

---

CITY OF KELOWNA

MEMORANDUM

---

**Date:** February 21, 2006

**To:** City Manager

**From:** Planning and Development Services Department

**APPLICATION NO.** Z01-1018

**OWNER:** TERRY ROBERTSON  
KELLY LAWRENCE

**AT:** 300 DUNDAS ROAD

**APPLICANT:** TERRY ROBERTSON

**PURPOSE:** TO RESCIND 1<sup>ST</sup>, 2<sup>ND</sup> AND 3<sup>RD</sup> READINGS AND CLOSE FILE

**EXISTING ZONE:** RU1 – LARGE LOT HOUSING

**PROPOSED ZONE:** RU1s ZONE – LARGE LOT HOUSING WITH SECONDARY SUITE

**REPORT PREPARED BY:** RYAN SMITH

---

1.0 RECOMMENDATION

THAT first, second and third readings given Bylaw No. 8698 (Z01-1018– 300 Dundas Road – Terry Robertson and Kelly Lawrence) be rescinded;

AND THAT staff be directed to close the associated rezoning application;

2.0 SUMMARY

Rezoning Authorization Bylaw No. 8698 received second and third readings at a Regular meeting of Council held on Tuesday, July 17, 2001. Final adoption of the zone amending bylaw was subject to the applicant meeting the requirements of the Inspection Services Department to upgrade the suite to meet the BC Building and Fire Codes. The owners have not been able to complete the required renovations to date and have received several extensions for the rezoning bylaw. At this time, more than 5 years after the original application, the file remains open. At this point the bylaw has lapsed and staff is unwilling to recommend additional extensions. Staff recommends that Council rescind Bylaw No.8698.

Staff have attempted to contact the applicant to advise that the application is being closed but have not received a reply to date. Staff will be forwarding a memo to Bylaw Enforcement requesting that they take measures to address the illegal suite.

  
Shelley Gambacort  
Acting Manager of Development Services

Approved for inclusion   
Mary Pynenburg, MRAIC MCIP  
Director of Planning & Development Services

MP/SG/rs