

A Public Hearing of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Tuesday, April 29, 2003.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blanleil, R.D. Cannan, B.A. Clark, C.B. Day, B.D. Given, R.D. Hobson, E.A. Horning and S.A. Shepherd.

Staff members in attendance were: Acting City Manager/ Director of Planning & Development Services, R.L. Mattiussi; City Clerk, A.M. Flack; Development Services Manager, A.V. Bruce; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. Mayor Gray called the Hearing to order at 7:00 p.m.
2. Mayor Gray advised that the purpose of the Hearing is to consider certain bylaws which, if adopted, will amend "Zoning Bylaw No. 8000", and all submissions received, either in writing or verbally, will be taken into consideration when the proposed bylaws are presented for reading at the Regular Council Meeting which follows this Public Hearing.

The City Clerk advised the Notice of this Public Hearing was advertised by being posted on the Notice Board at City Hall on April 11, 2003, and by being placed in the Kelowna Daily Courier issues of April 21 & 22, 2003, and in the Kelowna Capital News issue of April 20, 2003, and by sending out or otherwise delivering 74 letters to the owners and occupiers of surrounding properties between April 11-13, 2003.

The City Clerk also advised that the correspondence and/or petitions received in response to advertising for the applications on tonight's agenda were arranged and circulated to Council in accordance with Council Policy 309.

3. INDIVIDUAL BYLAW SUBMISSIONS

3.1 **2337 Abbott Street**

- 3.1 Bylaw No. 9002 (Z03-0010) – Kevin & Janet Hertz – 2337 Abbott Street – THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot 4, D.L. 14, ODYD Plan 3451, located on Abbott Street, Kelowna, B.C. from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone.

Staff:

- The proposed secondary suite would be located above a two-car garage that is proposed for construction at the rear of the subject property.
- The rezoning is consistent with Planning documents.

The City Clerk advised that no correspondence or petitions had been received.

Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward or any comments from Council.

Kevin Hertz, applicant:

- Indicated he had nothing to add at this time.

There were no further comments.

3.2(a) A1s – Agriculture 1 with Secondary Suite Zone

- 3.2(a) Bylaw No. 9003 (TA03-0002) – City of Kelowna – To amend the City of Kelowna Zoning Bylaw No. 8000 to allow a mobile home to be considered as a secondary suite within an accessory building in the A1s – Agriculture 1 with Secondary Suite zone provided the property is not in the Agricultural Land Reserve.

See discussion under 3.2(b)

3.2(b) 2290 Saucier Road

- 3.2(b) Bylaw No. 9004 (Z03-0008) – Wendy Cunningham – 2290 Saucier Road – THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot 1, D.L. 359, O.D.Y.D. Plan 16356, located on Saucier Road, Kelowna, BC. from the A1 – Agriculture 1 zone to the A1s – Agriculture 1 with Secondary Suite zone.

Staff:

- The Text Amendment was triggered by a request by the applicant to use a single wide mobile home for a secondary suite.
- There is a dog kennel operation on the site as well as a single family home and some other out-buildings.

The City Clerk advised that the following correspondence had been received:

- Late letter from Angela Bailey, agent for Erika Hub, 2290 Saucier Road, stating that if the land use change would result in an increased kennel size for an increased quantity of dogs then she would be opposed to the rezoning.

Staff:

- Clarified that the tenant of the secondary suite would be permitted to have up to 2 dogs but the rezoning would have no bearing on the size of the kennel operation.

Mayor Gray invited the applicant or anyone in the public gallery who deemed themselves affected to come forward or any comments from Council.

Wendy Cunningham, applicant:

- Advised that she supplied 10 letters of support from her immediate neighbours.

Staff:

- Confirmed that the form letters were provided with the initial application.

There were no further comments.

4. TERMINATION:

The Hearing was declared terminated at 7:11 p.m.

Certified Correct:

Mayor

City Clerk

BLH/am