

REPORT TO COUNCIL



Date: May 18, 2012
To: City Manager
From: Land Use Management, Community Sustainability
Application: Z10-0091 (PMc) **Owner:** D & S Schulz Enterprises Ltd.
Address: 196 Cariboo Road **Applicant:** Siegfried Schulz
Subject: Rezoning Application
Existing Zone: RR3 - Rural Residential 3
Proposed Zone: RU6 - Two Dwelling Housing
RU1 - Large Lot Housing

1.0 Recommendation

THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Amending Bylaw No. 10513 Lot H, Section 4, Township 23, O.D.Y.D., Plan 20088, located on Cariboo Road, Kelowna, BC be extended from April 19, 2012 to October 19, 2012.

2.0 Purpose

The applicant is seeking to rezone the subject property from the existing RR3 - Rural Residential 3 zone to the proposed RU6 - Two Dwelling Housing and the RU1 - Large Lot Housing zones to facilitate subdivision into two lots. The larger of the two lots is proposed to be zoned RU6 - Two Dwelling Housing zone, while the smaller remainder lot is proposed to be zoned to the RU1 - Large Lot Housing zone (the location of the existing dwelling).

3.0 Land Use Management

The above noted development application was originally considered at a Public Hearing by Council on April 19, 2011.

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Section 2.12.1 of Procedure Bylaw No. 10540 states that:

In the event that an application made pursuant to this bylaw is one (1) year old or older and has been inactive for a period of six (6) months or greater:

- a) The application will be deemed to be abandoned and the applicant will be notified in writing that the file will be closed;
- b) Any bylaw that has not received final adoption will be of no force and effect;
- c) In the case of an amendment application, the City Clerk will place on the agenda of a meeting of Council a motion to rescind all readings of the bylaw associated with that Amendment application.

Section 2.12.2 of the Procedure Bylaw makes provision for Council to consider an extension to an amending bylaw for up to 6 months beyond the 12 months deadline.

By-Law No. 10513 received second and third readings on April 19, 2011, after the Public Hearing held on the same date. The applicant wishes to have this application remain open for an additional six months in order to secure the finances to meet site servicing requirements. This project remains unchanged and is the same in all respects as originally applied for.

The Land Use Management Department recommends Council consider the request for an extension favourably.

Report prepared by:

Paul McVey, Land Use Planner

Reviewed by:



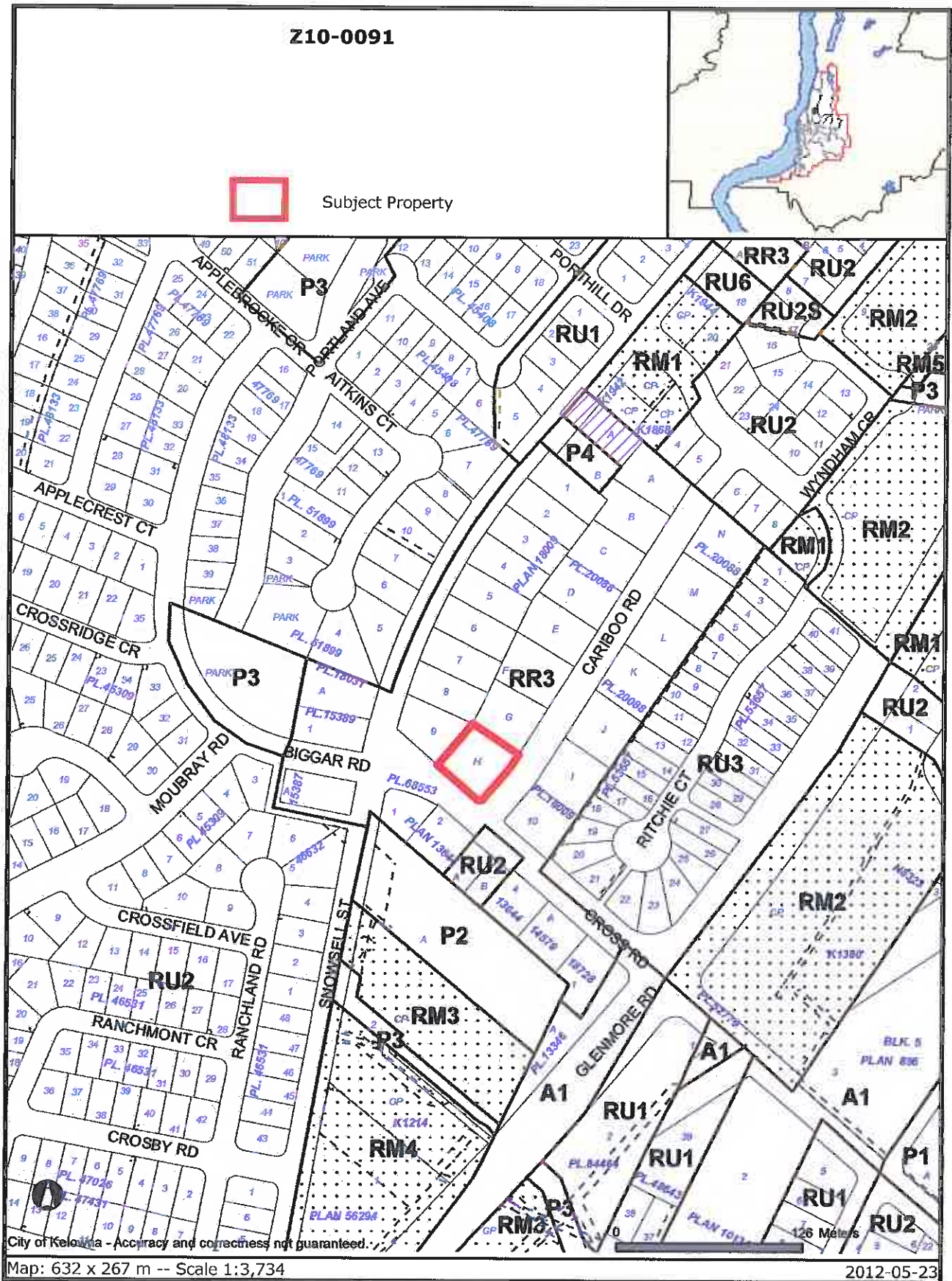
Danielle Noble, Manager, Urban Land Use Management

Approved for Inclusion:



Shelley Gambacort, Director, Land Use Management

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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.