Development Permit & Development Variance Permit Planner DP20-0196 & DVP20-0197



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

1220-1230 Pacific Ave.

and legally known as

Parcel A (Being a Consolidation of Lots 2 and 3, See CA9109487) Section 19 Township 26 ODYD Plan 6634 and permits the land to be used for the following development:

Multiple Dwelling Housing

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

Date of Council Decision July 27, 2021

Decision By: COUNCIL

Development Permit Area: Revitalization DP Area

Existing Zone: C4 - Urban Centre Commercial

Future Land Use Designation: MXR – Mixed Use Residential / Commercial

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.

Development Planning Department 1435 Water Street Kelowna BC V1Y 1J4 planninginfo@kelowna.ca 250 469 8626

Date

Owner: Great A & A Properties Ltd., Inc. No. BCo888141

Applicant: Jamela Van Steinburg; VLS Developments

Planner: A.D. Thibeault, Planner II

Terry Barton

Development Planning Department Manager

Planning & Development Services

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";
- c) Landscaping to be provided on the land be in accordance with Schedule "C"; and
- d) The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a Registered Landscape Architect.
 - AND THAT the variances to the following section of Zoning Bylaw No. 8000 be granted:

Section 14.4.5(e): C4 – Urban Centre Commercial, Development Regulations

To vary the minimum side yard (east) where the site abuts a residential zone from 2.0m required to 0.62m proposed.

Section 14.4.5(f): C4 – Urban Centre Commercial, Development Regulations

To vary the minimum rear yard setback where abutting a residential zone from 6.om required to o.om proposed.

Section 14.4.5(c): C4 - Urban Centre Commercial, Development Regulations

To vary the maximum height from 15.0m or 4 storeys permitted to 19.0m and 5 storeys proposed.

Section 8.2.7: Parking and Loading, Off-Street Parking Regulations, Table 8.2.7 (b) Ratio of Parking Space Sizes

To vary the required percentage of regular size vehicle parking stalls from 50% required to 39% proposed.

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

3. PERFORMANCE SECURITY

As a condition of the issuance of this Permit, Council is holding the security set out below to ensure that development is carried out in accordance with the terms and conditions of this Permit. Should any interest be earned upon the security, it shall accrue to the Developer and be paid to the Developer or his or her designate if the security is returned. The condition of the posting of the security is that should the Developer fail to carry out the development hereby authorized, according to the terms and conditions of this Permit within the time provided, the Municipality may enter into an agreement with the property owner of the day to have the work carried out, and any surplus shall be paid over to the property owner of the day. Should the Developer carry out the development permitted by this Permit within the time set out above, the security shall be returned to the Developer or his or her designate. There is filed accordingly:

a) An Irrevocable Letter of Credit **OR** certified cheque in the amount of \$27,177.50

Before any bond or security required under this Permit is reduced or released, the Developer will provide the City with a statutory declaration certifying that all labour, material, workers' compensation and other taxes and costs have been paid.

5. INDEMNIFICATION

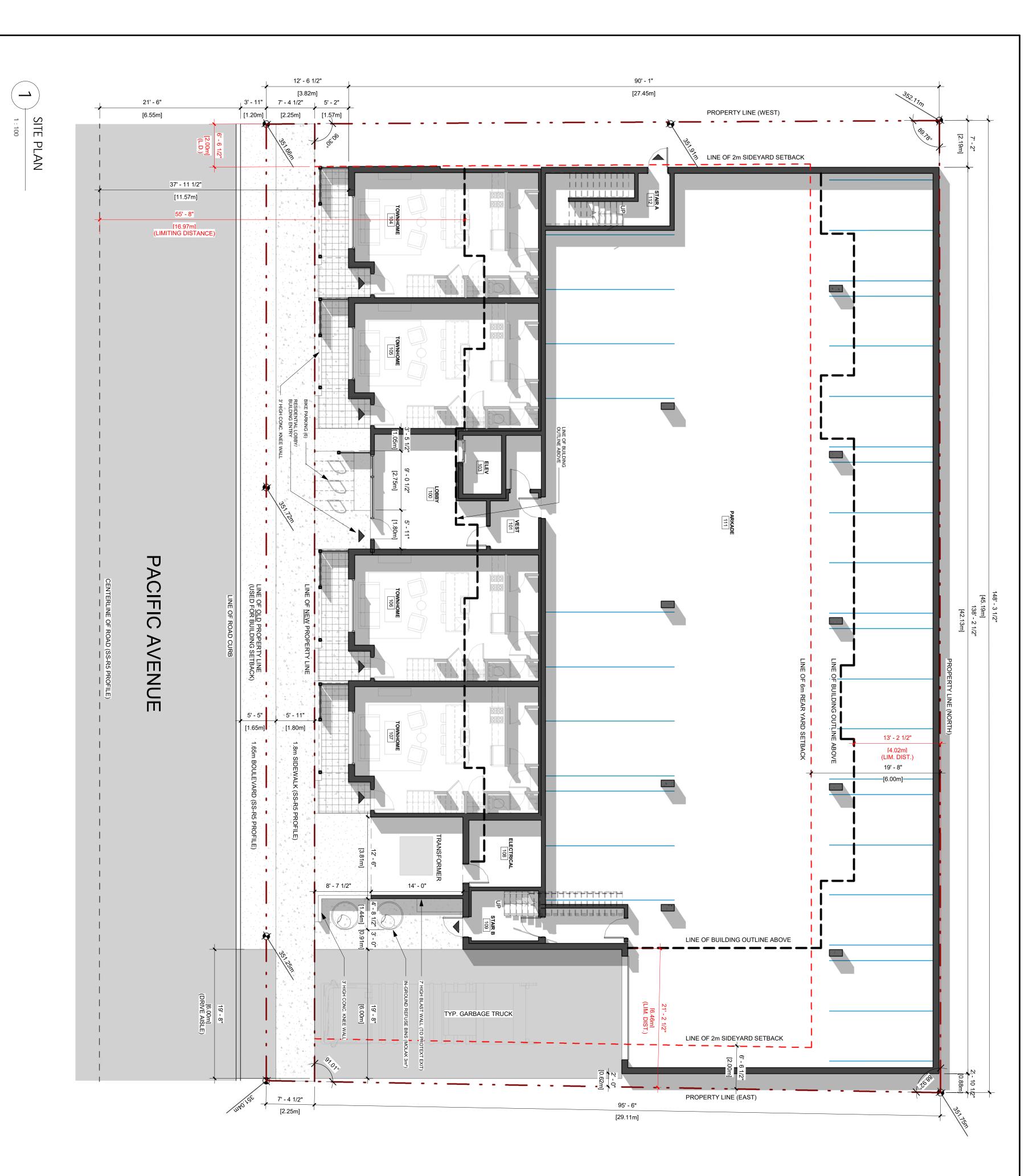
Upon commencement of the works authorized by this Permit the Developer covenants and agrees to save harmless and effectually indemnify the Municipality against:

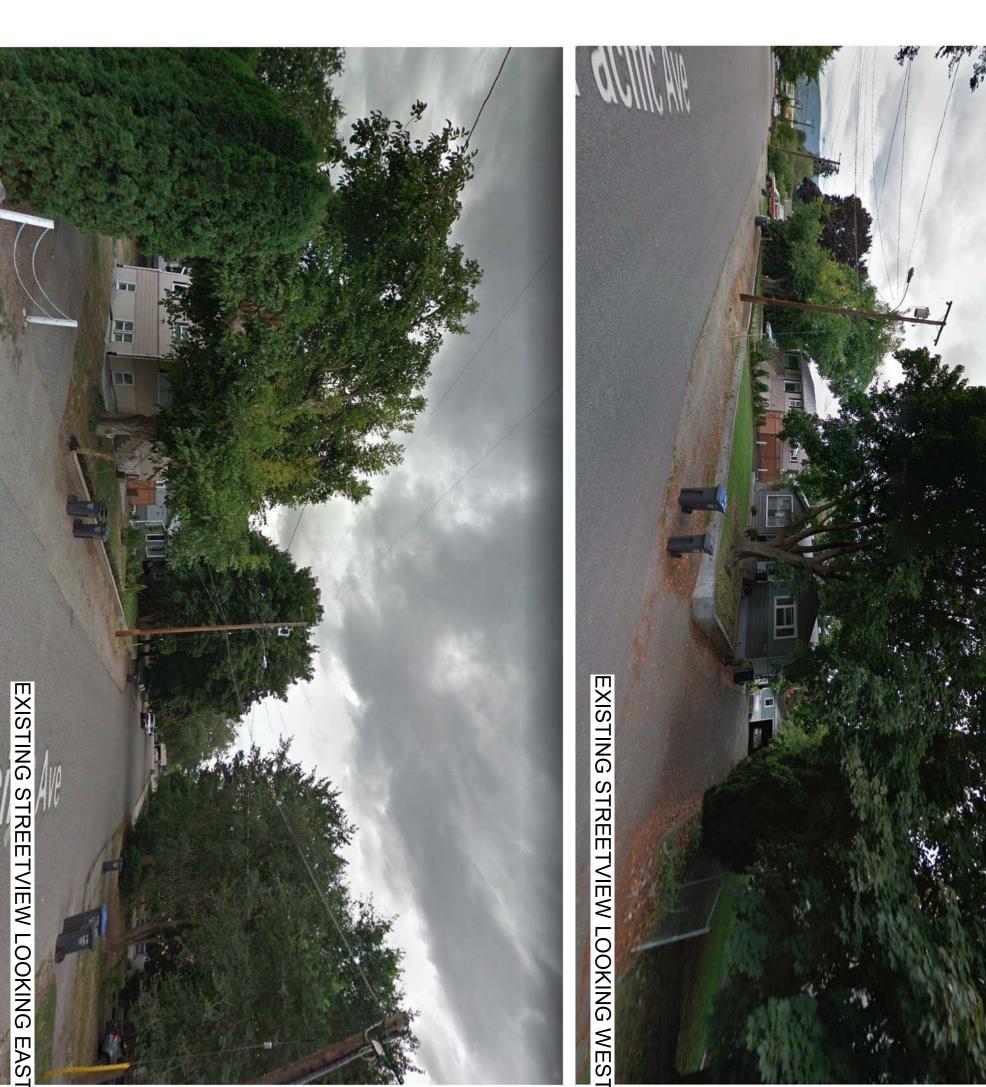
a) All actions and proceedings, costs, damages, expenses, claims, and demands whatsoever and by whomsoever brought, by reason of the Municipality said Permit.

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.







