

CITY OF KELOWNA

BYLAW NO. 11249

Amendment No. 4 to Development Applications Procedures Bylaw No. 10540

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts that the City of Kelowna Development Applications Procedures Bylaw No. 10540 be amended as follows:

1. THAT the pre-ambble be deleted that reads:

“A Bylaw to establish procedures for the processing of land development applications, including amendments to the Official Community Plan, to the Zoning Bylaw, or to a Land Use Contract; Additional Dwelling for Farm Employee Permits, or Permits under Part 26 of the *Local Government Act*; Agricultural Land Commission applications; and Phased Development Agreements.

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

And replaced with the following:

“WHEREAS under the provisions of the Local Government Act, the City of Kelowna, may establish a bylaw for determining procedures for processing land development applications, including amendments to the Official Community Plan, to the Zoning Bylaw, or Land Use Contracts; Additional Dwelling for Farm Employee Permits; Agricultural Land Commission applications; and Phased Development Agreements.

AND WHEREAS the Municipal Council of the City of Kelowna, in open meeting assembled, enacts as follows:”

2. AND THAT SECTION 1- INTRODUCTION, 1.4 Definitions be amended by:
 - a) Deleting from the definition ‘Development Permit’ the Section number “920” and replacing it with “489”;
 - b) Deleting from the definition ‘Development Variance Permit’ the Section number “922” and replacing it with “498”;
 - c) Deleting the name for “Director of Land Use Management” and replacing it with “Department Manager, Community Planning”;
 - d) Deleting all references throughout the bylaw of “Director of Land Use Management” and replacing it with “Department Manager, Community Planning” as required;
 - e) Deleting from the definition ‘Land Use Contract’ the Section number “930” and replacing it with “546”;
 - f) Deleting from the definition ‘Public Hearing’ the Section number “890” and replacing it with “515”;
 - g) Deleting from the definition ‘Phased Development Agreement’ the Section number “905.1” and replacing it with “464”; and

- h) Deleting from the definition 'Temporary Use Permit' the Section number "921" and replacing it with "493";
- 3. AND THAT SECTION 2- GENERAL POWERS, 2.3 DELEGATION OF AUTHORITY, 2.3.2 Development Approval Information be amended by deleting the Section "920.1" and replacing it with "484";
- 4. AND THAT SECTION 2- GENERAL POWERS, 2.3 DELEGATION OF AUTHORITY, 2.3.3 Performance Security be amended by:
 - i) Deleting the Section "920" and replacing it with "489"; and
 - ii) Deleting the Section "925" and replacing it with "502"
- 5. AND THAT SECTION 2- GENERAL POWERS, 2.3 DELEGATION OF AUTHORITY, 2.3.5 Development Permits be amended by:
 - i) Deleting the Section "920" and replacing it with "489"; and
 - ii) Deleting the Section "925" and replacing it with "502";
- 6. AND THAT SECTION 2- GENERAL POWERS, 2.11.2 PERMIT RENEWALS, EXTENSIONS AND LAPSE, 2.11.2 Permit Issuance and Lapse be amended by:
 - a) Deleting in sub-paragraph b) the Section "926" and replacing it with "504"; and
 - b) Deleting in sub-paragraph c) the Section "926" and replacing it with "504".
- 7. AND THAT SECTION 2- GENERAL POWERS, 2.13 RE-APPLICATION be amended by deleting the Section "895(3)" and replacing it with "460";
- 8. AND THAT SECTION 4 - PUBLIC NOTIFICATION & CONSULTATION, 4.2 PUBLIC NOTIFICATION, 4.2.1 Giving Notice be amended by:
 - a) sub-paragraph a) be amended by deleting the words "abutting and adjoining to the subject property" and replacing it with "within a 50m radius or a minimum of four (4) properties, whichever is greater";
 - b) sub-paragraph b) be amended by deleting "Sub-Section 4.1.1(a)" and replacing it with "Sub-Section 4.2.1 (a)";
- 9. This bylaw may be cited for all purposes as "Bylaw No. 11249, being Amendment No. 4 to Development Applications Procedures Bylaw No. 10540."
- 10. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first, second and third time by the Municipal Council this

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk