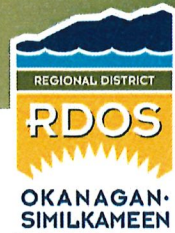


APPROVED JUNE 18, 2020

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN



Minutes of the Regular Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 11:00 a.m. on Thursday, June 4, 2019 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"	Director R. Knodel, Electoral Area "C"
Vice Chair D. Holmes, District of Summerland	Director S. McKortoff, Town of Osoyoos
Director M. Bauer, Village of Keremeos	Director S. Monteith, Electoral Area "I"
Director J. Bloomfield, City of Penticton	Director R. Obirek, Electoral Area "D"
Director T. Boot, District of Summerland	Director M. Pendergraft, Electoral Area "A"
Director G. Bush, Electoral Area "B"	Director F. Regehr, City of Penticton
Director B. Coyne, Electoral Area "H"	Director T. Roberts, Electoral Area "G"
Director S. Coyne, Town of Princeton	Director J. Vassilaki, City of Penticton
Director R. Gettens, Electoral Area "F"	Director P. Veintimilla, Town of Oliver
Director J. Kimberley, City of Penticton	

MEMBERS ABSENT:

STAFF PRESENT:

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

Ministerial Order 139/2020 directed that, despite section 228 of the *Local Government Act*, a board may adopt a bylaw described in that section at the same meeting at which the bylaw passes third reading if the motion for adoption receives the majority of the votes cast.

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 June 4, 2020 be amended to add Item G6 EOC Update and remove Item B1 Delegation.

CARRIED

1. Consent Agenda – Corporate Issues

a. Corporate Services Committee – May 21, 2020

THAT the Minutes of the May 21, 2020 Corporate Services Committee meeting be received.

THAT the Committee recommend that Board of Directors adopt the UBCM Meeting Request Policy.

b. Planning and Development Committee – May 21, 2020

THAT the Minutes of the May 21, 2020 Planning and Development Committee meeting be received.

THAT the Regional District of Okanagan-Similkameen Okanagan Basin Lakes Official Community Plan and Zoning Amendment Bylaw No. 2862 proceed to first reading.

c. Protective Services Committee – May 21, 2020

THAT the Minutes of the May 21, 2020 Protective Services Committee meeting be received.

THAT the Protective Services Committee recommend that Bylaw No. 2901, 2020, being of the Regional District of Okanagan-Similkameen, to regulate the administration and operation of the Regional Emergency Management Program be given first, second and third readings and adopted by the Board of Directors.

d. RDOS Regular Board Meeting – May 21, 2020

THAT the minutes of the May 21, 2020 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 – 1802 45th Street, Osoyoos/Area “A”****i. Permit**

THAT Development Variance Permit No. A2020.004-DVP be approved.

b. Temporary Use Permit Application – 4245 Mill Road, Electoral Area “E”**i. Permit****ii. Representations**

THAT Temporary Use Permit No. E2020.003-TUP be approved.

c. Temporary Use Permit Application – 3189 3rd Street, Electoral Area “E”**i. Permit****ii. Representations**

THAT Temporary Use Permit No. E2020.005-TUP be approved.

RECOMMENDATION 3 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Consent Agenda – Development Services be adopted.

CARRIED

B. DELEGATIONS**1. Mr. Dan Albas, Member of Parliament**

This item was removed from the agenda.

C. DEVELOPMENT SERVICES**1. Appointment of Bylaw Enforcement Officer**

RECOMMENDATION 4 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Regional District of Okanagan-Similkameen Board appoint Wayne Belleville as a Bylaw Enforcement Officer to enforce regulatory bylaws for the Regional District of Okanagan-Similkameen.

CARRIED

D. DEVELOPMENT SERVICES – Building Inspection**1. Building Bylaw Infraction at 117/115 Farleigh Lake Road, Electoral Area “1”**

The property owner addressed the Board.

Chair Kozakevich requested that the motion be split.

RECOMMENDATION 5 (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 15, District Lot 1444, District Plan KAP23234, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805.

CARRIED

Opposed: Director Bloomfield

It was MOVED and SECONDED

THAT injunctive action be commenced.

CARRIED

Opposed: Directors Pendergraft, Veintimilla, Regehr, Kimberley, Knodel, Boot, McKortoff

2. Building Bylaw Infraction at 465 North Beach Road, Electoral Area "F"

The property owner addressed the Board.

RECOMMENDATION 6 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT, if an application for a building permit and a Watercourse Development Permit has not been submitted by September 30, 2020, 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 12, Plan KAP11635, District Lot 2694, ODYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805; and

THAT injunctive action be commenced.

CARRIED

Opposed: Directors Bush, Knodel

3. Building Bylaw Infraction at 2881 Princeton-Summerland Road, Electoral Area "H"

The property owner addressed the Board.

RECOMMENDATION 7 (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 14, Plan KAP30710, District Lot 2140 KDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2805; and

THAT injunctive action be commenced.

CARRIED

4. Building Bylaw Infraction at 3582 Princeton-Summerland Road, Electoral Area "H"

The property owner addressed the Board.

RECOMMENDATION 8 (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 1, Plan 29330, District Lot 2075, KDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805.

CARRIED

5. **Building Bylaw Infraction at 3027 Spruce Drive, Electoral Area “E”**

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

RECOMMENDATION 9 (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 KAP24519, District Lots 207 and 266, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805.

CARRIED

6. **Building Bylaw Infraction at 2620 Nicola Avenue, Electoral Area “H”**

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

RECOMMENDATION 10 (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 Parcel A (KJ30021), Block 17, District Lot 128 YDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805.

CARRIED

7. **Building Bylaw Infraction at 99 Apex Mountain Road, Electoral Area “I”**

The property owner addressed the Board.

RECOMMENDATION 11 (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 1, District Lot 1801, Plan 14698 Except Plans H13599 & KAP54136, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805; and

THAT injunctive action be commenced.

CARRIED

8. Building Bylaw Infraction at 8490 Princeton-Summerland, Electoral Area "F"

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

RECOMMENDATION 12 (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 6, District Lot 2888, Plan 647, ODYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and 2805; and

THAT injunctive action be commenced.

CARRIED

E. DEVELOPMENT SERVICES – Rural Land Use Matters**1. Development Variance Permit Application – 3008 Highway 5A, Allison Lake/ Area H**

- a. Permit
- b. Representations

To allow for the construction of an accessory structure.

RECOMMENDATION 13 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Development Variance Permit No. H2019.031-DVP be approved.

CARRIED

2. Development Variance Permit Application – 407 Valiant Drive, Electoral Area "F"

- a. Permit
- b. Representations

To increase the maximum height for a retaining wall.

RECOMMENDATION 14 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Development Variance Permit No. F2020.003-DVP be approved.

CARRIED

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3. **Official Community Plan (OCP) and Zoning Bylaw Amendment – Electoral Area “I” Apex Mountain Zone Review**
- a. Bylaw No. 2683.03
 - b. Bylaw No. 2457.26
 - c. Representations

RECOMMENDATION 15 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the matter of Official Community Plan (OCP) and Zoning Bylaw Amendment – Electoral Area “I” Apex Mountain Zone Review Bylaw Nos. 2683.03 and 2457.26 be postponed until a second public hearing takes place.

CARRIED

Opposed: Director Bush

4. **Temporary Use Permit Application – 3055 Hayman Road, Electoral Area “E”**
- a. Permit
 - b. Representations

RECOMMENDATION 16 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Temporary Use Permit No. E2020.004-TUP be approved.

CARRIED

5. **Zoning Bylaw Amendment – 256 Copper Mountain Road, Electoral Area “H”**
- a. Bylaw No. 2498.21

RECOMMENDATION 17 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2498.21, 2020, Electoral Area “H” Zoning Amendment Bylaw be adopted.

CARRIED

6. **Zoning Bylaw Amendment – Duplex Zone Review (Residential Zone Update – Phase 2) Electoral Areas “A”, “C”, “D”, and “E”**
- a. Bylaw No. 2886

RECOMMENDATION 18 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2886, 2020, Regional District of Okanagan-Similkameen Duplex Zone Update Amendment Bylaw be adopted.

CARRIED

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7. **Zoning Bylaw Amendment – 8025 Princeton-Summerland Road, Electoral Area “F”**
- a. Bylaw 2461.14
 - b. Representations

RECOMMENDATION 19 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2461.14, 2020, Electoral Area “F” 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 July 16, 2020;

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

AND THAT a statutory covenant be registered on title prior to bylaw adoption to ensure the home industry operations are fully contained and within a sound-dampened building.

