### CITY OF KELOWNA

### **MEMORANDUM**

DATE:

July 10, 2008

TO:

City Manager

FROM:

Planning and Development Services Department

APPLICATION NO. DP07-0302

OWNER: 0793220 B.C. LTD., INC. NO. BC0793220

AT: 2080 Benvoulin Court

APPLICANT: R327 Enterprises LTD.

PURPOSE:

TO OBTAIN A DEVELOPMENT PERMIT FOR THE CONSTRUCTION

OF AN OFFICE BUILDING.

**EXISTING ZONE:** 

C4 - URBAN CENTRE COMMERCIAL

REPORT PREPARED BY: Alec Warrender

### 1.0 RECOMMENDATION

THAT the Council authorize the issuance of Development Permit No. DP07-0302, Lot B, District Lot 128, ODYD, Plan KAP83889 located at 2080 Benvoulin Court, Kelowna, B.C. subject to the following:

- a) The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
- b) The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B":
- c) Landscaping to be provided on the land be in general accordance with Schedule "C";
- d) 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;
- e) The applicant be required to satisfy the Works & Utilities departments requirements prior to issuance of the Development Permit.

### 2.0 <u>SUMMARY</u>

The applicant is seeking to obtain a Development Permit for the construction of an office building. The subject 2,602 m² property is located on Benvoulin Court, just off Springfield Road. The proposed office building will have a total floor area of 2,511 m²; there will be a total of nine units in the proposed building.

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### 3.0 ADVISORY PLANNING COMMISSION

At a meeting held on January 29, 2008, the APC passed the following motion:

THAT the Advisory Planning Commission supports Development Permit Application No. DP07-0302 for 2080 Benvoulin Court, by Herman Planning Group (J. Herman) to obtain a Development Permit for the construction of a new office building.

### 4.0 THE PROPOSAL

The proposed development meets all of the City's requirements for design and development as indicated. Further, the proposed development compares to the C4 zone as follows:

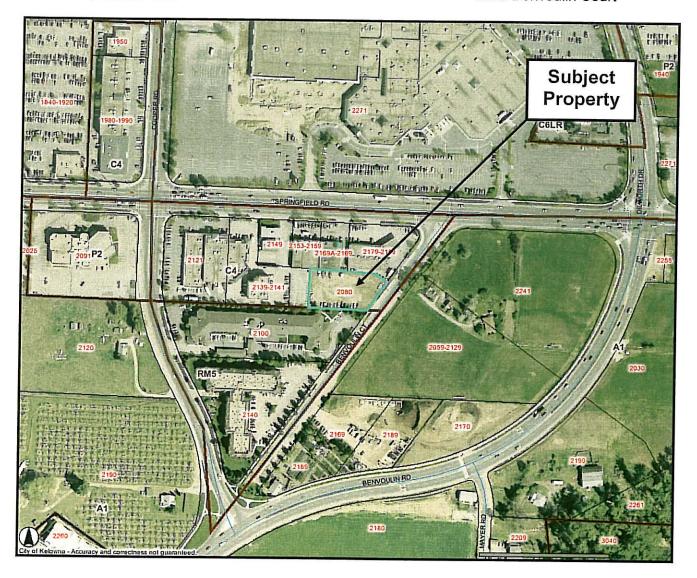
CRITERIA	PROPOSAL	C4 ZONE REQUIREMENTS	
	Subdivision Regulations		
Lot Area	2598 m <sup>2</sup>	1,300 m <sup>2</sup>	
Lot Width	939m	40.0 m	
Lot Depth	64.36 m	30.0 m	
	Development Regulations		
Floor Area Ratio	0.97	1.0	
Site Coverage	72.8%	75%	
Height	14.55 m / 4-storeys	15m / 4-storeys	
Front Yard (south)	4 m	0.0 m	
Side Yard (South)	17 m	0.0 m	
Side Yard (North)	1.0 m	0.0 m	
Front Yard (north)	5.7 m	0.0 m	
	Other Regulations		
Minimum Parking Requirements	68 stalls	62 Stalls	
Bicycle Parking	Class I: 5 Class II: 15	Class I: 5 Class II: 15	
Loading	2 spaces	2 spaces	

### 4.1 Site Context

Direction	Zoning Designation	Land Use	
North	C4 - Urban Centre Commercial	Commercial	
East	A1 – Agricultural	Agriculture	
South	RM5 – Med. Den. Multiple Housing	Residential	
West	C4 - Urban Centre Commercial	Commercial	

### 4.2 Site Location

2080 Benvoulin Court



### 5.0 TECHNICAL COMMENTS

The application has been circulated to various technical agencies and City departments and the following relevant comments which have been submitted are attached to this report.

