### Development Permit DP23-0079

### Development Variance Permit DVP23-0170



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

### 3226 Appaloosa Road

and legally known as

Lot 1, Section 2, Township 23, ODYD, Plan EPP134314

and permits the land to be used for the following development:

### General Industrial

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

<u>Date of Council Approval:</u> February 13, 2024

Development Permit Area: Form and Character

Existing Zone: I2 – General Industrial

Future Land Use Designation: IND - Industrial

Community Planning and Development Manager

Planning & Development Services

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

### 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.

Applicant:	Jack Priestley – Orion Commercial Construction Ltd.
A 1: .	
Owner:	Astria Academy Nominee Ltd., Inc.No. BC1396329



### 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

THAT Council authorizes the issuance of Development Permit No. DP23-0079 and Development Variance Permit DVP23-0170 for Lot 1, Section 2, Township 23, ODYD, Plan 134314 located at at 3226 Appaloosa Road, Kelowna, BC, subject to the following:

- 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";
- d) The applicant be required to post with the City a Landscape Performance Security deposit in the amount of 125% of the estimated value of the Landscape Plan, as determined by a Registered Landscape Architect;

AND FURTHER THAT this Development Permit is valid for two (2) years from the date of Manager 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 use 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 as per the conditions of this permit, the security shall be returned to the Developer or his or her designate following proof of Substantial Compliance as defined in Bylaw No. 12310. There is filed accordingly:

a) An Irrevocable Letter of Credit OR certified cheque OR a Surety Bond in the amount of \$62,682.50

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.

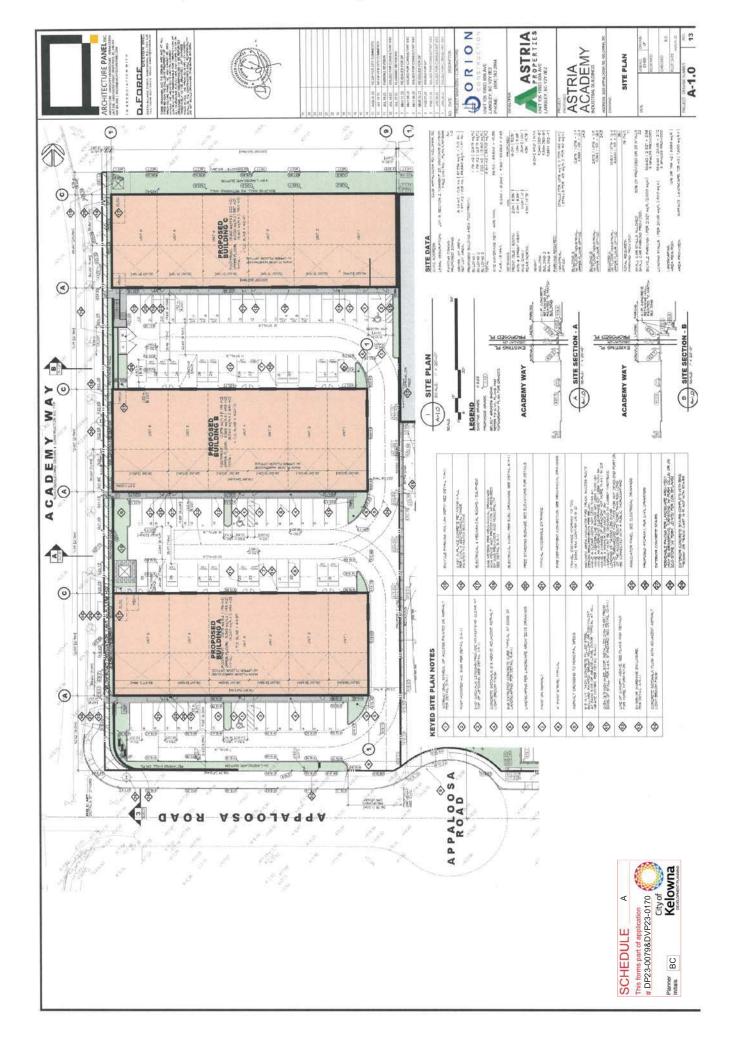
### 4. INDEMNIFICATION

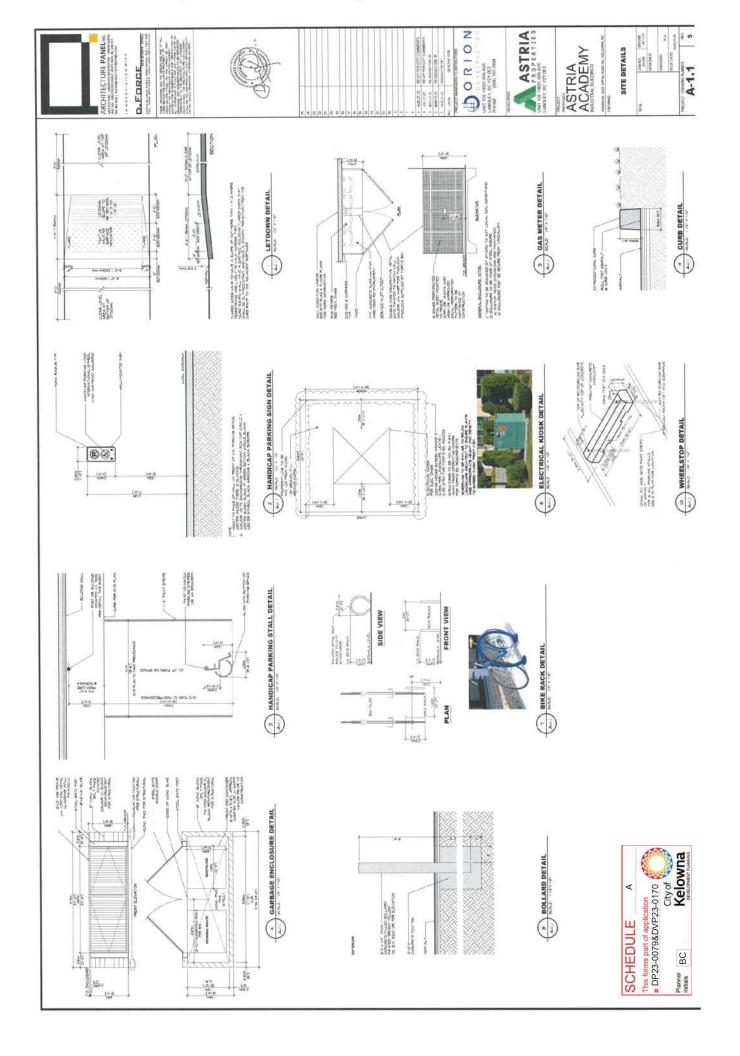
Upon commencement of the works authorized by this Permit the Developer covenants and agrees to save harmless and effectually indemnify the Municipality against:

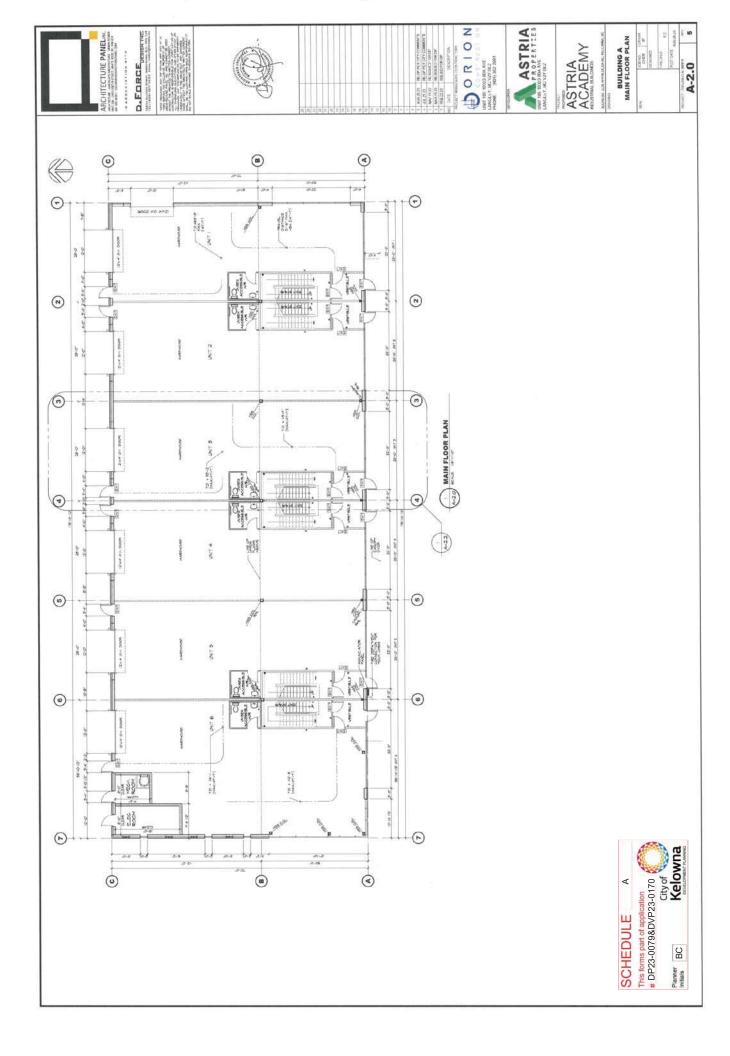
a) All actions and proceedings, costs, damages, expenses, claims, and demands whatsoever and by whomsoever brought, by reason of the Municipality said Permit.

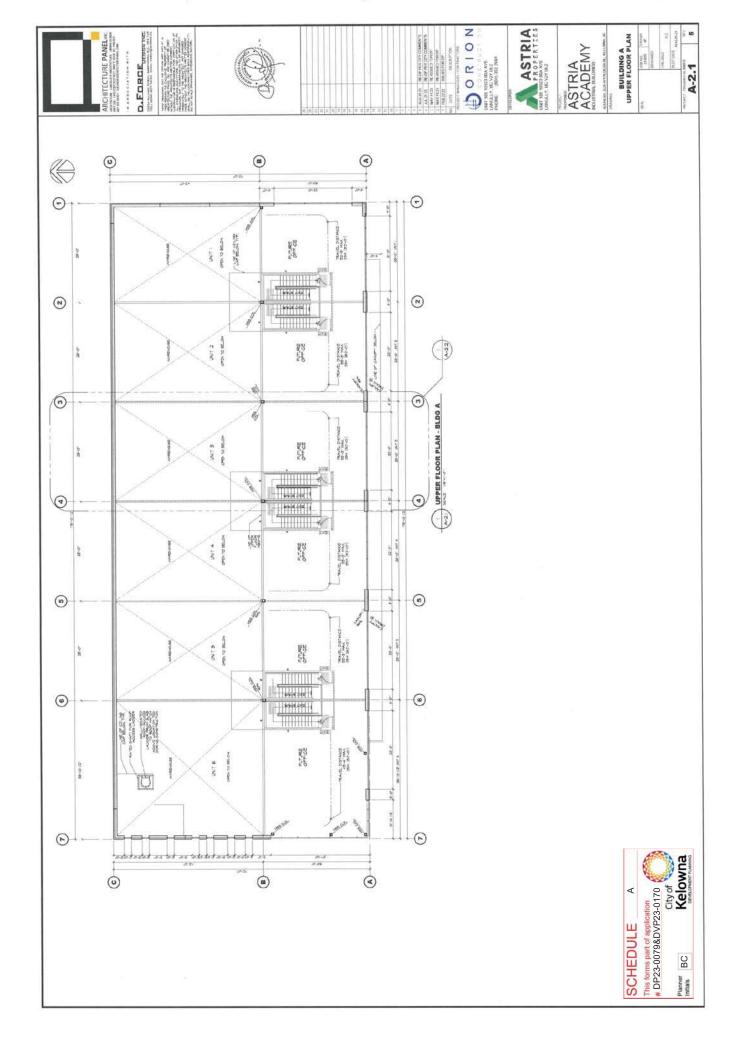
All costs, expenses, claims that may be incurred by the Municipality where the construction, engineering or other types of works as called for by the Permit results in damages to any property owned in whole or in part by the Municipality or which the Municipality by duty or custom is obliged, directly or indirectly in any way or to any degree, to construct, repair, or maintain.

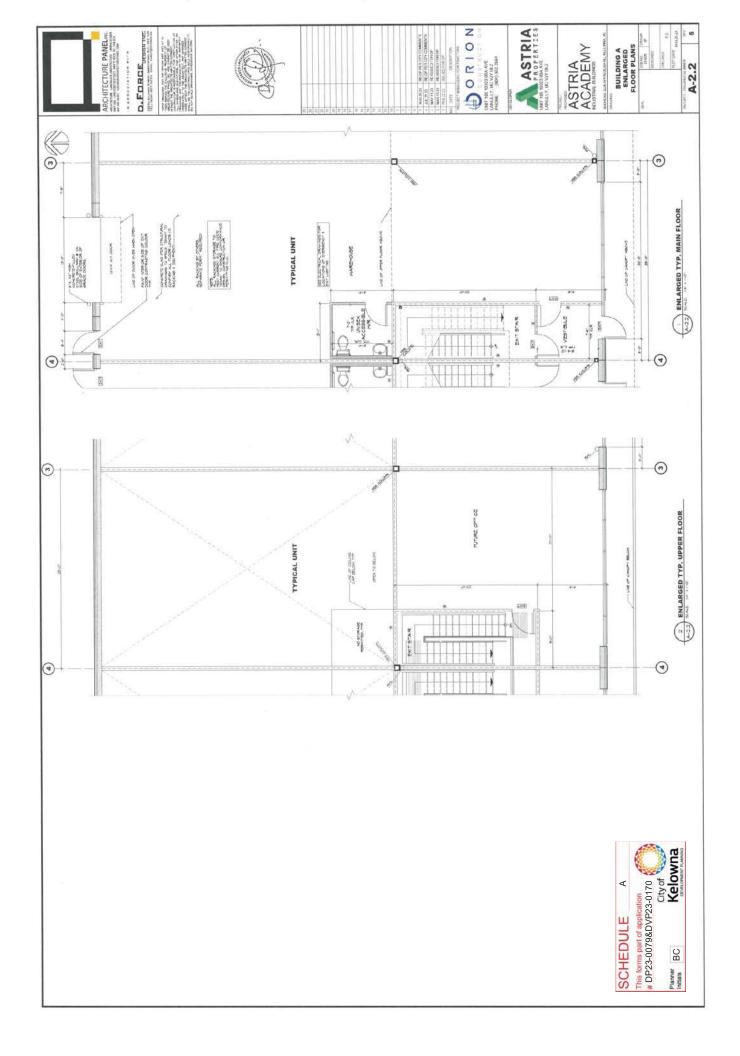
The PERMIT HOLDER is the <u>CURRENT LAND OWNER</u>. Security shall <u>ONLY</u> be returned to the signatory of the Landscape Agreement or their designates.

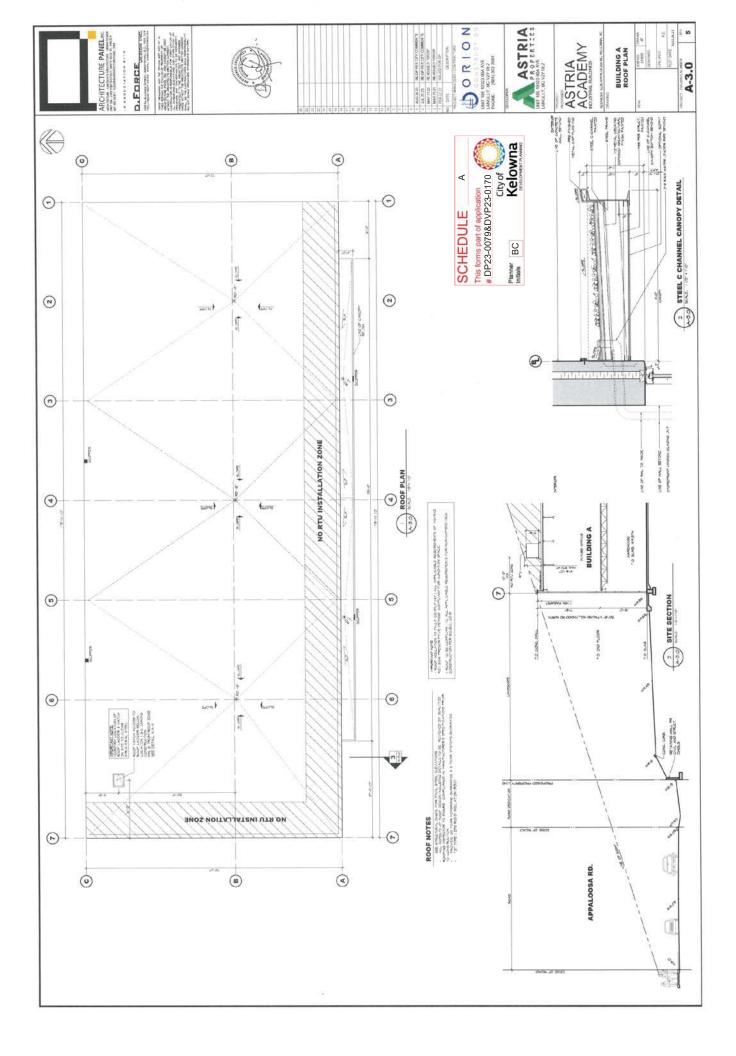


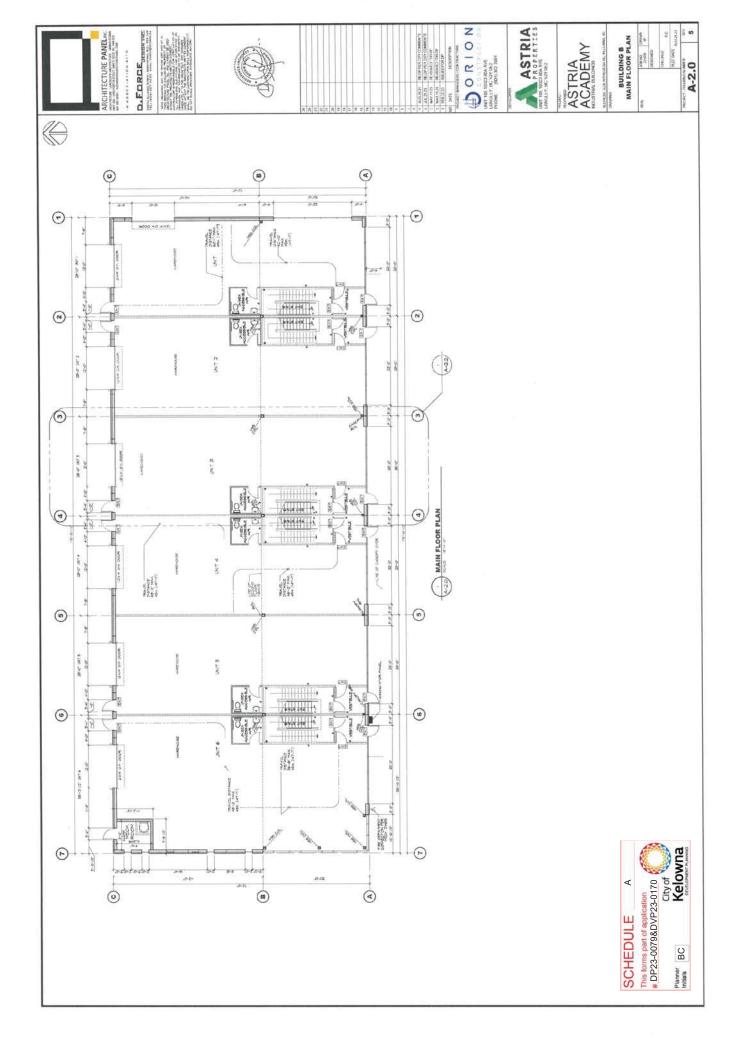


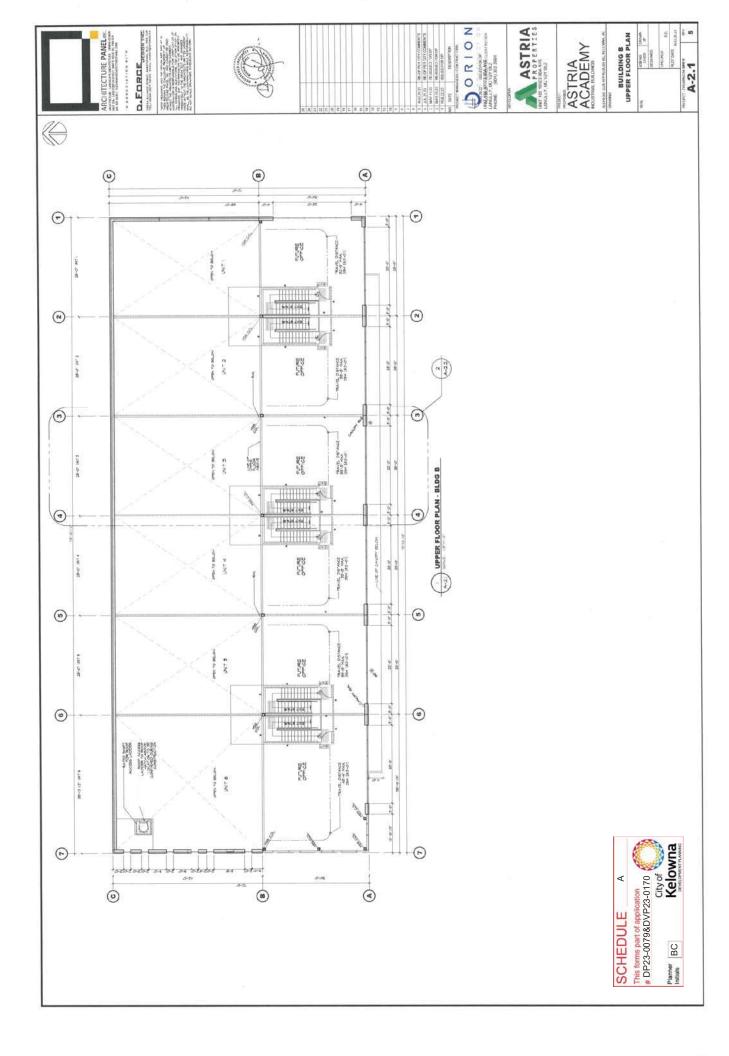


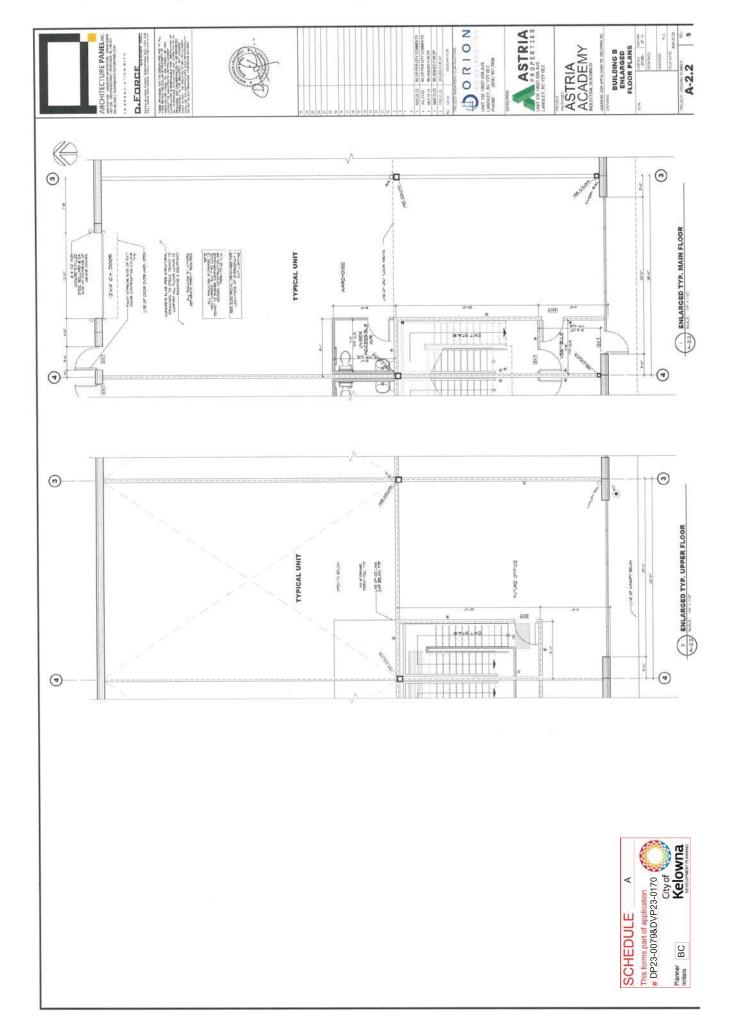


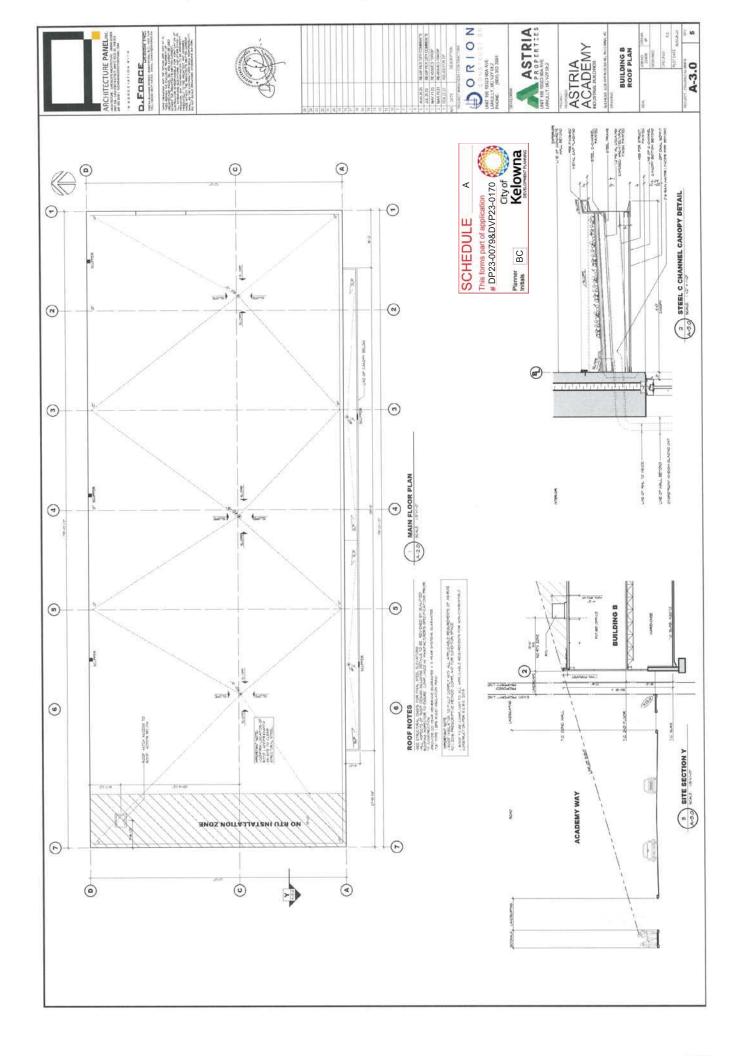


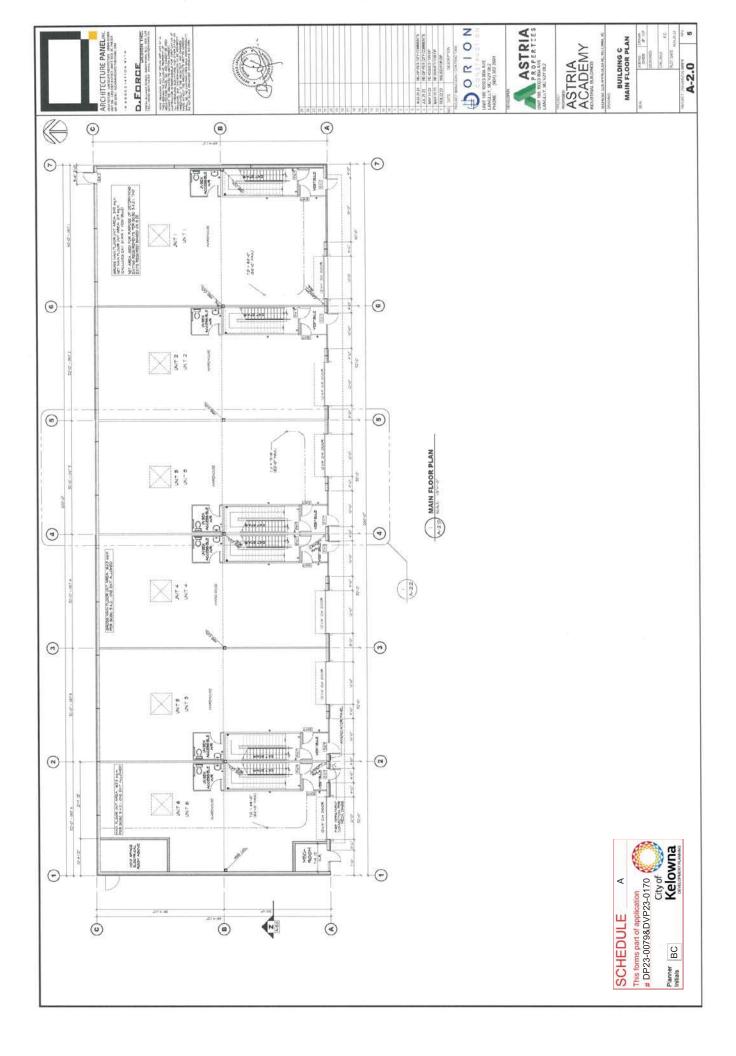


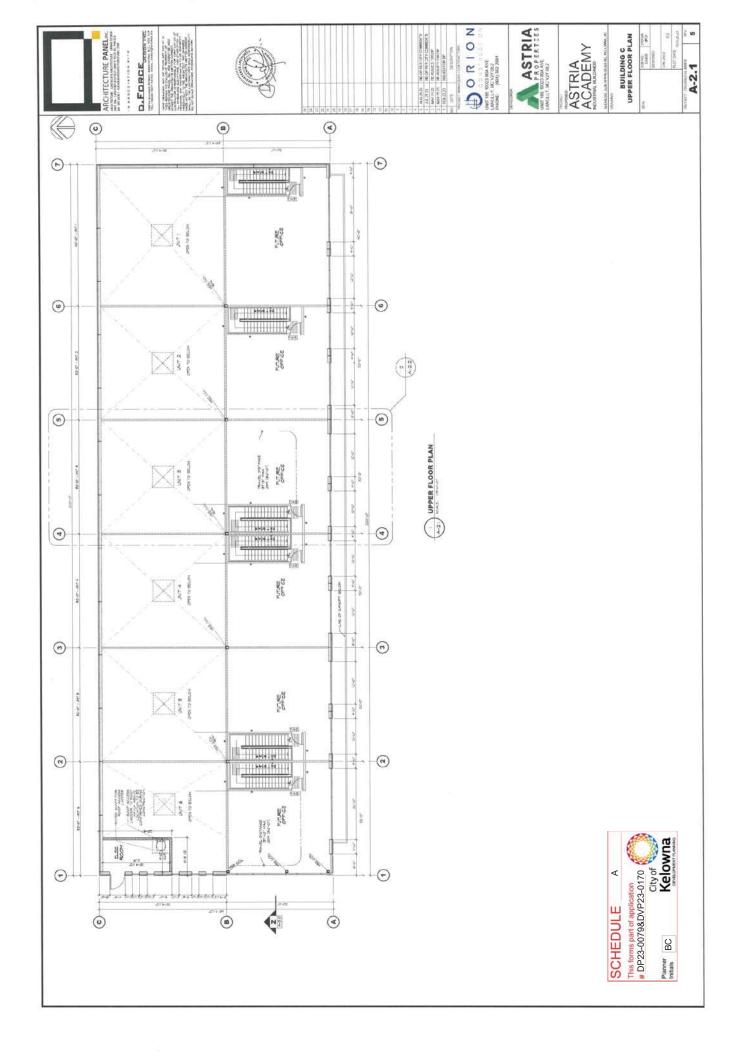


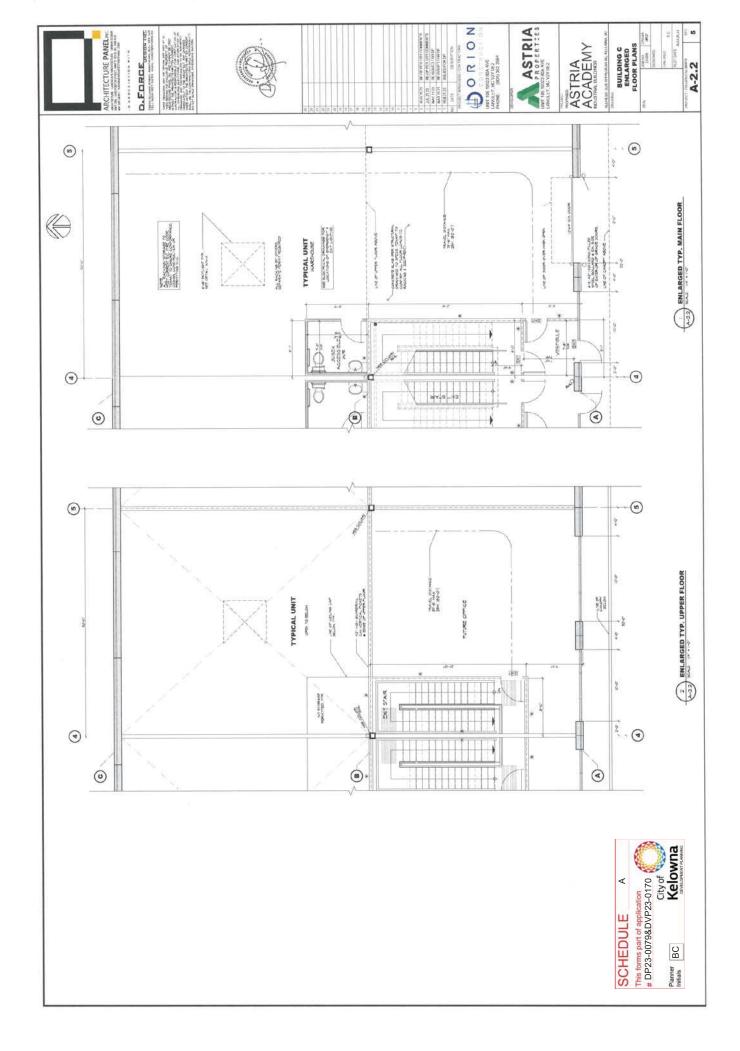


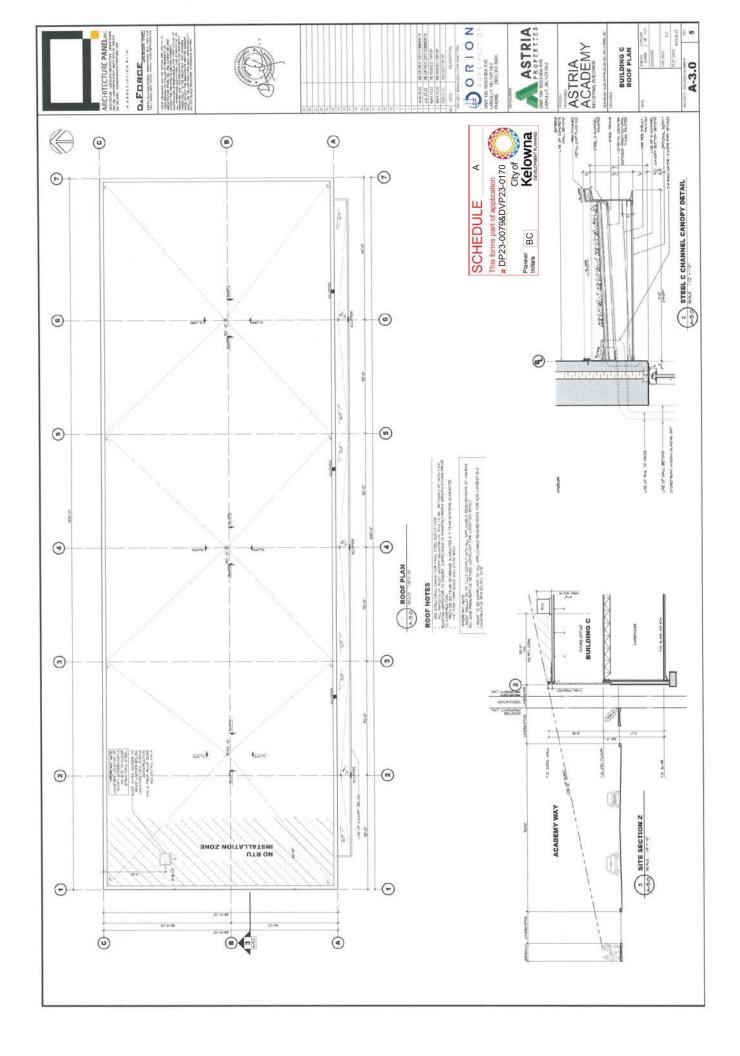


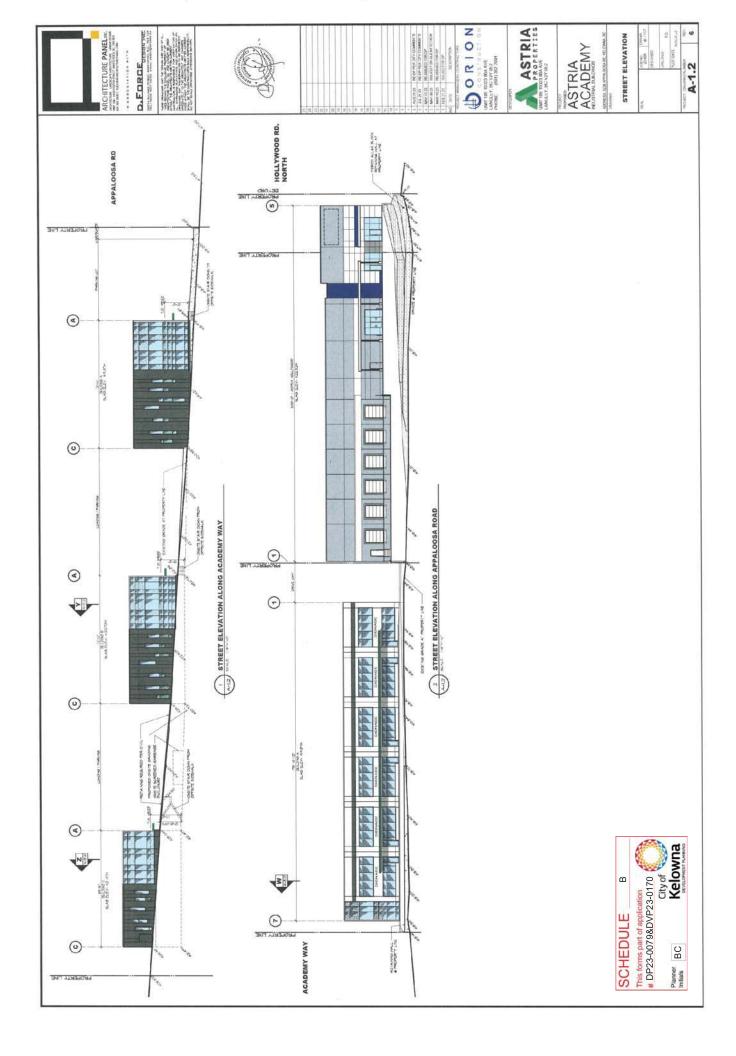


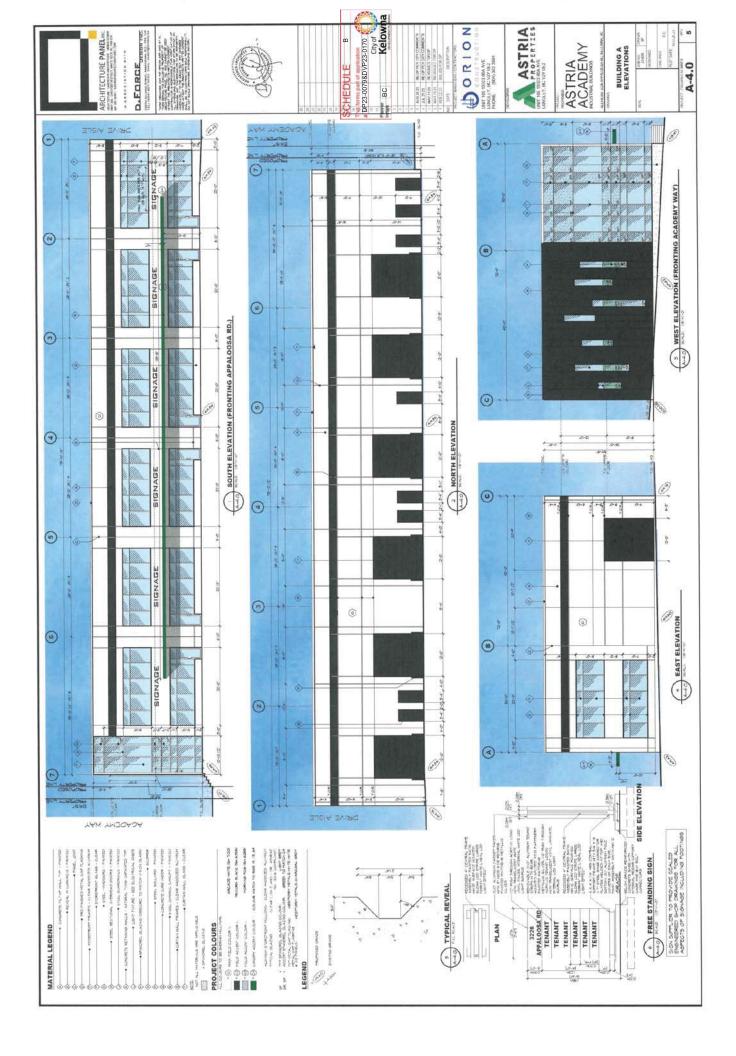


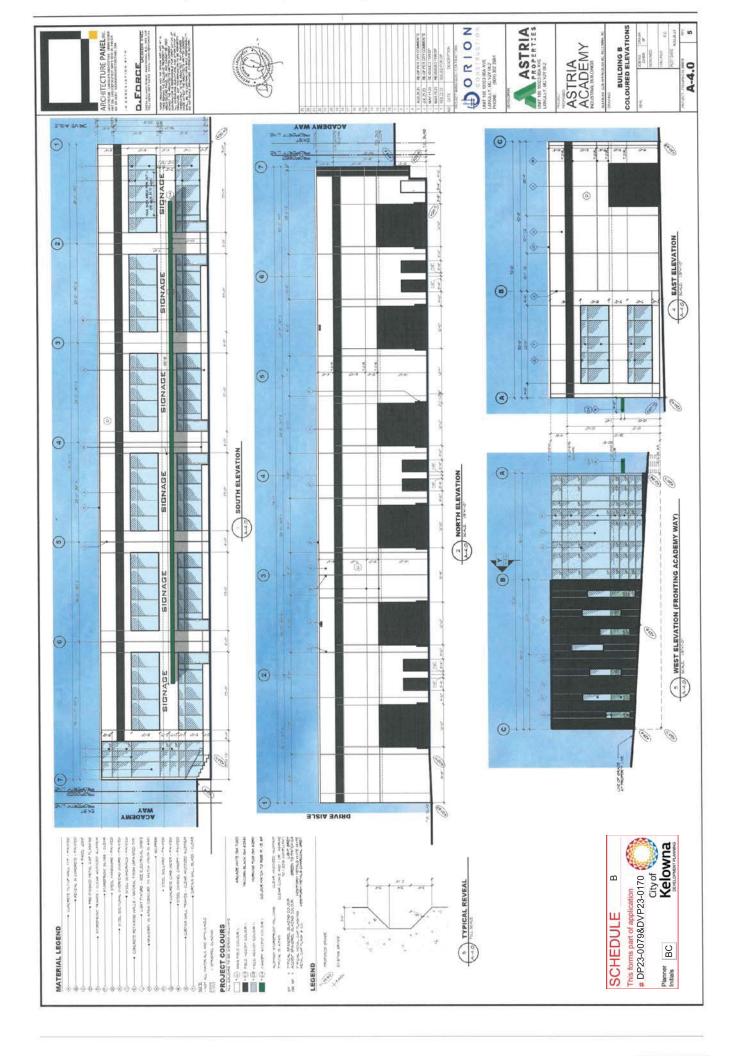


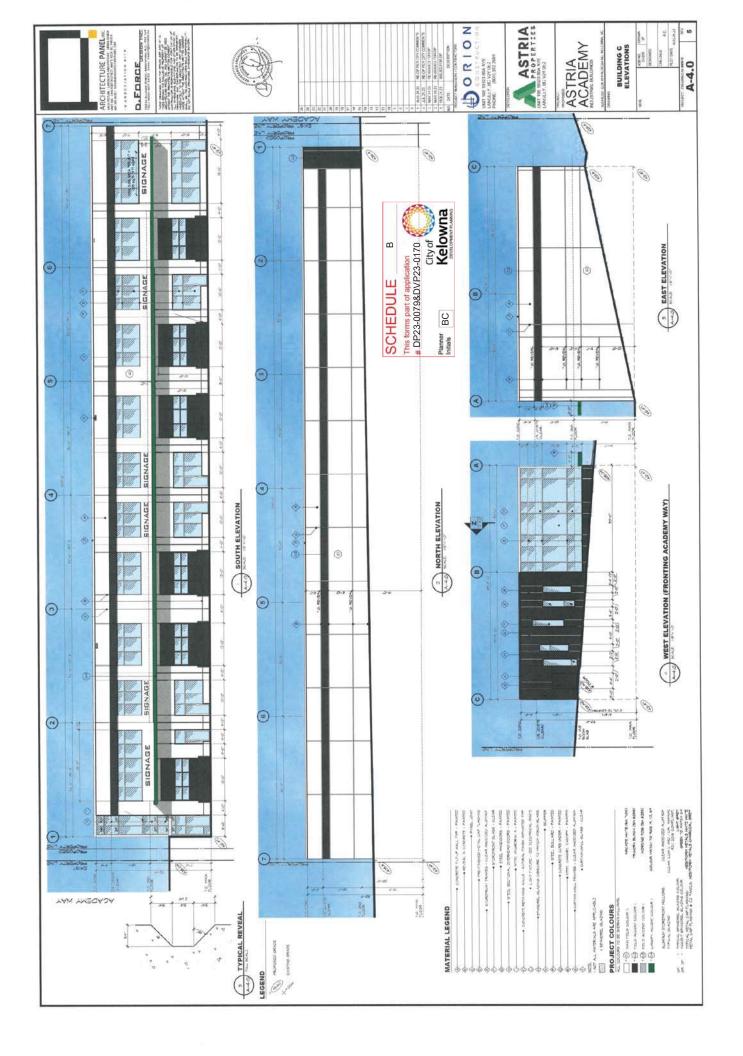












# **MATERIAL & COLOUR BOARD**





ORION CONSTRUCTION UNIT 105 19923 80A AVE LANGLEY, BC V2Y 0E2 PHONE: (604) 362-2994

CIVIC ADDRESS: 3226 APPALOOSA RD, KELOWNA, BC LEGAL ADDRESS: LOT 15, SECTION 2, TOWNSHIP 23, OSOYOOS DIVISION YALE DISTRICT, PLAN KAP18861



D.FORCE OFFIGN INC.

ARCADE WHITE (SW 7100) MAIN FIELD COLOUR

ACCENT COLOUR ROCK BOTTOM (SW 7062)







TYPICAL METAL CAP FLASHING WESTFORM METALS WHITE WHITE

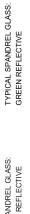






TYPICAL GLASS: CLEAR







ROOFING MATERIAL GRAVEL BALLAST ALUMINUM STOREFRONT MULLIONS CLEAR ANODIZED ALUMINUM

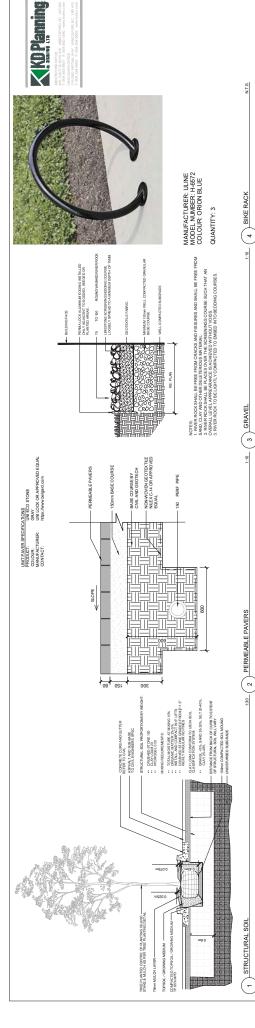






This forms part of application
# DP23-0079&DVP23-0170
City of City of Kelowna



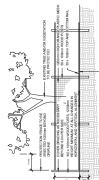






This forms pert of application

