REGULAR MEETING OF COUNCIL
AGENDA

DATE:	**May 15, 2023**
TIME:	4:30 p.m.
LOCATION:	Council Chambers, Enderby City Hall

The public may attend this meeting in person or by means of electronic facilities.

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

The access codes for this meeting are:

Meeting ID: 860 0992 0509
Passcode: 720329

If you would like to attend this meeting by means of electronic facilities and 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. LAND ACKNOWLEDGEMENT
We respectfully acknowledge that we are on the traditional and unceded territory of the Secwepemc.

2. APPROVAL OF AGENDA

3. ADOPTION OF MINUTES

3.1 Meeting Minutes of May 1, 2023 — Page 4

3.2 Public Hearing Report May 1, 2023 — Page 11

4. DELEGATIONS

4.1 Turning Points Collaborative — Page 13
Randene Wejr, Chief Executive Officer and Laurie Case, Executive Director of Communications

5. DEVELOPMENT MATTERS AND RELATED BYLAWS

5.1 Development Variance Permit #0056-23-DVP-END — Page 14

Legal:	LOT 1 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 26097
Address:	500 Bass Avenue, Enderby BC
Applicants:	Mark Marino
Owners:	The Board of Education of School District No. 83 (North Okanagan-Shuswap)

5.1.1 Public Input – Development Variance Permit #0056-23-DVP-END

5.1.2 Permit Issuance – Development Variance Permit #0056-23-DVP-END

5.2 Development Variance Permit #0057-23-DVP-END — Page 23

Legal: LOTS 1, 2, 4-34 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT PLAN EPP125705
Address: 2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC
Applicant: Ron Mandair
Owners: Ron Mandair, Viewmount Enterprise Ltd., Jagdeep and Jasjit Ladhar, Amandeep Bassi, Balwinder Rai, Varinder Pandher, 1257515 B.C. LTD., P.A.U. Enterprises Inc., Blue Gold Homes Ltd., and Sarabjit and Harleen Minhas

5.2.1 Public Input – Development Variance Permit #0057-23-DVP

5.2.2 Permit Issuance – Development Variance Permit #0057-23-DVP

6. CONTINUING BUSINESS AND BUSINESS ARISING FROM COMMITTEES AND DELEGATIONS

7. BYLAWS

7.1 Public Notice Bylaw No. 1770, 2023 – Alternative Means of Publication for Public Notices (Adoption) — Page 32

7.2 Update to Public Notice Advertising Fees for Development Applications – Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1771, 2023 (Three Readings) — Page 33
Memo prepared by Planner dated May 10, 2023

8. REPORTS

8.1 Mayor and Council Reports

8.2 Area F Director Report

8.3 Chief Administrative Officer Report

8.3.1 Council Inquiries

8.4 RDNO Building Permit Report – April 2023 — Page 38

8.5 Bylaw Enforcement Statistics for First Period of 2023 (January-April) — Page 39
Memo prepared by Planner dated May 11, 2023

9. NEW BUSINESS

9.1 Restorative Justice Funding — Page 42
Memo prepared by Chief Financial Officer dated May 4, 2023

9.2 Business After 5 Supporting Contribution — Page 52
Memo prepared by Chief Administrative Officer dated May 10, 2023

9.3 Splatsin Development Corporation Golf Tournament Fundraiser Page 53

10. CORRESPONDENCE AND INFORMATION ITEMS

10.1 Ministry of Post-Secondary Education and Future Skills Page 55
Correspondence from Honorable Selina Robinson, Minister, dated May 2, 2023

11. PUBLIC QUESTION PERIOD

12. ADJOURNMENT

THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Monday, May 1, 2023 at 4:30 p.m. in Council Chambers.

Present: Mayor Huck Galbraith
Councillor Tundra Baird
Councillor Roxanne Davyduke
Councillor David Ramey
Councillor Brian Schreiner
Councillor Shawn Shishido
Councillor Sarah Yerhoff

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

Other: Press and Public

LAND ACKNOWLEDGEMENT

We respectfully acknowledge that we are on the traditional and unceded territory of the Secwepemc.

APPROVAL OF AGENDA

Moved by Councillor Baird, seconded by Councillor Yerhoff
"THAT the May 1, 2023 Council Meeting agenda be approved as circulated."

CARRIED

ADOPTION OF MINUTES

Meeting Minutes of April 17, 2023

Moved by Councillor Shishido, seconded by Councillor Ramey
"THAT the April 17, 2023 Council Meeting minutes be adopted as circulated."

CARRIED

PUBLIC HEARINGS

City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1768, 2023

The regular meeting gave way to the public hearing at 4:33 p.m.

The regular meeting re-convened at 4:39 p.m.

DEVELOPMENT MATTERS AND RELATED BYLAWS

City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1768, 2023

Moved by Councillor Schreiner, seconded by Councillor Baird
"THAT Council receives and files the attached Staff Report dated April 12, 2023;

AND THAT having considered the input of the Public Hearing, Council gives third reading and adopts City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1768, 2023 which proposes to rezone the property legally described as LOT 2 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 23899, and located at 1709 Kate Street, Enderby BC from the Residential Single Family (R.1-A) zone to the Residential Two Family (R.2) zone be given Third Reading and Adoption;

AND FURTHER THAT the adoption of City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1768, 2023 shall come into force and effect once the Ministry of Transportation and Infrastructure has endorsed the Bylaw."

CARRIED

CONTINUING BUSINESS AND BUSINESS ARISING FROM COMMITTEES AND DELEGATIONS

Community Garden Request and Review of Available Public, Civic and Institutional Lands

Moved by Councillor Shishido, seconded by Councillor Ramey
"THAT Council directs Staff to conduct a review of existing community gardens and related food security initiatives, as well as available public, civic and institutional lands that would be suitable for a range of community amenities, and report back to Council;

AND THAT Council defers considering the designation of a permanent community garden facility at a particular location until the completed review has been considered by Council"

CARRIED

BYLAWS

2023 Budget Bylaws: City of Enderby 2023 – 2027 Financial Plan Bylaw No. 1763, 2023, City of Enderby Annual Tax Rate Bylaw No. 1764, 2023, City of Enderby Sewer Frontage Tax Bylaw No. 1765, 2023, City of Enderby Water Frontage Tax Bylaw No. 1766, 2023 and City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1767, 2023

Moved by Councillor Shishido, seconded by Councillor Baird
"THAT Council adopts the bylaws cited as "City of Enderby 2023 - 2027 Financial Plan Bylaw No. 1763, 2023", "City of Enderby Annual Tax Rate Bylaw No. 1764, 2023", "City of Enderby Sewer Frontage Tax Bylaw No. 1765, 2023", "City of Enderby Water Frontage Tax Bylaw No. 1766, 2023" and "City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1767, 2023""

CARRIED

Building Bylaw No. 1582, 2015 Amendment Bylaw No. 1769, 2023 – BC Energy Step Code

Moved by Councillor Baird, seconded by Councillor Davyduke
"THAT Council adopts the bylaw cited as "City of Enderby Building Bylaw No. 1582, 2015 Amendment Bylaw No. 1769, 2023""

CARRIED

Public Notice Bylaw No. 1770, 2023 – Alternative Means of Publication for Public Notices

Councillor Shishido asked if this bylaw pertains to concerns from the public about signage being placed when there is a development application.

Chief Administrative Officer responded that this does not relate specifically to signage or to development applications, but general public notice requirements as set out in section 94 of the Community Charter. Explained that the issue of signage is a matter that would be addressed in the Development Applications Procedures Bylaw, which he expects that Council will be considering as part of its broader housing strategy implementation workshop scheduled for later in 2023.

Councillor Davyduke requested that a message be put on the digital billboard to let the public know that public notices can be found on the City of Enderby website.

Moved by Councillor Shishido, seconded by Councillor Yerhoff
"THAT Council considers the principles for effective public notices outlined in Section 2 of the Public Notice Regulation;

AND THAT Council gives Three Readings to City of Enderby Public Notice Bylaw No. 1770, 2023;

AND FURTHER THAT Council directs Staff to prepare a corollary amendment to the City of Enderby Fees and Charges Bylaw No. 1479, 2010 in order to update 'Public Notice Advertising' fees to reflect the costs associated with the proposed alternative means of publication for public notices."

CARRIED

REPORTS

Mayor and Council Reports

Councillor Davyduke

Attended the Community Clean Up event.

Will be attending a FACT meeting tomorrow. One point of discussion will be the Harvest Hut and the bags of growing medium that are located on Rail Trail land that will need to be relocated during June and July for construction. They will be discussing if it is possible to move them into the Maud Street parking lot, or if they will need to be decommissioned. Once construction of the Rail Trail is complete, they will discuss with the Rail Trail owners about the possibility of relocating the bags of growing medium back to their original position.

Danielle Guetter from Community Futures will have her last day on May 19th. She is working with the Events Coordinator on a Business After 5 Event scheduled for May 17th.

The Enterprize challenge final showcase is on May 18th at the Vernon Performing Arts Centre.

Councillor Yerhoff

Attended the Community Expo in Vernon where some Enderby businesses were present.

Has received good feedback about the Community Clean Up Event.

Will be attending an upcoming Inter-Agency meeting.

Attended the Courtyard Gallery 10-year anniversary event.

Councillor Schreiner

Attended the SILGA Convention in Vernon. Reported that the convention had a record attendance this year and encouraged Enderby Council to attend in the future.

Will be attending Emergency Management familiarization training in Armstrong next week.

Attended an RDNO meeting where there was a presentation by a UBCO professor about his idea for a regional passenger train that would run on hydrogen batteries and be located on the Rail Trail.

Councillor Ramey

Attended the Community Clean Up event and reported that there was a great turn out. Suggested that there should be signs put up to discourage people dropping cigarette butts.

Spoke with the Librarian who is very happy with the new dog hitching post. Also discussed with the Librarian Council's strategic objective of looking into what it would take to open the Enderby Library for an extra day per week.

Attended an Enderby and District Arts Council meeting and will be helping to bring back Music by the River events this year. The first is tentatively scheduled for Father's Day. A sponsor for this event has already been identified.

Councillor Baird

Attended the Community Clean Up event.

Helped with the Grad drive-thru breakfast which was a huge success.

Attended the Courtyard Gallery 10-year anniversary event.

Will be meeting with the Events Coordinator tomorrow to wrap up the Easter Event and sign cards for sponsors.

An upcoming Rail Trail Governance Advisory Committee meeting has been cancelled.

Mayor Galbraith

Attended the Community Clean Up event. Reported that the City looks great.

Chief Administrative Officer

Peacher Crescent works are nearing completion. Reported that even though this was only a rebuild, it is a significant improvement and looks very sharp with a proper cul-de-sac and curb and gutter.

Work will be done tomorrow at the lower Reservoir, under Fortis' supervision, to raise the access road up by about a foot over the existing elevation at the transmission line crossing. This is required to bring large vehicles across for geotechnical drilling and for the construction of the new reservoir in the fall.

Worked with the Systems Operator on completing a mandatory 5-year reclassification of the wastewater treatment plant, which was just accepted. The facility classification remains Class III, despite some new scoring criteria developed by the regulator.

There will be a water and wastewater tour for staff and Council at 2pm on Thursday, May 4.

Met with the water treatment plant filter supplier and Mountain View Electric over some of the steps needed to complete the analysis and cost estimate for the water treatment plant expansion grant project.

Still working on coordinating a new date for the street sweepers to return, likely they will be back the middle of next week.

The pool clean-up went well and things held together over the winter better than anticipated. Recreation Services has started pool registration and are pleased with the amount of job applications that they have received this year.

Spring clean-up is ongoing at Riverside RV Park including more site levelling. Snow stops and gutters are being added to the common building. The digital marketing presence will also be refreshed this year, as profiles for the Riverside RV Park on various tourist websites are out of date. A subsection will be added to the tourism section of the City's website linking to Riverside RV Park.

Had a meeting with Corporate Officers from the North Okanagan a few weeks ago, which launched discussions around a terms of reference for a regional partnership on the Province's new accessibility legislation, which requires local governments to develop a plan and strike a committee. Doing this at the regional level should be a better way to share best practices and expertise, while fulfilling the legislated obligations.

Reported that the wheel shaped hitching post was fabricated and installed by Public Works on Cliff Avenue in front of the Library. They did a great job.

Council Inquiries

Councillor Baird reported that the Enderby Legion will have its 95th anniversary celebration on May 7th.

Mayor Galbraith asked if anything can be done about drivers using excessive speed on Kate Street and Kildonan Avenue.

Chief Administrative Officer responded that often speedbumps will create more issues than they solve, including excessive acceleration after the bumps, and drivers driving around the bumps onto private property. Noted that the speed reader board that the City shares with Armstrong and Spallumcheen will be deployed in the area soon.

Councillor Schreiner asked about Communities in Bloom, and if a community meeting will be set up soon.

Chief Administrative Offer responded that staff are wrapping up the budget and strategic planning, after which things will start to get actioned out based on capacity and priority.

Councillor Shishido asked if correspondence would be sent to Ms. Lacoursiere regarding Council's resolution respecting her delegation request.

Chief Administrative Officer responded that there will be correspondence sent to Ms. Lacoursiere.

Council discussed use of available lands in the context of a community garden and a dog park. Discussed that an evaluation of available lands will allow for uses that are flexible in terms of shape and size to be built in the most optimal locations that leaves space for uses that may require a more specific shape or sized piece of land.

Councillor Shishido asked if the Enderby test section of the Rail Trail will be built this year.

Chief Administrative Officer responded that the Enderby test section is intended to be finished in 2023 and the construction should be relatively quick once started.

2022 Statement of Financial Information

Moved by Councillor Baird, seconded by Councillor Davyduke
"THAT Council approves the 2022 Statement of Financial Information."

CARRIED

Vernon North Okanagan Detachment: 1st Quarter (January to March) 2023

Moved by Councillor Shishido, seconded by Councillor Baird
"THAT the Vernon North Okanagan Detachment: 1st Quarter (January to March) 2023 be received and filed."

CARRIED

NEW BUSINESS

Adoption of City of Enderby Strategic Plan 2023-26

Moved by Councillor Schreiner, seconded by Councillor Ramey
"THAT Council adopts the City of Enderby Strategic Plan 2023-26"

CARRIED

Disclosure of Contracts – Council

Moved by Councillor Shishido, seconded by Councillor Baird
"THAT Council receives and files the 'Disclosure of Contracts – Council' memorandum dated April 25, 2023."

CARRIED

NOTICES OF MOTION

Notice of Motion (Councillor Schreiner): Splatsin Tsm7aksaltn (Splatsin Teaching Centre) Society Fundraiser

Council discussed the funds available.

Chief Financial Officer explained that because some members of Council did not attend the SILGA Convention, there is room in the budget for registration for this fundraiser.

Moved by Councillor Schreiner, seconded by Councillor Davyduke
"THAT Council approves $380 for registration in the Splatsin Tsm7aksaltn (Splatsin Teaching Centre) Society 1st Annual Golf Tournament Fundraiser, with funding provided through unused funds in Council convention expenses."

CARRIED

CORRESPONDENCE AND INFORMATION ITEMS

Ministry of Municipal Affairs

Moved by Councillor Baird, seconded by Councillor Ramey
"THAT Council receives and files correspondence from Honorable Anne Kang, Minister of Municipal Affairs dated April 24, 2023."

CARRIED

PUBLIC QUESTION PERIOD

There were no questions from the public.

ADJOURNMENT

Moved by Councillor Baird, seconded by Councillor Davyduke
"THAT the regular meeting of May 1, 2023 adjourn at 5:45 p.m."

CARRIED

MAYOR **CORPORATE OFFICER**

THE CORPORATION OF THE CITY OF ENDERBY

Report of a **Public Hearing** held on May 1, 2023 at 4:33 p.m. in Council Chambers.

Present:	Mayor Huck Galbraith Councillor Tundra Baird Councillor Roxanne Davyduke Councillor David Ramey Councillor Brian Schreiner Councillor Shawn Shishido Councillor Sarah Yerhoff
Staff:	Chief Administrative Officer – Tate Bengtson Chief Financial Officer – Jennifer Bellamy Planner – Kurt Inglis Clerk-Secretary – Andraya Holmes

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Mayor Galbraith read the rules of procedures for public hearings and introduced the following bylaws:

City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1768, 2023

Legal:	LOT 2 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 23899
Address:	1709 Kate Street, Enderby BC
Applicants:	Karen and Wes Uhlenberg
Owners:	Karen Uhlenberg, Wes Uhlenburg, Clinton Uhlenberg

The Planner provided an overview of the background information related to the bylaw.

There were no comments from the public.

There were no written submissions.

The Planner invited the applicant to make representation.

Ms. Uhlenberg explained that the tentative plan is to build a duplex on the property. Noted that this will create more housing that the community needs.

There were no questions from Council.

Mayor Galbraith made his closing statement and declared the Public Hearing closed at 4:39 p.m.

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 May 1, 2023.

Signature

May 5/2023
Date

AGENDA

REQUEST TO APPEAR AS A DELEGATION

On 5 May 2023
Day Month Year

Date of Request April 18, 2023

Name of Person Making Request

Name and Title of Presenter(s) Randene Wejr, CEO of Turning Points Collaborative. Laurie Case, ED of Comms + Laurie Case

Contact Information randene.wejr@turningpoints.ngo

Details of Presentation Information about Turning Points Collaborative, the services we provide and our current reach in Enderby.

Desired Action from Council (check all that apply)

- [x] Information Only
- [ ] Proclamation
- [ ] Funding Request
- [ ] Policy or Resolution

Please describe desired action in detail Tate reached out to see if we were interested in providing Council w/ a presentation around what TPCS offers in Enderby + area.

Please attach any supporting documentation or presentation materials related to your delegation request. Please provide to staff at least one day in advance a digital copy of any presentation materials that you wish to have projected onto the conference screen.

CITY OF ENDERBY
DEVELOPMENT VARIANCE PERMIT APPLICATION

AGENDA

File No.: 0056-23-DVP-END

May 4, 2023

APPLICANT:	Mark Marino
OWNER:	The Board of Education of School District No. 83 (North Okanagan-Shuswap)
LEGAL DESCRIPTION:	LOT 1 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 26097
P.I.D:	005-260-159
CIVIC ADDRESS:	500 Bass Avenue, Enderby BC
PROPERTY SIZE:	3.98 hectares (9.84 acres)
PRESENT ZONING:	Assembly, Civic and Public Service (S.1)
O.C.P DESIGNATION:	School Site
PROPOSAL:	Erect a 120 ft^2 (11.15 m^2) wall sign
PROPOSED VARIANCE:	Increase the maximum copy for a wall sign from 45% of the sign area to 64% of the sign area

RECOMMENDATION:

THAT Council authorizes the issuance of a Development Variance Permit for the property legally described as LOT 1 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 26097 and located at 500 Bass Avenue, Enderby BC, to permit a variance to Section 310.4.b of the City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum copy area for a wall sign from 45% of the sign area to 64% of the sign area.

BACKGROUND:

This report relates to a Development Variance Permit application for the property located at 500 Bass Avenue, Enderby BC. The applicant is proposing to erect a 120 ft^2 (11.15 m^2) wall sign on the western face of the high school building at 500 Bass Avenue, as shown on the attached Schedule 'A'. In order to accommodate the proposed design of the wall sign, the applicant is requesting a variance Section 310.4.b of the City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum copy area for a wall sign from 45% of the sign area to 64% of the sign area.

Site Context

The property is 3.98 hectares (9.84 acres) in area and is used as a high school. The property is located on the south side of Bass Avenue and the west side of Kate Street, which are identified in Schedule 'C' of the City's Official Community Plan (OCP) as 'local roads'. The primary access to the property is off of Bass Avenue, with a secondary, service access off of Kate Street. The high school building is located in the eastern portion of the property, with the west portion being an open field.

The subject property is zoned Assembly, Civic and Public Service (S.1) and is designated in the OCP as a School Site. The Zoning and OCP designations of the surrounding properties are shown in Figures 1 and 2 below.

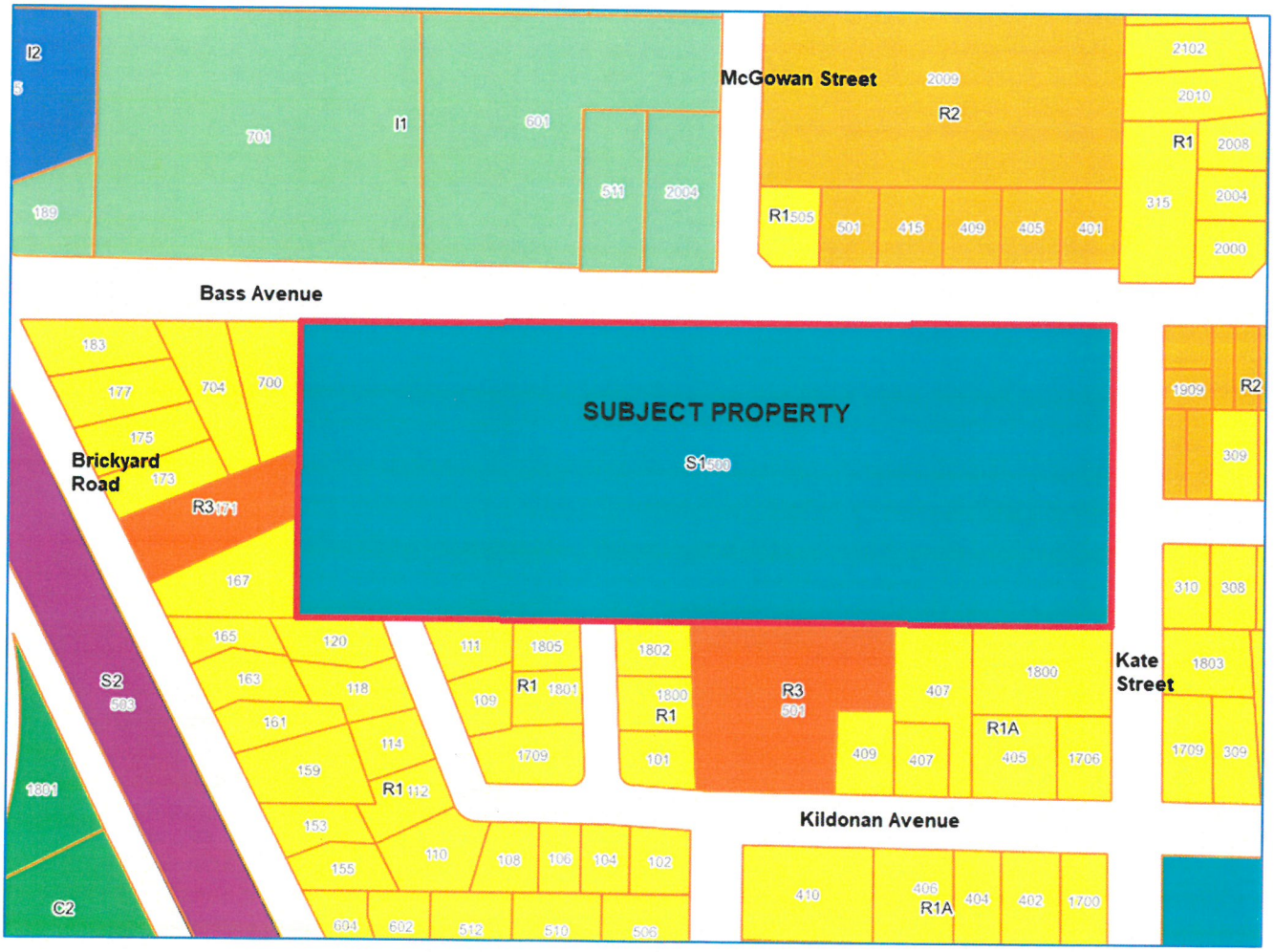


Figure 1: Zoning Map

Teal – Assembly, Civic and Public Service (S.1)
Yellow - Residential Single Family (R.1/R.1-A)
Brown – Residential Two Family (R.2)
Orange – Residential Multi-Family Medium Intensity (R.3)
Light Green – Light Industrial (I.1)
Purple – Transportation Corridor (S.2)

