
CITY OF KELOWNA
MEMORANDUM

DATE: January 24, 2008
FILE NO.: Z06-0018
TO: City Manager
FROM: Planning & Development Services Department

APPLICATION NO. Z06-0018 **OWNER:** M 124 ENTERPRISES LTD
INC NO BC0744528

AT: 120 OLD VERNON ROAD **APPLICANT:** TED THOMAS & ASSOC.

PURPOSE: TO EXTEND COUNCIL APPROVAL FOR THE ADOPTION OF
THE APPLICATION TO REZONE THE SUBJECT PROPERTY
FROM THE EXISTING C2 – NEIGHBOURHOOD COMMERCIAL
ZONE TO THE PROPOSED I2 – GENERAL INDUSTRIAL ZONE

EXISTING ZONE: C2 – NEIGHBOURHOOD COMMERCIAL

PROPOSED ZONE: I2 – GENERAL INDUSTRIAL

REPORT PREPARED BY: PAUL McVEY

1.0 RECOMMENDATION

THAT in accordance with Development Application Procedures Bylaw No. 8140 the deadline for the adoption of Zone Amending Bylaw No. 9628 (Z06-0018) – M 124 Enterprises Ltd. Inc. No. BC0744528 (Ted Thomas and Assoc.) – Lot 1, Sec 2, Twp. 23, O.D.Y.D., Plan 7301, located on Old Vernon Road be extended from February 11, 2008 to July 11, 2008.

2.0 SUMMARY

The above noted development application was originally considered at a Public Hearing by Council on July 11, 2006, and extended to February 11, 2008.

Section 2.10.1 of Procedure Bylaw No. 8140 states that:

Every amendment bylaw which has not been finally adopted by Council within 12 months after the date it was given third reading, lapses and will be of no force and effect, and an applicant who wishes to proceed with its application must initiate a new application.



Section 2.10.2 of the Procedure Bylaw makes provision for Council to consider an extension to an amending bylaw for up to 6 months beyond the 12 months deadline as stated in Section 2.10.1.

The applicant has made this Rezoning application to rezone the subject property from the existing C2 – Neighbourhood Commercial zone to the proposed I2 – General Industrial zone to permit the development of a motorcycle dealership.

By-Law No. 9628 received second and third readings on July 11, 2006, after the Public Hearing held on the same date. The applicant has received an extension till February 11, 2008. The applicant wishes to have this application remain open for an additional six months in order to provide more time to resolve the servicing issues.

This project remains unchanged and is the same in all respects as originally applied for.

The Planning and Development Services Department recommends Council consider the request for an extension favourably.



Shelley Gambacort
Current Planning Supervisor

PMc/pmc
Attach.

SUBJECT PROPERTY MAP

