

CITY OF KELOWNA
BYLAW NO. 8647

Amendment No. 5 to Development Application Procedures
Bylaw No. 8140

A bylaw to amend the "Development Application Procedures Bylaw No. 8140".

The Municipal Council of the City of Kelowna in open meeting assembled, enacts as follows:

1. THAT Development Application Procedures Bylaw No. 8140 be amended by:
 - (a) Adding paragraph 2.7.2 to **Subsection 2.7 - Development Notice Sign** as follows:

"2.7.2 The posting of development notice signs outlined in sub-section 2.7.1 is not required if 10 or more parcels owned by 10 or more persons are the subject of the bylaw alteration."
 - (b) Replacing **Schedule "A" - Development Notice Sign Requirements** with a new **Schedule "A" - Development Notice Sign Requirements** attached to and forming part of this bylaw.
2. This bylaw may be cited as "Bylaw No. 8647 being Amendment No. 5 to Development Application Procedures Bylaw No. 8140".
3. This bylaw shall come into full force and effect and be binding on all persons as and from the date of adoption.

Read a first, second and third time by the Municipal Council this

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk

SCHEDULE "A"

DEVELOPMENT NOTICE SIGN REQUIREMENTS

Where Development Notice Sign(s) are required pursuant to this bylaw, they shall comply with the following:

1. **Location**

All development notice signs shall be placed on property that is subject to an application pursuant to this bylaw so that they are clearly visible from the street, approximately 3.0 m inside the property line.

2. **Number**

One sign is required for each 100 m of street frontage provided that no more than three signs are required for any one **site**.

3. **Sign Content**

The signs shall include the following information, as applicable to the application:

- (a) present and proposed zone of property,
- (b) the **City's** Rezoning, **Development Permit**, **Development Variance Permit** or Temporary Use Permit file number,
- (c) any requested variances of **City** bylaws,
- (d) the dates of the Advisory Planning Commission meeting, **Public Hearing**, **Council** meeting at which the application is proposed to be considered, or the final date for receipt of public input if the **Public Hearing** has been waived; and
- (e) any additional information the **Director of Planning & Development Services** may require.

4. **Sign Installation**

Development notice signs shall be located so as not to interfere with pedestrian or vehicular traffic or obstruct visibility from streets, lanes or driveways and must be installed in a safe, sturdy manner capable of withstanding wind and weather.

5. **Sign Purchase**

Development notice signs shall be purchased from the **City's** Planning & Development Services Department for the required fee.

6. **Sign Removal**

Development notice signs shall remain in place until the conclusion of the **Public Hearing**, until **Council** has considered the **Development Permit**, **Development Variance Permit** or Temporary Use Permit, as applicable, until **Council** has adopted the amending bylaw if the **Public Hearing** has been waived, or until the development application has been abandoned. Development notice signs must be removed within seven days of the conclusion of a **Public Hearing**.

7. **Statutory Declaration Required**

The applicant must provide the **City's** Planning & Development Services Department with a statutory declaration in the approved format that all development notice signs required by this bylaw have been installed on the land involved before the application will be considered at an Advisory Planning Commission meeting, a **Public Hearing** or by **Council**.

8. **Postponement of Consideration of Application**

Failure to post the required development notice sign(s) in accordance with this bylaw shall result in the postponement of the Advisory Planning Commission consideration of the application, the **Public Hearing**, **Council** consideration of the application or **Council** consideration of the amending bylaw if the **Public Hearing** has been waived. Any costs incurred by the **City** for public notification as a result of such postponement shall be the responsibility of the applicant.