

CITY OF KELOWNA
BYLAW NO. 12475
TA23-0002 – Amendment to Multiple Sections
of Zoning Bylaw No. 12375

A bylaw to amend the "City of Kelowna Zoning Bylaw No. 12375".

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

1. THAT **Section 1 – Uses and Regulations 1.3.3 (f)**, be amended by deleting "Kelowna Business License & Regulation Bylaw" and replace it with "Kelowna Business Licence & Regulation Bylaw";
2. AND THAT **Section 5 – Definitions & Interpretations, 5.3 General Definitions, 5.3.3, Section "D" DRIVE THROUGH**, be amended by deleting "onsite" and replace with "on-site";
3. AND THAT **Section 5 – Definitions & Interpretations, 5.3 General Definitions, 5.3.3, Section "H" HOME BASED BUSINESSES**, be amended by deleting "Home Based" and replace with "Home-Based";
4. AND THAT **Section 5 – Definitions & Interpretations, 5.3 General Definitions, 5.3.3, Section "R" RESIDENTIAL FOOTPRINT**, be amended by deleting "home based" and replace with "home-based";
5. AND THAT **Section 5 – Definitions & Interpretations, 5.3 General Definitions, 5.3.3, Section "W" WAREHOUSING**, be amended by deleting "onsite" and replace with "on-site";
6. AND THAT **Section 6 – General Development Regulations, 6.2 Projections into Yards, 6.2.1**, be amended as follows:

Deleting the following that reads after "do not exceed 0.6 metres.":

"The total area of the projections shall not comprise of more than 30% of the total area of the exterior wall in which they are located."

And replace with:

"The total area of projections shall not be comprised of more than 30% of the total area of the exterior wall in which they are located.";
7. AND THAT **Section 6 – General Development Regulations, Section 6.10 Dormers**, be amended by deleting "must follow the following:" and replace with "must have the following:";
8. AND THAT **Section 6 – General Development Regulations, 6.8 Density Bonus, Table 6.8a Density Bonus, FOOTNOTES**, be amended by deleting "(Section 6.8.a)" and replace with "(Table 6.8.a)";
9. AND THAT **Section 7 – Site Layout, Section 7.2 Landscaping Standards, 7.2.2 (b)**, be amended by deleting all references to "regarding" and replace with "regrading";
10. AND THAT **Section 7 – Site Layout, Section 7.2 Landscaping Standards, 7.2.5**, be amended by changing all references to "Riparian Management Area" to "Riparian Management Areas";

11. AND THAT **Section 7 – Site Layout, Section 7.2 Landscaping Standards, 7.2.8 (b)**, be amended by deleting “and”;
12. AND THAT **Section 7 – Site Layout, Section 7.3 Refuse and Recycling Bins, 7.3.1 (d)**, be amended by adding “line” after the word “lot”;
13. AND THAT **Section 7 – Site Layout, Section 7.5 Fencing and Retaining Walls, 7.5.1 and 7.5.2**, be amended by changing all references to “screen” to “screening”;
14. AND THAT **Section 7 – Site Layout, Section 7.5 Fencing and Retaining Walls, 7.5.3 (a)**, be amended by deleting “except,” and replace with “except;”;
15. AND THAT **Section 7 – Site Layout, Section 7.5 Fencing and Retaining Walls, 7.5.3 (c)**, be amended by deleting “except,” and replace with “except;”;
16. AND THAT **Section 8 – Parking and Loading, Section 8.1 General Provisions and Development Standards, 8.1.4 (d)**, be amended by deleting “Official Community Plan;” and replace with “Official Community Plan.”;
17. AND THAT **Section 8 – Parking and Loading, Section 8.2 Off-street Parking Regulations, Size and Ratio, Table 8.2.7 (b) Ratio of Parking Space Sizes, FOOTNOTES**, be amended by deleting “(Section 8.2.7)” and replace with “(Table 8.2.7.b)”;
18. AND THAT **Section 8 – Parking and Loading, Section 8.2 Off-street Parking Regulations, Number of Spaces, 8.2.11 (a) Rental Housing Incentives**, be amended by deleting “sub-rental zone” and replace with “rental sub-zone”;
19. AND THAT **Section 8 – Parking and Loading, Section 8.2 Off-street Parking Regulations, Number of Spaces, 8.2.11 (b) Car-Share Incentives**, be amended by deleting the word “valley”;
20. AND THAT **Section 8 – Parking and Loading, Section 8.2 Off-street Parking Regulations, Accessible Parking Standards, 8.2.17** be amended by deleting the word “onsite” and replace with “on-site”;
21. AND THAT **Section 8 – Parking and Loading, Section 8.2 Off-street Parking Regulations, Accessible Parking Standards, 8.2.17, Table 8.2.17 Amount of Accessible Parking Spaces** be amended by deleting all references to the word “Minimum” and replace with “Min.”;
22. AND THAT **Section 8 – Parking and Loading, Section 8.3 Required Off-Street Parking Requirements, Table 8.3 – Required Off-Street Parking Requirements, Table 8.3.1 Residential Multi-Dwelling Parking, FOOTNOTES**, be amended by deleting “(Section 8.3.1.)” and replace with “(Table 8.3.1)”;
23. AND THAT **Section 8 – Parking and Loading, Section 8.3 Required Off-Street Parking Requirements, Table 8.3 – Required Off-Street Parking Requirements, Table 8.3.7 Water Uses**, be renumbered as “**Table 8.3.6 Water Uses**”;
24. AND THAT **Section 8 – Parking and Loading, Section 8.5 Off-Street Bicycle Parking, Table 8.5.1 Minimum Dimensions for Bicycle Parking**, be amended by deleting “or another obstacle.” and replace with “or another obstacle”;
25. AND THAT **Section 8 Parking and Loading, Section 8.5 Off-Street Bicycle Parking, 8.5.8 Bicycle Parking Incentives**, be amended by deleting the word “Valley”;
26. AND THAT **Section 9 – Specific Use Regulations, Section 9.2 Home-Based Businesses, Section 9.2 – Home Based Business Regulations, Employee Restriction**, be amended by
 - a. deleting “onsite” and replace with “on-site”;
 - b. deleting the footnote “.2” and replace with “.2”;

27. AND THAT **Section 9 – Specific Use Regulations, Section 9.2 Home-Based Businesses, Section 9.2 – Home Based Business Regulations**, Display Restriction, be amended by deleting the words “onsite” and “constituting” and replace with “on-site” and “constitutes”;
28. AND THAT **Section 9 – Specific Use Regulations, Section 9.2 Home-Based Businesses, Section 9.2 – Home Based Business Regulations**, Minimum Lot Area, be amended by deleting the word “metres²” and replace with “m²”;
29. AND THAT **Section 9 - Specific Use Regulations, Section 9.2 Home-Based Businesses, Section 9.2 – Home Based Business Regulations**, Maximum Number of Clients/Visitors, be amended by deleting under Major and Rural “.1” and replace with “.1”;
30. AND THAT **Section 9 – Specific Use Regulations, Section 9.2 Home-Based Businesses, Section 9.2 – Home Based Business Regulations**, FOOTNOTES , be amended by deleting “(Section 9.2.)” and replace with “(Table 9.2)”;
31. AND THAT **Section 9 - Specific Use Regulations, Section 9.4 Drive Through Related Land Uses**, 9.4.1, be amended by deleting “through” and replace with “throughs”;
32. AND THAT **Section 9 - Specific Use Regulations, Section 9.5 Docks and Boating Regulations**, 9.5.12, be amended by adding the word “or” after the words “No docks,”;
33. AND THAT **Section 9 - Specific Use Regulations, Section 9.5 Docks and Boating Regulations**, 9.5.14, be amended by changing “Boat Launches” to “boat launches”;
34. AND THAT **Section 9 - Specific Use Regulations, Section 9.6 Agriculture, Urban, Section 9.6 – Agriculture, Urban Regulations** be amended by deleting “Section 9.6” and replace with “Table 9.6”;
35. AND THAT **Section 9 - Specific Use Regulations, Section 9.6 Agriculture, Urban, Section 9.6 – Agriculture, Urban Regulations**, Community Garden Regulations, be amended by deleting the word “onsite” and replace with “on-site”;
36. AND THAT **Section 9 - Specific Use Regulations, Section 9.6 Agriculture, Urban, Section 9.6 – Agriculture, Urban Regulations**, Multi-Residential Shared Garden, be amended by deleting the word “onsite” and replace with “onsite”;
37. AND THAT **Section 9 - Specific Use Regulations, Section 9.7 Temporary Farm Worker Housing**, 9.7.1 (c), be amended by deleting the word “onsite” and replace with “on-site”;
38. AND THAT **Section 9 - Specific Use Regulations, Section 9.9 Cannabis Regulations**, 9.9.1, be amended by deleting “Cannabis production facilities” and replace with “A cannabis production facility”;
39. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.3 – Permitted Land Uses**, be amended by moving the row referenced as “Carriage House” directly after the row “Cannabis Cultivation”;
40. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.3 – Permitted Land Uses**, FOOTNOTES⁶, be amended by deleting “Agriculture Land Commission Act” and replace with “Agricultural Land Commission Act”;
41. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.5 – A1 Agricultural and Development Regulations**, FOOTNOTES⁵, be amended by deleting “Agriculture Land Commission Act” and replace with “Agricultural Land Commission Act”;

42. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.5 – A1 Agricultural and Development Land Uses**, be amended by deleting "Agriculture Facilities, Building & Structures and replace with "Agricultural Facilities, Building & Structures";
43. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.5 – A1 Agricultural and Development Regulations**, FOOTNOTES, be amended by deleting "(Section 10.5):" and replace with "(Section 10.5)";
44. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.5 – A1 Agricultural and Development Regulations**, FOOTNOTES², be amended by deleting "at least 50 percent of the that retail sales area" and replace with "at least 50 percent of the retail sales area";
45. AND THAT **Section 10 – Agriculture & Rural Residential Zones, Section 10.7 – Site Specific Regulations**, be amended by deleting the word "Cafe" and replace with "café";
46. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.1 – Zone Purposes**, RU₄ – Duplex Housing, be amended by deleting the word "detachment" and replace with "detached";
47. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.2 – Sub-Zones**, RU₁ - Large Lot Housing, be amended by deleting "The purpose is to provide a sub-zone is to allow for a carriage houses on selective properties" and replace with "The purpose is to provide a sub-zone to allow for a carriage house on select properties";
48. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.2 – Sub-Zones**, RU₂ – Medium Lot Housing, be amended by deleting "The purpose is to provide a sub-zone is to allow for a carriage houses on selective properties" and replace with "The purpose is to provide a sub-zone to allow for a carriage house on select properties";
49. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.2 - Sub-Zones**, RU₄ – Duplex Housing, be amended by changing the order of th SubZones from "RU_{4hc}, RU_{4cc}" to "RU_{4cc}, RU_{4hc}";
50. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.3 – Permitted Land Uses** be amended by deleting under Uses "Boarding & Lodging" and replace with "Boarding or Lodging House";
51. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.3 – Permitted Land Uses**, FOOTNOTES, be amended by deleting "(Section 11.3):" and replace with "(Section 11.3):";
52. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.4 – Subdivision Regulations**, FOOTNOTES, be amended by deleting "(Section 11.4):" and replace with "(Section 11.4):";
53. AND THAT **Section 11 – Single and Two Dwelling Zones, Section 11.5 – Development Regulations**, FOOTNOTES, be amended by deleting "(Section 11.5):" and replace with "(Section 11.5):";
54. AND THAT **Section 12 – Mobile Home and Camping Zones – Section 12.2 – Permitted Land Uses**, FOOTNOTES, be amended by deleting "(Section 12.2):" and replace with "(Section 12.2):";
55. AND THAT **Section 12 – Mobile Home and Camping Zones – Section 12.3 – Subdivision Regulations**, be amended by deleting the "Min. Site Width" and "Min Site Depth" rows in their entirety;
56. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.2 – Sub-Zone Purposes**, be amended by adding under Sub-Zone "with" in front of all references to "Rental Only";

57. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.3 – Permitted Land Uses**, Uses, be amended by moving “Health Services” before “Home-Based Business, Major”;
58. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.3 – Permitted Land Uses**, FOOTNOTES, be amended by deleting “(Section 13.3.):” and replace it with “(Section 13.3):”;
59. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.4 – Subdivision Regulations**, be amended by deleting “Corner lots” and replace with “Corner Lots”;
60. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.4 – Subdivision Regulations**, FOOTNOTES, be amended by deleting “(Section 13.4.):” and replace with “(Section 13.4):”;
61. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.5 – Development Regulations**, FOOTNOTES, be amended by deleting “(Section 13.5.):” and replace with “(Section 13.5):”;
62. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.6 – Density and Height Development Regulations**, be amended by deleting “Front Building Elevation” and replace with “Front or Flanking Building Elevation”;
63. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.6 – Density and Height Development Regulations**, FOOTNOTES, be amended by deleting “(Section 13.6.):” and replace with “(Section 13.6):”;
64. AND THAT **Section 13 – Multi-Dwelling Zones, Section 13.6 – Density and Height Development Regulations**, FOOTNOTES (Section 13.6.4(b)) be amended by deleting “within 400m of transit stop” and replace with “within 400m of a transit stop”;
65. AND THAT **Section 14 – Core Area & Other Zones, Section 14.1 – Core Area and Other Zone Categories**, be amended by deleting “Cora Area Zones” and replace with “Core Area Zones”;
66. AND THAT **Section 14 – Core Area & Other Zones, Section 14.2 – Commercial, Core Area, and Village Centre Zone Purposes**, VC1 – Village Centre, be amended by deleting “a variety of uses as specified to each Village Centre” and replace with “a variety of uses as specified for each Village Centre”;
67. AND THAT **Section 14 – Core Area & Other Zones, Section 14.3 – Urban Centre Zone Purposes**, UC1 – Downtown Urban Centre, be amended by deleting “and follows from the Capri-Landmark Urban Centre Plan” and replace with “and follows the Capri-Landmark Urban Centre Plan”;
68. AND THAT **Section 14 – Core Area & Other Zones, Section 14.3 – Urban Centre Zone Purposes**, UC5 – Pandosy Urban Centre, be amended by deleting “within the South Pandosy Urban Centre” and replace with “within the Pandosy Urban Centre”;
69. AND THAT **Section 14 – Core Area & Other Zones, 14.9 – Permitted Principal and Secondary Land Uses in Core Area and Other Zones, Section 14.9 – Principal and Secondary Land Uses in Core Area and Other Zones**, be amended by moving “Recycling Drop-Offs” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Recycling Plants”;
70. AND THAT **Section 14 – Core Area & Other Zones, 14.9 – Permitted Principal and Secondary Land Uses in Core Area and Other Zones, Section 14.9 – Principal and Secondary Land Uses in Core Area and Other Zones**, be amended by moving “Temporary Shelter Services” and all the

associated 'P' Principal Use, 'S' Secondary Use, '-' Not Permitted uses identified within each zone column before "Townhouses";

71. AND THAT **Section 14 – Core Area & Other Zones, 14.9 – Permitted Principal and Secondary Land Uses in Core Area and Other Zones, Section 14.9 – Principal and Secondary Land Uses in Core Area and Other Zones**, FOOTNOTES, be amended by deleting "(Section 14.9.)" and replace with "(Section 14.9)";
72. AND THAT **Section 14 – Core Area & Other Zones, 14.9 – Permitted Principal and Secondary Land Uses in Core Area and Other Zones, Section 14.9 – Principal and Secondary Land Uses in Core Area and Other Zones**, 3. Alcohol Production Facilities be amended by
 - a. deleting "Facilities" and replace with "Facility";
 - b. deleting "p¹" in the l3 column and replace it with "p²";
73. AND THAT **Section 14 – Core Area & Other Zones, Section 14.10 – Subdivision Regulations**, FOOTNOTES, be amended by deleting "(Section 14.10.)" and replace with "(Section 14.10)";
74. AND THAT **Section 14 – Core Area & Other Zones, Section 14.11 – Commercial and Urban Centre Zone Development Regulations**, FOOTNOTES, be amended by deleting "(Section 14.11.)" and replace with "(Section 14.11)";
75. AND THAT **Section 14 – Core Area & Other Zones, Section 14.11 – Commercial and Urban Centre Zone Development Regulations**, FOOTNOTES⁵, be amended by deleting "Except it the rear setback" and replace with "Except the rear setback";
76. AND THAT **Section 14 – Core Area & Other Zones, Section 14.11 – Commercial and Urban Centre Zone Development Regulations**, FOOTNOTES⁷, be amended by deleting "setback for the parkade is 1.5m" and replace with "setback for the parkade is 1.5m.";
77. AND THAT **Section 14 – Core Area & Other Zones, Section 14.12 – Industrial, Institutional, and Water Zone Development Regulations**, FOOTNOTES, be amended by deleting "(Section 14.12.)" and replace with "(Section 14.12)";
78. AND THAT **Section 14 – Core Area & Other Zones, Section 14.13 – Health District Development Regulations**, FOOTNOTES, be amended by deleting "(Section 14.13.)" and replace with "(Section 14.3)";
79. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.2.3 – CD12 Permitted Land Uses**, be amended by moving "Aircraft sales/rentals" and all the associated 'P' Principal Use, 'S' Secondary Use, '-' Not Permitted uses identified within each zone column before "Airports";
80. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.2.3 – CD12 Permitted Land Uses**, be amended by moving "Professional Services" and all the associated 'P' Principal Use, 'S' Secondary Use, '-' Not Permitted uses identified within each zone column before "Retail";
81. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.2.3 – CD12 Permitted Land Uses**, FOOTNOTES², be amended by deleting "shall not shall not" and replace with "shall not";
82. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.2.4 - CD12 Subdivision Regulations** be amended by deleting "FOOTNOTES (Section 15.2.4.):";
83. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.2.5 – CD12 Development Regulations** be amended by deleting "Section 15.2.5.)" and replace with "(Section 15.2.5)";

84. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.3.3 – CD17 Permitted Land Uses** be amended by
 - a. moving “Apartment Housing” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Child Care Centre, Major”;
 - b. moving “Health Services” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Home-Based Business, Minor”;
 - c. moving “Professional Services” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Retail”;
85. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.3.4 -CD17 Subdivision Regulations** be amended by deleting “FOOTNOTES (Section 15.4.)”;
86. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.3.5 – CD17 Development Regulations, FOOTNOTES**, be amended by deleting “(Section 15.3.5)” and replace with “(Section 15.3.5)”;
87. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.4.3 – CD18 Permitted Land Uses** be amended by moving “Agriculture Urban” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Alcohol Production Facility”;
88. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.4.4 – CD18 Subdivision Regulations** be amended by deleting “Area 1 Village Centre” and replace with “AREA 1 Village Centre”;
89. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.4.5 – CD18 Development Regulations, FOOTNOTES**, be amended by deleting “(Section 15.4.5)” and replace with “(Section 15.4.5)”;
90. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.5.3 – CD20 Permitted Land Uses** be amended by deleting “FOOTNOTES (Section 15.5.3.):”;
91. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.5.4 – CD20 Subdivision Regulations** be amended by deleting “FOOTNOTES (Section 15.5.4.):”;
92. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.5.5 – CD20 Development Regulations** be amended by deleting “FOOTNOTES (Section 15.5.5.):”;
93. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.3 – CD22 Permitted Land Uses** be amended by moving “Agriculture, Urban” and all the associated ‘P’ Principal Use, ‘S’ Secondary Use, ‘-’ Not Permitted uses identified within each zone column before “Apartment Housing”;
94. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.3 – CD22 Permitted Land Uses, FOOTNOTES** be amended by deleting “(Section 15.6.3.)” and replace with “(Section 15.6.3)”;
95. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.4 – CD22 Subdivision Regulations, FOOTNOTES**, be amended by deleting “Any lots are created” and replace with “Any lots created”;

96. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.4 – CD22 Subdivision Regulations**, FOOTNOTES, be amended by deleting “(Section 15.6.4.)” and replace with “(Section 15.6.4)”;
97. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.5 – CD22 Development Regulations**, FOOTNOTES, be amended by deleting “(Section 15.6.5.)” and replace with “(Section 15.6.5)”;
98. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.6.5 – CD22 Development Regulations**, FOOTNOTES ⁴, be amended by deleting “sub-areas A & B must be coordinated with of sub-areas C & G” and replace with “sub-areas A & B must be coordinated with sub-areas C & G”;
99. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.3 – CD26 Permitted Land Uses** be amended by moving “Agriculture, Urban” before “Apartment Housing”;
100. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.4 – CD26 Subdivision Regulations** be amended by deleting “FOOTNOTES (Section 15.7.4.)”;
101. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, Max. Height (b), be amended by deleting “as described in in the area located beyond 40m” and replace with “as described in the area located beyond 40m”;
102. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, Min. Amenities, Within Amenity Area A (a), be amended by deleting “Harvey Road” and replace with “Harvey Avenue”;
103. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, Min. Amenities, Within Amenity Area B (a), be amended by deleting “Harvey Road” and replace with “Harvey Avenue”;
104. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, Min. Setbacks (a), be amended by deleting “Harvey Road” and replace with “Harvey Avenue”;
105. AND THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, Max. Height (b) be amended as follows:
- By deleting the following after 22 storeys or 70 metres:
- “with except one building or structure shall be a maximum of 26 storeys or 82 m as described in in the area located beyond 40 m of Harvey Avenue the maximum height of one landmark building or structure shall be 26 storeys or 82 m.”;
- And replace with:
- “except one building or structure shall be a maximum of 26 storeys or 82 m.”;
106. AND FURTHER THAT **Section 15 – Comprehensive Development Zones, Section 15.7.5 – CD26 Development Regulations**, FOOTNOTES, be amended by deleting “(Section 15.7.5.)” and replace with “(Section 15.7.5)”;
107. 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 time by the Municipal Council this 3rd day of April, 2023.

Considered at a Public Hearing on the

Read a second and third time by the Municipal Council this

Approved under the Transportation Act this

(Approving Officer – Ministry of Transportation)

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk