

# **CITY OF KELOWNA**

## **CD21 Downtown Area Amenity Provision Reserve Fund Bylaw No. 10101, 2008**

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### **WHEREAS:**

- A. Council has provided by zoning bylaw for the bonusing of density upon owners of land satisfying conditions relating to the provision of amenities within a portion of the downtown area of the City ( "CD21 Downtown Zone Area");
- B. The CD21 Downtown Zone Area is shown and delineated in heavy black line on the Plan annexed to this Bylaw and marked as Plan Z-1;
- C. Within the CD21 Downtown Zone Area density of development may be incrementally increased if owners provide funding assistance to the City for the provision of amenities as set out in this Bylaw.

### **NOW THEREFORE IN OPEN MEETING ASSEMBLED Council enacts as follows:**

- 1. This Bylaw may be cited as "CD21 Downtown Area Amenity Provision Reserve Fund Bylaw No. 10101, 2008".
- 2. The purpose of this Bylaw is to reserve monies in a Reserve Fund for the provision by the City of the following public amenities:
  - (a) Public Washroom facility
  - (b) Indoor Public Space – Daycare facilities, Multi-Use facility
  - (c) Public Pier & Marina
  - (d) Children's Playground
  - (e) Constructed Outdoor Public Space
  - (f) Streetscape construction
  - (g) Public Plaza construction
  - (the "Amenities")
- 3. Except as provided in S. 189 of the *Community Charter*, the only purpose for which funds from the Reserve Fund may be expended is for the provision of one or more of the Amenities.
- 4. All monies received pursuant to bonus density as provided for in City of Kelowna CD21 Downtown Zone must be credited to this Reserve Fund.

Read a first time by the Municipal Council this

Read a second and third time by the Municipal Council this

Adopted by the Municipal Council of the City of Kelowna this

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Mayor

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City Clerk