

REPORT TO COUNCIL



Date: September 18, 2017

RIM No. 1250-30

To: City Manager

From: Community Planning Department (LK)

Application: Z15-0059

Owner: Okanagan Buddhist Cultural
Centre, Inc. No. S-0061651

Address: 135 Mugford Road

Applicant: Peter Chataway

Subject: Rezoning Application, Extension Request

Existing OCP Designation: EDINST – Educational/ Major Institutional

Existing Zone: RU1 – Large Lot Housing

Proposed Zone: P2 – Education and Minor Institutional

1.0 Recommendation

THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for adoption of Rezoning Bylaw No. 11243, be extended from May 17, 2017 to May 17, 2018.

2.0 Purpose

To extend the deadline for adoption of Rezoning Bylaw No. 11243 to May 17, 2018.

3.0 Community Planning

Section 2.12.1 of the 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 to be 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;
- 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 reading of the bylaw associated with that Amendment application.

Section 2.12.2 of the Procedure Bylaw makes provision 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.

Bylaw No. 11243 received second and third readings on May 17, 2016 after the Public Hearing held on the same date. The applicant wishes to have this application remain open for an additional twelve (12) months to complete the conditions of adoption. The sale of the property from the City of Kelowna to the Okanagan Buddhist Cultural Centre has been finalized and given the recent activity on the application, a final extension to May 17, 2018 is supported by Planning Staff.

Subject Property Map: 135 Mugford Road



Report prepared by: Lydia Korolchuk, Planner

Reviewed by: Terry Barton, Urban Planning Manager

Approved for Inclusion: Ryan Smith, Community Planning Department Manager