

CITY OF KELOWNA

AGENDA

****REVISED****

(June 11/09)

PUBLIC HEARING

JUNE 16, 2009 – COUNCIL CHAMBER

CITY HALL – 1435 WATER STREET

6:00 P.M.

CHAIRMAN WILL CALL THE HEARING TO ORDER:

1. (a) **The purpose of this Hearing is to consider certain bylaws which, if adopted, shall amend *Kelowna 2020 - Official Community Plan* Bylaw No. 7600 and Zoning Bylaw No. 8000.**
 - (b) All persons who believe that their interest in property is affected by the proposed bylaws shall be afforded a reasonable opportunity to be heard or to present written submissions respecting matters contained in the bylaws that are the subject of this hearing.
 - (c) All information, correspondence, petitions or reports that have been received concerning the subject bylaws have been made available to the public. The correspondence and petitions received after May 29, 2009 (date of notification) are available for inspection during the course of this hearing and are located on the information table in the foyer of the Council Chamber.
 - (d) Council debate on the proposed bylaws is scheduled to take place during the Regular Council meeting after the conclusion of this Hearing. It should be noted, however, that for some items a final decision may not be able to be reached tonight.
 - (e) It must be emphasized that Council will not receive any representation from the applicant or members of the public after conclusion of this Public Hearing.
2. **The City Clerk will provide information as to how the meeting was publicized.**

3. INDIVIDUAL BYLAW SUBMISSIONS:

****NOTE: ITEM 3.1 ON THE PUBLIC HEARING AGENDA WILL NOT BE CONSIDERED BY COUNCIL. COUNCIL WILL BE ASKED TO DEFER ITEM 3.1 TO THE JUNE 30, 2009 PUBLIC HEARING.**

Item 3.1

BYLAW NO. 10198 (OCP09-0001) **LOCATION:** 245 Briarwood Road

BYLAW NO. 10199 (Z09-0007)

Legal Description:

Lot B, Section 26, Township 26, ODYD, Plan 20270

Owner/Applicant:

0720229 BC Ltd / (Troika Developments Inc.)

Requested Zoning Change:

From the RM3 – Low Density Multiple Housing zone to the RM5 – Medium Density Multiple Housing zone

Official Community Plan Amendment:

To amend the OCP by changing the Future Land Use designation from the “Multiple Unit Residential (Low Density)” designation to the “Multiple Unit Residential (Medium Density)” designation.

Purpose:

The applicant is proposing to amend the OCP and rezone the subject property in order to allow for a 67 unit rental apartment project.

Item 3.2

BYLAW NO. 10202 (OCP09-0007) and **LOCATION:** 311 Harvey Avenue

Temporary Use Permit No. TUP09-0001

Legal Description:

Lot B, District Lot 139, ODYD, Plan 33086, Except Plan KAP83092

Owner/Applicant:

City of Kelowna

Official Community Plan Amendment:

To amend the OCP to allow a temporary use permit to be applied to the subject property that is currently designated “Commercial”.

Purpose:

The applicant is proposing to amend the OCP and obtain a temporary industrial use permit to allow “Contractor Services, General” on the subject property.

4. PROCEDURE ON EACH BYLAW SUBMISSION:

- (a) Brief description of the application by City Staff (Land Use Management).
- (b) The Chairman will request that the City Clerk indicate all information, correspondence, petitions or reports received for the record.
- (c) The applicant is requested to make representation to Council regarding the project and is encouraged to limit their presentation to 15 minutes.
- (d) The Chairman will call for representation from the public in attendance.
- (i) **The microphone at the podium has been provided for any person(s) wishing to make representation to the meeting.**

- (ii) **The Chair will recognize ONLY speakers at podium.**
- (iii) Speakers are encouraged to limit their remarks to 5 minutes. However, if they have additional information they may address Council again after all other members of the public have been heard a first time.
- (e) Once the public has had an opportunity to comment, the applicant is given an opportunity to respond to any questions raised. The applicant is requested to keep the response to a total of 10 minutes maximum.
- (f) **Questions of staff by members of Council must be asked before the Public Hearing is closed and not during debate of the bylaw at the Regular Meeting, unless for clarification.**
- (g) Final calls for representation (Ask three times). Unless Council directs that the public hearing on the bylaw in question be adjourned (held open), the chairman shall state to the gallery that the public hearing on that bylaw is closed.

Note: Any applicant or member of the public may use visual aids (eg. photographs, sketches, slideshows, etc.) to assist in their presentation or questions. The computer station and ELMO document camera at the public podium are available. Please ask staff for assistance prior to your item if required.

5. TERMINATION