

CITY OF KELOWNA

AGENDA

PUBLIC HEARING

April 4, 2006 – COUNCIL CHAMBER

CITY HALL – 1435 WATER STREET

6:00 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 *Kelowna 2020* - Official Community Plan Bylaw No. 7600 and 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 March 17, 2006 (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 is scheduled to take place during the Regular Council meeting after the conclusion of this Hearing. It should be noted, however, that for some items a final decision may not be able to be reached tonight.
 - (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 City Clerk will provide information as to how the meeting was publicized.

3. INDIVIDUAL BYLAW SUBMISSIONS:

3.1

BYLAW NO. 9567 (Z05-0074)

LOCATION: 5031 Killdeer Road, 5080 & 5090 Frost Road
LEGAL DESCRIPTION: Lot 1, Section 24, Twp. 28, SDYD, Plan 30846, Lot 2, Section 24, Twp. 28, SDYD, Plan 39945, Lot A, District Lot 1688S, SDYD, Plan 23489
APPLICANT: Protech Consultants
OWNER: Judith Johnson, Michael & Dianne Appleby, Richard & Linda Lamberton
PRESENT ZONING: A1 – Agriculture 1
REQUESTED ZONING: RU2 – Medium Lot Housing and P3 – Parks & Open Space
PURPOSE: The applicants are proposing to rezone the subject properties in order to facilitate a 65 lot single family subdivision and a linear park.

3.2

BYLAW NO. 9563 (Z05-0075)

LOCATION: 1025 Rutland Road N.
LEGAL DESCRIPTION: Lot A, Section 26, Twp. 26, ODYD, Plan 4841
APPLICANT: Fine Home Designs (Peter Chataway)
OWNER: Okanagan Chinese Baptist Church
PRESENT ZONING: A1 – Agriculture 1
REQUESTED ZONING: P2 – Education and Minor Institutional
PURPOSE: The applicant is proposing to rezone the subject property in order that the property be zoned appropriately for the on going use as a church.

3.3(a)

BYLAW NO. 9565 (OCP05-0017)

LOCATION: 1641 Commerce Avenue
LEGAL DESCRIPTION: Lot 7, District Lot 125, ODYD, Plan KAP73825
OWNER/APPLICANT: ATM Properties Ltd. Inc. No. BC0703187
OFFICIAL COMMUNITY PLAN AMENDMENT: To amend the Official Community Plan Future Land Use Designation from “Industrial” designation to “Commercial” designation.
PURPOSE: The applicant is requesting to amend the Official Community Plan in order to permit Service Commercial use.

3.3(b)

BYLAW NO. 9566 (Z05-0079)

LOCATION: 1641 Commerce Avenue
LEGAL DESCRIPTION: Lot 7, District Lot 125, ODYD, Plan KAP73825
OWNER/APPLICANT: ATM Properties Ltd. Inc. No. BC0703187
PRESENT ZONING: I1 – Business Industrial
REQUESTED ZONING: C10 – Service Commercial
PURPOSE: The applicants are requesting to Rezone the subject property in order to permit Service Commercial use.

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**