CITY OF KELOWNA

MEMORANDUM

DATE: FILE NO .:

June 5, 2008 Z05-0041

TO:

City Manager

FROM:

Planning & Development Services Department

APPLICATION NO. Z05-0041

OWNER:

GEORG-MICHAEL

HOLZHEY

AT:

2630 HOLLYWOOD RD. N.

APPLICANT: JOHN HERTAY

PURPOSE:

TO EXTEND COUNCIL APPROVAL FOR THE ADOPTION OF THE APPLICATION TO REZONE THE SUBJECT PROPERTY TO THE PROPOSED I1 – BUSINESS INDUSTRIAL TO PERMIT THE USE OF THE PROPERTY FOR A BUSINESS INDUSTRIAL

DEVELOPMENT

EXISTING ZONE:

A1 - AGRICULTURE 1

PROPOSED ZONE: I1 - BUSINESS 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. 9691 (Z05-0041) - Georg-Michael Holzhey (John Hertay) - 2630 Hollywood Road North be extended from June 12, 2008 to December 12, 2008.

2.0 SUMMARY

The above noted development application was originally considered at a Public Hearing by Council on December 12, 2006, and has been extended for one 6 month period.

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.



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The applicant has made this application for rezoning to permit the development of the subject property with a Business Industrial form of development. Zone amending By-Law No. 9691 received second and third readings on December 12, 2006, after the Public Hearing held on the same date. The applicant had received one 6 month extension which is to lapse on June 12, 2008. The applicant wishes to have this application remain open for an additional six months in order to provide more time to resolve the form and character of the proposed development permit application.

This project remains unchanged and is the same in all respects as originally applied for, except for the proposed form and character.

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

Shelley Gambacort

Current Planning Supervisor

PMc/pmc Attach.

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SUBJECT PROPERTY MAP