SCHEDULE

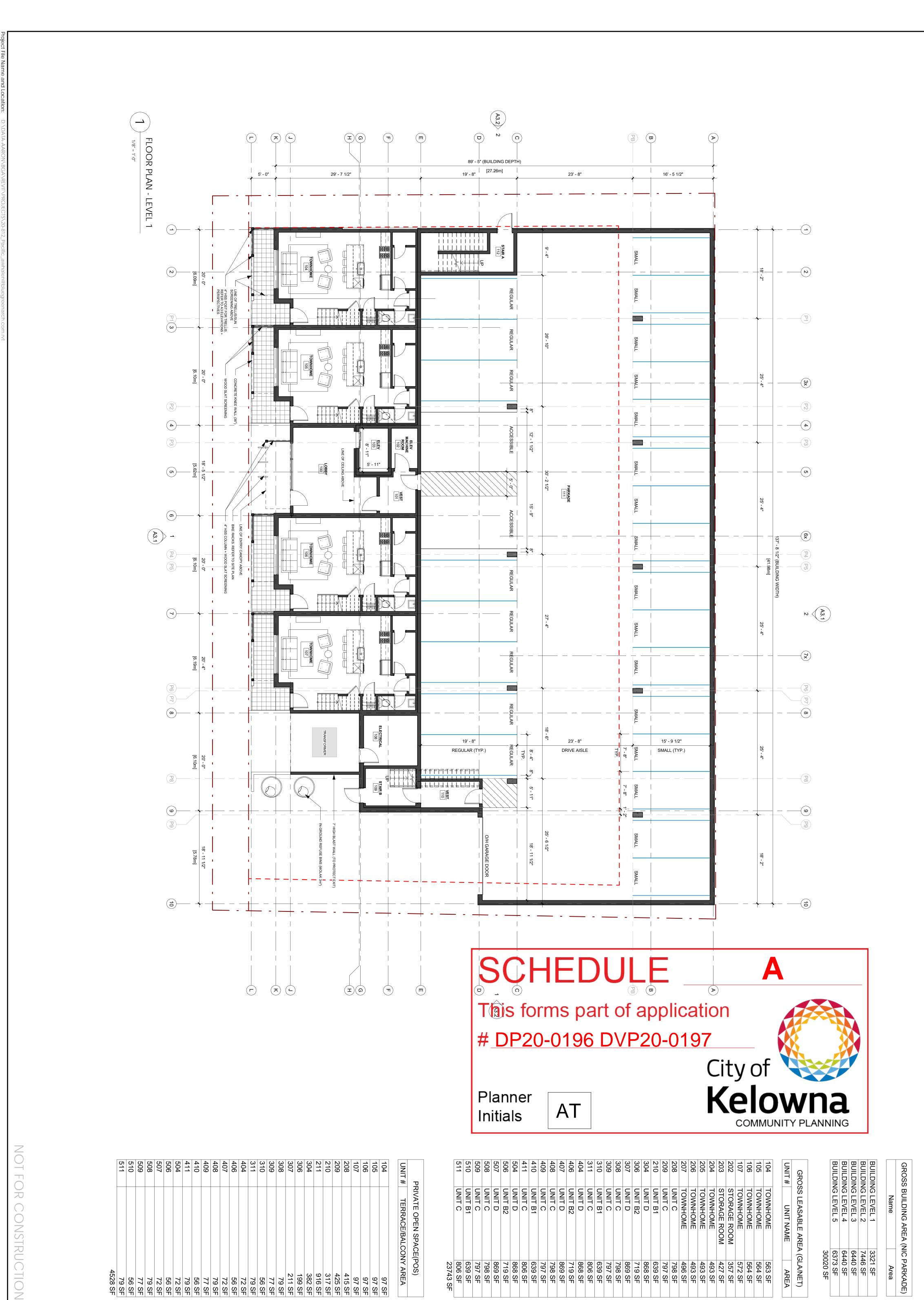
This forms part of application # DP20-0196 DVP20-0197

Planner Initials

AT



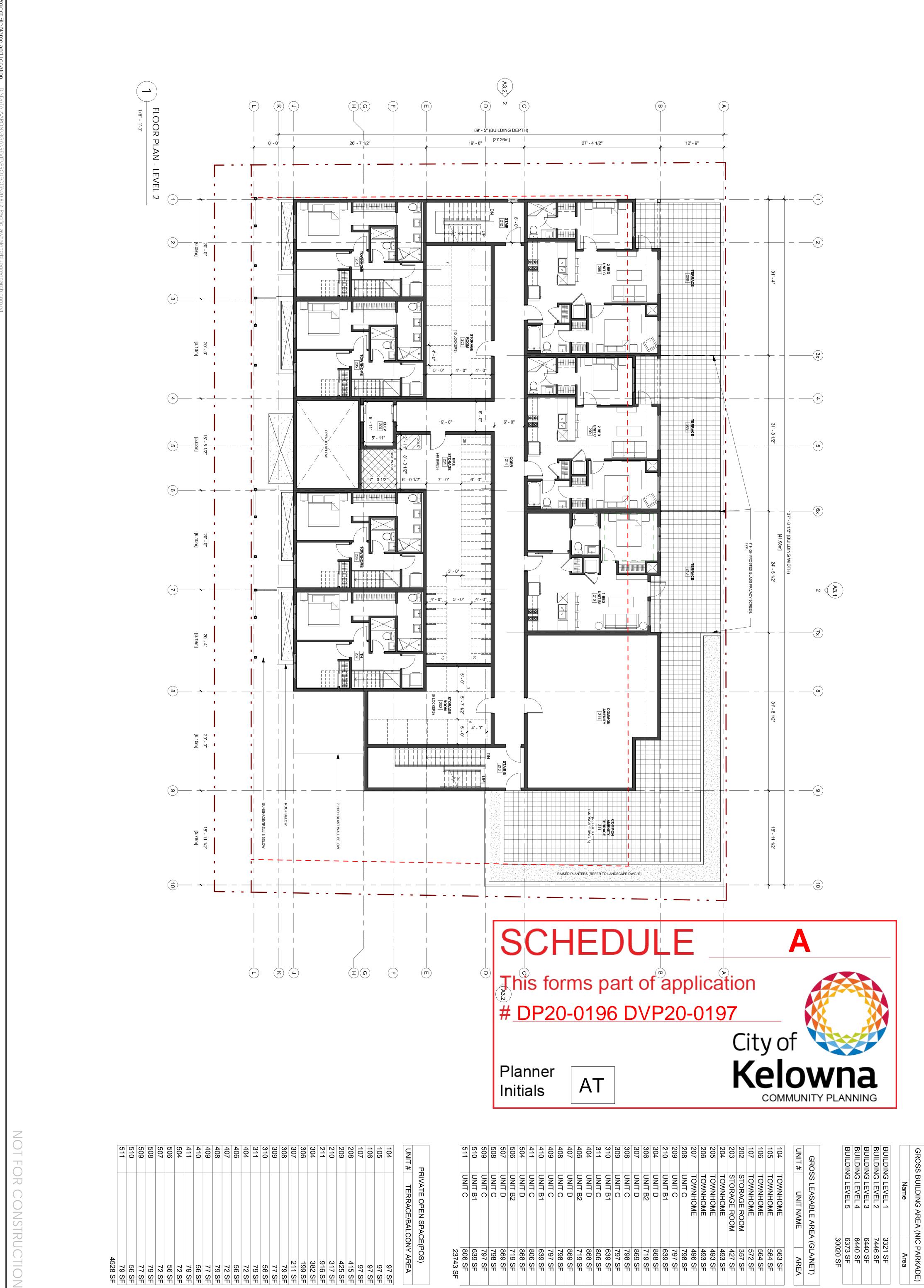
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Name	Area
	2
BUILDING LEVEL 1	3321 SF
BUILDING LEVEL 2	7446 SF
BUILDING LEVEL 3	6440 SF
BUILDING LEVEL 4	6440 SF
BUILDING LEVEL 5	6373 SF
	30020 SF



