## **CITY OF KELOWNA**

### MEMORANDUM

Date: August 16, 2018

**File No.:** DVP18-0171

To: Community Planning (TH)

From: Development Engineer Manager (JK)

Subject: 4627 Darin Place



The Development Engineering comments and requirements regarding this DVP application are as follows:

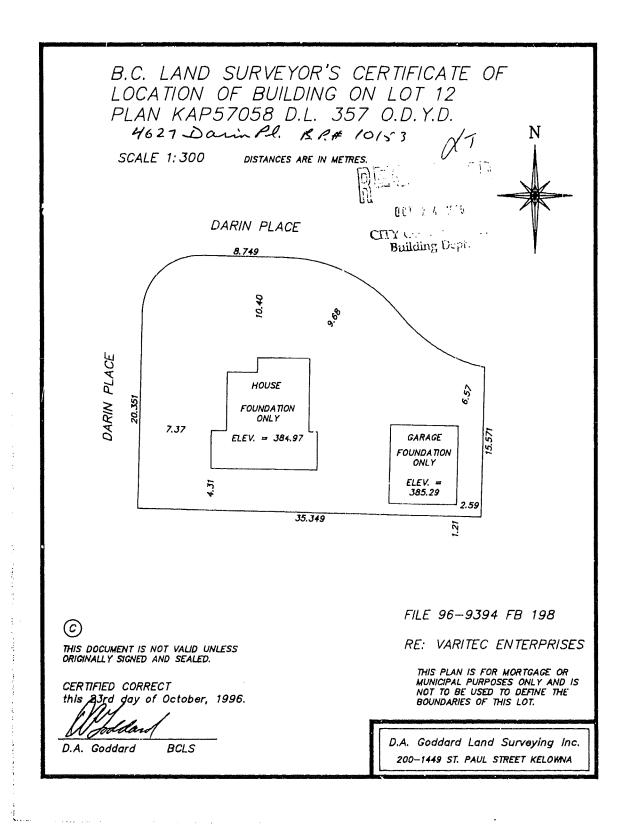
The request for a variance to allow existing accessory structure 1.2m from the side yard does not compromise any municipal services.

