
CITY OF KELOWNA
MEMORANDUM

DATE: JULY 26, 2007
TO: CITY MANAGER
FROM: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT

APPLICATION NO. DP07-0016/DVP07-0017 **OWNER:** 0758587 BC Ltd.
ICE Developments
AT: 290 & 300 Asher Road **APPLICANT:** S2 Architecture
315 McIntosh Road

PURPOSE: TO OBTAIN A DEVELOPMENT PERMIT AND A DEVELOPMENT VARIANCE PERMIT TO ALLOW FOR THE CONSTRUCTION OF A 4-STOREY 40-UNIT MULTI-UNIT RESIDENTIAL DEVELOPMENT

EXISTING ZONE: RU6 - TWO DWELLING HOUSING
PROPOSED ZONE: RM5 – MEDIUM DENSITY MULTIPLE HOUSING
REPORT PREPARED BY: Corine (Cory) Gain, MCIP, CPT

1.0 RECOMMENDATION

THAT Final Adoption of Zone Amending Bylaw No. 9831 be considered by Council;

AND THAT Council authorize the issuance of Development Permit No. DP07-0016 for Lots 19, 20 and 21 Section 26 Township 26 Osoyoos Division Yale District Plan 9924, located at Asher and McIntosh Roads, Kelowna, BC subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B";
3. Landscaping to be provided on the land be in general accordance with Schedule "C";
4. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper.
5. Lot consolidation of the subject properties must be completed prior to issuance of the Development Permit.

AND FURTHER THAT the applicant be required to complete the above-noted conditions within 180 days of Council approval of the development permit application in order for the permit to be issued.

AND THAT Council authorize the issuance of Development Variance Permit No. DVP07-0017; Lots 19, 20 and 21 Section 26 Township 26 Osoyoos Division Yale District Plan 9924, located at Asher and McIntosh Roads, Kelowna, BC to vary Zoning Bylaw 8000 as follows:

The rear lot line setback requirement of Section 13.11.6 (f) is varied from 9.0 m to 7.5 m in recognition of the fact the southern lot line functions as a side lot line.

2.0 SUMMARY

The applicant is proposing to construct a 40-unit, 4-storey multi-family residential building on the subject properties that complies with the proposed RM-5 zoning designation.

3.0 ADVISORY PLANNING COMMISSION

At the regular meeting of June 5, 2007 it was resolved:

AND THAT the Advisory Planning Commission supports Development Permit Application No. DP07-0016, for 290 & 300 Asher Road; 315 McIntosh Road, Lots 19, 20 & 21, Plan 9924, Sec. 26, Twp. 26, ODYD, by S2 Architecture (D. Symons), to obtain a Development Permit to allow construction of a multi family residential building.

The APC suggested the following design concepts be incorporated:

- Enhanced street level articulation;
- Increased connection between the gate and door entries for all units at the ground level;
- Provision of improved siding material (preferably hardiplank) to enhance the overall quality of the exterior.

4.0 BACKGROUND

The property under application is located on the southwest corner of Asher and McIntosh Roads in the Rutland Urban Centre area. This property was considered under application Z07-0008 at Public Hearing on August 7th, 2007. Three RU6 zoned properties that are currently occupied by two existing single-family dwellings will be consolidated to form one .27 ha. lot (after required road dedication). The Planning and Development Services Department has successfully worked with the applicant to revise the development plans to eliminate the need for all but one variance to the Zoning Bylaw.

4.1 The Proposal

The proposed building has been designed with due consideration to the characteristics of the surrounding neighbourhood, one that is currently in transition to a predominantly multi-family area. It is expected that the proposed project will be a positive addition to the community, compatible in function with other residential development and the nearby commercial and recreational opportunities.

The applicant responded to each of the concerns of the APC as outlined in Attachment 'O'.

The subject property is nearly flat and allows for construction of an underground parking structure to a depth of 3 m. The proposed parking structure to the 4-storey, 40-unit multi-family residential building will be accessed by way of the existing lane that runs parallel to Asher Road. Four floors of residential units will be constructed over the underground parkade. The proposed building would consist of 34 two-bedroom units ranging in size from 83.8 m² to 101.3 m² and six one-bedroom units ranging in size from 62.5 m² to 88.2 m². The permitted maximum floor area ratio of 1.30 has been utilized by this proposed development. The proposed building footprint of 1018.8 m² would result in a site coverage of 37.2% and a total site coverage of 50% including buildings, patios and driveways. Both of these proposed site coverages are within the maximum allowable under the Zoning Bylaw. The zoning bylaw parking requirement for a total of 59 vehicle parking stalls; 20 Class I and 4 Class II bicycle parking spaces have also been satisfied by the proposal. Six visitor parking spaces will be provided in an unsecured portion of the parkade structure. All parking spaces dedicated to resident

parking are proposed to be located in the secured portion of the parkade. The applicant has made provision for residents to admit visitors to the building via the proposed security system.

The applicant has provided a Geotechnical Report that addresses the potential effects on stability, retention and rehabilitation of the property; a schedule of proposed construction (proposed to commence immediately upon approval with completion anticipated by the end of 2008), a letter from the Landscape Architects describing the attributes of the proposed plan, including the selection of low water intake and native species and a 'Design Brief' report addressing Crime Prevention through Environmental Design.

All documents submissions have been prepared by registered professionals with due attention to the applicable best practices in their fields of expertise.

Modifications have been made to the original proposal submission to address issues of form and character, including location of the main entry, lighting, landscaping, parking and provision of private amenity space. The applicant has incorporated most of the requested changes with the exception of the proposed use of vinyl siding over the stated preference for hardi-board products. The developer has provided correspondence addressing this issue specifically, a copy of which is attached for your information and reference. Further correspondence from the applicant dated June 20, 2007 reinforces the applicant's position with respect to vinyl siding as the appropriate material choice rather than Hardi Board.

Extensive information regarding both the interior and exterior of the building are attached to this report for your reference. A thorough review of the zoning bylaw requirements has confirmed that the proposed development satisfies the applicable provisions with the exception of the rear lot line setback requirement of the RM5 Medium Density Housing Zone as follows:

CRITERIA	PROPOSAL	RM5 ZONE REQUIREMENTS
Site Area (m ²)	2,737 m ² / .27 ha.	1400 m ²
Site Width (m)	48.717 m	30 m
Site Depth (m)	56.423 m	35 m
Site Coverage (%)	37.2% (50% Total)	50% (60% including buildings, driveways and parking areas)
F.A.R.	1.3	1.3
Height (m)	12.98 m	13 m
Storeys (#)	4 storeys (< 16.5 m)	4 storeys or 16.5 m
Setbacks (m)		
- Front/McIntosh (North)	6.0 m	6.0 m
- Flanking Street/Asher (East)	6.0 m	6.0 m
- Side (West)	7.5 m	7.5 m
- Rear (South)(Technically the rear lot line, functionally a side lot line)	7.5 m * Variance required *	9.0m or 7.5m where this is a rear lane
Private Open Space	952.6 m ²	6 units x 15m ² 34 units x 25m ² TOTAL: 940 m²
Parking Stalls (#)	59 spaces	6 units x 1.25 spaces per unit 34 units x 1.5 spaces per unit Total Required: 59 spaces
Bicycle Stalls (#)	36 spaces	Class I: 0.5/dwelling (20 spaces) Class II: 0.1 per unit (4 spaces) Total Required: 24 spaces
Length of continuous building frontage	Acceptable	Maximum 40 m for a 4 storey building

The colour board provided with the application respects the Planning and Development Services Department preference for timeless earth tones colours typical of the Okanagan landscape. The use of two types of cultured stone will provide added interest to the façade of the building.

4.2 Site Context

Adjacent zones and uses are, to the:

- North - RU6 – Two Dwelling Housing
- East - RM3– Low Density Multiple Housing & RM5 – Medium Density Multiple Housing and RU6 – Two Dwelling Housing
- South - RU6 – Two Dwelling Housing & RM3 – Low Density Multiple Housing
- West - RU6 – Two Dwelling Housing

4.3 Site Location Map (See attachments)

Subject Property: 290 & 290 Asher Road and 315 McIntosh Road

4.4 Current Development Policy

4.4.1 Official Community Plan (OCP)

8.1 **Development Permit Guidelines for Form and Character of Multiple Unit Development: Objectives for Multiple Unit Residential Development:**

- "All development should be an appropriate response to its physical context, or anticipated future context where an area is designated for increased density or land use transition in the OCP.
- All development within Urban Centres and Village Centres should contribute to the creation of pedestrian-oriented streets and public spaces (connections, social interaction).
- All development should contribute to a sense of community identity and sense of place (integration of development within larger community, belonging, and community cohesiveness).
- All development should facilitate access by, and minimize conflicts among pedestrian, bicycle, and vehicular modes of transportation (access, mobility).
- All development should promote safety and security of persons and property within the urban environment (CPTED)"

6.9 **Guidelines for Development within Urban Centres Issues to be considered:**

- Design should facilitate pedestrian and bicycle access
- Vehicle access and on-site circulation should minimize interference with pedestrian movement
- Vehicle access from arterial or collector roads is discouraged. Where possible, such access should be achieved from a local road or lane.
- Loading, garbage and other ancillary services should be located at the rear of buildings.

- Within multiple-unit residential developments, variation between architectural bays within each façade is encouraged.
- Guidelines for Crime Prevention through Environmental Design Guidelines (CPTED) should be followed.
- Lighting shall be used to create a safe and comfortable environment for pedestrians.
- Parking areas should, wherever possible and safe, be located either under buildings or at the rear or side of main buildings.
- Within multiple-unit residential projects, first storey units should ideally provide ground-level access and outdoor amenity space
- Within multiple-unit residential projects, the principle front entranceway should be clearly identified and in scale with the development.

5.0 TECHNICAL COMMENTS

5.1 Fire Department

Fire department access, fire flows and hydrants as per the BC Building code and City of Kelowna Subdivision Bylaw. Engineered fire flows will determine if present hydrant location, number of hydrants and hydrant volume will be adequate. Fire Department access in the lane and to the parkade entrance is to meet code.

5.2 Inspection Services

Ensure fire fighting access requirements met to front entry of building, no other concerns.

5.1 Ministry of Transportation

DP07-0016: Please be advised that the above noted Development Permit application does not meet the prescribed criteria as specified in Section 924(2) of the *Local Government Act* and therefore Ministry of Transportation approval is not required.

DVP07-07-0017: Upon our review of the material submitted, we are please to inform you that our interests are unaffected and as such, the Ministry of Transportation has no concerns or objections to the Development Variance Permit.

5.3 Works and Utilities Department

- a. Requirements of Rezoning Application No. Z07-0008 must be satisfied before approval of the development permit;
- b. Generally on-site related variances do not compromise Works and Utilities servicing requirements; and
- c. Access to the underground parking from the rear lane to this development meets the City's transportation objectives.

3.0 PLANNING AND DEVELOPMENT SERVICES DEPARTMENT COMMENTS

The Planning and Development Services Department is satisfied that the applicant has given due consideration to the Development Permit Form and Character guidelines for multi-unit residential development with respect to the subject application. The roof profile is consistent with the form and character of residential buildings in the vicinity of the proposed site. The design makes a reasonable attempt to break up the bulk of the building and articulate the base with a stone treatment. The

suggestion that the projection form capped by a turret on the north-west corner of the site be placed on the north-east corner to give emphasis to the Asher/McIntosh intersection was not adopted.

One variance for the proposed setback to the southern (technically defined as the rear lot line, functionally defined as a side lot line) is required for the project to proceed. The proposed setback meets the side yard setback requirement which more truly reflects the function of the southern property line and therefore is supported by staff.

On June 4, 2007 the owner of the property located immediately south of the subject property fronting Asher Road reviewed the plans and indicated that he has no objection to the requested variance based on the current proposal. He was pleased that the plans show a large landscaped open space next to his existing duplex and the proposed metal fence to be constructed along the entry to the underground parking area.



Shelley Gambacort
Current Planning Supervisor

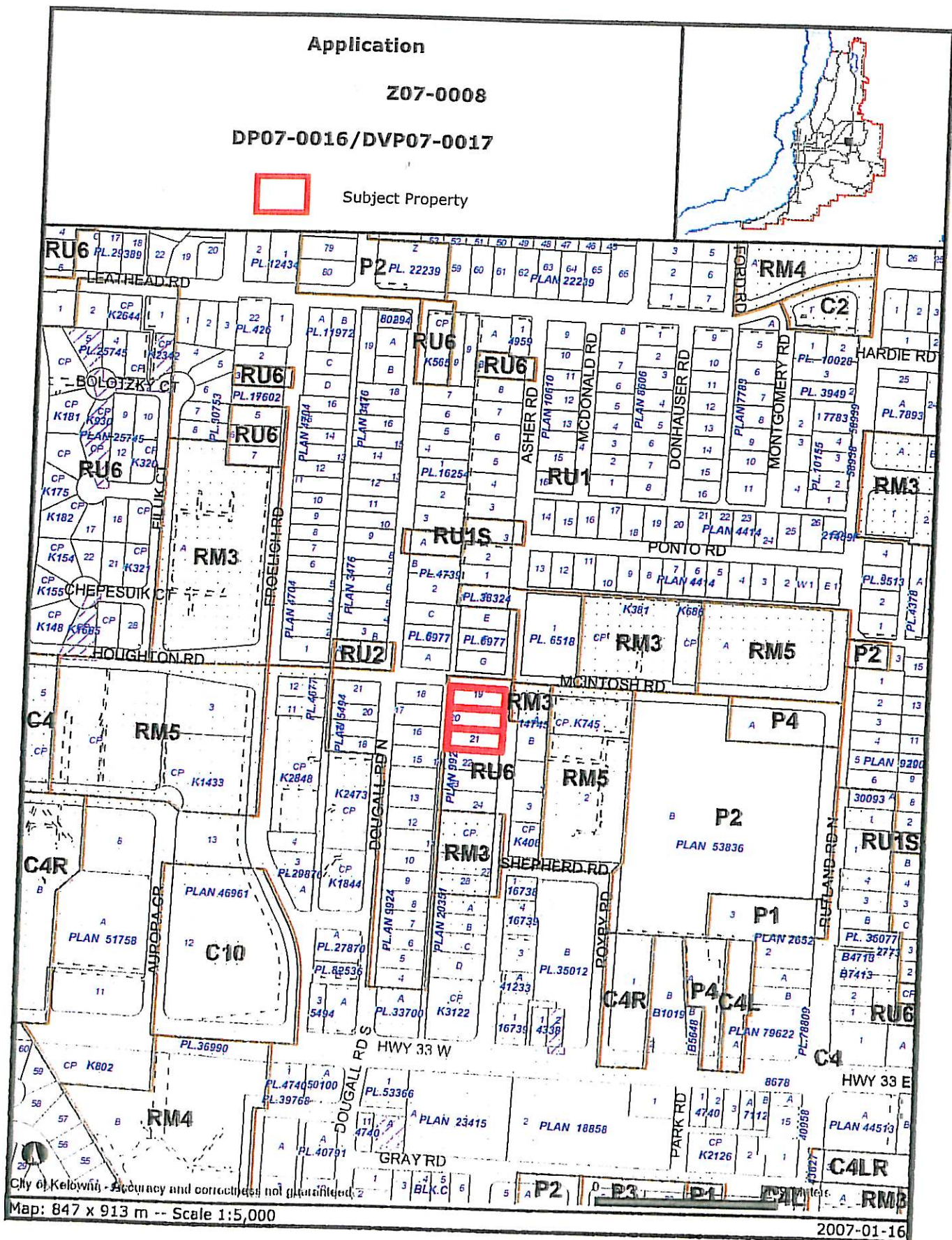
Approved for Inclusion



David L. Shipclark
Acting Director of Planning & Development Services

ATTACHMENTS

- A - Location Map
- B - Cover Sheet (Drawing DP0.0)
- C - Site Plan (Drawing DP1.1)
- D - Landscape Plan (Drawing DP1.2)
- E - Site Details (Drawing DP1.3)
- F - Parkade Plan (Drawing DP2.1)
- G - Main Floor Plan (Drawing DP2.2)
- H - Second Floor Plan (Drawing DP2.3)
- I - Elevations (Drawing DP4.1)
- J - Elevations (Drawing DP4.2)
- K - Colour Elevations (Drawing DP4.3)
- L - Sections (Drawing DP5.1)
- M - Sections (Drawing DP5.2)
- N - Exterior Materials (DP-MB)
- O - Letter from Ice Developments Ltd. dated April 12, 2007 and E-mail from Ken Shamen, S2Architecture dated June 20, 2007
- P - Architectural Renderings (Asher and McIntosh Frontages)



Certain layers such as lots, zoning and dp areas are updated bi-weekly. This map is for general information only.
The City of Kelowna does not guarantee its accuracy. All information should be verified.

CITY OF KELOWNA
PLANNING DEPT.

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DP0.0

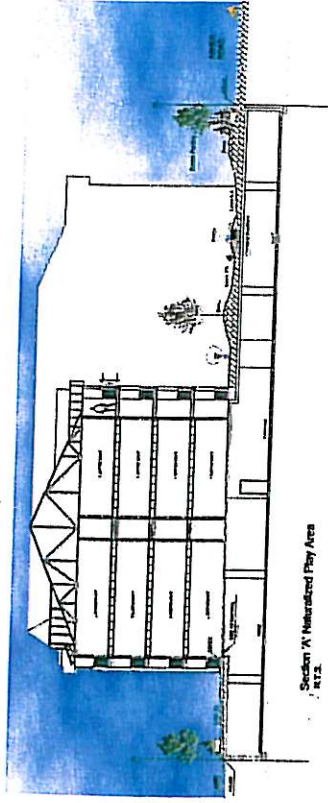
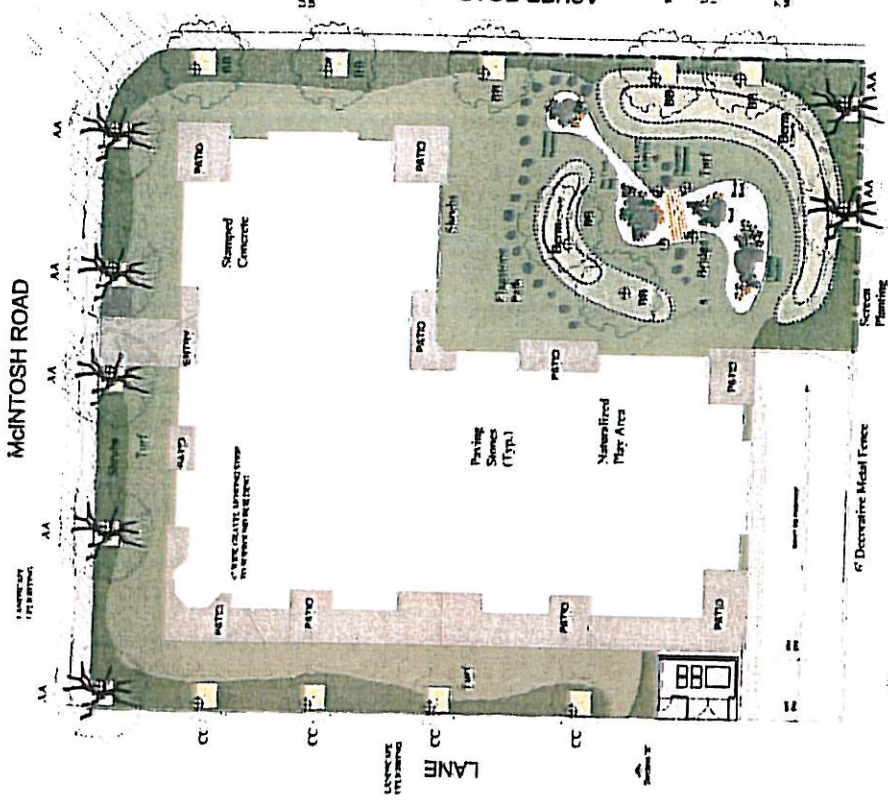
RUTLAND MULTI FAMILY
ICE DEVELOPMENTS
20140125

