

# CITY OF KELOWNA

## BYLAW NO. 9399

### Text Amendment No. TA05-0003 – City of Kelowna Amendment to Section 9.5 Secondary Suites

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A bylaw to amend the "City of Kelowna Zoning Bylaw No. 8000".

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts that City of Kelowna Zoning Bylaw No. 8000 be amended as follows:

1. THAT **Section 9 – Specific Use Regulations**, sub-section **9.5 Secondary Suites**, sub-paragraph 9.5.1 be amended by deleting the paragraph:

**“9.5.1      Secondary suites**, when permitted, are to be located only in a converted **single detached housing** or and **accessory building**. A **mobile home** may be considered a **secondary suite** within an **accessory building** only in an A1s – Agricultural 1 with Secondary Suite zone provided it is not in the Agricultural Land Reserve. No **structural alteration** or addition shall be undertaken that **alters** the existing low-**density** residential character of the neighbourhood. Where a **secondary suite** is located in an **accessory building** the principal dwelling unit shall be located between the **front yard** and the **accessory building**. An **accessory building** shall not be higher than the lessor of 4.5 metres or the height of the existing principal dwelling unit on the same property.”

and replacing it with the following:

**“9.5.1      All secondary suites must comply with the following:**

- (a) **Secondary suites**, when permitted, are to be located only in a converted **single detached housing** or and **accessory building**.
- (b) A **mobile home** may be considered a **secondary suite** within an **accessory building** only in an A1s –Agricultural 1 with Secondary Suite zone provided it is not in the Agricultural Land Reserve.
- (c) No **structural alteration** or addition shall be undertaken that **alters** the existing low-**density** residential character of the neighbourhood.
- (d) Where a **secondary suite** is located in an **accessory building** the principal dwelling unit shall be located between the **front yard** and the **accessory building** except in the A1s – Agricultural 1 with Secondary Suite zone. Where a **secondary suite** is located in an **accessory building** in the A1s – Agricultural 1 with Secondary Suite zone, the **accessory building** must be located at least two times the distance of the required **front yard** setback the accessory building must be located at least two times the distance of the required **front yard** setback
- (e) An **accessory building** shall not be higher than the lessor of 4.5 metres or the height of the existing principal dwelling unit on the same property.”

5. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first time by the Municipal Council this 11<sup>th</sup> day of April, 2005.

Considered at a Public Hearing on the day of , 2005.

Read a second and third time by the Municipal Council this day of , 2005.

Approved under The Highways Act this day of , 2005.

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(Approving Officer - Ministry of Transportation)

Adopted by the Municipal Council of the City of Kelowna this day of , 2005.

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Mayor

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City Clerk