

CITY OF KELOWNA
REGULAR COUNCIL AGENDA
COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

TUESDAY, JULY 22, 2003

7:00 P.M.

(following the Public Hearing)

1. CALL TO ORDER
2. Prayer will be offered by Councillor Given.
3. CONFIRMATION OF MINUTES
Regular Meeting, July 7, 2003
Public Hearing, July 8, 2003
Regular Meeting, July 8, 2003
4. Councillor Horning requested to check the minutes of this meeting.
5. PLANNING BYLAWS CONSIDERED AT JULY 8, 2003 PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS)

- 5.1 Bylaw No. 9016 (Z03-0021a) – Willcliff Holdings Ltd. (RJ McMasters Pub) – 1992 Dilworth Drive
Add the Retail Liquor Sales (rls) designation to the C6 – Regional Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.2 Bylaw No. 9017 (Z03-0021b) – MS Development Inc. (Yamas) – 1630 & 1654 Ellis Street
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.3 Bylaw No. 9018 (Z03-0021c) – R93 Enterprises Ltd. (Hotel Eldorado) – 500 Cook Road
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.4 Bylaw No. 9019 (Z03-0021d) - K & J Noble Holdings Ltd. (Willow Inn) – 235 Queensway Avenue
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.5 Bylaw No. 9020 (Z03-0021e) – Corrigan (Waterfront Wines) – 1180 Sunset Drive
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch

5. PLANNING BYLAWS CONSIDERED AT JULY 8, 2003 PUBLIC HEARING – Cont'd
(BYLAWS PRESENTED FOR SECOND & THIRD READINGS) – Cont'd

- 5.6 Bylaw No. 9021 (Z03-0021f) – Bill-Ed Logging Ltd. et al (Prestige Inn) – 1675 Abbott Street
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.7 Bylaw No. 9022 (Z03-0021g) – 475872 BC Ltd. (Gotchas) – 238 Leon Avenue
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.8 Bylaw No. 9023 (Z03-0021h) – Lexlaur Properties Inc. (Senior Frogs) – 274 Lawrence Avenue
Add the Retail Liquor Sales (rls) designation to the C7 – Central Business Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.9 Bylaw No. 9024 (Z03-0021i) – Grand Okanagan Resort – 1310 Water Street
Add the Retail Liquor Sales (rls) designation to the C8 – Convention Hotel Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch
- 5.10 Bylaw No. 9025 (Z03-0021j) – Northland Properties Ltd. (Sandman Hotel) – 2130 Harvey Avenue
Add the Retail Liquor Sales (rls) designation to the C9 – Tourist Commercial parent zone to permit a retail liquor sales establishment for an application that is currently in-stream with the Liquor Control and Licensing Branch

6. PLANNING BYLAWS CONSIDERED AT JULY 22, 2003 PUBLIC HEARING

(BYLAW PRESENTED FOR AMENDMENT AT FIRST READING AND SECOND & THIRD READINGS, AS AMENDED)

- 6.1 Bylaw No. 9054 (OCP03-0009) – Glenwest Properties (Paul Rosenau/Ekistics Town Planning Inc.) – Glenmore Highlands **requires majority vote of full Council (5)**
To amend the future land use designation in the Official Community Plan and Glenmore Highlands Area Sector Plan to accommodate development of the next phase of Glenmore Highlands.
- 6.2 Bylaw No. 9057 (HRA03-0001) - Heritage Revitalization Agreement – Cheryl & David Negrin – 2094 Abbott Street
Authorization to enter into an HRA to allow the property to be subdivided into two lots and allow for the relocation/restoration of the existing heritage house on one of the lots and for a new house that would not meet the side yard setbacks or lot width requirements of the zone to be built on the other.

6. PLANNING BYLAWS CONSIDERED AT JULY 22, 2003 PUBLIC HEARING – Cont'd

(BYLAW PRESENTED FOR SECOND AND THIRD READINGS)

- 6.3 Bylaw No. 9055 (TA03-0007) - Glenwest Properties (Paul Rosenau/Ekistics Town Planning Inc.) – Glenmore Highlands
To add the RU3hs – Small Lot Housing (Hillside Area) with Secondary Suite zoning designation.

(BYLAW PRESENTED FOR AMENDMENT AT FIRST READING AND SECOND & THIRD READINGS, AS AMENDED)

- 6.4 Bylaw No. 9056 (Z02-1061) - Glenwest Properties (Paul Rosenau/Ekistics Town Planning Inc.) – Glenmore Highlands
To rezone the next phase of the Glenmore Highlands property to various zones to facilitate the development of approx. 1,250 single and multi-family units along with a commercial component and associated utilities and parks and open space.

7. PUBLIC MEETING TO RECEIVE INPUT ON LIQUOR LICENCE APPLICATION:

NOTE: Council shall consider whether, based on the input received, the majority are in favour or not in favour of the licence to be granted by the Provincial Liquor Licencing Branch.

- 7.1 Planning & Corporate Services Department, dated May 21, 2003 re: Liquor Licensing Application No. LL03-0008 – Valley Lanes – 200 Rutland Road South
Mayor to invite anyone in the public gallery who deems themselves affected by this liquor licence application to come forward
For Council's support to increase the current 91 person seating capacity to facilitate development of a 62-seat patio adjacent to two proposed outdoor volleyball courts.

8. PLANNING

- 8.1 Planning & Corporate Services Department, dated June 19, 2003 re: Development Variance Permit Application No. DVP03-0059 – Kirk & Tami Kiewitz – 4557 Gordon Drive
City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variances to come forward
To vary the rear yard setback to accommodate an addition to the rear of the existing single family dwelling.
- 8.2 Planning & Corporate Services Department, dated June 24, 2003 re: Development Variance Permit Application No. DVP03-0064 – Doug Wood – 1785 Harvey Avenue
City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variances to come forward
To vary the provision of the Sign Bylaw that prohibits the placement of fascia signage on a wall that is not a business frontage.
- 8.3 Planning & Corporate Services Department, dated June 17, 2003 re: Development Variance Permit Application No. DVP03-0052 – Okanagan University College – 3333 College Way
City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variances to come forward
To vary the permitted building height from maximum 3 storeys to 4 storeys to accommodate the construction of a partial 3^d floor addition and a new 4^h floor addition to the Library building at the OUC North Campus.

8. PLANNING – Cont'd

8.4 (a) **BYLAW PRESENTED FOR ADOPTION**

Bylaw No. 8979 (Z02-1046) - Starline Enterprises Ltd. (Wes Friesen/Points West Architecture) – 2260-2270 Haynes Road
To rezone the property from A1 – Agriculture 1 to RM6 – High Rise Apartment Housing to permit development of the site with two 9-storey apartment buildings.

(b) Planning & Corporate Services Department, dated July 16, 2003 re: Development Permit Application No. DP02-0096 – Starline Enterprises Ltd. (Points West Architecture) – 2260-2270 Haynes Road
To approve the form and character of the phased development of two 9-storey, 59-unit apartment buildings over an underground parking structure.

(c) Planning & Corporate Services Department, dated June 26, 2003 re: Development Variance Permit Application No. DVP03-0023 – Starline Enterprises Ltd. (Points West Architecture) – 2260-2270 Haynes Road
City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variances to come forward
To vary the daylighting angle requirements to the north property line for both of the proposed high rise apartment buildings.

9. BYLAWS

(BYLAWS PRESENTED FOR FIRST READING)

Note: Agenda Items No. 9.1 and 9.2 may be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.

9.1 Bylaw No. 9059 (Z03-0030) - Jaskaran Kandola (Axel Hilmer) – 934 Ackerman Crescent
To rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to permit the development of a secondary suite in the basement a single family dwelling proposed for construction on the site.

9.2 Bylaw No. 9060 (Z03-0017) – Syrina Pidwebesky & Derek Klask – 681 Paret Place
To rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to permit the conversion of an existing accessory building from a garage into a gym, office and bedroom along with a kitchen.

(BYLAWS PRESENTED FOR ADOPTION)

9.3 Bylaw No. 9010 – Road Exchange Bylaw – 5920 Chute Lake Road
To dispose of a portion of Chute Lake Road in exchange for a portion of land north of the current alignment of Chute Lake Road within the boundaries of the subject property.

10. REMINDERS

11. TERMINATION