DAVID
SYMONS
ARCHITECT

Sub: 488, 110 - 17th Avenue SW
Casper, Alaska 99501-7142

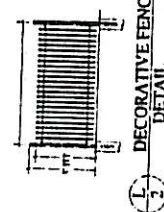
T 402.476.7000
F 402.476.7000
www.gladstone.com

ATTACHMENT D



PLANTING LIST

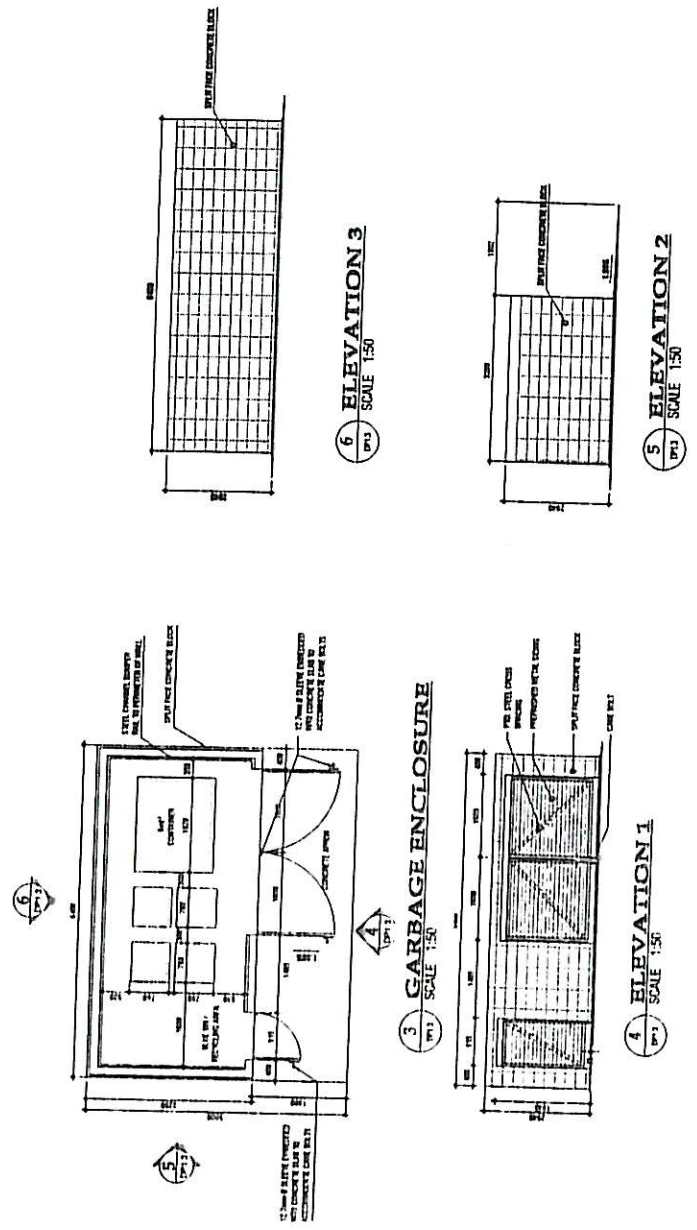
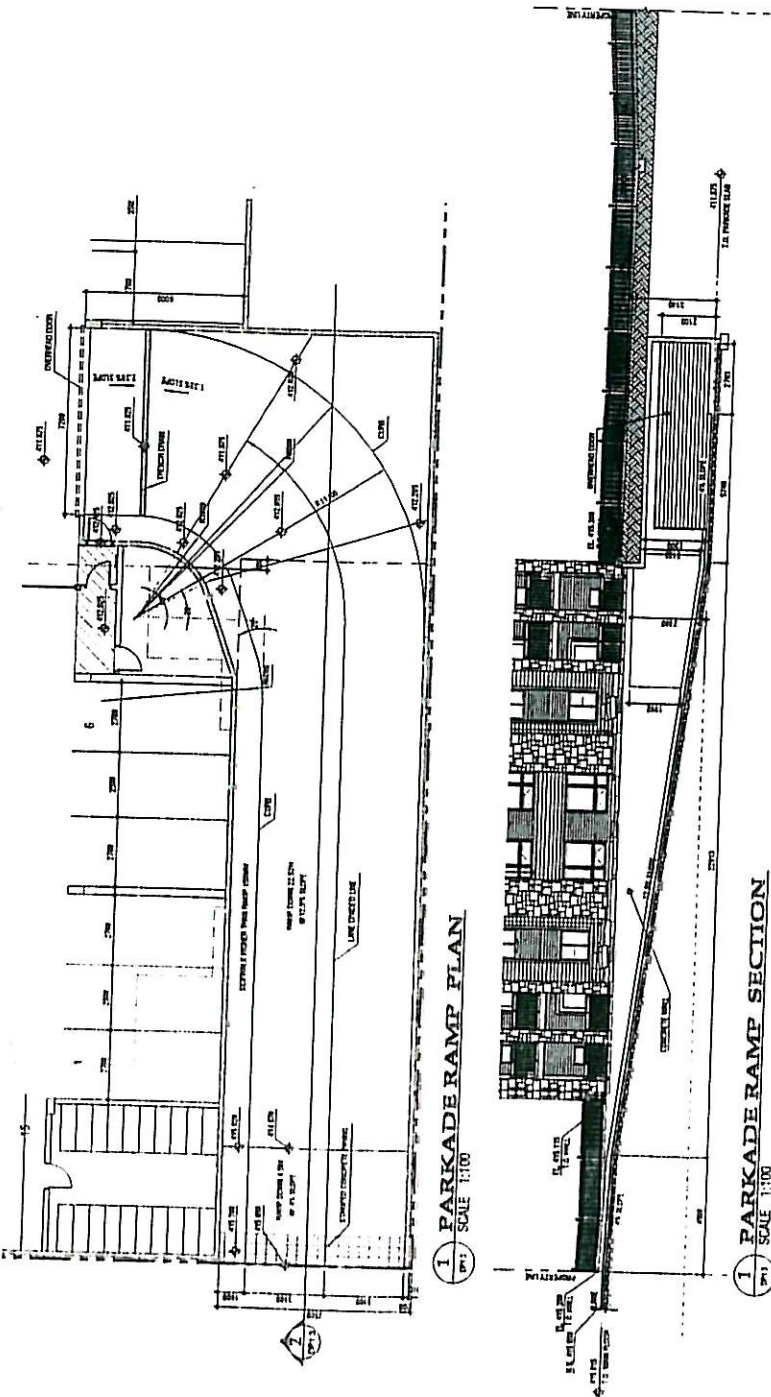
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EE	[Symbol]	EL PASO	EL PASO, TX		
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GG	[Symbol]	GEORGETOWN	GEORGETOWN, DE		
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ZZ	[Symbol]	LOS ANGELES	LOS ANGELES, CA		



1 LANDSCAPE PLAN SCALE: 1/8" = 1'

2 DECORATIVE FENCE DETAIL

3 TREE PLANTER DETAIL



THE INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE BY THE FOLLOWING INDICATOR

For a more complete description of the program, see the full report.

only use these tags: ``

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to be in my class without the permission of the architect.

TYPE AND	DATE
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NOT RECOMMENDED
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OF DRAWING INSTITUTION FEB-23-2007

