

City of Kelowna Public Hearing AGENDA



Tuesday, July 27, 2021
6:00 pm
Council Chamber
City Hall, 1435 Water Street

1. **Due to COVID-19 a Public Hearing Agenda will also include Regular Meeting Items**
2. **Call to Order the Public Hearing - START TIME 6:00 PM - Boyd Rd 2840 - LUCT20-0010 Z20-0084 - Dennis Victor Miller and Kimberley Marie Miller**

The purpose of the Hearing is to hear from the public on matters contained in the various bylaws which, if adopted, will amend *Kelowna 2030* - Official Community Plan Bylaw No. 10500 and Zoning Bylaw No. 8000.

After the close of the Public Hearing, Council will then debate and vote on the proposed bylaws at the Regular Meeting that follows.

Council has been provided with the information, correspondence, petitions or reports that have been received concerning the subject bylaws. This information is available to the public online at Kelowna.ca/council or by request to the Office of the City Clerk.

For those participating this evening, or who have already submitted letters to Council, a reminder that this Hearing is open to the public and all representations to Council form part of the public record. A live audio-video feed is being broadcast and recorded on kelowna.ca.

This public hearing is being held both in person and electronically. In accordance with the most recent Provincial Health Officer Order regarding gatherings and events, a maximum of 67 members of the public is permitted to attend Council meetings in person. Members of the public must remain seated unless invited to address Council and must return to their same seats.

Following the close of the Public Hearing, no further information from the applicant or members of the public will be accepted by Council.

Thank-you for your cooperation.

3. **Individual Bylaw Submissions**
 - 3.1. **START TIME 6:00 PM - Boyd Rd 2840 - LUCT20-0010 (BL12219) Z20-0084 (BL12221) - Dennis Victor Miller and Kimberley Marie Miller**

To consider an early termination of the Land Use Contract (LUC76-1112) and to rezone the subject

property from the A1 – Agriculture 1 zone to RU1 – Large Lot Housing zone.

4. Termination

5. Call to Order the Regular Meeting

6. Bylaws Considered at Public Hearing

6.1. START TIME 6:00 PM - Boyd Rd 2840 - BL12219 (LUCT20-0010) - Dennis Victor Miller and Kimberley Marie Miller

To give Bylaw No. 12219 second and third reading and be adopted in order to proceed with the early termination of Land Use Contract LUC76-1112.

6.2. START TIME 6:00 PM - Boyd Rd 2840 - BL12221 (Z20-0084) - Dennis Victor Miller and Kimberley Marie Miller

To give Bylaw No. 12221 second and third reading and be adopted in order to rezone the subject property from the A1 - Agriculture 1 zone to the RU1 - Large Lot Housing zone.

7. Termination

8. Call to Order the Public Hearing - START TIME 6:00 PM - Bernard Ave 520-526 - TA21-0008 Z21-0024 - GBD Holdings Inc., Inc.No. BC0941235

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Following the close of the Public Hearing, no further information from the applicant or members of the public will be accepted by Council.

Thank-you for your cooperation.

9. Individual Bylaw Submissions

- 9.1. **START TIME 6:00 PM - Bernard Ave 520-526 - TA21-0008 (BL12247) Z21-0024 (BL12248) - GBD Holdings Inc., Inc.No. BC0941235**

The Mayor to invite the Applicant, or Applicant's Representative, to participate online.

To consider a staff recommendation to NOT support a site-specific text amendment to allow for a retail cannabis sales establishment within 500 metres of other establishments and within 150 metres of Kasugai Gardens and NOT support an application to rezone the subject property from the C7 – Central Business Commercial zone to the C7rcs – Central Business Commercial (Retail Cannabis Sales) zone.

10. Termination

11. Call to Order the Regular Meeting

12. Bylaws Considered at Public Hearing

- 12.1. **START TIME 6:00 PM - Bernard Ave 520-526 - BL12247 (TA21-0008) - GBD Holdings Inc., Inc. No. BC0941235**

To give Bylaw No. 12247 second and third reading to allow for a retail cannabis sales establishment within 500m of other approved retail cannabis establishments and within 150m of Kasugai Gardens.

