

Report to Council



Date: July 11, 2022
To: Council
From: City Manager
Subject: Amendments to Various City of Kelowna Bylaws to Align with City of Kelowna Zoning Bylaw No. 12375
Department: Development Planning

Recommendation:

THAT Council, receives, for information, the Report from the Development Planning Department dated July 11, 2022 regarding bylaw amendments associated with a new Zoning Bylaw:

- A. AND THAT Bylaw No. 12353 being Amendment No. 15 to the City of Kelowna Building Bylaw No. 7245 be forwarded for reading consideration;
- B. AND THAT Bylaw No. 12354 being Amendment No. 7 to the City of Kelowna Animal and Poultry Regulation and Animal Pound Bylaw No. 5421-82 be forwarded for reading consideration;
- C. AND THAT Bylaw No. 12355 being Amendment No. 20 to the City of Kelowna Business Licence and Regulation Bylaw No. 7878 be forwarded for reading consideration;
- D. AND THAT Bylaw No. 12356 being Amendment No. 22 to the City of Kelowna Subdivision, Development & Servicing Bylaw No. 7900 be forwarded for reading consideration;
- E. AND THAT Bylaw No. 12358 being Amendment No. 4 to the City of Kelowna Building Numbering Bylaw No. 7071 be forwarded for reading consideration;
- F. AND THAT Bylaw No. 12359 being Amendment No. 10 to the City of Kelowna Revitalization Tax Exemption Bylaw No. 9561 be forwarded for reading consideration;
- G. AND THAT Bylaw No. 12360 being Amendment No. 2 to the City of Kelowna Good Neighbour Bylaw No. 11500 be forwarded for reading consideration;
- H. AND THAT Bylaw No. 12361 being Amendment No. 3 to the City of Kelowna Soil Removal and Deposit Regulation Bylaw No. 9612 be forwarded for reading consideration;

- I. AND THAT Bylaw No. 12363 being Amendment No. 1 to the City of Kelowna Short-Term Rental Accommodation Business Licence and Regulation Bylaw No. 11720 be forwarded for reading consideration;
- J. AND THAT Bylaw No. 12364 being Amendment No. 42 to the City of Kelowna Traffic Bylaw No. 8120 be forwarded for reading consideration;
- K. AND THAT Bylaw No. 12365 being Amendment No. 3 to the City of Kelowna Payment in Lieu of Parking Bylaw No. 8125 be forwarded for reading consideration;
- L. AND THAT Bylaw No. 12368 being Amendment No. 13 to the City of Kelowna Development Application Fees Bylaw No. 10560 be forwarded for reading consideration;
- M. AND THAT Bylaw No. 12369 being Amendment No. 32 to the City of Kelowna Bylaw Notice Enforcement Bylaw No. 10475 be forwarded for reading consideration.

Purpose:

To amend various City of Kelowna Bylaws to update wording to reflect the proposed repeal of City of Kelowna Zoning Bylaw No. 8000 to be replaced with City of Kelowna Zoning Bylaw No. 12375.

Background:

City of Kelowna Zoning Bylaw No. 8000 is proposed to be repealed and replaced by City of Kelowna Zoning Bylaw No. 12375. As such, a domino effect has prompted changes in various other City of Kelowna Bylaws that reference the old Zoning Bylaw No. 8000. These changes will align the wording, zone codes, and references with the new Zoning Bylaw No. 12375.

Discussion:

- A. Schedule A – Building Bylaw No. 7245: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- B. Schedule B – Animal and Poultry Regulation and Animal Pound Bylaw No. 5421-82: The current wording references Zoning Bylaw No. 8000 and specific zones that are proposed to be deleted and replaced with Zoning Bylaw No. 12375.
- C. Schedule C – Business Licence and Regulation Bylaw No. 7878: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- D. Schedule D – Subdivision, Development & Servicing Bylaw No. 7900: The Schedule 1 Table references zones which are proposed to be repealed and replaced by Zoning Bylaw No. 12375. Development Planning Staff worked with Development Engineering Staff to ensure that proposed changes align with the intent and requirements of the Servicing Bylaw. Table 1 is proposed to be removed and replaced.
- E. Schedule E – Building Numbering Bylaw No. 7071: The current wording references Zoning Bylaw No. 8000 and specific zones that are proposed to be deleted and replaced with Zoning Bylaw No. 12375.

- F. Schedule F – Revitalization Tax Exemption Bylaw No. 9561: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- G. Schedule G – Good Neighbour Bylaw No. 11500: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- H. Schedule H – Soil Removal and Deposit Regulation Bylaw No. 9612: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- I. Schedule I – Short-Term Rental Accommodation Business License and Regulation Bylaw No. 11720: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- J. Schedule J – Traffic Bylaw No. 8120: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- K. Schedule K – Payment in Lieu of Parking Bylaw No. 8125: The current wording references language in the repealed Kelowna 2030 – Official Community Plan Bylaw No. 10500 that has been replaced by Kelowna 2040 Official Community Plan Bylaw No. 12300. In addition, the current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375.
- L. Schedule L – Development Application Fees Bylaw No. 10560: The current wording references Zoning Bylaw No. 8000 and specific zones that are proposed to be deleted and replaced with Zoning Bylaw No. 12375. In addition, the fees for Temporary Sign Permits have been corrected to be consistent with number of days across the board.
- M. Schedule M – Bylaw Notice Enforcement Bylaw No. 10475: The current wording references Zoning Bylaw No. 8000 and is proposed to be replaced with Zoning Bylaw No. 12375. In places where the regulation has been removed from Zoning Bylaw No. 12375, the regulation is also proposed to be removed from the Enforcement Bylaw.

Conclusion:

Development Planning Staff are recommending support for the proposed Bylaw Amendments to various City of Kelowna Bylaws to align with City of Kelowna Zoning Bylaw No. 12375.

Internal Circulation:

Building & Permitting
 Business Licensing
 Development Engineering
 Office of the City Clerk

Report prepared by:	Trisa Atwood, Planner II
Reviewed by:	Dean Strachan, Community Planning & Development Manager
Reviewed by:	Terry Barton, Development Planning Department Manager
Approved for Inclusion:	Ryan Smith, Divisional Director, Planning & Development Services

Attachments:

Attachment A: Bylaw Amendments Reference Table

Schedule A: Building Bylaw No. 7245

Schedule B: Animal and Poultry Regulation and Animal Pound Bylaw No. 5421-82

Schedule C: Business License and Regulation Bylaw No. 7878

Schedule D: Subdivision, Development & Servicing Bylaw No. 7900

Schedule E: Building Numbering Bylaw No. 7071

Schedule F: Revitalization Tax Exemption Bylaw No. 9561

Schedule G: Good Neighbour Bylaw No. 11500

Schedule H: Soil Removal and Deposit Regulation Bylaw No. 9612

Schedule I: Short-Term Rental Accommodation Business License and Regulation Bylaw No. 11720

Schedule J: Traffic Bylaw No. 8120

Schedule K: Payment in Lieu of Parking Bylaw No. 8125

Schedule L: Development Application Fees Bylaw No. 10560

Schedule M: Bylaw Notice Enforcement Bylaw No. 10475