
CITY OF KELOWNA
MEMORANDUM

DATE: December 5, 2008
FILE NO.: Z05-0041

TO: City Manager

FROM: Community Sustainability Division

APPLICATION NO. Z05-0041 OWNER: GEORG-MICHAEL
AT: 2630 HOLLYWOOD RD. N. HOLZHEY
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 December 12, 2008 to June 12, 2009.

2.0 SUMMARY

The above noted development application was originally considered at a Public Hearing by Council on December 12, 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 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 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
Director of Land Use Management

PMc/pmc
Attach.

SUBJECT PROPERTY MAP

