

CITY OF KELOWNA
REGULAR COUNCIL AGENDA
COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET
TUESDAY, AUGUST 5, 2003

7:00 P.M.
(following the Public Hearing)

1. CALL TO ORDER
2. Prayer will be offered by Councillor Given.
3. Councillor Given requested to check the minutes of this meeting.
4. UNFINISHED BUSINESS

(BYLAW PRESENTED FOR SECOND & THIRD READING)

- 4.1 **Deferred from July 22, 2003 Regular Meeting** – Bylaw No. 9057 (HRA03-0001) – Heritage Revitalization Agreement – Cheryl and 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.
5. PLANNING BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAW PRESENTED FOR SECOND & THIRD READING)

- 5.1 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.

(BYLAW PRESENTED FOR SECOND & THIRD READING AND ADOPTION)

- 5.2 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.

6. PLANNING

NOTE: The next item can only be dealt with if the bylaw under agenda item No. 5.2 was adopted.

- 6.1 Planning & Corporate Services Department, dated June 3, 2003 re: Development Variance Permit Application No. DVP03-0040 – Syrina Pidwebesky and Derek Klask – 681 Paret Place **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 eliminate the requirement for a garage or carport in conjunction with a secondary suite in an accessory building on the site and to reduce the separation between the dwelling and the accessory building from 5.0 m to 1.0 m.
- 6.2 Planning & Corporate Services Department dated June 25, 2003 re: Heritage Alteration Permit Application No. HAP03-0003 – Moira & Michael Willmott – 1824 Maple Street **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 variance to come forward**
To allow for the addition of a covered sundeck at the rear of the house and a covered porch at the front of the house with a variance for a reduced south side yard setback from 2 m required to 1.53 m proposed.
- 6.3 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 variance to come forward**
To vary the permitted building height from maximum 3 storeys to 4 storeys to accommodate the construction of a partial 3 floor addition and a new 4th floor addition to the Library building at the OUC North Campus.
- 6.4 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 variance 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.
- 6.5 Planning & Corporate Services Department dated July 3, 2003 re: Development Variance Permit Application No. DVP03-0056 – Shonna Fox and David Rhine – 113 - 440 Cascia 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 variance to come forward**
To approve a reduce side yard setback to allow a cantilever to project into the side yard by 1.37 m where a projection of only 0.60 m is permitted.

6. PLANNING – Cont'd

- 6.6 Planning & Corporate Services Department, dated July 16, 2003 re: Development Variance Permit Application No. DVP03-0067 – Kelowna Central Properties Ltd. (Rick Arndt Architect) – 1500 Banks 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 variance to come forward**
To authorize increasing the number of signs from 2 to 4 on the building façade for “Michaels”.

Note: The next item must be deferred to the August 19th meeting (required signage not posted on site)

- 6.7 Planning & Corporate Services Department, dated July 3, 2003 re: Development Permit Application No. DP00-10,067 and Development Variance Permit Application No. DVP03-0049 – Rose Enterprises (Doug Clark) – 1939-1945 Richter Street **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 approve the form and character of six units of 2-storey row housing and grant variances to site coverage and front and side yard setback requirements.
- 6.8 Planning & Corporate Services Department, dated July 17, 2003 re: Development Variance Permit Application No. DVP02-0029 – Christian & Missionary Alliance – Canadian Pacific District (Keith Stutters/Stutters Construction Restorations) – 2091 Springfield Road
To extend the deadline for issuance of the DVP to February 13, 2004.

7. BYLAWS

(BYLAWS PRESENTED FOR FIRST READING)

*Note: Agenda Items No. 7.1 to 7.5 inclusive) **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.*

- 7.1 Bylaw No. 9065 (Z03-0032) – David and Karen Desjardins – 5399 Chute Lake Road
To rezone the property from RR3 – Rural Residential 3 to RU1 – Large Lot Housing to facilitate a 2-lot subdivision.
- 7.2 Bylaw No. 9066 (Z03-0020) – D.E. Piling and Associates Ltd. (John and Sarina Weisbeck and Romesha Ventures Inc.) – 1494 and 1374 Highway 33
To rezone the property from A1 – Agricultural to RU1 – Large Lot Housing to facilitate a 42-lot single family residential subdivision.

(BYLAWS PRESENTED FOR FIRST READING) – Cont'd

- 7.3 Bylaw No. 9067 (OCP03-0006) – Gazelle Enterprises Inc., R265 Enterprises Ltd., Emil Anderson Construction Co. Ltd., Gilmar Management Ltd., Gillen Investments Inc. (Summit South Developments Joint Venture/Mike Jacobs) – 5198 South Ridge Drive
To amend the future land use designation in the Official Community Plan to facilitate a 13-lot single family residential subdivision and a potential school site.
- 7.4 Bylaw No. 9068 (Z03-0025) – Gazelle Enterprises Inc., R265 Enterprises Ltd., Emil Anderson Construction Co. Ltd., Gilmar Management Ltd., Gillen Investments Inc. (Summit South Developments Joint Venture/Mike Jacobs) – 5198 South Ridge Drive
To rezone the property from P2 – Education and Minor Institution to RU2 – Medium Lot Housing to allow for a 13-lot single family residential subdivision and a potential school site.
- 7.5 Bylaw No. 9069 (Z03-0026) – New Town Planning Services (Norkum/Redston) – 587 Fitzpatrick Road
To rezone the property from A1 – Agriculture 1 to RM3 – Low Density Multiple Housing, RU1s – Large Lot Housing with Secondary Suite and P3 – Parks and Open space to facilitate a subdivision to create 4 residential lots with suites on the land that is on the north side of Francis Brook, to develop 34 units of stacked row housing in a total of three 2-storey buildings on the south side of the brook, and dedicate public open space along either side of the brook.

(BYLAW PRESENTED FOR FIRST THREE READINGS)

- 7.6 Bylaw No. 9070 – Repeal Wild or Exotic Animal Prohibition Bylaw No. 8318
To repeal Wild or Exotic Animal Prohibition Bylaw No. 8318 as the City will become participating municipality in CORD's regional service.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.7 Bylaw No. 9061 – Amendment No. 6 to “City of Kelowna Parks Bylaw No. 6819-91”
To permit dogs in certain parks for certain special events.
8. REMINDERS
9. TERMINATION