# CITY OF KELOWNA MEMORANDUM

DATE:

January 05, 2009

TO:

City Manager

FROM:

Community Sustainability Division

APPLICATION NO. Z08-0102

OWNER:

Keith Morrice & Britta Morrice

AT:

3975 June Springs Rd

**APPLICANT:** Ruth Hall

**PURPOSE:** 

TO REZONE FROM THE A1 - AGRICULTURE 1 ZONE TO THE A1s -AGRICULTURE 1 WITH SECONDARY SUITE ZONE TO ALLOW FOR A

MANUFACTURED MOBILE HOME (SECONDARY SUITE) FOR

IMMEDIATE FAMILY ON THE SUBJECT PROPERTY

**EXISTING ZONE:** 

A1 - Agriculture 1

PROPOSED ZONE:

A1s - Agriculture 1 with Secondary Suite

REPORT PREPARED BY: Andrew Browne

#### 1.0 RECOMMENDATION

THAT Rezoning Application No. Z08-0102 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A. Section 3. Township 26, ODYD, Plan KAP61317, located at 3975 June Springs Road, Kelowna, B.C. from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone be considered by Council;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the South East Kelowna Irrigation District and Interior Health Authority being completed to their satisfaction.

#### 2.0 SUMMARY

The applicant proposes to rezone the subject property from A1 - Agriculture 1 to A1s -Agriculture 1 with Secondary Suite in order to allow a manufactured modular home (secondary suite) for immediate family on the subject property. The proposed rezoning conforms to the City of Kelowna Official Community Plan future land use designation of Rural / Agricultural.

#### 3.0 BACKGROUND

#### 3.1 **Site Context**

The subject property is located in Southeast Kelowna at 3975 June Springs Road. The surrounding area is predominantly zoned for agriculture but also features zoning for rural residential detached homes and mobile home parks.



The immediately adjacent zones are as follows:

North A1 – Agriculture 1 & RM7 – Mobile Home Park

South A1 – Agriculture 1 & A1s – Agriculture 1 with Secondary Suite

East A1 – Agriculture 1 West A1 – Agriculture 1



### 3.2 The Proposal

The applicant proposes to rezone the subject property from A1 – Agriculture 1 to A1s – Agriculture 1 with Secondary Suite in order to provide a mobile home (secondary suite) on the subject property for immediate family. An existing single detached dwelling exists on the property.

The property is within the Agricultural Land Reserve and the Agricultural Land Commission permits one secondary suite in a mobile home for immediate family without application for a non-farm use.

The following table shows this application's compliance with the requirements of the A1s zone.

Zoning Bylaw No. 8000			
CRITERIA	PROPOSAL	A1s ZONE REQUIREMENTS	
	Development Regulations		
Lot Area	22 585 m <sup>2</sup> or 2.26 hectares	20 000 m <sup>2</sup> or 2.00 hectares	
	or 5.58 acres	or 4.94 acres	

Site Coverage for Residential Development	1.13%	10%		
Principal Dwelling Size	183.2 m <sup>2</sup> on ground level and basement	N/A		
Secondary Suite Size	89.3 m²	Lesser of 90 m <sup>2</sup> or 75% of the floor area of the principal dwelling		
Separation between Principal Dwelling and Secondary Suite	Greater than 25 m	5.0 m		
Front Yard	21.3 m	6.0 m		
Side Yard (northern)	11.6 m	3.0 m		
Side Yard (southern)	Greater than 25 m	3.0 m		
Rear Yard	Greater than 235 m	10.0 m		
Other Requirements				
Parking Stalls (#)	meets requirements	3 spaces		
Private Open Space	meets requirements	30 m² per dwelling unit		

## 4.0 CURRENT DEVELOPMENT POLICY

## 4.1 Kelowna 2020 Official Community Plan

The current Official Community Plan has designated the subject property as Rural / Agricultural.

<u>Secondary Suites</u>. Encourage, under the conditions stipulated in the Zoning Bylaw, the creation of secondary suites.

### 4.2 City of Kelowna Agricultural Plan

<u>Secondary Suites</u>. Support the provision of secondary suites in agricultural areas as per Agricultural Land Commission regulations which allow one suite per parcel.

## 5.0 TECHNICAL COMMENTS

### 5.1 Fire Department

The fire Department access must be a minimum 4 meters clear width to the new home; if the distance from June springs Rd to the new home is over 90 meters then a proper turn-a-round for the fire truck is required with a minimum centre line radius of 12 meters.

#### 5.2 Inspections Department

Building permit required for placement of mobile home, no other concerns.

### 5.4 Works & Utilities Department

The proposed rezoning for the addition of a mobile does not compromise City of Kelowna utilities as far as servicing is concerned.

## 5.5 South East Kelowna Irrigation District

Capital charges and a fee for a new water meter apply. Lot has an existing 25mm water service that can be used to service new unit – extra charges will apply if a new water service is required.

#### 5.6 Interior Health Authority

The applicant is required to hire a Registered Onsite Wastewater Practitioner to assess the property and establish daily sewerage flows to determine whether the property has the space and capability to properly dispose of the waste onsite.

### 6.0 LAND USE MANAGEMENT DEPARTMENT COMMENTS

No significant impact on adjacent or nearby properties is anticipated. This rezoning application conforms to the intent of the future land use designation for the subject property as expressed in the City of Kelowna's Official Community Plan.

The Agricultural Land Commission considers a mobile home for immediate family to be a permitted use within the Agricultural Land Reserve and the ALC has indicated to the City that a non-farm application is not required for this use.

Land Use Management staff support the proposed rezoning.

