CITY OF KELOWNA **MEMORANDUM**

DATE:

November 16, 2007

TO:

City Manager

FROM:

Planning & Development Services Department

APPLICATION NO. DP06-0242

APPLICANTS:

New Town Architectural

DVP06-0243

Services Inc.

(Contact: Pat McCusker)

AT:

850 Saucier Ave.

OWNER:

Rossland Contracting Inc.

PURPOSE:

TO OBTAIN A DEVELOPMENT PERMIT TO ALLOW FOR THE

CONSTRUCTION OF A 4 1/2-STOREY, 68-UNIT APARTMENT

BUILDING.

TO OBTAIN A DEVELOPMENT VARIANCE PERMIT IN ORDER TO VARY THE MAXIMUM HEIGHT REQUIREMENT FROM 4-STOREYS

TO 4 1/2-STOREYS.

EXISTING ZONE:

RU6 - TWO DWELLING HOUSING ZONE

PROPOSED ZONE: RM5 - MEDIUM DENSITY MULTIPLE HOUSING ZONE

REPORT PREPARED BY: NELSON WIGHT

1.0 RECOMMENDATIONS

THAT Bylaw 9800 be advanced for final adoption by Council;

THAT Council authorize the issuance of Development Permit No. DP06-0242 for Lot A, District Lot 138, ODYD, Plan KAP85149, located on Saucier Avenue, Kelowna, B.C., 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;

THAT Council authorize the issuance of Development Variance Permit No. DVP06-0243 Lot A, District Lot 138, ODYD, Plan KAP85149, located on Saucier Avenue, Kelowna, B.C.;

AND THAT a variance to the following section of Zoning Bylaw No. 8000 be granted:

Section 13.11.6 (c) Height

A variance to allow a building height of 4 $\frac{1}{2}$ storeys where the maximum allowable height is 4-storeys.

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.

2.0 SUMMARY

The applicant is seeking approval of a 68-unit apartment building. The Development Permit application addresses the form and character of the proposed building, while the Development Varaince Permit application is needed to deal with the height of the building (4 ½ storeys, where the maximum allowed is 4-storeys).

3.0 ADVISORY PLANNING COMMISSION

The above-noted application was reviewed by the Advisory Planning Commission at the meeting of January 30, 2007 and the following recommendations were passed:

THAT the Advisory Planning Commission supports Rezoning Application No. Z06-0071 for 853, 861 & 867 – 869 Harvey Avenue; 850, 860 & 870 Saucier Avenue, Lots 10, 11, 12, 13, 14 & 15, Plan 7117, Sec. 19, Twp. 26, ODYD, by New Town Planning (P. McCusker) to rezone the subject property from the RU6 - Two Dwelling Housing zone to the RM5 - Medium Density Multiple Housing zone in order to allow for construction of a 4 1/2 storey, 68-unit apartment building.

THAT the Advisory Planning Commission supports Development Permit Application No. DP06-0242 for 853, 861 & 867 – 869 Harvey Avenue; 850, 860 & 870 Saucier Avenue, Lots 10, 11, 12, 13, 14 & 15, Plan 7117, Sec. 19, Twp. 26, ODYD, by New Town Planning (P. McCusker) to obtain a Development Permit to allow for construction of a 4 1/2-storey, 68-unit apartment building

THAT the Advisory Planning Commission supports Development Variance Permit Application No. DVP06-0243 for 853, 861 & 867 – 869 Harvey Avenue; 850, 860 & 870 Saucier Avenue, Lots 10, 11, 12, 13, 14 & 15, Plan 7117, Sec. 19, Twp. 26, ODYD, by New Town Planning (P. McCusker) to obtain a Development Variance Permit in order to vary the maximum height requirement from 4 storeys to 4 ½ storeys.

4.0 BACKGROUND

Vehicle access is proposed from Saucier Avenue, leading to some surface parking stalls, and an underground parking structure, which accommodates the majority of the required parking. The drawings show this parking structure is to be 3.1 m in height, with 1.14 m above grade, and 1.96 m below grade (assumes top of parking slab at an elevation of 345.6 m). Pedestrian connections are shown leading to both the Harvey Avenue frontage and the Saucier Avenue frontage.

Project statistics show that there are to be twenty-four (24) 1-bedroom units, and forty-four (44) 2-bedroom units (68 units total). Many of these units also have additional rooms labelled as "dens".