MIXED-USE DEVELOPMENT

BLUEGREEN
ARCHITECTURE INC
www.bluegreenarchitecture.com
100-1353 ELLIS STREET
KELOWNA, BC V1Y 1Z9
236.420.3550

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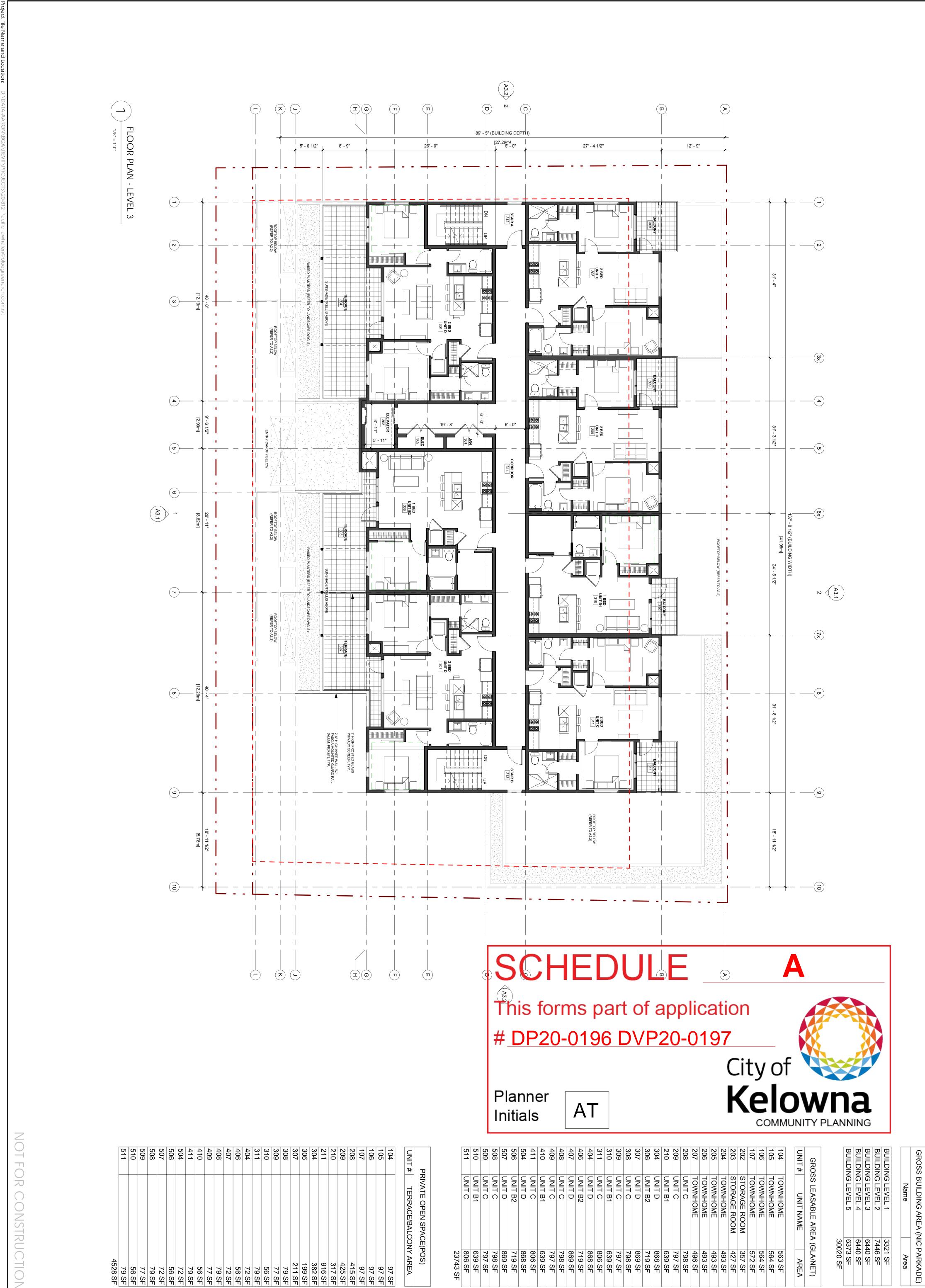
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MIXED-USE DEVELOPMENT



