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**CITY OF KELOWNA**  
**MEMORANDUM**

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**DATE:** August 12, 2008  
**FILE NO.:** **Z05-0043**

**TO:** City Manager

**FROM:** Planning & Development Services Department

**APPLICATION NO.** Z05-0043

**OWNER:** 0740639 BC LTD

**AT:** 153 PINTO ROAD

**APPLICANT:** LYNN WELDER  
CONSULTING

**PURPOSE:** TO EXTEND COUNCIL APPROVAL FOR THE ADOPTION OF  
THE APPLICATION TO REZONE THE SUBJECT PROPERTY  
TO THE PROPOSED I2 – GENERAL INDUSTRIAL ZONE TO  
PERMIT THE USE OF THE PROPERTY FOR GENERAL  
INDUSTRIAL USES

**EXISTING ZONE:** A1 – AGRICULTURE 1

**PROPOSED ZONE:** I2 – GENERAL INDUSTRIAL

**REPORT PREPARED BY:** PAUL McVEY

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**1.0** **RECOMMENDATION**

THAT in accordance with Development Application Procedures Bylaw No. 8140 the deadline for the adoption of Zone Amending Bylaw No. 9639 (Z05-0043) – Lynn Welder Consulting (0740639 BC Ltd) – 153 Pinto Road be extended from August 8, 2008 to February 8, 2009.

**2.0** **SUMMARY**

The above noted development application was originally considered at a Public Hearing by Council on August 8, 2006.

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 application for rezoning to permit the development of a 579.8m<sup>2</sup> industrial garage building for a concrete service company, and a 1,161.3m<sup>2</sup> industrial bus wash and service building on the site. Zone amending By-Law No. 9639 received second and third readings on August 8, 2006, after the Public Hearing held on the same date. 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.

  
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Shelley Gambacort  
Planning and Development Services

PMc/pmc  
Attach.

SUBJECT PROPERTY MAP

