

REVISED

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

TUESDAY, JANUARY 23, 2007

6:00 P.M.

1. **CALL TO ORDER**

2. Prayer will be offered by Councillor Gran.

3. **CONFIRMATION OF MINUTES**

Regular Meeting, January 8, 2007
Public Hearing, January 9, 2007
Regular Meeting, January 9, 2007
Affordable Housing Workshop, January 15, 2007
Regular Meeting, January 15, 2007

4. Councillor Blanleil requested to check the minutes of this meeting.

5. **BYLAWS CONSIDERED AT PUBLIC HEARING**

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS AND ADOPTION)

5.1 **Withdrawn** Bylaw No. 9708 (OCP06-0024) - R354 Enterprises Ltd. (Aberdeen Hall Preparatory School) – 2355-2455 Acland Road **requires majority vote of Council (5)**
To extend the temporary use of the property for a private school to June 30, 2007

6. **DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS**

6.1 Planning & Development Services Department, dated December 12, 2006 re: Development Variance Permit Application No. DVP06-0182 – Christine Nicholls – 880 Paret 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 to come forward**
To vary the rear yard setback requirement from 7.5 m to 4.3 m for the existing house to allow subdivision of the property into two lots, one fronting Paret Road and one fronting Gordon Drive.

6.2 Planning & Development Services Department, dated December 12, 2006 re: Development Variance Permit Application No. DVP06-0186 – Tyler Van Nice – 674 Armour Crescent **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 variances to come forward**
To reduce the front yard setback requirement for a garage from 6.0 m to 3.8 m and reduce the side yard setback requirement from 2.0 m to 1.5 m.

- 6.3 Planning & Development Services Department, dated December 12, 2006 re: Heritage Alteration Permit Application No. HAP06-0011 – Robert & Mary Runnalls – 2095 Abbott Street **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 to come forward**
To authorize issuance of the Heritage Alteration Permit for the construction of a 1.5 storey detached accessory garage with a loft space with a variance to reduce the side yard setback requirement from the flanking street from 6.0 m to 5.0 m.
- 6.4 **Withdrawn** Planning & Development Services Department, dated December 5, 2006 re: Development Permit Application No. DP06-0181 and Development Variance Permit Application No. DVP06-0214 – Simple Pursuits Inc. (Worman Resources Inc.) – 1660 Pandosy Street **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 variances to come forward**
To authorize issuance of the Development Permit for the construction of a new free-standing commercial building that will predominantly accommodate office, retail and residential space; and to relax the front and side yard setbacks and consequently the setbacks applicable to height for any portion of a building above 15 m to allow a 16.46 m height; and to reduce the parking stall requirements from 54 to 45 stalls and the loading stall requirement from 2 to zero.
- 6.5 Planning & Development Services Department, dated December 14, 2006 re: Development Permit Application No. DP06-0200 and Development Variance Permit Application No. DVP06-0205 – Lynn & Timothy Hale – 2174 Richter Street **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 variances to come forward**
*To authorize issuance of the Development Permit and grant variances to reduce the off-street parking size requirement from 6.0 m to 5.9 m; reduce the off-street parking space setback where a lane is used for aisle access from 1.2 m to 0.0 m; increase the permitted maximum floor area for a secondary suite in an accessory building from 61 m² or 75% of the principal building to 64 m² or 79% of the principal building; and to consider a staff recommendation to **not** to allow for proposed vehicle access to a surface parking space in the front yard.*
- 6.6 Planning & Development Services Department, dated November 17, 2006 re: Development Variance Permit Application No. DVP06-0162 – Michael Ohman (James Haasdyk/Oasis Design) – 784 Bernard Avenue **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 variances to come forward**
To vary the side yard setback requirement of the Zoning Bylaw by reducing the west side yard setback requirement for a 2nd storey addition from 2.3 m to 1.9 m and to vary the Sign Bylaw to allow a free-standing sign where it would otherwise not be permitted.
- 6.7 Planning & Development Services Department, dated December 15, 2006 re: Development Permit Application No. DP06-0210 and Development Variance Permit Application No. DVP06-0211 – Shell Canada Products Ltd. (CTM Designs) – 634 Harvey Avenue **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 variances to come forward**
To authorize construction of a new gas bar, canopy and convenience store on the property and grant variances to reduce the building setback to a provincial highway from 4.5 m to 3.0 m, the pump island setback to the rear property line from 6.0 m to 4.4 m and the canopy setback to the rear property line from 3.0 m to 1.5 m.

- 6.8 Planning & Development Services Department, dated December 21, 2006 re: Development Variance Permit Application No. DVP06-0175 – Valendas Enterprises Ltd. (Jonathan Friesen/The Mission Group) – 180 Clifton Road North **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 variances to come forward**

To vary setback requirements from the natural boundary of the upland parcel to a proposed dock from 40.0 m to 40.7 m; vary the maximum length of a dock parallel to the shoreline from 10 m to 98.9 m; and vary the Okanagan Lake riparian setback requirement from 15 m to 12 m for viewing platforms and a top of bank trail for a 24-lot subdivision of the property.

7. REMINDERS

8. TERMINATION