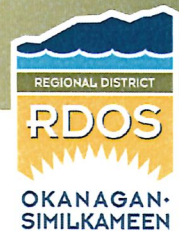


APPROVED AUGUST 19, 2021

**REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN
BOARD of DIRECTORS MEETING**



Minutes of the Regular Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 11:15 a.m. on Thursday, August 5, 2021 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"
Vice Chair S. Coyne, Town of Princeton
Director G. Bush, Electoral Area "B"
Director B. Coyne, Electoral Area "H"
Director R. Gettens, Electoral Area "F"
Director D. Holmes, District of Summerland
Director M. Johansen, Town of Oliver
Director R. Knodel, Electoral Area "C"
Director S. McKortoff, Town of Osoyoos
Director S. Monteith, Electoral Area "I"

Director R. Obirek, Electoral Area "D"
Director M. Pendergraft, Electoral Area "A"
Director T. Roberts, Electoral Area "G"
Director K. Robinson, City of Penticton
Director J. Sentes, City of Penticton
Director E. Trainer, District of Summerland
Director J. Vassilaki, City of Penticton
Director C. Watt, City of Penticton
Director S. Philpott-Adhikary, Alt. Village of Keremeos

MEMBERS ABSENT:

Director M. Bauer, Village of Keremeos

STAFF PRESENT:

B. Newell, Chief Administrative Officer

C. Malden, Manager of Legislative Services

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 August 5, 2021 be adopted as amended by:

- Adding Item E.1. Declaration of State of Local Emergency Approval; and,
- Moving Item A.1.f. Corporate Services Committee Meeting Minutes from the Consent Agenda to Item D.4.

CARRIED

1. Consent Agenda – Corporate Issues

a. Electoral Area "A", Advisory Planning Commission Appointment

THAT the Board of Directors appoint Roy Bainbridge as a member of the Electoral Area "A" Advisory Planning Commission until October 31, 2022.

b. Electoral Area "G" Official Community Plan Citizen's Advisory Committee Resignations

THAT a letter be forwarded to Duncan Baynes and Andrew English, thanking them for their contribution to the Electoral Area "G" Official Community Plan (OCP) Project Citizen's Advisory Committee.

c. Naramata Parks and Recreation Commission – June 28, 2021

THAT the Minutes of the June 28, 2021 Naramata Parks and Recreation Commission be received.

d. Okanagan Falls Parks and Recreation Commission – July 8, 2021

THAT the Minutes of the July 8, 2021 Okanagan Falls Parks and Recreation Commission be received.

e. Community Services Committee – July 22, 2021

THAT the Minutes of the July 22, 2021 Community Services Committee meeting be received.

f. Corporate Services Committee – July 22, 2021

(This item was removed from the Consent Agenda; please refer to Item D.4).

g. Environment and Infrastructure Committee – July 22, 2021

THAT the Minutes of the July 22, 2021 Environment and Infrastructure Committee meeting be received.

h. Planning and Development Committee – July 22, 2021

THAT the Minutes of the July 22, 2021 Planning and Development Committee meeting be received.

THAT Bylaw No. 2931 Noise Regulation and Prohibition Bylaw be referred to the Electoral Area Advisory Planning Commissions (APC).

THAT Draft Section 9.0 - Sign Regulations be referred to the Electoral Area Advisory Planning Commissions (APC).

THAT the resolution passed by the Electoral Area “D” Advisory Planning Commission (APC) at the 13 April, 2021 meeting requesting a review of zoning regulations governing cannabis retail uses be referred to the 2022 Business Plan process for discussion.