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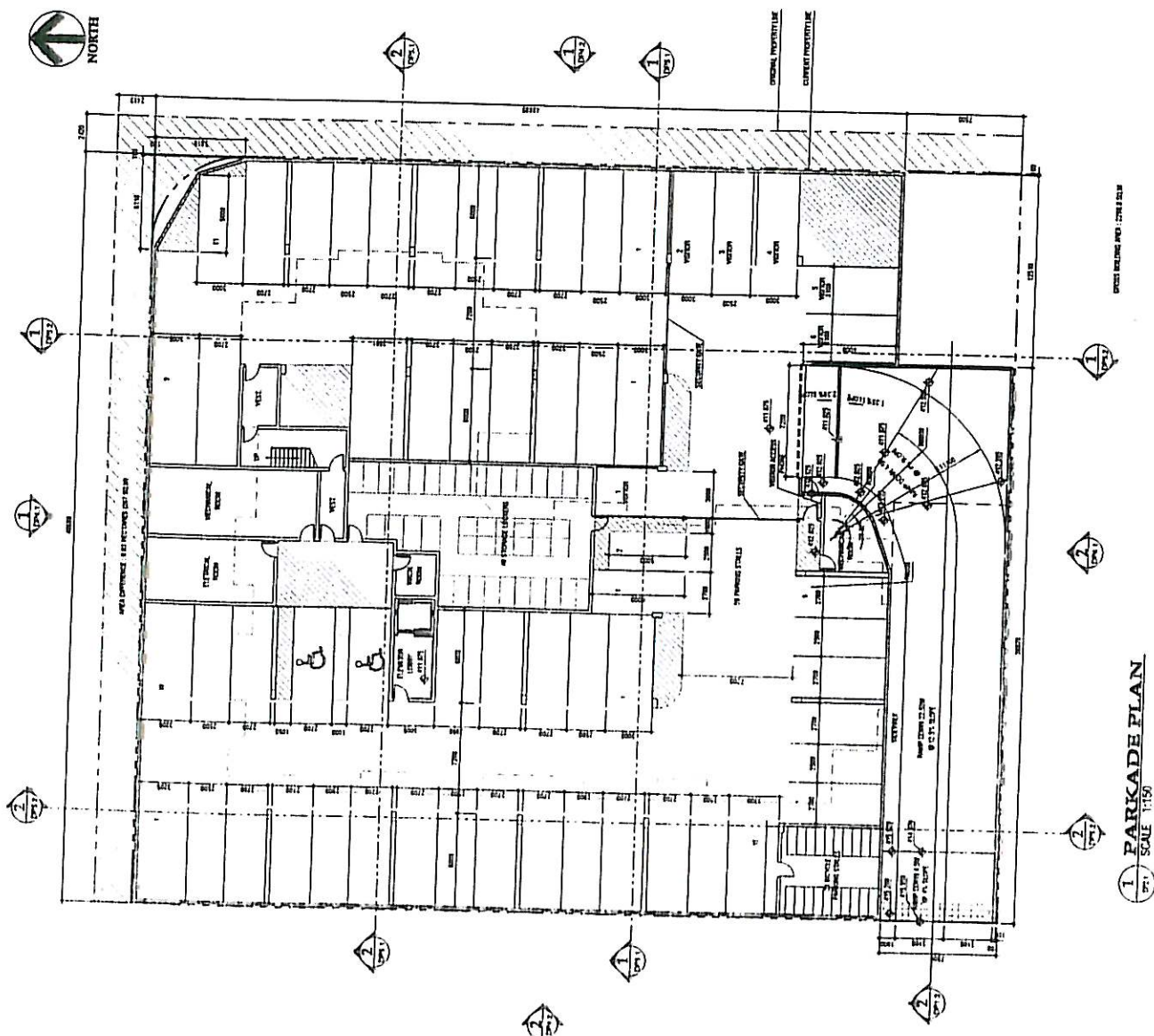
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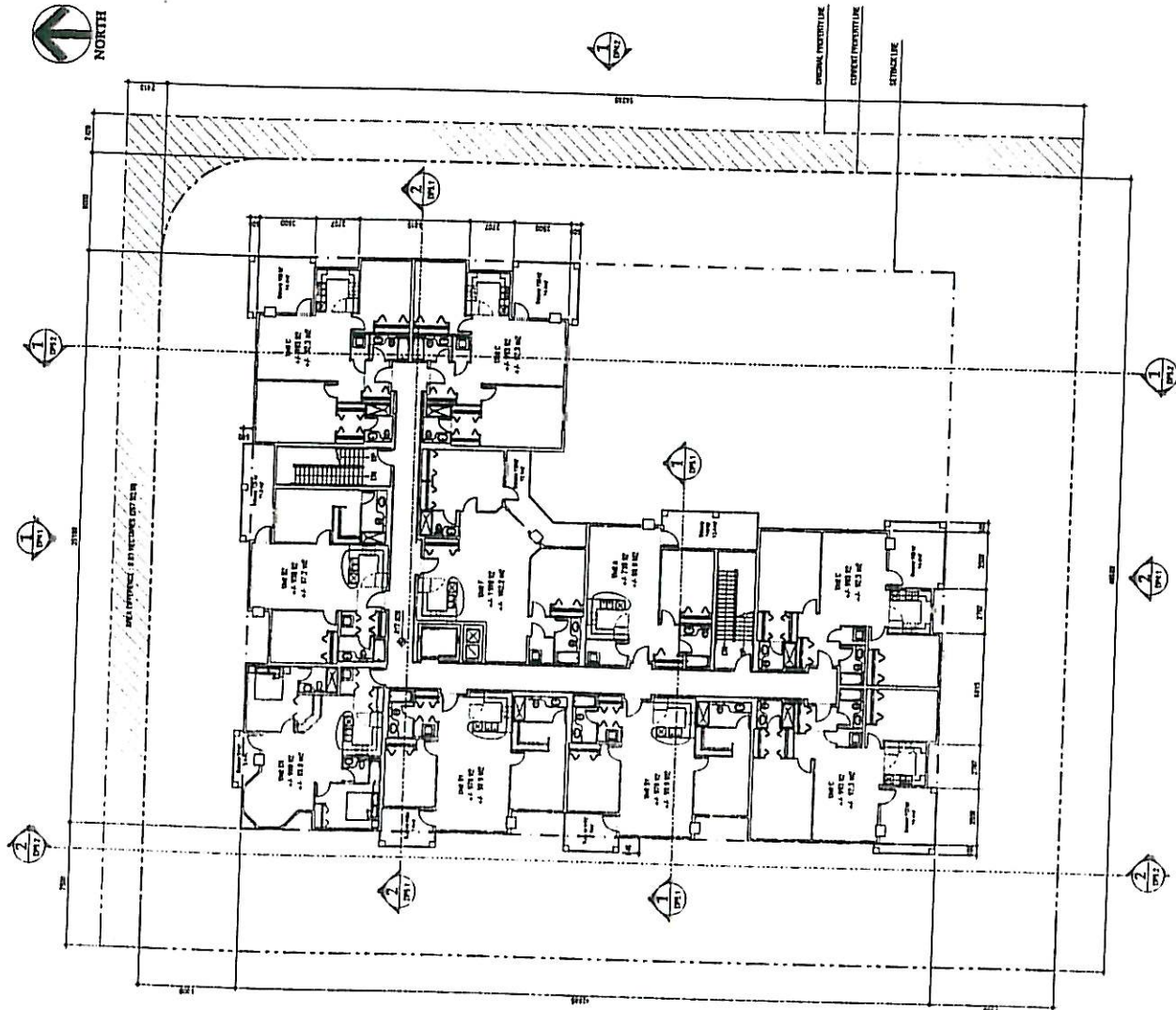
ATTACHMENT F



ATTACHMENT A

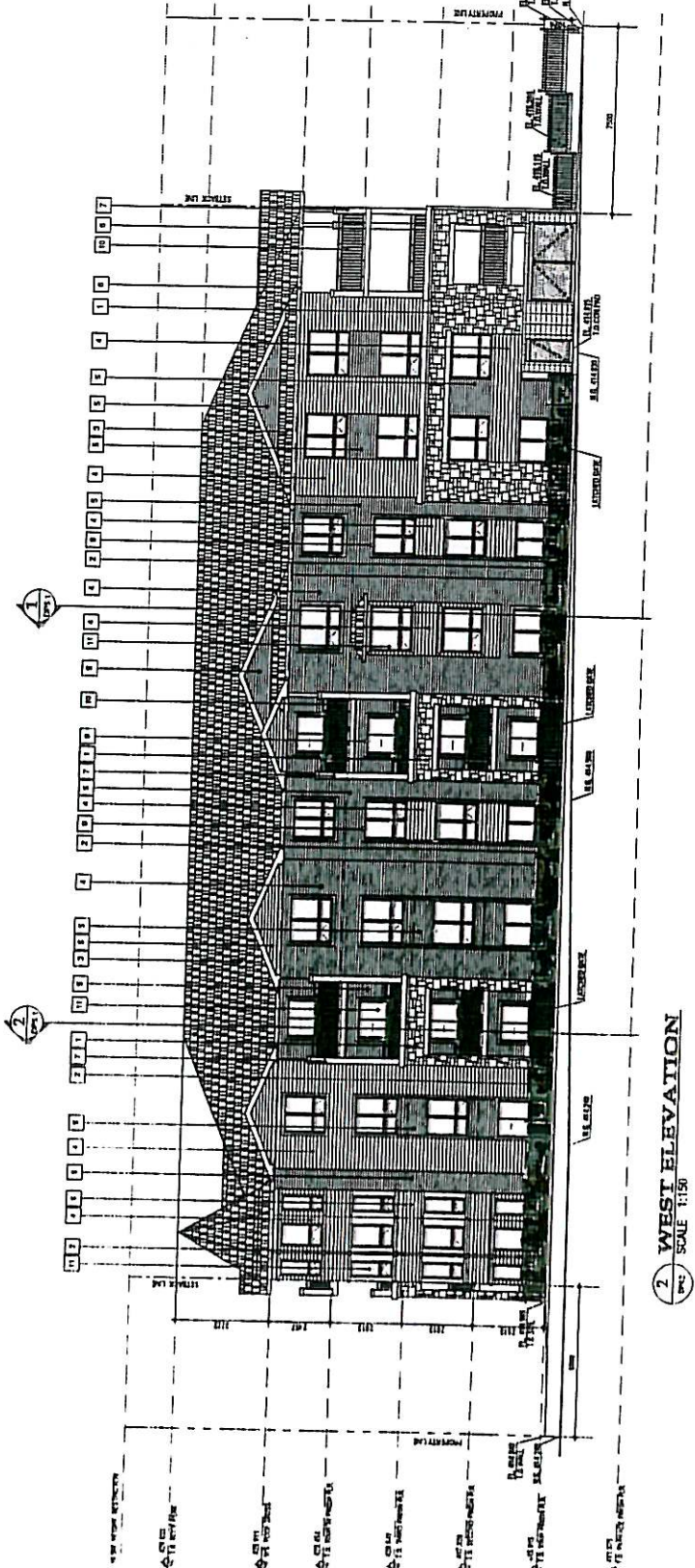
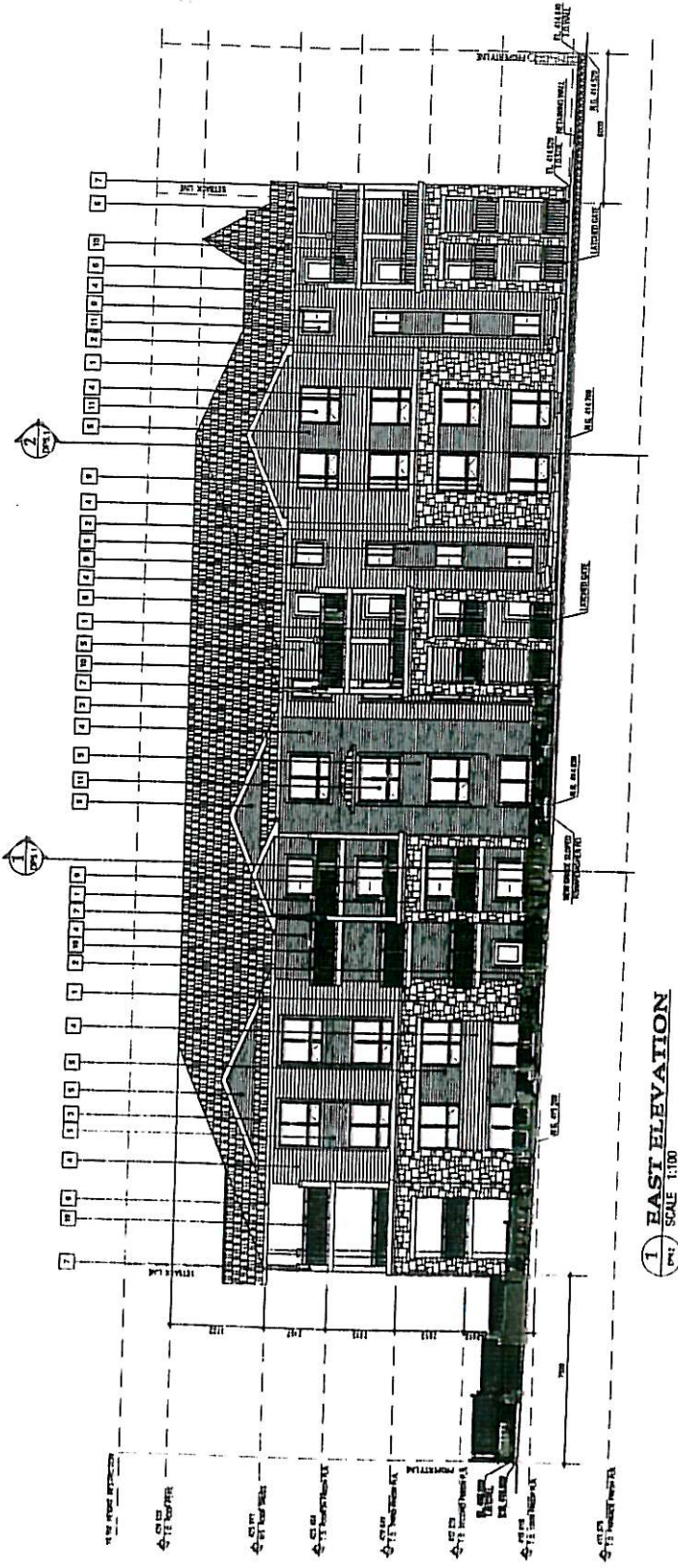
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TWO BEDROOM: 9
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GROSS BUILDING AREA (WITH BALCONIES 115.3 SQ. M.): 1128.4 SQ.M
NET BUILDING AREA: 666.1 SQ.M

1 SECOND FLOOR PLAN
SCALE 1/8" = 1'-0"

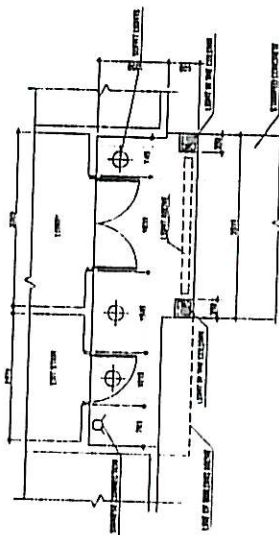
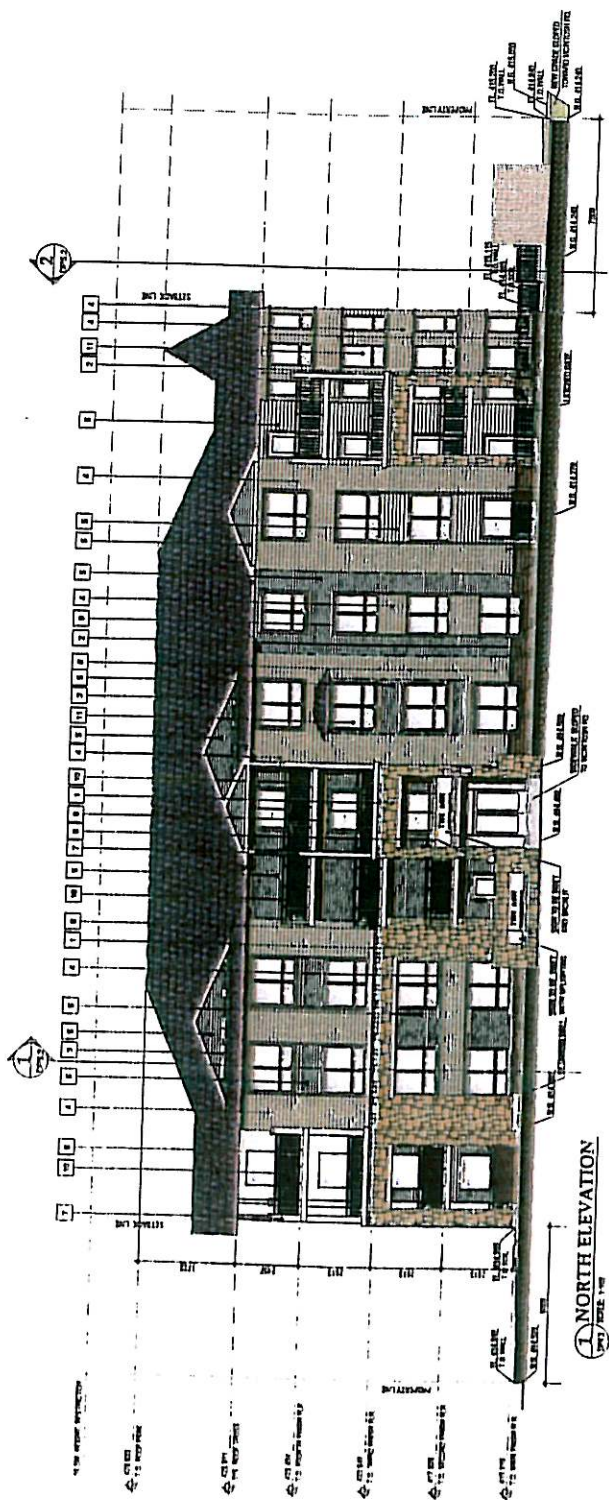


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 - ☐ TYPE 2 STONE
 - ☐ AUTHENTIC BRICKS
 - ☐ VINYL SIDING-DARK COLOR
 - ☐ VINYL SIDING-LIGHT COLOR
 - ☐ ALUMINUM SIDING AND FASCIA
 - ☐ PREFABRICATED POST
 - ☐ LUMBER
 - ☐ TRIM
 - ☐ METAL UNIFORM
 - ☐ CLEAR GLAZING IN VINYL WINDOW FRAME

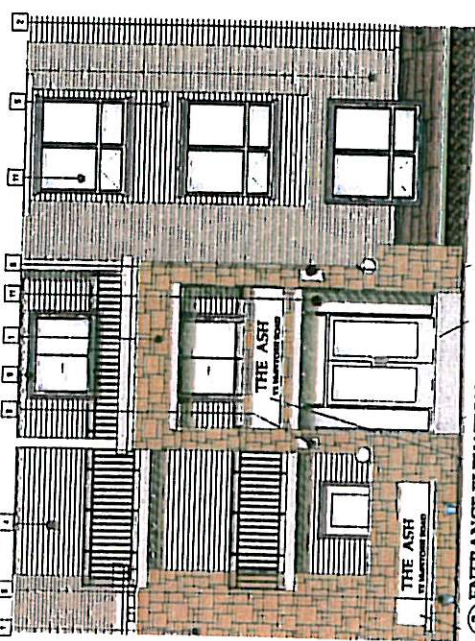
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 - TYPE 2 STONE
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 - VINYL SIDING-LIGHT COLOR
 - ALUMINUM SIDING AND FASCIA
 - PAINTED POST
 - TRIM
 - METAL HANDRAIL
 - CLEAR GLASS IN VINYL WINDOW FRAME



ATTACHMENT K



2 ENTRANCE DETAIL



3 ENTRANCE ELEVATION



4 BALCONY ELEVATION
DWG. NO. 129

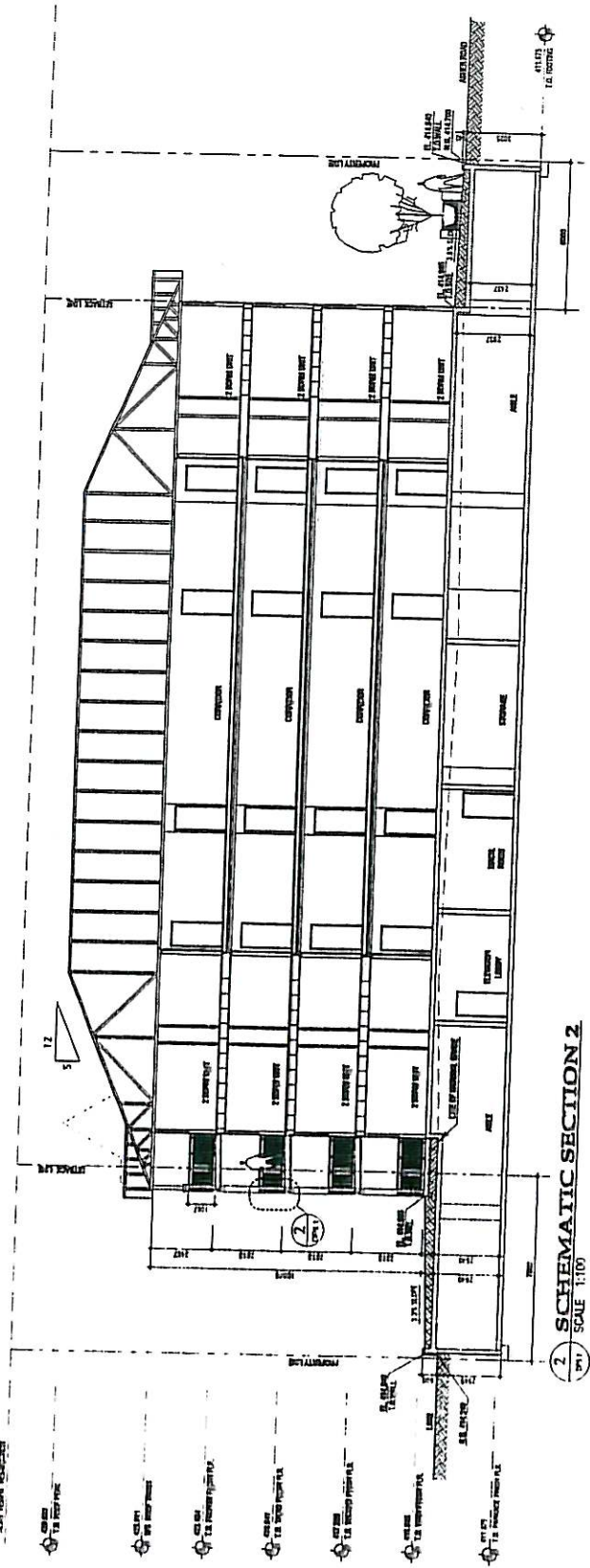
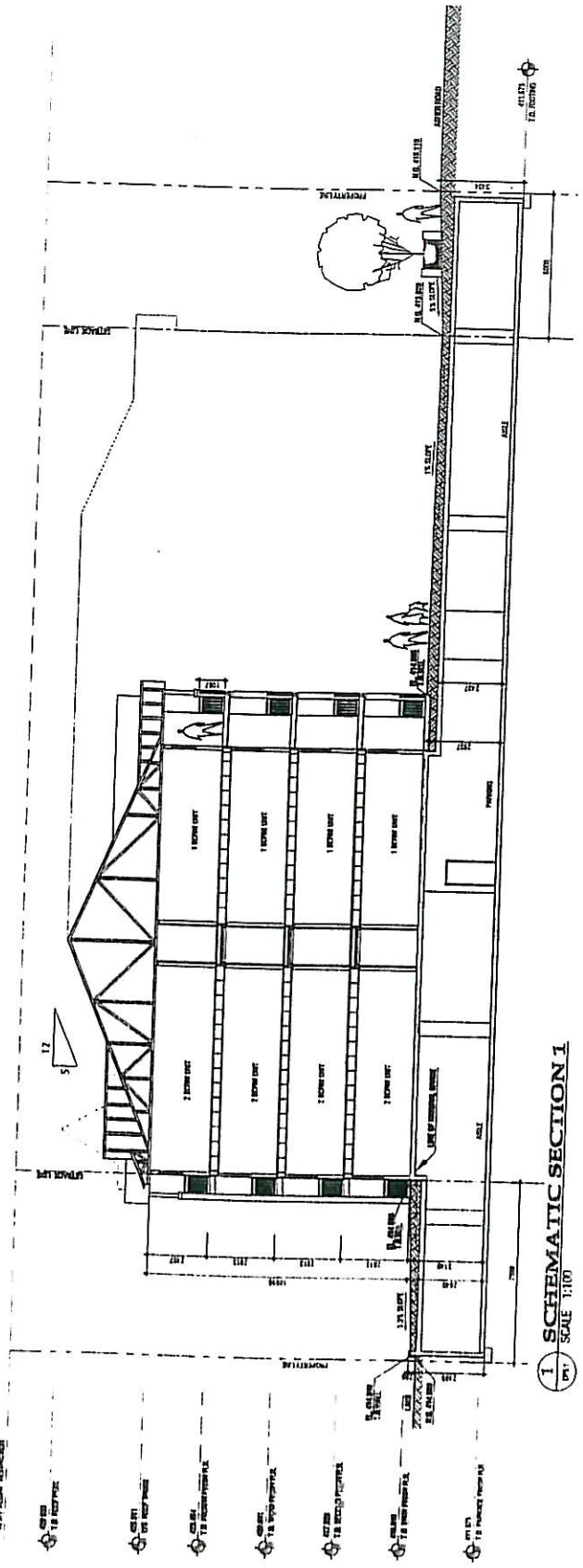
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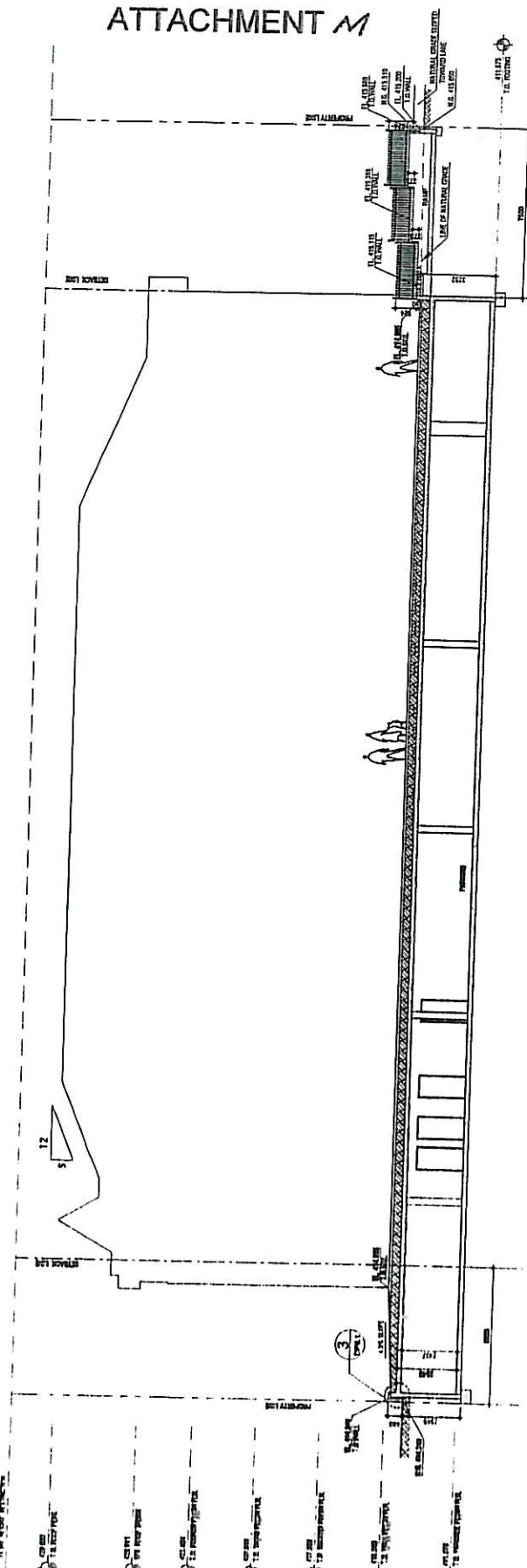
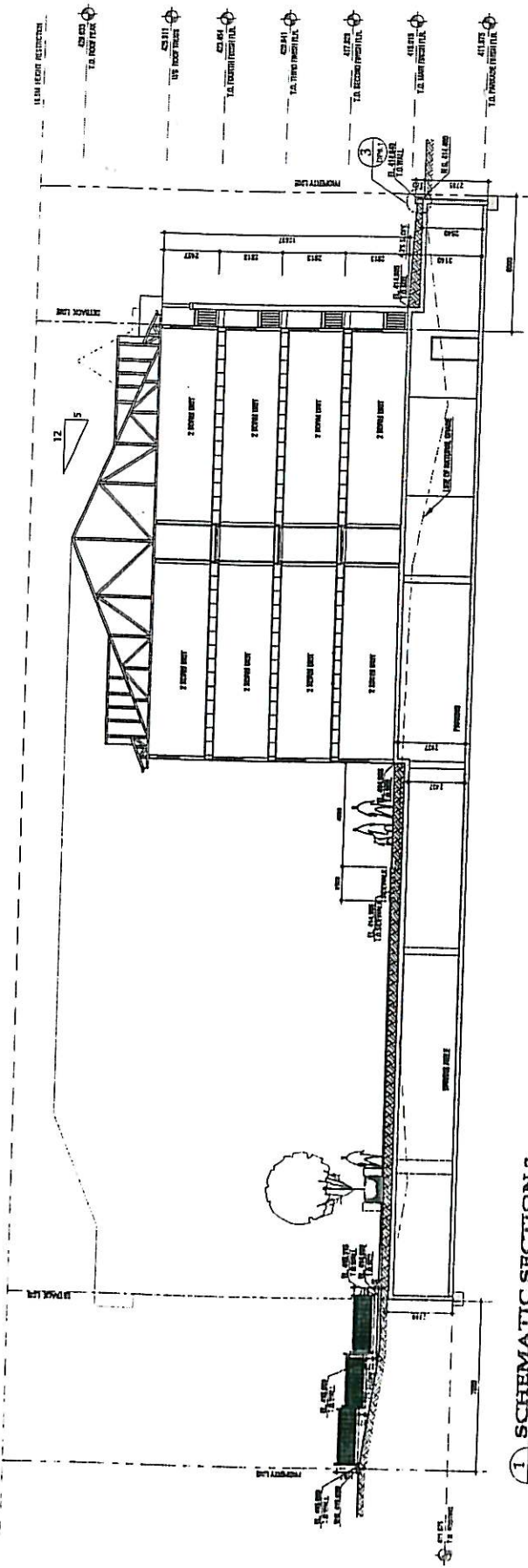
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- ☐ TYPE 2 STONE
- ☐ ASPHALT SINGLE
- ☒ VINYL SIDING-DARK COLOUR
- ☐ VINYL SIDING-LIGHT COLOUR
- ☐ ALUMINUM SIDINGS AND FASCIA
- ☐ PRETINISHED PORT
- ☐ LUMBER
- ☐ TBS
- ☐ METAL HANDRAIL
- ☐ CLEAR GLAZING IN VINYL WINDOW