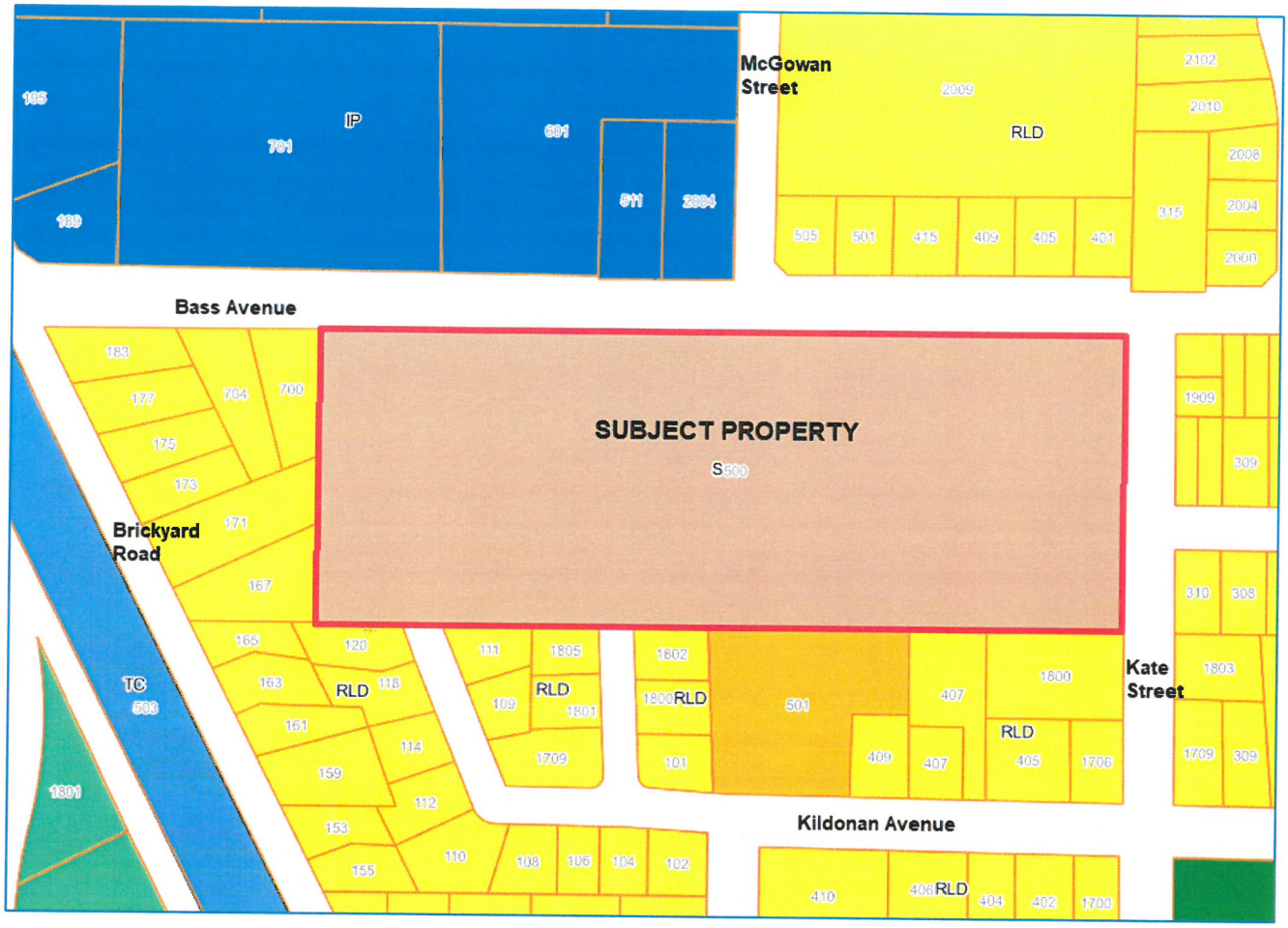


Figure 2: Official Community Plan Designation Map

Brown – School
Yellow – Residential Low Density
Orange – Residential Medium Density
Blue – General Industrial
Light Blue – Transportation Corridor

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 erect a 120 ft^2 (11.15 m^2) wall sign on the western face of the high school building, as shown on the attached Schedule 'A'. The wall sign will measure approximately 15 feet (4.6 m) in width and 8 feet (2.4 m) in height, and is intended to display the names of the graduating class for that year. In order to accommodate the proposed design of the wall sign, the applicant is requesting a variance to Section 310.4.b of the City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum copy area for a wall sign from 45% of the sign area to 64% of the sign area.

ZONING BYLAW:

The subject property is zoned Assembly, Civic and Public Service (S.1) and the permitted uses within this zone include accessory buildings, campgrounds, churches, auditoriums, youth centres, social halls, group camps, schools, nurseries, day cares, civic use, entertainment and recreation facilities, hospitals and

medical professionals, public service, retail sales of sporting goods, food concessions, and arts and crafts sales.

The proposal as compared to the Zoning Bylaw's sign regulations is as follows (highlighted items require a variance):

CRITERIA	ZONING REQUIREMENT	PROPOSAL
Sign area for wall signs (max.)	Square root of (the total wall area x 2) = 11.60 m^2 (124.82 square feet)	11.15 m^2 (120 square feet)
Copy area (max.)	45%	64%

The Zoning Bylaw defines 'copy', 'copy area' and 'sign area' as follows:

- *COPY means the wording on a sign surface.*
- *COPY AREA means the area(s) of the smallest geometric figure(s) which would enclose the copy of a sign.*
- *SIGN AREA means the area of the sign(s) within a perimeter which forms the outside shape including any frame which forms an integral part of the display.*

OFFICIAL COMMUNITY PLAN:

The following policies from the City of Enderby Official Community Plan relate to this development:

- Policy 2.2.c - To maintain and enhance the social well-being, development, and the quality of life for all citizens of Enderby.

- 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.

REFERRAL COMMENTS:

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

No comments of concern 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 310.4.b of the City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum copy area for a wall sign from 45% of the sign area to 64% of the sign area, as shown on the attached Schedule 'A'. 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 intent of the maximum copy area regulation is to ensure signs have sufficient white space in order to prevent them from becoming 'too busy' and a distraction for passing motorists; it is not anticipated that the requested variance would result in the proposed wall sign becoming a distraction for passing motorists given that sign is setback approximately 50 m (164 feet) from the edge of Bass Avenue and the sign is not intended to be viewed by passing motorists, but more so individuals who are on the property;
- The intent of the sign requires it to be text heavy and it is not anticipated that there is a practical way to legibly include all of the graduate names on the sign, while still adhering to both the maximum sign area and copy area requirements; and
- It is not anticipated that the proposed variance would negatively impact the use and enjoyment of the subject or surrounding properties.

SUMMARY

This report relates to a Development Variance Permit application for the property located at 500 Bass Avenue, Enderby BC. The applicant is proposing to erect a 120 ft^2 (11.15 m^2) wall sign on the western face of the high school building at 500 Bass Avenue, as shown on the attached Schedule 'A'. In order to accommodate the proposed design of the wall sign, the applicant is requesting a variance Section 310.4.b of the City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum copy area for a wall sign from 45% of the sign area to 64% of the sign area.

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

Prepared By:

Kurt Inglis, MCIP, RPP
Planner

Reviewed By:

Tate Bengtson
Chief Administrative Officer

THE CORPORATION OF THE CITY OF ENDERBY

DEVELOPMENT VARIANCE PERMIT APPLICATION

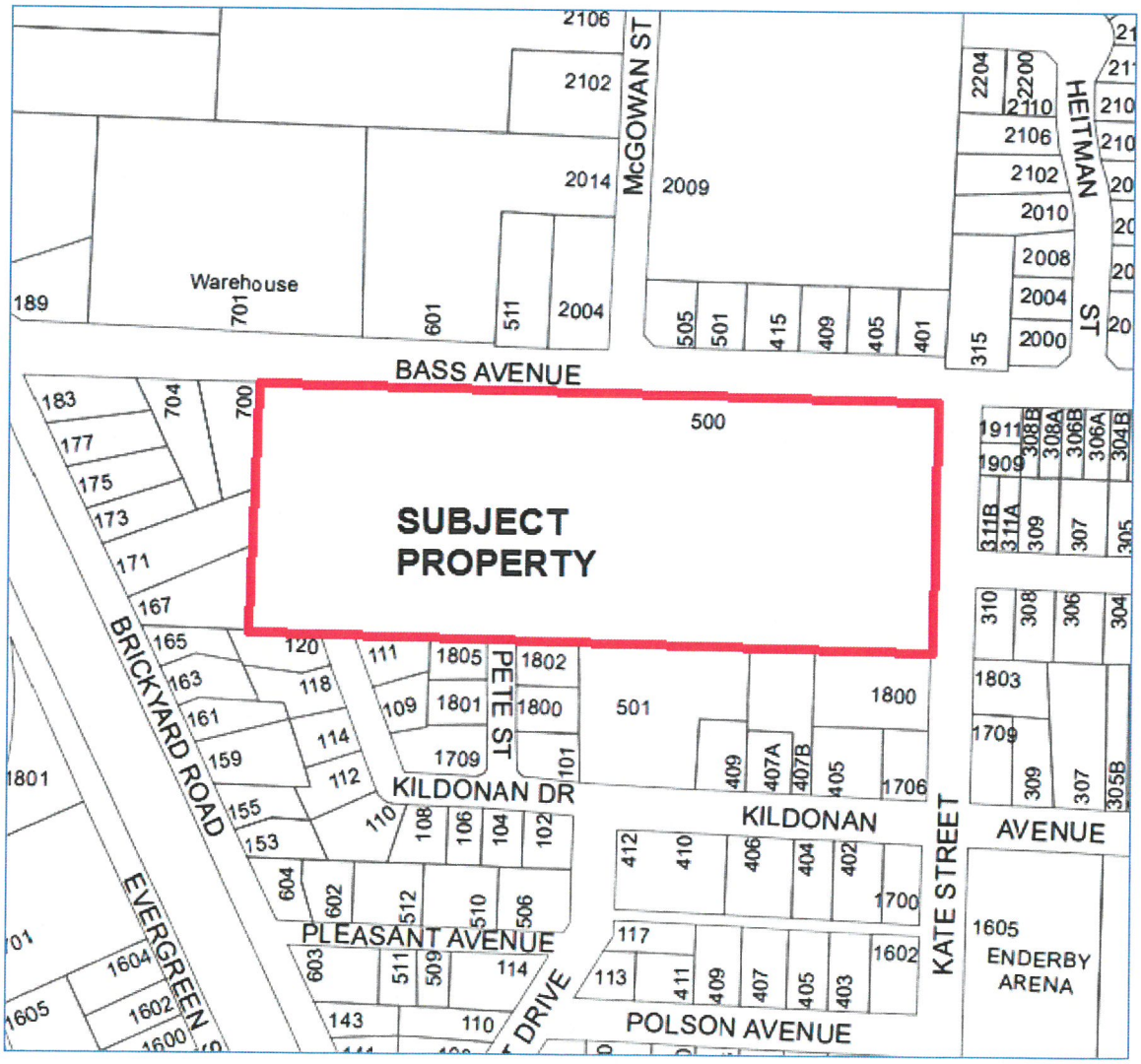
SUBJECT PROPERTY MAP

File: 0056-23-DVP-END (AL Fortune High School)

Owner: The Board of Education of School District No. 83 (North Okanagan-Shuswap)

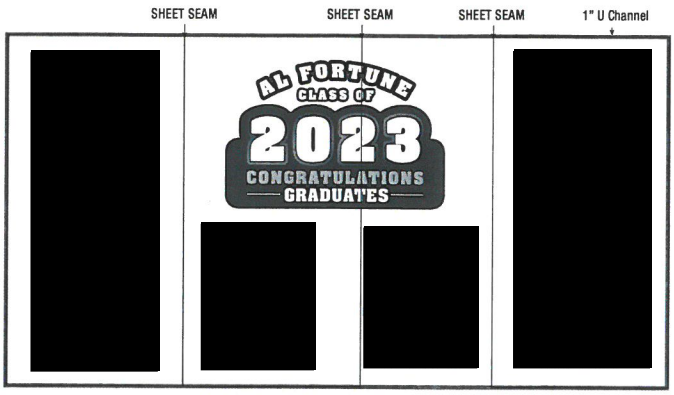
Applicant: Mark Marino

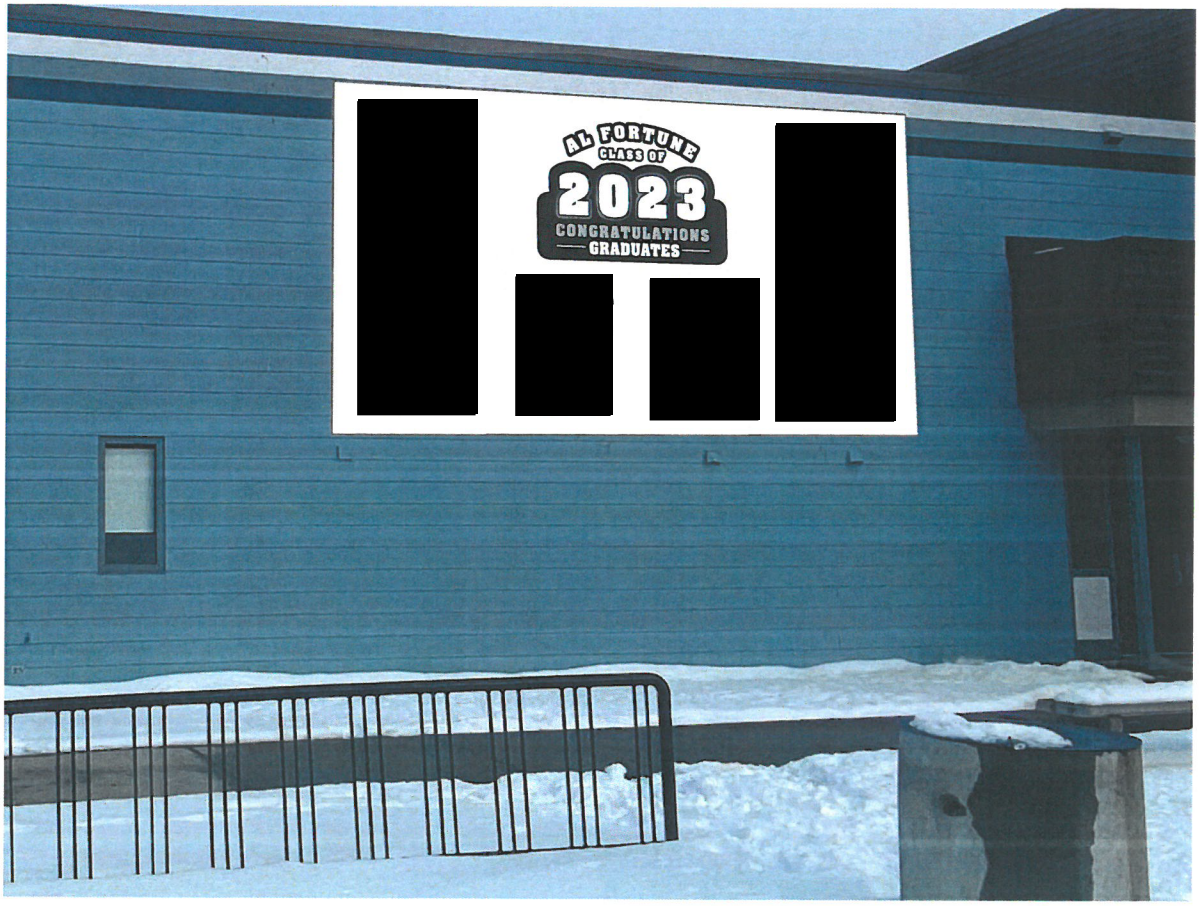
Location: 500 Bass Avenue, Enderby BC

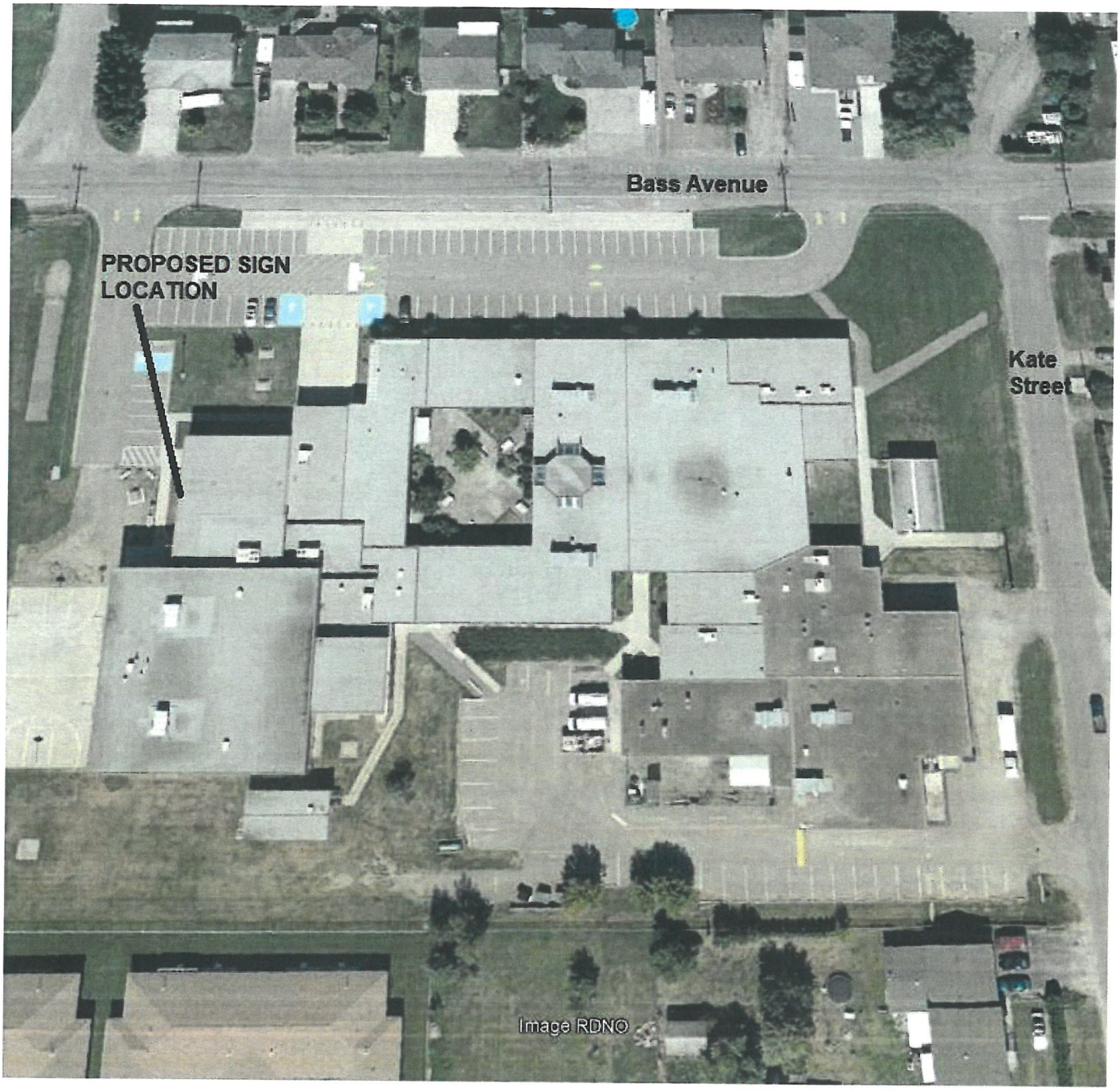


SCHEDULE 'A'

Qty. 1 - 180" x 96" Alupanel Signs (3 - 48"x 96" & 1 - 36"x 96" Panels)
Includes 1" Silver U Channel Frame Around Exterior






Bass Avenue
PROPOSED SIGN LOCATION
Kate Street
Image RDNO

AGENDA

CITY OF ENDERBY
DEVELOPMENT VARIANCE PERMIT APPLICATION

File No.: 0057-23-DVP-END

May 10, 2023

APPLICANT:	Ron Mandair
OWNERS:	Ron Mandair Viewmount Enterprise Ltd. Jagdeep and Jasjit Ladhar Amandeep Bassi Balwinder Rai Varinder Pandher 1257515 B.C. LTD. P.A.U. Enterprises Inc. Blue Gold Homes Ltd. Sarabjit and Harleen Minhas
LEGAL DESCRIPTIONS:	LOTS 1,2,4-34 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT PLAN EPP125705
P.I.Ds #:	031-891-331 031-891-357 031-891-365 031-891-373 031-891-381 031-891-390 031-891-403 031-891-411 031-891-420 031-891-438 031-891-446 031-891-454 031-891-462 031-891-471 031-891-489 031-891-497 031-891-501 031-891-519 031-891-527 031-891-535 031-891-543 031-891-551 031-891-560 031-891-578 031-891-586 031-891-594 031-891-608 031-891-616 031-891-624 031-891-632 031-891-641 031-891-659 031-891-667
CIVIC ADDRESS:	2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC
PROPERTY SIZES:	424.6 m^2 (4,570 square feet) – 825.8 m^2 (8,889 square feet)
ZONING:	Residential Two Family (R.2)
O.C.P DESIGNATION:	Residential Low Density
PROPOSAL:	Construct single-family dwellings
PROPOSED VARIANCES:	Reduce the minimum front and rear yard setbacks for single-family dwellings

RECOMMENDATION:

THAT Council authorizes the issuance of a Development Variance Permit for the properties legally described as LOTS 1,2,4-34 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT PLAN EPP125705 and located at 2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC, to permit a variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- 603.10.b.i by reducing the minimum front yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet); and
- 603.10.d.i by reducing the minimum rear yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet).

BACKGROUND:

This report relates to a Development Variance Permit application for the properties legally described as LOTS 1,2,4-34 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT PLAN EPP125705 and located at 2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC. The applicant is seeking variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014, as part of the construction of single-family dwellings on the properties:

- 603.10.b.i by reducing the minimum front yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet); and
- 603.10.d.i by reducing the minimum rear yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet).

Site Context:

The subject properties were recently created through a 34-lot subdivision of a 5.63 acre parcel. The properties range in size from 424.6 m^2 (4,570 square feet) – 825.8 m^2 (8,889 square feet). The adjacent roadways are currently under construction; the subdivision was permitted to be completed without the road construction being complete, given that the City received security to guarantee the works.

All of the properties, except for Lot 34, are located within the 1:200-year floodplain.

The subject property and several properties to the south are zoned Residential Two Family (R.2) and are designated in the OCP as Residential Low Density. The properties to the east and southeast are zoned Residential Single Family (R.1) and are designated in the OCP as Residential Low Density. The properties to the north are zoned Country Residential (C.R) and are designated in the OCP as Agricultural. The properties to the west are zoned Light Industrial (I.1) and are designated in the OCP as Light Industrial.

The following map shows the Zoning designation of the subject and surrounding properties:

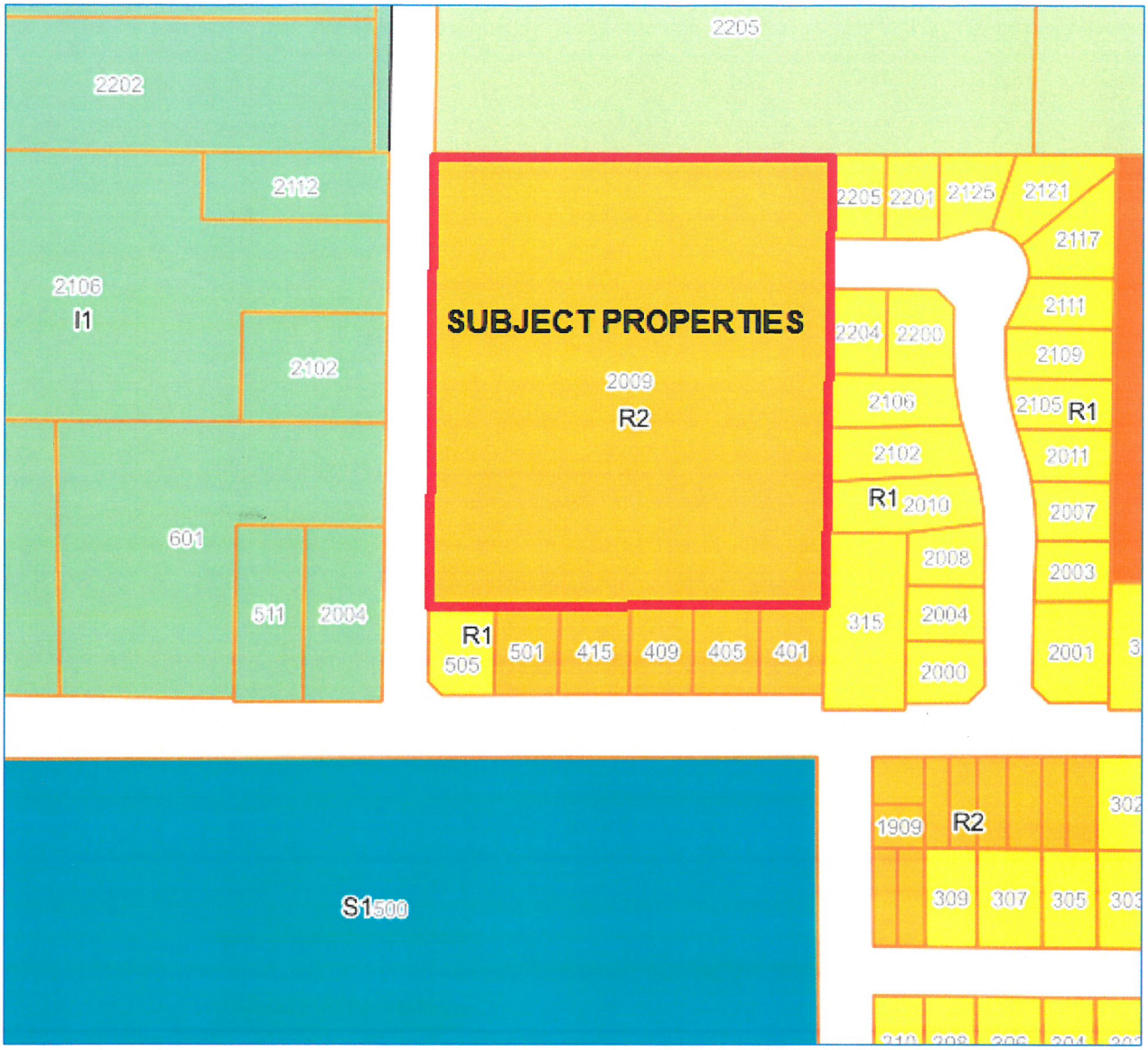


Figure 1: Zoning Map

Orange – Residential Two Family (R.2)
Yellow – Residential Single Family (R.1/R.1-A)
Light Green – Country Residential (C.R)
Green – Light Industrial (I.1)
Teal - Assembly, Civic and Public Service (S.1)

The following orthophoto of the subject and surrounding properties was taken in 2022:



Figure 2: Orthophoto

The Proposal

The subject properties are zoned Residential Two Family (R.2) which allows for both the construction of either single-family dwellings and two-family dwellings. For properties slated for single-family development, the applicant is seeking variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- 603.10.b.i by reducing the minimum front yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet); and

- 603.10.d.i by reducing the minimum rear yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet).

