

PROPERTY DESCRIPTION:

Civic address: 2636 Forsyth drive, Portleton, B.C.

Legal Description (e.g. Lot, Plan No. and District Lot):
PLAN # 31947

Current land use: RESIDENTIAL.

Surrounding land uses: Residential

REQUESTED VARIANCE(S):

List all requested variances to the regulations in bylaws of the Regional District. Each variance should be marked on the applicable drawings. A variance cannot be considered where use or density would be affected.

Zoning Bylaw: Okanagan Valley Zoning Bylaw, 2800, 2022

Section No.: 6.14.3(a)

Current regulation: not permitted in front setback

Proposed variance: 4.3m

Section No.: 6.10.5

Current regulation: Swimming pools prohibited in SH5 zones

Proposed variance: Permit swimming pool in SH5 zone.

DEVELOPMENT INFORMATION:

Please provide a general description of the proposed development:
(e.g. "to allow for an addition over an existing garage")

Requesting a variance to allow for a pool to be constructed within an existing easement.

SUPPORTING RATIONALE:

When considering a variance request, Regional District staff will *generally* assess the proposal against the following criteria:

- *is the proposed variance consistent with the general purpose and intent of the zone?*
- *is the proposed variance addressing a physical or legal constraint associated with the site (e.g., unusual parcel shape, topographical feature, statutory right-of-way, etc.)?*
- *is strict compliance with the zoning regulation unreasonable or un-necessary?*
- *will the proposed variance unduly impact the character of the streetscape or surrounding neighbourhood?*

A request to change a zoning regulation should only be considered as a last resort to a design challenge. Please explain how the requested variance(s) meet the assessment criteria listed above:

The location of the pool is the only space on the property that makes sense as far as use and accessibility.

The location does not impact the area or any neighboring properties.