#### CITY OF KELOWNA

#### MEMORANDUM

Date:

April 24, 2009

To:

City Manager

From:

Community Sustainability Division

APPLICATION NO. DP09-0015

OWNER: City of Kelowna

AT:

330, 340, 352 Boyce Crescent

**APPLICANT:** Philip Macdonald Architect

1757 Water Street

PURPOSE:

TO APPROVE A DEVELOPMENT PERMIT FOR THE FORM AND

CHARACTER OF THE PROPOSED 4 STOREY, 40-UNIT SUPPORTIVE

HOUSING BUILDING.

**EXISTING ZONE:** 

RM5 - Medium Density Multiple Housing

REPORT PREPARED BY: Alec Warrender

#### 1.0 RECOMMENDATION

THAT the Council authorize the issuance of Development Permit No. DP09-0015 for Lot 2, D.L. 139, ODYD, Plan 2871, located at 1757 Water Street, Lot 2, D.L. 139, ODYD, Plan 3287, located at 330 Boyce Crescent, Lot B, D.L. 139, ODYD, Plan 5057 Except Plan KAP82452, located at 340 Boyce Crescent, Lot C, D.L. 139, ODYD, Plan 5057 Except Plan KAP82594, located at 352 Boyce Crescent Kelowna, B.C. subject to the following:

- The dimensions and siting of the building to be constructed on the land be in 1) general accordance with Schedule "A";
- 2) The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B";
- 3) Landscaping to be provided on the land be in general accordance with Schedule "C":
- The applicant be required to post with the City a Landscape Performance 4) Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper;
- 5) The registration of the consolidation plan at the Land Titles Office prior to issuance of the Development Permit;
- 6) The applicant be required to satisfy the Development Engineering Branch requirements prior to issuance of the Development Permit.

AND THAT the applicant be required to complete the above-noted condition No. 4 within 180 days of Council approval of the Development Permit application in order for the permit to be issued.

# 2.0 SUMMARY

This proposal seeks approval for the form & character of the proposed four storey, 40 unit supportive housing project.

#### 3.0 ADVISORY PLANNING COMMISSION

At a meeting held on March 31, 2009, the APC passed the following motions:

THAT the Advisory Planning Commission support Development Permit Application No. DP09-0015, for 330 Boyce Cr, Lot 2, Plan 3287, District Lot 139, Sec 24, Twp 25, ODYD, by Philip MacDonald Architect Inc., to approve a Development Permit for the form and character of the proposed 4 storey, 40-unit supportive housing building.

#### 4.0 BACKGROUND

The City of Kelowna has partnered with the Canadian Mental Health Association to develop an apartment-style supportive housing project with support services for low-income singles who are at risk of homelessness. The City of Kelowna owns the land which is currently vacant. A Housing Agreement pursuant to Section 905 of the Local Government Act filed in the land title office on the subject property is required as a condition of "group home, major" use.

# 5.0 THE PROPOSAL

As a result of the Pandosy Street realignment the lane to the north of the subject properties' and a 5m strip along Water Street have been closed and incorporated into the proposed development. In addition, Boyce Crescent will be widened in order to meet the 18.0m Right of Way requirement.

The proposed development fronts onto Pandosy Street, Water Street and Boyce Crescent. A total of 40 units are accommodated within the building on this uniquely configured parcel. The building is oriented towards and treats Pandosy Street as the main frontage. Although the building will primarily consist of coloured hardi-panel siding, the articulation and detailing help to provide visual interest (See material and colour board). The required parking stalls are located at the rear of the building facing Water Street.

The landscape plan indicates that a variety of plantings will be located throughout the site. In particular, a small vegetable garden and seating area will be located next to Pandosy Street. A transparent wrought iron fence will be located around the perimeter of the site.

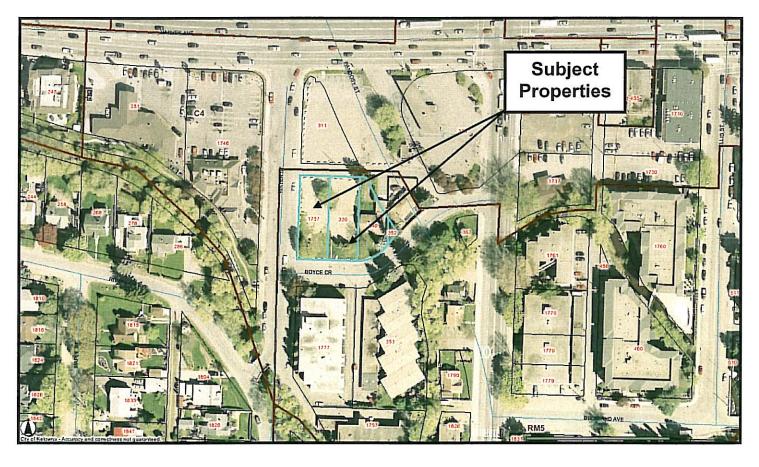
The application complies with the requirements of Zoning Bylaw No. 8000 as follows:

Criteria	Proposal	RM5 Zone Requirements	
	Subdivision Regulation	ons	
Lot Area	2,245 m <sup>2</sup>	460 m <sup>2</sup>	
Lot Width	Meets Requirement	30.0 m	
Lot Depth	Meets Requirement	35.5 m	
	Development Regulati	ons	
Floor Area Ratio	0.62	1.2	
Site Coverage	60%	60%-Buildings/Coverage/Parking	
Height	14.3 m / 4 storeys	15.0 m / 4 storeys	

Front Yard (Pandosy)	6.0 m	6.0 m	
Side Yard (N) 4.5 m 4.5 m		4.5 m	
Side Yard (S)	4.5 m	4.5 m	
Rear Yard (W)	9.0 m	9.0 m	
	Other Regulations		
Parking Stalls	14 stalls	13 stalls	
Districts Devices	Class I: 20 spaces	Class I: 20 spaces	
Bicycle Parking	Class II: 4 spaces	Class II: 4 spaces	
Private Open Space	309 m <sup>2</sup>	300 m <sup>2</sup>	

# 5.1 Site Location Map

Boyce / Pandosy / Water



# 5.2 Site Context

The subject property is located in the City Centre, the property is designated for future "Multiple Unit Residential – Medium Density" development. The adjacent land uses are as follows:

Direction	Zoning Designation	Land Use
North	C4 – Urban Centre Commercial	Commercial
East	C4 – Urban Centre Commercial	Commercial
South	RM5 – Medium Density Multiple Housing	Residential
West	C4 – Urban Centre Commercial	Commercial

# 6.0 CURRENT DEVELOPMENT POLICY

# 6.1 Official Community Plan

8.41 – Affordable and Special Needs Housing – Encourage the private sector to provide housing that is innovative and affordable and that is targeted to groups identified in the Housing Study, a Housing Reserve Fund Bylaw, or in a list published by the City.

8.44 – Integration – Encourage the sensitive integration of different housing forms in the various sectors of the City, in support of neighbourhood diversity and healthy communities.

8.50 – Housing in the Urban Corridor – A more varied housing supply and means of increasing affordability should be actively sought for the neighbourhoods surrounding and including the Urban Town Centres and the Highway 97 corridor extending to the north boundary of the City, north, south and east of Highway 97 as it changes to a northerly direction.

# 6.2 Objectives for Development within Urban Centres (OCP Chapter 6)

- All development should be an appropriate response to its physical context, or anticipated future context where an area is designated for increased density or land use transition in the OCP.
- All development should contribute to the creation of pedestrian-oriented streets and public spaces (connections, social interaction).
- All development should contribute to a sense of community identity and sense of place (integration of development within larger community, belonging, community cohesiveness).
- All development should facilitate access by, and minimize conflicts among pedestrian, bicycle, and vehicular modes of transportation (access, mobility).
- All development should promote safety and security of persons and property within the urban environment (CPTED).

# Access

- Design should facilitate pedestrian and bicycle access.
- Vehicle access and on-site circulation should minimize interference with pedestrian movement
- Vehicle access from arterial or collector roads is discouraged. Where possible, such access should be achieved from a local road or lane.
- Pedestrian access should be clearly marked.

## Ancillary Services/Utilities

- Loading, garbage and other ancillary services should be located at the rear of buildings.
- Utility service connections should be screened from view.

# **Building Massing**

- Commercial, industrial and multiple-unit residential developments should be sensitive to and compatible with the massing and rhythm of the established streetscape. Detailed design features of existing buildings should be emulated if such features are of design value.
- Commercial, industrial, and multiple-unit residential developments should have no more than a one storey height gain between adjacent uses within 5.0 m of the

side property line where the adjacent property is not designated for higher density redevelopment.

# <u>Parking</u>

- Parking areas should, wherever possible and safe, be located either under buildings or at the rear or side of main buildings.
- Pedestrian circulation areas within parking lots should be convenient and clearly identified, preferably with distinct paving and/or landscaping treatment.

### Relationship to the Street

- Buildings containing uses attracting visits from the general public should be located as close to the front property line as practical and as permitted under prevailing zoning regulations.
- People-oriented facilities (store entrances, café seating areas, displays, signage) should be focused along public streets and in front of buildings.
- Storefronts should incorporate large windows such that passers-by can see in and occupants can "look out".
- Awnings or overhangs should be included, where suitable, to provide sheltered environments for pedestrians and to aid in energy conservation.
- Buildings at key intersections should be designed to highlight the corner. Design treatments could include setbacks at the corner, accentuated entrances and additional height using, for instance, towers and cupolas.

### Walls

 End walls visible from a public street or residential lot should be finished to provide an attractive appearance. Blank or solid walls (without glazing) should not be longer than 5 m.

### 7.0 TECHNICAL COMMENTS

# 7.1 Building & Permitting

Dining/lounge on main floor requires two exits. No building code issues that effect form and character of proposed building. Building elevation to be above high water mark level of mill creek.

# 7.2 Development Engineering Branch

See Attached

# 7.3 Fire Department

- There appears to be inadequate exiting in the lounge/eating area.
- Fire protection information not provided. It appears fire flows for the complex will not be met. Engineered fire flows are required to determine if existing hydrants/fire flows are adequate and if additional hydrants/fire flows are required.
- Detailed building code analysis (detail equivalencies, if any) required for proposed building at permit stage; to include exiting, fire protection information, occupancy class, building height, construction type, among other things.

We are now asking for the following information in regards to sprinkler systems:

• Schedule B-2, 5.1: Suppression system classification for type of occupancy is required and must be submitted to the Kelowna Fire Department; as well this

information is to be retained in the appropriate section of the building's Fire Safety Plan

- Schedule B-2, 5.7 and NFPA 13: Notice to the Kelowna Fire Department Prevention Branch for their attendance during the conducting of the Acceptance test is required.
- Schedule B-2, 5.7 and NFPA 13: Copies of the Acceptance tests and Contractor's Material & Test Certificates must be submitted to the Kelowna Fire Department; in addition copies are to be retained in the appropriate section of the building's Fire Safety Plan.
- Schedule B-2, 5.8: Maintenance program and manual for the suppression system
  must be submitted to the Kelowna Fire Department (electronic format if possible); in
  addition copies are to be retained in the appropriate section of the building's Fire
  Safety Plan.

# 8.0 LAND USE MANAGEMENT DEPARTMENT COMMENTS

The Land Use Management Department is supportive of this proposal. Fostering the sensitive integration of a wide variety of housing forms is a strong civic objective. Located within the City Centre this project helps to provide a needed form of housing in a central location. Developing these vacant properties will also help to revitalize the area which has been underutilized since the Pandosy Street realignment. A well designed building in this location will help to increase the overall security of the area. Adding additional residents will increase the level of activity and will help to provide more eyes on the street.

The garden and plaza space will provide private open space for the tenants. The proposed development is an innovative design response to a difficult site. The building's articulation reduces the massing and allows for a more sensitive height transition to the adjoining properties. The proposed material and colour usage provides visual interest and the building will use high quality materials that will help to create a sense of ownership for the tenants. In order to soften the proposed concrete wall facing Pandosy Street the applicant has agreed to plant vines along the length of the wall.

Danielle Noble

Urban Land Use Manager

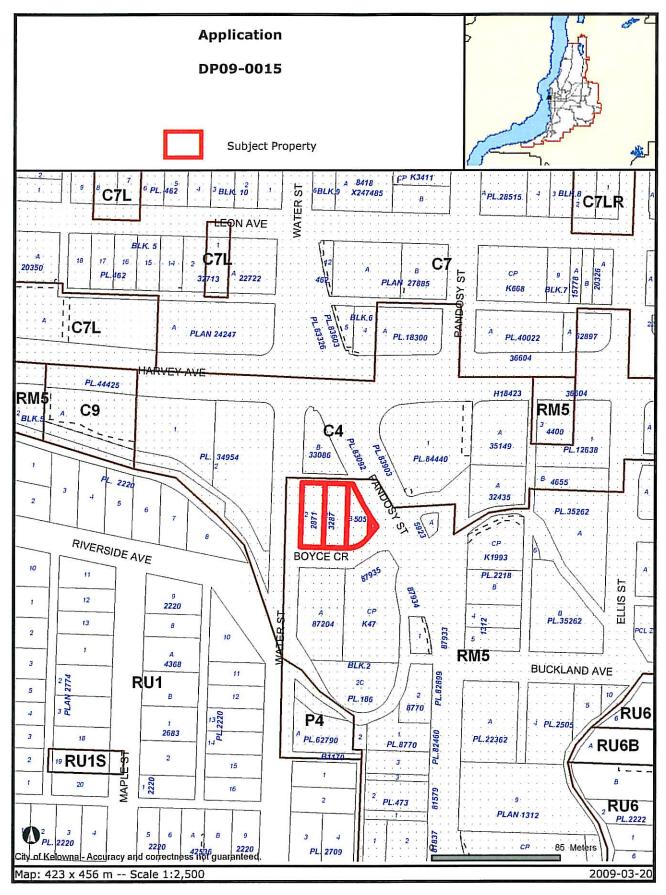
Approved for Inclusion

Shelley Gambacort
Director of Land Use Management

SG/DN/aw

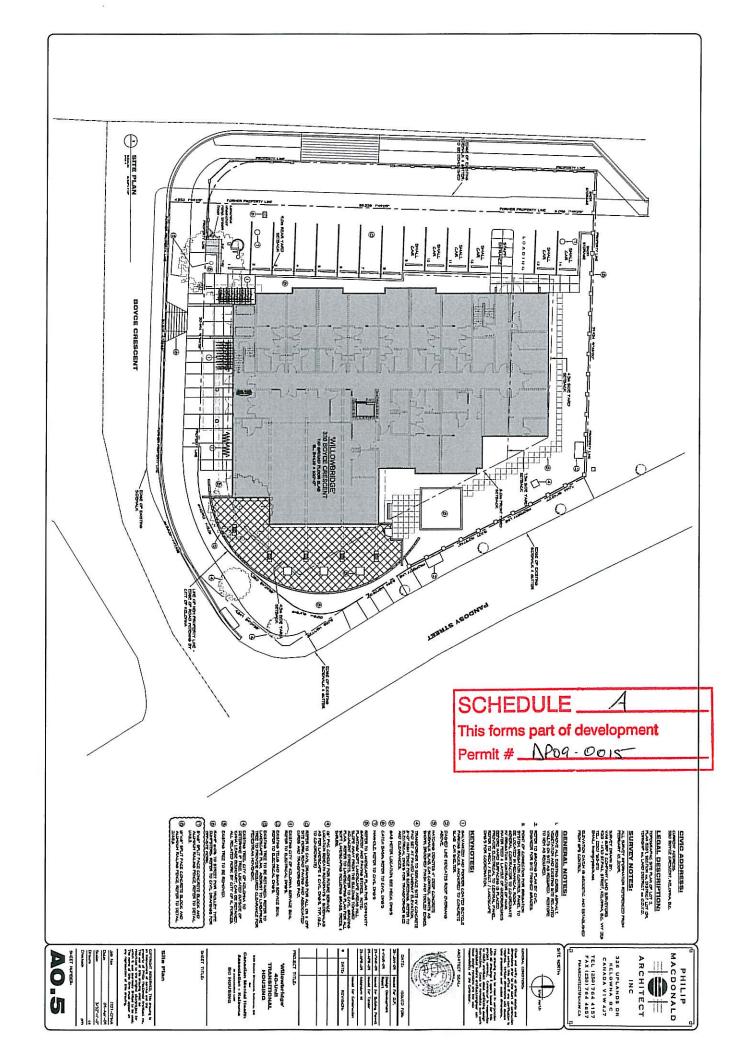
#### **ATTACHMENTS**

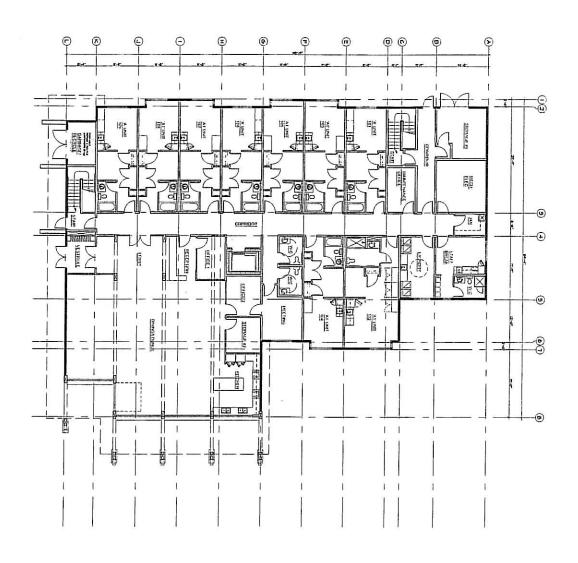
- Location Map
- Site Plan & Elevations
- Colour & Materials Board
- Elevations
- Site/Landscape Plan



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.





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MAIN FLOOR PLAN

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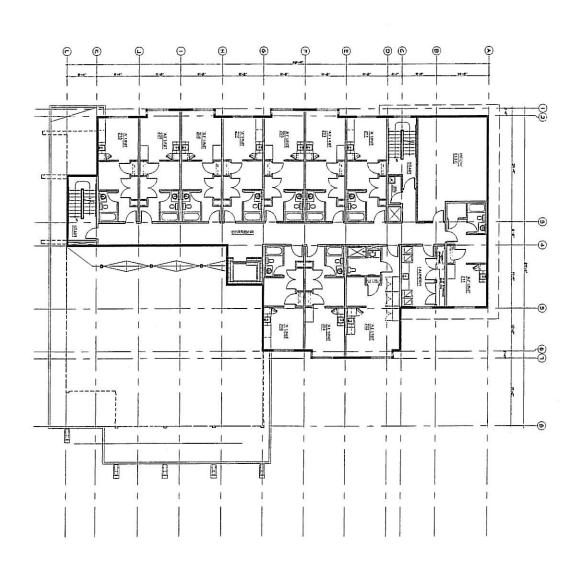




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PHILIP MACDONALD

ARCHITECT KELOWNA BC



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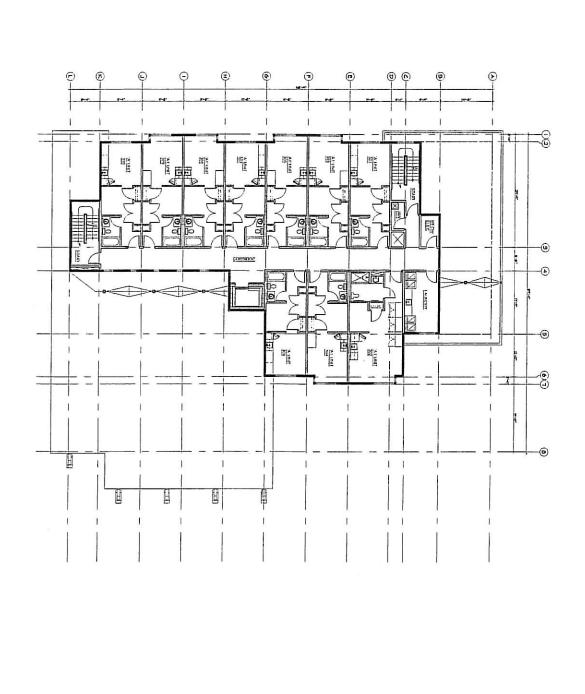
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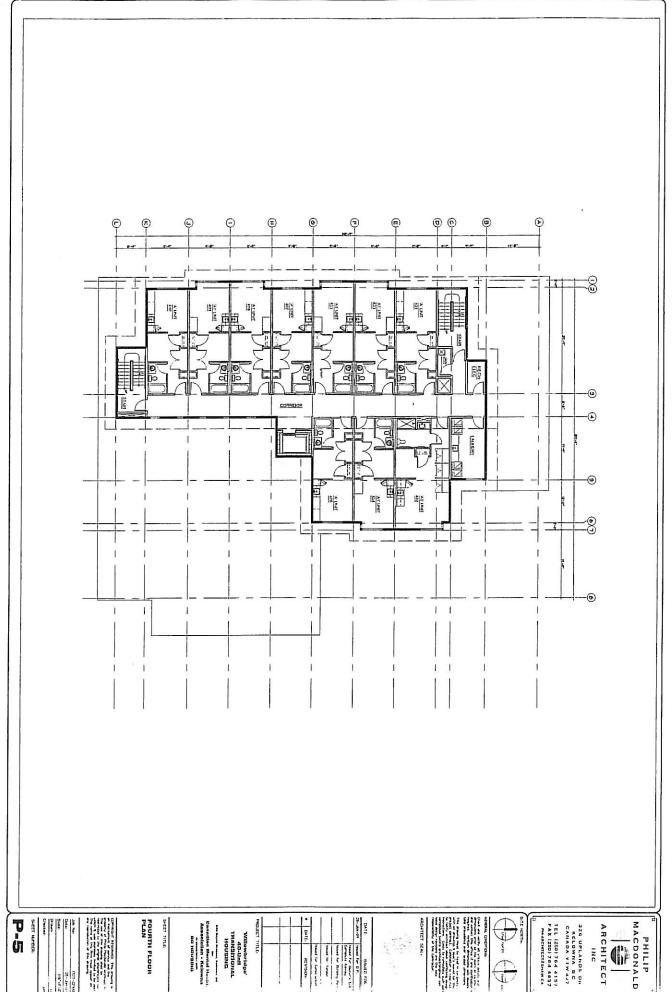
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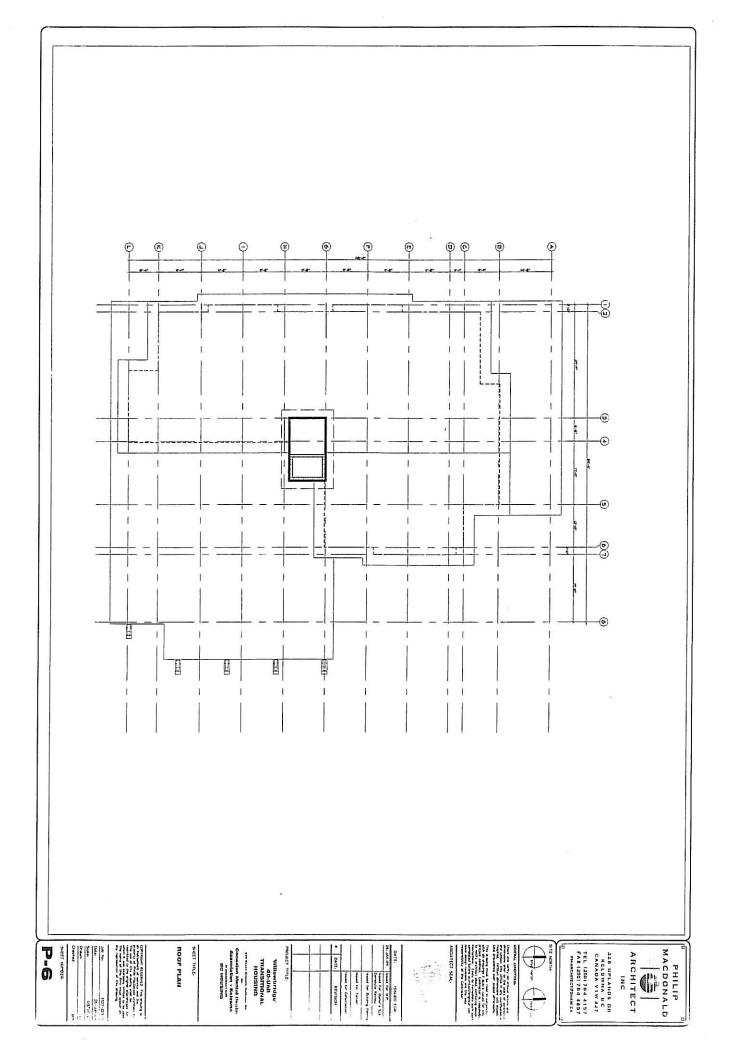


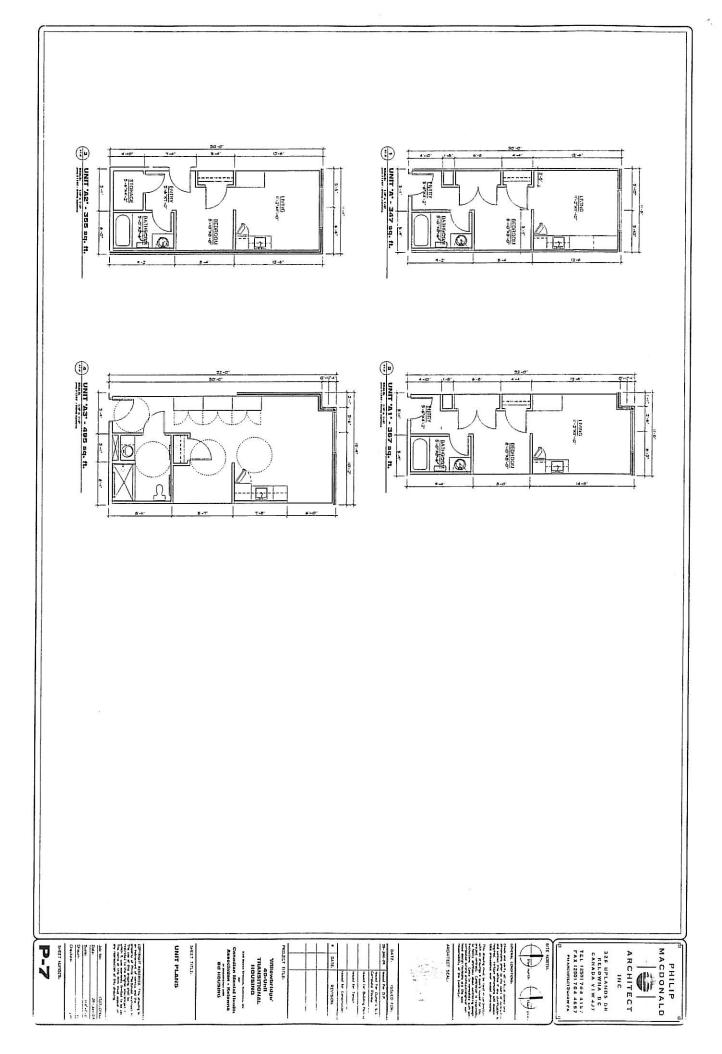


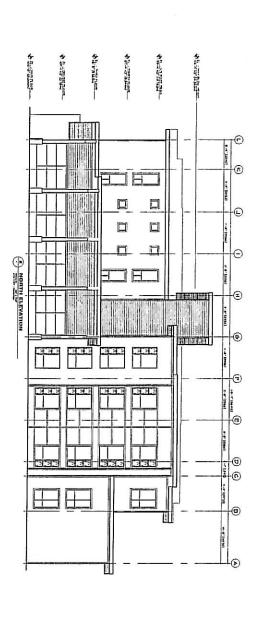


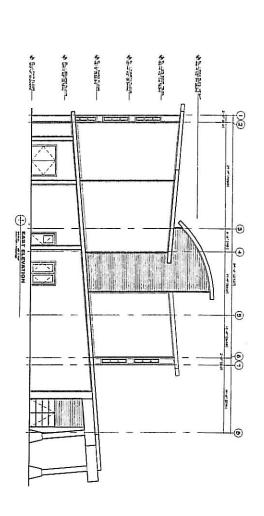


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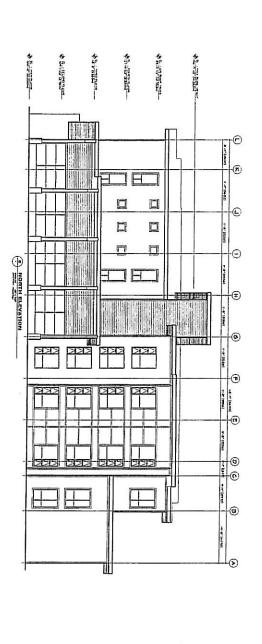


