

CITY OF KELOWNA

BYLAW NO. 10263

Amendment No. 6 to Heritage Procedures Bylaw No. 7776

A bylaw to amend the "Heritage Procedures Bylaw No. 7776".

The Municipal Council of the City of Kelowna in open meeting assembled, enacts as follows:

1. THAT City of Kelowna Heritage Procedures Bylaw No. 7776 be amended by adding to Section **9.0 KELOWNA HERITAGE REGISTER**, sub-section 9.2 Withholding of Approvals the following sub-sections (c) and (d):
 - "(c) The **Director of Land Use Management** may not withhold the issuance of a building permit for the demolition or alteration of a building included in the **Heritage Register** where the demolition or alteration is reasonably required to mitigate a hazard to public safety.
 - (d) The **Director of Land Use Management** must notify the applicant for a building permit withheld under this section by registered mail that the matter of the issuance of the building permit will be considered by **Council** at a regular meeting. The date, time and location of the meeting must be stated in the notice, unless the meeting date is within five days of the date on which the notice would be mailed in which case the notice must be given by personal service and not mailed. The applicant for the building permit being withheld shall be entitled to address **Council** when the matter is considered by **Council**."
3. This bylaw may be cited as "Bylaw No. 10263 being Amendment No. 6 to Heritage Procedures Bylaw No. 7776".
4. This bylaw shall come into full force and effect and be binding on all persons as and from the date of adoption.

Read a first, second and third time by the Municipal Council this 9th day of November, 2009.

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk