

CITY OF KELOWNA

AGENDA

PUBLIC HEARING

SEPTEMBER 28, 2004 – COUNCIL CHAMBER

CITY HALL – 1435 WATER STREET

7:00 P.M.

CHAIRMAN WILL CALL THE HEARING TO ORDER:

1. (a) The purpose of this Hearing is to consider certain bylaws which, if adopted, shall amend City of Kelowna Zoning Bylaw No. 8000.
 - (b) All persons who believe that their interest in property is affected by the proposed bylaws shall be afforded a reasonable opportunity to be heard or to present written submissions respecting matters contained in the bylaws that are the subject of this hearing.
 - (c) All information, correspondence, petitions or reports that have been received concerning the subject bylaws have been made available to the public. The correspondence and petitions received after September 10, 2004 (date of notification) are available for inspection during the course of this hearing and are located on the information table in the foyer of the Council Chamber.
 - (d) Council debate on the proposed bylaws will take place when they are considered by Council during the Regular Council meeting after the conclusion of this Hearing.
 - (e) It must be emphasized that Council will not receive any representation from the applicant or members of the public after conclusion of this Public Hearing.
2. The Acting City Clerk will provide information as to how the meeting was publicized.

3. INDIVIDUAL BYLAW SUBMISSIONS:

3.1(a)

BYLAW NO. 9299 (LUC78-1009)

LOCATION: 2441-2453, 2455 Hwy 97N
LEGAL DESCRIPTION: Lot A, District Lot 125, ODYD, Plan 30858, Lot 1, District Lot 125, ODYD, Plan 31510
OWNER/APPLICANT: K. Kaminski Construction Ltd.
PRESENT ZONING: LUC04-0001 (C10 – Service Commercial)
PURPOSE: The applicant is proposing to discharge the Land Use Contract which will return the property to the underlying zone (C10 – Service Commercial).

3.1(b)

BYLAW NO. 9300 (Z04-0043)

LOCATION: 2441-2453, 2455 Hwy 97N
LEGAL DESCRIPTION: Lot A, District Lot 125, ODYD, Plan 30858, Lot 1, District Lot 125, ODYD, Plan 31510
OWNER/APPLICANT: K. Kaminski Construction Ltd.
PRESENT ZONING: LUC04-0001 (C10 – Service Commercial)
REQUESTED ZONING: C3 – Community Commercial
PURPOSE: The applicant is proposing to discharge the Land Use Contract which will return the property to the underlying zone (C10 – Service Commercial) after which the applicant wishes to rezone to C3 – Community Commercial, in order to facilitate a broader range of commercial uses within this existing building.

3.2

BYLAW NO. 9293 (Z03-0043)

LOCATION: 260 Franklyn Road
LEGAL DESCRIPTION: Lot 1, Section 27, Township 26, ODYD, Plan 12913 Except Plan 22268
OWNER/APPLICANT: City of Kelowna
PRESENT ZONING: RU1 – Large Lot Housing
REQUESTED ZONING: RM3 – Low Density Multiple Housing
PURPOSE: The applicant wishes to rezone the subject property in order to allow for the future development of a multi-dwelling housing project.

4. PROCEDURE ON EACH BYLAW SUBMISSION:
- (a) Brief description of the application by City Staff (Planning).
 - (b) The Chairman will request that the City Clerk indicate all information, correspondence, petitions or reports received for the record.
 - (c) The applicant is requested to make representation to Council regarding the project and is encouraged to limit their presentation to 15 minutes. Where appropriate, the applicant should have sufficient visual aids, e.g. schematics, sketches, etc. to describe the project to the Council and to the public in attendance.
 - (d) The Chairman will call for representation from the public in attendance.
 - (i) The microphone at the podium has been provided for any person(s) wishing to make representation to the meeting.
 - (ii) The Chair will recognize ONLY speakers at podium.
 - (iii) Speakers are encouraged to limit their remarks to 5 minutes. However, if they have additional information they may address Council again after all other members of the public have been heard a first time.
 - (e) **Questions of staff by members of Council must be asked before the Public Hearing is closed and not during debate of the bylaw at the Regular Meeting, unless for clarification.**
 - (f) Final calls for representation (Ask three times) Unless Council directs that the public hearing on the bylaw in question be adjourned (held open), the chairman shall state to the gallery that the public hearing on that bylaw is closed.
5. TERMINATION