPORATE OFFICER

Schedule "A"

MUNICIPAL TICKETING INFORMATION SYSTEM BYLAW NO. 1518

DESIGNATED BYLAW ENFORCEMENT OFFICERS	DESIGNATED BYLAWS
<ul style="list-style-type: none"> • Chief Administrative Officer • Chief Financial Officer • Corporate Officer • Planner • Bylaw Enforcement Officers • Operations Manager 	<ul style="list-style-type: none"> • Dog Control Bylaw No. 1469, 2010 • Water and Sprinkling Regulations Bylaw No. 1468, 2010 • Business License and Regulation Bylaw No. 1558, 2014 • Good Neighbour Bylaw No. 1517, 2013, excluding Section VI • Sanitary Sewer Regulation Bylaw No. 1470, 2010 • Streets and Traffic Bylaw No. 1471, 2010 • Fire Protection Bylaw No. 1529, 2013 • Cemetery Regulation Bylaw No. 1515, 2013 • Zoning Bylaw No. 1550, 2014 • Building Bylaw No. 1582, 2015 • Public Spaces Bylaw No. 1604, 2016 • Stormwater Protection and Drainage Regulation Bylaw No. 1640, 2017 • Animal Control Bylaw No. 1735, 2022
<ul style="list-style-type: none"> • Dog Control Officers 	<ul style="list-style-type: none"> • Dog Control Bylaw No. 1469, 2010
<ul style="list-style-type: none"> • Business License Inspector 	<ul style="list-style-type: none"> • Business License and Regulation Bylaw No. 1558, 2014
<ul style="list-style-type: none"> • Royal Canadian Mounted Police 	<ul style="list-style-type: none"> • Dog Control Bylaw No. 1469, 2010 • Good Neighbour Bylaw No. 1517, 2013, including Section VI • Streets and Traffic Bylaw No. 1471, 2010 • Fire Protection Bylaw No. 1529, 2013 • Cemetery Regulation Bylaw No. 1515, 2013 • Zoning Bylaw No. 1550, 2014 • Building Bylaw No. 1582, 2015 • Public Spaces Bylaw No. 1604, 2016 • Animal Control Bylaw No. 1735, 2022
<ul style="list-style-type: none"> • Building Inspector 	<ul style="list-style-type: none"> • Streets and Traffic Bylaw No. 1471, 2010 • Zoning Bylaw No. 1550, 2014 • Building Bylaw No. 1582, 2015
<ul style="list-style-type: none"> • Fire Chief 	<ul style="list-style-type: none"> • Good Neighbour Bylaw No. 1517, 2013, excluding Section VI • Fire Protection Bylaw No. 1529, 2013 • Public Spaces Bylaw No. 1604, 2016

SCHEDULE “9”

Zoning Bylaw No. 1550, 2014	Section	Fine \$	Fine if Pd within 30 days \$
Obstructing an inspection or inspector	101	100.	50.
Unlawful use of land, buildings, or structures	303.1	200.	100.
Off-street parking or loading contravention	305	100.	50.
Home occupation contravenes permitted use	307.2.a	100.	50.
Temporary building or structure contravenes permitted use	307.2.b	100.	50.
Boarding use contravenes permitted use	307.2.c	100.	50.
Tent, trailer, or mobile home use contravention	307.3.b	100.	50.
Unenclosed storage of vehicles in state of disrepair nor not licensed	307.3.c	100.	50.
Incineration or processing of fish, animal, or vegetable waste	307.3.d	100.	50.
Annoyance or nuisance to surrounding areas by reason of unsightliness or the emission of odours, liquid effluence, dust, fumes, smoke, vibration, noise or glare	307.3.h	200.	100.
Unauthorized parking and storage in residential zones	307.4.a	100.	50.
Failure to maintain screening	309.1.a	100.	50.
Sign not permitted	310.3.a	100.	50.
Prohibited sign	310.3.b	100.	50.
More than one home occupation, real estate or political sign	310.3.d	100.	50.
Illumination not permitted for home occupation, real estate or political signs	310.3.e	100.	50.
Failure to maintain sign	310.3.h	100.	50.
Keeping of backyard hens in a manner that is not ancillary to a single-family dwelling within the Residential Single Family (R.1), Residential Single Family (R.1-A), or Residential Two Family (R.2) zones	318.3	200.	100.
Keeping of more than five (5) backyard hens	318.3	200.	100.
Keeping of roosters	318.3	200.	100.
Failure to contain the keeping of backyard hens entirely to the rear of a single-family dwelling	318.4	200.	100.
Keeping of backyard hens in an area that is not fully enclosed by solid fencing that is at least 1.8 m (5.9 feet) in height	318.4	200.	100.