1. RUTLAND MULTIFAMILY (SHEET 1 OF 2)
2. RUTLAND MULTIFAMILY (SHEET 2 OF 2)
3. RUTLAND MULTIFAMILY (SHEET 3 OF 2)
4. RUTLAND MULTIFAMILY (SHEET 4 OF 2)
5. RUTLAND MULTIFAMILY (SHEET 5 OF 2)
6. RUTLAND MULTIFAMILY (SHEET 6 OF 2)
7. RUTLAND MULTIFAMILY (SHEET 7 OF 2)
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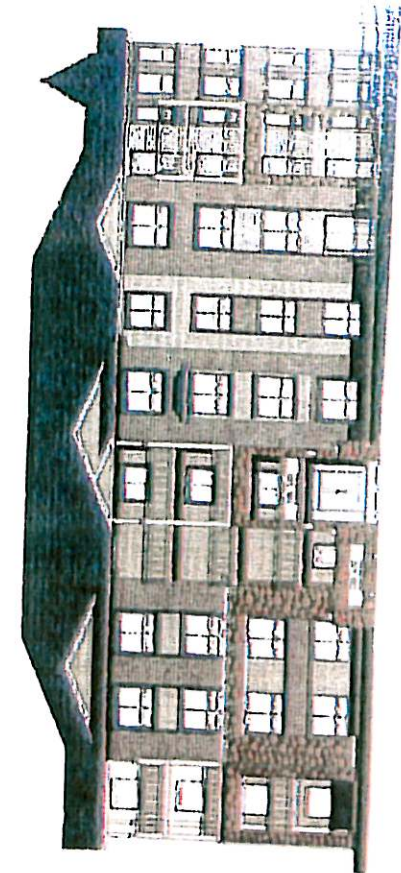
RUTLAND MULTIFAMILY ICE DEVELOPMENTS

Sections





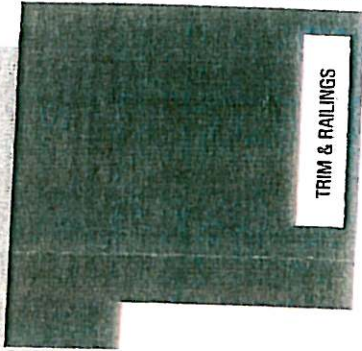
ATTACHMENT M



ASPHALT SHINGLE



ALUMINUM SOFFIT AND FASCIA



TRIM & RAILINGS

PAINTED WOOD POST



CULTURED STONE TYPE 1



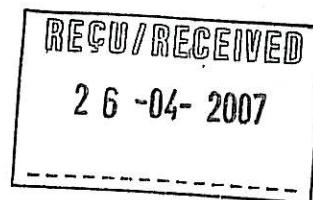
CULTURED STONE TYPE 2



WALL PANEL

DAVID SYMONS ARCHITECT 1000 10th Avenue, Suite 1000 New York, NY 10019 Tel: 212 692 1234 Fax: 212 692 1235 Email: dave@symonsarchitect.com		RUTLAND MULTI FAMILY ICE DEVELOPMENTS 1000 10th Avenue, Suite 1000 New York, NY 10019 Tel: 212 692 1234 Fax: 212 692 1235 Email: dave@symonsarchitect.com	
Exterior Materials 1000 10th Avenue, Suite 1000 New York, NY 10019 Tel: 212 692 1234 Fax: 212 692 1235 Email: dave@symonsarchitect.com		DP-MB 1000 10th Avenue, Suite 1000 New York, NY 10019 Tel: 212 692 1234 Fax: 212 692 1235 Email: dave@symonsarchitect.com	

Ice Developments Ltd
#210 - 347 Leon Avenue
Kelowna, B.C. V1Y 8C7



April 12th, 2007

City Of Kelowna
Planning and Development Services
1435 Water Street
Kelowna, B.C.
V1Y 1J4

RECEIVED

MAY 02 2007

CITY OF KELOWNA
PLANNING DEPT.

Attn: Corey Gain (Development Manager)

Dear Cory,

Re: DP Application - File # Z07-008/DP07-0016/DVP07-0017

Further to the Design Review Committee comments, particularly item 1.9 "Exterior finish details with preference to hardi-plank type finish over vinyl siding", please find below, our comments, as to why we have not included for this type of exterior finish product to this building.

First and foremost, is the fact that hardi-plank type products present a potential health hazard, as the products contain silica (see below), for installers, other workers in the vicinity of the product being installed, as well as future owners and/or tenants should the dust from cutting and drilling find it's way into cavities, ducting, etc, or simply having the dust airborne. We understand that the siding industry is having a difficult time in finding trades people to install this type of product due to the silica component. We wish not to put anyone in harms way.

Silica (SiO₂) is a common ingredient in hardi type building products. In an intact state, these products do not pose a silica risk. However, when cut, drilled, or abraded during installation, the resulting smaller, silica-containing dust, can pose a potential health hazard as inhalation of excessive quantities over an extended duration can cause silicosis, lung cancer, or other lung-related diseases, potentially leading to death.

We have also found that vinyl products provide better details at window and door jambs, do not require extensive caulking which need regular maintenance, joints are lapped not butted, etc. and also offer equivalent warranties.

Should any additional information be required please contact me at your convenience.

Yours truly,
Ice Developments Ltd. / 0758587 B.C. Ltd.
Steve Brown, Partner

Cory Gain

From: Ken Shaman [K.Shaman@s2architecture.com]
Sent: Wednesday, June 20, 2007 12:13 PM
To: Cory Gain
Subject: The Ash - APC Report 6050/1.2

Cory,

We have reviewed the comments from the June 5, 2007 APC meeting and our responses are listed below:

Visitor Parking - We have provided secured Visitor Parking.

Lane Access - Very early in the design process, we were directed by the transportation and planning departments to locate our access off of the lane and it is our understanding that this is in keeping with sound transportation policy and principles by keeping the site access away from the intersections and separating pedestrian realm from vehicular realm.

Landscaping - The landscaping design including fencing, has been reworked several times in conjunction with the planning department and we believe it is an attractive and functional design with lots of interesting features and amenity areas and as such we do not favour further revisions at this time.

Building Articulation - The building facade is well articulated and every unit has a significant change in plane ranging from 1.3m to 3.5m. In addition to the change in plane each unit also has 2-4 changes of colour and/or material. We do not favour further revisions at this time.

At-Grade Entrances - In order to protect the privacy and security of the future residents, additional access and accentuation of the patio doors is not in keeping with the design intent of the project.

Siding Material - We are still of the position that vinyl siding is an appropriate material choice rather than Hardi-board for the following reasons:

- as suggested in the letter from the client dated April 12, 2007, the silica dust is a health risk and is indicated as such in the manufacturer's literature

(attached Hardiplank Info.pdf) as taken from the James Hardi Website

<http://www.jameshardie.com/>

- Hardi Board requires regular maintenance in terms of painting and caulking as indicated in the manufacturer's literature and on their website

- from a distance both vinyl and Hardi Board have the same appearance. Please see the attached images of houses 1 & A.

- in order to promote a broad based community made up of various types of housing options, multi-family residences appeal to the entry level

target market which also suggests that in some cases more affordable finishing materials be considered

- we are not aware of any architectural guidelines which prohibit the use of vinyl siding for this area

Please let us should you require any further information prior to the submission of the report coming out of the APC meeting. We look forward to receiving the report upon its completion.

Regards,

Ken Shaman

M.Arch
 Intern Architect

S2 Architecture

Suite 900, 110 - 12 Avenue SW
 Calgary, Alberta, Canada, T2R 0G7

D 403.670.7050 x 1071

T 403.670.7000

F 403.670.7051

K.Shaman@s2architecture.com

www.s2architecture.com

7/26/2007

Architectural Renderings



Asher Road Frontage



McIntosh Road Frontage

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KAMLOOPS LAND TITLE OFFICE TITLE NO: LA71123
DECLARED VALUE 301000 FROM TITLE NO: KW183076

APPLICATION FOR REGISTRATION RECEIVED ON: 30 MAY, 2006
ENTERED: 05 JUNE, 2006

REGISTERED OWNER IN FEE SIMPLE:
0758587 B.C. LTD., INC.NO. BC0758587
210 - 815 - 10TH AVENUE SW
CALGARY, AB
T2R 0B4

TAXATION AUTHORITY:

CITY OF KELOWNA
BLACK MOUNTAIN IRRIGATION DISTRICT
RUTLAND WATERWORKS DISTRICT

DESCRIPTION OF LAND:

PARCEL IDENTIFIER: 008-180-920
LOT 19 SECTION 26 TOWNSHIP 26 OSOYOOS DIVISION YALE DISTRICT PLAN 9924

LEGAL NOTATIONS: NONE**CHARGES, LIENS AND INTERESTS:****NATURE OF CHARGE**

CHARGE NUMBER	DATE	TIME
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MORTGAGE

LA71126 2006-05-30 14:44

REGISTERED OWNER OF CHARGE:

KEN REDEKOPP

AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71126

DRYSDALE VENTURES INC.

