



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN REGULAR BOARD MEETING

Minutes of the Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 1:16 p.m. on Thursday, September 3, 2009 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 D. Albas, City of Penticton
Director M. Brydon, Electoral Area 'F'
Director T. Chapman, Electoral Area 'E'
Director E. Christensen, Electoral Area 'G'
Director G. Clark, District of Summerland
Director W. Despot, Village of Keremeos
Director P. Hampson, Town of Oliver

Director B. Hope, Electoral Area 'H'
Director G. Litke, City of Penticton
Director R. McLean, Town of Princeton
Director A. Patton, Electoral Area 'C'
Director M. Pendergraft, Electoral Area 'A'
Director K. Roberge, District of Summerland
Director B. Schwarz, Electoral Area 'D'
Director J. Vassilaki, City of Penticton
Director S. Wells, Town of Osoyoos

STAFF PRESENT:

B. Newell, Chief Administrative Officer
D. Butler, Manager of Development Services
M. Woods, Manager of Community Services
J. Tambyn, Environmental Coordinator
C. Garrish, Planner
J. Moore, Planner
C. Cowan, Legislative Assistant

1. ADOPTION OF AGENDA

B443/09 It was MOVED and SECONDED

THAT the RDOS Board amend the agenda for the RDOS Board Meeting scheduled for September 3, 2009 by adding:

Item 6.2.2.1	Email from J. and E. Cardoso;
Item 6.2.5.3	Letter from E. McCarthy and M. Hickson;
Item 6.2.5.3.1	Letter from E. McCarthy and M. Hickson;
Item 6.2.5.4	Email from L. Hancock;
Item 6.2.5.5	Letter from R. and D. Morgan;
Item 6.2.5.6	Petition re Proust DVP application;
Item 6.2.5.7	Letter from A. Hromyk
Item 6.2.5.8	Email from D. Cox and L. Shaw
Item 6.6.1	Legal Action;
Item 7.1	Seniors Week Proclamation request;
Item 11.2.1	Notice of Motion re True Sport;
Item 11.2.2	Notice of Motion re Electoral Area 'E' OCP;

And removing:

Item 6.2.1 DVP Application – Peterman;

AND receive all correspondence and reports on the September 3, 2009 Agenda.

CARRIED

Director Schwarz introduced Annette Antoniak, the Economic Development Officer for Electoral Area 'D' to Board Members.

Director Schwarz presented the Chair with a Certificate of Appreciation and a copy of the book "2009 Gems of British Columbia" from the Penticton Writers and Publishers Society.

2. MINUTES (*Unweighted Corporate Vote – Simple Majority*)

2.1 [RDOS Regular Board Meeting – August 20, 2009](#)

B444/09

It was MOVED and SECONDED

THAT the RDOS Board adopt the Minutes of the RDOS Regular Board Meeting held August 20, 2009 as circulated.

CARRIED

3. CORRESPONDENCE

3.1 [Letter dated July 14, 2009 from E. Townley-Smith, Muscular Dystrophy Canada](#) regarding Okanagan Falls Volunteer Fire Fighters' Fundraising efforts

3.2 [Letter dated July 31, 2009 from H. Diemer, BC Safety Authority](#) regarding Honouring BC's Safety Superheroes

3.3 [Letter dated August 20, 2009 from S. Wells, Okanagan Basin Water Board](#) regarding Quarterly Reporting by OBWB to RDOS Board

4. UNFINISHED BUSINESS

DEVELOPMENT SERVICES DEPARTMENT

5. PLANNING

6. RURAL LAND USE MATTERS

6.1 [Watercourse Development Permit](#) (*Unweighted Rural Vote – Simple Majority*)

Area E

6.1.1 [E 02274.025 Proust 4353 Mill Road, Naramata](#)

B445/09P

It was MOVED and SECONDED

THAT the RDOS Board approve the request for bending the boundary on the streamside protection and enhancement area (SPEA) for the subject property.

