
CITY OF KELOWNA
MEMORANDUM

Date: June 10, 2008

File No.: Z04-0020

To: City Manager

From: Planning & Development Services Department

Purpose: To extend 3rd reading of the Zone Amending Bylaw for the request to rezone from the A1-Agriculture 1 zone to the RR1 – Rural Residential 1, RR2 – Rural Residential 2 and P3 – Parks & Open Space zones to facilitate a 110 lot bareland strata subdivision development and park dedication.

Owner: 417860 Alberta Ltd. et al (see fact sheet) **Applicant/Contact Person:** Protech Consultants Ltd./Grant Maddock

At: 5050 McCulloch Road

Existing Zone: A1 – Agriculture 1 **Proposed Zone:** P3- Parks & Open Space, RR1 – Rural Residential 1 and RR2 – Rural Residential

Supplemental Report Prepared By: Shelley Gambacort

1.0 RECOMMENDATIONS

THAT in accordance with the Development Application Procedures Bylaw No. 8140 the deadline for adoption of Zone Amending Bylaw No. 9313 (Z04-0020 – 417860 Alberta Ltd. et al) 5050 McCulloch Road, East ½ of Sec. 1, Twp. 26, Plan KAP48126, ODYD, be extended to November 2, 2008.

2.0 SUMMARY

The above noted development application was originally considered at a Public Hearing by Council on November 2, 2004.

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.



Bylaw No. 9313 received second and third readings at a Regular meeting of Council held on November 2, 2004. 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

SG/hb

SUBJECT PROPERTY MAP