Failure to provide a coop and outdoor enclosure for backyard hens that meets the required specifications	318.5	200.	100.
Keeping of backyard bees in a manner that is not ancillary to a single-family dwelling within the Residential Single Family (R.1), Residential Single Family (R.1-A), or Residential Two Family (R.2) zones	319.3	200.	100.
Exceed maximum number of beehives, colonies and/or nucleus colonies	319.4	200.	100.
Failure to contain the keeping of backyard bees entirely to the rear of a single-family dwelling	319.5.i	200.	100.
Keeping of backyard bees in an area that is not fully enclosed by solid fencing that is at least 1.8 m (5.9 feet) in height	319.5.i	200.	100.
Failure to orient beehives away from adjacent properties, lanes, and streets and/or failure to site beehive to allow a clear flight path	319.5.ii	200.	100.
Annoyance or nuisance to surrounding areas by reason of unsightliness or the emission of odours, liquid effluence, dust, fumes, smoke, vibration, noise or glare	501.10.c	200.	100.
Create or cause a health, fire, or explosion hazard, electrical interference, or undue traffic congestion.	501.10.c	500.	500.

SCHEDULE "13"

Animal Control Bylaw No. 1735, 2022	Section	Fine \$	Fine if Pd within 30 days \$
Failure to provide a coop and outdoor enclosure for backyard hens that meets required specifications	4.2	200.	100.
Failure to entirely house backyard hens within a coop or outdoor enclosure at all times	4.3	200.	100.
Failure to maintain coop and outdoor enclosure to a clean and sanitary condition	4.4	400.	200.
Failure to provide backyard hens with sufficient food, water, shelter, light, ventilation, veterinary care, and/or opportunities for essential behaviours	4.5	400.	200.
Failure to promptly remove feces or hygienically store feces in a sealed container	4.6	400.	200.
Failure to store manure within a sealed container, or store more than 0.08 m ³ (3 cubic feet) of manure at one time, or fail to remove all manure on the property not used for composting or fertilizing	4.7	400.	200.
Failure to store feed for backyard hens in a sealed container in an area not accessible by pests, wildlife or domestic animals	4.8	200.	100.
Commercial sales of eggs produced by backyard hens	4.9	100.	50.
Slaughter or bury backyard hens on residential zoned property	4.10	300.	150.
Failure to license backyard hen flock with City of Enderby	4.12	100.	50.
Failure to securely locate beehives	5.2	200.	100.
Failure to ensure that beehives are maintained in a condition that will reasonably prevent swarming or aggressive behaviour	5.3.i	300.	150.
Failure to ensure that backyard bees are requeened if they are subject to undue swarming or aggressive behaviour	5.3.ii	300.	150.
Failure to ensure that backyard bees are provided with adequate water	5.3.iii	300.	150.
Keeping backyard bees without the Beekeeper being a resident of the property	5.4	200.	100.
Commercial sales of honey produced by backyard bees	5.5	100.	50.
Failure to license backyard bees with City of Enderby	5.7	100.	50.

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1741, 2022

A BYLAW TO AMEND THE BYLAW NOTICE ENFORCEMENT BYLAW NO. 1581, 2015

WHEREAS Council of the City of Enderby has adopted “City of Enderby Bylaw Notice Enforcement Bylaw No. 1581, 2015”;

AND WHEREAS Council wishes to amend Schedule "A" in accordance with the City of Enderby Zoning Bylaw No. 1550, 2014 and the City of Enderby Animal Control Bylaw No. 1735, 2022.

