

# REPORT TO COUNCIL



**Date:** November 14, 2016

**RIM No.** 1250-30

**To:** City Manager

**From:** Community Planning Department (LK)

**Application:** Z12-0047

**Owner:**

Onkar Singh Dhillon & Ranjit Dhillon

0872645 B.C.LTD., Inc. No.  
BC0872645

**Address:** 875 Mayfair Road  
885 Mayfair Road

**Applicant:** Birte Decloux

**Subject:** Rezoning Application

**Existing OCP Designation:** S2RES - Single / Two Unit Residential

**Existing Zone:** RU1 - Large Lot Housing

**Proposed Zone:** RU6 - Two Dwelling Housing

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## 1.0 Recommendation

THAT Council receives, for information, the Report from the Community Planning Department dated November 14, 2016 with respect to Rezoning Application No. Z12-0047 for the properties located at 875 Mayfair Road and 885 Mayfair Road.

AND THAT Bylaw No. 10768 be forwarded for rescindment consideration and the file be closed.

## 2.0 Purpose

To rescind all three readings given to Rezoning Bylaw No. 10768 and direct staff to close the file.

## 3.0 Community Planning

Section 2.12.1 of Procedure Bylaw No. 10540 states that:

In the event that an application made pursuant to this bylaw is one (1) year old or older and has been inactive for a period of six (6) months or greater:

- a) The application will be deemed abandoned and the applicant will be notified in writing that the file will be closed;

- b) Any bylaw that has not received final adoption will be of no force and effect; and
- c) In the case of an Amendment application, the City Clerk will place on the agenda of a meeting of Council a motion to rescind all readings of the bylaw associated with that Amendment application.

Section 2.12.2 of Procedure Bylaw No. 10540 states that:

Upon written request by the applicant prior to the lapse of the application, Council may extend the deadline for a period of twelve (12) months by passing a resolution to that effect.

Section 2.12.4 of Procedure Bylaw No. 10540 states that:

In order for an application that has lapsed under Section 2.12.1 or 2.12.2 to proceed, a new application (including fee), will be required.

By-Law No. 10768 received second and third readings on November 13, 2012 after the Public Hearing held on the same date. An extension of the application was granted on Dec. 8, 2014 for a period of twelve (12) months with no further opportunities to extend. The application has since lapsed.

In August of this year, a new application (Z16-0035) was applied for and circulated. This project remains unchanged and is similar in all respects as the original application. As per the requirements of the Procedures Bylaw, the existing Bylaw 10768 must be rescinded in order for the new rezoning application to proceed before Council.

The Community Planning Department recommends Council consider the request for rescindment and that the file be closed.

**Report prepared by:**

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Lydia Korolchuk, Planner

**Reviewed by:** Terry Barton, Urban Planning Manager

**Approved for Inclusion:** Ryan Smith, Community Planning Department Manager