



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN BOARD of DIRECTORS MEETING

Minutes of the Regular Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 10:30 a.m. on Thursday, July 8, 2021 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"	Director S. Monteith, Electoral Area "I"
Vice Chair S. Coyne, Town of Princeton	Director J. D'Andrea, Electoral Area "D"
Director M. Bauer, Village of Keremeos	Director M. Pendergraft, Electoral Area "A"
Director G. Bush, Electoral Area "B"	Director T. Roberts, Electoral Area "G"
Director B. Coyne, Electoral Area "H"	Director K. Robinson, City of Penticton
Director R. Gettens, Electoral Area "F"	Director J. Sentes, City of Penticton
Director D. Holmes, District of Summerland	Director E. Trainer, District of Summerland
Director M. Johansen, Town of Oliver	Director J. Vassilaki, City of Penticton
Director R. Knodel, Electoral Area "C"	Director C. Watt, City of Penticton
Director S. McKortoff, Town of Osoyoos	

MEMBERS ABSENT:

Director R. Obirek, Electoral Area "D"

STAFF PRESENT:

B. Newell, Chief Administrative Officer	C. Malden, Manager of Legislative Services
	C. Garrish, Manager of Planning Services

A. APPROVAL OF AGENDA

RECOMMENDATION 1 (Unweighted Corporate Vote – Simple Majority)

IT WAS MOVED AND SECONDED

THAT the Agenda for the RDOS Board Meeting of July 8, 2021 be adopted. - **CARRIED**

1. Consent Agenda – Corporate Issues

a. Okanagan Falls Parks and Recreation Commission – June 10, 2021

THAT the Minutes of the June 10, 2021 Okanagan Falls Parks and Recreation Commission be received.

b. Okanagan Falls Parks and Recreation Commission - June 16, 2021

THAT the Minutes of the June 16, 2021 Okanagan Falls Parks and Recreation Commission be received.

c. Advisory Planning Commission, Electoral Area "A" – June 14, 2021

THAT the Minutes of the June 14, 2021 Advisory Planning Commission, Electoral Area "A" be received.

d. Advisory Planning Commission, Electoral Area "C" – June 15, 2021

THAT the Minutes of the June 15, 2021 Advisory Planning Commission, Electoral Area "C" be received.

e. Advisory Planning Commission, Electoral Area "D" – June 8, 2021

THAT the Minutes of the June 8, 2021 Advisory Planning Commission, Electoral Area "D" be received.

- f. Advisory Planning Commission, Electoral Area “E” – June 14, 2021**
THAT the Minutes of the June 14, 2021 Advisory Planning Commission, Electoral Area “E” be received.
- g. Electoral Area “I”, Advisory Planning Commission Appointment**
THAT the Board of Directors appoint Andrew Allin as a member of the Electoral Area “I” Advisory Planning Commission until October 31, 2022.
- h. South Okanagan Conservation Fund – Technical Advisory Committee Appointments**
THAT the Board of Directors extend the appointments of the following as volunteer members of the South Okanagan Conservation Fund Technical Advisory Committee:
- One year term ending December 31, 2021*
- Orville Dyer*
- Darcy Henderson*
- i. Electoral Area “D” Service and Boundary Configuration Study Committee – May 27, 2021**
THAT the Minutes of the May 27, 2021 Electoral Area “D” Service and Boundary Configuration Study Committee be received.
- j. Electoral Area “D” Service and Boundary Configuration Study Committee – June 9, 2021**
THAT the Minutes of the June 9, 2021 Electoral Area “D” Service and Boundary Configuration Study Committee be received.
- k. Corporate Services Committee – June 17, 2021**
THAT the Minutes of the June 17, 2021 Corporate Services Committee meeting be received.

THAT the following recommendations be adopted and form part of the RDOS 2021 COVID-19 Restart Plan.

- 1. Public Meetings/ Consultations*
 - a. That the suspension of S. 5 of Bylaw 2500, 2021, being the Public Information Meeting section of the Planning Procedure Bylaw, be terminated effective September 7, 2021; and,*
 - b. That an amendment to the Planning Procedure Bylaw be brought forward to address the changes to S. 465, 466, 494, of the Local Government Act for public hearings proposed in Bill 10/2021; and,*
 - c. That all non-regulatory public hearings on land use matters continue to be waived; and, that all regulatory public hearings continue to be held electronically until Step 4 of BC Restart commences; and that all meetings be returned to normal following that date; and,*
 - d. That all Public Information Meetings be conducted electronically out of 101 Martin Street.*
- 2. Board/Commission Meetings*
 - a. That an amendment to the Procedure Bylaw be brought forward to address the changes to S. 128 of the Community Charter for electronic regular meetings proposed in Bill 10/2021; and,*
 - b. That Select Committees and Board of Director meetings occur on the normal schedule, but that the meetings continue electronically until implementation of Step 4 of the BC Restart Plan; and,*

- c. *That the current practice of electronic Board meetings open to the public be continued, regardless of the format; and,*
- d. *That all delegations scheduled to come before the Board continue to be invited to appear electronically until implementation of Step 4 of the BC Restart Plan.*

l. Environment and Infrastructure Committee – June 17, 2021

THAT the Minutes of the June 17, 2021 Environment and Infrastructure Committee meeting be received.

m. Planning and Development Committee – June 3, 2021

THAT the Minutes of the June 3, 2021 Planning and Development Committee meeting be received.