\$\frac{\text{\$\exititt{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\texi{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\text{\$\texi{\$\text{\$\e



ASTRIA ACADEMY INDUSTRIAL BUILDINGS

3226 APPALOOSA ROAD KELOWNA, BC

DETAILS

L EXISTING GRADES WITHIN FENCE TO REMAIN UNCHANGED AND UNDSTURBED In Africanomy of Paris In the Result of Repair To Underson Management (Paris In Africanomy of Management In A

TREE PROTECTION DETAIL

DECIDUOUS TREE

90 mm HIGH TB/P CRARY WATER RING / 801.
BASH AND TREE PT.
CLI TOF A REMOVE ALL STRAPS, TAWE, WIRE BASKETS, ETC.
LOOSEN & FOLD BACK BERLAP TO BOTTOM OF PLANTING HOLE. 9) I'M WIDE WOVEN NYLON BANDING IN FIGURE 8 PATTERN NITACHED TO WOOD STANDIS W! SHINGLE NAIL OR HEAVY DUTY STAPLE OR APPROVED EQUAL 2. 0 mm ROWID PRESSURE TREATED STAKES SET VERTICALLY & FIRMLY INTO UNDSTUBBED SUBSOL.
ALKS STAKES PARALLE, WITH ADJACENT SIDEWALKS & PARALLER WITH ADJACENT SIDEWALKS STAKES STAKED STOOD STOOD AND STAKES SOOT TOOD AMAGE OF TO MINI DEPTH OF BARK MALICH TARBA A TOP OF ROOTBULL SO TREE BASE EXPOSED.

N.T.S.

2

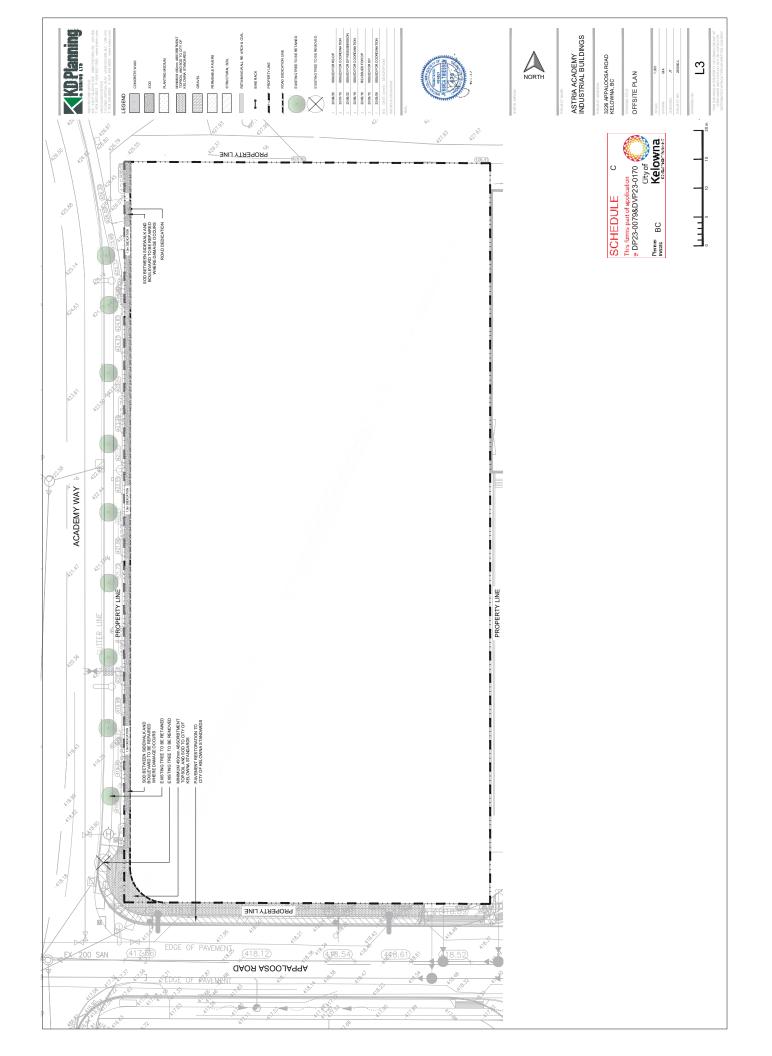
N.T.S. SHRUB AND PERENNIAL PLANTING DETAIL

CONIFEROUS TREE

UT OFF & REMOVE ALL STRAPS, TWINE WIRE BASKETS, ETC. COSEN & FOLD BACK BURLAP TO BOTTOM OF PLANTINGHOLE. 50 mm WIDE WOMEN IN LON BANDING IN ROLINE 8 PATTERN INTACHED TO WOOD STAKES WISHINGLE WILL OR HEAVY DUT DUTY STARLI OR APPROVIDE IQUAL.