ZONING BYLAW:

The property is currently zoned Residential Two Family (R.2); uses permitted within this zone include:

- Accessory residential;
- Boarding, lodging or rooming houses;
- Convalescent, nursing, and personal care homes;
- Restricted agricultural use;
- Single family dwellings;
- Two family dwellings;
- Attached secondary suites;
- Bed and breakfasts; and
- Civic and public service use.

The minimum lot area provisions for the R.2 zone are as follows:

a. *450 m^2 (4,844 square feet) for single family dwellings; or
b. 700 m^2 (7,535 square feet) for two family dwellings; or
c. 560 m^2 (6,028 square feet) for convalescent, nursing, and personal care home use; or
d. 350 m^2 (4,036 square feet) for each half of a two family dwelling subdivided as per Section 603.10.e of the Zoning Bylaw.

* A Zoning Text Amendment was authorized in 2021 which reduced the minimum lot size for single-family dwellings on the properties from 450 m^2 (4,844 square feet) to 350 m^2 (3,767 square feet).

OFFICIAL COMMUNITY PLAN:

The following policies from the City of Enderby Official Community Plan relate to this development:

- 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.

REFERRAL COMMENTS:

The application was referred for comment to the City of Enderby Public Works Manager, Building Inspector, and Fire Chief.

No comments of concern 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 603.10.b.i and 603.10.d.i of the City of Enderby Zoning Bylaw No. 1550, 2014 by reducing the minimum front and rear yard setback areas for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet). 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 minimum front and rear yard setback requirements for single-family dwellings in other zones is 6 m (19.68 feet). The purpose of requiring single-family dwellings in the R.2 zone to have 8 m front and rear yard setbacks is to align them with the setback standard for two-family dwellings, thus providing consistency in the built environment. However, in this case the subject properties are located within an existing single-family neighbourhood which has predominantly 6 m (19.68 foot) front and rear setbacks for single-family dwellings; given this, permitting the requested variances would allow for consistency in the built environment between the new development and existing neighbourhood;
- As previously mentioned, the purpose of requiring single-family dwellings in the R.2 zone to have 8 m front and rear yard setbacks is to align them with the setback standard for two-family dwellings, thus providing consistency in the built environment when you have these types of dwellings interspersed throughout a neighbourhood; however, only 7 of the 34 lots in the subject development are of sufficient area to accommodate two-family dwellings, therefore the vast majority of the development will be single-family dwellings and reducing the front and rear yard setbacks for single-family dwellings to 6 m (which is the standard setback for single family dwellings in all other residential zones) would be appropriate; and
- It is not anticipated that the proposed variances would negatively impact the use and enjoyment of the subject or surrounding properties.

SUMMARY

This report relates to a Development Variance Permit application for the properties legally described as LOTS 1,2,4-34 DISTRICT LOT 226 KAMLOOPS DIVISION YALE DISTRICT PLAN EPP125705 and located at 2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC. The applicant is seeking variances to the following Sections of the City of Enderby Zoning Bylaw No. 1550, 2014, as part of the construction of single-family dwellings on the properties:

- 603.10.b.i by reducing the minimum front yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet); and

- 603.10.d.i by reducing the minimum rear yard setback area for single-family dwellings from 8 m (26.25 feet) to 6 m (19.68 feet).

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

Reviewed By:

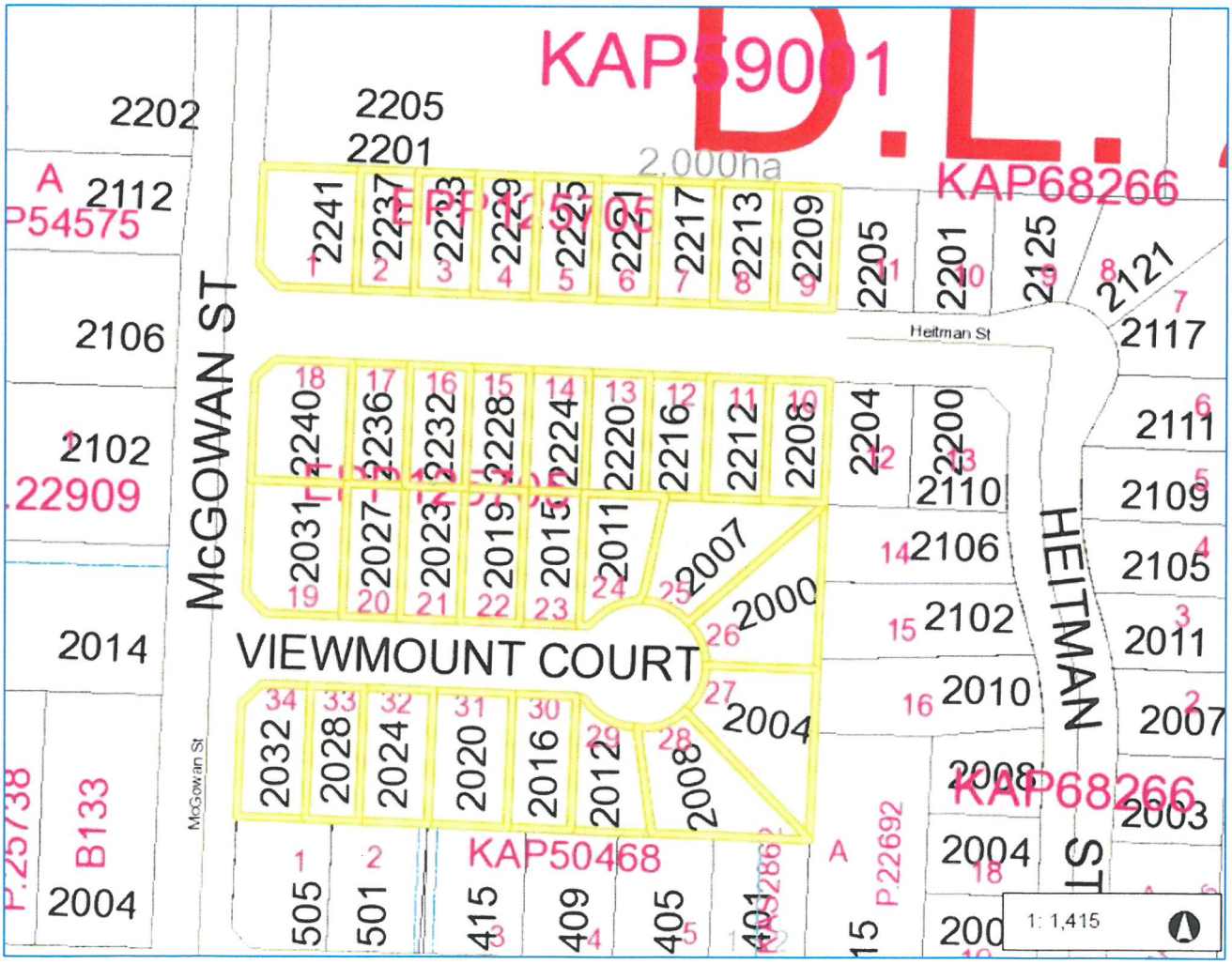
Tate Bengtson
Chief Administrative Officer

THE CORPORATION OF THE CITY OF ENDERBY

DEVELOPMENT VARIANCE PERMIT APPLICATION

SUBJECT PROPERTY MAP

File:	**0057-23-DVP-END (Mandair)**
Owners:	**Viewmount Enterprise Ltd., Jagdeep and Jasjit Ladhar, Amandeep Bassi, Balwinder Rai, Varinder Pandher, 1257515 B.C. LTD., P.A.U. Enterprises Inc., Blue Gold Homes Ltd., Sarabjit and Harleen Minhas**
Applicant:	**Ron Mandair**
Location:	**2208-2241 Heitman Street (excluding 2233 Heitman Street) and 2000-2032 Viewmount Court, Enderby BC**



PLAN EPP125705

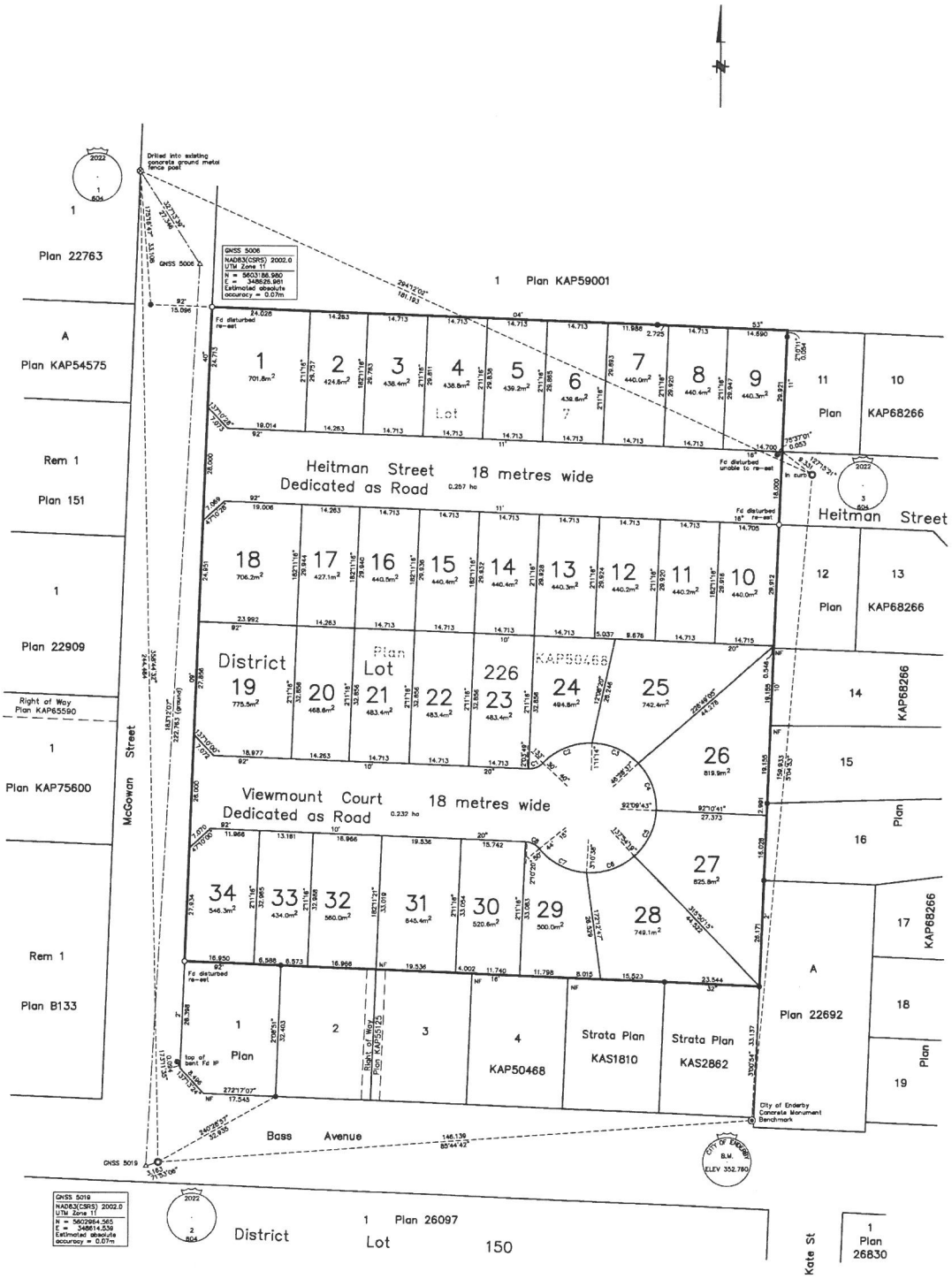
Subdivision Plan of Lot 7, District Lot 226, K(O)DYD, Plan KAP50468

Scale 1:500 BCGS 82L.055

10 5 0 10 20 30 40 50

All distances are in metres.

