



# REGIONAL DISTRICT OF NORTH OKANAGAN

MINUTES of a **REGULAR** meeting of the **BOARD of DIRECTORS** of the **REGIONAL DISTRICT OF NORTH OKANAGAN** held in the Boardroom at the Regional District Office on Wednesday, December 11, 2013.

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<b>Members:</b>	Director P. Nicol	City of Vernon	Chair
	Director R. Fairbairn	Electoral Area "D"	Vice Chair
	Alt. Director C. Pieper	City of Armstrong	
	Director D. Dirk	District of Coldstream	
	Director H. Cyr	City of Enderby	
	Director K. Acton	Village of Lumby	
	Director J. Brown	Township of Spallumcheen	
	Director R. Sawatzky	City of Vernon	
	Alt. Director J. Cunningham	City of Vernon	
	Director M. O'Keefe	City of Vernon	
	Director B. Fleming	Electoral Area "B"	
	Director M. Macnabb	Electoral Area "C"	
	Director E. Foisy	Electoral Area "E"	
	Director J. Pearase	Electoral Area "F"	

<b>Staff:</b>	T. Hall	Administrator
	D. Sewell	General Manager, Finance
	L. Mellott	General Manager, Electoral Area Administration
	R. Smailes	General Manager, Planning and Building
	D. McTaggart	General Manager, Engineering
	J. Byron	Corporate Officer / Human Resources Manager
	K. Pinkoski	Parks Planner
	T. Nelson	Community Development Coordinator
	R. Baker	Community / Protective Services Manager
	D. Danallanko	Regional Disposal Facility Operations Manager
	A. Kittel	Regional Growth Strategy Coordinator
	L. Schrauwen	Temp. Senior Clerk (taking minutes)

<b>Also Present:</b>	Alt. Director S. Ghattas	Electoral Area "B"
	Alt. Director J. Garlick	District of Coldstream
	Councilor G. Kiss	District of Coldstream
	Media and Public	

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Larry Gardiner, Engineering Technologist / Cross Connection Control Officer, and Donna Douglas, Clerk, both of the Engineering Department, were acknowledged for their 5 year's service with the Regional District of North Okanagan.

## CALL MEETING TO ORDER

The meeting was called to order at 4:01 p.m.

## **ELECTION OF BOARD OF DIRECTORS CHAIR**

The Corporate Officer called three times for nominations for the office of Chair of the Board of Directors pursuant to the provisions of Section 792 of the *Local Government Act*.

Director Acton nominated Director Nicol, seconded by Director Cyr.

There being no other nominations, Director Nicol was elected Chair of the Board of Directors by acclamation.

## **ELECTION OF BOARD OF DIRECTORS VICE CHAIR**

The Corporate Officer called three times for nominations for the office of Vice Chair of the Board of Directors pursuant to the provisions of Section 792 of the *Local Government Act*.

Director Acton nominated Director Fairbairn, seconded by Director Macnabb.

There being no other nominations, Director Fairbairn was elected Vice Chair of the Board of Directors by acclamation.

Director Nicol assumed the Chair.

## **APPROVAL OF AGENDA**

### **Board of Directors – December 11, 2013**

Moved and seconded by Directors Macnabb and Cunningham

That the Agenda of the December 11, 2013 regular meeting of the Board of Directors be approved as amended:

Regular Agenda:

- Item E.20 – Sound Level Meter Kit and Training to Enforce *Regional District of North Okanagan Noise Regulation Bylaw No. 2581, 2013*
- Item E.21 – Electoral Area "D" Advisory Planning Commission Reappointments
- Item E.22 – Electoral Area "E" Advisory Planning Commission Reappointments
- Item E.23 – Electoral Area "F" Advisory Planning Commission Reappointments
- Item E.24 – Art Gallery and Museum Development and Referendum Process
- Item E.25 – Greater Vernon Museum and Archives – 2014 Board Appointments
- Item E.26 – Water Supply Agreement – Stepping Stones
- Item E.27 – Custom Voting at the Board of Directors
- Item G.1c – Electoral Area Advisory Committee Meeting Minutes – Regular – December 5, 2013 (unadopted)
- Item G.1d – Greater Vernon Advisory Committee Meeting Minutes – Regular – December 5, 2013 (unadopted)