CARRIED

8. **Regional District of Okanagan-Similkameen Wildfire Hazard Development Permit Area Project – Contract Award**

RECOMMENDATION 20 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT the Board of Directors award the RDOS Wildfire Hazard Mapping and Development Permit Area Guidelines Project contract to B.A. Blackwell & Associates in the amount of \$49,896.00.

CARRIED

9. **Statement of Significance – David Woodbury McLellan Residence, 995 Ellis Avenue, Hedley, BC**
- a. Statement of Significance

RECOMMENDATION 21 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the David Woodbury McLellan Residence be included on the RDOS Community Heritage Register.

CARRIED

F. FINANCE

1. **Area “H” Community Works (Gas Tax) Reserve Expenditure Bylaw**
 - a. Bylaw No. 2902
 - b. Quote

RECOMMENDATION 22 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT Bylaw No.2902, 2020, Electoral Area “H” Community Works (Gas Tax) Reserve Fund Expenditure Bylaw be read a first, second, and third time and be adopted.

CARRIED

G. LEGISLATIVE SERVICES

1. **Okanagan Falls Sanitary Sewer Service Petition**
 - a. Bylaw 1239.08

RECOMMENDATION 23 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 1239.08, 2020 Okanagan Falls Sanitary Sewer Service Area Extension Bylaw be read a first, second and third time.

CARRIED

2. **Willowbrook Fire Protection Local Service Establishment Amendment Bylaw**
 - a. Bylaw 1388.03
 - b. Bylaw 1388.02
 - c. Bylaw 2874

RECOMMENDATION 24 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Willowbrook Fire Protection Local Service Establishment Amendment Bylaw No. 1388.03, 2020, be read a first, second and third time and be forwarded to the Inspector of Municipalities for approval.

CARRIED

It was MOVED and SECONDED

THAT first, second and third readings of Willowbrook Fire Protection Local Service Establishment Amendment Bylaw No. 1388.02, 2019 and Willowbrook Fire Truck Acquisition Loan Authorization Bylaw No. 2874, 2019 be rescinded and the bylaws abandoned.

CARRIED

3. Emergency Program Regulatory Bylaw

- a. Bylaw 2901

RECOMMENDATION 25 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

That Bylaw No. 2901, 2020, Regional Emergency Management Program Regulatory Bylaw be read a first, second and third time and adopted.

CARRIED

4. Open Burning Regulations Bylaw

- a. Bylaw No. 2898
b. Bylaw No. 2364

RECOMMENDATION 26 (Unweighted Participant Vote “A”, “B”, “C”, “D”, “E”, “G”, “H”, “I” – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2898, 2020 Regional District of Okanagan-Similkameen Open Burning Regulations Bylaw be read a first, second and third time and be adopted.

It was MOVED and SECONDED

THAT consideration of Bylaw No. 2898 be deferred until the first Board meeting in September to allow further consultation with the public.

CARRIED

5. UBCM Meeting Request Policy

- a. Policy

RECOMMENDATION 27 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the UBCM Meeting Request Policy be adopted.

CARRIED

ADDENDUM

6. EOC Update

It was MOVED and SECONDED

THAT the Board of Directors ratify the declaration of a State of Local Emergency for Electoral Area “B” authorized by the Chair on May 31st, 2020; and,

THAT the declaration be sent to the Minister responsible for Emergency Preparedness

CARRIED

H. CAO REPORTS**1. Verbal Update**

I. OTHER BUSINESS**1. Chair's Report**

2. Directors Motions

RECOMMENDATION 28 (Unweighted Corporate Vote – Simple Majority)

Director's Motion - Chair Kozakevich

It was MOVED and SECONDED

That staff bring forward options for zoning regulations to govern the placement of solar energy devices including but not limited to solar panels and solar trees.

CARRIED

Opposed: Pendergraft

Notice of Motion – Director B. Coyne

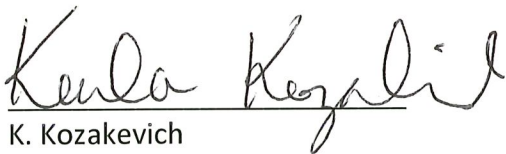
THAT staff explore how different regions are supporting (i.e. funding mechanisms) Search and Rescue groups.

3. Board Members Verbal Update

J. ADJOURNMENT

By consensus, the meeting adjourned at 1:46 p.m.

APPROVED:



K. Kozakevich
RDOS Board Chair

CERTIFIED CORRECT:



B. Newell
Corporate Officer