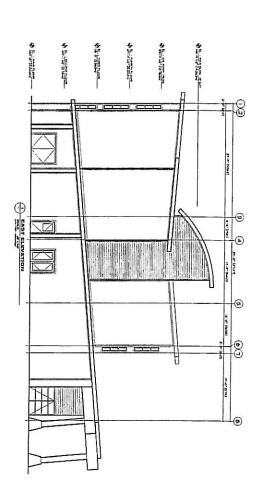


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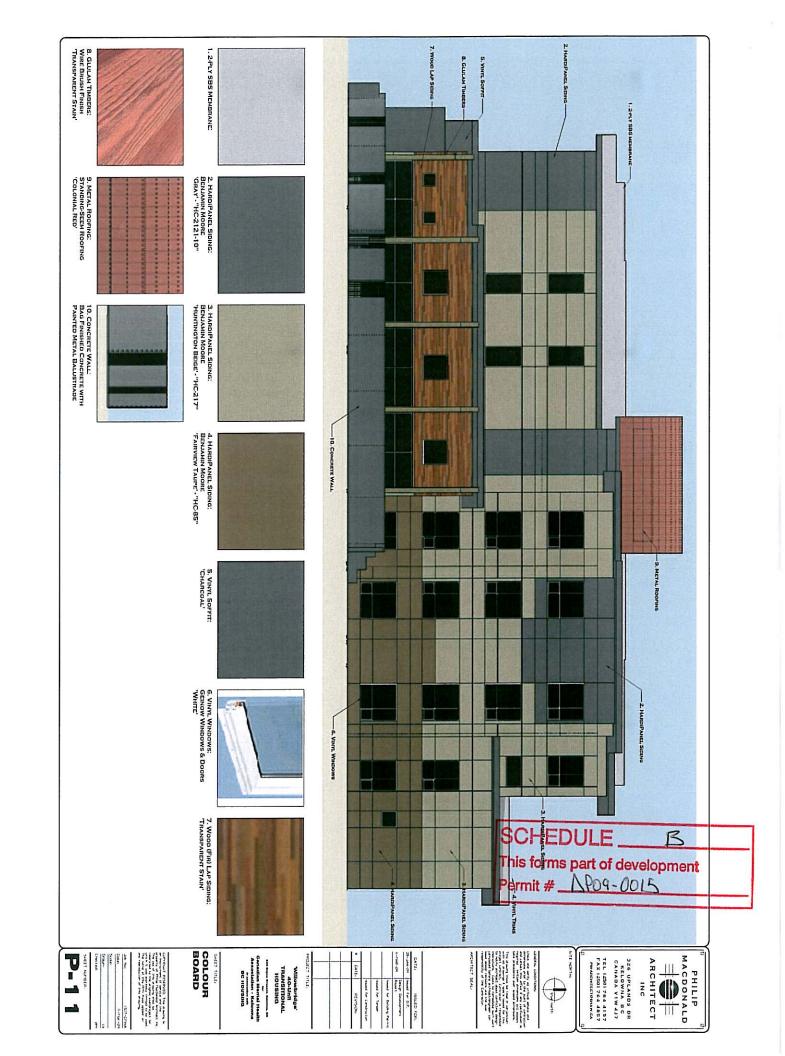
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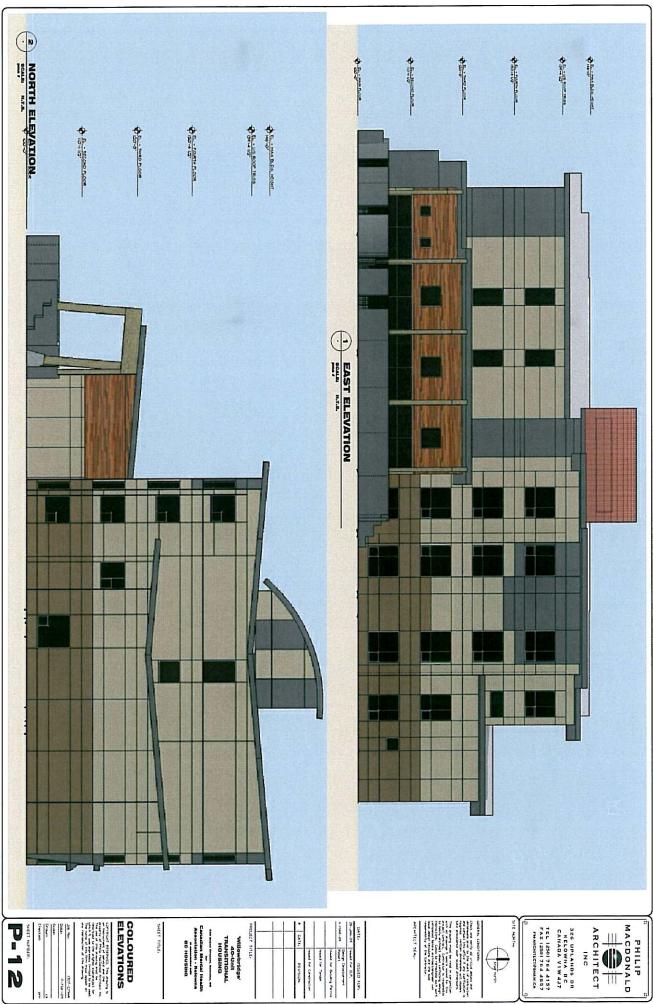
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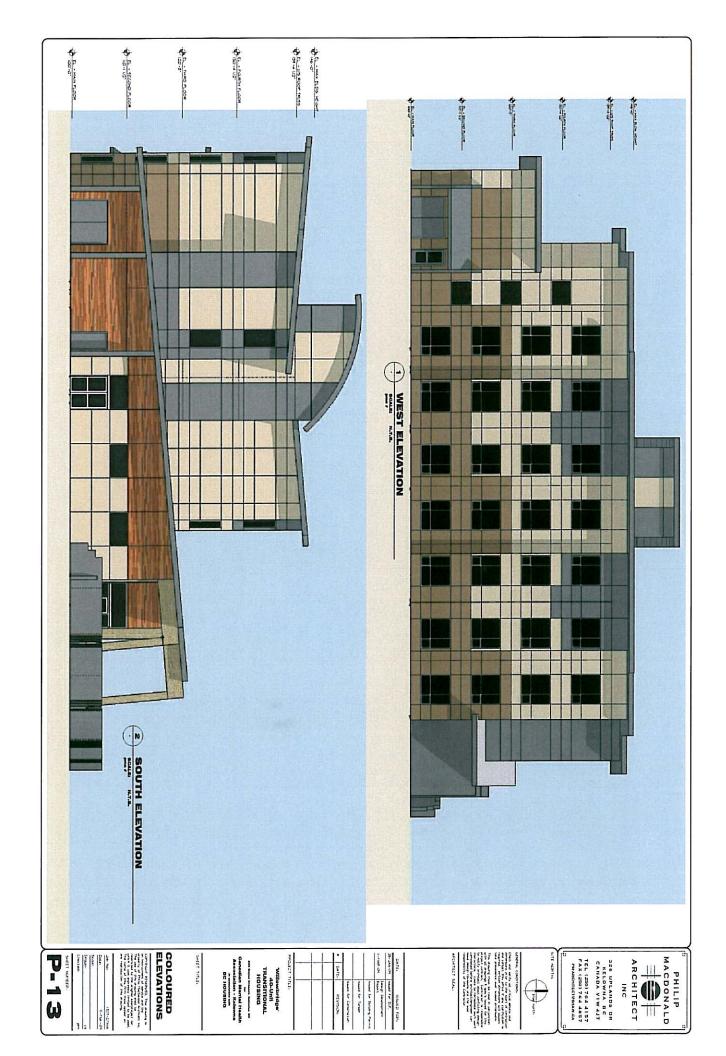
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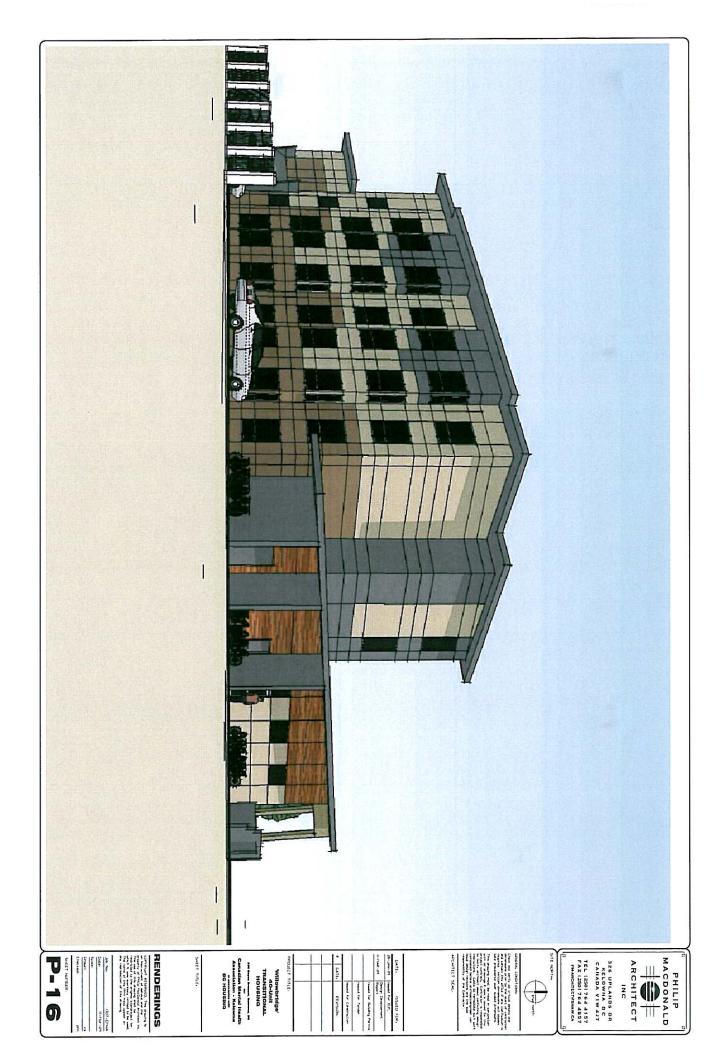




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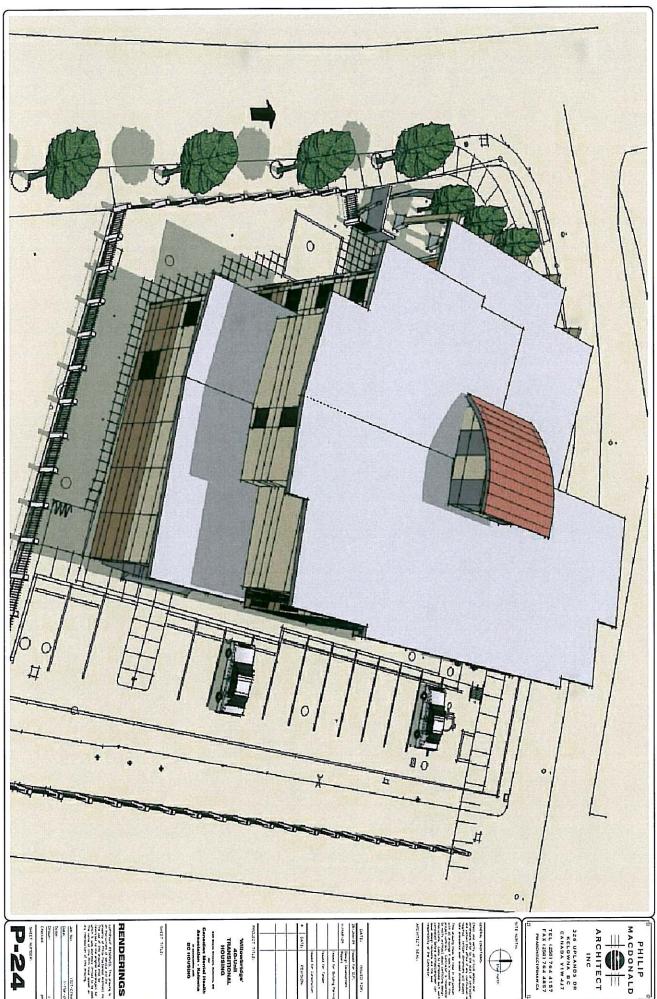
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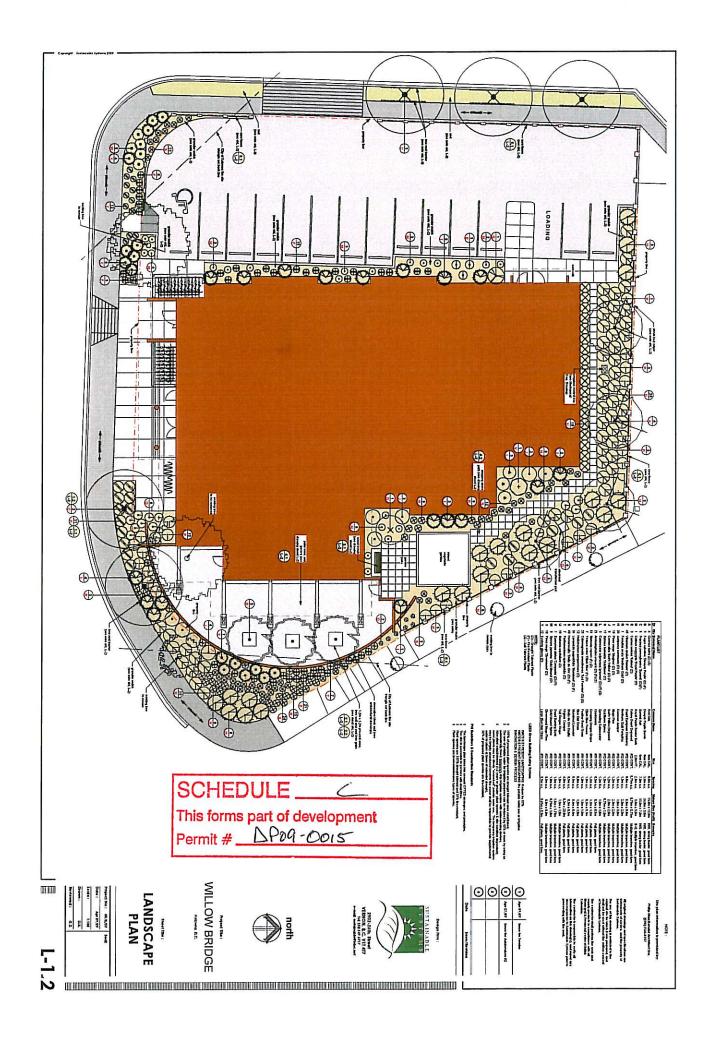
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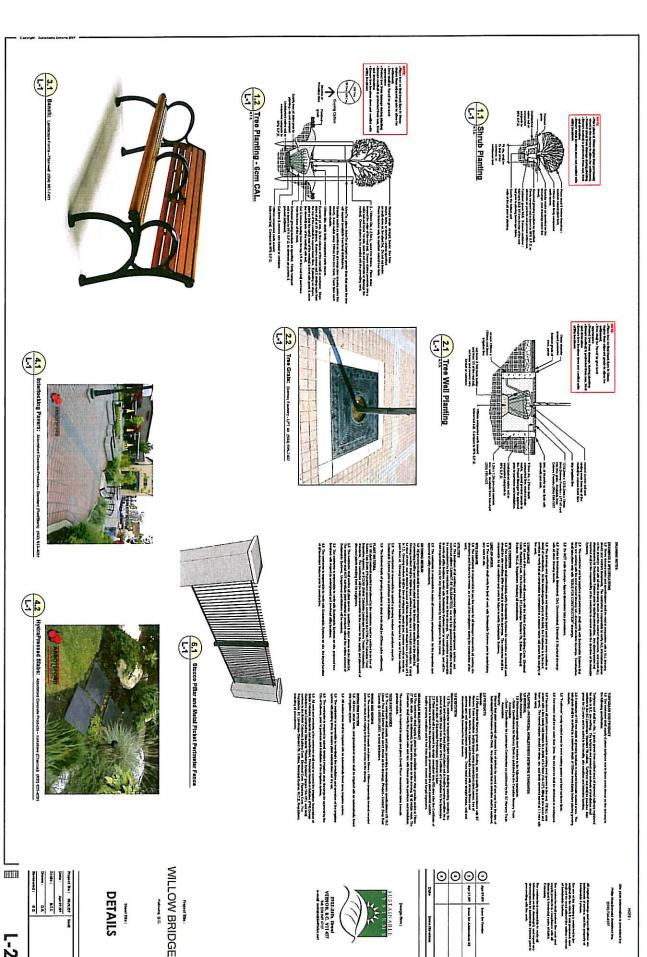


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# CITY OF KELOWNA

# MEMORANDUM

Date:

March 31, 2009

File No.:

DP09-0015

To:

Land Use Management Department (AW)

From:

**Development Engineering Manager** 

Subject:

Proposed 40 Unit Transitional Housing 330 Boyce Cres. Pandosy St, Water St

Development Engineering has the following comments and requirements associated with this application. The road and utility upgrading requirements outlined in this report will be a requirement of this development.