THAT the recommendation from the Electoral Area “D” Advisory Planning Commission (APC) at its April 13, 2021 meeting requesting a review of zoning regulations governing vacation rental uses be respectfully denied.

i. Protective Services Committee – July 22, 2021

THAT the Minutes of the July 22, 2021 Protective Services Committee meeting be received.

j. RDOS Regular Board Meeting – July 22, 2021

THAT the minutes of the July 22, 2021 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**

B. DEVELOPMENT SERVICES – Rural Land Use Matters

1. Park Land Dedication Proposal – Electoral Area “D”

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

RECOMMENDATION 3 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the request to waive the Parkland Dedication requirement related to the subdivision of part of the parcel at 850 Railway Lane in Okanagan Falls legally described as Lots 1 & 2, Plan KAS2687, District Lot 2883S, SDYD, be denied. - **CARRIED**

**2. Liquor and Cannabis Regulation Branch Referral – Electoral Area “D”
Cannabis Retail Store**

- a. Public Hearing Report – June 22, 2021
- b. Responses Received

RECOMMENDATION 4 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the public hearing report be received. - **CARRIED**

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

RECOMMENDATION 5 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Regional District object to the application from ERBN Green Cannabis Company Inc. for a proposed non-medical retail cannabis location at 936-946 Main Street, Okanagan Falls. - **DEFEATED**
Opposed: Directors B. Coyne, Watt, Sentes, Gettens, Holmes, Robinson, Pendergraft, Knodel, McKortoff, S. Coyne, Johansen, Kozakevich, Philpott-Adhikary

RECOMMENDATION 6 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Regional District, in accordance with Section 33(1) of the *Cannabis Control and Licencing Act*, support an application from ERBN Green Cannabis Company Inc. for a proposed non-medical retail cannabis location at 936-946 Main Street, Okanagan Falls (Lot 15, Block 17, Plan KAP4, District Lot 374, SDYD) licence with operating hours from 9:00 am to 11:00 pm seven days a week;

AND THAT the following comments be provided to the Liquor and Cannabis Regulation Branch:

- a) the subject property is located in the Okanagan Falls Town Centre Transition (C4) Zone and the use is permitted in this zone;
- b) no significant negative impact on the community is anticipated if this application is approved;
- c) the Regional District provided the following opportunities for residents to submit their views, in writing, on this Cannabis Retail Store licence application:
 - i) publication in the Penticton Western News on March 31, 2021 and April 7, 2021;
 - ii) publication in Castanet.net from March 30, 2021 to April 14, 2021;
 - iii) posting on the Regional District’s web site from March 26, 2021 and social media accounts on April 22, 2021;
 - iv) mailed notification to owners and tenants within 100 metres of the subject parcel on March 26, 2021;
 - v) placement of a notification sign on the subject property from March 15, 2021, until the Board considered the application on May 6, 2021;
 - vi) consideration by the Electoral Area “D” Advisory Planning Commission (APC) at its meeting of April 13, 2021; and
 - vii) an electronic public hearing held on June 22, 2021.
- d) The views of residents were considered by the RDOS Board at its meetings of May 6, 2021 and August 5, 2021.

CARRIED

Opposed: Directors Trainer, Bush, Obirek, Monteith, Vassilaki, Roberts

3. Manufactured Home Park (MHP) Redevelopment Policy Review; and Update of Hillside/Steep Slope Development Permit Area Policy Review

- a. Manufactured Home Park (MHP) Redevelopment Policy
- b. Update of Hillside/Steep Slope Development Permit Area Policy

RECOMMENDATION 7 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Policy No. P6930-00.01, being the “Manufactured Home Park Redevelopment Policy”, be rescinded; and,

THAT the “Hillside / Steep Slope Development Permit Area Policy” be rescinded.