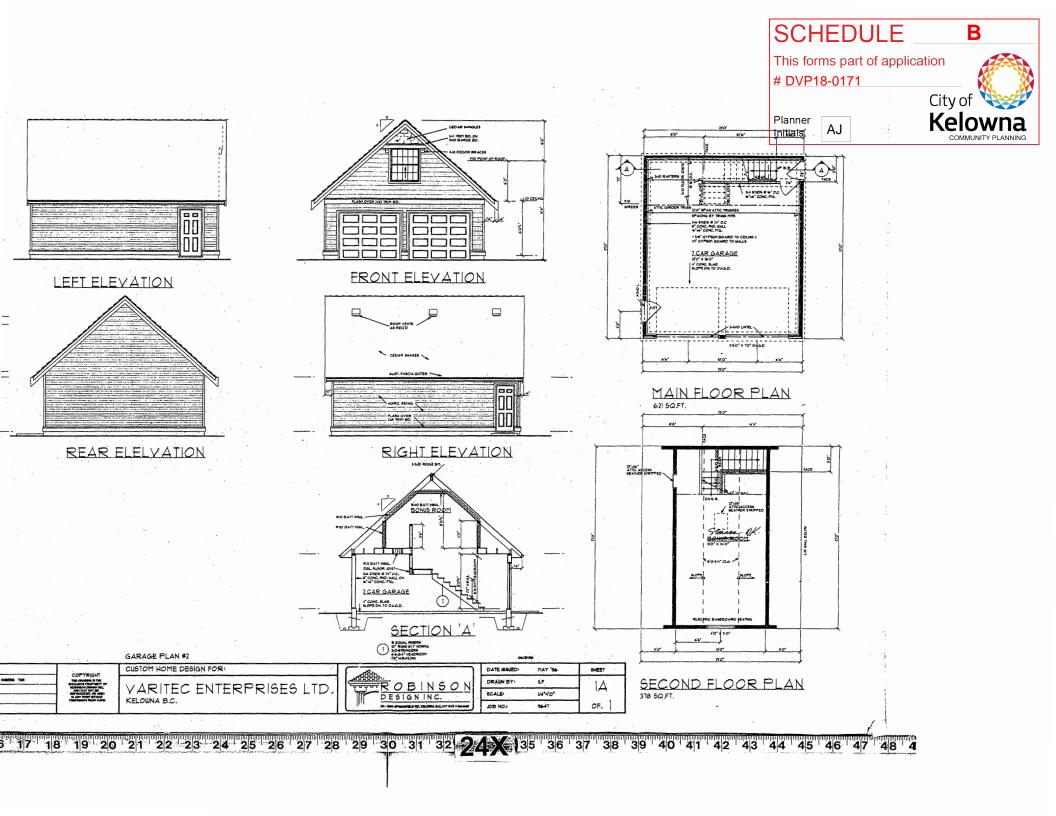
ames Kay

James Kay, P. Eng. Development Engineering Manager

JA









This permit relates to land in the City of Kelowna municipally known as

### 4627 Darin Place

and legally known as

### Lot 12 District Lot 357 Osoyoos Division Yale District Plan KAP 57058

and permits the land to be used for the following development:

#### Large Lot Residential with Carriage House

with variances to the following sections of Zoning Bylaw No. 8000 in general accordance with Schedule "A":

### Section 9.5b.1 (i): Carriage House Development Regulations

To vary the required minimum side yard from 1.5m permitted to 1.2m proposed.

The present owner and any subsequent owner of the above described land must comply with any attached terms and conditions.

Date of Council Decision:

Decision By: Council

### This permit will not be valid if development has not commenced by

Existing Zone: RU1C Future Land Use Designation: S2RES

# This is NOT a Building Permit.

In addition to your Development Permit, a Building Permit may be required prior to any work commencing. For further information, contact the City of Kelowna, Development Services Branch.

## NOTICE

This permit does not relieve the owner or the owner's authorized agent from full compliance with the requirements of any federal, provincial or other municipal legislation, or the terms and conditions of any easement, covenant, building scheme or agreement affecting the building or land.

Owner: Calvin Keith Meldrum & Barbara Leanne Laupitz

Applicant: Barbara Laupitz

Ryan Smith Community Planning Department Manager Community Planning & Strategic Investments

Date

### 1. SCOPE OF APPROVAL

This Development Permit applies to and only to those lands within the Municipality as described above, and any and all buildings, structures and other development thereon.

This Development Permit is issued subject to compliance with all of the Bylaws of the Municipality applicable thereto, except as specifically varied or supplemented by this permit, noted in the Terms and Conditions below.

The issuance of a permit limits the permit holder to be in strict compliance with regulations of the Zoning Bylaw and all other Bylaws unless specific variances have been authorized by the Development Permit. No implied variances from bylaw provisions shall be granted by virtue of drawing notations that are inconsistent with bylaw provisions and that may not have been identified as required Variances by the applicant or Municipal staff.

### 2. CONDITIONS OF APPROVAL

- a) The dimensions and siting of the building to be constructed on the land be in accordance with Schedule "A";
- b) The exterior design and finish of the building to be constructed on the land be in accordance with Schedule "B";

This Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

### 3. PERFORMANCE SECURITY

N/A

### 4. INDEMNIFICATION

Upon commencement of the works authorized by this Permit the Developer covenants and agrees to save harmless and effectually indemnify the Municipality against:

a) All actions and proceedings, costs, damages, expenses, claims, and demands whatsoever and by whomsoever brought, by reason of the Municipality said Permit.

All costs, expenses, claims that may be incurred by the Municipality where the construction, engineering or other types of works as called for by the Permit results in damages to any property owned in whole or in part by the Municipality or which the Municipality by duty or custom is obliged, directly or indirectly in any way or to any degree, to construct, repair, or maintain.

The PERMIT HOLDER is the <u>CURRENT LAND OWNER</u>. Security shall <u>ONLY</u> be returned to the signatory of the Landscape Agreement or their designates.