

CITY OF KELOWNA
REGULAR COUNCIL AGENDA
COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

TUESDAY, JUNE 28, 2005

5:00 P.M.

(following the Public Hearing)

1. CALL TO ORDER
2. Prayer will be offered by Councillor Given.
3. CONFIRMATION OF MINUTES
Regular Meeting, June 13, 2005
Public Hearing, June 14, 2005
Regular Meeting, June 14, 2005
Regular Meeting, June 20, 2005
4. Councillor Given requested to check the minutes of this meeting.
5. BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS)

- 5.1 [Bylaw No. 9428 \(Z05-0011\)](#) - Astrid Kneipp; John Marshall; Michael Marshall; D.M.J. Construction Ltd.; and 0706682 BC Ltd. (Garry Tomporowski Architects) – 1004, 1012, 1026 Bernard Avenue and 1495 Graham Street
Rezones the property from RU6 – Two Dwelling Housing to RM5 – Medium Density Multiple Housing to facilitate development of the site with a 4-storey, 43-unit apartment building.
- 5.2 [Bylaw No. 9431 \(TA05-0006\)](#) – City of Kelowna – Amendments to Zoning Bylaw No. 8000
Clarifies the definition of landscaping; exempts single storey accessory buildings with secondary suites from the requirement to provide an attached garage or carport; adds a new Section 6.5.11 to not allow bedrooms and full bathrooms in accessory buildings unless they are part of a legal secondary suite.

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS AND ADOPTION)

- 5.3 [Bylaw No. 9376 \(OCP05-0005\)](#) – An amendment to Map 12.1 – 20 Year Major Road Network and Road Classification Plan
Replaces Map 12.1 – 20 Year Major Network and Road Classification Plan with a new map that incorporates the revised alignment for the future Water/Pandosy road link, the 4-laning of Richter Street from Sutherland to Bernard and the 4-laning of Pandosy Street from Leon to Sutherland.
- 5.4 [Bylaw No. 9434 \(Z04-0059\)](#) - Sun Holdings Ltd. (Grant Maddock/Protech Consultants Ltd.) – 5030 Frost Road
Rezones the property from A1 – Agriculture 1 to RU1 – Large Lot Housing and P3 – Parks & Open Space to facilitate a 17-lot single family residential subdivision.

5. BYLAWS CONSIDERED AT PUBLIC HEARING – Cont'd**(BYLAWS PRESENTED FOR SECOND & THIRD READINGS AND ADOPTION)** – Cont'd

- 5.5 [Bylaw No. 9435 \(Z05-0028\)](#) - Denver Carrington Developments Inc. (Colin Darrow) - 538-540 Leon Avenue
Rezones the property from C7 – Central Business Commercial to C7lp – Central Business Commercial – Liquor Primary to accommodate a proposed pub (Miami's Pub) in the main floor of the building.
- 5.6 [Bylaw No. 9437 \(OCP05-0002\)](#) – Pasadena Estates Ltd./Gary Dober (Canwest Design Group/John Schlosser) – 4427, 4431 & 4433 Gordon Drive **Requires majority vote of Council (5)**
Amends the future land use designation in the OCP from Single Two Family to Multiple Unit Residential – Low Density.
- 5.7 [Bylaw No. 9438 \(Z05-0008\)](#) – Pasadena Estates Ltd./Gary Dober (Canwest Design Group/John Schlosser) – 4427, 4431 & 4433 Gordon Drive
Rezones the property from RU1 – Large Lot Housing to RM3 – Medium Density Multiple Housing to facilitate development of the site with 55 units of stacked row housing.

6. PUBLIC MEETING TO RECEIVE INPUT ON LIQUOR LICENSE APPLICATIONS

NOTE: The bylaw under agenda item No. 5.5 must have been adopted for the following application to be considered by Council.

- 6.1 Planning & Corporate Services Department, dated May 4, 2005, re: [Liquor Licensing Application No. LL05-0002 – Denver Carrington Developments Inc. \(Colin Darrow\) – 538-540 Leon Avenue](#) **Mayor to invite anyone in the public gallery who deems themselves affected by the liquor license application to come forward.**
For Council's support of an application for a new liquor primary licensed establishment (Miami's Pub) with a capacity of 150 (122 interior/28 patio) and hours of operation from 10 a.m. to 12 a.m. Sunday to Thursday and 10 a.m. to 1 a.m. Friday to Saturday.
- 6.2 Planning & Corporate Services Department, dated May 12, 2005 re: [Liquor Licensing Application No. LL05-0003 – Kelowna Central Park Properties Ltd. \(Randall Olafson Consultants Ltd.\) – 1575 Banks Road](#) **Mayor to invite anyone in the public gallery who deems themselves affected by the liquor license application to come forward.**
For Council's support to extend the permitted hours of liquor sale from 11 a.m. to 12:30 a.m. Monday to Wednesday; from 11 a.m. to 2 a.m. Thursday to Saturday; and from 11 a.m. to 12 a.m. on Sundays for a new food primary licensed establishment (Cactus Club).
- 6.3 Planning & Corporate Services Department, dated May 18, 2005 re: [Liquor Licensing Application No. LL05-0005 – Evergreen Lands Ltd., 594919 BC Ltd., Peacock Insurance & Financial Group Inc., Viewcrest Estates Ltd. and Brainwave Management Inc. \(Waterfront Wines Bistro\) – 1180 Sunset Drive](#) **Mayor to invite anyone in the public gallery who deems themselves affected by the liquor license application to come forward.**
For Council' support of an extension to the hours of liquor service for the Waterfront Bistro to midnight on Sunday thru Thursday and 1 a.m. on Friday and Saturday.

7. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

- 7.1 Planning & Corporate Services Department, dated May 18, 2005 re: [Development Variance Permit Application No. DVP05-0074 – AG Appel Enterprises Ltd. \(Space Centre Self Storage\) – 2850 Acland 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(s) to come forward.**

To vary the front yard setback in the I-2 General Industrial zone from 7.5 m to 0.0 m for a residential security/operator unit on the subject property.

- 7.2 Planning & Corporate Services Department, dated May 20, 2005 re: [Development Permit Application No. DP05-0065 and Development Variance Permit Application No. DVP05-0066 – Rodger & Jody Hazard \(Paul Nesbitt\) – 208 Poplar Point 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(s) to come forward.**

To authorize the construction of a single family dwelling encroaching into the riparian management area, and to vary the Okanagan Lake sightline requirement from 60° to 30°.

8. REMINDERS

9. TERMINATION