The intended plot size of this plan is 560mm in width by 864mm in height (D size) when plotted at a scale of 1:1000



CURVE TABLE		
curve	arc	radius
C1	3.936	4.645
C2	13.314	16.000
C3	12.847	16.000
C4	12.758	16.000
C5	12.774	16.000
C6	12.842	16.000
C7	13.281	16.000
C8	3.956	4.670

LEGEND

Grid bearings are derived from differential dual frequency GNSS observations and are referred to the central meridian of UTM Zone 11.

This plan shows horizontal ground level distances, unless otherwise specified. To compute grid distances, multiply ground level distances by the average combined factor of 0.9998286. The average combined factor has been determined based on an ellipsoidal elevation of 337.0 metres.

The UTM coordinates and estimated absolute accuracy achieved are derived from differential dual frequency GNSS observations post processed using the Natural Resources Canada Precise Point Positioning Service.

- ● Standard Iron Post Found (OIP)
- ○ Standard Iron Post Placed (IP)
- △ Traverse Hub Placed
- ⊗ Standard Capped Post Placed
- ◉ City of Enderby Concrete Post Found
- ○ Standard Rock Post Placed
- Fd Denotes Found
- NF Denotes Nothing Found
- re-set Denotes re-established

Block outline monumentation has been approved for this plan.

LTSA File No.: 10500-30-1686

This plan lies within the jurisdiction of the Approving Officer for the City of Enderby

This plan lies within the Regional District of North Okanagan

The field survey represented by this plan was completed on the 15th day of November, 2022

Joseph Charles Johnson, BCLS (604)

BROWNE JOHNSON LAND SURVEYORS
B.C. AND CANADA LANDS
SALMON ARM, B.C. 250-832-9701
File: 612-22 Fb. RI36 p. 95
612-22.raw

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1770

A BYLAW TO PROVIDE FOR ALTERNATIVE MEANS OF PUBLICATION FOR PUBLIC NOTICES REQUIRED PURSUANT TO SECTION 94 OF THE *COMMUNITY CHARTER*

WHEREAS pursuant to Section 94.2(1) of the *Community Charter*, a Council may, by bylaw, provide for alternative means of publishing a notice instead of publishing the notice in a newspaper in accordance with Section 94.1(1)(a) and (b);

AND WHEREAS pursuant to Section 94.2(2) of the *Community Charter*, a bylaw adopted under that section must specify at least two means of publication by which a notice is to be published, not including posting in the public notice posting places;

AND WHEREAS Council has considered the "principles for effective public notice" as set out in the *Public Notice Regulation* and considers that the alternative means of publication set out in this bylaw are consistent with those principles;

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

1. CITATION

This bylaw may be cited as the "City of Enderby Public Notice Bylaw No. 1770, 2023".

2. ALTERNATIVE MEANS OF PUBLICATION

Any notice required to be given or published under Section 94 of the *Community Charter* shall be provided by using each of the following methods, not including posting in the Public Notice Posting Places as defined in the City of Enderby Council Procedure Bylaw:

- One edition of a local or regional print newspaper; and
- City of Enderby website.

The timing and duration of the notices shall be in accordance with Section 94.2(5)(b) and (c) of the *Community Charter*.

READ a FIRST time this 1st day of May, 2023.

READ a SECOND time this 1st day of May, 2023.

READ a THIRD time this 1st day of May, 2023.

ADOPTED this day of , 2023.

_____ _____

MAYOR CORPORATE OFFICER

THE CORPORATION OF THE CITY OF ENDERBY

AGENDA

MEMO

To: Tate Bengtson, Chief Administrative Officer

From: Kurt Inglis, Planner

Date: May 10, 2023

Subject: Update to Public Notice Advertising Fees for Development Applications – Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1771, 2023

RECOMMENDATION

THAT Council gives Three Readings to City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1771, 2023.

BACKGROUND

The *Community Charter* requires local government to provide notice to the public on a variety of matters, including public hearings, road closures, alternative approval processes, and land dispositions. Previously, the *Community Charter* specified that for these types of matters, the required public notice had to be in the form of publishing notices in a weekly newspaper, once each week for two consecutive weeks. However, the *Community Charter* was recently amended to maintain "default" publication requirements (i.e. publishing a public notice in a local newspaper for two consecutive weeks) but also allowing local governments to adopt a bylaw to provide for an alternative means of publication in lieu of the default requirements.

At its Regular Meeting of May 1, 2023, Council gave Three Readings to City of Enderby Public Notice Bylaw No. 1770, 2023 which introduced alternative means of publication for public notices required under Section 94 of the *Community Charter*; these alternative means of publication include:

- Posting on the City of Enderby website; and
- Advertising in one edition of a local or regional print newspaper.

This hybrid model strikes a balance between reducing advertising costs for the City and applicants (i.e. will only need to pay for one print newspaper advertisement versus two) yet still supporting local print media, while also broadening the reach of public notices given that it involves both print and digital media formats.

Council also directed Staff to prepare a corollary amendment to the Fees and Charges Bylaw in order to update the 'Public Notice Advertising' fees for development applications to reflect the costs associated with the alternative means of publication for public notices. The current 'Public Notice Advertising' fee for development applications is $900, which reflects running two print newspaper advertisements,

consistent with the previous base requirements under the *Community Charter*; the one exception is Joint Rezoning/OCP Amendment applications which have a Public Notice Advertising fee of $1,100, given that they require slightly larger advertisements as they reference multiple bylaws. Staff are now advancing City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1771, 2023 to Council for Three Readings, with the Bylaw reflecting an updated 'Public Notice Advertising' fee of $450 for development applications, except for Joint Rezoning/OCP Amendment applications which have a fee of $550; this fee structure captures:

- The average costs of running a single advertisement for a development application in a local or regional newspaper (although it is anticipated that the majority of advertisements will be run in a local newspaper, there may the need to periodically run advertisements in a regional newspaper given that the local newspaper has a more limited publication schedule); and
- The Staff time associated with posting notices on the City of Enderby website.

Respectfully Submitted,

Kurt Inglis
Planner

THE CORPORATION OF THE CITY OF ENDERBY

BYLAW NO. 1771

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. 1771, 2023".

2. Schedule "8" of the City of Enderby Fees and Charges Bylaw No. 1479, 2010 is deleted and Schedule "8" attached to and forming part of this bylaw is substituted therefore.

READ a FIRST time this day of , 2023.

READ a SECOND time this day of , 2023.

READ a THIRD time this day of , 2023.

ADOPTED this day of , 2023.

MAYOR

CORPORATE OFFICER

SCHEDULE 8

DEVELOPMENT APPLICATIONS FEES

Administered through the Development Applications Procedures Bylaw and Subdivision Servicing and Development Bylaw

DEVELOPMENT APPLICATIONS FEES	
Application Type	**Fee**
Rezoning/Zoning Bylaw Amendment - Public Notice Advertising	$900 $450
Official Community Plan Amendment - Public Notice Advertising	$900 $450
Joint Official Community Plan Amendment / Zoning Bylaw Amendment - Public Notice Advertising	$1,100 $550
Temporary Use Permit - Public Notice Advertising	$700 $450
Development Variance Permit	$800
Board of Variance	$800
Land Use Contract – Vary or Discharge	$750
Provincial Non-Medical Cannabis Retail License Referral Application (Not collected if accompanied by a Zoning Bylaw Amendment)	$1,000
Subdivision - Base Fee - Each Additional Lot Created	 $1,000 $155
Boundary Adjustment	$800
Preliminary Layout Review Extension	$200
Subdivision Application Revision	$200
Inspection Fees	3% of the first $500,000 (minimum $1,000) 2% on the second $500,000 1% on the balance over $1,000,000 (of the estimated costs of constructing services as approved by the City Engineer)
Engineering Plan Resubmission Fees	$250 per sheet reviewed after the second submission
Strata Conversion of Previously Occupied Building	$1,000
Lot Frontage Waiver Request	$300
Floodplain Exemption Request	$600
Campground Permit - First 50 Camping Spaces - Each Additional Camping Space	 $100 $2
Legal Document Amendment or Discharge - No Council Resolution Required	 $400

- Council Resolution Required - Public Notice Advertising	$1,100 $450
Secondary Suite Decommission Application *Note: In the event a decommissioned suite is rented without notification provided to the City, the applicable fees and charges will be charged retroactively and a 10% penalty will be applied to the property.	$25 *See Note

RDNO Building Permits Issued Comparison for Year/Month - Summary

Area: CITY OF ENDERBY **Category:** BUILDING PERMITS **Year:** 2023 **Month:** 04

Folder Type	2023 / 04 Permits Issued	2023 / 04 Res. Units Created	2023 / 04 Building Value	2022 / 04 Permits Issued	2022 / 04 Res. Units Created	2022 / 04 Building Value	2023 to 04 Permits Issued	2023 to 04 Res. Units Created	2023 to 04 Building Value	2022 to 04 Permits Issued	2022 to 04 Res. Units Created	2022 to 04 Building Value
ACCESSORY BUILDING	0	0	0	0	0	0	0	0	0	0	0	0
AGRICULTURAL BUILDING	0	0	0	0	0	0	0	0	0	0	0	0
COMMERCIAL BUILDING	0	0	0	0	0	0	0	0	0	0	0	0
DEMOLITION	0	0	0	0	0	0	0	0	0	0	0	0
END - ACCESSORY BUILDING	0	0	0	1	0	60,000	1	0	8,259	1	0	60,000
END - COMMERCIAL BUILDING	0	0	0	1	0	150,000	1	0	100,000	1	0	150,000
END - DEMOLITION	0	0	0	1	0	0	0	0	0	1	0	0
END - INDUSTRIAL BUILDING	0	0	0	0	0	0	0	0	0	0	0	0
END - MANUFACTURED HOME	0	0	0	0	0	0	0	0	0	0	0	0
END - MODULAR HOME	0	0	0	0	0	0	0	0	0	0	0	0
END - MULTI FAMILY DWELLING	0	0	0	0	0	0	0	0	0	1	2	754,432
END - PLUMBING	0	0	0	0	0	0	0	0	0	0	0	0
END - RETAINING WALL	3	0	90,000	0	0	0	3	0	90,000	0	0	0
END - SFD W/SUITE	0	0	0	0	0	0	0	0	0	0	0	0
END - SIGN	1	0	1,000	0	0	0	1	0	1,000	0	0	0
END - SINGLE FAMILY DWELLING	0	0	0	1	0	12,969	9	6	2,633,400	4	1	727,120
INDUSTRIAL BUILDING	0	0	0	0	0	0	0	0	0	0	0	0
INSTITUTIONAL	0	0	0	0	0	0	0	0	0	0	0	0
MANUFACTURED HOME	0	0	0	0	0	0	0	0	0	0	0	0
MODULAR HOME	0	0	0	0	0	0	0	0	0	0	0	0
MULTI FAMILY DWELLING	0	0	0	0	0	0	0	0	0	0	0	0
OLD PIMS PERMITS	0	0	0	0	0	0	0	0	0	0	0	0
PLUMBING	0	0	0	0	0	0	0	0	0	0	0	0
POOL	0	0	0	0	0	0	0	0	0	0	0	0
RETAINING WALL	0	0	0	0	0	0	0	0	0	0	0	0
SIGN	0	0	0	0	0	0	0	0	0	0	0	0
SINGLE FAMILY DWELLING	0	0	0	0	0	0	0	0	0	0	0	0
SOLID FUEL BURNING APPLIANC	0	0	0	0	0	0	0	0	0	0	0	0
Report Totals	**4**	**0**	**91,000**	**4**	**0**	**222,969**	**15**	**6**	**2,832,659**	**8**	**3**	**1,691,552**

AGENDA

THE CORPORATION OF THE CITY OF ENDERBY

AGENDA

MEMO

To: Tate Bengtson, Chief Administrative Officer

From: Kurt Inglis, Planner

Date: May 11, 2023

Subject: Bylaw Enforcement Statistics for First Period of 2023 (January - April)

RECOMMENDATION

THAT Council receives this memorandum for information.

BACKGROUND

The bylaw enforcement statistics for the first period of 2023 (January - April) are attached to this memorandum as Appendix "A"; the highlights of these statistics are as follows:

- A total of 40 complaints were received between January 1, 2023 and April 30, 2023, which is a significant decrease from the 73 complaints that were received for the first period of 2022; the key drivers in this reduction include:
    - Milder weather for the months of January and February which resulted in fewer snow related bylaw complaints; and
    - The residents of a particular property that were 'frequent flyers' for bylaw infractions have since relocated.
- The most common complaints were related to excessive barking, unsightly properties and parked vehicles interfering with snow plowing operations (combined 45% of complaints).
- Of the 40 complaints, 23 (57.55%) were resolved through voluntary compliance or were already compliant upon investigation.
- The following enforcement measures were undertaken:
    - 13 warnings issued;
    - 2 Orders to Comply issued; and
    - 1 Bylaw Notice issued.

Respectfully Submitted,

Kurt Inglis
Planner

Appendix "A" - BYLAW COMPLAINT STATISTICS FOR FIRST PERIOD OF 2023 (JAN-APR)

BREAKDOWN OF COMPLAINTS		
Category	**No. of Complaints**	**Percentage of Complaints**
Dogs	16	40%
Property	13	32.5%
Parking/Traffic	8	20%
Nuisance	2	5%
Zoning	1	2.5%
TOTAL	**40**	
Identified By	**Bylaw Enforcement / Staff**	**Public**
	11 (27.5%)	29 (72.5%)

DOG COMPLAINTS		
Type	**No. of Complaints**	**Percentage of Dog Complaints**
Excessive barking	9	56.3%
Aggressive dog	3	18.8%
Dog at large	3	18.8%
Dog on dog attack	1	6.3%
TOTAL	**16**	
Complaints Per Jurisdiction	**Enderby**	**Area 'F'**
	11 (68.8%)	5 (31.2%)

PROPERTY COMPLAINTS		
Type	**No. of Complaints**	**Percentage of Property Complaints**
Unsightly property	5	38.5%
Deposit snow/ice on to roadway	3	23.1%
Failure to remove wildlife attractant	2	15.4%
Damage to municipal property	1	7.7%
Failure to remove snow/ice from sidewalk	1	7.7%
Unlawful burning	1	7.7%
TOTAL	**13**	

PARKING/TRAFFIC COMPLAINTS		
Type	**No. of Complaints**	**Percentage of Parking/Traffic Complaints**
Parked vehicle interfering with snow plowing operations	4	50%
Unlawful parking	3	37.5%
Obstruct flow of vehicular traffic	1	12.5%
TOTAL	**8**	

NUISANCE COMPLAINTS		
Type	**No. of Complaints**	**Percentage of Nuisance Complaints**
Excessive noise	1	50.0%
Offensive odour emanating from property	1	50.0%
TOTAL	**2**	

ZONING COMPLAINTS		
Type	**No. of Complaints**	**Percentage of Zoning Complaints**
Unlawful use	1	100.0%
TOTAL	**1**	

AGENDA

THE CORPORATION OF THE CITY OF ENDERBY

MEMO

To: Tate Bengtson, CAO

From: Jennifer Bellamy, CFO

Date: May 4, 2023

Subject: Restorative Justice Funding

RECOMMENDATION

THAT Council provides the Canadian Mental Health Association with an annual grant of $751 to fund restorative justice, upon receipt of the Association's most recent financial statements;

AND THAT Council advises the Regional District of North Okanagan that the City of Enderby will contribute the funding directly, rather than through a regional service;

AND FURTHER THAT Council sends a letter to the Minister of Public Safety and Solicitor General requesting that the costs of operating restorative justice be funded fully through the Province.

OR

THAT Council does not provide an annual grant to the Canadian Mental Health Association to fund restorative justice as the service is a responsibility of the provincial government.

BACKGROUND

Attached is correspondence from the Regional District of North Okanagan regarding an annual funding request from the Canadian Mental Health Association (CMHA) for restorative justice funding. CMHA is requesting $15,000 in annual funding, of which Enderby's share would be $751. Also attached is information on restorative justice services.

This request has been presented to Council a number of times in the past. Council has previously declined the funding requests as the service should be funded through the provincial government, rather than through local property taxes. This concern has been brought forward to the Province numerous times through UBCM in the last two decades. Attached is the most recent resolution and provincial response.

If Council supports the funding request, the funds can be provided directly to CMHA, which will avoid the costs/resources associated with a regional service. Council has $2,000 in undedicated grant funding included in the budget, which would fund this request.

Respectfully submitted,

Jennifer Bellamy
Chief Financial Officer

REGIONAL DISTRICT NORTH OKANAGAN

MEMBER MUNICIPALITIES:

CITY OF ARMSTRONG	VILLAGE OF LUMBY
CITY OF ENDERBY	CITY OF VERNON
DISTRICT OF COLDSTREAM	TOWNSHIP OF SPALLUMCHEEN

ELECTORAL AREAS:

"B" – SWAN LAKE	"E" – CHERRYVILLE
"C" – BX DISTRICT	"F" – ENDERBY (RURAL)
"D" – LUMBY (RURAL)	

OFFICE OF: CORPORATE SERVICES OUR FILE No.: 0560.03

April 26, 2023

VIA EMAIL

Nicole Cressman, Corporate Officer
City of Armstrong
3570 Bridge Street, Box 40
Armstrong, BC V0E1B0
ncressman@cityofarmstrong.bc.ca

Keri-Ann Austin, Director, Corporate Administration
District of Coldstream
9901 Kalamalka Road
Coldstream, BC V1B 1L6
kaustin@coldstream.ca

Tate Bengtson, Chief Administrative Officer
City of Enderby
619 Cliff Avenue
Enderby, BC V0E 1V0
tbengtson@cityofenderby.com

Tom Kadla, Chief Administrative Officer
Village of Lumby
1775 Glencaird Street, PO Box 430
Lumby, BC V0E 2G0
tomk@lumby.ca

Cindy Webb, Corporate Officer
Township of Spallumcheen
4144 Spallumcheen Way
Spallumcheen, BC V0E 1B6
cindy.webb@spallumcheentwp.bc.ca

Andrew Hunsberger, Manager, Rural Services
Regional District of North Okanagan
9848 Aberdeen Road
Coldstream, BC V1B 2K9
andrew.hunsberger@rdno.ca

Re: Restorative Justice Funding

In summer 2022, the Board received a delegation from Julia Payson, Director, Canadian Mental Health Association and Margaret Clark, Manager, Restorative Justice, requesting funding from the Board of Directors for the Restorative Justice program now provided through the Canadian Mental Health Association (CMHA). The CMHA has requested $15,000 annual funding from the Regional District, exclusive of the City of Vernon. It is our understanding that the City of Vernon provides approximately $45,000 in annual funding and will continue their own separate annual funding for Restorative Justice.

We respectfully request that this matter be brought forward for consideration to your respective Council/Advisory Committee and advise our office if there is any interest from your jurisdiction to contribute to the Restorative Justice program offered through the Canadian Mental Health Association either on your own or through a new RDNO service.

The table below shows the percentage split of $15,000 among jurisdictions based on the 2023 Revised Roll (land and improvements) as provided by the BC Assessment Authority, if all jurisdictions, exclusive of the City of Vernon, were to participate in a new service.

Jurisdiction	% Split	Amount
Armstrong	9.6%	$1,433
Enderby	5.0%	$751
Coldstream	26.5%	$3,976
Spallumcheen	11.7%	$1,750
Lumby	3.7%	$556
Electoral Area B	12.8%	$1,921
Electoral Area C	12.9%	$1,930
Electoral Area D	5.7%	$863
Electoral Area E	1.8%	$270
Electoral Area F	10.3%	$1,550
Total	**100.0%**	**$15,000**

The total amount of $15,000 works out to be $0.63 on the average residential property assessed at $691,000, or $0.00091 per $1,000 of assessed value.

Statistical information provided by the Canadian Mental Health Association – Vernon & District Branch:

Restorative Justice Services for 2020 - 2022

*Year	Number of Referrals	Referrals Generated In					PWCH & PA Home Community *PWCH (Person who caused harm) *PA (Person Affected)							
		Vernon	Coldstream	Enderby	Lumby	Outside of V/NOD	Vernon	Armstrong	Coldstream	Enderby	Lumby	Enderby	No Fixed Address	Outside of V/NOD
2020	21	18	1	1	1		18			1	2	5	1	1
2021	16	13	2	1			15	1	3				1	1
2022	14	11	1		1	1	19		9		4			1
TOTALS	51	42	4	2	2	1	52	1	12	1	6	5	2	3

If you require further information, please contact myself at ashley.bevan@rdno.ca or Stephen Banmen, General Manager, Finance at stephen.banmen@rdno.ca.

Yours truly,

Ashley Bevan
Deputy Corporate Officer
/ab
cc: Janice Nicol, Manager, Legislative Services, City of Vernon
Julia Payson, Executive Director, CMHA – Vernon & District Branch

RESTORATIVE JUSTICE SERVICES



Restorative Justice provides a safe and supportive place for those seeking to address the impact of wrong-doing.

Restorative Justice allows victims, offenders, and their respective family members and friends to come together to explore how everyone has been affected by an offense or conflict and, when possible, to decide how to repair the harm.

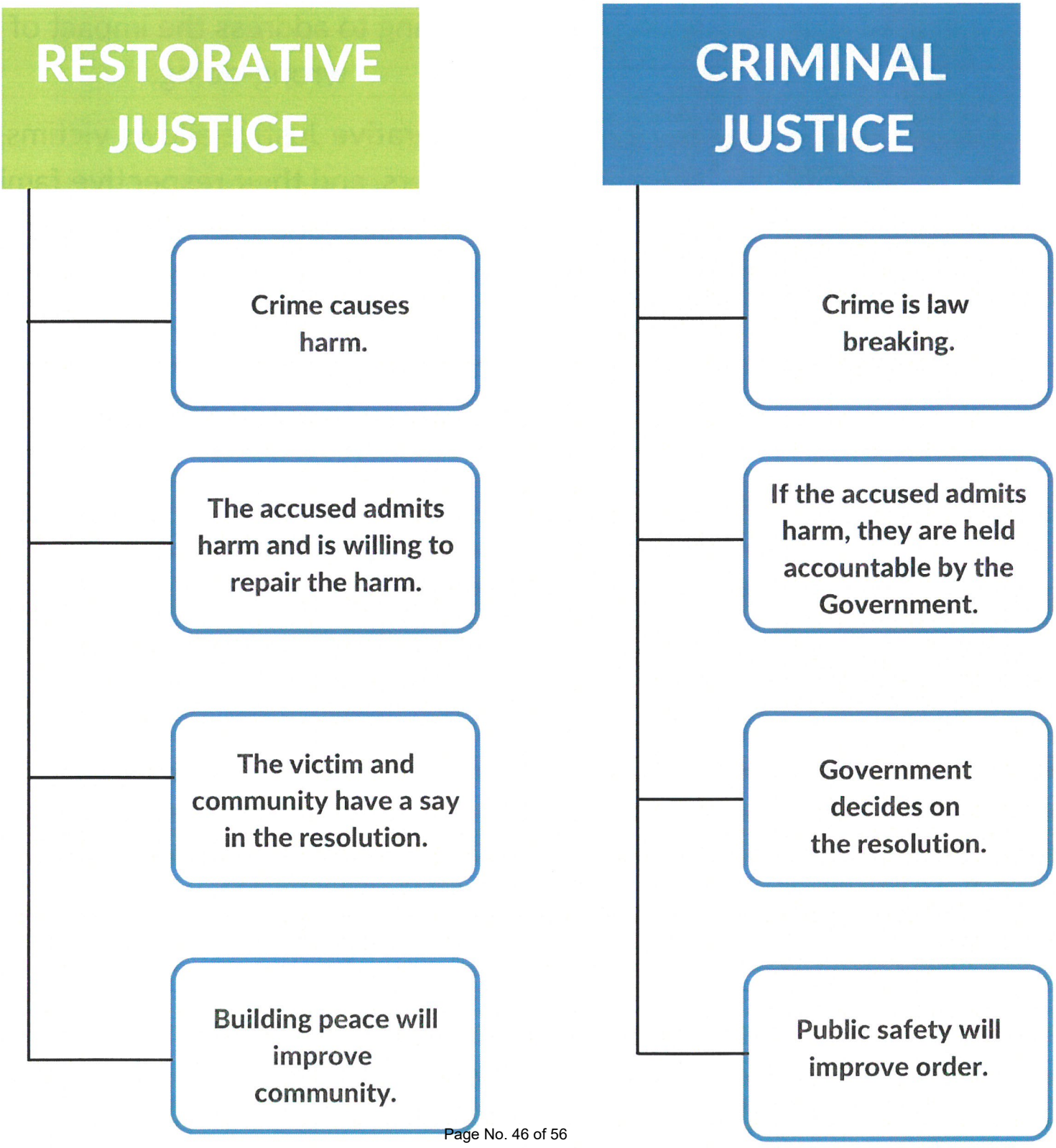
What is Restorative Justice?

Restorative Justice provides an alternative to the criminal justice system for individuals who have caused harm in their community.

- Provides opportunities for victims, accused, and communities affected by a crime to communicate (directly or indirectly) about the crime's causes, circumstances, and impact and address their related needs.
- It is based on the understanding that crime is a violation of people and relationships and is based on principles of respect, compassion, and inclusivity.
- Encourages meaningful engagement and accountability and provides an opportunity for healing, reparation, and reintegration.
- Uses processes, including conferences, dialogues, and circles, and is guided by skilled facilitators.
- It is a flexible process and can take different forms depending on the community, program, case, participants, or circumstances.

Restorative Justice contributes to a criminal justice system that is accessible, compassionate, and fair and promotes the safety and well-being of Canadians.

RESTORATIVE JUSTICE SERVICES
Comparing our Traditional Justice Goals with Restorative Justice Goals:



RESTORATIVE JUSTICE SERVICES
How it works:

1. Case must follow the BC's Restorative Justice Framework.

2. A referral is made to Restorative Justice.

3. A file is opened, and a Restorative Justice Team is established.

Since 2016 Restorative Justice has helped 2,337 members of our community.

4. The Restorative Justice Manager sets up interviews with all involved/affected to determine if the Restorative Justice process fits the situation. If yes, those directly affected/involved decide how they want to proceed. A Restorative Justice Circle is conducted, which allows the individual who experienced the harm, the individual who caused the harm, their respective supporters/guardians, and the Restorative Justice Team to come together. The Restorative Justice Circle is a time to address harmful behavior in a process that explores harms and needs, obligations, and necessary engagement.

5. The Restorative Justice Circle provides the individual who experienced the harm, the individual who caused the harm, and their respective supporters/guardians an opportunity to describe the incident and share their reactions and feelings related to the incident.

6. Through the Restorative Justice Circle, participants come to an agreement that addresses the needs of the person who experienced the harm and holds those who caused the harm meaningfully accountable for their actions.

7. The Restorative Justice Circle is closed once all parties agree to the activities and conditions of the agreement.

So far in 2022, Restorative Justice has had 9 referrals and has assisted 79 members of our community

RESTORATIVE JUSTICE SERVICES
Benefits to the Community:

Reduced recidivism:

Restorative Justice has a high rate of success in reducing repeat offenses. When communities reintegrate individuals after harm has been repaired, the likelihood of recidivism is greatly reduced. People who have offended have the opportunity to make things right, learn from the process, and put the matter behind them so that they can move forward with their life.

Increased safety:

With reduced recidivism comes a safer community. Restorative Justice empowers individuals to make their neighborhoods, cities, and towns safer places to live.

Cost effectiveness:

A restorative approach to crime saves money by preventing individuals from becoming part of the criminal justice system for offenses that can be resolved at the local level with community and victim participation.

A stronger community:

In addition to enhancing the safety and well-being of the community, Restorative Justice provides an opportunity to be part of the restorative process. Volunteering provides rich learning opportunities, new friends and connections, and meaningful ways to help other people and families in your community. Volunteering has been shown to build stronger and more cohesive communities within towns and neighborhoods.

Did you know?

- In Canada, modern-day Restorative Justice originated in the 1970s as mediation or reconciliation between victims and offenders.
- Across Canada, there are close to 500 Restorative Justice programs in operation today.

In 2021, Restorative Justice received 16 referrals and supported 102 members of our community.

RESTORATIVE JUSTICE SERVICES
Benefits to Victims:

Empowerment:

When victims are offered the opportunity to have a safe and facilitated dialogue with the person who harmed them, they feel empowered and invested in the process. Victims' needs are acknowledged and considered, which gives them a voice in an often impersonal system.

Meaningful dialogue:

Victims are given the opportunity to explain how they were harmed, get answers to their questions, and state what they need the offender to do to make amends.

Recovery:

Many are able to recover what was taken from them, whether it be material possessions or their sense of security and peace of mind.

RESTORATIVE JUSTICE SERVICES
Benefits to the Accused:

An opportunity to make it right:

People who offend have the opportunity to express remorse and apologize for their actions, benefiting themselves as well as their victims.

A timely resolution:

The process of Restorative Justice is swift in comparison to the criminal justice system so that offenders can more quickly make meaningful changes in their lives.

A high success rate:

Restorative Justice has a high rate of compliance or completion. Within a voluntary and non-coercive process, people who have offended tend to follow through on agreements that they have a part in creating.

"Restorative Justice is respect. Respect for all, even those who are different from us; even those who seem to be our enemies. Respect reminds us of our interconnectedness, but also of our differences. Respect insists we balance concerns for all parties. If we pursue justice as respect, we will do justice restoratively." ~ Howard Zehr

Canadian Mental Health Association
Vernon & District
Mental health for all

For more information:
www.cmhavernon.ca/restorative-justice/
P: 250-550-7846

Restorative Justice Funding

Year: 2020
Number: EB3
Sponsor(s): Colwood

Whereas between the years of 1999 and 2018, there have been 15 resolutions to UBCM from 11 local governments throughout BC, with 12 resolutions having been endorsed; And whereas Public Safety and Solicitor Generals community consultation process in 2018-2019 identified core and stable funding as the primary requirement for the success of restorative justice: Therefore be it resolved that UBCM request core, stable provincial government funding of at least 50,000 per year to each provincially-recognized restorative justice program operating in BC for long-term professional administrative staff support.

Provincial Response

Minister of Public Safety and Solicitor General This government is committed to enhancing the use of restorative justice RJ and we have been exploring opportunities to enhance its use across BC using a strategic, integrated, cross-sector approach. This work has included engaging with a broad range of stakeholders to promote greater collaboration and dialogue about RJ across the province. Based on feedback heard during these consultation sessions with key stakeholders, including community-based RJ programs, the ministry has revised the funding criteria for the Civil Forfeiture Crime Prevention and Remediation Grant Programs RJ stream so that it better meets the needs of RJ programs in BC. The ministry also increased to 30,000 the amount of one-time funding that RJ programs can apply for through the grant program. Through this program, the ministry provided over 950,000 to 33 RJ related projects in fiscal 20192020 including funding to support the Restorative Justice Association of BCs work to build its membership base and provide support and advocacy for RJ programs and services across the province. The ministry also currently supports community-based, volunteer-driven RJ programs through the Community Accountability Program CAP. There are currently 52 CAPs which accept approximately 1,061 referrals annually, primarily police-referred cases dealing with less serious crimes such as mischief and theft.

Convention Decision

Endorsed

Home > Convention & Resolutions > Resolutions > Resolutions Database > Restorative Justice Funding

THE CORPORATION OF THE CITY OF ENDERBY

AGENDA

MEMO

To: Mayor and Council

From: Tate Bengtson, CAO

Date: May 10, 2023

Subject: Business After 5 Supporting Contribution

RECOMMENDATION

THAT the City of Enderby co-sponsors the Enderby "Business After 5" event on May 17, 2023;

AND THAT a co-sponsorship contribution valued at $300 be provided to the event organizer, Community Futures of North Okanagan.

BACKGROUND

In the absence of an active local business association, there has been an increasing number of requests from the business community to re-establish opportunities for businesses to gather informally. This creates a way for business owners to support one another, welcome new business owners into the local community, and develop new trade relationships, all of which contribute to community economic development (specifically, business retention and expansion).

Community Futures of North Okanagan has taken steps to organize the resumption of these events, with the first scheduled for May 17, 2023 at the Enderby & District Museum & Archives.

Community Futures has asked the City of Enderby to co-sponsor event costs for the upcoming Business After 5. Community Futures is requesting $300 to help with event costs. If Council approves this request, these costs would be drawn from available funds in the grant line item of the City's financial plan.

Respectfully submitted,

Tate Bengtson
Chief Administrative Officer

SPLATSIN SDC Development Corporation

AGENDA

May 8, 2023

Waytk/Hello,

We are pleased to announce that Splatsin Develop Corporation will be hosting our 7th Annual "SDC Classic" golf fundraising tournament this year! Last year was our first event post-Covid and it was a tremendous success, raising $27,000 for Splatsin youth!

This year, all proceeds will be donated to the ***Splatsin Elders.***

The golf tournament will be held on September 15th, 2023. The cost is $200 which includes:

- 18 holes of golf
- Golf cart
- Bagged lunch
- Buffet dinner
- One complimentary drink ticket

There will be lots of fun and prizes to be had! We would love to see you and your colleagues, so please Save the Date!

If you are interested in participating this year, please complete and return the attached registration/sponsorship form. Please do not hesitate to contact me by phone at 250-838-0775 ext.131, or email at nik.visch@splatsindc.com.

We thank you in advance for your continued support of SDC and the Splatsin community.

Kukstsámc/Thank you,

Nik Vischschraper
Operations Manager
Splatsin Development Corporation

SDC CLASSIC
GOLF & CULTURAL EVENT

REGISTRATION FORM

7th ANNUAL SDC CLASSIC – Tournament Date: Friday, September 15, 2023

Company: _____ Contact Name: _____
Phone: _____ Email: _____

☐ Yes, we'd love to join you!

Golfer #1:
Full Name: _____ Email: _____
Dietary Restrictions: _____ Golf Experience or Handicap: _____

Golfer #2:
Full Name: _____ Email: _____
Dietary Restrictions: _____ Golf Experience or Handicap: _____

Golfer #3:
Full Name: _____ Email: _____
Dietary Restrictions: _____ Golf Experience or Handicap: _____

Golfer #4:
Full Name: _____ Email: _____
Dietary Restrictions: _____ Golf Experience or Handicap: _____

Entry Fee:
Golfers ____ x $200 = _____

Dinner Only?
Registrants ____ x $60 = _____

To promote networking, the SDC Classic often pairs golfers with other guests from other companies. If you would prefer to golf as your own foursome, please check this box: ☐

☐ Yes, we'd love to contribute!

☐ GOLD SPONSOR ($5,000+) _____ (includes 4 free golf registrations)
☐ SILVER SPONSOR ($3,000+) _____ (includes 2 free golf registrations)
☐ BRONZE SPONSOR ($1,000+) _____ (includes 1 free golf registration)
☐ HOLE SPONSOR ($500) _____ (includes 1 free dinner ticket)
☐ OTHER CASH AMOUNT: _____
☐ PRIZES: _____

Please submit registration form to nik.visch@splatsindc.com. We will acknowledge receipt of the form and send you an invoice, which can be paid via direct deposit, cheque, or e-transfer.

BRITISH COLUMBIA

AGENDA

May 2, 2023
Our Ref. 129004

I am pleased to share with you information about the provincial government's StrongerBC: Future Ready Action Plan designed to meet the challenges of today, to make sure people in British Columbia are ready to succeed and grow our inclusive and sustainable economy now and into the future.

The Future Ready Action Plan will develop trained, skilled and talented people to fill the jobs of today and tomorrow. It is the BC government's commitment to ensuring everyone in the province can access the post-secondary skills and training they need to build good lives, while developing the talent and skills that businesses and employers need so we can drive our economy forward and deliver the services we all rely on.

As a key pillar of the StrongerBC Economic Plan launched in February 2022, the Future Ready Action Plan invests an additional $480 million dollars over the next three years in targeted supports to a broad range of British Columbians.

The action plan is focussed on five pillars:

- Making post-secondary more affordable, accessible and relevant;
- Providing the innovation and skills needed to fill the jobs of tomorrow faster;
- Breaking down barriers so everyone can find a job that works for them;
- Addressing Indigenous People's workforce priorities; and
- Making it easier for people new to Canada to find a job in which they are trained.

I am grateful to those who shared feedback and insights during the StrongerBC: Future Ready Action Plan engagement sessions in May 2022. As a result of this collaborative process, I am confident the Action Plan will support British Columbians to acquire the skills they need to succeed in British Columbia's diverse and innovative economy. I am also confident that it will become easier for employers to find the talent and skills they need to sustain and grow their enterprises.

If you would like more information about the Action Plan and how it can benefit you, I encourage you to reach out to my office or participate in one of the roundtables we will be holding over the next few months.

… /2

Ministry of Post-Secondary Education and Future Skills

Office of the Minister

Mailing Address:
PO Box 9080 Stn Prov Govt
Victoria BC V8W 9E2

Location:
Parliament Buildings
Victoria

The Future Ready Action Plan is an historic investment in people—because what helps people succeed in our economy, makes our economy succeed for people.

Sincerely,

Honourable Selina Robinson
Minister