



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BOARD of DIRECTORS MEETING

Thursday, January 19, 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 R. Gettens, Electoral Area "F"
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"
Alt. Director R. Barkwill, District of Summerland

MEMBERS ABSENT: Director M. Van Alphen, District of Summerland

STAFF PRESENT: B. Newell, Chief Administrative Officer C. Malden, Manager of Legislative Services

The meeting was called to order at 3:11 pm.

A. APPROVAL OF AGENDA

MOVED and SECONDED

THAT the Agenda for the RDOS Board Meeting of January 19, 2023 be adopted as amended by:

- Moving item A.1.2 from the Consent Agenda – Corporate Issues to item G.4
- Moving item A.2.1 from the Consent Agenda – Development Services to item C.9.-**CARRIED**

A.1 Consent Agenda – Corporate Issues

Any items removed from Consent Agenda - Corporate Issues will go to the Legislative Services section of the Agenda.

MOVED and SECONDED

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

1. Parks and Recreation Committees

1. Recreation Commission Appointments

THAT Teshia Marven be appointed as a member to the Electoral Area "B" Kobau Parks and Recreation Commission for a two-year term,

ending December 31, 2024; and,

THAT Shirley (Pearl) Saint and Jim Skerl be appointed as members of the Similkameen Recreation Commission for a two-year term, ending December 31, 2024.

2. Item moved to G.4.

3. Corporate Services Committee

THAT the Minutes of the November 18, 2022 Corporate Services Committee meeting be received.

4. Planning and Development Committee

THAT the Minutes of the January 5, 2023 Planning and Development Committee meeting be received.

5. Environment and Infrastructure Committee

THAT the Minutes of the January 5, 2023 Environment and Infrastructure Committee meeting be received.

6. RDOS Regular Board Meeting

THAT the Minutes of the January 5, 2023 RDOS Regular Board meeting be adopted.

A.2 Consent Agenda – Development Services

Any item removed from Consent Agenda - Development Services will go to the Development Services - Rural Land Use Matters section of the Agenda.

Item moved to C.9.

B. DEVELOPMENT SERVICES – Building Inspection

B.1 3548 Fruitvale Covenant Contravention

Jessie Parsons, Admin Operations Assistant at property in question was present to speak to the Board on this matter.

MOVED and SECONDED

THAT remedial action be commenced against the owners of 3548 Fruitvale Way, Oliver if by June 19, 2023 the property is not in compliance with Zoning Bylaw 2800, Building Bylaw 2805 and Statutory Covenant LB321583 registered against the property.

Amendment

MOVED and SECONDED

THAT this matter return to the Board on June 15, 2023 for confirmation of compliance, and that injunctive action proceed as required.-**CARRIED**

Question on the Main as Amended

THAT remedial action be commenced against the owners of 3548 Fruitvale Way, Oliver if by June 19, 2023 the property is not in compliance with Zoning Bylaw 2800, Building Bylaw 2805 and Statutory Covenant LB321583 registered against the property; and further,

THAT this matter return to the Board on June 15, 2023 for confirmation of compliance, and that injunctive action proceed as required.-**CARRIED**

B.2 3785 Princeton Summerland Building Contravention

The Chair inquired whether the property owner or applicant was available to address the Board and they were not.

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 District Lot 4164 Except Plans H18603 & 39280, KDYD, 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 March 31, 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**

C. DEVELOPMENT SERVICES – Rural Land Use Matters

C.1 Agricultural Land Commission Referral (Subdivision and Non-Farm Use) – Electoral Area “C” (C2023.002-ALC)

MOVED and SECONDED

THAT the application to allow an auto body repair shop on a 0.12 ha. parcel located at Lot 48D, Plan KAP1729, District Lot 2450S, SDYD for a Non-Farm Use and Subdivision, be authorized to proceed to the Agricultural Land Commission.-**CARRIED**

C.2 Development Variance Permit Application — Electoral Area “D” (D2022.056-DVP)

MOVED and SECONDED

THAT Development Variance Permit No. D2022.056-DVP, to allow for the construction of an overheight accessory building at 188 Eastside Road, be approved.-**CARRIED**

C.3 Temporary Use Permit Application – Electoral Area “C” (C2022.23-TUP)

MOVED and SECONDED

THAT Temporary Use Permit No. C2022.023-TUP, to allow eight livestock to be kept on the property at 479 Johnson Crescent in Willowbrook be approved with the following conditions:

1. The animals be identified and not replaced
2. A written manure management program is put in place.-**CARRIED**

C.4 Temporary Use Permit Application – Electoral Area “E” (E2022.024-TUP)

MOVED and SECONDED

THAT Temporary Use Permit No. E2022.024-TUP, to allow a vacation rental use at 4245 Mill Road in Naramata be approved.-**CARRIED**

C.5 Temporary Use Permit Application – Electoral Area “E” (E2022.028-TUP)

MOVED and SECONDED

THAT the Board of Directors deny Temporary Use Permit No. E2022.028-TUP.

The Chair inquired whether the property owner or applicant was available to address the Board and they were not.

MOVED and SECONDED

THAT consideration of Temporary Use Permit No. E2022.028-TUP be postponed until the applicant is notified.-**CARRIED**

C.6 Temporary Use Permit Application – Electoral Area “I” (I2022.021-TUP)

MOVED and SECONDED

THAT Temporary Use Permit No. I2022.021-TUP, to allow outdoor storage use at 1146 Highway 3A Twin Lakes, be approved.-**CARRIED**

C.7 Zoning Bylaw Amendment – Electoral Area “C” (C2022.016-ZONE)

This item is from the Public Hearing held on January 19, 2023.

MOVED and SECONDED

THAT Bylaw No. 2800.21, 2022, a bylaw to amend the Okanagan Valley Zoning Bylaw to allow a mobile home as an accessory dwelling on a parcel less than 4.0 ha. at 7762 Island Road, be read a third time.-**CARRIED**

C.8 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “H” (H2022.012-ZONE)

This item is from the Public Hearing held on January 19, 2023.

MOVED and SECONDED

THAT the Electoral Area “H” Official Community Plan Amendment Bylaw No. 2497.14, 2022, and the Electoral Area “H” Zoning Amendment Bylaw No. 2498.25 2022, be read a third time and adopted.-**CARRIED**

C.9 Development Variance Permit Application – Electoral Area “F” (F2022.055-DVP)

MOVED and SECONDED

THAT Development Variance Permit No. F2022.055-DVP, to allow for the construction of a pool at 1947 Sandstone Drive, be referred to the APC.-**CARRIED**

D. PUBLIC WORKS

- D.1 Keremeos Transfer Station – Licence of Occupation Renewal

MOVED and SECONDED

THAT the Licence of Occupation over the lands described as a portion of District Lot 2821, Similkameen Division Yale District, for the purposes of operating a transfer station within the Keremeos area, be renewed.-**CARRIED**

- D.2 Acquisition of Sage Mesa Water System

MOVED and SECONDED

THAT the Regional District commence the utility acquisition due diligence to evaluate the Sage Mesa Water System, and further;

THAT costs be assigned to the Sage Mesa Water System.-**CARRIED**

E. COMMUNITY SERVICES

- E.1 2023 Joint UBCM Community Emergency Preparedness Fund Emergency Support Services Grant

MOVED and SECONDED

THAT the joint application for the 2023 Union of BC Municipalities Community Emergency Preparedness Fund for an Emergency Support Services grant be approved for submission.-**CARRIED**

- E.2 E-Comm 9-1-1 Service Contract Extension

MOVED and SECONDED

THAT the Board of Directors supports an extension of the Emergency Services Communication (9-1-1) Agreement Amendment No.4 from January 1, 2023, to December 31, 2023.-**CARRIED**

F. FINANCE

- F.1 City of Penticton Advanced Waste Water Treatment Plant Expansion and Ridgedale Reservoir Expansion and Upgrades – Long Term Borrowing Security Issue for Spring 2023

MOVED and SECONDED

THAT Bylaw No. 3002, 2023 being a bylaw of the Regional District of Okanagan-Similkameen to authorize the borrowing of up to \$3,100,000 for the advanced waste water treatment plant expansion and up to \$4,700,000 for the Ridgedale reservoir expansion and upgrades be read a first, second, third time and adopted.-**CARRIED**

G. LEGISLATIVE SERVICES

- G.1 Oliver Parks & Recreation Society - Motion to Dissolve

MOVED and SECONDED

THAT the Regional District commence the process to liquidate and dissolve the Oliver Parks & Recreation Society (the "Society") pursuant to Part 10 of the Societies Act; and,

THAT this work be carried out in an expedient manner to allow the Regional District to apply to the Registrar to dissolve the Society at 31 December 2023; and,

THAT the Regional District commence the development of a Management Agreement with the Town of Oliver to assume those responsibilities currently provided by the Society.-**CARRIED**

- G.2 Smoke Control Service Establishment and Regulatory Bylaws – Rescind Readings and Abandon

MOVED and SECONDED

THAT first and second readings of Smoke Control Service Establishment Bylaw No. 2445, 2011 and Smoke Control Regulatory Bylaw No. 2573, 2011 be rescinded and the bylaws abandoned.-**CARRIED**

- G.3 Similkameen Recreation Facility Swimming Pool Loan Authorization Bylaw No. 2850, 2019 – Rescind Readings and Abandon

MOVED and SECONDED

THAT first, second and third readings of Similkameen Recreation Facility Swimming Pool Loan Authorization Bylaw No. 2850, 2019 be rescinded and the bylaw abandoned.-**CARRIED**

- G.4 South Okanagan Conservation Fund - Technical Advisory Committee

MOVED and SECONDED

THAT the Board of Directors appoint the following as volunteer members of the South Okanagan Conservation Fund Technical Advisory Committee for a three year term ending January 2026:

- Mike Dunn (R.P.Bio.)
- Jamie Leathem (M.Sc.)
- Leanne McDonald (B.Sc., R.P.Bio., P.Ag.)

THAT letters of appreciation be sent to Orville Dyer, B.Sc., Darcy Henderson, B.Sc, M.Sc., Ph.D., Laura Machial, B.Sc, M.Sc., and Ellen Simmons, M.Sc., Ph.D. on behalf of the Board, thanking them for their dedication and support while serving on this committee.-**CARRIED**

Director Holmes requested that consideration be given to amending the conservation fund terms of reference to add traditional indigenous knowledge to the criteria for TAC members.

H. CAO REPORT

- H.1 Verbal Update

I. OTHER BUSINESS

- I.1 Chair's Report

I.2 Board Representation

1. Municipal Finance Authority – *Pendergraft (Chair), Coyne (Vice Chair, Alternate)*
2. Municipal Insurance Association – *Pendergraft (Chair), Coyne (Vice Chair, Alternate)*
3. Okanagan Basin Water Board - *McKortoff, Holmes, Knodel, Fedrigo (Alternate), Monteith (Alternate), Taylor (Alternate)*
4. Okanagan Film Commission – *Gettens*
5. Okanagan Regional Library – *Monteith*
6. Okanagan-Kootenay Sterile Insect Release Board – *Bush, Roberts (Alternate)*
7. Southern Interior Municipal Employers Association – *Knodel, S. Coyne (Alternate)*
8. Starling Control – *Bush*
9. *Economic Trust of the Southern Interior (ETSI) - Johansen, McKortoff, Bloomfield*

I.3 Directors Motions

1. Director Fedrigo - Discover Naramata BC Destination Grant Support

This matter was introduced to the Board as a Notice of Motion; however, due to the impending deadline for submission of the grant application, the Board, with consensus, agreed to expedite the process to dispatch the motion at the current meeting.

MOVED and SECONDED

THAT the Regional District Okanagan Similkameen provide a letter of support for the grant application of the BC Destination Development Fund as submitted by Discover Naramata in support of their project titled Dynamic Digital Audio Tours.-**CARRIED**

2. Motion - UBCM Poverty Reduction Grant Application

MOVED and SECONDED

THAT the RDOS submit a grant application to the Poverty Reduction Planning & Action Program under stream 1: Poverty Reduction Plans and Assessments and that the RDOS provide overall grant management.

MOVED and SECONDED

THAT the matter be postponed until administration can provide more information on the impacts of the grant.-**CARRIED**

I.4 Board Members Verbal Update

J. ADJOURNMENT

MOVED and SECONDED

THAT the meeting adjourn at 4:27 pm.-**CARRIED**

APPROVED:



Mr. Pendergraft, Chair

CERTIFIED CORRECT:



B. Newell, Corporate Officer