THAT Zoning Amendment Bylaw No. 2895, 2020, being a bylaw to introduce zoning regulations for metal storage containers not be amended;

AND THAT prior to 3rd reading, Amendment Bylaw No. 2895, 2020, be considered by the Electoral Area Advisory Planning Commissions (APCs);

AND THAT an amendment to the Regional District's Building Bylaw No. 2805, 2018, be initiated in order to delete the requirement for a Siting Permits when placing a metal storage container.

n. Planning and Development Committee – June 17, 2021

THAT the Minutes of the June 17, 2021 Planning and Development Committee meeting be received.

THAT the Regional District initiate a process to amend the Development Procedure Bylaw to clarify timelines for receiving public representations on Development Variance applications and Temporary Use applications.

o. Protective Services Committee – June 17, 2021

THAT the Minutes of the June 17, 2021 Protective Services Committee meeting be received.

p. RDOS Regular Board Meeting – June 17, 2021

THAT the minutes of the June 17, 2021 RDOS Regular Board meeting be adopted.

RECOMMENDATION 2 (Unweighted Corporate Vote – Simple Majority)

IT WAS MOVED AND SECONDED

THAT the Consent Agenda – Corporate Issues be adopted. - **CARRIED**

2. Consent Agenda – Development Services

a. Development Variance Permit Application – 35 Robinson Point Road, Electoral Area “E”

i. Permit

THAT Development Variance Permit No. E-2021.022-DVP to permit the expansion of an accessory building at 35 Robinson Road be approved.

RECOMMENDATION 3 (Unweighted Rural Vote – Simple Majority)

IT WAS MOVED AND SECONDED

THAT the Consent Agenda – Development Services be adopted. - **CARRIED**

B. DELEGATIONS**1. South Okanagan Immigrant & Community Services**

Catarina Oliveira

Cherry Fernandez, Executive Director

Michael Lamont, Employment Navigator and Leadership Coach

Elmira Galiyeva, LIP Coordinator

South Okanagan Immigrant & Community Services addressed the Board regarding OneWorld Youth & Local Immigration Partnership

C. DEVELOPMENT SERVICES – Rural Land Use Matters**1. Development Variance Permit Application – 1135 Jonathon Drive, Electoral Area “F”**

a. Permit

b. Representations

RECOMMENDATION 4 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

That Development Variance Permit application F2021.026-DVP be referred to the Electoral Area “F” Advisory Planning Commission. – **CARRIED**

2. Temporary Use Permit Application – 9540 Chute Lake Road, Electoral Area “E”

a. Permit

b. Representations

RECOMMENDATION 5 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Temporary Use Permit No. E2021.012-TUP to permit a tourist cabin containing kitchen facilities on the Chute Lake Lodge property at 9540 Chute Lake Road be approved. - **CARRIED**

3. Building Bylaw Amendment – Siting Permits

a. Bylaw No. 2805.01

RECOMMENDATION 6 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2805.01, 2021, a bylaw to amend the Regional District of Okanagan-Similkameen Building Bylaw to delete the requirement for a “Siting Permit” for the erection or placement of a portable self-contained container, be read a first and second time. - **CARRIED**

4. **Official Community Plan (OCP) & Zoning Bylaw Amendment – Willow Beach, Electoral Area “A”**
- a. Bylaw No. 2905.02
 - b. Bylaw No. 2451.31
 - c. Representations

RECOMMENDATION 7 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2905.02, 2021, being a bylaw to amend the Electoral Area “A” Official Community Plan to facilitate a 70-lot subdivision at Willow Beach , be read a first and second time and proceed to public hearing ;

AND THAT Bylaw No. 2451.31, 2021, a bylaw to amend the Electoral Area “A” Zoning Bylaw, be read a first and second time and proceed to public hearing;

AND THAT the Board of Directors considers the process, as outlined in the report from the Chief Administrative Officer dated July 8, 2021, to be appropriate consultation for the purpose of Section 475 of the Local Government Act;

AND THAT, in accordance with Section 477 of the Local Government Act, the Board of Directors has considered Amendment Bylaw No. 2905.02, 2021, in conjunction with its Financial and applicable Waste Management Plans.

CARRIED

It was MOVED and SECONDED

THAT the holding of the public hearing be delegated to Director Pendergraft;

AND THAT staff schedule the date, time, and place of the public hearing in consultation with Director Pendergraft;

AND THAT staff give notice of the public hearing in accordance with the requirements of the Local Government Act.