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The proposed development meets the requirements of the RM5 - Medium Density Multiple Housing zone, as follows; conflicts with the Zoning Bylaw requirements are detailed immediately following the table:

CRITERIA	PROPOSAL	RM5 ZONE REQUIREMENTS
	Subdivision Regulations	
Lot Area (m²)	5,649 m ² (1.4 ac).	1,400 m ²
Lot Width (m)	65 m	30.0 m
Lot Depth (m)	86 m	35.0 m
	Development Regulations	
Floor Area Ratio	1.2	1.26 (1.1 + 0.16 bonus for underground parking)
Site Coverage	40%	40% (buildings)
	54%	60% (buildings, parking areas, and driveways)
Height	15.7 m	10.5
	4 1/2 storeys A	16.5 m or 4 storeys
Front Yard (Harvey Ave.)	8.5 m	6.0 m
Front Yard (Saucier Ave.)	6.0 m	6.0 m
Side Yard (east)	7.5 m	4.5 m (< 2 ½ storeys) 7.5 m (> 2 ½ storeys)
Side Yard (west)	7.5 m	4.5 m (< 2 ½ storeys) 7.5 m (> 2 ½ storeys)
Projections	(meets requirements)	maximum 0.6 m
	Other Regulations	
Minimum Parking Requirements	96 spaces	Residential: 1.5 per 2-bdrm unit/ 1.25 per 1-bdrm unit Total required: (44 units x 1.5 = 66) + (24 x 1.25 = 30) = 96 spaces
Small Car Parking Spaces	36 small car spaces	Maximum 40% small car 96 x 40% = maximum 38
Visitor Parking	14 spaces	1 for every 7 required is to be designated for visitor parking = 96 / 7 = 14 spaces of 96 required.

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Bicycle Parking	Inside: 64 Outside: 7	Residential Inside: 0.5/unit = 34 Outside: 0.1/unit = 7
Private Open Space	(meets requirements)	15.0 m ² of private open space shall be provided per 1-bdrm dwelling, and 25 m ² for 2- bdrm dwelling. 15 m ² x 24 = 456 m ² 25 m ² x 44 units = 1,100 m ²
Landscaping	(meets requirements)	Level 2 and 3 buffer required.

5.0 ZONING AND USES OF ADJACENT PROPERTY

North RM6 – High Rise Apartment Housing East RM5 – Medium Density Multiple Housing

RU6 – Two Dwelling Housing

South RU6 – Two Dwelling Housing West RU6 – Two Dwelling Housing

6.0 CURRENT DEVELOMPENT POLICY

6.1.1 Kelowna Official Community Plan (OCP)

Objectives for Commercial and 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, 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);

Housing Policies:

 Housing Agreements: Support the use of housing agreements to assist in creating affordable and special needs housing;

A The applicant is requesting a variance to allow a 4 ½ storey building.

Affordable and Special Needs Housing: Encourage the private sector to provide housing that is innovative and affordable and that is targeted to groups identified in the Housing Study, a Housing Reserve Fund Bylaw, or a list published by the City;

7.0 TECHNICAL COMMENTS

(Comments previously provided under accompanying rezoning application. No new information relative to DP or DVP)

8.0 PLANNING AND DEVELOPMENT SERVICES COMMENTS

<u>Amfano</u>d

The requirements of the Works and Utilities Department have been satisfied, such that the zone amending bylaw may be considered for final adoption.

Staff has no concerns with the form and character of the proposed apartment building.

With regard to the variance to the height requirement, Staff is supportive, recognizing that the increase in height is still below the maximum allowable height for the zone, in terms of metres.

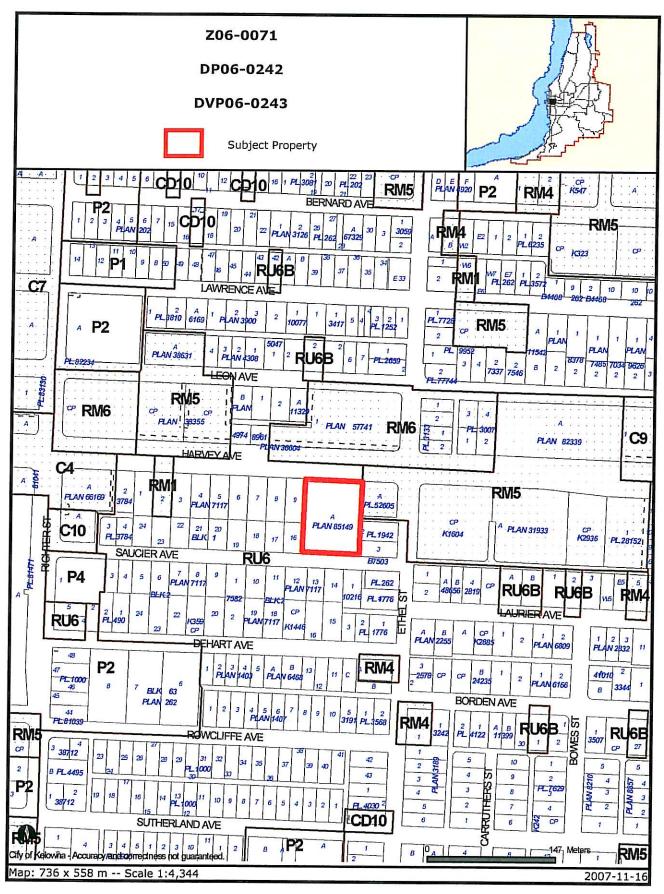
Shelley Gambacort

Current Planning Supervisor

NW/nw

ATTACHMENTS

Location of subject property
Cover Sheet and Project Stats
Artist Rendering
Site Plan
Parkade
Elevations (4 pages)
Landscaping Plan



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.

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