

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

TUESDAY, DECEMBER 14, 2010

6:00 P.M.

1. CALL TO ORDER

This meeting is open to the public and all representations to Council form part of the public record. A live audio feed is being broadcast and recorded by CastaNet.

2. Prayer will be offered by Councillor Stack.

3. CONFIRMATION OF MINUTES

Regular A.M. Meeting - November 29, 2010
Regular P.M. Meeting - November 29, 2010
Public Hearing - November 30, 2010
Regular Meeting - November 30, 2010
Regular A.M. Meeting - December 6, 2010
Regular P.M. Meeting - December 6, 2010

4. Councillor Hodge is requested to check the minutes of this meeting.

5. BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS)

5.1 [Bylaw No. 10450 \(Z10-0082\)](#) - Steven Lwowski (Kevin Lwowski) - 350 Moyer Road

To rezone the subject property from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone.

5.2 [Bylaw No. 10451 \(Z10-0075\)](#) - Watermark Developments Ltd. - 2960 Appaloosa Road

To rezone a portion of the subject property from the A1 - Agriculture 1 zone to the RU2s - Medium Lot Housing with Secondary Suite zone.

5.3 [Bylaw No. 10453 \(Z10-0088\)](#) - Edwina Flanagan and Gordon Kelly - 735 Hollywood Road South

To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.

- 5.4 [Bylaw No. 10455 \(Z10-0083\)](#) - Denys and Iryna Storozhuk - 1195 Rio Drive South
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.
- 5.5 [Bylaw No. 10456 \(OCP10-0011\)](#) - Various Owners and Addresses - OCP Mapping Housekeeping Amendments - Requires a majority of all Members of Council (5)
To change the future land use designation of: (a) Lots 27 - 33, Plan KAP82069 from the "Major Park/Open Space" designation to the "Single/Two Unit Residential" designation, (b) parts of Lots 10, 11 & 14, Plan KAP84694 and Lots 12 & 13, Plan KAP84694 from the "Major Park/Open Space" designation to the "Single/Two Unit Residential" designation, (c) Lot 27, Plan KAP84694 from the "Single/Two Unit Residential" designation to the "Major Park/Open Space" designation, (d) part of Lot A, Plan KAP68646 from the "Single/Two Unit Residential" designation to the "Major Park/Open Space" designation, (e) part of Lot 3, Plan KAP84653 from the "Industrial" designation to the "Major Park/Open Space" designation, (f) Strata Lot 1, Strata Plan KAS2898 from the "Single/Two Unit Residential" designation to the "Multiple Unit Residential (Low Density)" designation, and (g) Lot 1, Plan KAP56656 from the "Single/Two Unit Residential" designation to the "Major Park/Open Space" designation.
- 5.6 [Bylaw No. 10457 \(Z10-0058\)](#) - Various Owners and Addresses - Rezoning Housekeeping Amendments
To rezone Lots 27 - 33, Plan KAP82069 from the P3 - Parks and Open Space zone to the RU1h - Large Lot Housing (Hillside Area) zone; To rezone parts of Lots 10, 11 & 14, Plan KAP84694 and Lots 12 & 13, Plan KAP84694 from the P3 - Parks and Open Space zone to the RU1h - Large Lot Housing (Hillside Area) zone; To rezone Lot 27, Plan KAP84694 from the RU1h - Large Lot Housing (Hillside Area) zone to the P3 - Parks and Open Space zone; To rezone part of Lot A, Plan KAP68646 from the RU1h - Large Lot Housing (Hillside Area) zone to the P3 - Parks and Open Space zone; To rezone Lot 3, Plan KAP84653 from the I2 - General Industrial zone to the P3 - Parks and Open Space zone; To rezone Strata Lot 1, Strata Plan KAS2898 from the RU6 - Two Dwelling Housing zone to the RM1 - Four Dwelling Housing zone; To rezone part of Lot 27, Plan KAP81891 from the RU1hs - Large Lot Housing (Hillside Area) with Secondary Suite zone to the RU1h - Large Lot Housing (Hillside Area) zone; To rezone part of Lot A, Plan KAP90062 from the C4lp - Urban Centre Commercial (Liquor Primary) zone and the C2 - Neighbourhood Commercial zones to the C4 - Urban Centre Commercial zone.

(BYLAWS PRESENTED FOR SECOND AND THIRD READINGS AND ADOPTION)

- 5.7 [Bylaw No. 10454 \(Z10-0081\)](#) - Bruce Saunders - 964 Campus Court
To rezone the subject property from the RU2 - Medium Lot Housing zone to the RU2s - Medium Lot Housing with Secondary Suite zone.

6. DEVELOPMENT PERMIT AND DEVELOPMENT VARIANCE PERMIT REPORTS

- 6.1 Land Use Management Department, dated November 18, 2010 re: [Development Variance Permit Application No. DVP10-0156 - Jeff and Tanis Michaud \(Rykon Construction Management\) - 950 Manhattan Drive](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to (a) vary the front yard setback of an accessory building from 12.0m required to 6.0m proposed; and (b) vary the requirement that a dwelling be located between a front yard and an accessory building.
- 6.2 (a) **BYLAW PRESENTED FOR ADOPTION**
[Bylaw No. 10345 \(Z10-0012\)](#) - Alfred and Gabriele Geismayr (Fred Geismayr) - 2085 Inkar Road
To rezone the subject property from the RU2s - Medium Lot Housing with Secondary Suite zone to the RU6 - Two Dwelling Housing zone.
- (b) Land Use Management Department, dated November 15, 2010 re: [Development Variance Permit Application No. DVP10-0028 - Alfred and Gabriele Geismayr \(Fred Geismayr\) - 2085 Inkar Road](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to vary the rear yard setback from 6.0m required to 3.02m proposed.
- 6.3 Land Use Management Department, dated November 19, 2010 re: [Development Variance Permit Application No. DVP10-0146 - Bruno and Nancy Curatolo - 660 Thorneloe Road](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to vary the distance between an accessory building and the side lot line abutting a flanking street from 6.0m required to 1.0m proposed.
- 6.4 Land Use Management Department, dated November 15, 2010, re: [Development Variance Permit Application No. DVP10-0078 - John Arnold \(Tyler Bollhorn\) - 4896 Lakeshore Road](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to vary the Okanagan Lake Panoramic Sight Line from 120° required to 84° proposed.

- 6.5 Land Use Management Department, dated November 17, 2010, re: [Development Variance Permit Application No. DVP10-0141 - Laura-Lee Haight and Dean Regnier - 4340 Turner Road](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Variance Permit to vary the lot coverage of an accessory building or structure from 90m² permitted to 130m² proposed.
- 6.6 (a) **BYLAW PRESENTED FOR ADOPTION**
- [Bylaw No. 10404 \(Z10-0051\)](#) - Kane #2 Resources Ltd. (Protech Consultants Ltd.) - 335 Gerstmar Road
To rezone the subject property from the RU1 - Large Lot Housing zone to the RM3 - Low Density Multiple Housing zone.
- (b) Land Use Management Department, dated November 5, 2010, re: [Development Permit Application No. DP10-0082 and Development Variance Permit Application No. DVP10-0075 - Kane #2 Resources Ltd. \(Protech Consultants Ltd.\) - 335 Gerstmar Road](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To authorize the issuance of a Development Permit for the form and character of a 13-unit townhome development; To authorize the issuance of a Development Variance Permit to vary the maximum site coverage from 50% permitted to 54% proposed.
- 6.7 Land Use Management Department, Supplemental Report dated December 2, 2010, re: [Development Variance Permit Application No. DVP10-0129 - Bruce Saunders - 964 Campus Court](#) City Clerk to state for the record any correspondence received. Mayor to invite anyone in the public gallery who deems themselves affected by the required variance(s) to come forward.
To receive, for information, the Supplemental Report from the Land Use Management Department; To authorize the issuance of a Development Variance Permit to vary the maximum height allowed from 2.5 storeys permitted to 3 storeys proposed.

7. REMINDERS

8. TERMINATION