

Current uses of land and buildings -

Currently the land and main home is used as our primary residence. We house our 3 horses and 1 donkey in the horse stable and utilize the round pen, riding arena, and paddocks both for pleasure and recreation, and for our seasonal therapeutic equine coaching business.

Our hay barn houses our hay for winter, stores our horse trailer, and also provides coverage for our RV. Our developmentally delayed foster son [REDACTED] sleeps and hangs out in the RV. [REDACTED] eats, showers and receives support from us in the main residence. We have a chicken coup with 12 birds. We have a sauna and hot-tub, and a guest cottage that houses our family and friends when they come to visit, our therapeutic coaching clients when they come to stay, and when availability, short-term accomodation guests.

Temporary uses of the land and buildings -

The RV that is temporarily parked in our covered Hay Barn, is on the northwest corner of our property. It is not in view of any person or parties in our neighbourhood. The trailer is connected to a septic tank, water, and heated by propane. It is skirted for winter use, and is overall in good condition (see photos attached)



The cottage is primarily used for our many out of town family and friends when they come to visit the Okanagan. It is also used to accommodate (Tracy's) coaching clients and private retreat guests, who come to do in-person therapeutic, or healing work with Tracy and the horses. When it is not utilized by these 2 main purposes, the cottage is available to accommodate short-term guest stays.

Time period required for the temporary use

We intend to list our property for sale Spring (March) of 2024. We are uncertain about the length of time it will take this farm to sell. We feel a temporary use permit for 12 months would allow sufficient time to sell.

This land is not leased. We are the owners of it.

Reasons for temporary use.

Upon moving to this property in 2021, we discovered we had been misled [REDACTED] by the previous owners, as to the accuracy of the property lines [REDACTED]

[REDACTED]

Upon taking possession of our new home, our neighbours immediately informed us of the encroachment. We had obtained title insurance during the closing process, so then began a dialogue between our insurance company our neighbours and ourselves to discuss how best to rectify this situation.

[REDACTED]

[REDACTED] We decided to consult a lawyer in order to protect our investment, investigate what our obligations and our rights are in this matter, and seek professional consultation in the matter.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In summary we request a temporary use permit, so Tracy can financially support herself and service her clients, and so [REDACTED] (foster son) can remain in his accommodations and is not at

risk of becoming homeless. We are requesting we continue to use the buildings (cottage & RV) as temporary accomodation, until the sale of our property (anticipating less than 12 months).

Conditions of use -

Our network of family and friends, as well as guests arrive via the shared road access off saddlehorn drive and park in one of six parking spots we have available, in and around our main residence driveway.

There is a long standing easement (see attached documents) that is between 141 saddlehorn drive. Walking across the easement (on foot) is how [REDACTED] (foster son) accesses support from us at the main house.

Temporary use is limited to the cottage and the RV.