CARRIED

6.2 Development Variance Permit (Unweighted Rural Vote – Simple Majority)

Area C

6.2.2 [C-09-05697.010 Barreira 9580 324th Avenue, Electoral Area 'C'](#)

addendum

6.2.2.1 [Email from J. and E. Cardoso](#)

B446/09P

It was MOVED and SECONDED

THAT the Regional Board approve [Development Variance Permit No. C-09-05697.010](#).

CARRIED

Area D

6.2.3 [D09-00812.010 Rupert 1244 Ash St, Okanagan Falls](#)

B447/09P

It was MOVED and SECONDED

THAT the Regional Board approve [Development Variance Permit D-09-00812.010](#).

CARRIED

Area E

6.2.4 [E-09-00754.020 Anderson 4251 Mill Road, Naramata](#)

B448/09P

It was MOVED and SECONDED

THAT the Regional Board approve [Development Variance Permit No. E-09-00754.020](#).

CARRIED

6.2.5 [E-09-02274.025 Proust 4353 Mill Road, Naramata](#)

6.2.5.1 [Letter dated July 7, 2009 from S. and J. Jaeger](#)

6.2.5.2 [Letter dated July 13, 2009 from Z. Kirk](#)

addendum

6.2.5.3 [Letter dated August 26, 2009 from E. McCarthy and M. Hickson](#)

addendum

6.2.5.3.1 [Letter dated August 31, 2009 from E. McCarthy and M. Hickson](#)

addendum

6.2.5.4 [Email dated August 29, 2009 from L. Hancock](#)

addendum

6.2.5.5 [Letter dated August 31, 2009 from R. and D. Morgan](#)

addendum

6.2.5.6 [Petition dated August 28, 2009](#)

addendum

6.2.5.7 [Letter dated September 1, 2009 from A. Hromyk](#)

addendum

6.2.5.8 [Email dated September 3, 2009 from D. Cox & L. Shaw](#)

B449/09P

It was MOVED and SECONDED

THAT the Regional Board deny [Development Variance Permit No. E-09-02274.025](#).

CARRIED

Director Clark vacated the Boardroom at 1:40 pm

Director Clark returned at 1:42 pm

6.3 Temporary Industrial Permit (*Unweighted Rural Vote – Simple Majority*)

Area H

6.3.1 [H-09-00730.400 Minetown Properties Limited \(Howard Gossage\)](#)

Director Chapman vacated the Boardroom at 1:15 pm

B450/09P

It was MOVED and SECONDED

THAT the Board approve [Temporary Industrial Permit No. H-09-0073.0400](#), to expire on September 3, 2011, for the subject property.

CARRIED

Opposed: Director Schwarz

Director Chapman returned at 1:47 pm

6.4 Bylaws to be introduced (*Unweighted Rural Vote – Simple Majority*)

Area D

6.4.1 [Zoning Amendment Application - D09-06752.150 Reynen 135 Saliken Drive, Upper Carmi](#)

The property owner addressed the Board and advised that he wanted to place a secondary residence on the property for his son and did not want to subdivide at this time. The property owner advised that he was putting this request forward due to health reasons.

6.4.1.1 Electoral Area 'D' East Skaha, Vaseux Zoning Amendment Bylaw No. 2455.02, 2009.

B451/09P

It was MOVED and SECONDED

That the Board approve the amendment application.

CARRIED

Opposed: Directors Patton, Brydon

6.5 Bylaws at Second Reading (Unweighted Rural Vote – Simple Majority)

Area H

6.5.1 [OCP and Zoning Amendment Application - H-09-00730.000 Carrick/Cowie District Lot 404, Rural Princeton](#)

Director Schwarz vacated the Boardroom at 2:00 pm

6.5.1.1 [Public Hearing Minutes – August 18, 2009](#)

B452/09A

It was MOVED and SECONDED

That the Board receive the Minutes of the Public Hearing held August 18, 2009 re Bylaw Nos. 2463.05 and 2464.05 as presented.

CARRIED

6.5.1.2 Electoral Area 'H' Princeton Rural Official Community Plan Amendment Bylaw No. 2463.05, 2009

6.5.1.3 Electoral Area 'H' Princeton Rural Zoning Amendment Bylaw No. 2464.05, 2009

Director Schwarz returned at 2:03 pm

Director Christensen advised that he was in conflict with respect to the application and left the Boardroom at 2:05 pm

B453/09P

It was MOVED and SECONDED

THAT [Bylaw No. 2463.05, 2009](#), Electoral Area 'H' Official Community Plan Amendment Bylaw and [Bylaw No. 2464.05, 2009](#), Electoral Area 'H' Zoning Amendment Bylaw be read a third time.

CARRIED

Opposed: Directors Patton, Hanson

Director Christensen returned to the Boardroom at 2:16 pm

6.6 Enforcement

addendum

6.6.1 [Legal Action – Sickie Point \(Unweighted Rural Vote – Simple Majority\)](#)

B454/09P

It was MOVED and SECONDED

THAT the Regional Board commence injunctive action against the owner of Lot A, Plan KAP 55255, DL 103S, SDYD for violation of the Watercourse Development Permit Area and the Protection of the Natural Environment Development Permit Area as designated as such by Electoral Area 'D' Kaleden-Apex Sector Official Community Plan Bylaw No. 2456, 2008 contrary to the *Local Government Act* which prohibits the alteration of any land subject to these designations until a valid development permit has been issued by the Regional District of Okanagan –Similkameen;

AND that a court order be requested to restore the property to its prior state in accordance with provincial standards for riparian restoration.

CARRIED

CHIEF ADMINISTRATIVE OFFICER

7. CAO REPORTS

Director McLean vacated the Boardroom at 2:24 pm

addendum 7.1 [Seniors Week October 19-25, 2009](#) (*Unweighted Corporate Vote – Simple Majority*)

B455/09A It was MOVED and SECONDED

THAT the RDOS Board direct staff to advise the South Okanagan Seniors Wellness Society that the current policy of the Board is not to endorse proclamations.

CARRIED

Opposed: Director Vassilaki

Directors Schwarz and Chapman vacated the Boardroom at 2:26 pm
Director Chapman returned at 2:31 pm

FINANCE DEPARTMENT

8. FINANCE

8.1 [Highway #3 Coalition Report](#) (*Weighted Corporate Vote – Majority*)

Director Schwarz returned to the Boardroom at 2:34 pm
Director Wells vacated the Boardroom at 2:39 pm
Director Chapman vacated the Boardroom at 2:42 pm
Director Vassilaki vacated the Boardroom at 2:49 pm

It was MOVED and SECONDED

THAT Electoral Areas “A”, “B”, “G” & “H” contribute \$0.30/capita to the Highway #3 Coalition for the effort to improve Highway #3 from the Alberta Border to its terminus at the West Coast of British Columbia.

It was MOVED and SECONDED

THAT the motion be amended to remove “Electoral Areas “A”, “B”, “G” & “H” contribute \$0.30/capita and replace with “the entire regional district contribute funds required up to \$2,500.”.

B456/09 It was MOVED and SECONDED

THAT this item be POSTPONED to the September 17th Board Meeting to provide staff with the ability to provide additional information.

CARRIED

COMMUNITY SERVICES DEPARTMENT

9. SPECIAL PROJECTS

- 9.1 [Assignment of Existing License of Occupation – Loose Bay Campground](#)
(Weighted Corporate Vote – Majority)

Director Hope vacated the Boardroom at 2:52 pm

B457/09CS **It was MOVED and SECONDED**

THAT the RDOS Board authorize staff to undertake the process to Acquire an Existing Tenure by way of Assignment for the Loose Bay License of Occupation in the amount of \$262.50;

AND THAT the Board authorize the Chair and Chief Administrative Officer to execute the License of Occupation Agreement with the Province of British Columbia over Crown Land described as That part of Block A shown red on Plan C12205, District Lot 2450S SDYD, Plan 1729 and containing 3.5 hectares, more or less, except for those parts of the land, that, on Commencement Date, consist of highways (as defined in the Highway Act), and land covered by water.;

AND FURTHER THAT the Board enter into a sub-license agreement with Rotary Club of Oliver to oversee operations of this parcel of land.