The Development Engineering Technologist for this project is John Filipenko. AScT

# 1. Domestic Water and Fire Protection

- (a) The existing lots are serviced with small diameter copper water services. The developer's consulting mechanical engineer will determine the domestic and fire protection requirements of this proposed development and establish hydrant requirements and service needs.
- (b) Only one service will be permitted for this development. The applicant, at his cost, will arrange for the decommissioning of all existing small diameters services and the installation of one new larger metered water service.
- (c) The estimated cost of this construction for bonding purposes is \$9,000.00
- (d) A water meter is mandatory for this development and must be installed inside the building on the water service inlet as required by the City Plumbing Regulation and Water Regulation bylaws. The developer or building contractor must purchase the meter from the City at the time of application for a building permit from the Inspection Services Department, and prepare the meter setter at his cost. Boulevard landscaping, complete with underground irrigation system, must be integrated with the on-site irrigation system.

# 2. Sanitary Sewer

- (a) The developer's consulting mechanical engineer will determine the development requirements of this proposed development and establish the service needs.
- (b) The site was pre-serviced with a 150mm diameter service that will be utilized for the proposed development. The applicant, at his cost, will arrange for the installation of an inspection chamber at the new property line as well the capping all existing unused services at the main. Only one service will be permitted for this development. The estimated cost for construction for bonding purposes is \$2,000.00

#### 3. Storm Drainage

- The developer must engage a consulting civil engineer to provide a storm water (a) management plan for the site, which meets the requirements of the City Storm Water Management Policy and Design Manual. The storm water management plan must also include provision of lot grading plan, minimum basement elevation (MBE), if applicable, and provision of a storm drainage service for the development and /or recommendations for onsite drainage containment and disposal systems. The on-site drainage system may be connected to an existing drainage system with an overflow service.
- (b) Provide a lot-grading plan.

#### 4. Road Improvements

- Boyce Crescent: frontage must be upgraded to an urban standard (SS-R3) along (a) the full frontage of this proposed development, modified to including a barrier curb and gutter, 2.4m separate sidewalk, storm drainage system including a sideinlet basin, 8.5 meters of pavement width. Also required is a landscaped boulevard complete with underground irrigation system, street lighting and relocation or adjustment of utility appurtenances if required to accommodate the upgrading construction.
  - The estimated cost of this construction for bonding purposes is \$31,000.00
- (b) Water Street: The change in road classification (proposed 15.0m R.O.W.) will make it necessary to remove the existing sidewalk and to construct, to a modified urban standard (SS-R4), a barrier curb and gutter, separate sidewalk, driveway crossing, storm drainage facilities, and fillet pavement. Also required is a landscaped boulevard complete with underground irrigation system, street lighting and re-location or adjustment of utility appurtenances if required to accommodate the upgrading construction. The estimated cost for this construction for bonding purposes is \$37,000.00.

#### 5. Road Dedication and Subdivision Requirements

By registered plan to provide the following:

- (a) Dedicate an additional road allowance widening along the full frontage of Boyce Crescent to achieve a right-of-way width of 18.0 meters.
- (b) A reduction to the Water Street right-of-way width from the existing 20.0m to the proposed 15.0m will require a 5.0m wide road closure.
- (c) Road closure of the existing lane.
- (d) Provide corner rounding dedication of 6 m radius at the corner of Water Street and Boyce Crescent.
- (e) Provide all necessary Statutory Rights-of-Way for any utility corridors required, including those on proposed or existing City Lands.
- (f) Lot consolidation.
- (g) If any road dedication or closure affects lands encumbered by a Utility (such as Gas, Hydro, etc.) please obtain the approval of the utility. Any works required by the utility as a consequence of the road dedication or closure must be incorporated in the construction drawings submitted to the City's Development Manager.

# 6. Electric Power and Telecommunication Services

The electrical and telecommunication services to this building must be installed in an underground duct system, and the building must be connected by an underground service. It is the developer's responsibility to make a servicing application with the respective electric power, telephone and cable transmission companies to arrange for these services, which would be at the applicant's cost.

# 7. Engineering

Road and utility construction design, construction supervision, and quality control supervision of all off-site and site services including on-site ground recharge drainage collection and disposal systems, must be performed by an approved consulting civil engineer. Designs must be submitted to the City Engineering Department for review and marked "issued for construction" by the City Engineer before construction may begin.

### 8. Geotechnical Report

As a requirement of this application and building permit approval the applicant must provide a comprehensive geotechnical report prepared by a Professional Engineer qualified in the field of hydro-geotechnical survey to address the following:

- (a) Area ground water characteristics, including water sources on the site.
- (b) Site suitability for development; i.e. unstable soils, foundation requirements etc.
- (c) Drill and/or excavate test holes on the site and install pisometers if necessary. Log test hole data to identify soil characteristics, identify areas of fill if any. Identify unacceptable fill material, analyse soil sulphate content, identify unsuitable underlying soils such as peat, etc. and make recommendations for remediation if necessary.
- (d) List extraordinary requirements that may be required to accommodate construction of roads and underground utilities as well as building foundation designs.
- (e) Additional geotechnical survey may be necessary for building foundations, etc.

### 9. Survey Monuments and Iron Pins

If any legal survey monuments or property iron pins are removed or disturbed during construction, the developer will be invoiced a flat sum of \$1,200.00 per incident to cover the cost of replacement and legal registration. Security bonding will not be released until restitution is made.

# 10. Bonding and Levy Summary

# (a) Bonding

Water Street frontage improvements
Boyce Crescent frontage improvements
Service Upgrades

\$ 37,000.00 \$ 31,000.00 \$ 11,000.00

#### **Total Bonding**

\$ 79,000.00

NOTE: The bonding amounts shown above are comprised of estimated construction costs escalated by 140% to include engineering design and contingency protection and are provided for information purposes only. The owner should engage a consulting civil engineer to provide detailed designs and obtain actual tendered construction costs if he wishes to do so. Bonding for required off-site construction must be provided and may be in the form of cash or an irrevocable letter of credit, in an approved format.

The owner must also enter into a servicing agreement in a form provided by the City.

# Site Related Issues

- (a) Direct vehicular access onto Pandosy Street will not be permitted.
- (b) Provide access to the proposed parking area from the Water Street frontage.

# 12. Administration Charge

An administration charge will be assessed for processing of this application, review and approval of engineering designs and construction inspection. The administration charge is calculated as (3% of Total Off-Site Construction Cost plus GST) in the amount of \$1,911.00 (\$1,820.00 + 91.00 GST)