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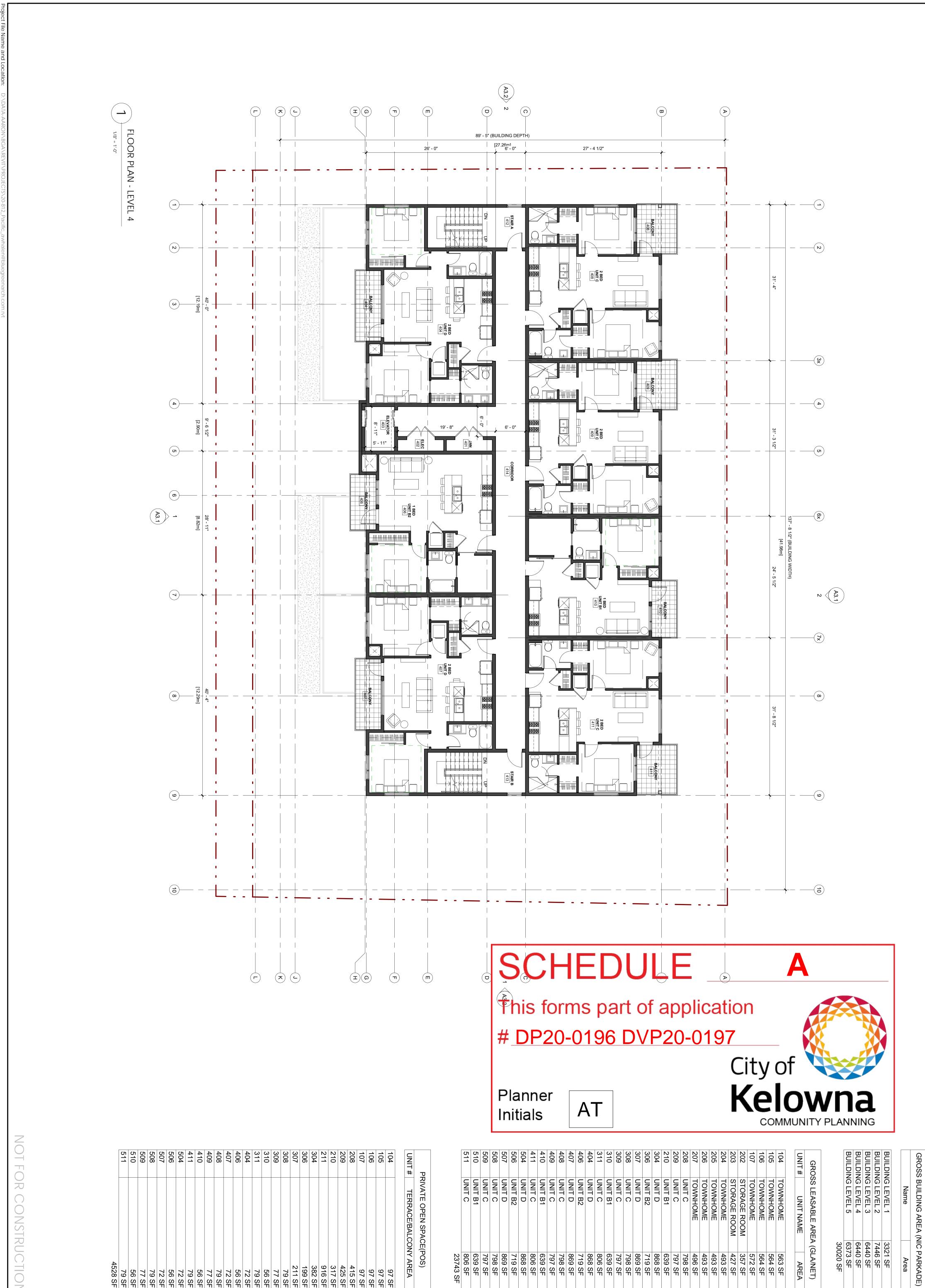
BLUEGREEN
ARCHITECTURE INC