SINGLE STRAKHT LEADER REQUIRED - DO N PRINCE ANY DAMAGED OR DEAD BRANCHES. DONOT REMOVE LEADERS

230060-L







Date:

2023.08.18

Project No. 230050

### LANDSCAPE PROPOSAL OF COSTS

Astria Academy

3226 Appaloosa Road Kelowna, BC

**British Columbia** 

NO.	ITEM	QUANTITY	UNIT	UNIT COST	TOTAL COST
	Supplied and Installed with 1 year warranty Softscape				
1.0	Deciduous trees 60mm cal.	19	each	\$350.00	\$6,650.00
2.0	Coniferous trees 3.5m & 4.5m ht.	6	each	\$400.00	\$2,400.00
3.0	Shrubs #3 pot	152	each	\$30.00	\$4,560.00
4.0	Shrubs #5 pot	135	each	\$30.00	\$4,050.00
5.0	Shrubs #2 pot	12	each	\$50.00	\$600.00
6.0	Perennials, Grasses, Groundcovers Potted	309	each	\$15.00	\$4,635.00
				Plant Sub-total	\$22,895.00
7.0	Permeable Pavers	15	sq.m	\$35.00	\$525.00
7.0	Composted Bark Mulch	51	cub.m.	\$30.00	\$1,530.00
8.0	450mm topsoil	230	cub.m.	\$30.00	\$6,900.00
9.0	200mm topsoil	22	cub.m.	\$18.00	\$396.00
10.0	Structural Soil	103	cub.m.	\$130.00	\$13,390.00
11.0	Gravel	137	cub.m.	\$30.00	\$4,110.00
	Site Furniture				
12.0	Single Bike Rack	1	each	\$400.00	\$400.00

LANDSCAPE PROPOSED TOTAL \$50,146.00





### FORM & CHARACTER - DEVELOPMENT PERMIT GUIDELINES

Consideration has been given to the following guidelines as identified in Chapter 18 of the City of Kelowna 2040 Official Community Plan:

	SECTION 6.o: RETAIL, COMMERCIAL AND INDUSTRIAL							
RA	ATE PROPOSALS COMPLIANCE TO PERTINENT GUIDELINE	N/A	1	2	3	4	5	
	is least complying & 5 is highly complying)							
	ı General Guidelines		•					
6.:	1.1 Relationship to the Street	N/A	1	2	3	4	5	
a.	Orient the long side of each building to be parallel to the public street.					~		
b.	Locate entries to be visible and directly accessible from the public street.					~		
C.	For buildings fronting highways, entries can be located away from the street, as long as there is a direct pedestrian connection to the site.	~						
d.	Avoid blank walls adjacent to the highway, streets, walkways, parks, or other amenity spaces.					~		
6.:	1.2 Site Planning and Landscaping	N/A	1	2	3	4	5	
a.	Locate buildings to ensure good sight lines for vehicular and pedestrian traffic.						<b>~</b>	
b.	Provide direct, safe, continuous, and clearly defined pedestrian access from public sidewalks, parking areas, and transit stops to building entrances.						<b>~</b>	
C.	Use large canopy trees to define the public realm (e.g. at the sidewalk and property edge facing the street)					~		
d. •	Distribute trees and landscaping throughout the site in order to: Soften property edges facing the street; Define internal roads, pedestrian routes, and open spaces;							
•	Create pleasant pedestrian conditions; Screen parking, loading, service, and utility areas;					~		
•	Manage stormwater on-site; and Break up large rows of parking by substituting a parking stall with a canopy tree in planter every 8-10 parking stalls;							
e.	Provide on-site bio-retention facilities (e.g. bioswales, rain gardens) to collect, store and filter stormwater from parking areas.	~						
f.	Use permeable materials such as paving blocks or permeable concrete in parking areas to maximize rainwater infiltration.	~						
g.	Pedestrian pathways should provide clear sight lines and connect the following:							
•	Parking areas to building entrances;  Main building entrances to public sidewalks (where applicable);  Main building entrances to transit stopes (where applicable);						<b>~</b>	
•	Between buildings on adjacent lots.							

DP23-0079 & DVP23-0170 February 13, 2024

h.	Provide separation between vehicular routes (especially truck						
	access/loading) and pedestrian routes on-site to avoid conflict and						
	distinguish pedestrian routes from driving surfaces by using varied					~	
	paving treatments and/or raising walkways to curb level.						
i.	Base new development on an internal circulation pattern that						
	allows logical movement throughout the site and that will						<b>~</b>
	accommodate, and not preclude, intensification over time.						
6.1	.3 Site Servicing, Access, and Parking	N/A	1	2	3	4	5
a.	Design site accesses to provide the potential for future shared						
	access with neighbours and to minimize curb cuts.						
b.	Where practical, link access drives and parking lots of adjacent						
	properties in order to allow for circulation of vehicles between	<b>~</b>					
	sites.						
c.	The preferred location for main parking areas is at the rear and/or						
	side of the building. Avoid locating large parking areas between					<b>~</b>	
	the building and the street.						
d.	Where parking areas are visible from the street, screen them using						
	strategies such as tree planting, berming, low walls, decorative						<b>~</b>
	fencing and/or hedging.						
e.	Break parking areas into smaller blocks defined by landscaping in						
	order to minimize the amount of paved areas.						
f.	Locate loading, utilities, mechanical equipment and garbage						
ı	collection areas away from public view by:						
•	Integrating these facilities into the footprint of the building; or						
•	Screening using fencing, walls, and/or landscaping						
g.	Provide areas for temporary snow storage that do not conflict						
	with site circulation, landscaping, and access to utility boxes. For					<b>~</b>	
	example, by providing access via a lane away from public view.						
6.1	.4 Building Articulation, Features, and Materials	N/A	1	2	3	4	5
a.	Avoid facing unarticulated facades to the street and use						
ı	projections, recesses, arcades, awnings, color, and texture to					<b>~</b>	
	improve the pedestrian experience						
b.	Design primary entrances to face the street, exhibit design						
ı	emphasis, and provide weather protection by means of canopy or					<b>~</b>	
	recessed entry.						
c.	Design buildings such that their form and architectural character						
	reflect the building's internal function and use (e.g. an industrial						<b>~</b>
	building, a large format retail mall).						
d.	Design signage as an integral element of the building's façade and						
	to be compatible in scale and design with the design, color and					<b>~</b>	
	material of the building.						
e.	Allow for brand identification where there are multiple buildings						
	and uses on a site, but avoid individual corporate image, color, and	<b>✓</b>					
	signage back-lit signs from dominating the site.						
f.	Locate, size and design ground-mounted signs to be oriented to	.,					
	pedestrians as opposed to vehicles.						

DP23-0079 & DVP23-0170 February 13, 2024

g.	Provide shielded, down lighting to provide security and ambient						
	lighting while minimizing light pollution and spill over lighting into					<b>~</b>	
	adjacent properties.						
h.	Provide weather protection at building entrances close to transit						
	stops, and in areas with pedestrian amenities.						
i.	Incorporate substantial, natural building materials such as	<b>/</b>					
	masonry, stone, and wood into building facades.						
j.	Use an integrated, consistent range of materials and colors and						
	provide variety by, for example, using accent colors.						Ľ
_	6.4 Industrial and Service Commercial						
6.4	1 Relationship to the Street	N/A	1	2	3	4	5
a.	Design primary entries to be clearly visible and accessible from the						<b>/</b>
	street.						Ľ
b.	Site the building's primary façade parallel to the street and close					_	
	to the minimum setback to establish a defined street edge.					Ť	
C.	Include glazing, as a major component of street facing facades.						<b>~</b>
d.	Maintain and enhance street edge definition by preserving or					_	
	incorporating street trees.					Ľ	
e.	Locate the office, reception, or sales component of the building					_	
_	closer to the street than the plant or warehouse component.					•	
f.	Do not locate service doors (e.g., an overhead loading door) facing						<b>/</b>
_	the street.						
	2 Site Planning and Landscaping	N/A	1	2	3	4	5
a.	Pedestrian pathways should provide clear sight lines and connect						<b>~</b>
_	the building to outdoor amenity spaces.						
b.	Consider providing landscaped green roofs to manage runoff, add						
	visual appeal, improve energy efficiency, reduce heat island effect,	<b>~</b>					
•	and provide amenity value.	NI/A	_	_	_	_	_
	3 Site Servicing, Access, and Parking	N/A	1	2	3	4	5
a.	The preferred location for main parking areas is at the rear and/or side of the building.					~	
b.	Avoid locating large parking areas between the building and						
	street. A single loaded row of visitor parking and passenger drop-						<b>~</b>
	off areas may be located between the building and the street.						
C.	Where parking areas are visible from the street, screen it using						
	strategies such as tree planting, berming, low walls, decorative						<b>  ~</b>
	fencing and/or hedging.						
d.	Break parking areas into smaller blocks defined by landscaping in						
	order to minimize the amount of paved areas.						
e.	Locate outdoor storage areas within rear yards and/or interior side						
	yards and screened from street view.						
6.4	4 Building Articulation, Features and Materials	N/A	1	2	3	4	5
a.	Avoid facing unarticulated facades to the street and use						
	projections, recesses, plantings, awnings, color and texture to						<b>/</b>
	reduce the visual size of any unglazed walls.						

DP23-0079 & DVP23-0170 February 13, 2024

b.	Use different exterior materials to distinguish between the				
	plant/warehouse component of a building from the office/sales			<b>~</b>	
	component.				

5.1	5 Publicly Accessible and Private Open Spaces	N/A	1	2	3	4	5
Pυ	Public Art						
a.	Where applicable, integrate public art on-site to generate interest and activity and reflect the unique natural, Indigenous, or human history of Kelowna.						>
b.	Provide adequate building setbacks and space to accommodate the pedestrian view and experience of public art installations.						>
C.	Site artwork at key pedestrian spaces such as courtyards, midblock connections, lanes, and plazas.					~	

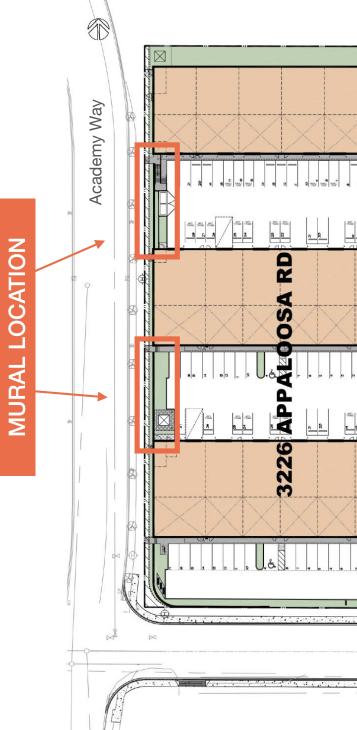


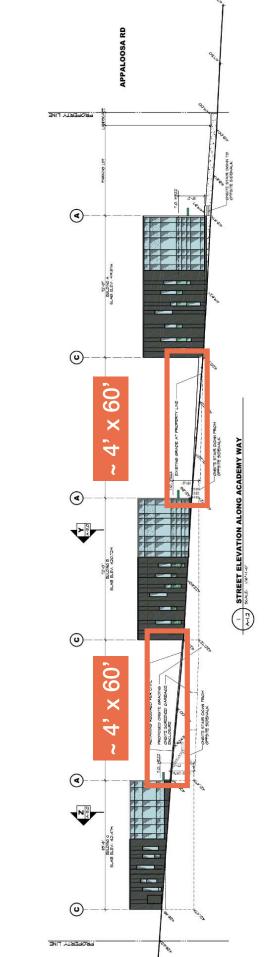
ASTRIA PROPERTIES | 3226 APPALOOSA ROAD, KELOWNA BC MURAL CONCEPT



## JOMAE









# PROPOSED SURFACE MATERIAL POWDER COATED ALUMINIUM BLADE FENCE



Powder-coated 4' vertical, aluminium blade fence



Visual Mock-up of proposed painted area. Fronts of the batons would be painted. Not an actual rendering of what the final artwork will look like.



## DESIGN PROCESS

designs that uplift the building and surroundings. Our artwork is designed to create welcoming spaces that enrich the Our design process is very collaborative. We work closely with our clients to visualize and bring to life complimentary property, and reflect positively on the businesses within the development.

Our typical design process is straight-forward. We begin by creating an inspiration board that is collaboratively edited to include ideas that align with the project, and weed out ideas that do not. From there, we create 2 workable artwork drafts that we can edit and refine until it becomes the final design that you love. The finalized artwork will be exactly as it appears in our digital drafts, and we will paint it on-site once the fence has been installed and surface prepped for painting.



## INSTALLATION

Our proposed mural design will be painted directly onto the front of the aluminium fence after preparing the surface for painting (sanding and priming)

- (water-based primer-sealer-stain blocker with excellent adhesion that provides mildew resistant coating, and is • We require the aluminum surface to be sanded dull, and then we will prime it with Kilz 3 Premium Exterior Primer suitable for a variety of surfaces and textures.)
- We use **Aura Exterior Latex Paint** from Benjamin Moore (lifespan of 20+ years), paired with an optional top coating of Benjamin Moore Corotech Aliphatic Urethane (which has the potential to extend the mural's lifespan up to 50 years).

Aliphatic Urethane provides UV Resistance, and is a good product to use as a protective top-coat. It can withstand pressure washing and the use of solvents to remove graffiti/vandalism without damaging the artwork underneath. It will also protect the artwork from sprinklers used in surrounding landscaping.





## PROJECT TIMELINE

3 DAY PREP | 20 DAY MURAL INSTALL | 2 DAY ALIPHATIC | 1-2 DAY WRAP-UP

# TOTAL PROJECT DURATION: ESTIMATED 27 BUSINESS DAYS

EXACT DATES TO BE COORDINATED WITH PROJECT LIAISONS

- STEP 1: Site visit to confirm access (water, electrical, and all other project logistics). 50% project deposit is required at a minimum 2 weeks prior to beginning work.
- STEP 2: Wall preparation begins, estimated 2-3 days. Sanding and priming. If possible, we ask that he surface is pre-sanded prior to our arrival.
- STEP 3: Mural installation, estimated 10 business days per 60' section. We will use a projection to outline the design over the first 2 nights, mural painting for the following days.
- process is entirely dependant on the weather, which may result in additional days of security (See application time is early morning before the fence gets too hot (zero precipitation or wind). This STEP 4: Once painting is completed, optional aliphatic urethane coating can be applied. Ideal page 7). Product dry to touch in around 4 hours, full cure in 12-24 hours.
- STEP 5: Project completion, material clean up, project overview with site liaison, invoice remaining project payment.



## SECURITY & MAINTENANCE

Between the completion of the artwork and the application of the Urethane, we may require security/supervision for the applied (12-24 hours for full cure). We have experience with this product, having applied it on a number of our previous Urethane application will need to occur during the coolest part of the day, and will be dry to the touch 2 hours after artwork. If the mural is vandalized during any portion of the urethane coating, the artwork will be permanently damaged. mural projects.

property manager. This will help track the maintenance that occurs, and determine if the Urethane coating needs to be NOTE: We suggest the creation of a maintenance plan for cleaning/graffiti removal, including incident reports for re-applied. The suggested re-application of the Aliphatic Urethane is every 10 years.



### **LOGISTICS**

## MATERIALS I REQUIREMENTS I ACCESS

- Benjamin Moore Aura Exterior Latex Paint in our chosen colour palette, and all other pertinent materials (rollers, brushes, tape, etc.).
- Wall priming materials & tools: Pre-sanded fence surface, Kilz 3 Premium Primer. •
- Moduloc fencing if necessary. Alternatively, we will use delineator posts with caution tape around our work
- Un-restricted access to the site, as well as no access interruptions, or other ground disturbing construction occurring in the immediate area that might kick-up dust or dirt.
- We require all landscaping in the area to be completed AFTER painting has been completed.
- Access to electrical outlet for power cords.
- Access to water and bathroom for cleaning brushes etc.
- OPTIONAL Anti-graffiti coating: One application of Corotech Aliphatic Urethane from Benjamin Moore is our product of choice (Product specifications attached at the end of this PDF).

NOTE: We have WCB, MEWP Certification, and we both have our PPE certification and equipment.

# PORTFOLIO EXAMPLES



IRONMAN CANADA Vinyl Mural, 2022. (Rotary Park, Penticton, BC)



BANK OF MONTREAL Painted Mural, 2022. (North Vancouver, B.C.)



**WESTMINSTER, Mission Group** Painted Mural, Anti-graffiti coating, 2023. (Westminster Ave. Penticton BC.)



Kelowna

Planner Initials BC

This forms part of application # DP23-0079/DVP23-0170 ATTACHMENT

METRO COMMUNITY Painted Mural, Anti-graffiti coating, 2020. (Coronation Ave, Kelowna, BC.)



OK TIRE Painted Mural, Anti-graffiti coating, 2020. (Gray Road, Kelowna, BC.)



VIEW MORE PORTFOLIO HERE