### 4.0 PLANNING COMMENTS

The design is considered to be a good example for an office building. The referencing of elements within the overall composition through the use of reveals is felt to be effective in providing visual interest and reducing the bulk of the building. The corrugated metal ties in fairly well with the farm buildings found within the ALR, near to which the subject site is located, where metal has been used as a roofing material.

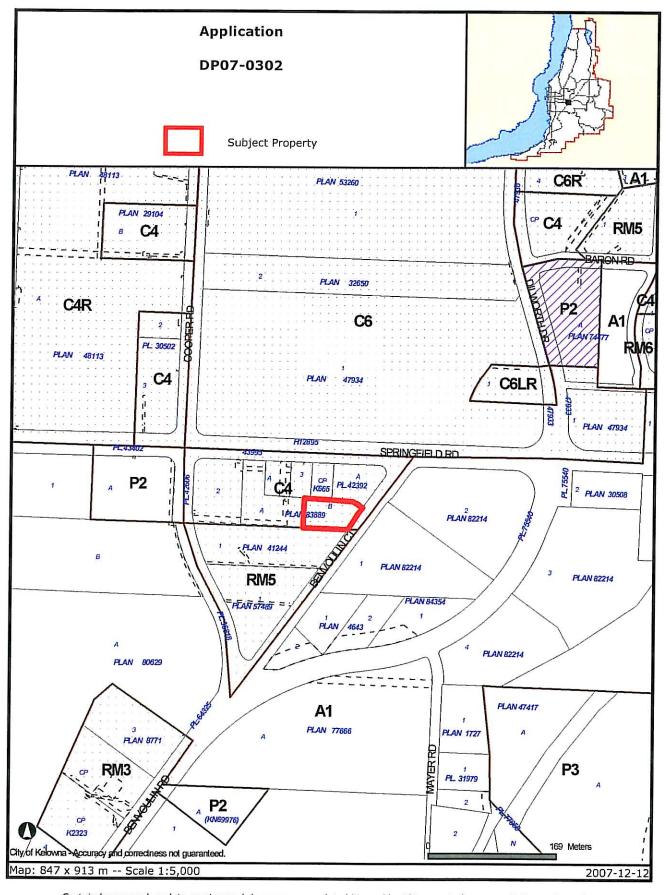
DP07-0302- Page 4

Shelley Gambacort
Planning & Development Services

### SG/aw

### **Attachments**

- Location Map
- Site Plan and Elevations
- Circulation Comments



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

# **MEMORANDUM**

Date:

February 13, 2008

File No.:

DP07-0302

To:

Planning & Development Services Department (AW)

From:

Development Engineering Manager (SM)

Subject:

2080 Benvoulin Ct. Plan 83889 Lot B

The Works & Utilities Department have the following requirements associated with this application.

### 1. Domestic Water and Fire Protection

- (a) This property is currently serviced with a 19mm service that may require upgrades. The developer must engage a civil consultant to determine the domestic and fire flow requirements of this development. Only one water service is permitted. Unused services must be removed at the applicant's cost
- (b) A water meter is mandatory for this development and must be installed inside the building on the water service inlet as required by the City Plumbing Regulation and Water Regulation bylaws. The developer or building contractor must purchase the meter from the City at the time of application for a building permit from the Inspection Services Department, and prepare the meter setter at his cost. Boulevard landscaping, complete with underground irrigation system, must be integrated with the on-site irrigation system.

### 2. Sanitary Sewer

This property is located within the sanitary sewer specified area #1 and is not currently serviced. The developer must engage a civil consultant to provide the city with design options to service the lot.

### 3. Storm Drainage

- (a) The developer must engage a consulting civil engineer to provide a storm water management plan for the site, which meets the requirements of the City Storm Water Management Policy and Design Manual. The storm water management plan must also include provision of lot grading plan, minimum basement elevation (MBE), and recommendations for onsite drainage containment and disposal systems.
- (b) Provide a site-grading plan.

## Development Permit and Site Related Issues

(a) The development will be required to contain and dispose of site generated storm water on the site by installing a ground recharge system consisting of drywells and perforated pipe bedded in drain rock.

(b) On-site parking areas must meet bylaw requirements

### 5. Road Works

- (a) Benvoulin Court fronting this property must be upgraded to a full urban standard including curb and gutter, storm drainage system, fillet pavement, street lights, landscaped boulevards and adjustment and/or re-location of existing utility appurtenances if required to accommodate this construction. The cost of this frontage upgrade for bonding purposes is estimated at \$19,600.00 and is inclusive of a bonding escalation.
- (b) Damage to existing sidewalk sections will likely occur during the demolition, excavation and construction period. Replacement of damaged works will be at the developer's expense.

