



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 2:55 p.m. on Thursday, February 18, 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 R. Obirek, 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:

STAFF PRESENT:

B. Newell, Chief Administrative Officer	C. Malden, Manager of Legislative Services
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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 February 18, 2021 be adopted. - **CARRIED**

1. Consent Agenda – Corporate Issues

- a. Electoral Area "C" Advisory Planning Commission – January 19, 2021
THAT the Minutes of the January 19, 2021 Electoral Area "C" Advisory Planning Commission be received.
- b. Community Services Committee – February 4, 2021
THAT the Minutes of the February 4, 2021 Community Services Committee meeting be received.
- c. Corporate Services Committee – February 4, 2021
THAT the Minutes of the February 4, 2021 Corporate Services Committee meeting be received.

THAT the resolutions contained in Appendix 'A' to the administrative report of February 4, 2021 be submitted to the Southern Interior Local Government Association (SILGA) for consideration at their 2021 conference. – CARRIED

THAT staff be directed to draft a letter to the Premier and UBCM, copied to Grace McGregor, expressing concern regarding allocation of COVID funding and the formula utilized to distribute between municipalities and regional districts. – CARRIED

d. Environment and Infrastructure Committee – February 4, 2021
THAT the Minutes of the February 4, 2021 Environment and Infrastructure Committee meeting be received.

e. Planning and Development Committee – February 4, 2021
THAT the Minutes of the February 4, 2021 Planning and Development Committee meeting be received.

THAT the building permit valuation be increased to align with the proposed calculations based on the RS Means Residential Cost Estimating Handbook with permit fee valuation set at \$12/\$1000 and the other fees be increased as proposed. – CARRIED

f. Protective Services Committee – February 4, 2021
THAT the Minutes of the February 4, 2021 Protective Services Committee meeting be received.

g. RDOS Regular Board Meeting – February 4, 2021
THAT the minutes of the February 4, 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**

B. DEVELOPMENT SERVICES – Bylaw Enforcement

1. Building Bylaw Infraction –7005 Indian Rock Road, Electoral Area “E”

The property owner addressed the Board.

RECOMMENDATION 3 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT a Section 302 Notice on Title, pursuant to Section 302 of the *Local Government Act* and Section 57 of the *Community Charter* (made applicable to Regional Districts by Section 302 of the LGA), be filed against the title of lands described as Lot A, Plan KAP58846, District Lot 391 3986S 4018S, SDYD, that certain works have been undertaken on the lands contrary to the Regional District of Okanagan-Similkameen Building Bylaw No. 2805, 2018; and,

THAT injunctive action be commenced.

CARRIED

Opposed: Director Knodel

2. Dog Control Regulatory Bylaw No. 2671, 2017 Bylaw Amendment

a. Dog Control Bylaw 2671

RECOMMENDATION 4 (Unweighted Participant Vote – 2/3 Majority)

Participants: Electoral Areas A, B, C, D, E, F, G, I

It was MOVED and SECONDED

THAT Bylaw No. 2671.01, 2021, being a bylaw of the Regional District of Okanagan-Similkameen to amend the Dog Control Regulatory Bylaw, be read a first, second and third time and be adopted. -

CARRIED

C. DEVELOPMENT SERVICES – Rural Land Use Matters

1. Agricultural Land Commission Referral (Non-Farm Use) – Electoral Area “A” – 17202 Highway 97

RECOMMENDATION 5 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the application to allow the packing and storage facility at 17202 Highway 97 to continue to operate without the requirement that 50% of the fruit processed originate from the owner’s property, as a non-farm use, be “authorized” to proceed to the Agricultural Land Commission.

CARRIED

2. Agricultural Land Commission Referral (Non-Adhering Residential Use) – Electoral Area “I” – 379 Linden Avenue

RECOMMENDATION 6 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the application be referred to the Electoral Area “I” Advisory Planning Commission. **CARRIED**
Opposed: Directors B. Coyne, Roberts, Bush, Sentes, McKortoff, Watt, S. Coyne

3. Development Variance Permit Application – Electoral Area “D” – 176 Bighorn Trail
 - a. Permit
 - b. Representations

RECOMMENDATION 7 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board approve Development Variance Permit No. D2021.001-DVP. - **CARRIED**

4. Development Variance Permit Application – Electoral Area “F” – 465 North Beach Road
 - a. Permit
 - b. Representations

RECOMMENDATION 8 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Development Variance Permit No. F2020.015-DVP be approved. - **CARRIED**

5. Development Variance Permit Application – Electoral Area “F” – 1001 Moorpark Drive
 - a. Permit

RECOMMENDATION 9 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board approve Development Variance Permit No. F2020.022-DVP. - **CARRIED**
Opposed: Director Bush

6. Zoning Bylaw Amendment – Electoral Area “D” – 102 & 103, 850 Railway Lane
 - a. Bylaw No. 2455.45
 - b. Representations

RECOMMENDATION 10 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2455.45, 2021, Electoral Area “D” Zoning Amendment 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 March 18, 2021;

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

CARRIED

7. Zoning Bylaw Amendment – Electoral Area “D” – 1655 Maple Street
 - a. Bylaw No. 2455.44
 - b. Representations

RECOMMENDATION 11 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2455.44, 2020, Electoral Area “D” Zoning Amendment 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 March 18, 2021;

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

CARRIED

8. Early Termination of Land Use Contract No. LU-2-F-Electoral Area “F”
 - a. Amendment Bylaw No. 2461.10
 - b. Representations

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

It was MOVED and SECONDED

THAT Bylaw No. 2461.10, 2021, Electoral Area “F” Zoning Amendment Bylaw be read a third time and adopted. - **CARRIED**

9. Zoning Bylaw Amendment – Electoral Area “H”
 - a. Amendment Bylaw No. 2498.16
 - b. Representations

RECOMMENDATION 13 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2498.16, 2021, Electoral Area “H” Zoning Amendment Bylaw be adopted. - **CARRIED**

Director Knodel recused himself for Item 10 as it includes his property.

10. Petition to Enter Service Area – Electoral Area “C” – 1316 Greenlake Road; 289 and 299 Goldtau Road and 525 Johnson Crescent
 - a. Bylaw No. 2709.01

RECOMMENDATION 14 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2709.01, 2021, Regional District of Okanagan-Similkameen Willowbrook Water Service Establishment Amendment Bylaw be adopted. - **CARRIED**

11. Petition to Enter Service Area – Electoral Area “H” – 280 Bonlin Road
 - a. Amendment Bylaw No. 2929

RECOMMENDATION 15 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2929, 2021 “Regional District of Okanagan-Similkameen Bylaw No. 1197, 1991 to establish and operate within a portion of Electoral Area ‘H’, a local service, being a fire prevention and suppression service” Amendment Bylaw be adopted. - **CARRIED**

D. PUBLIC WORKS

1. Letters of Support for the OBWB Water Conservation and Quality Improvement (WCQI) Grant Program

RECOMMENDATION 16 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board of Directors forward a letter of support to the Okanagan Basin Water Board for the following applications to the 2021 OBWB Water Conservation and Quality Improvement (WCQI) Grant program:

- Pilot Project: Drinking Water Source Area Delineation – RDOS
- Water Rates Review – RDOS
- Agricultural Metering Program – Kaleden Irrigation District
- Groundwater – stream exchange on alluvial fans of the Okanagan Valley – Okanagan Nation Alliance

CARRIED

E. FINANCE

Director Monteith recused herself from Item E1 as she is a Director of Kaleden Community Association.

1. Area "I" Community Grant in Aid
 - a. Appendix 1

RECOMMENDATION 17 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT the Area "I" Grant in Aid applications be approved as proposed in the February 18, 2021 report from the Chief Administrative Officer. - **CARRIED**

F. LEGISLATIVE SERVICES

1. Ministerial Order regarding Apex Mountain Referendum
 - a. Ministerial Order M051-2021

RECOMMENDATION 18 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the provisions contained in Ministerial Order No. M051 for the administration of the March 27, 2021 Apex Mountain Fire Protection assent vote be implemented. - **CARRIED**

2. Electoral Area "E" Parkland Acquisition
 - a. Bylaw No. 2917
 - b. Bylaw No. 2918

RECOMMENDATION 19 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2917, 2020 Electoral Area "E" Recreation Programming, Parks and Facility Maintenance Local Service Establishment Amendment Bylaw, and Bylaw No. 2918, 2020 Electoral Area "E" Parkland Acquisition Loan Authorization Bylaw be adopted. - **CARRIED**

3. Acquisition of Sickle Point for Parkland
 - a. Bylaw No. 2915
 - b. Bylaw No. 2914

RECOMMENDATION 20 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT first, second and third reading of Bylaw No. 2915, 2020, being a bylaw of the Regional District of Okanagan Similkameen for the Kaleden Parkland Acquisition Loan Authorization for up to \$3.5M be rescinded and the bylaw abandoned – **CARRIED**

It was MOVED and SECONDED

THAT third reading of Bylaw No. 2914, 2020, being a bylaw of the Regional District of Okanagan Similkameen to amend the Kaleden Recreation Programming and Facility Maintenance Local Service Establishment Bylaw, be rescinded. - **CARRIED**

It was MOVED and SECONDED

THAT Bylaw No. 2914, 2020 be re-read a third time.

It was MOVED and SECONDED

THAT Bylaw No. 2914, 2020 be amended to reduce the proposed requisition limit to \$232,000 – **CARRIED**

It was MOVED and SECONDED

THAT Bylaw No. 2914 be read a third time as amended. - **CARRIED**

4. SILGA Resolutions
a. Letter – Call for Resolutions

RECOMMENDATION 21 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the resolutions contained in Appendix ‘A’ of the February 18, 2021 report from the Chief Administrative Officer regarding proposed resolutions to the Southern Interior Local Government Association (SILGA) be approved and submitted prior to the February 26, 2021 deadline for consideration at the April 28, 2021 SILGA Annual General Meeting. - **CARRIED**

G. CAO REPORTS

1. Verbal Update
-

H. OTHER BUSINESS

1. Chair’s Report
-

2. Board Representation

- a. Developing Sustainable Rural Practice Communities - *McKortoff*
 - b. Municipal Finance Authority – *Kozakevich (Chair), Coyne (Vice Chair, Alternate)*
 - c. Municipal Insurance Association – *Kozakevich (Chair), Coyne (Vice Chair, Alternate)*
 - d. Okanagan Basin Water Board - *McKortoff, Holmes, Knodel, Pendergraft (Alternate to McKortoff), Obirek (Alternate to Holmes), Monteith (Alternate to Knodel)*
 - e. Okanagan Film Commission – *Gettens, Obirek (Alternate)*
 - f. Okanagan Regional Library – *Monteith, Obirek (Alternate)*
 - g. Okanagan-Kootenay Sterile Insect Release Board – *Bush, Knodel (Alternate)*
 - h. Southern Interior Municipal Employers Association – *Knodel, Kozakevich (Alternate)*
 - i. Starling Control – *Bush, Knodel (Alternate)*
 - j. Fire Chief Liaison Committee – *Pendergraft, Knodel, Monteith, Obirek, Roberts*
 - k. Intergovernmental Indigenous Joint Council – *Kozakevich, Coyne, Roberts*
 - l. Okanagan-Similkameen Regional Hospital District – *Sentes, McKortoff (Alternate)*
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3. Directors Motions

Director B. Coyne – Sleeping Accommodations in Accessory Buildings (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT staff prepare a discussion paper to identify key considerations for regulating sleeping accommodations in accessory buildings and in vehicles (i.e. bunkies, mobile tiny homes and RVs).

CARRIED

Notice of Motion – Director Obirek

Request review of Okanagan Falls Landfill fees, Sewer Fees, and Waste Collection fees including exploration of the possibility of additional categories.

4. Board Members Verbal Update

I. ADJOURNMENT

IT WAS MOVED AND SECONDED

THAT the meeting adjourn. - **CARRIED**

The meeting adjourned at 4:48 p.m.

APPROVED:

CERTIFIED CORRECT:

K. Kozakevich
RDOS Board Chair

B. Newell
Corporate Officer