Danielle Noble

Urban Land Use Manager

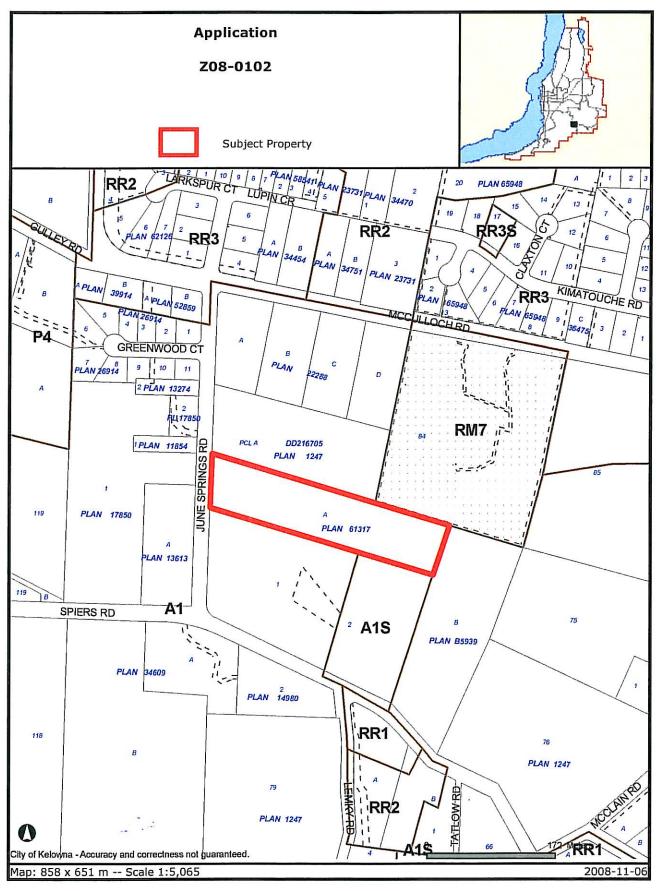
Approved for inclusion

Shelley Gambacourt

Director of Land Use Management

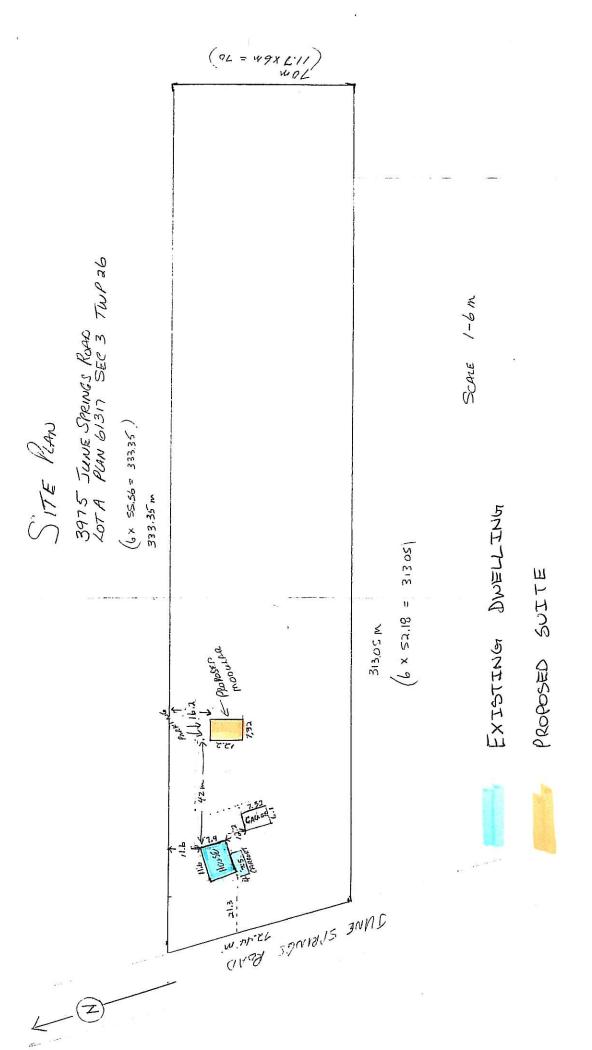
**ATTACHMENTS** 

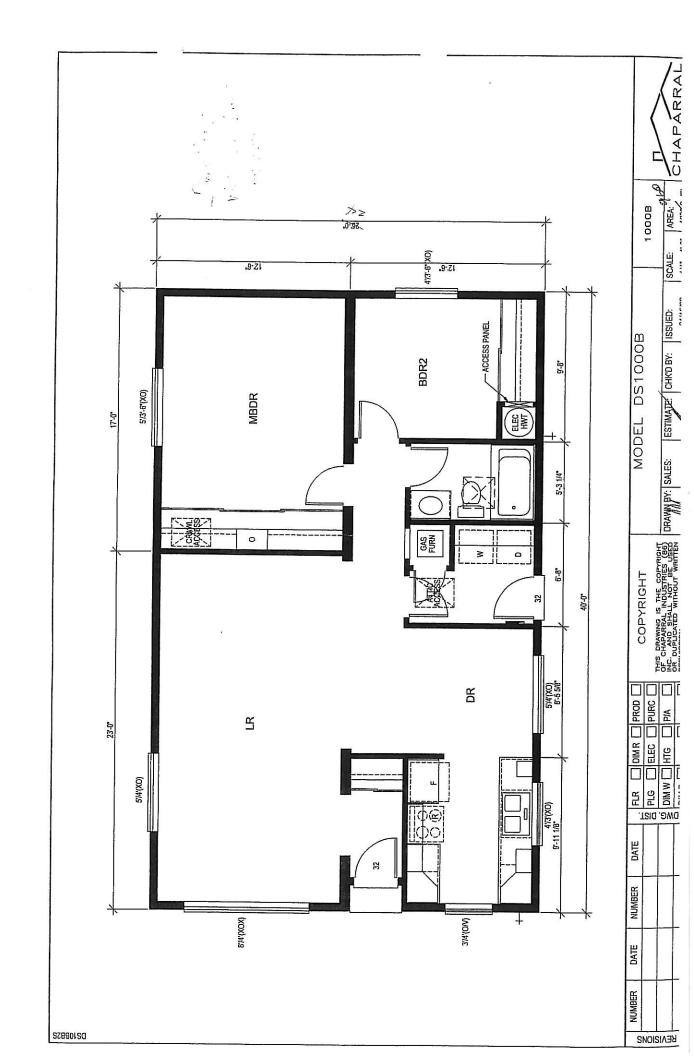
Location and zoning map Proposed site plan sketch Floor plan Elevations



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.





.

REVISIONS