In Camera Agenda:

- Item E.2 – Section 90(1)(g)
- Item E.3 – Section 90(1)(e)
- Item E.4 – Section 90(1)(e)
- Item G.1a – Electoral Area Advisory Committee Meeting Minutes – In Camera – December 5, 2013 (unadopted)

- Item G.1b – Greater Vernon Advisory Committee Meeting Minutes – In Camera – December 5, 2013 (unadopted)

**CARRIED**

## **ADOPTION OF MINUTES**

### **Board of Directors – November 20, 2013**

Moved and seconded by Directors Brown and Dirk

That the minutes of the November 20, 2013 meeting of the Board of Directors be adopted as circulated.

**CARRIED**

### **Public Hearing [Bylaw 2600] – November 20, 2013**

Moved and seconded by Directors Macnabb and Fleming

That the minutes of the November 20, 2013 Public Hearing [Bylaw 2600] of the Board of Directors be adopted as circulated.

**CARRIED**

## **UNFINISHED BUSINESS**

### **Transit Tickets – United Way**

Discussion ensued regarding the provision of transit tickets to the United Way.

### **Bylaw 2600 – Subdivision Servicing Bylaw**

Moved and seconded by Directors Macnabb and Fleming

That *Subdivision Servicing Bylaw No. 2600, 2013*, which proposes to replace Regional District of North Okanagan Subdivision Servicing Bylaw No. 726, 1986, be amended as follows:

- (1) Section 402 be amended by replacing the words "...standards prescribed by..." with the words "...requirements of..." such that the first paragraph of Section 402 would read:

All highways must be dedicated and constructed in accordance with the requirements of the Ministry of Transportation and Infrastructure.

- (2) Section 200 be amended by changing the definition of SUBDIVISION  
from:

**SUBDIVISION** means the division of land into two (2) or more **parcels**, whether by plan, apt descriptive words, or otherwise and includes consolidation of two (2) or more **parcels** as well as boundary adjustments, as defined in the *Land Title Act* or under the *Strata Property Act*.

to:

**SUBDIVISION** means the division of land into two (2) or more **parcels**, whether by plan, apt descriptive words, or otherwise as defined in the *Land Title Act* or under the *Strata Property Act*.

- (3) Section 400 be amended to allow applicants to provide water quality tests, well yield tests, pumping tests, and hydrogeological reports which are dated not more than five (5) years, rather than three (3) years, prior to the date of subdivision application; and further,

That *Subdivision Servicing Bylaw No. 2600, 2013*, as amended, be forwarded to the Ministry of Transportation and Infrastructure for formal endorsement.

**CARRIED**

**NEW BUSINESS****Bylaw 2546 – Zoning Bylaw Text Amendment  
RAUSER [File No. 09-0125-B-RZ]**

Moved and seconded by Directors Fleming and Macnabb

That *Zoning Bylaw Text Amendment No. 2546, 2012* which proposes to amend the text of Zoning Bylaw No. 1888, 2003 to allow a Dog Accommodation and Dog Day-Care Facility in the Residential Single Family Zone [R.1] for the property legally described as Lot 5, Section 23, Township 8, ODYD, Plan 2728, Except Plans 16975, 21405, 28462 and H433 and located at 7432 Pleasant Valley Road, Electoral Area “B”, be Adopted.

**CARRIED**

**Bylaw 2576 – Rezoning  
0708002 BC Ltd. c/o F. Jagert [File No. 12-0514-F-RZ]**

Moved and seconded by Directors Fairbairn and Fleming

That *Rezoning Bylaw No. 2576, 2013* which proposes to rezone the property legally described as Lot A, Sec 14, Twp 19, R6, W6M, KDYD, Plan 29460 and located at Parkway Road and Mabel Lake Road, Electoral Area “F”, from the Non-Urban (N.U) zone to the Neighbourhood Commercial (C.3) zone and a proposed new Residential Large Lot Housing with Suite or Two Family Dwelling (R.7) zone be Adopted.

**CARRIED**

**Opposed: Directors Pearase and Macnabb**

**Bylaw 2589 – Zoning Bylaw Text Amendment  
Agri-Tourism Accommodation Provisions**

Moved and seconded by Directors Macnabb and Pearase

That *Zoning Bylaw Text Amendment No. 2589, 2013* to include the Agricultural Land Commission Agri-tourism provisions into Zoning Bylaw No. 1888, 2003 be given First Reading; and further,

That *Zoning Bylaw Text Amendment No. 2589, 2013* be referred to various agencies such as the Regional Agricultural Advisory Committee, Advisory Planning Commissions, Ministry of Agriculture, and Agricultural Land Commission.

**CARRIED**

**Bylaw 2592 - Zoning Bylaw Text Amendment [Secondary Suites]**

Moved and seconded by Directors Fleming and Fairbairn

That *Zoning Text Amendment Bylaw No. 2592, 2013* which proposes to amend the Regional District of North Okanagan Zoning Bylaw No. 1888, 2003 to permit secondary suites within single family dwellings on parcels in the Small Holding (S.H), Country Residential (C.R), Non-Urban (N.U), and Large Holding (L.H) zones be given First Reading; and further,

That *Zoning Bylaw Text Amendment No. 2592, 2013* be referred to the Interior Health Authority, Okanagan Basin Water Board and Advisory Planning Commissions for review and comment.

**CARRIED**

Moved and seconded by Directors Macnabb and Fairbairn

That a letter be forwarded to the Ministry of Health requesting that the definition of a “water supply system” exclude two private residences served by the same water system on a single parcel of land.

**CARRIED**

**Bylaw 2603 - Electoral Areas "D" and "E" Official Community Plan Amendment [Genetically Modified Organisms]**

Moved and seconded by Directors Fairbairn and Foisy

That the matter of *Electoral Areas "D" and "E" Official Community Plan Amendment Bylaw No. 2603, 2013* which proposes to amend the Official Community Plan to include Policies regarding Genetically Modified Organisms be postponed until further clarification of the definitions of ‘Genetically Engineered Organisms’ and ‘Genetically Modified Organisms’ at the January 16, 2014 Electoral Area Advisory Committee meeting.

**CARRIED**

**Bylaw 2612 – Greater Vernon Sub-Regional Parks and Trails Service Fees Imposition**

Moved and seconded by Directors Dirk and Sawatzky

That *Greater Vernon Sub-Regional Parks and Trails Service Fees Imposition Bylaw No. 2612, 2013* be given First, Second and Third Readings.

**CARRIED**

Moved and seconded by Directors Macnabb and Dirk

That *Greater Vernon Sub-Regional Parks and Trails Service Fees Imposition Bylaw No. 2612, 2013* be amended to round fees to the nearest five (5) cents.

**CARRIED**

Moved and seconded by Directors Cunningham and Macnabb

That *Greater Vernon Sub-Regional Parks and Trails Service Fees Imposition Bylaw No. 2612, 2013* be Adopted.

**CARRIED**

**Bylaw 2613 – Zoning Bylaw Text Amendment [Mineral Extraction]**

Moved and seconded by Directors Macnabb and Pearase

That *Zoning Text Amendment Bylaw No. 2613, 2013*, which proposes to amend the Regional District of North Okanagan Zoning Bylaw No. 1888, 2003 by prohibiting mineral extraction and processing in the Country Residential (C.R) zone in Electoral Areas “B” and “C” be given First Reading; and further,

That *Zoning Text Amendment Bylaw No. 2613, 2013* be referred to internal departments, legal counsel, the Agricultural Land Commission, the Ministry of Energy and Mines, Advisory Planning Commissions and various agencies for review and comment prior to consideration of Second Reading.

**CARRIED**

**Bylaw 2614 – Municipal Solid Waste Management Amendment**

Moved and seconded by Directors Cyr and Brown

That *Municipal Solid Waste Management Amendment Bylaw No. 2614, 2013* be given First, Second and Third Readings.

**CARRIED**

Moved and seconded by Directors Fleming and Macnabb  
That *Municipal Solid Waste Management Amendment Bylaw No. 2614, 2013* be amended to include an effective date of April 1, 2014.

**CARRIED**

Moved and seconded by Directors Cunningham and Cyr  
That *Municipal Solid Waste Management Amendment Bylaw No. 2614, 2013* be Adopted.

**CARRIED**

#### **Bylaw 2615 – Electoral Areas “B” and “C” Parks Fees and Charges Imposition**

Moved and seconded by Directors Fleming and Macnabb  
That *Electoral Areas “B” and “C” Parks Fees and Charges Imposition Bylaw No. 2615, 2013* be given First, Second and Third Readings.

**CARRIED**

Moved and seconded by Directors Macnabb and Fleming  
That *Electoral Areas “B” and “C” Parks Fees and Charges Imposition Bylaw No. 2615, 2013* be amended to round fees to the nearest five (5) cents.

**CARRIED**

Moved and seconded by Directors Fleming and Macnabb  
That *Electoral Areas “B” and “C” Parks Fees and Charges Imposition Bylaw No. 2615, 2013* be Adopted.

**CARRIED**

#### **Bylaw 2616 – Regional District of North Okanagan 2013 - 2017 Five Year Financial Plan Amendment**

Moved and seconded by Directors Sawatzky and Cunningham  
That *Regional District of North Okanagan 2013 - 2017 Five Year Financial Plan Amendment Bylaw No. 2616, 2013* be given First, Second and Third Readings.

**CARRIED**

Moved and seconded by Directors Cunningham and Sawatzky  
That *Regional District of North Okanagan 2013 - 2017 Five Year Financial Plan Amendment Bylaw No. 2616, 2013* be Adopted.

**CARRIED**

#### **Bylaw 2617 – Lumby Community Services Centre Grant-in-aid Conversion and Establishment Amendment**

The General Manager, Electoral Area Administration noted that the Village of Lumby endorsed the second draft of Bylaw 2617 with the following amendment:

Section 4 is amended as follows:

- By deleting the portion that reads “annual net cost shall not exceed the product of a levy of \$0.80 per capita” and replacing it with “annual net cost shall not exceed the product of a levy of ~~\$2.54~~ **\$2.90** per capita”.

Moved and seconded by Directors Acton and Fairbairn

That *Lumby Community Services Centre Grant-in-aid Conversion and Establishment Amendment Bylaw No. 2617, 2013* be given First, Second and Third Readings and be forwarded to the participants for consent; and further,

That, upon obtaining unanimous consent of the participants, *Lumby Community Services Centre Grant-in-aid Conversion and Establishment Amendment Bylaw No. 2617, 2013* be forwarded to the Inspector of Municipalities for statutory approval.

**CARRIED**

### **Bylaw 2650 – Greater Vernon Water Subdivision and Development Servicing**

Moved and seconded by Directors Sawatzky and Macnabb

That *Greater Vernon Water Subdivision and Development Servicing Bylaw No. 2650, 2013* which proposes to replace the following bylaws upon adoption:

1. "*Vernon Irrigation District Subdivision Water Regulations Bylaw No. 248, 1960*" and amendments thereto; and

2. "*GVWU Waterworks Regulation Bylaw No. 2063, 2005*" and amendments thereto; and

3. "*GVWU Land Development Regulation Bylaw No. 2076, 2005*" and amendments thereto

be given First Reading; and further,

That *Greater Vernon Water Subdivision and Development Servicing Bylaw No. 2650, 2013* be referred for comments to various agencies and stakeholders prior to consideration of Second Reading.

**CARRIED**

Moved and seconded by Directors Cunningham and Sawatzky

That staff be directed to hold a public input session regarding *Greater Vernon Water Subdivision and Development Servicing Bylaw No. 2650, 2013*.

**CARRIED**

### **Policy Consolidation – Recycling and Disposal Fees Reimbursement for Community Clean-Up**

Moved and seconded by Directors Pearase and Cyr

That the following Policies be rescinded:

- FAC008 - Use of Recycling and Disposal Facilities by Road Maintenance Contractors and the RCMP; and
- GG039 - Tipping Fee Relief for Municipal Staff Disposing Illegally Dumped Refuse; and
- GG040 - Tipping Fee Relief for Disposing of Noxious Weeds; and
- ENG-SW-001 - Reduced Disposal Fee for Litter; and further,

That Policy No. ENG-SW-001 – Recycling and Disposal Fees for Community Clean - Up be endorsed.

**CARRIED**

Moved and seconded by Directors Dirk and Cunningham

That staff be directed to develop a pre-approval process regarding Policy No. ENG-SW-001 – Recycling and Disposal Fees for Community Clean - Up.