PACIFIC AVE CONDOS VIIXED-USE DEVELOPMENT

BLUEGREEN
ARCHITECTURE INC

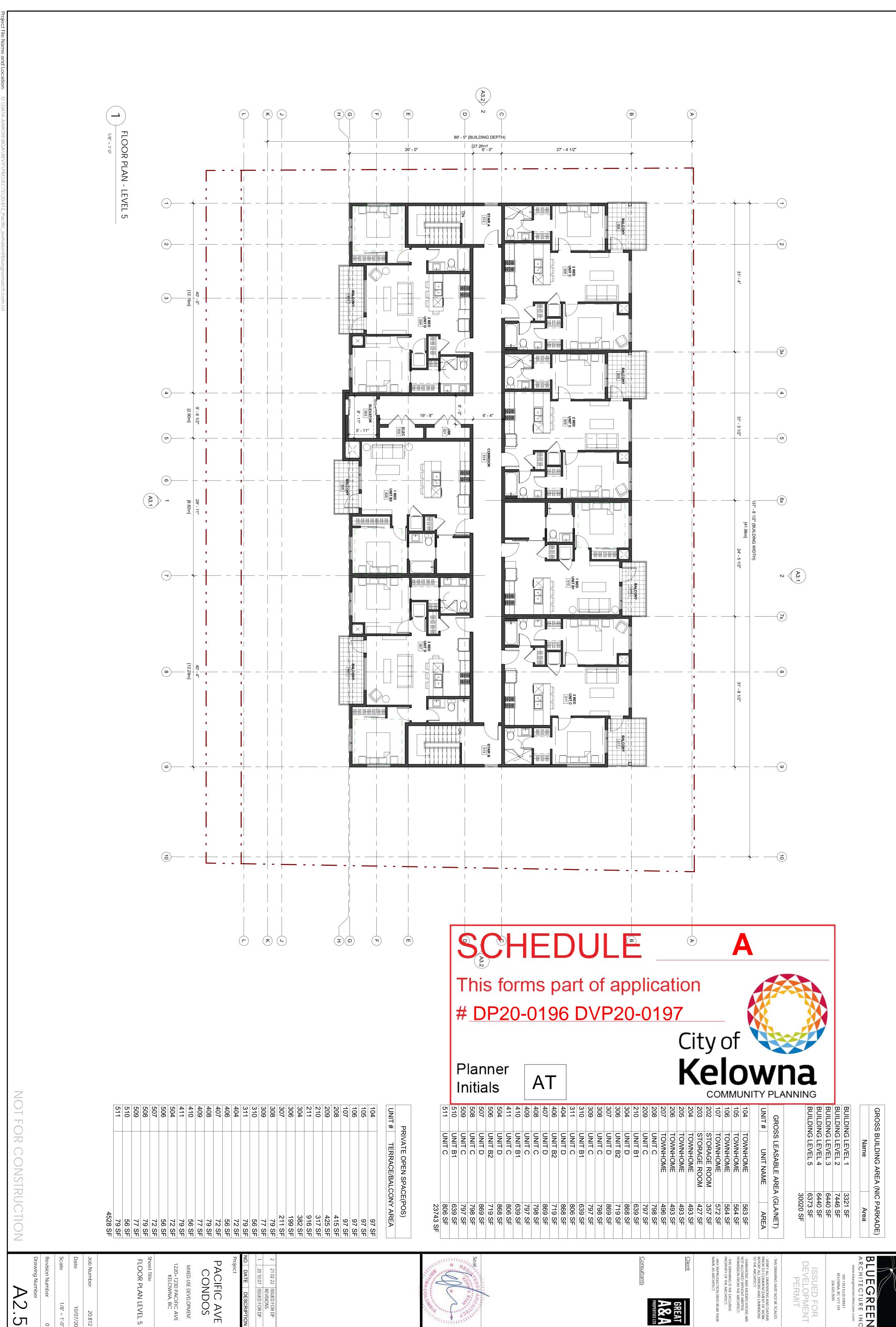
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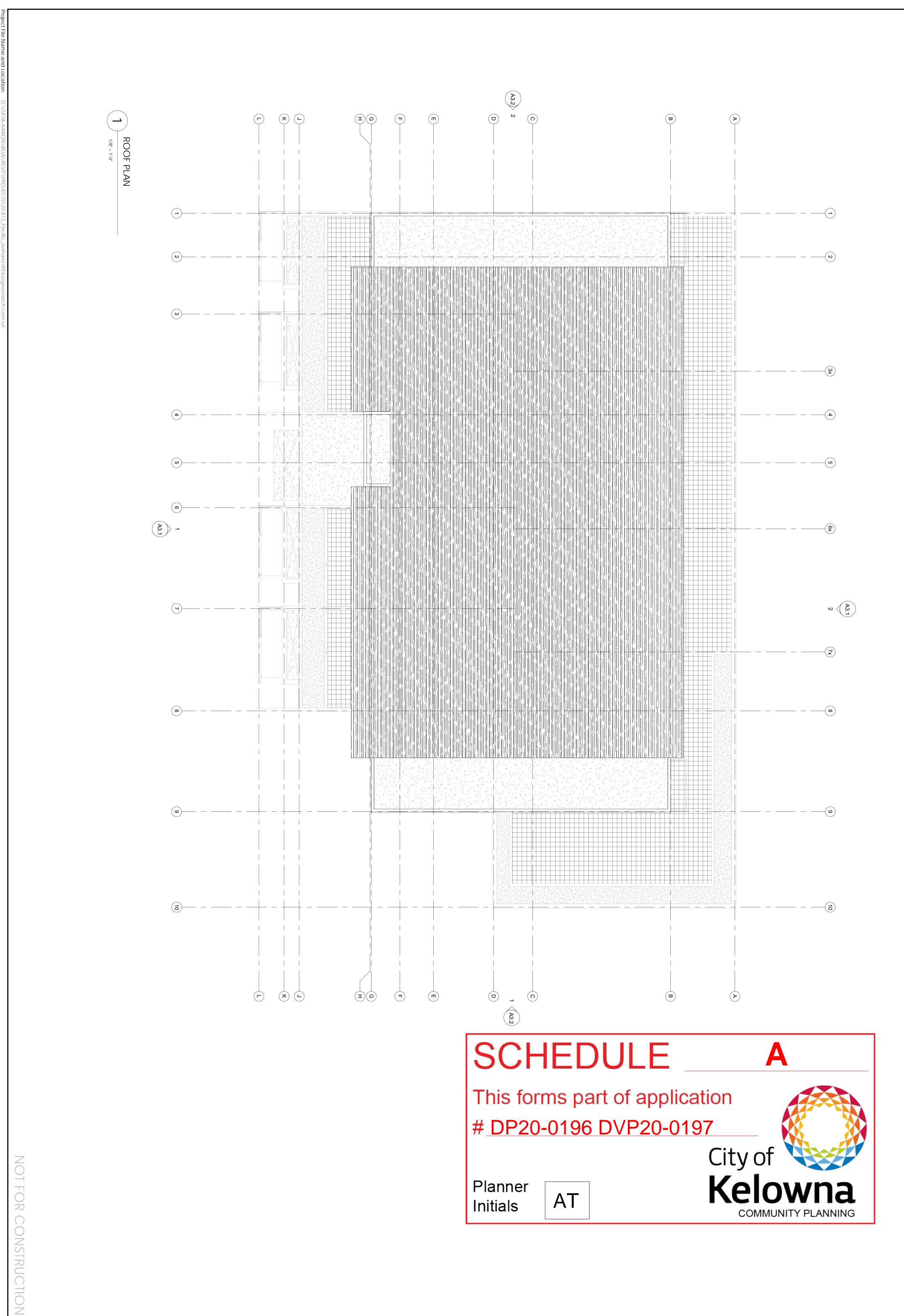
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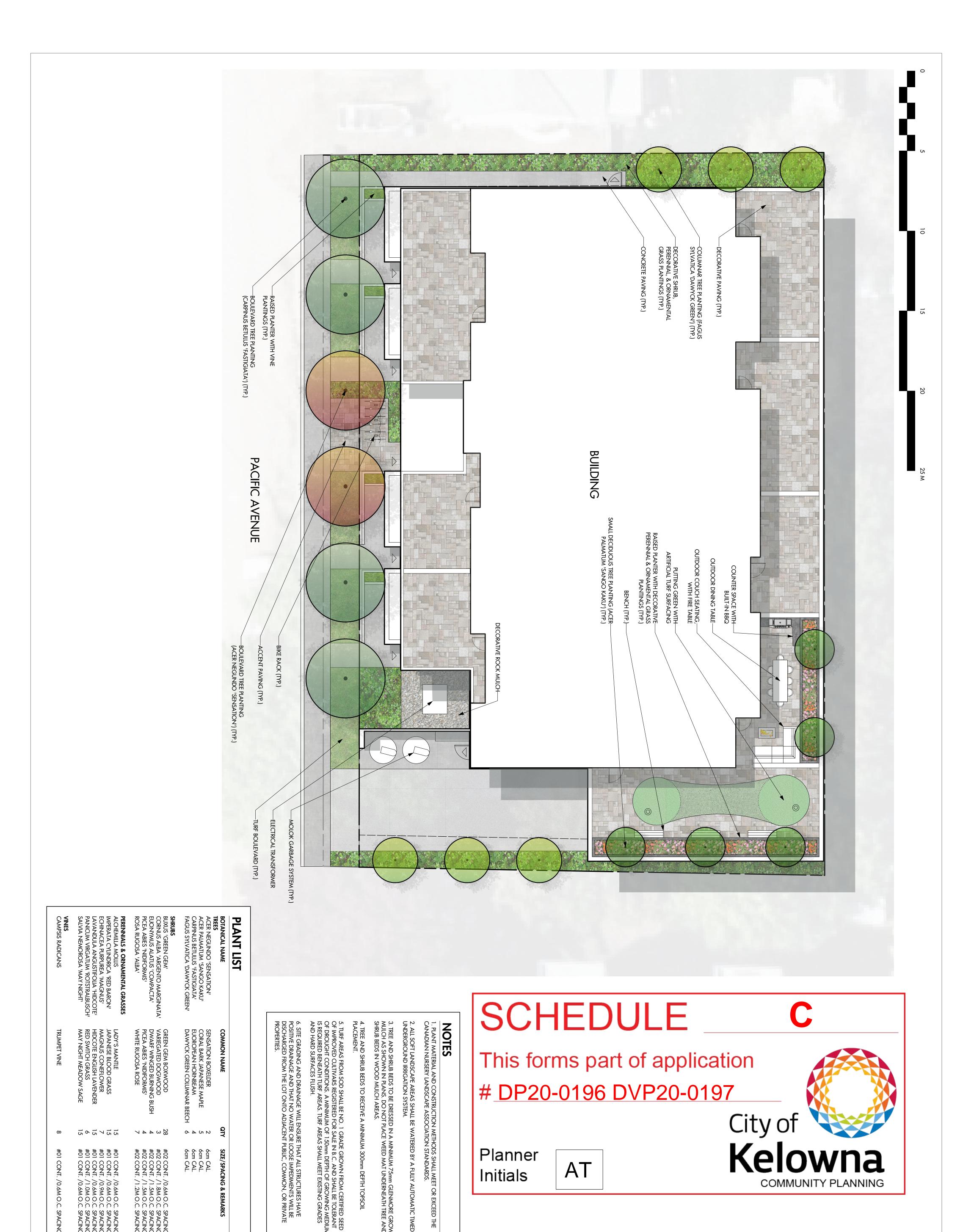