### 6. <u>Geotechnical Report</u>

As a requirement of this application and building permit approval the applicant must provide a comprehensive geotechnical report prepared by a Professional Engineer qualified in the field of hydro-geotechnical survey to address the following:

- (a) Area ground water characteristics, including water sources on the site.
- (b) Site suitability for development; i.e. unstable soils, foundation requirements etc.
- (c) Drill and/or excavate test holes on the site and install pisometers if necessary. Log test hole data to identify soil characteristics, identify areas of fill if any. Identify unacceptable fill material, analyse soil sulphate content, identify unsuitable underlying soils such as peat, etc. and make recommendations for remediation if necessary.
- (d) List extraordinary requirements that may be required to accommodate construction of roads and underground utilities as well as building foundation designs.
- (e) Additional geotechnical survey may be necessary for building foundations, etc.

### 7. <u>Electric Power and Telecommunication Services</u>

It is the applicant's responsibility to make a servicing application with the respective electric power, telephone and cable transmission companies to arrange for service upgrades to these services which would be at the applicant's cost.

### 8. <u>Design and Construction</u>

- a) Design, construction supervision and inspection of all off-site civil works and site servicing must be performed by a Consulting Civil Engineer and all such work is subject to the approval of the City Engineer. Drawings must conform to City standards and requirements.
- b) Engineering drawing submissions are to be in accordance with the City's "Engineering Drawing Submission Requirements" Policy. Please note the number of sets and drawings required for submissions.

- c) Quality Control and Assurance Plans must be provided in accordance with the Subdivision, Development & Servicing Bylaw No. 7900 (refer to Part 5 and Schedule 3).
- d) A "Consulting Engineering Confirmation Letter" (City document 'C') must be completed prior to submission of any designs.
- e) Before any construction related to the requirements of this subdivision application commences, design drawings prepared by a professional engineer must be submitted to the City's Works & Utilities Department. The design drawings must first be "Issued for Construction" by the City Engineer. On examination of design drawings, it may be determined that rights-of-way are required for current or future needs.

### 9. Bonding and Levy Summary

### **Bonding**

Road access modifications Water service upgrades Sanitary service upgrades

\$ 19,600.00 TBD

TBD

Total Bonding

**TBD** 

<u>NOTE</u>: The bonding amounts shown above are comprised of estimated construction costs escalated by 140% to include engineering design and contingency protection and are provided for information purposes only. Bonding for required off-site construction must be provided and may be in the form of cash or an irrevocable letter of credit, in an approved format.

The owner must also enter into a servicing agreement in a form provided by the City prior to 4<sup>th</sup> reading of the zone amending bylaw.

Application

File: DP07-0302

Type: DEVELOPMENT PERMIT

Customer ID: 1247384

Applicant: Herman, Jim

Address: 204 - 2903 Pandosy Stret

Kelowna BC V1Y 1W1

Postal Code:

Phone: 250-712-9930

Fax: 712-0535

Cell:

Email: jim@jherman.ca

Contact:

Phone:

Fax:

Cell:

Email:

Received By: TEMP

Legal: No Status: Open Development Officer: ALEC WARRENDER

Planner: SHELLEY GAMBACORT

Engineering Contact: DEREK CORNING

**Owners** 

Owner Name

Address

Postal Code Phone

Fax

0793220 BC Ltd

230 Carion Rd

V4V2K5

250-766-4914

250-766-5449

Kelowna BC

**Properties** 

Kid

Type Plan Lot

Block

Number

Street Name

Dir St LTO Α

R

680707 83889 В 2080 Benvoulin Ct

Unit

Subdivision

File Links

DVP08-0016 Child

**Technical** 

OCP Designation: COMM - COMMERCIAL

OCP Amend Reg'd:

Sector Plan: DRAFT CENTRAL CITY SECTOR PLAN

Sector Designation:

Neighbourhood Plan:

Neighbourhood Designation:

Heritage Register:

DP Area: Yes

Bylaw:

Existing Use: C4

Conform:

Proposed Use: To obtain a Development Permit for the construction of a new medical office building.

