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**CITY OF KELOWNA**  
**MEMORANDUM**

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**Date:** June 13, 2005

**File No.:** OCP01-019 & Z01-1063

**To:** City Manager

**From:** Planning & Corporate Services Department

**Purpose:** To rescind 1<sup>st</sup>, 2<sup>nd</sup> & 3<sup>rd</sup> Readings of Official Community Plan Amending Bylaw No. 8832 and Zone Amending Bylaw No. 8833 (Tom Smithwick/Porter Ramsay for Russo) in accordance with the Development Application Procedures Bylaw.

**Owner:** Luigi Giovanni Russo      **Applicant/ Contact Person:** Porter Ramsay/ Tom Smithwick

**At:** 982 & 1040 Old Vernon Road

**Existing Zone:** A1 – Agriculture 1      **Proposed Zones:** I2 – General Industrial

**Report Prepared by:** Shelley Gambacort

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**1.0      RECOMMENDATION**

THAT first, second and third readings given Bylaw No. 8832 (OCP01-019–Tom Smithwick/Porter Ramsay for Russo) and Bylaw No. 8833 (Z01-1063–Tom Smithwick/Porter Ramsay for Russo) be rescinded;

**2.0      SUMMARY**

Official Community Plan Amending Bylaw No. 8832 and Zone Amending Bylaw No. 8833 (Tom Smithwick/Porter Ramsay for Russo) received second and third readings at a Regular meeting of Council held on April 30, 2002, with final adoption of the zone amending bylaw being withheld pending the registration of a 219 Covenant restricting the use of the land to those uses allowed by the Land Reserve Commission, the consideration of a Development Variance Permit on the subject property and provision of an executed Servicing Agreement and the provision of the necessary funds and/or bonding.

At the Regular Meeting of Council held November 1, 2004 a resolution was adopted extending, for a fourth time, the deadline for adoption of Official Community Plan Amending Bylaw No. 8832 and Zone Amending Bylaw No. 8833 to April 30, 2005. However, as the subject properties have now been sold, it is in order to rescind 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings of both the Official Community Plan and Zone amending Bylaws and close the files.

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Andrew Bruce  
Manager Development Services

AB/SG/sg

Approved for inclusion

R.L. (Ron) Mattiussi, ACP, MCIP  
Director of Planning & Development Services

AB/SG/sg

## LOCATION MAP

