

Public HearingOctober 17, 2006

A Public Hearing of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Tuesday, October 17, 2006.

Council members in attendance: Mayor Sharon Shepherd, Councillors B.A. Clark, R.D. Hobson, N.J. Letnick and M.J. Rule.

Council members absent: Councillors A.F. Blanleil, C.B. Day, B.D. Given and C.M. Gran.

Staff members in attendance were: City Manager, R.L. Mattiussi; Deputy City Clerk, S.C. Fleming; Director of Planning & Development Services, M. Pynenburg; Acting Manager of Development Services, S. Gambacort; and Council Recording Secretary, B.L. Harder.

1. Mayor Shepherd called the Hearing to order at 6:00 p.m.
2. Mayor Shepherd advised that the purpose of the Hearing is to consider certain bylaws which, if adopted, will amend "*Kelowna 2020 - Official Community Plan* Bylaw No. 7600" and "Zoning Bylaw No. 8000", and all submissions received, either in writing or verbally, will be taken into consideration when the proposed bylaws are presented for reading at the Regular Council Meeting which follows this Public Hearing.

The Deputy City Clerk advised the Notice of this Public Hearing was advertised by being posted on the Notice Board at City Hall on September 29, 2006, and by being placed in the Kelowna Daily Courier issues of October 10 & 11, 2006, and in the Kelowna Capital News issue of October 8, 2006, and by sending out or otherwise delivering 22 letters to the owners and occupiers of surrounding properties between September 29, 2006 and October 3, 2006.

The correspondence and/or petitions received in response to advertising for the applications on tonight's agenda were arranged and circulated to Council in accordance with Council Policy 309.

3. INDIVIDUAL BYLAW SUBMISSIONS

**3.1(a) 1789 KLO Road**

- 3.1(a) Bylaw No. 9675 (OCP06-0015) – City of Kelowna – KLO Road – THAT Map 19.1 of the *Kelowna 2020 - Official Community Plan* Bylaw No. 7600 be amended by changing the Future Land Use designation of Lot 9, District Lot 131 ODYD Plan 13722 except Plan KAP79641, located on KLO Road, Kelowna, B.C., from the Single/Two Family Residential designation to the Commercial designation.

Staff:

- The subject property consists of two lots that as a result of the newly created intersection at KLO/Benvoulin and related road takings have been consolidated into one lot.
- Access would be right-in/right-out only from both KLO and Benvoulin. A covenant would be registered to prevent use of the property as a gas bar.
- The City intends to sell the property. A Development Permit would be required for any development of the site.

The Deputy City Clerk advised that no correspondence and/or petitions had been received.

Mayor Shepherd invited anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council.

There was no response.

Public HearingOctober 17, 2006**3.1(b) 1789 KLO Road**

3.1(b) Bylaw No. 9676 (Z06-0036) – City of Kelowna – KLO Road – THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot 9, District Lot 131 ODYD Plan 13722 except Plan KAP79641, located on KLO Road, Kelowna, B.C. from the A1 – Agriculture 1 zone to the C2 – Neighborhood Commercial zone.

See under 3.1(a) above.

**3.2 200-210 Bernard Avenue, 220 Mill Street, 222 Queensway Avenue and 1414 Water Street**

3.2 Bylaw No. 9668 (Z06-0037) – City of Kelowna – Bernard Avenue, Mill Street, Queensway Avenue and Water Street – THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of water lots D.L. 4004, D.L.5118, D.L. 5203 and the portion of Block G, D.L.1527 below the north edge of Block F, D.L. 1527 (as shown on Map “A”, attached to this bylaw), Kelowna, B.C. from the P3 – Parks and Open Space zone to the W2 – Intensive Water Use zone.

Staff:

- The application would rezone the water lots to reflect the actual moorage use that resulted from recent dock improvements.

The Deputy City Clerk advised that the following correspondence and/or petitions had been received:

- letter of opposition from Richard Sharpe, 1585 Abbott Street.

Mayor Shepherd invited anyone in the public gallery who deemed themselves affected to come forward, followed by comments of Council.

There was no response.

**4. TERMINATION:**

The Hearing was declared terminated at 6:08 p.m.

Certified Correct:

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Mayor

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Deputy City Clerk

BLH/am