MATERIAL LEGEND:

FIBRE CEMENT FASCIA
COLOUR: CHARCOAL
STYLE: SMOOTH
FIBRE CEMENT TRIM
COLOUR: LIGHT GREY
STYLE: SMOOTH
FIBRE CEMENT TRIM/PANEL
COLOUR: WOOD
STYLE: WOOD GRAIN

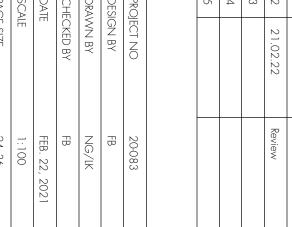
ASPHALT SHINGLE ROOF COLOUR: 2-TONE CHARCOAL STYLE:











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		21.02.22	20.10.02	SUED FOR / REVISION	
		Review	Review		

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ISSL	ISSUED FOR / REVISION	
_	20.10.02	Review
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This forms part of application

DP20-0196 DVP20-0197

City of

Planner Initials

AT

Community Planning

Friday, October 2, 2020

Great A & A Properties

Attn: Andrei Burlacu Tel: (250) 899-1899 Email: great_a.a@shaw.ca

Re: 1220 & 1230 Pacific Avenue, Kelowna, BC- Preliminary Cost Estimate for Bonding

Dear Andrei:

Please be advised of the following preliminary cost estimate for bonding of the proposed landscape works shown in the 1220 & 1230 Pacific Avenue conceptual landscape plan dated 20.10.02;

- On-site Improvements: 196 square metres (2,110 square feet) = \$21,742.00
- Off-site Improvements: 51 square metres (549 square feet) of = \$8,659.25

This preliminary cost estimate is inclusive of hardscape, bike racks, trees, shrubs, turf, mulch, topsoil, irrigation, & root barrier.