AS TO AN UNDIVIDED 150000/680000 INTEREST
LA71126

SCOTT DIMOND

AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71126

OLYMPIA TRUST COMPNAY

IN TRUST, SEE LA71126

INCORPORATION NO. A50545

AS TO AN UNDIVIDED 100000/680000 INTEREST
LA71126

JOYCE FLEMING
AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71126
DAVID SCHAUS
AS TO AN UNDIVIDED 180000/680000 INTEREST
LA71126
SUSAN SCHAUS
AS TO AN UNDIVIDED 75000/680000 INTEREST

LA71126
REMARKS: INTER ALIA

ASSIGNMENT OF RENTS
LA71127 2006-05-30 14:44
REGISTERED OWNER OF CHARGE:
KEN REDEKOPP
AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
DRYSDALE VENTRUES INC.
AS TO AN UNDIVIDED 150000/680000 INTEREST
LA71127
SCOTT DIMOND

AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71127
OLYMPIA TRUST COMPANY
IN TRUST, SEE LA71126
INCORPORATION NO. A50545
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AS TO AN UNDIVIDED 180000/680000 INTEREST
LA71127

SUSAN SCHAUS
AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
REMARKS: INTER ALIA

MORTGAGE
LB25572 2007-03-06 09:40
REGISTERED OWNER OF CHARGE:
TOSCANA CAPITAL CORPORATION
LB25572
REMARKS: INTER ALIA

"CAUTION - CHARGES MAY NOT APPEAR IN ORDER OF PRIORITY. SEE SECTION 28, L.T.A."

DUPLICATE INDEFEASIBLE TITLE: NONE OUTSTANDING

TRANSFERS: NONE

PENDING APPLICATIONS: NONE

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KAMLOOPS LAND TITLE OFFICE TITLE NO: LA71124
DECLARED VALUE 300000 FROM TITLE NO: 260959

APPLICATION FOR REGISTRATION RECEIVED ON: 30 MAY, 2006
ENTERED: 05 JUNE, 2006

REGISTERED OWNER IN FEE SIMPLE:
0758587 B.C. LTD., INC.NO. BC0758587
210 - 815 - 10TH AVENUE SW
CALGARY, AB
T2R 0B4

TAXATION AUTHORITY:

CITY OF KELOWNA
BLACK MOUNTAIN IRRIGATION DISTRICT
RUTLAND WATERWORKS DISTRICT

DESCRIPTION OF LAND:

PARCEL IDENTIFIER: 009-633-049
LOT 20 SECTION 26 TOWNSHIP 26 OSOYOOS DIVISION YALE DISTRICT PLAN 9924

LEGAL NOTATIONS: NONE**CHARGES, LIENS AND INTERESTS:****NATURE OF CHARGE**

CHARGE NUMBER	DATE	TIME
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MORTGAGE

LA71126 2006-05-30 14:44

REGISTERED OWNER OF CHARGE:

KEN REDEKOPP

AS TO AN UNDIVIDED 75000/680000 INTEREST

LA71126

DRYSDALE VENTURES INC.

AS TO AN UNDIVIDED 150000/680000 INTEREST

LA71126

SCOTT DIMOND

AS TO AN UNDIVIDED 50000/680000 INTEREST

LA71126

OLYMPIA TRUST COMPNAY

IN TRUST, SEE LA71126

INCORPORATION NO. A50545

AS TO AN UNDIVIDED 100000/680000 INTEREST

LA71126

JOYCE FLEMING
AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71126
DAVID SCHAUS
AS TO AN UNDIVIDED 180000/680000 INTEREST
LA71126
SUSAN SCHAUS
AS TO AN UNDIVIDED 75000/680000 INTEREST

LA71126
REMARKS: INTER ALIA

ASSIGNMENT OF RENTS
LA71127 2006-05-30 14:44
REGISTERED OWNER OF CHARGE:
KEN REDEKOPP
AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
DRYSDALE VENTRUES INC.
AS TO AN UNDIVIDED 150000/680000 INTEREST
LA71127
SCOTT DIMOND

AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71127
OLYMPIA TRUST COMPANY
IN TRUST, SEE LA71126
INCORPORATION NO. A50545
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LA71127

SUSAN SCHAUS
AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
REMARKS: INTER ALIA

MORTGAGE
LB25572 2007-03-06 09:40
REGISTERED OWNER OF CHARGE:
TOSCANA CAPITAL CORPORATION
LB25572
REMARKS: INTER ALIA

"CAUTION - CHARGES MAY NOT APPEAR IN ORDER OF PRIORITY. SEE SECTION 28, L.T.A."

DUPLICATE INDEFEASIBLE TITLE: NONE OUTSTANDING

TRANSFERS: NONE

PENDING APPLICATIONS: NONE

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KAMLOOPS LAND TITLE OFFICE TITLE NO: LA71125
DECLARED VALUE 305000 FROM TITLE NO: 260959

APPLICATION FOR REGISTRATION RECEIVED ON: 30 MAY, 2006
ENTERED: 05 JUNE, 2006

REGISTERED OWNER IN FEE SIMPLE:
0758587 B.C. LTD., INC.NO. BC0758587
210 - 815 - 10TH AVENUE SW
CALGARY, AB
T2R 0B4

TAXATION AUTHORITY:

CITY OF KELOWNA
BLACK MOUNTAIN IRRIGATION DISTRICT
RUTLAND WATERWORKS DISTRICT

DESCRIPTION OF LAND:

PARCEL IDENTIFIER: 009-633-065
LOT 21 SECTION 26 TOWNSHIP 26 OSOYOOS DIVISION YALE DISTRICT PLAN 9924

LEGAL NOTATIONS: NONE**CHARGES, LIENS AND INTERESTS:****NATURE OF CHARGE**

CHARGE NUMBER	DATE	TIME
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MORTGAGE

LA71126 2006-05-30 14:44

REGISTERED OWNER OF CHARGE:

KEN REDEKOPP

AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71126

DRYSDALE VENTURES INC.

AS TO AN UNDIVIDED 150000/680000 INTEREST
LA71126

SCOTT DIMOND

AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71126

OLYMPIA TRUST COMPNAV

IN TRUST, SEE LA71126

INCORPORATION NO. A50545

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JOYCE FLEMING
AS TO AN UNDIVIDED 50000/680000 INTEREST
LA71126
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AS TO AN UNDIVIDED 180000/680000 INTEREST
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SUSAN SCHAUS
AS TO AN UNDIVIDED 75000/680000 INTEREST

LA71126
REMARKS: INTER ALIA

ASSIGNMENT OF RENTS
LA71127 2006-05-30 14:44
REGISTERED OWNER OF CHARGE:
KEN REDEKOPP
AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
DRYSDALE VENTRUES INC.
AS TO AN UNDIVIDED 150000/680000 INTEREST
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AS TO AN UNDIVIDED 75000/680000 INTEREST
LA71127
REMARKS: INTER ALIA

MORTGAGE
LB25572 2007-03-06 09:40
REGISTERED OWNER OF CHARGE:
TOSCANA CAPITAL CORPORATION
LB25572
REMARKS: INTER ALIA

"CAUTION - CHARGES MAY NOT APPEAR IN ORDER OF PRIORITY. SEE SECTION 28, L.T.A."

DUPLICATE INDEFEASIBLE TITLE: NONE OUTSTANDING

TRANSFERS: NONE

PENDING APPLICATIONS: NONE

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Our File: 02-081-21858
Your File: DP07-0016

February 27, 2007

COPY

City of Kelowna
1435 Water Street
Kelowna, BC V1Y 1J4

Attention: Heather Benmore

**Re: Development Permit Application No. DP07-0016 – ICE Developments
Asher and McIntosh Roads – Rutland area.**

Please be advised that the above noted Development Permit application does not meet the prescribed criteria as specified in Section 924(2) of the *Local Government Act* and therefore Ministry of Transportation approval is not required.

Should you have any questions, please call or email me directly.

Yours truly,

Robert Bitte
District Development Technician
e-mail: rob.bitte@gov.bc.ca

RB

Ministry of
Transportation

Okanagan Shuswap District
Southern Interior Region

Mailing Address:
#300 – 1358 St. Paul Street
Kelowna, BC V1Y 2E1

Telephone: (250) 712-3662
Facsimile: (250) 712-3669
Web Address: www.gov.bc.ca/tran

Development Approvals Website: http://www.gov.bc.ca/Development_Approvals/home.htm

Permits Website: <http://www.th.gov.bc.ca/permits>



Our File: 02-081-21859
Your File: DVP07-0017

February 27, 2007

COPY

City of Kelowna
1435 Water Street
Kelowna, BC V1Y 1J4

Attention: Heather Benmore

**Re: Development Variance Permit Application No. DP07-0017 – ICE Developments
Asher and McIntosh Roads – Rutland area.**

Upon our review of the material submitted, we are pleased to inform you that our interests are unaffected and as such, the Ministry of Transportation has no concerns or objections to the Development Variance Permit.

Should you have any questions, please call or email me directly.

Yours truly,

Robert Bitte
District Development Technician
e-mail: rob.bitte@gov.bc.ca

RB

Ministry of Transportation	Okanagan Shuswap District Southern Interior Region	Mailing Address: #300 – 1358 St. Paul Street Kelowna, BC V1Y 2E1	Telephone: (250) 712-3662 Facsimile: (250) 712-3669 Web Address: www.gov.bc.ca/tran
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Development Approvals Website: http://www.gov.bc.ca/Development_Approvals/home.htm

Permits Website: <http://www.th.gov.bc.ca/permits>