

# Report to Council



**Date:** January 24, 2022  
**To:** Council  
**From:** City Manager  
**Subject:** Supplemental Report – Rezoning Bylaw Reading Consideration  
**Department:** Office of the City Clerk

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**Recommendation:**

THAT Council receives, for information, the Supplemental Report from the Office of the City Clerk dated January 24, 2022 regarding a Rezoning Bylaw that requires reading consideration;

AND THAT the Rezoning Application Z20-0075, located at 2755 McCurdy Road, Kelowna, BC be forwarded for reading consideration.

**Purpose:**

To give Bylaw No. 12318 for a rezoning application at 2755 McCurdy Road first reading.

**Background:**

Council considered a rezoning application at 2755 McCurdy Road on January 17, 2022 and forwarded the rezoning bylaw to a public hearing. The corresponding bylaw must be given first reading consideration prior to the public hearing.

*Previous Council Resolution*

Resolution	Date
THAT Rezoning Application No. Z20-0075 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of portions Lot 1, District Lots 124 and 415, ODYD, Plan KAP84653 Except Plan EPP45174, located at 2755 McCurdy Road, Kelowna, BC from the A1 – Agriculture 1 zone to the RM3 – Low Density Multiple Housing, RM5 – Medium Density Multiple Housing, and P3 – Parks and Open Space zone as shown on Map "A" attached to the Report from the Development Planning Department dated January 17, 2022, be considered by Council;  AND THAT the Rezoning Bylaw be forwarded to a Public Hearing for further	January 17, 2022

<p>consideration;</p> <p>AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Development Planning Department dated January 17<sup>th</sup> 2022;</p> <p>AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Hazardous Condition and Natural Environment Development Permit by the Development Planning Department Manager;</p> <p>AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Preliminary Layout Review Letter by the Approving Officer;</p> <p>AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure;</p> <p>AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to registration of a restrictive covenant in accordance with Section 219 of the Land Title Act restricting the number of dwellings on the subject property in relation to the capacity of the water system to supply domestic and fire flow demands in accordance with the Subdivision, Development &amp; Servicing Bylaw No 7900.</p>	
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The bylaw will be scheduled for a public hearing should it be given first reading.

**Considerations not applicable to this report:**

***Legal/Statutory Authority:***

***Legal/Statutory Procedural Requirements:***

***Existing Policy:***

***Financial/Budgetary Considerations:***

***External Agency/Public Comments:***

***Communications Comments:***

Submitted by: R. Van Huizen, Legislative Technician

**Approved for inclusion:** S. Fleming, City Clerk

cc:  
Development Planning