Minutes of the Board Meeting of the Regional District Okanagan-Similkameen (RDOS) Board of Directors held at 12:03 p.m. on Thursday, March 6, 2008 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:
Chair D. Ashton, City of Penticton
Vice-Chair G. Hanson, Electoral Area ‘B’
Director L. Bennest, District of Summerland
Director T. Chapman, Electoral Area ‘E’
Director W. Despot, Village of Keremeos
Director R. Hovanes, Town of Oliver
Director J. Kimberley, City of Penticton
Director G. Logan, Electoral Area ‘H’
Director R. McIvor, City of Penticton

MEMBERS ABSENT:
Director R. Perrie, Electoral Area ‘F’

STAFF PRESENT:
W. Baldwin, Chief Administrative Officer
T. Batten, General Manager of Administration Services
J. Tarves, Finance
S. Theurer, Planning Services Manager
A. Reeder, Engineering Services Manager
C. Garrish, Planner
E. Riechert, Planner
C. Cowan, Recording Secretary
G. Cramm, Administration Secretary

1. ADOPTION OF AGENDA

B96/08  It was MOVED and SECONDED
THAT the RDOS Board:

1.1 Amend the Agenda for the RDOS Board Meeting scheduled for March 6, 2008 by:

Adding Item 9.1.1.1 Letter dated January 21, 2008 from R. Wickwire re DVP Application Nesbitt/Allen-Maurer – Folio E07-01947.020;
Adding Item 9.1.1.2 E-mail dated March 6, 2008 from H. Gunther re DVP Application Nesbitt/Allen-Maurer – Folio E07-01947.020; and

1.2 Receive all correspondence and reports on the March 6, 2008 Agenda.

CARRIED
2. PRESENTATIONS

3. MINUTES (Unweighted Corporate Vote – Simple Majority)

3.1 Northwest Osoyoos Sanitary Sewer Steering Committee Meeting – February 13, 2008

B97/08E It was MOVED and SECONDED
THAT the RDOS Board receive the Minutes of the Northwest Osoyoos Sanitary Sewer Steering Committee Meeting held February 13, 2008 as presented.

CARRIED

3.2 RDOS Regular Board Meeting – February 21, 2008

B98/08 It was MOVED and SECONDED
THAT the RDOS Board adopt the Minutes of the Board Meeting held February 21, 2008 as circulated.

CARRIED

4. DELEGATION

4.1 Penticton & District Performing Arts Facilities Society

The Society was unable to attend the meeting. They will be rescheduled to a future meeting.

5. CORRESPONDENCE

5.1 Copy of letter dated February 11, 2008 from The Hon. I. Chong, Minister of Community Services to R. Fairbairn, Regional District North Okanagan re Review of Regional Governance for the Okanagan Valley (Okanagan)

5.2 Letter dated February 11, 2008 from J. Oglow, Chair, Regional District North Okanagan re Meat Inspection Regulation

B99/08A It was MOVED and SECONDED
THAT the RDOS Board forward a letter to Minister Bell supporting the North Okanagan Regional District position on Meat Inspection Regulations and reinforcing the RDOS concerns as previously expressed.

CARRIED

5.3 Letter dated February 14, 2008 from The Hon. K. Falcon, Minister of Transportation re Keremeos Red Bridge

6. UNFINISHED BUSINESS
DEVELOPMENT SERVICES DEPARTMENT

7. PLANNING

7.1 Staff report dated February 28, 2008 from S. Theurer, Planning Services Manager re Public Consultation January/February 2008 – South Okanagan Regional Growth Strategy Bylaw 2421, 2007 (Unweighted Participant Vote – Simple Majority)

It was MOVED and SECONDED
THAT the Regional Board reconsider and propose amended growth areas for the Potential Growth Areas map in the context of the January / February 2008 public consultation results and direct staff to bring forward amendments to the RGS bylaw;

AND THAT the Regional Board consider and propose additional criteria and boundaries for secondary growth areas and direct staff to bring forward amendments to the RGS bylaw;

AND THAT the Regional Board consider re-introducing the Policy H2 85% target (in place of substantial majority) for directing growth to the primary growth areas and direct staff to bring forward amendments to the RGS bylaw;

AND THAT the Regional Board support further effort to consult with the Penticton Indian Band and Osoyoos Indian Band on the Regional Growth Strategy.

B100/08P Postponed

It was MOVED and SECONDED
THAT the RDOS Board POSTPONE consideration of the Regional Growth Strategy motion until the April 17, 2008 Regular Board Meeting.

CARRIED

8. BUILDING INSPECTION
9. **RURAL LAND USE MATTERS**

9.1 Development Variance Permit Applications *(Unweighted Rural Vote – Simple Majority)*

**B101/08** It was MOVED and SECONDED THAT the RDOS Board amend the agenda to include Item 9.1.1.3 Letter dated March 4, 2008 from L & C Smith re DVP Application F07-01947.020. **CARRIED**

**Area E**

9.1.1 **Nesbitt/Allen-Maurer** – Folio E07-01947.020, Lot A, Plan KAP70718, DL266, SDYD

Addendum

9.1.1.1 Letter dated January 21, 2008 from R. Wickwire

Addendum

9.1.1.2 E-mail dated March 6, 2008 from H. Gunther

Addendum

9.1.1.3 Letter dated March 4, 2008 from L. & C. Smith

**B102/08P** Postponed

It was MOVED and SECONDED THAT the RDOS Board POSTPONE consideration of this application to the March 20, 2008 Board Meeting to allow the Electoral Area APC and neighbours to have a site visit. **CARRIED**

9.2 Bylaws to be Introduced *(Unweighted Rural Vote – Simple Majority)*

**Area A**

**Toop/Scheffler** – Folio A07-04583.000

9.2.1 Bylaw No. 2260.11, 2008 Electoral Area ‘A’ Osoyoos Rural Official Community Plan Amendment Bylaw

9.2.2 Bylaw No. 2261.14, 2008 Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw

Mr. Scheffler addressed the Board with respect to the Toop application.

Director Kimberley vacated the Boardroom at 1:35 p.m.

**B103/08** It was MOVED and SECONDED THAT the Regional Board not approve the amendment application for Electoral Area ‘A’ Osoyoos Rural Official Community Plan Bylaw No. 2260, 2004, and Electoral Area ‘A’ Osoyoos Rural Zoning Bylaw No. 2261, 2004. **DEFEATED**

Opposed: Directors Schwarz, Nitsch, Chapman, Hanson, Clelland
B104/08P

It was MOVED and SECONDED
THAT Bylaw No. 2260.11, 2007, Electoral Area ‘A’ Osoyoos Rural Official Community Plan Amendment Bylaw and Bylaw No. 2261.14, 2007, Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw be read a first and second time and proceed to public hearing;

AND THAT, prior to the scheduling of a public hearing, the applicant submit a site survey, prepared by a BC Land Surveyor, indicating the area (with dimensions) that is to be rezoned to Large Holdings;

AND THAT, prior to the scheduling of a public hearing further information be provided relating to fragmentation; connectivity; loss of habitat; and ecosystem recovery in the context of this development application for a restrictive covenant that will seek to define exclusion areas on the subject property within which certain uses and development may not occur;

AND THAT the holding of the public hearing be delegated to a Director of the Regional District.

CARRIED

Opposed: Directors Pendergraft and Patton

Director Kimberley returned to the Boardroom at 1:40 p.m.

Blomme – Folio A07-04583.200

9.2.3 Bylaw No. 2260.12, 2008 Electoral Area ‘A’ Osoyoos Rural Official Community Plan Amendment Bylaw

9.2.4 Bylaw No. 2261.15, 2008 Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw

B105/08P

It was MOVED and SECONDED
THAT Electoral Area ‘A’ Osoyoos Rural Official Community Plan Bylaw No. 2260.12, 2008 and Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw No. 2261.15, 2008 be read a first and second time and proceed to public hearing;

AND THAT the holding of the public hearing be delegated to a Director of the Regional District;

AND THAT prior to scheduling of the Public Hearing, the applicant complete the works required for mitigation of damage caused by construction of a road through an area requiring an environmentally sensitive development permit on Lot B, District Lots 1052S and 3973S, SDYD, Plan KAP83350, as specified by the Environmental Impact Assessment;

AND THAT prior to adoption of the bylaw environmentally sensitive areas to be avoided be identified and a restrictive covenant for their protection be registered on title of the property.

CARRIED

Opposed: Director Logan, Patton

Director Kimberley vacated the Boardroom at 1:50 p.m.
Area D

RDOS/Robinson/Elenko – Folio D07-01119.000

9.2.5 Bylaw No. 1708.07, 2008 Electoral Area ‘D’ East Skaha-Vaseux Official Community Plan Amendment Bylaw

9.2.6 Bylaw No. 1801.13, 2008 Electoral Area ‘D’ East Skaha-Vaseux Zoning Amendment Bylaw

9.2.7 Bylaw No. 1801.14, 2008 Electoral Area ‘D’ East Skaha-Vaseux Zoning Amendment Bylaw

B106/08P

It was MOVED and SECONDED
THAT Bylaw No. 1708.07, 2008 Electoral Area ‘D’ East Skaha, Vaseux Official Community Plan Amendment Bylaw;

AND THAT Bylaw No. 1801.13, 2008, and Bylaw No. 1801.14, 2008, Electoral Area ‘D’ Zoning Amendment Bylaw be read a first and second time and proceed to public hearing;

AND THAT the holding of the public hearing be delegated to a Director of the Regional District.

AND THAT, prior to the scheduling of a public hearing, the applicant submit a site survey, prepared by a BC Land Surveyor, indicating the areas (with dimensions) that are to be rezoned.

CARRIED

Director McIvor vacated the Boardroom at 1:55 p.m.

Area E

541941 BC Ltd./Davies – Folio E07-00657.050

9.2.8 Bylaw No. 2372.04, 2008 Electoral Area ‘E’ Naramata Rural Official Community Plan Amendment Bylaw

9.2.9 Bylaw No. 2373.05, 2008 Electoral Area ‘E’ Naramata Rural Zoning Amendment Bylaw

B107/08P

It was MOVED and SECONDED
THAT Bylaw No. 2372.04, 2008, Electoral Area ‘E’ Naramata Rural Official Community Plan Amendment Bylaw, and Bylaw No. 2373.05, 2008, Electoral Area ‘E’ Naramata Rural Zoning Amendment Bylaw be read a first and second time and proceed to public hearing;

AND THAT prior to adoption of the proposed OCP and Zoning amendments, Interior Health Authority approval for a package sewage treatment and septic system be obtained;

AND THAT the holding of the public hearing be delegated to a Director of the Regional District.

CARRIED
9.2.10 Bylaw No. 2372.03, 2008 Electoral Area ‘E’ Naramata Rural Official Community Plan Amendment Bylaw

9.2.11 Bylaw No. 2373.04, 2008 Electoral Area ‘E’ Naramata Rural Zoning Amendment Bylaw

B108/08P

It was MOVED and SECONDED

THAT Bylaw No. 2372.03, 2008, Electoral Area ‘E’ Naramata Rural Official Community Plan Amendment Bylaw, and Bylaw No. 2373.04, 2008, Electoral Area ‘E’ Naramata Rural Zoning Amendment Bylaw be read a first and second time and proceed to public hearing;

AND THAT prior to adoption of the proposed OCP and Zoning amendments, Interior Health Authority approval for a package sewage treatment and septic system be obtained;

AND THAT prior to adoption of the proposed OCP and Zoning amendments, approval from the Ministry of Transportation for lot line consolidation between Lots 5-8 be obtained;

AND THAT the holding of the public hearing be delegated to a Director of the Regional District.

CARRIED

Director Schwarz vacated the Boardroom at 2:13 p.m.

Area H

Mazama Development Ltd. – Folio H07-01121.000

9.2.12 Bylaw No. 1725.17, 2008 Electoral Area ‘H’ Rural Land Use Amendment Bylaw

B109/08P

It was MOVED and SECONDED

THAT Bylaw No. 1725.17, 2008, Electoral Area ‘H’ Rural Land Use Amendment Bylaw be read a first time;

AND THAT prior to second reading, the applicant prepare and submit a Preliminary Environmental Site Survey in order to determine if there are significant areas that warrant a full environmental impact assessment, and to the possible need for a restrictive covenant to be placed on the subject property.

CARRIED

Director Schwarz returned at 2:15 p.m.
9.3 Bylaws at Second Reading (Unweighted Rural Vote – Simple Majority)

Area A

Scheffler – Folio A07-06748.370

9.3.1 Public Hearing Minutes – February 12, 2008

B110/08A It was MOVED and SECONDED
THAT the RDOS Board receive the Minutes of the Public Hearing
held February 12, 2008 re Bylaw No. 2261.10 as presented.

CARRIED

Director McIvor returned to the Boardroom at 2:20 p.m.

9.3.2 Bylaw No. 2261.10, 2007 Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw

B111/08P It was MOVED and SECONDED
THAT the Regional Board rescind first and second reading of
Amendment Bylaw No. 2261.10 to the Electoral Area ‘A’ Osoyoos
Rural Zoning Bylaw No. 2261, 2004, and that the amendment bylaw
be abandoned.

DEFEATED

Opposed: Directors Schwarz, Nitsch, Chapman, Hanson

Ferguson – Folio A07-06901.020

9.3.3 Public Hearing Minutes – February 12, 2008

B112/08A It was MOVED and SECONDED
THAT the RDOS Board receive the Minutes of the Public Hearing
held February 12, 2008 re Bylaw No. 2261.09 as presented.

CARRIED

9.3.4 Bylaw No. 2261.09, 2007 Electoral Area ‘A’ Osoyoos Rural Zoning Amendment Bylaw

B113/08P It was MOVED and SECONDED
THAT the Regional Board rescind first and second readings of
Amendment Bylaw No. 2261.09 to the Electoral Area ‘A’ Osoyoos
Rural Zoning Bylaw No. 2261, 2004, and that the amendment
bylaw be abandoned.

CARRIED

Opposed: Director Nitsch
9.4 Parkland Dedication *(Unweighted Rural Vote – Simple Majority)*

**Area H**

9.4.1 **Abbs** – Folio H07-00873.000, DL 1005, YDYD, except Plans B7151, 12016, 16309,17506, 22183, 34120, 35543, KAP47428, KAP7299, and KAP84062; and Lota A, Plan KAP84062, DL 1005, YDYD

**B114/08E**  
*It was MOVED and SECONDED*  
THAT the Board waive the park land dedication for the boundary adjustment of lots between District Lot 1005, Land District Yale Div of Yale, Except Plan B7151, & EXC PLAN 12016 16309 17506 22183 34120 35543 KAP47428 KAP7299 KAP84062, and Lot A, Plan KAP84062, District Lot 1005, Land District Yale Div of Yale.  

**CARRIED**

**10. ENGINEERING SERVICES**

**11. PUBLIC WORKS**

**CHIEF ADMINISTRATIVE OFFICER**

**12. CAO REPORTS**

12.1 **CAO Verbal Update**  
- Protective Services Tabletop Exercises  
- Agricultural Plastics Recycling presentation at Provincial Clean Air Forum

**B115/08A**  
*It was MOVED and SECONDED*  
THAT the RDOS Board recognize and commend Janice Johnson for her work on the air quality initiatives on behalf of the Regional District.  

**CARRIED**

**FINANCE DEPARTMENT**

**13. FINANCE**

**14. INFORMATION SERVICES**

**15. PROTECTIVE SERVICES**
16. ADMINISTRATION SERVICES

16.1 **Staff report** dated February 25, 2008 from C. Cowan, Administration Assistant re Electoral Area ‘F’ Advisory Planning Commission Resignation *(Unweighted Corporate Vote – Simple Majority)*

**B116/08A**

It was MOVED and SECONDED

THAT the RDOS Board accept the resignation of Pat Wood and rescind the appointment of Pat Wood as a member of the Electoral Area F APC;

AND THAT a letter be forwarded to Pat Wood thanking him for his contribution to the Electoral Area F APC.

CARRIED

Bylaws to be Introduced *(Unweighted Corporate Vote – Simple Majority)*

16.2 **Bylaw No. 2361.01, 2008 Similkameen Valley Economic Development Service Establishment Amendment Bylaw**

**B117/08**

It was MOVED and SECONDED

THAT the Board authorize assent be given on behalf of the electoral area by the electoral area director pursuant to Section 801.5 of the Local Government Act.

CARRIED

**B118/08A**

It was MOVED and SECONDED

THAT **Bylaw No. 2361.01, 2008 Similkameen Valley Economic Development Service Establishment Amendment Bylaw** be read a first, second and third time.

CARRIED

16.3 **Bylaw No. 2198.01, 2008 Nuisance Control Service Establishment Amendment Bylaw**

**B119/08**

It was MOVED and SECONDED

THAT the Board authorize assent be given on behalf of the electoral area by the electoral area director pursuant to Section 801.5 of the Local Government Act.

CARRIED

**B120/08A**

It was MOVED and SECONDED

THAT **Bylaw No. 2198.01, 2008 Nuisance Control Service Establishment Amendment Bylaw** be read a first, second and third time.

CARRIED
Bylaws at First Reading *(Weighted Participant Vote – Majority)*

16.4 **Bylaw No. 2191.05**, 2006 Solid Waste Collection and Drop-Off Service Regulation Amendment Bylaw

**B121/08A/PW**  
It was MOVED and SECONDED  
THAT first reading of **Bylaw No. 2191.05**, 2006 Solid Waste Collection and Drop-Off Service Regulation Amendment Bylaw be rescinded and the Bylaw be abandoned.  

**CARRIED**

16.5 **Staff report** dated February 25, 2008 from C Cowan, Administration Assistant re 2008 Signing Authority Amendment *(Unweighted Corporate Vote – Simple Majority)*

**B122/08F**  
It was MOVED and SECONDED  
THAT the Board removes Jim Zaffino as a signing officer for the Regional District Okanagan-Similkameen.  

**CARRIED**

17. **SPECIAL PROJECTS**

17.1 **Staff report** dated February 27, 2008 from D. Vaykovich, Special Projects Coordinator re **Local Motion Application for Similkameen Trails** *(Unweighted Corporate Vote – Simple Majority)*

**B123/08A**  
It was MOVED and SECONDED  
THAT the Board approve the Local Motion Grant application for the commencement of trail improvements within the Electoral Area G (Becks Road to the Red Bridge) and the Village of Keremeos Promenade within the municipal boundary for the total amount of $22,027.00, and;  

THAT the matching funds be allocated from the Electoral Area G UBCM Community Tourism Phase 2 allocation ($1,131.02), and;  

THAT the matching funds be allocated from the Electoral Area G Grant in Aid budget ($3,868.98), and;  

THAT the matching funds be allocated from the Electoral Area B Special Projects budget ($2,000), and;  

THAT the matching funds be allocated from the Village of Keremeos Gas Tax allocation ($16,157.00), and  

FURTHER THAT upon receipt of grant funds, the Board authorizes the project to proceed.  

**CARRIED**

18. **OTHER BUSINESS**

18.1 Chair’s Report

18.1.1 Governance Okanagan-Similkameen Update
18.1.2 Chair Ashton advised the public that the following resolutions were passed at the In-Camera Meeting held earlier in the day:

**IC27/08A** It was **MOVED and SECONDED**
THAT the Board appoints Wayne Baldwin as Chief Administrative Officer for the Regional District Okanagan-Similkameen in accordance with Section 197 of the *Local Government Act* effective February 27, 2008.

**CARRIED**

**IC28/08A/F** It was **MOVED and SECONDED**
THAT the Board appoints Wayne Baldwin as a signing officer for the Regional District Okanagan-Similkameen.

**CARRIED**

18.2 Director’s Motions

18.2.1 **Notice of Motion – Fiscal Imbalance**
Director McIvor

WHEREAS prior to 1997, the Revenue Sharing Act provided for a sharing of provincial revenues with regional governments on an unconditional basis;

AND WHEREAS a share of Provincial Sales Tax, Corporate Income Tax and resource revenues was transferred annually to regional governments;

AND WHEREAS in 1997, the previous Provincial Government eliminated these transfers, forcing regional governments to increase their reliance on property taxes;

AND WHEREAS compared to growing Provincial and Federal surpluses, regional government across Canada are struggling;

AND WHEREAS where senior levels of governments are able to reduce taxes, the burden on taxpayers is growing as regional governments take on increasing responsibilities in social housing, child care, arts and culture, social services, transportation and regional policing;

AND WHEREAS to meet these increased service demands and a growing infrastructure deficit, Regional Governments have been left with little choice but to increase property and business taxes and user fees;

THEREFORE BE IT RESOLVED THAT the RDOS request the Province of British Columbia to take steps in their upcoming budget to address the Fiscal Imbalance by reinstating a revenue sharing program with municipalities – and that these revenues be stable over time.
Directors McLean, Vassilaki and Chapman vacated the Boardroom at 2:56 p.m.

18.3 Board Members Verbal Update

**ADJOURN**

**B124/08** It was MOVED and SECONDED

THAT this meeting now conclude.

**CARRIED**

(3:07 p.m.)

CERTIFIED CORRECT:                         APPROVED:

T. Batten                              Dan Ashton
General Manager of Administration Services        RDOS Board Chair

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