

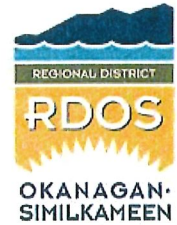
REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BOARD of DIRECTORS MEETING

Thursday, April 6, 2023

RDOS Boardroom

101 Martin Street, Penticton, BC V2A 5J9



MEMBERS PRESENT: Chair M. Pendergraft, Electoral Area "A"  
Vice-Chair S. Coyne, Town of Princeton  
Director A. Fedrigo, Electoral Area "E"  
Director B. Coyne, Electoral Area "H"  
Director C. Watt, City of Penticton  
Director D. Holmes, District of Summerland  
Director G. Bush, Electoral Area "B"  
Director H. Konanz, City of Penticton  
Director J. Bloomfield, City of Penticton  
Director J. Miller, City of Penticton

Director J. Wiebe, Village of Keremeos  
Director M. Johansen, Town of Oliver  
Director M. Taylor, Electoral Area "D"  
Director M. Van Alphen, District of Summerland  
Director R. Graham, City of Penticton  
Director R. Knodel, Electoral Area "C"  
Director S. McKortoff, Town of Osoyoos  
Director S. Monteith, Electoral Area "I"  
Director T. Roberts, Electoral Area "G"

MEMBERS ABSENT: Director R. Gettens, Electoral Area "F"

STAFF PRESENT: B. Newell, Chief Administrative Officer  
C. Garrish, Planning Manager

C. Malden, Manager of Legislative Services

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The meeting was called to order at 1:15 pm.

**A. APPROVAL OF AGENDA**

**MOVED and SECONDED**

That the Agenda for the RDOS Board Meeting of April 6, 2023 be adopted.-**CARRIED**

A.1 Consent Agenda - Corporate Issues

**MOVED and SECONDED**

THAT the Consent Agenda Corporate Services be adopted.-**CARRIED**

A.1.1 Parks and Recreation Commissions

A.1.1.1 Naramata Parks & Recreation Commission Minutes

*THAT the Minutes of the February 27, 2023 Naramata Parks & Recreation Commission meeting be received.*

A.1.1.2 Okanagan Falls Parks and Recreation Commission Appointments

*THAT Laura Setrakov and Allison Symons be appointed to the Okanagan Falls Parks and Recreation Commission for a two-year term, ending December 31, 2024.*

A.1.2 Planning and Development Committee

*THAT the Minutes of the March 16, 2023 Planning and Development Committee meeting be received.*

A.1.3 Protective Services Committee

*THAT the Minutes of the March 16, 2023 Protective Services Committee meeting be received.*

A.1.4 Corporate Services Committee

*THAT the Minutes of the March 8, 2023 Corporate Services Special Committee meeting be received.*

A.1.5 Corporate Services Committee

*THAT the Minutes of the March 16, 2023 Corporate Services Committee meeting be received.*

A.1.6 Community Services Committee

*THAT the Minutes of the March 16, 2023 Community Services Committee meeting be received.*

A.1.7 Environment and Infrastructure Committee

*THAT the Minutes of the March 16, 2023 Environment and Infrastructure Committee meeting be received.*

A.1.8 RDOS Board of Directors Meeting

*THAT the Minutes of the March 16, 2023 RDOS Board of Directors meeting be received.*

A.2 Consent Agenda - Development Services

**MOVED and SECONDED**

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

A.2.1 Temporary Use Permit Application – Electoral Area “E” (E2023.007-TUP)

THAT Temporary Use Permit No. E2023.007-TUP, to allow a vacation rental use at 4090 4<sup>th</sup> Street, Naramata, be approved.

A.2.2 Development Variance Permit Application — Electoral Area “H” (H2023.002-DVP)

THAT Development Variance Permit No. H2023.002-DVP, to allow for the construction of a washroom facility at the Princeton Golf Course, 350 Highway 3, be approved.

A.2.3 Development Variance Permit Application — Electoral Area “H” (H2023.006-DVP)

THAT Development Variance Permit No. H2023.006-DVP, to allow for the construction of an accessory building) at 156 Towers Road, Eastgate, be approved.

**B. DEVELOPMENT SERVICES - Building Inspection**

B.1 101 Pinetree Way Expired Permit Building Enforcement - Electoral Area "E"

*The property owner or agent was present to address the Board.*

**MOVED and SECONDED**

THAT a Section 302 Notice on Title be filed against the title of lands described as Lot 1, District Lot 2551, Plan KAP79993, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2805, 2018; and,

THAT if by December 1, 2023 the property is not in compliance with the Regional District of Okanagan-Similkameen Building Bylaw No. 2805, 2018, injunctive action be commenced against the property owners; and,

THAT the Regional District seek to recover the costs of undertaking the above legal action from the owner in the same manner and with the same remedies as property taxes in arrears.-**CARRIED**

B.2 655 Wiseman Place Building Enforcement - Electoral Area "E"

**MOVED and SECONDED**

THAT a Section 302 Notice on Title, be filed against the title of lands described as Lot 18, District Lot 210, Plan KAP52270, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2805, 2018; and,

THAT if the property is not in compliance with the Regional District of Okanagan-Similkameen Building Bylaw No. 2805, 2018 by July 6, 2023, injunctive action be commenced against the property owners; and,

THAT the Regional District seek to recover the costs of undertaking the above legal action from the owner in the same manner and with the same remedies as property taxes in arrears.-**CARRIED**

- B.3 10318 12th Ave Building Enforcement - Electoral Area "A"

