
CITY OF KELOWNA

MEMORANDUM

Date: March 16, 2009
File No.: 4000-00
To: City Manager
From: Chief Building Official
Subject: Notice on Title – Section 57 Community Charter
1460 Graham Road, Kelowna, B.C.
Lot 8 Plan 11186 Section 22 Township 26 (*the property*)

RECOMMENDATION:

THAT Council authorize the City Clerk to file a Notice in the Land Title Office against Lot 8 Plan 11186 as permitted by Section 57 of the Community Charter, regarding the outstanding Building and Plumbing infractions and contravention of City of Kelowna Bylaws.

AND THAT Council consider and adopt the following resolution regarding the property:

Be it resolved that:

Council confirms the recommendations of the Chief Building Official under Section 57 of the Community Charter and directs the City Clerk to file a Notice in the Land Titles Office stating that:

1. A resolution relating to Lot 8 Plan 11186 has been made under Section 57 of the Community Charter, and;
2. Further information respecting the resolution may be inspected at Kelowna City Hall.

BACKGROUND:

The most recent inspection of both the single family dwelling and the accessory structure were conducted by the Building and Plumbing/Gas Officials on January 23, 2009. Staff determined that the BC Building Code, City of Kelowna Building, Plumbing and Zoning Bylaw violations have not been corrected. The outstanding infractions include work without all necessary building and plumbing permits, work authorized by permits installed contrary to Building & Plumbing Code requirements and occupying the building without an Occupancy Permit.

LEGAL/STATUTORY AUTHORITY:

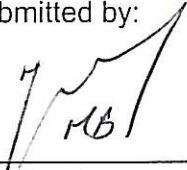
Section 57(1) of the Community Charter



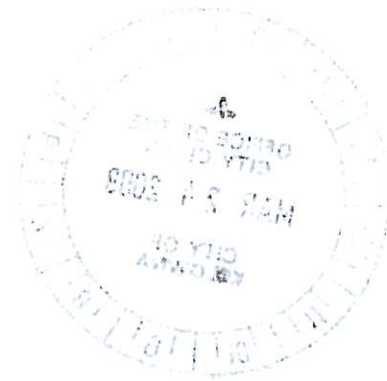
Considerations that were not applicable to this report:

COMMUNICATIONS CONSIDERATIONS:
INTERNAL CIRCULATION TO
LEGAL/STATUTORY PROCEDURAL REQUIREMENTS
EXISTING POLICY
FINANCIAL/BUDGETARY CONSIDERATIONS
PERSONNEL IMPLICATIONS
TECHNICAL REQUIREMENTS:
EXTERNAL AGENCY/PUBLIC COMMENTS:
ALTERNATE RECOMMENDATION:

Submitted by:



Mo Bayat
Chief Building Official



Approved for Inclusion:



Ron Dickinson,
Director of Development Services

Cc: