REPORT TO COUNCIL



Date: May 9, 2022

To: Council

From: City Manager

Department: Development Planning

Application: Z21-0011 **Owner:** Abacio Properties Ltd

Address: 1405 St Paul St. Applicant: Kerkhoff Construction

Subject: Rezoning Application

Existing OCP Designation: UC – Urban Centre

Existing Zone: C4 – Urban Centre Commercial

Proposed Zone: C7 – Central Business Commercial

1.0 Recommendation

THAT Rezoning Application No. Z21-0011 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A District Lot 139 ODYD Plan 25942, located at 1405 St Paul St, Kelowna, BC from the C4 – Urban Centre Commercial zone to the C7 – Central Business Commercial zone be considered by Council;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Attachment "A" attached to the Report from the Development Planning Department dated May 9, 2022;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Permit and Development Variance Permit for the subject property.

2.0 Purpose

To rezone the subject property from the C4 – Urban Centre Commercial zone to the C7 – Central Business Commercial zone to facilitate a mixed-use development with multiple dwelling housing.

3.0 Development Planning

Development Planning recommends support for the proposed rezoning application as it is consistent with the 2040 Official Community Plan (OCP) Future Land Use of UC – Urban Centre, which supports the C7 – Central Business Commercial zone. Policies within Chapter 4 – Urban Centres of the 2040 Official Community Plan (OCP) support this rezoning application. These include the objective to direct medium and high-density residential development to Urban Centres to provide a greater mix of housing near employment and to maximize use of existing and new infrastructure, services, and amenities.

Should Council support this rezoning, Staff will bring forward a Development Permit and Development Variance Permit for the form and character and height of the proposed mixed-use development in the form of a tower development.

The applicant completed a Public Information Session virtually on March 29th, 2022, in accordance with Council Policy #367. For a summary of the Public Information Session please refer to Attachment "B".

4.0 Proposal

4.1 <u>Background</u>

The current condition of the site is a low-rise commercial property with some basement units. The uses include a restaurant with a patio, health services and office uses, and surface parking. Should the development applications be supported by Council, the existing building will be demolished to facilitate redevelopment of the site.

4.2 <u>Project Description</u>

The proposed rezoning from C₄ – Urban Centre Commercial to C₇ – Central Business Commercial, and associated development permit and development variance permits, will facilitate the development of mixed use multiple dwelling housing. The proposal consists of high-density residential units in the form of a tower atop a parkade podium with commercial at the ground floor. The applicant has gone through a site design revision to respond to anticipated redevelopment in the area, and a draft site plan is included as Attachment "C". Initial variances are being tracked for overall height, and for height of the parkade podium.

This rezoning triggers off-site improvements to both St Paul St. and Doyle Ave. Staff are working with the applicant to design a modified street section that provides greater pedestrian amenities.

4.3 Site Context

The subject property is on the corner of St Paul St. and Doyle Ave, immediately east of the downtown Interior Health Building. Anticipated redevelopment on this corner includes the proposed University of British Columbia Okanagan (UBCO) Downtown Campus Tower (north) and redevelopment of the currently vacant Monaco site (north-west) into a high-density mixed-use project.

Specifically, adjacent land uses are as follows:

Orientation	Zoning	Land Use
North	C7 – Central Business Commercial	Temporary Shelter Services (Daily Courier
		Building)
East	RM5 – Medium Density Multiple Housing	Multiple Dwelling Housing
South	C7 – Central Business Commercial	Commercial
West	C7 – Central Business Commercial	Health Services (Interior Health Building)





Current Development Policies 5.0

Kelowna Official Community Plan (OCP) 5.1

Objective 4.1 Strengthen the Urban Centres as Kelowna's primary hubs of activity		
Policy 4.1.2.	Focus the greatest intensity of uses and scale of development Downtown in	
Urban Centre	recognition of its role as the largest Urban Centre. Scale development in	
Hierarchy.	other Urban Centres in accordance with Figure 4.1 and based on their anticipated	
	context, supporting infrastructure and amenities.	
	The proposed C7 - Central Business Commercial zone is an appropriate zone for the	
	scale of development envisioned within the Downtown Urban Centre.	
Objective 4.1 Strengthen the Urban Centres as Kelowna's primary hubs of activity		
Policy 4.1.6.	Direct medium and high density residential development to Urban Centres to	
High Density	provide a greater mix of housing near employment and to maximize use of	
Residential	existing and new infrastructure, services and amenities.	
Development.	The proposed rezoning is considered high density residential development and is	
	envisioned within the Downtown Urban Centre.	

Urban Centres Road Map 5.2

- Mix It Up, Policy 2: Encourage a significant residential population to ensure viable 5.2.1 local services and amenities.
- Places for People, Policy 1: Ensure streets are included as part of the urban design 5.2.2 planning, with inviting sidewalks, landscaping and street furnishings.
- People First Transportation, Policy 1: Ensure future high-density housing and major 5.2.3 employment areas are within walking distance of frequent transit service.

5.2.4 Make it Walkable, Policy 3: Encourage sidewalk designs that integrate landscaping and street furnishings to create a comfortable buffer from traffic.

6.0 Technical Comments

6.1 <u>Development Engineering Department</u>

Refer to Attachment "A" Development Engineering Memorandum

7.0 Application Chronology

Date of Application Accepted: February 13, 2021
Date Public Information Session: March 29, 2022
Date Confirmation of Public Notification Received: April 4, 2022

Report prepared by: Trisa Atwood, Planner II

Reviewed by: Lydia Korolchuk, Urban Planning Manager

Reviewed by: Terry Barton, Development Planning Department Manager

Approved for Inclusion: Ryan Smith, Divisional Director, Planning & Development Services

Attachments:

Attachment A: Development Engineering Memo

Attachment B: Neighbourhood Consultation Summary

Attachment C: Draft Site Plan