

Minutes are in DRAFT form and are subject to change pending approval by the Regional District Board



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN
BOARD of DIRECTORS MEETING

Thursday, September 2, 2021, 10:28 a.m.
RDOS Boardroom
101 Martin Street, Penticton, BC V2A 5J9

MEMBERS ABSENT: Chair K. Kozakevich, Electoral Area "E"
Director M. Pendergraft, Electoral Area "A"
Director G. Bush, Electoral Area "B"
Director R. Knodel, Electoral Area "C"
Director R. Obirek, Electoral Area "D"
Director R. Gettens, Electoral Area "F"
Director T. Roberts, Electoral Area "G"
Director B. Coyne, Electoral Area "H"
Director S. Monteith, Electoral Area "I"
Director K. Robinson, City of Penticton

Director J. Sentes, City of Penticton
Director J. Vassilaki, City of Penticton
Director C. Watt, City of Penticton
Director D. Holmes, District of Summerland
Director E. Trainer, District of Summerland
Director M. Johansen, Town of Oliver
Director S. McKortoff, Town of Osoyoos
Vice-Chair S. Coyne, Town of Princeton
Director M. Bauer, Village of Keremeos

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

A. APPROVAL OF AGENDA

RECOMMENDATION (Unweighted Corporate Vote - Simple Majority)

It was MOVED and SECONDED

THAT the Agenda for the RDOS Board Meeting of September 2, 2021 be adopted as amended by:

- Removing item C.3
- Correcting typo in A.2.2
- Moving A.2.3 from Consent agenda to item C.5

- CARRIED

A.1 Consent Agenda – Corporate Issues

RECOMMENDATION (Unweighted Corporate Vote - Simple Majority)

It was MOVED and SECONDED

THAT the Consent Agenda Corporate Services be adopted – **CARRIED**

1. Advisory Planning Commissions

1. Advisory Planning Commission, Electoral Area "A"

THAT the minutes of the August 8, 2021 Advisory Planning Commission, Electoral Area "A" be received.

2. Advisory Planning Commission, Electoral Area "E"

THAT the minutes of the August 9, 2021 Advisory Planning Commission, Electoral Area "E" be received.

3. Advisory Planning Commission, Electoral Area "I" Appointment

THAT the Board of Directors appoint Whitney Wynn as a member of the Electoral Area "I" Advisory Planning Commission until October 31, 2022.

THAT a letter be forwarded to John Davis thanking him for his contribution to the Electoral Area "I" Advisory Planning Commission.

2. Parks and Recreation Committees

1. Naramata Parks & Recreation Commission Minutes

THAT the minutes of the July 26, 2021 Naramata Parks & Recreation Commission be received.

2. Similkameen Recreation Commission Minutes

THAT the minutes of the August 17, 2021 Similkameen Recreation Commission be received.

3. Okanagan Falls Parks and Recreation Commission Minutes

THAT the minutes of the August 12, 2021 Okanagan Falls Parks and Recreation Commission be received.

4. Similkameen Recreation Commission - Annual General Meeting Minutes

THAT the minutes of the August 17, 2021 Similkameen Recreation Commission Annual General Meeting be received.

3. Select Committees

1. Electoral Area "D" Service and Boundary Meeting

THAT the minutes of the July 28, 2021 Electoral Area "D" Service and Boundary meeting be received.

2. Corporate Services Committee

THAT the minutes of the August 19, 2021 Corporate Services Committee meeting be received.

- 3. Environment and Infrastructure Committee**
THAT the minutes of the August 19, 2021 Community Services Committee meeting be received.
- 4. Planning and Development Committee**
THAT the minutes of the August 19, 2021 Planning and Development Committee meeting be received.
THAT the Regional District commence a review of the Area "F" Official Community Plan and Zoning Bylaw for the purposes of protecting the aquifer which serves the Faulder Water System and those who have wells on the Meadow Valley Aquifer
THAT the Regional District commence consultation on moving street lighting into the Official Community Plans and removing them from the Subdivision Servicing Bylaw.
- 5. Protective Services Committee**
THAT the minutes of the August 19, 2021 Protective Services Committee meeting be received.
- 6. RDOS Regular Board Meeting**
THAT the minutes of the August 19, 2021 RDOS Regular Board meeting be adopted.

A.2 Consent Agenda – Development Services

RECOMMENDATION (Unweighted Rural Vote - Simple Majority)

It was MOVED and SECONDED

THAT the Consent Agenda – Development Services be adopted as amended to remove A.2.3. - **CARRIED**

- 1. Temporary Use Permit Application, 376 Road 6, Electoral Area "C"**
THAT Temporary Use Permit No. C2021.014-TUP, an application to permit farm labour housing at 376 Road 6, be approved on the following conditions:
 - *the maximum gross floor area of all farm worker housing shall be 166.5 m²; and*
 - *the maximum number of sleeping units for all farm worker housing shall not exceed 12.*

2. Temporary Use Permit Application, 2589 Naramata Road, Electoral Area "C"

THAT Temporary Use Permit No. C2021.019-TUP to allow for a vacation rental at 2589 Naramata Road, be approved.

3. Development Variance Permit Application, 2631 Nicola Avenue, Electoral Area "H"

(Item was moved from Consent to item C.5)

B. DEVELOPMENT SERVICES – Bylaw Enforcement

B.1 Non-conforming uses 980 Pumphouse Road, Okanagan Falls

RECOMMENDATION (Unweighted Corporate Vote - Simple Majority)

It was MOVED and SECONDED

THAT the RDOS abandon enforcement of the Electoral Area "D" Zoning Bylaw No. 2455, 2008 against Lot 2, District Lots 2883s and 3147s, SDYD, Plan 9597 except Plan 13984;

It was MOVED and SECONDED

THAT the motion be postponed to the November 18, 2021 meeting. - **CARRIED**

C. DEVELOPMENT SERVICES – Rural Land Use Matters

C.1 Zoning Bylaw Amendment – Electoral Area "F"

RECOMMENDATION (Unweighted Rural Vote - Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2461.16, 2021, a bylaw to amend the Electoral Area "F" Zoning Bylaw to allow for a campground at 5863 Princeton-Summerland Road 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 September 23, 2021; and,

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

C.2 Zoning Bylaw Amendment – Electoral Area "F"

RECOMMENDATION (Unweighted Rural Vote - Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2461.17, 2021, a bylaw to amend the Electoral Area "F" Zoning

Bylaw to allow a thrift store to operate at 2002 West Bench Drive be read a first and second time and proceed to public hearing; and, - **CARRIED**

THAT the Board of Directors considers the process, as outlined in the report from the Chief Administrative Officer dated September 2, 2021, to be appropriate consultation for the purpose of Section 475 of the *Local Government Act*; - **CARRIED**

RECOMMENDATION (Unweighted Corporate Vote - Simple Majority)

It was **MOVED** and **SECONDED**

THAT the holding of the public hearing be delegated to Director Gettens; and,

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

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

C.3 Development Variance Permit Application – Electoral Area “H”
(Duplicate of C.4. Item removed.)

C.4 Development Variance Permit Application, 1100 Summer Creek Road, Electoral Area “H”

RECOMMENDATION (Unweighted Rural Vote - Simple Majority)

It was **MOVED** and **SECONDED**

THAT Development Variance Permit No. H2021.029-DVP to vary the proof of water requirements for a new parcel to be created at 1100 Summer Creek Road, be approved. – **CARRIED**

C.5 Item Removed from Consent Agenda – Development Services
Development Variance Permit Application, 2631 Nicola Avenue, Electoral Area “H”

The Chair enquired whether the property owner or agent was present to address the Board and they property owner did so.

RECOMMENDATION 1 (Unweighted Rural Vote – Simple Majority)

It was **MOVED** and **SECONDED**

THAT Development Variance Permit No. H2021.024-DVP be denied. – **CARRIED**

Opposed: Director Bush

D. PUBLIC WORKS

D.1 Oliver Organics Facility - Capital Reserve Expenditure Request

RECOMMENDATION (Weighted Corporate Vote - Majority)

It was MOVED and SECONDED

THAT the Board of Directors approve an increase from \$200,000 approved in the 2021 Financial Plan to up to \$800,000 from the Oliver Landfill Capital Reserve for the Organics Facility Infrastructure. - **CARRIED**

D.2 Reallocation of New Building Canada Funds

RECOMMENDATION (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board of Directors request staff to give further consideration of options for repurposing, this includes a consultation process with Board and community. – **DEFEATED**

Opposed: Director Watt, Holmes, Trainer, Bush, Vassilaki, Sentes, Robinson, Bauer, Pendergraft, Johansen, Knodel, Spencer Coyne, McKortoff, Roberts, and Kozakevich.

RECOMMENDATION (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Regional District apply to the Minister of Municipal Affairs to repurpose the New Building Canada II Grant received on the Kaleden Sewer Project to a wastewater treatment in Naramata. – **CARRIED**

Opposed: Director Holmes, Obirek, Gettens, and Monteith.

E. LEGISLATIVE SERVICES

E.1 Oliver and District Arena Loan Authorization Bylaw No. 2844, 2019

RECOMMENDATION (Weighted Corporate Vote - Majority)

It was MOVED and SECONDED

THAT third reading of Oliver and District Arena Loan Authorization Bylaw No. 2844, 2019 be rescinded; and,

THAT Bylaw 2844, 2019 be amended to adjust the amount to be borrowed from \$900,000 to \$400,000; and,

THAT Oliver and District Arena Loan Authorization Bylaw No. 2844, 2019 be read a third time as amended and forwarded to the Inspector of Municipalities for approval; and,

THAT upon approval by the Inspector of Municipalities, participating area approval for the adoption of Oliver and District Arena Loan Authorization Bylaw No. 2844 be obtained from the electorate within the Oliver and District Arena service area through an alternative approval process in accordance with the *Local Government Act*;

THAT the deadline for submitting elector response forms in relation to Bylaw No. 2844 to the Manager of Legislative Services is no later than 4:30 p.m. on Monday December 6, 2021;

THAT the elector response form attached to the report dated September 2, 2021 be the approved form for Bylaw No. 2844 alternative approval process;

THAT the total number of eligible electors to which the alternative approval process applies is 7541;

THAT the number of elector responses required to prevent the bylaw from proceeding without a referendum is 7541. - **CARRIED**

F. CAO REPORTS

F.1 Verbal Update

The Chief Administrative Officer advised that a return to in person meeting is not expected in the immediate future.

F.2 Declaration of State of Local Emergency Approval

RECOMMENDATION (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Declaration of a State of Local Emergency for Electoral Area “H” that expired August 25th be extended for a further seven days to September 1st; and,

THAT all declarations be submitted to the Minister of State for Emergency Preparedness for approval. - **CARRIED**

G. OTHER BUSINESS

G.1 Chair’s Report

G.2 Directors Motions

1. Motion - Director Gettens

RECOMMENDATION (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Directors Motion "*THAT staff bring forward amendment recommendations to the APC bylaws to address non-attendance by APC members*" be referred to Administration for analysis of the feasibility,

Minutes are in DRAFT form and are subject to change pending approval by the Regional District Board

8

legislative compliance and budget impacts. - **CARRIED**

G.3 Board Members Verbal Update

Request to Staff Director Knodel – Have staff look into letter of appreciation or RDOS promotional material for firefighters from out of area.

H. ADJOURNMENT

RECOMMENDATION (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

The meeting adjourn. – **CARRIED**

The meeting adjourned at 12:12pm.

APPROVED:

CERTIFIED CORRECT:

K. Kozakevich RDOS Board Chair

B. Newell Corporate Officer