CARRIED

C. COMMUNITY SERVICES

1. Bylaw No. 2941, 2021 – Area “D” Community Works (Gas Tax) Reserve Expenditure Bylaw

- a. Bylaw No. 2941

RECOMMENDATION 8 (Weighted Corporate Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Reserve Expenditure Bylaw No. 2941, 2021, being a bylaw to authorize an expenditure of \$156,000 from the Electoral Area “D” Community Works Reserve to fund the replacement of the Tennis/Pickle Ball Court in Okanagan Falls (\$52,000), and complete work at Garnet Family Park (\$104,000) be read a first, second, and third time and be adopted. - **CARRIED**

D. LEGISLATIVE SERVICES

1. Bylaw No. 2789.01 Board Procedure Amendment Bylaw

- a. Bylaw No. 2789.01

RECOMMENDATION 9 (Unweighted Corporate Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2789.01, being a bylaw to amend the Board Procedure Bylaw, be read a first, second and third time and be adopted. - **CARRIED**

2. Oliver and District Arena

- a. Bylaw No. 2942
- b. Bylaw No. 2844
- c. Oliver Arena Society Resolution
- d. Elector Response Form
- e. Notice of Alternate Approval Process

RECOMMENDATION 10 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2942, Oliver and District Arena Conversion and Service Establishment Bylaw, be read a first, second and third time. - **CARRIED**

3. Town of Oliver Boundary Adjustment

- a. Letter from Town of Oliver Boundary Adjustment to include 6450 Spartan Street

RECOMMENDATION 11 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board of Directors not object to the proposed boundary adjustment proposal from the Town of Oliver, which would see the inclusion of 6450 Spartan Street into the Town of Oliver boundary and removed from Electoral Area "C". - **CARRIED**

4. Items Removed from Consent Agenda – Corporate Issues

- a. Corporate Services Committee – July 22, 2021
The Minutes of the July 22, 2021 Corporate Services Committee meeting will be corrected and returned to the next Board meeting.
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E. CAO REPORTS**1. Declaration of State of Local Emergency Approval**

It was MOVED and SECONDED

THAT the Declaration of a State of Local Emergency for Electoral Area "D" that expired August 1 be extended for a further seven days to August 8; and,
THAT the Declaration of a State of Local Emergency for Electoral Area "D" set to expire August 8th be extended for a further seven days to August 15; and,
THAT all declarations be submitted to the Minister of State for Emergency Preparedness for approval.

THAT the Declaration of a State of Local Emergency for Electoral Area "H" that expired July 28 be extended for a further seven days to August 3; and,
THAT the Declaration of a State of Local Emergency for Electoral Area "H" that expired August 3 be extended for a further seven days to August 10; and,
THAT the Declaration of a State of Local Emergency for Electoral Area "H" that expired August 10 be extended for a further seven days to August 17; and,
THAT all declarations be submitted to the Minister of State for Emergency Preparedness for approval.

THAT the Declaration of a State of Local Emergency for Electoral Area "A" that expired August 3 be extended for a further seven days to August 10; and,
THAT the Declaration of a State of Local Emergency for Electoral Area "A" that expired August 10 be extended for a further seven days to August 17; and,
THAT all declarations be submitted to the Minister of State for Emergency Preparedness for approval.

CARRIED

2. Verbal Update

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

2. Directors Motions

- a. Directors Motion to Establish Budget Parameters

It was MOVED and SECONDED

THAT Finance present RDOS budgets to Directors for all services with a -2, 0, 2 and 3 percent increase at the budget committee meetings annually and that Finance present RDOS budget in a live format to allow Directors to visually see impact to each electoral area and member municipality during decision making during all budget discussions.

DEFEATED

Opposed: Directors Gettens, Roberts, B. Coyne, Bush, Trainer, Holmes, Pendergraft, Robinson, Sentes, Johansen, Kozakevich, S. Coyne, Watt

- b. Notice of Motion – Director Gettens

THAT Administration present to the Board for discussion the findings from the exit interviews of recently departed staff before the 2022 budget discussions begin.

- c. Notice of Motion – Director Obirek

THAT there be a moratorium on cannabis retail applications in Electoral Area “D” pending the review and potential amendment coming from that review.

3. Board Members Verbal Update

G. ADJOURNMENT

It was MOVED and SECONDED

THAT the meeting adjourn. - **CARRIED**

The meeting adjourned at 12:57 p.m.

APPROVED:



K. Kozakevich
RDOS Board Chair

CERTIFIED CORRECT:



B. Newell
Corporate Officer