**CARRIED**

**9-1-1 Emergency Telephone Service**

Moved and seconded by Directors Dirk and Cunningham

That the Regional District of North Okanagan support continued participation in the Regional District of Central Okanagan (RDCO) 9-1-1 Public Service Answering Point (PSAP) Program in 2014; and

That the Regional District of North Okanagan support and commit to the Request for Proposal (RFP) process being initiated by the RDCO in 2014; and further,

That the Regional District of North Okanagan be authorized to enter into an agreement to extend the current RDCO 9-1-1 PSAP Agreement for one year (to December 31, 2014) with all other terms and conditions remaining the same, including program costs.

**CARRIED**

**Central Okanagan Regional Growth Strategy Bylaw 1336, 2013**

Moved and seconded by Directors Acton and Fleming

That Central Okanagan Regional Growth Strategy Bylaw No. 1336, 2013 be accepted by the Regional District of North Okanagan.

**CARRIED**

**Agricultural Land Commission**

Moved and seconded by Directors Cunningham and Macnabb

That a letter be sent to the Minister of Agriculture indicating the Board's strong support of the Agricultural Land Commission (ALC) and the ALC's independence as the ALC is vital to the preservation of agricultural land and sustainability of agriculture in British Columbia; and further, That local governments be consulted if there are any changes to the ALC mandate or role.

**CARRIED**

**Restricted Farm Losses**

Moved and seconded by Directors Macnabb and Cunningham

That the letter from the Canadian Federation of Agriculture regarding Restricted Farm Losses be received for information; and further,

That the recommendation of the Canadian Federation of Agriculture that the comprehensive income test outlined in Canada v. Craig be maintained to ensure that small, innovative operations continue to provide the next generation of Canadian farmers be supported.

Moved and seconded by Directors Macnabb and Cunningham

That the motion be amended to substitute the second paragraph with the following:

That letters be sent to federal ministers and MP Colin Mayes supporting the recommendation of the Canadian Federation of Agriculture that the comprehensive income test outlined in Canada v. Craig be maintained to ensure that small innovative operations continue to provide the next generation of Canadian farmers.

**CARRIED**

Motion as amended:

That the letter from the Canadian Federation of Agriculture regarding Restricted Farm Losses be received for information; and further,

That letters be sent to federal ministers and MP Colin Mayes supporting the recommendation of the Canadian Federation of Agriculture that the comprehensive income test outlined in Canada



v. Craig be maintained to ensure that small innovative operations continue to provide the next generation of Canadian farmers.

**CARRIED**

### **Regional Employment Lands Action Planning Concept**

Moved and seconded by Directors Dirk and Acton

That the Employment Lands Action Planning project be considered during the identification of the 2014 Regional Growth Strategy implementation priorities.

**CARRIED**

### **Quality of Life Survey Results**

Moved and seconded by Directors Dirk and Acton

That the report dated November 4, 2013 regarding the Quality of Life survey results be received for information.

**CARRIED**

The Regional Growth Strategy Coordinator presented an overview of the Quality of Life Survey Results.

### **Sound Level Meter Kit and Training to Enforce *Regional District of North Okanagan Noise Regulation Bylaw No. 2581, 2013***

Moved and seconded by Directors Macnabb and Fairbairn

That the (021) Budget for 2014 include up to \$6,000.00 for the purchase of a Sound Level Meter Kit and training to enable enforcement of the recently adopted *Regional District of North Okanagan Noise Regulation Bylaw No. 2581, 2013*.

**CARRIED**

### **Electoral Area "D" Advisory Planning Commission Reappointments**

Moved and seconded by Directors Pearase and Fleming

That pursuant to Section 8 of Advisory Planning Commission Bylaw No. 1748, 2002, the following persons be reappointed to the Electoral Area "D" Advisory Planning Commission for a two year term to expire on December 31, 2015:

- Dave Sparks;
- Dennis Richardson; and
- Joe Deuling.

**CARRIED**

### **Electoral Area "E" Advisory Planning Commission Reappointments**

Moved and seconded by Directors Pearase and Fleming

That pursuant to Section 8 of Advisory Planning Commission Bylaw No. 1748, 2002, the following persons be reappointed to the Electoral Area "E" Advisory Planning Commission for a two year term to expire on December 31, 2015:

- Ian Eggen;
- Clint Whitecotton;
- Rodney Werner; and
- Vina Gayle Rowan.

**CARRIED**

**Electoral Area "F" Advisory Planning Commission Reappointments**

Moved and seconded by Directors Pearase and Fleming

That pursuant to Section 8 of Advisory Planning Commission Bylaw No. 1748, 2002, the following persons be reappointed to the Electoral Area "F" Advisory Planning Commission for a two year term to expire on December 31, 2015:

- C. Dale Fennell; and
- Tilman Ernest Nahm.

**CARRIED**

**Art Gallery and Museum Development and Referendum Process**

Moved and seconded by Directors Sawatzky and Macnabb

That a decision to establish a new service for the Vernon Public Art Gallery and the Greater Vernon Museum and Archives, and proceed to referendum to authorize borrowing to construct a new art gallery at the corner of 31<sup>st</sup> Street and 31<sup>st</sup> Avenue in Vernon, and an expansion and renovation of the current museum building, in the Spring of 2014 be postponed.

**CARRIED**

Moved and seconded by Directors Sawatzky and Macnabb

That staff be directed to develop a process which will identify and address facility needs for the Vernon Public Art Gallery and the Greater Vernon Museum and Archives; and further, That this process be brought back to the Greater Vernon Advisory Committee for review at the January 16, 2014 Greater Vernon Advisory Committee Meeting.

**CARRIED**

**Greater Vernon Museum and Archives – 2014 Board Appointments**

Moved and seconded by Directors Cunningham and Sawatzky

That the following appointments be made to the Greater Vernon Museum & Archives Board:

- Rob Tupper – Two-year term (re-appointment)
- Chad Soon – Two-year term (new-appointment)
- Bill Hellwig – Two-year term (new-appointment)
- Gary Fisher – Two-year term (new-appointment)
- Eldie Jamieson – Two-year term (new appointment)

**CARRIED**

**Water Supply Agreement – Stepping Stones**

Moved and seconded by Directors Dirk and Sawatzky

That the Regional District of North Okanagan be authorized to enter into a Water Supply Agreement – Stepping Stones for the term January 1, 2014 to December 31, 2016.

**CARRIED**

**Custom Voting at the Board of Directors**

Moved and seconded by Directors Fleming and Sawatzky

That a meeting be organized with the Ministry of Community, Sport and Cultural Development to discuss custom voting at the Board of Directors.

**CARRIED**

**Opposed: Director O'Keefe**

## REPORTS

### Standing and Select Committees

Moved and seconded by Directors Fairbairn and Fleming

That the minutes of the following meetings be received for information:

- Regional Agricultural Advisory Committee – Regular – November 21, 2013 (unadopted)
- Regional Growth Management Advisory Committee – Regular – November 20, 2013 (unadopted)
- Electoral Area Advisory Committee – Regular – December 5, 2013 (unadopted)
- Greater Vernon Advisory Committee – Regular – December 5, 2013 (unadopted)

**CARRIED**

### External Committee Reports

Directors provided updates for the following external committees:

- Okanagan Basin Water Board
- Southern Interior Beetle Action Coalition
- Shuswap Lake Integrated Planning Process Steering Committee
- Fraser Basin Council

Director Pieper left the meeting.

### Administrator's Report

- Sub-Regional Parks Management and Operation Contract in the process of being signed.
- Antwerp Springs sentencing has been postponed due to scheduling conflicts.

### Chair's Report

- Acknowledged the Social, Wellness and Team Building (SWAT) committee for organizing a successful Christmas Gala.

## IN CAMERA

Moved and seconded by Directors Fairbairn and Fleming

That, pursuant to Section 92 of the Community Charter, the regular meeting of the Board of Directors convene In Camera to deal with matters deemed closed to the public in accordance with Section 90(1)(c), (e) and (g) of the Community Charter.

**CARRIED**

The regular meeting of the Board of Directors adjourned to meet In Camera at 5:32 p.m.

The regular meeting of the Board of Directors reconvened at 6:10 p.m.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 6:10 p.m.

**CERTIFIED CORRECT**



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Chair

~~Patrick Nicol~~

P. FAIRBAIN ACTING CHAIR



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Corporate Officer

Jeanne Byron