CARRIED

5. **Renewal of Vacation Rental Temporary Use Permits (TUPs) – Public Consultation**
- a. Bylaw No. 2500.20

RECOMMENDATION 8 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2500.20, 2021, a bylaw to amend the Regional District of Okanagan-Similkameen Development Procedures Bylaw to remove the requirement for Vacation Rental approvals to be sent to APCs and hold Public Information Meetings, be read a first, second and third time.

CARRIED

**6. Amendment of the Development Procedures Bylaw No. 2500, 2011
Deadline for Submission of Public Representations on Permit Applications**

- a. Bylaw No. 2500.21

RECOMMENDATION 9 (Unweighted Rural Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2500.21, 2021, a bylaw of the Regional District of Okanagan-Similkameen to amend Planning Procedure Bylaw No. 2500, 2011 to set timelines for representations on permit applications, be read a first, second and third time and be adopted. - **CARRIED**

**7. OCP & Zoning Bylaw Amendments – Okanagan Falls Commercial Zone Review
(Okanagan Falls Town Centre Plan – Phase 3)**

- a. Bylaw No. 2603.15
b. Bylaw No. 2455.38
c. Representations

RECOMMENDATION 10 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2603.15, 2021, a bylaw to amend the Electoral Area D Official Community Plan land use map and “Form and Character Permit Areas” map to implement the Okanagan Falls Town Centre Plan – Phase 3, be read a third time;

AND THAT Bylaw 2455.38, 2021, a bylaw to amend the Electoral Area D Zoning Bylaw be read a third time.

CARRIED

8. Zoning Bylaw Amendment – Electoral Areas “A”, “C”, “D”, “E”, “F”, “G”, “H” & “I”

- a. Bylaw No. 2932
b. Representations

RECOMMENDATION 11 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2932, 2021, a bylaw to amend the Secondary Suite and Accessory Dwelling Floor Area in all Regional District of Okanagan-Similkameen Zoning Bylaws, be read a third time.

CARRIED

9. Amendment of Development Procedures Bylaw No 2500, 2011; and Advisory Planning Commission (APC) Bylaw No. 2339, 2006

Municipal Affairs Statutes Amendment Act, 2021 (Bill 10)

- a. Bylaw No. 2500.22
- b. Bylaw No. 2339.03

RECOMMENDATION 12 (Unweighted Rural Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2500.22, 2021, a bylaw to amend the Regional District of Okanagan-Similkameen Development Procedures Bylaw to enable amendments proposed for the Local Government Act through Bill 10, be read a first, second and third time and adopted;

AND THAT Bylaw No. 2339.03, 2021, a bylaw of the Regional District of Okanagan-Similkameen to amend the Advisory Planning Commission Bylaw to authorize electronic meetings, be read a first, second and third time and adopted.

CARRIED

10. Petition to Enter Service Area – Electoral Area “H” (Fire Prevention and Suppression)

- a. Bylaw No. 2930

RECOMMENDATION 13 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2934, 2021 being a bylaw to amend “Regional District of Okanagan-Similkameen Bylaw No. 1197, 1991 to include 260 Bonlin Road in the fire prevention and suppression service within a portion of Electoral Area “H”, be adopted. - **CARRIED**

D. LEGISLATIVE SERVICES

1. Award of Electoral Area “D” Service and Boundary Configuration Study

RECOMMENDATION 14 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT the contract to carry out the Electoral Area “D” Services and Boundary Configuration Study be awarded to Neilson Strategies Inc. and Leftside Partners Inc. for an amount not to exceed \$90,000.00, plus GST; and further,

THAT all project costs in addition to those funded by the Province of British Columbia be charged to the Electoral Area “D” Rural Projects Budget.

CARRIED

Opposed: Director Bush

E. CAO REPORTS

1. Verbal Update

F. OTHER BUSINESS**1. Chair's Report**

2. Directors Motions

Notice of Motion - Director Roberts

Whereas the RDOS is challenged in funding, insuring and managing cost effective locally staffed fire-flood mitigation in, on or across Crown land jurisdictions,

Therefore Petition the Federal/Provincial Governments to allow a limited amount of Gas Tax per annum to be coupled with Canada Summer Jobs and or Student Work Grants to hire management and student work force to oversee and work on local fire/flood mitigation projects on or across Crown land jurisdiction.

3. Board Members Verbal Update

Director Johansen announced that Mr. Ed Chow has been retained as Chief Administrative Officer for the Town of Oliver and had commenced his employment July 5th.

G. ADJOURNMENT

It was MOVED and SECONDED

THAT the meeting adjourn. - **CARRIED**

The meeting adjourned at 11:26 a.m.

APPROVED:

CERTIFIED CORRECT:

K. Kozakevich
RDOS Board Chair

B. Newell
Corporate Officer