

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 2:34 p.m. Thursday, January 17, 2019 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"
 Director J. Wiebe, Alt. Village of Keremeos
 Director J. Bloomfield, City of Penticton
 Director T. Boot, District of Summerland
 Director G. Bush, Electoral Area "B"
 Director B. Coyne, Electoral Area "H"
 Director S. Coyne, Town of Princeton
 Director R. Gettens, Electoral Area "F"
 Director D. Holmes, District of Summerland
 Director J. Kimberley, City of Penticton

Director S. McKortoff, Town of Osoyoos
 Director S. Monteith, Electoral Area "I"
 Director M. Pendergraft, Electoral Area "A"
 Director R. Obirek, Electoral Area "D"
 Director F. Regehr, City of Penticton
 Director T. Roberts, Electoral Area "G"
 Director J. Vassilaki, City of Penticton
 Director P. Veintimilla, Town of Oliver

MEMBERS ABSENT:

Vice Chair M. Bauer, Village of Keremeos

Director R. Knodel, Electoral Area "C"

STAFF PRESENT:

B. Newell, Chief Administrative Officer
 C. Malden, Manager of Legislative Services
 B. Dollevoet, General Manager of Development Services

J. Kurvink, Manager of Finance
 L. Miller, Manager of Building and Enforcement

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 January 17, 2019 be adopted. - **CARRIED**

1. Consent Agenda – Corporate Issues

a. Tulameen & District Fire Department Appointment

THAT the Board of Directors appoint Lisa Robic to the roster of the Tulameen & District Fire Department.

b. Electoral Area "D" Advisory Planning Commission – January 8, 2019

THAT the Minutes of the January 8, 2019 Advisory Planning Commission meeting be received.

c. Similkameen Recreation Commission – January 8, 2019

THAT the Minutes of the January 8, 2019 Similkameen Recreation Commission meeting be received.

d. Similkameen Recreation Commission Annual General meeting – January 8, 2019

THAT the Minutes of the January 8, 2019 Similkameen Recreation Commission Annual General Meeting be received.

- e. Community Services Committee – December 20, 2018
THAT the Minutes of the December 20, 2018 Community Services Committee meeting be received.
- f. Corporate Services Committee – January 3, 2019
THAT the Minutes of the January 3, 2019 Corporate Services Committee meeting be received.
- g. Environment and Infrastructure Committee – January 3, 2019
THAT the Minutes of the January 3, 2019 Environment and Infrastructure Committee meeting be received.
- h. Planning and Development Committee – January 3, 2019
THAT the Minutes of the January 3, 2019 Planning and Development Committee meeting be received.

THAT Administration is directed to commence an OCP Bylaw Review for Electoral Area “A” in the fourth quarter of 2019, switching the order of Electoral Areas “C” and “A” on the schedule included in the report dated January 3, 2019 from B. Newell.

- i. Protective Services Committee – January 3, 2019
THAT the Minutes of the January 3, 2019 Protective Services Committee meeting be received.

THAT the Board correspond with the City of Penticton advising of the contacts for the matters identified in the letter of December 18, 2018

- j. RDOS Regular Board Meeting – December 20, 2018
THAT the minutes of the December 20, 2018 RDOS Regular Board meeting be adopted.
- k. RDOS Regular Board Meeting – January 3, 2019
THAT the minutes of the January 3, 2019 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 – 2-125 Cabernet Drive, Electoral Area “D”
 - i. Permit No. D2018.163-DVP
 - ii. Responses Received

To vary the maximum height of a retaining wall.

THAT the Board of Directors approve Development Variance Permit No. D2018.163-DVP.

RECOMMENDATION 3 (Unweighted Rural Vote – Simple Majority)

IT WAS MOVED AND SECONDED

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

B. DELEGATIONS

1. Steve Brown – Race Director, Ultra520K Canada

Mr. Steve Brown addressed the Board to discuss the Ultra520K event and request funding for this year’s event.

C. DEVELOPMENT SERVICES – Building Inspection

1. Building Bylaw Infraction – 5405 Highway 97, Electoral Area “C”

The Chair enquired whether the property owner was present to speak to the application; however, they were not.

RECOMMENDATION 4 (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 2, Plan KAP11526, District Lot 2450S, Portion L 174 175 Except Plan 30429, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2333; and

THAT injunctive action be commenced.

CARRIED

D. DEVELOPMENT SERVICES – Rural Land Use Matters

1. Temporary Use Permit Application – 2155 Carmi Road, Penticton, Electoral Area “D”
 - a. Permit No. D2018.177-TUP
 - b. Responses Received

To allow for the operation of a vacation rental (two units) within an accessory structure.

Because the staff recommendation was to deny the application, the applicant was invited to address the Board, and did so.

RECOMMENDATION 5 (Unweighted Rural Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Board of Directors approve Temporary Use Permit No. D2018.177-TUP. - **CARRIED**

Opposed: Director Roberts

2. Proposed 12-Lot Subdivision – Spiller Road, Electoral Area E, Consistency with South Okanagan Regional Growth Strategy Bylaw No. 2770, 2017

To seek direction from the Board regarding the consistency of a proposed rezoning application with the South Okanagan Sub-Regional Growth Strategy (RGS) Bylaw No. 2770, 2017.

After discussion it was determined the more information was required.

RECOMMENDATION 6 (Unweighted Participant Vote – Simple Majority)

Participants: District of Summerland, City of Penticton, Town of Oliver, Town of Osoyoos, Electoral Areas “A”, “C”, “D”, “E” “F” and “I”

It was MOVED and SECONDED

THAT the matter of the proposed 12 lot subdivision be postponed to permit staff to obtain additional information;

And further, that the matter be referred to the City of Penticton for further comment.

CARRIED

Opposed: Director Boot

3. Zoning Bylaw Amendment – 2257 82nd Avenue, Osoyoos, Electoral Area “A”
 - a. Bylaw No. 2451.26, 2018
 - b. Responses Received

To allow for a two lot subdivision within the ALR.

The public hearing for this item was held Thursday, January 17, 2019 at 9:00 a.m. in the RDOS Board Room located at 101 Martin Street, Penticton.

Director Pendergraft declared a conflict because the applicant is a family member. He vacated the Boardroom for this item.

RECOMMENDATION 7 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2451.26, 2018, Electoral Area “A” Zoning Amendment Bylaw be read a third time. - **CARRIED**

Directors S. Coyne and B. Coyne vacated the Boardroom at 3:52 p.m.

4. 2017 Regional Snapshot – For Information Only
 - a. 2017 Regional Snapshot, Volume 9, 2017

Due to time constraints, this item was postponed to the next Board meeting.

5. Delegation of Board Authority to Provincial Approving Officer – Section 512 of *Local Government Act* – 10% Minimum Parcel Frontage Requirement
 - a. Bylaw No. 2838, 2019

To formally delegate to the provincial Approving Officer the authority to exempt a parcel that is being subdivided from having to provide a frontage to a highway (i.e. road) that is equal to at least 10% of the perimeter of the parcel.

RECOMMENDATION 8 (Unweighted Corporate Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2838, 2019, Regional District of Okanagan-Similkameen Delegation of Subdivision Parcel Frontage Exemption Bylaw, be read a first, second and third time and be adopted. - **CARRIED**

E. COMMUNITY SERVICES – Recreation Services

1. Investing in Canada Infrastructure Program (ICIP) – Community, Culture and Revenue Stream – Similkameen Community Pool

To replace the Similkameen Swimming Pool with a new outdoor pool at the Similkameen Recreation Center at an estimated cost of \$3M by securing up to 73.33% of the capital costs through a joint provincial and federal infrastructure grant.

RECOMMENDATION 9 (Unweighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Board of Directors support the grant application to the *ICIP-Community, Culture and Recreation Program* for an Outdoor Swimming Pool to replace the existing Similkameen Pool; and

THAT if the grant application is successful, the Board of Directors commit to raise its share (\$800,000) of the project.

CARRIED

F. FINANCE

1. 2018-2022 Five Year Financial Plan Amendment Bylaw No. 2791.01, 2019
 - a. Bylaw No. 2791, 2018 (with Schedule A)
 - b. Bylaw No. 2791.01, 2019
 - c. Bylaw No. 2791.01, 2019 Attachment 1

RECOMMENDATION 10 (Weighted Corporate Vote – 2/3 Majority)**It was MOVED and SECONDED**

THAT Bylaw No. 2791.01, 2019 2018-2022 Five Year Financial Plan Amendment Bylaw be read a first, second and third time and be adopted. - **CARRIED**

2. Anarchist Mountain Fire Protection Service Equipment Reserve Expenditure
 - a. Bylaw No. 2840, 2018

RECOMMENDATION 11 (Weighted Corporate Vote – 2/3 Majority)**It was MOVED and SECONDED**

THAT Bylaw 2840, 2018, Regional District Okanagan Similkameen Anarchist Mountain Fire Protection Service Equipment Reserve Expenditure Bylaw to expend \$31,681.25 for the purchase of Self Contained Breathing Apparatus (SCBA) be read a first, second and third time and be adopted. - **CARRIED**

G. LEGISLATIVE SERVICES**1. South Okanagan Conservation Fund**

This recommendation was supported at the January 3, 2019 Environment and Infrastructure Committee, but was not included on the consent agenda due to alternate voting for conservation matters.

RECOMMENDATION 12 (Weighted Corporate Vote – Majority)**It was MOVED and SECONDED**

THAT the Board of Directors approve the South Okanagan Conservation Fund Technical Advisory Committee recommendations for funding South Okanagan Conservation Fund projects in 2018, as follows:

- Invasive Plant Management on NCC’s South Okanagan Conservation Areas (The Nature Conservancy of Canada) - \$10,000
- Penticton Creek Restoration initiative – Upper Reach 3A and Reach 3B (Penticton Flyfishers Club) - \$159,000
- South Okanagan Bat Habitat Conservation Project (Bat Education and Ecological Protection Society) - \$17,137
- Love Your Lakes – Personalized Shoreline Assessments & Restoration Demonstration Sites (Southern Interior Land Trust) - \$39,556
- Trout Creek Restoration Project (Okanagan Nation Alliance) - \$5,000
- Fairview Heritage Townsite Enhancement Project (Fairview Heritage Townsite Society) - \$2,000
- Habitat Stewardship and Enhancement in the South Okanagan (Okanagan Similkameen Stewardship Society) Year 2 of 3 - \$40,000
- Conserving South Okanagan Habitats through an Invasive-Free Certification Program (Okanagan and Similkameen Invasive Species Society) Year 2 of 3 - \$20,144

for a total of \$292,837.

CARRIED

2. Electoral Area “H” Recreation Contribution Service Establishment Amendment Bylaw No. 2666.01, 2018

- a. Bylaw No. 2666.01, 2018

RECOMMENDATION 13 (Unweighted Corporate Vote – 2/3 Majority)**It was MOVED and SECONDED**

THAT Electoral Area ‘H’ Recreation Contribution Service Establishment Amendment Bylaw 2666.01, 2018, be read a first, second and third time and be adopted. - **CARRIED**

3. Dominion Radio Astrophysical Observatory – Inclusion into Kaleden Fire Service Area Petition
[Report and bylaw](#)

It was MOVED and SECONDED

THAT Kaleden Fire Department Fire Protection Local Service Establishment Amendment Bylaw No. 1238.02, 2019 be read a first, second and third time.

It was MOVED and SECONDED

That the matter of Inclusion into the Kaleden Fire Service Area Petition be postponed until the February 21, 2019 Board meeting. - **CARRIED**

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4. Gallagher Lake Sewer and Water Service Amendment Bylaw No. 2630.06, 2018
 - a. Bylaw No. 2630.06, 2018

To bring an additional property into the service area.

RECOMMENDATION 14 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2630.06, 2018 Gallagher Lake Sewer and Water Service Amendment Bylaw be adopted. - **CARRIED**

H. CAO REPORTS

1. Verbal Update

I. OTHER BUSINESS

1. Chair's Report

2. Board Representation

- a. BC Grape Growers Association and Starling Control – *Bush, Monteith (Alternate)*
- b. BC Rural Centre (formerly Southern Interior Beetle Action Coalition) – *Gettens, Obirek (Alternate)*
- c. Intergovernmental First Nations Joint Council - *Kozakevich, Bauer, Pendergraft*
- d. Municipal Finance Authority – *Kozakevich (Chair), Bauer (Vice Chair, Alternate)*
- e. Municipal Insurance Association – *Kozakevich (Chair), Bauer (Vice Chair, Alternate)*
- f. Okanagan Basin Water Board - *McKortoff, Boot, Knodel, Pendergraft (Alternate to McKortoff), Holmes (Alternate to Boot), Monteith (Alternate to Knodel)*
- g. Okanagan Film Commission – *Gettens, Holmes (Alternate)*
- h. Okanagan Nation Alliance Steering Committee – *Kozakevich*
- i. Okanagan Regional Library – *Kozakevich, Roberts (Alternate)*

- j. Okanagan-Kootenay Sterile Insect Release Board – *Bush, Knodel (Alternate)*
 - k. South Okanagan Similkameen Fire Chief Association – *Pendergraft, Knodel, Monteith, Obirek, Roberts*
 - l. South Okanagan Similkameen Rural Healthcare Community Coalition (formerly Developing Sustainable Rural Practice Communities) – *McKortoff, Bauer (Alternate)*
 - m. Southern Interior Municipal Employers Association – *Knodel, Kozakevich (Alternate)*
 - n. UBCO Water Research - Chair Advisory Committee – *Holmes, Bauer (Alternate)*
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3. Directors Motions

4. Board Members Verbal Update

J. ADJOURNMENT

By consensus, the meeting adjourned at 5:00 p.m.

APPROVED:

CERTIFIED CORRECT:



K. Kozakevich
RDOS Board Chair



B. Newell
Corporate Officer