**MOVED and SECONDED**

THAT a Section 302 Notice on Title be filed against the title of lands described as Lot 1, Plan KAP48768, District Lot 2450S, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2333, 2005 and Building Bylaw No. 2805, 2018.-**CARRIED**

- B.4 1245 Summers Crk. Rd. Building Bylaw Enforcement - Electoral Area "H"

**MOVED and SECONDED**

THAT a Section 302 Notice on Title be filed against the title of lands described as Lot 3, Plan KAP60022, DL 2415, KDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2805, 2018.-**CARRIED**

**C. DEVELOPMENT SERVICES - Rural Land Use Matters**

- C.1 Agricultural Land Commission Referral (Subdivision) – Electoral Area "C" (C2023.005-ALC)

**MOVED and SECONDED**

THAT the RDOS Board "authorize" the application to subdivide the parcel located at 376 Orchard Grove Lane (Lot 10, Plan KAP4163, District Lot 2450S, SDYD) to proceed to the Agricultural Land Commission.-**CARRIED**

**Opposed: Director Van Alphen**

- C.2 Temporary Use Permit Application – Electoral Area "D" (D2023.005-TUP)

**MOVED and SECONDED**

THAT Temporary Use Permit No. D2023.005-TUP, to allow a storage and warehouse use at 946 Main Street, Okanagan Falls, be approved on the condition that a water meter be installed.-**CARRIED**

- C.3 Temporary Use Permit Application – Electoral Area "D" (D2023.006-TUP)

*The property owner or agent was present to address the Board.*

**MOVED and SECONDED**

THAT the Board of Directors deny Temporary Use Permit No. D2023.006-TUP.-**CARRIED**

**Opposed: Director Knodel**

- C.4 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area "A" (A2018.207-ZONE)

*Chair Pendergraft turned the Chair over to Vice-Chair S. Coyne.*

**MOVED and SECONDED**

THAT Bylaw No. 2905.01, 2023, Electoral Area "A" Official Community Plan Amendment Bylaw and Bylaw No. 2800.23, 2023, Okanagan Valley Amendment 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 this report from the Chief Administrative Officer dated April 6, 2023, 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. 2905.01, 2023, in conjunction with its Financial and applicable Waste Management Plans.-**CARRIED**

**MOVED and SECONDED**

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

AND THAT prior to scheduling a public hearing a statutory covenant be prepared for registration on the title of Lot 15, Plan KAP21789, Sublot 2, DL 2709, SDYD, Except Plan KAP90322, prior to the adoption of Amendment Bylaw No. 2800.23, 2023, stipulating that no building permit will be issued until a 5.6 ha area identified as "Proposed Strata Lot (SL) 6", and as shown on Attachment Nos. 2 & 3 in the Administrative Report from the Chief Administrative Officer dated April 6, 2023, has been donated to the Southern Interior Land Trust (SILT) for conservation purposes.

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**

*Chair Pendergraft resumed his role as Chair.*

- C.5 Okanagan Valley Zoning Bylaw No. 2800, 2022 – 12-month Review (X2023.001-ZONE)

**MOVED and SECONDED**

THAT Bylaw No. 2800.25, 2023, a bylaw to amend the Okanagan Valley Zoning Bylaw, be read a first and second time and proceed to public hearing; and,

THAT the holding of a public hearing be scheduled for the Regional District Board meeting of April 20, 2023; and,

THAT notice of the public hearing be carried out in accordance with the requirements of the *Local Government Act*.-**CARRIED**

- C.6 Petition to Enter Service Area – Electoral Area "H" (H2023.004-SAP)

**MOVED and SECONDED**

THAT Bylaw No. 3005, 2023, a bylaw to extend the Electoral Area "H" Fire Prevention and Suppression Service Establishment Area be adopted.-**CARRIED**

**D. LEGISLATIVE SERVICES**

- D.1 RDOS Fees and Charges Bylaw No. 3000.01, 2023

**MOVED and SECONDED**

THAT Bylaw No. 3000.01, 2023, a bylaw to amend the Regional District of Okanagan-

Similkameen Fees and Charges Bylaw to include changes to RDOS administered landfills, be read a first, second, and third time and be adopted.-**CARRIED**

D.2 Dog Control Amendment Bylaw

**MOVED and SECONDED**

THAT Bylaw No. 2671.02, being a bylaw to amend Dog Control Bylaw No. 2671 to add provisions for excessively barking dogs, be read a first, second and third time and be adopted.-**CARRIED**

**MOVED and SECONDED**

THAT Bylaw No. 2507.16, being a bylaw to amend Bylaw Notice Enforcement Bylaw No. 2507 to add penalties for noise contraventions and barking dogs, be read a first, second and third time and be adopted.-**CARRIED**

D.3 Electoral Area "D" Incorporation Study

**MOVED and SECONDED**

THAT the Board of Directors support the Ministry recommendation to adjust the study area to include those boundaries outlined on the map in 'Appendix A' to the report of March 16, 2023; and further,

THAT the Board of Directors approve the Terms of Reference for an Okanagan Falls Incorporation Study, as contained in Appendix 'B' to the report of March 16, 2023.-

**CARRIED**

**Opposed: Directors Bush, Miller**

**E. CAO REPORTS**

E.1 Verbal Update

**F. OTHER BUSINESS**

F.1 Chair's Report

F.2 Directors Motions

F.3 Board Members Verbal Update

**G. ADJOURNMENT**

**MOVED and SECONDED**

THAT the meeting adjourn at 2:36 pm.-**CARRIED**

**APPROVED:**

  
M. Pendergraft, Chair

**CERTIFIED CORRECT:**

  
B. Newell, Corporate Officer