- 12.2. **START TIME 6:00 PM - Bernard Ave 520-526 - BL12248 (Z21-0024) - GBD Holdings Inc., Inc. No. BC0941235**

To give Bylaw No. 12248 second and third reading in order to rezone the subject property from the C7 - Central Business Commercial zone to the C7rcs - Central Business Commercial (Retail Cannabis Sales) zone.

13. Termination

14. Call to Order the Public Hearing - START TIME 6:30 PM Bernard Ave 266 - TA21-0012 Z21-0039 - Macarther Ventures Inc., Inc.No. BC0684166

The purpose of the Hearing is to hear from the public on matters contained in the various bylaws which, if adopted, will amend *Kelowna 2030* - Official Community Plan Bylaw No. 10500 and Zoning Bylaw No. 8000.

After the close of the Public Hearing, Council will then debate and vote on the proposed bylaws at the Regular Meeting that follows.

Council has been provided with the information, correspondence, petitions or reports that have been received concerning the subject bylaws. This information is available to the public online at Kelowna.ca/council or by request to the Office of the City Clerk.

For those participating this evening, or who have already submitted letters to Council, a reminder that this Hearing is open to the public and all representations to Council form part of the public record. A live audio-video feed is being broadcast and recorded on kelowna.ca.

This public hearing is being held both in person and electronically. In accordance with the most recent Provincial Health Officer Order regarding gatherings and events, a maximum of 67 members of the public is permitted to attend Council meetings in person. Members of the public must remain seated unless invited to address Council and must return to their same seats.

Following the close of the Public Hearing, no further information from the applicant or members of the public will be accepted by Council.

Thank-you for your cooperation.

15. Individual Bylaw Submissions

15.1. START TIME 6:30 PM - Bernard Ave 266 - TA21-0012 Z21-0039 - Macarther Ventures Inc., Inc.No. BCo684166

The Mayor to invite the Applicant, or Applicant's Representative, to participate online.

To consider a staff recommendation to NOT support a site-specific text amendment to allow for a retail cannabis sales establishment within 500 metres of other establishments and within 150 metres of City Park and 150 metres of Stuart Park and NOT support an application to rezone the subject property from the C7 – Central Business Commercial zone to the C7rcs – Central Business Commercial (Retail Cannabis Sales) zone.

16. Termination

17. Call to Order the Regular Meeting

18. Bylaws Considered at Public Hearing

18.1. START TIME 6:30 PM - Bernard Ave 266 - BL12249 (TA21-0012) - Macarther Ventures Inc.,Inc.No.BCo684166

To give Bylaw No. 12249 second and third reading to allow for a retail cannabis sales establishment within 500m of other approved retail cannabis establishments and within 150m of City Park and Stuart Park.

18.2. START TIME 6:30 PM - Bernard Ave 266 - BL12250 (Z21-0039) - Macarther Ventures Inc.,Inc.No.BCo684166

To give Bylaw No. 12250 second and third reading in order to rezone the subject property from the C7 - Central Business Commercial zone to the C7rcs - Central Business Commercial (Retail Cannabis Sales) zone.

19. Termination

20. Procedure on each Bylaw Submission

- (a) Brief description of the application by City Staff (Development Planning).
- (b) The applicant has up to 15 minutes to make representation to Council regarding the project.

- (c) The Chair will call for representation from the public participating in person or online as follows:
- (i) The Chair determines the speaking order.
 - (ii) Any person wishing to make representation during the Hearing will have the opportunity to do so.
 - (iii) Speakers have up to 5 minutes to share their remarks.
- (d) Final calls for representation (ask three times). Unless Council directs that the Public Hearing on the bylaw in question be held open, the Chair shall state to participants that the Public Hearing on the Bylaw is closed.
- (e) Once the public has had an opportunity to comment, the applicant is given up to 10 minutes to respond to any questions raised.
- (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.

Note: Any applicant or member of the public may use electronic visual aids to assist in their presentation or questions. If participating online, the participant must be able to share their screen to display the item.