

CITY OF KELOWNA

AGENDA

PUBLIC HEARING

November 2, 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 The 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 October 15, 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

BYLAW NO. 9313 (Z04-0020)

LOCATION: 5050 McCulloch Road

LEGAL DESCRIPTION: East ½ of Section 1, Township 26, ODYD, Except Plan KAP8126 and Lot 2A, Section 1, Township 26, ODYD, Plan 1247

APPLICANT: Protech Consultants Ltd./Grant Maddock

OWNER: Otto Babichuk, 417860 Alberta Ltd., Newport Investments Ltd., 244584 Alberta Ltd., 537584 Alberta Ltd., Cher-Ken Holdings Ltd., MJC Development Corporation, Joric Holdings Ltd., Seadrift Properties Ltd., Dianor Developments Ltd., 407904 BC Ltd., Michael Neid.

PRESENT ZONING: A1 – Agriculture 1

REQUESTED ZONING: P3 – Parks & Open Space, RR1 – Rural Residential 1 and RR2 – Rural Residential

PURPOSE: The applicant wishes to rezone the subject property to facilitate a 110 lot bareland strata subdivision development and park dedication.

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**