Proposed Lots:

Units:

Final Lots:

Units:

General Comment:

Remainder Lots:

**ESA Remainder Comment:** 

Floor Space:

m2

Lot Size:

ha

m2

Front x Depth:

m X

m Irregular:

### **Development Areas**

### Zoning

Existing Zone: C4

# Lots: 1

Fees

Invoice	Status	Date	Parameter	Fee	Charge
104686	Paid	2007-12-12		Development Permit	578.00
104686	Paid	2007-12-12		Advisory Planning Commission	525.00 G
104686	Paid	2007-12-12		GST Reg. No. R12193 7551 RT	31.50
					1,134.50
104713	Paid	2007-12-20	1 signs	Development Sign (small)	18.00 G
104713	Paid	2007-12-20		GST Reg. No. R12193 7551 RT	1.08
					19.08

### File Progress

Step	Date	Comment
Application Accepted	2007-12-12	
Application Circulated	2007-12-12	
E-Application Received	2007-12-13	
E-Report Sent to Planning	2008-02-14	
Advisory Planning Commission	2008-01-29	THAT the Advisory Planning Commission supports Development Permit Application No. DP07-0302 for 2080 Benyoulin Court by Herman Planning Group (1 Herman) to

obtain a Development Permit for the construction of a new office building

The APC wish to note that a variance for parking is required and that they are non-supportive of parking in excess of 125% of the requirements & encourage the applicant to reduce the number of stalls to comply

All Agency Comments Received Additional Info Required Additional Info Received Report Forwarded to Council Council Consideration Extension Application Rec'd Extension Rpt to Council Extension Council Consid Issuance of Permit E-SA to Planning w/Memo Landscape Bond Received

Forwarded to L.T.O.

Step Date Comment L.T.O. Registration Renewal Applica. Rec'd Renewal Rpt to Council Renewal Council Consid Landscape Inspection Landscape Bond Released File Closed File Circulation Seq In Ву Comment B.C. Assessment Authority (info only) 2007-12-12 2008-01-31 Community Development & Real Estate Mgr CD&RE Comments for Inclusion in Council Report: Please contact the Land Agent for SALEXANC road dedications over 20 metres in width, land dedications and land transfers to or from 2007-12-12 2008-01-07 the City of Kelowna, road closures and road reserves. Depending on the type of land transaction being contemplated, the processing time can vary from 3 weeks to 3 months. The Land Department requires a full size copy, together with an 8 ? x 11 copy, of any survey plans. Fire Department Fire department access, fire flows, and hydrants as per the BC Building Code and City of Kelowna Subdivision Bylaw 2007-12-12 2008-01-17 **GDAFT FortisBC** No response 2007-12-12 2008-01-31 Inspections Department Ensure fire fighting access is met at parkade. Spatial separation not met at south elevation. Spatial separation issue at exit stair shaft and unprotected opening at mechnical 2007-12-12 2007-12-21 RREADY room on south elevation. Mgr Policy, Research & Strategic Plannin The form and character of the building is generally acceptable. 2007-12-12 2008-01-17 Corrugated metal seems a predominant material. This material doesn't seem to convey an overly industrial character and in fact ties in fairly well with the farm buildings found within the ALR, near to which the subject site is located, where metal has been used as a roofing In this regard, a few more visual gestures and the building would have more compellingly related to the agricultural context, and are an example of a regional expression of form, thereby contributing more strongly to the community's sense of place. Sloping roofs and wood for siding and dimensioned lumber, i.e., as an expression of a post and beam vocabulary, are applications that come to mind. The metal louvers will add texture and pattern to the building as well as help reduce solar loading of the interior spaces. Recommendations That the project conform to the City of Kelowna Crime Prevention Through Environmental Design Guidelines; in particular, site lighting should provide a sense of safety for all visitors to the development. Additionally, the under-building parking must be sufficiently lit to allow surveillance of the parking areas including corners. Colours that reflect a high degree of light are encouraged. Glazing allowing views into the stairwells is encouraged to facilitate surveillance of both the stairwells and parking areas. Additionally, views should be possible in and out of the storage areas: That the project include green building technologies such as low-flush toilets, etc. That soft landscaping be consistent with the City of Kelowna's list of Okanagan-inspired species. Park/Leisure Services Dir. (info only) 2007-12-12 2008-02-04 Parks Manager 2007-12-12 Public Health Inspector No concerns provided water & sewer available.

2007-12-12 2007-12-18

RCMP

2007-12-12 2007-12-28 School District No. 23 2007-12-12 2008-02-04

Shaw Cable

2007-12-12 2007-12-19

No Comment

No response

Owner/developer to install an underground conduit system

In

Comment

Telus

Out

2007-12-12 2008-01-15 Terasen Utility Services 2007-12-12 2008-01-02 Works & Utilities

2007-12-12 2008-02-19

TELUS will provide underground facilities to this development. Developer will be required to supply and install conduit as per TELUS policy.