CARRIED

Director Hampson vacated the Boardroom at 2:53 pm

Director Chapman and Hope returned to the Boardroom at 2:54 pm

10. COMMITTEE REPORTS

- handout 10.1 [Planning & Development Committee – September 3, 2009](#)

B458/09A **It was MOVED and SECONDED**

THAT Item 10.1 Planning & Development Committee Report of September 3, 2009 be POSTPONED to the September 17th Board Meeting.

CARRIED

- Handout 10.2 [Environment Committee – September 3, 2009](#)

[Invasive Plant Management Strategy](#) *(Unweighted Corporate Vote – Simple Majority)*

B459/09PW Item 2.3 **It was MOVED and SECONDED**

THAT the Board request staff to investigate ways for the RDOS to control invasive plant species on private lands.

CARRIED

Opposed: Director Albas

B460/09PW Item 4.1 **It was MOVED and SECONDED**
THAT the Board receive the report “Invasive Plant Management Strategy for the RDOS 2009-2013” dated December 2008.

CARRIED

Director Hampson returned at 2:56 pm

11. OTHER BUSINESS

11.1 Chair’s Report

11.2 Directors’ Motions

addendum 11.2.1 [Notice of Motion – Director Schwarz](#)

WHERE AS On November 6, the Canadian Centre for Ethics in Sport (CCES), on behalf of the True Sport Movement, released *What Sport Can Do: The True Sport Report*, AND

WHERE AS True Sport is a national movement for sport and community. Its core mission is to be a catalyst to help sport live up to its full potential as a public asset for Canada and Canadian society – making a significant contribution to the development of youth, the well-being of individuals, and quality of life in our communities; AND

WHERE AS There is now evidence that sport’s benefits go far beyond the positive health effects of physical activity that have long been understood including:

- A healthier, more active population
- Improved school enrolment, attendance and achievement
- More employable youth with transferable life skills
- Less youth crime and gang involvement
- Lower rates of teen pregnancy and health risk behaviour
- More inclusive communities
- Higher levels of social capital and social trust
- Faster community integration of newcomers
- Improved inclusion, health and wellbeing of people with disabilities
- Strengthened Aboriginal communities and youth
- Improved workplace skills and productivity
- Enhanced sport tourism and neighbourhood renewal efforts
- Attraction of mobile knowledge workers and companies that hire them
- Improved environmental awareness and social mobilization; AND

WHERE AS No other aspect of community life has demonstrated sport’s capacity to connect so many young people to positive adult role models and mentors, opportunities for positive development, and help in acquiring critical life skills; AND

WHERE AS To gain these valuable benefits the sport we do must be good sport, built on the values of excellence, fair play, fun and inclusion; AND

THEREFORE, BE IT RESOLVED THAT The Regional District of Okanagan Similkameen declare itself a True Sport Community, joining over 1400 other True Sport communities, organizations, clubs, leagues, and teams across Canada; AND

BE IT FURTHER RESOLVED As a community we work together to ensure the following steps are taken including:

1. Ensuring equitable access to sport facilities and programs especially for new Canadians, low-income people, and those with disabilities.
2. Setting clear standards for ethical behaviour and inclusion for all municipally funded sport facilities and programs.
3. Asking how sport can help advance key social and economic goals and developing strategies and linkages to make it happen.
4. Facilitating dialogue between sport and other community organizations and working together to achieve community objectives.
5. Developing an integrated community sport plan aimed at providing accessible, quality sport experiences to all community members.

Addendum 11.2.2 [Notice of Motion – Director Chapman](#)

THAT staff be directed to amend the allowable uses of the home base business within the Electoral Area 'E' Naramata Official Community Plan Bylaw.

11.3 Board Members Verbal Update

ADJOURN

B461/09 It was MOVED and SECONDED
THAT this meeting now conclude.

CARRIED
(3:07 pm)

APPROVED:

CERTIFIED CORRECT:

D. Ashton
RDOS Board Chair

B. Newell
Chief Administrative Officer

Sep3BdMtg