You will be required to submit a performance bond to the City of Kelowna in the amount of 125% of the preliminary cost estimate. Please do not hesitate to contact me with any questions about the landscape plan.

Best regards,

Fiona Barton, MBCSLA, CSLA

as per

Outland Design Landscape Architecture



October 7, 2020

Prepared for:

Development Permit Application

Project:

1220 + 1230 PACIFIC AVE, Kelowng, BC

Re:

Design Rationale



1.0 PROJECT DESCRIPTION

The building site is located in the Capri Landmark Urban Centre of Kelowna. The site has access to the south along Pacific Avenue. The proposal is to build a 28-unit, 5 level condominium building with street accessed townhomes. The upper 4 storeys of wood-frame construction sit on a single level above-grade concrete parking structure masked behind the proposed townhomes.

The building is designed to be 'timeless', using traditional architectural details within modern forms. The intention is to meld within the character of Pacific Avenue with its new modern counterpart. This will include a mixture of materials including exposed concrete, classic red brick masonry and board and batten siding. The height and massing of the building steps backs from the streetscape incrementally to provide sensitivity to its neighbors. Special attention has been paid to the main building entry off Pacific Ave to make it both attractive and sensible. Pedestrian scaled design is important along this corridor and has been emphasized along the street frontage. For the ground accessed townhomes, there is a balance between scale and aesthetic, forming a base to the building that is both intimate yet pronounced. The play of massing and design help the building blend into its context and is integral to this pedestrian scaled approach.

For the parkade access and refuse collection, access has been provided off a driveway to the east. Consideration has been made to beautify these elements using in-ground Molak refuse bins along with privacy fencing via half walls and vegetation.

The project has an abundance of space on the podium that provides extensive landscaped open space. This will be used for private yard space for all the residents. The circulation and surrounding garden space for gardening, planting, and socializing which will encourage outdoor social interaction. Utilizing the area of the parkade podium for garden space provides a good opportunity for softer landscaping. The growing medium would be raised planters.

Having the rear windows and decks looking over the greenspace has the benefits of additional resident safety and security. The immediate presence and visibility from windows will help discourage undesirable behavior.



SITE ACCESS

The project parking is located within a secured concrete parking structure along the rear yard. This is accessed by drive aisle located off the side yard to the east. There is are two accessible parking stalls located near the rear lobby entrance. Access from the private garage to the building is facilitated by the elevator.

The front facade along Pacific Avenue has ground oriented access to the street while all residences have access to the podium level communal greenspace; accessible by use of the lobby elevator or stairwells.

2.0 URBAN CONNECTIVITY

The project is in the Capri Landmark Urban Centre, allowing pedestrians and cyclists easy access to all the shopping and recreational opportunities in that area. Located between Sutherland Avenue and Springfield, the project is near a major corridor for pedestrian, cycling & automobiles to downtown/Lake Okanagan. Transit is available on both Harvey and Springfield. When going further from the immediate area, and a car is the only option, Springfield and Harvey (Highway 97) offer excellent connectivity to the rest of the City and the region.

3.0 SUSTAINABILITY

The use of naturally sourced materials is used to a large extent, and thereby reduces the carbon footprint as much as possible. Envelope details that prevent water and moisture ingress while still allowing the assemblies to dry are being incorporated. Minimizing thermal bridging combined with appropriate continuous insulation will reduce heating and cooling loads. South and west facing windows will be specified to have appropriate shading and glazing coefficients to utilize the summer sun by blocking the heat while still allowing the winter sun to penetrate, reducing cooling and heating loads in the summer and winter seasons respectively.

4.0 CRIME PREVENTION

The intentions of CPTED have been addressed with well-maintained entrances and frontages that promote pride in ownership amongst the residents, and with the reduced setback increasing the buildings presence. The sight lines of the occupants from decks and windows will discourage vandalism and crime.

Site lighting along Pacific Avenue and the side yards will be balanced to provide enough illumination to ensure there are no high contrast areas that could conceal potential offenders, but not so much that the site is excessively contributing to local light pollution.

5.0 LANDSCAPING

The Owner has selected Outland Design Landscape Architecture to create an interesting and aesthetically pleasing landscape solution that responds to the architectural style of the project. This will also compliment the character of the surrounding neighborhood. Several annual and perennial shrubs have been selected for along the planters throughout the site, and in special groupings on the podium.

The landscape concept for the setback areas will be appropriate for the size of space and daylighting

potential. The rear yard in this case has been designed as 0m setback as there is little potential for any vegetation to grow between the parking structure and neighboring parking lot. This was a suggestion by City staff.

6.0 SUMMARY

Great A&A Properties and Bluegreen Architecture's design team feel that the combination of a modern design esthetic coupled with pedestrian friendly landscape features and contemporary building materials will provide a very functional and highly desirable residential neighborhood project.

By providing a higher density of residences in an Urban Centre we feel our intent for this project will set precedent for future development in the area to follow a model and similar approach.

We look forward to your support for all this project brings to our community, and this unique opportunity to address and create an affordable living experience.

Respectfully submitted,

Aaron Whalen, Associate & Project Designer, Bluegreen Architecture