No Comment

Ву

see documents tab

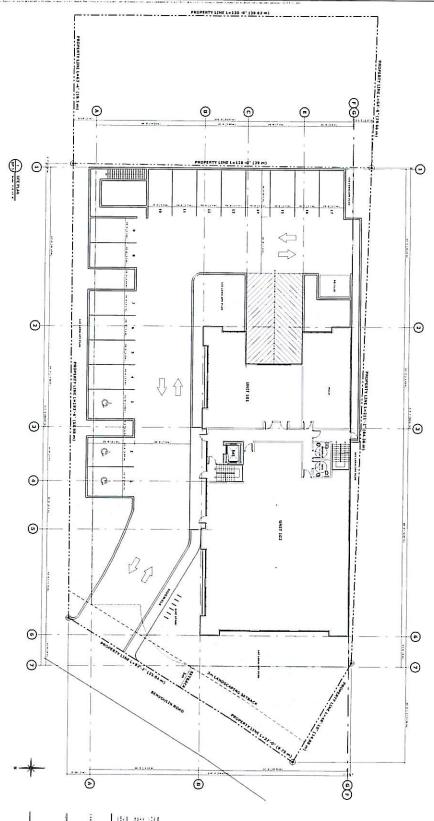
Remarks

Seq

DP Drawings February 4th, 2008



# Architectural Drawing List

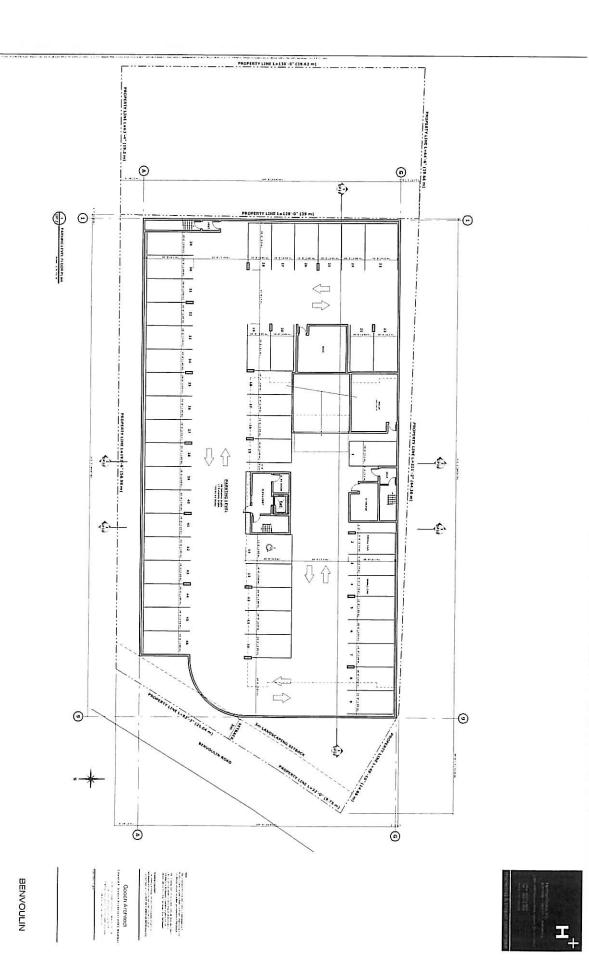


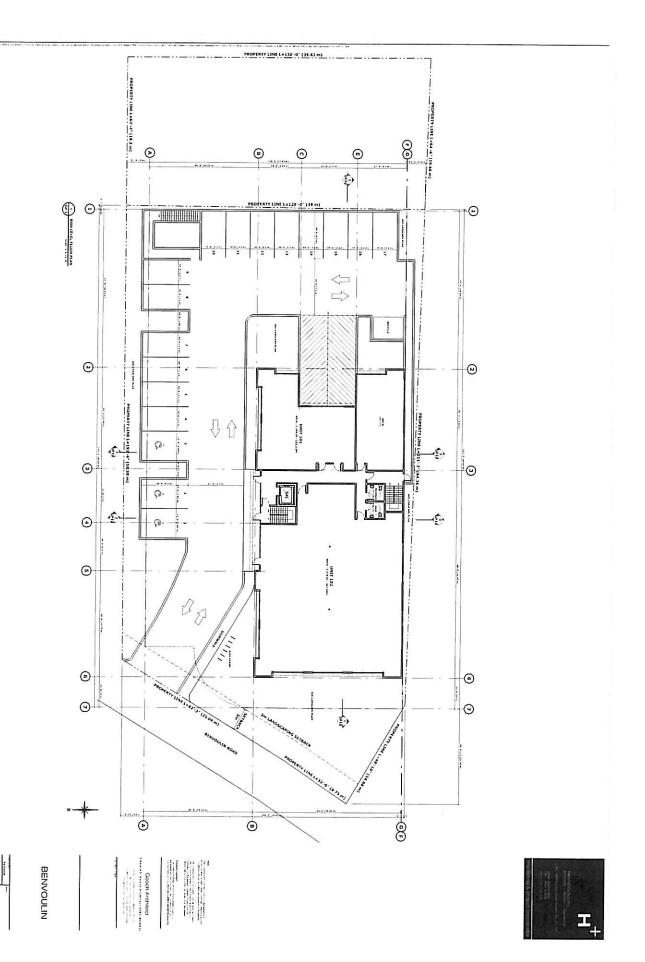


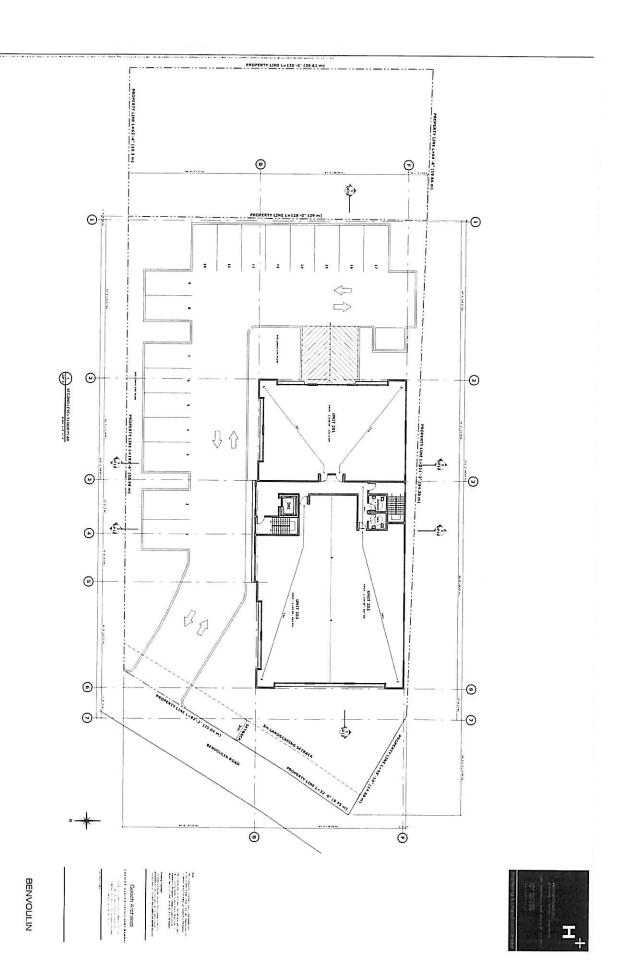
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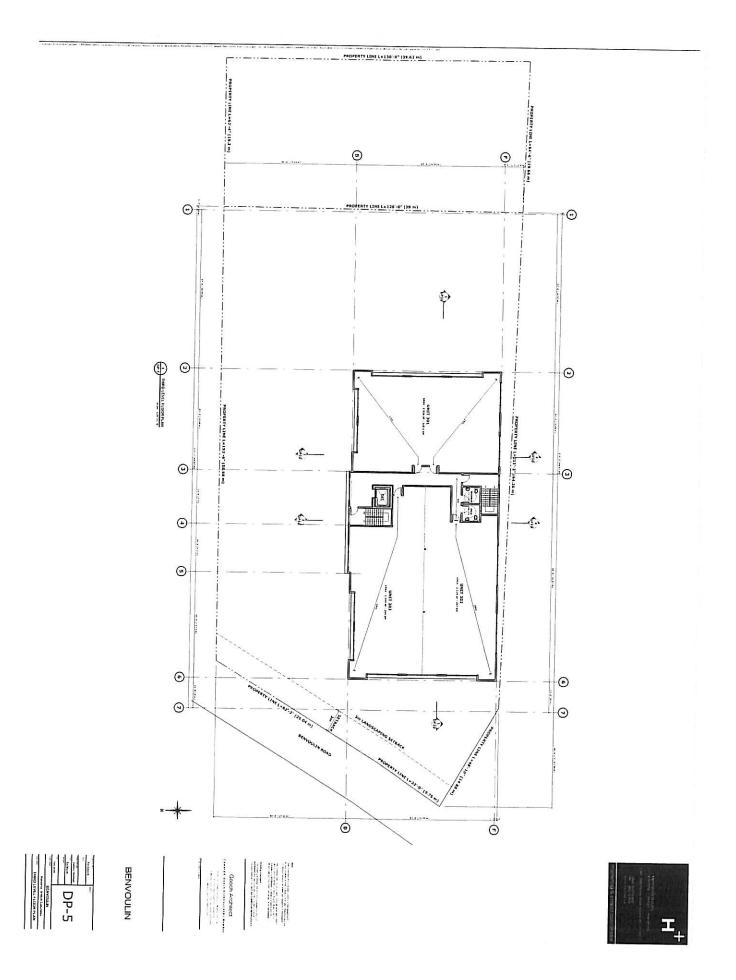


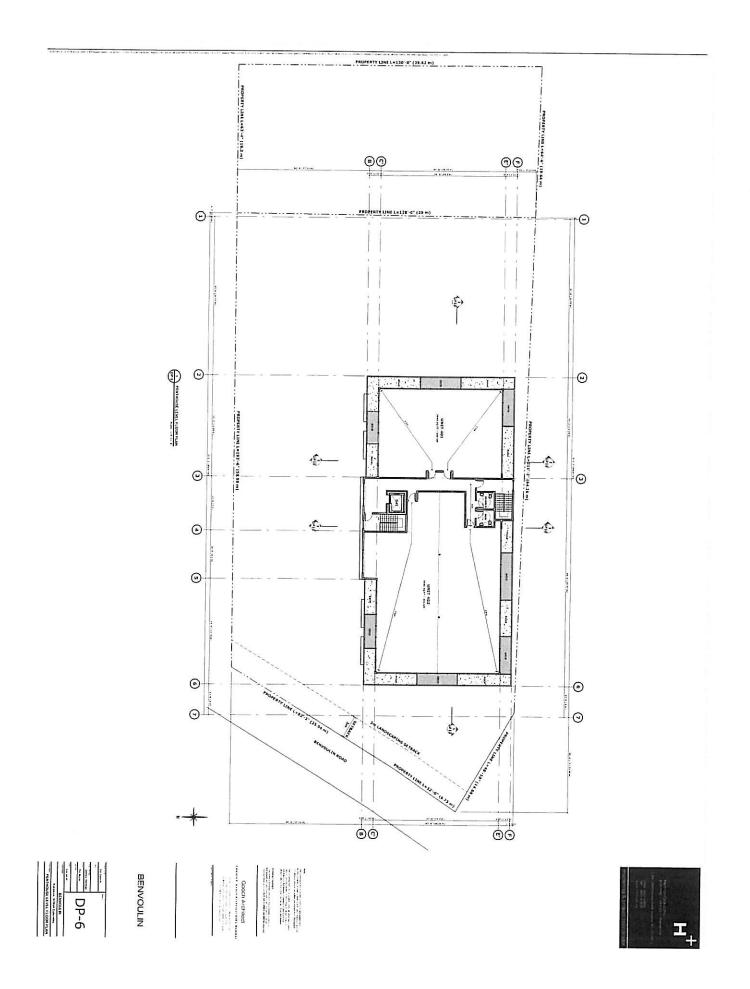


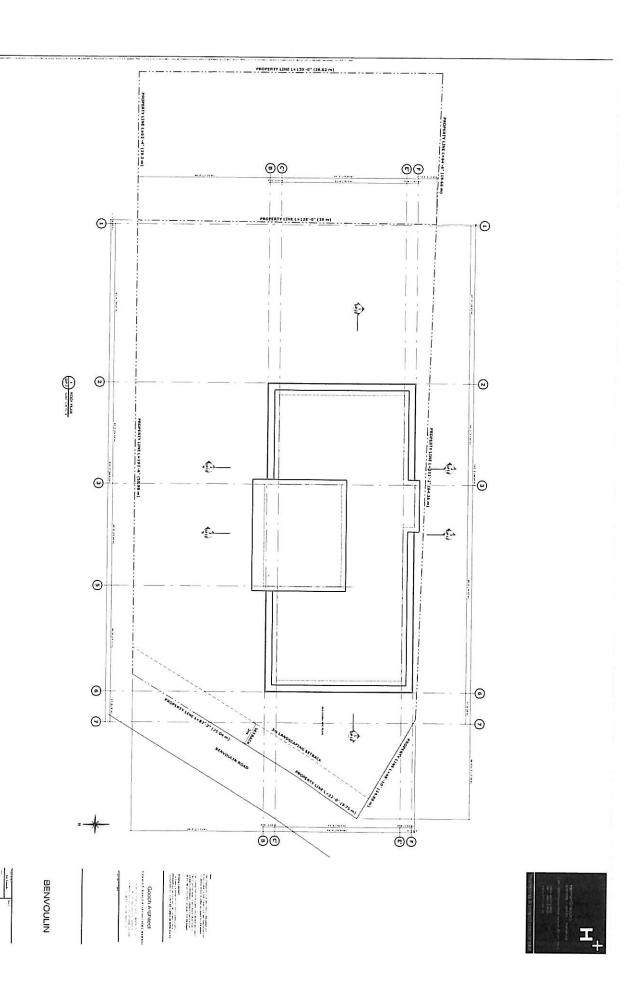


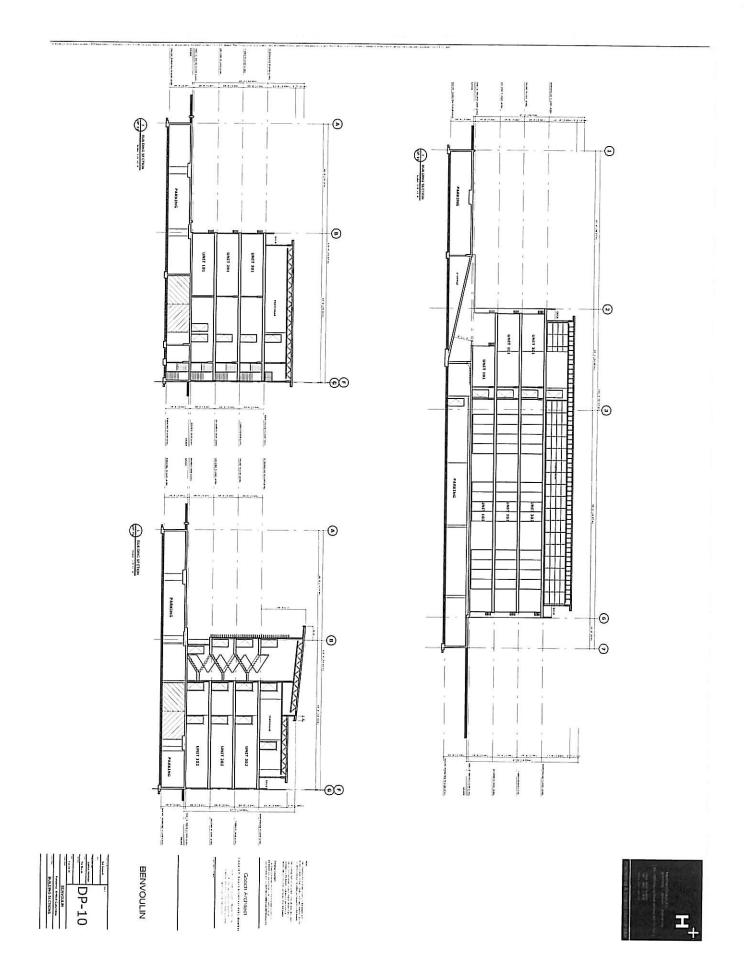


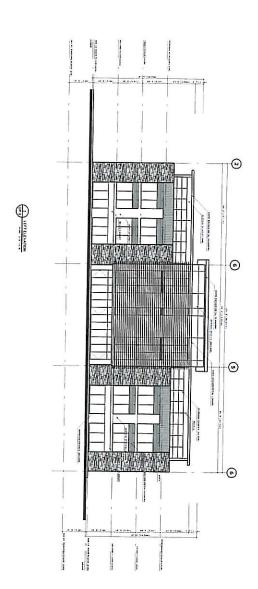