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the “City of Enderby Bylaw Notice Enforcement Bylaw No. 1581, 2015 Amendment Bylaw No. 1741, 2022”.
2. Schedule “A” of City of Enderby Bylaw Notice Enforcement Bylaw No. 1581, 2015 is hereby amended to include the following:

Bylaw No.	Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
ZONING BYLAW						
1550	318.3	Keeping of backyard hens in a manner that is not ancillary to a single-family dwelling within the Residential Single Family (R.1), Residential Single Family (R.1-A), or Residential Two Family (R.2) zones	\$200	\$100	\$225	YES
1550	318.3	Keeping of more than five (5) backyard hens	\$200	\$100	\$225	YES

1550	318.3	Keeping of roosters	\$200	\$100	\$225	YES
1550	318.4	Failure to contain the keeping of backyard hens entirely to the rear of a single-family dwelling	\$200	\$100	\$225	YES
1550	318.4	Keeping of backyard hens in an area that is not fully enclosed by solid fencing that is at least 1.8 m (5.9 feet) in height	\$200	\$100	\$225	YES
1550	318.5	Failure to provide a coop and outdoor enclosure for backyard hens that meets the required specifications	\$200	\$100	\$225	YES
1550	319.3	Keeping of backyard bees in a manner that is not ancillary to a single-family dwelling within the Residential Single Family (R.1), Residential Single Family (R.1-A), or Residential Two Family (R.2) zones	\$200	\$100	\$225	YES
1550	319.4	Exceed maximum number of beehives, colonies and/or nucleus colonies	\$200	\$100	\$225	YES

1550	319.5.i	Failure to contain the keeping of backyard bees entirely to the rear of a single-family dwelling	\$200	\$100	\$225	YES
1550	319.5.i	Keeping of backyard bees in an area that is not fully enclosed by solid fencing that is at least 1.8 m (5.9 feet) in height	\$200	\$100	\$225	YES
1550	319.5.ii	Failure to orient beehives away from adjacent properties, lanes, and streets and/or failure to site beehive to allow a clear flight path	\$200	\$100	\$225	YES
Bylaw No.	Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
ANIMAL CONTROL BYLAW						
1735	4.2	Failure to provide a coop and outdoor enclosure for backyard hens that meets required specifications	\$200	\$100	\$225	YES
1735	4.3	Failure to entirely house backyard hens within a coop or outdoor enclosure at all times	\$200	\$100	\$225	YES

1735	4.4	Failure to maintain coop and outdoor enclosure to a clean and sanitary condition	\$400	\$200	\$440	YES
1735	4.5	Failure to provide backyard hens with sufficient food, water, shelter, light, ventilation, veterinary care, and/or opportunities for essential behaviours	\$400	\$200	\$440	YES
1735	4.6	Failure to promptly remove feces or hygienically store feces in a sealed container	\$400	\$200	\$440	YES
1735	4.7	Failure to store manure within a sealed container, or store more than 0.08 m ³ (3 cubic feet) of manure at one time, or fail to remove all manure on the property not used for composting or fertilizing	\$400	\$200	\$440	YES
1735	4.8	Failure to store feed for backyard hens in a sealed container in an area not accessible by pests, wildlife or domestic animals	\$200	\$100	\$225	YES
1735	4.9	Commercial sales of eggs produced by backyard hens	\$100	\$50	\$110	YES

1735	4.10	Slaughter or bury backyard hens on residential zoned property	\$300	\$150	\$330	YES
1735	4.12	Failure to license backyard hen flock with City of Enderby	\$100	\$50	\$110	YES
1735	5.2	Failure to securely locate beehives	\$200	\$100	\$225	YES
1735	5.3.i	Failure to ensure that beehives are maintained in a condition that will reasonably prevent swarming or aggressive behaviour	\$300	\$150	\$330	YES
1735	5.3.ii	Failure to ensure that backyard bees are requeened if they are subject to undue swarming or aggressive behaviour	\$300	\$150	\$330	YES
1735	5.3.iii	Failure to ensure that backyard bees are provided with adequate water	\$300	\$150	\$330	YES
1735	5.4	Keeping backyard bees without the Beekeeper being a resident of the property	\$200	\$100	\$225	YES
1735	5.5	Commercial sales of honey produced by backyard bees	\$100	\$50	\$110	YES
1735	5.7	Failure to license backyard bees with City of Enderby	\$100	\$50	\$110	YES

Read a FIRST TIME this 7th day of March, 2022.

Read a SECOND TIME this 7th day of March, 2022.

Read a THIRD TIME this 7th day of March, 2022.

ADOPTED this day of , 2022.

MAYOR

CORPORATE OFFICER

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1742

A BYLAW TO AMEND FEES AND CHARGES BYLAW NO. 1479, 2010

WHEREAS Council of the City of Enderby has adopted “The City of Enderby Fees and Charges Bylaw No. 1479, 2010”;

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the “The City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1742, 2022”.
2. Schedule “12” attached hereto is hereby established and forms part of Fees and Charges Bylaw No. 1479, 2010.
3. The ‘Table of Contents’ of Fees and Charges Bylaw No. 1479, 2010 is hereby amended to include a reference to ‘BACKYARD HENS AND BACKYARD BEES LICENSING FEES’.

Read a FIRST TIME this 7th day of March, 2022.

Read a SECOND TIME this 7th day of March, 2022.

Read a THIRD TIME this 7th day of March, 2022.

ADOPTED this day of , 2022.

MAYOR

CORPORATE OFFICER

SCHEDULE 12
BACKYARD HEN AND BACKYARD BEE LICENSING FEES

- | | |
|-------------------------------------|------|
| 1. Backyard Hen License Application | \$50 |
| 2. Backyard Bee License Application | \$50 |

THE CORPORATION OF THE CITY OF ENDERBY

AGENDA

MEMO

To: Tate Bengtson, Chief Administrative Officer
From: Kurt Inglis, Planner
Date: March 8, 2022
Subject: Date for Annual Our Enderby Clean-Up Challenge

RECOMMENDATION

THAT Council endorses Saturday April 23, 2022 as the date for the Annual Our Enderby Clean-Up Challenge.

BACKGROUND

Since 2013, the City of Enderby has been hosting the annual Our Enderby Clean-Up Challenge which is a community event aimed at reducing local pollution, beautifying the community, and fostering a sense of community and civic pride. The clean-up event is followed by an appreciation barbecue at Belvidere Park, hosted by the Enderby & District Lions Club, where food and refreshments are provided to clean-up participants to celebrate their community contribution.

In 2021, the Our Enderby Clean-Up Challenge utilized a 'self-guided' format, without an appreciation barbecue, in order to make the event consistent with public health orders and guidelines. Given the current conditions, that format is no longer necessary and this year's event can return to its traditional format involving a muster point, an official start time, and the holding of an appreciation barbecue.

The event has historically been held on the third Saturday in April, but this year that date falls on the Easter long weekend; given this, Staff are recommending that Council endorses Saturday April 23, 2022 as the date for this year's Annual Our Enderby Clean-Up Challenge. Once Council has endorsed a preferred date, the Lions Club will be contacted to confirm their availability for the event.

Respectfully Submitted,



Kurt Inglis
Planner

----- Forwarded message -----

From: Alex de Chantal <railtrailcoordinator@gmail.com>

Date: Mon, Mar 14, 2022 at 4:34 PM

Subject: Rail Trail - Letters of Support



Hello,

I'm looking forward to our meeting on Wednesday at 1PM, here is the [Zoom link](#).

In case you can't attend, I wanted to share that we are preparing our application to the Federal Government for the [Active Transportation Fund](#). We will once again be seeking Letters of Support to include with our application. If your organization would be willing to provide a letter I would greatly appreciate it and I thank you on behalf of the rail trail owners.

Splatsin will be the lead applicant and we are targeting full construction of the rail from Sicamous to Stepney Crossing Rd. I've provided some background info on the grant below.

The first-ever Active Transportation Fund will provide \$400 million over five years to support a modal shift away from cars and toward active transportation, in support of Canada's National Active Transportation Strategy. The Active Transportation Fund will invest in projects that build new and expanded networks of pathways, bike lanes, trails and pedestrian bridges, in addition to supporting active transportation planning and stakeholder engagement activities.

If you are willing, please send your letters to me by March 25th. Here is some sample text:

"The {Insert Organization} is pleased to express its support for Splatsin's application for funding to Infrastructure Canada's Active Transportation Fund grant on behalf of the joint Rail Trail project partners (Splatsin te Secwepemc, Regional District of North Okanagan, and Columbia Shuswap Regional District) to support the development of the Shuswap North Okanagan Rail Trail from Sicamous to Stepney Crossing Rd., 0km-42.6km.

We see this project as a valuable active transportation and recreational investment for our local users, our visitors, and the business owners of the surrounding area. Active transportation provides tangible benefits to communities, shortening commute times for families, creating good middle-class jobs, growing the economy, promoting healthier lifestyles, cutting air and noise pollution, and reducing greenhouse gas emissions.

Thank you for your consideration of this application."

Thank you,

Alex de Chantal
Fundraising Strategy Coordinator
250-682-9363

[Shuswap North Okanagan Rail Trail](#)

The Rail Trail between Sicamous and Armstrong is in the Splatsin unceded territory of the Secwépemc Nation.