
CITY OF KELOWNA

MEMORANDUM

Date: June 4, 2001
File No.: Z99-1011

To: City Manager

From: Planning & Development Services Department

APPLICATION NO. Z99-1011

OWNER: Douglas and Alfred Appel

AT: 3205 Highway 33 East

APPLICANT: Planning Solutions Consulting Inc.,
Tony Markoff

PURPOSE: To rezone the subject property from the A1 – Agriculture 1 zone to the I2 – General Industrial zone in order to permit the construction of a truck repair shop, administration office, and truck storage yard.

EXISTING ZONE: A1 – Agriculture 1

PROPOSED ZONE: I2 – General Industrial

REPORT PREPARED BY: Josephine Duquette

SEE ATTACHED FACT SHEET FOR COMPLETE APPLICATION DETAILS

1.0 RECOMMENDATION

THAT Municipal Council authorize a second extension to Rezoning application No. Z99-1011 (Bylaw No. 8483) for a period of not more than 180 days from May 29, 2001.

2.0 SUMMARY

The above noted development applications were considered at a Public Hearing by Council on November 30, 1999. Section 2.10.1 of Procedure Bylaw No. 8140 states that:

Every amendment bylaw which has not been finally adopted by Council within 12 months after the date it was given third reading, lapses and will be of no force and effect, and an applicant who wishes to proceed with its application must initiate a new application.

Section 2.10.2 of the Procedure Bylaw makes provision for Council to consider an extension to an amending bylaw for up to 6 months beyond the 12 months deadline as stated in Section 2.10.1.

This application was considered by Council at the Regular Meeting held on Monday December 4, 2000, when the following resolution was adopted:

THAT Municipal Council authorize an extension to Rezoning application No. Z99-1011 (Bylaw No. 8483) for a period of not more than 180 days from November 29, 2000.

The applicant has made application for Rezoning Z99-1011 in order to permit the construction of a truck repair shop, administration office, and truck storage yard. By-Law No. 8483 received second and third readings on November 30, 1999, after the Public Hearing held on the same date. The application was granted an extension on December 4, 2000 for 180 days from November 29, 2000. The applicant wishes to have this application remain open for an additional six months in order to provide more time to resolve a number of outstanding issues.

This project remains unchanged and is the same in all respects as originally applied for.

The Planning and Development Services Department recommends Council consider the request for an extension favourably.

Andrew Bruce
Current Planning Manager

Approved for inclusion

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R.L. (Ron) Mattiussi, ACP, MCIP
Director of Planning & Development Services

FACT SHEET

1. **APPLICATION NO.:** Z99-1011
2. **APPLICATION TYPE:** Rezoning
3. **OWNER:** Douglas and Alfred Appel
· **ADDRESS** RR5 Garner Road
· **CITY** Kelowna, BC
· **POSTAL CODE** V1X 4K4
4. **APPLICANT/CONTACT PERSON:** Planning Solutions Consulting Inc., /
Tony Markoff
· **ADDRESS** 744 Barnaby Road
· **CITY** Kelowna, BC
· **POSTAL CODE** V1W 4N9
· **TELEPHONE/FAX NO.:** 764 – 7377 / 764 - 7822
5. **APPLICATION PROGRESS:**
Date of Application: June 16, 1999
Date Application Complete: June 16, 1999
Staff Report to APC: June 29, 1999
Staff Report to Council: October 27, 1999
Staff Report to Council: November 30, 1999
Staff Report to Council: June 11, 2001
6. **LEGAL DESCRIPTION:** Lot A, Sec. 17, Twp. 27, ODYD, Plan 20065
7. **SITE LOCATION:** South side of Highway 33 East
8. **CIVIC ADDRESS:** 3205 Highway 33 East
9. **AREA OF SUBJECT PROPERTY:** 2.0 Ha (4.94 ac)
10. **AREA OF PROPOSED REZONING:** 2.0 Ha (4.94 ac)
11. **EXISTING ZONE CATEGORY:** A1 – Agriculture 1
12. **PROPOSED ZONE:** I2 – General Industrial
13. **PURPOSE OF THE APPLICATION:** To rezone subject property in order to permit the construction of a truck repair shop, administration offices, and truck storage yard
14. **MIN. OF TRANS./HIGHWAYS FILES NO.:** 2-081-18088
NOTE: IF LANDS ARE WITHIN 800 m OF A CONTROLLED ACCESS HIGHWAY