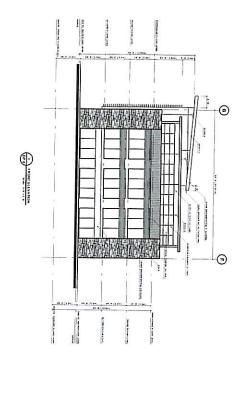












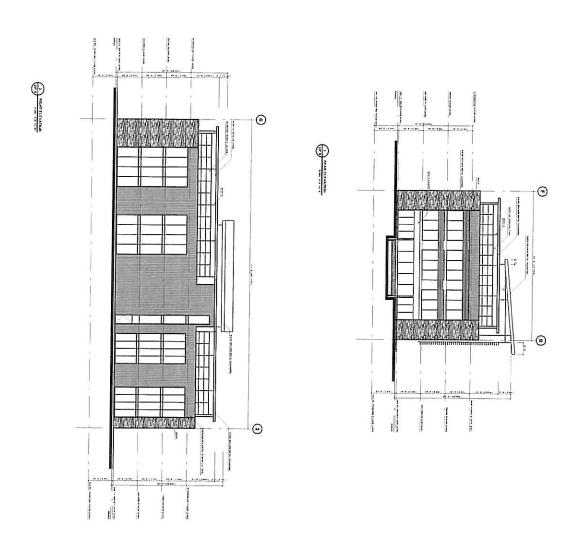
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