

## ADMINISTRATIVE REPORT



**TO:** Board of Directors

**FROM:** J. Zaffino, Chief Administrative Officer

**DATE:** October 2, 2025

**RE:** Zoning Bylaw Amendment – Electoral Area “I” (I2025.010-ZONE)

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### Administrative Recommendation:

**THAT the Okanagan Valley Zoning Amendment Bylaw No. 2800.58, 2025 be read a third time.**

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Purpose: To allow for a home industry with a maximum floor area over 200m<sup>2</sup> Folio: I-02009.150

Civic: 149 Bobcat Road Legal: Lot 3, Plan KAP32106, District Lot 191, SDYD

OCP: Agriculture (AG) Zone: Agriculture Three (AG3)

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### Purpose:

This application is seeking to amend the zoning of the subject property in order to allow for a home industry with a maximum floor area over 200 m<sup>2</sup> in the form of a welding and fabrication business.

In order to accomplish this, the applicant is proposed to amend the zoning of the property under the Okanagan Valley Zoning Bylaw No. 2800, 2022, from Agriculture Three (AG3) to Agriculture Three Site Specific (AG3), with the site specific regulation to allow for a maximum floor area for a home industry of 223 m<sup>2</sup>.

In support of the rezoning, the applicant has stated, amongst other things, that:

- *I am looking to build a shop for my small fabrication business, Six west welding and Fabrication Ltd.*
- *The proposed variance complies with all other zoning regulations under Zoning Bylaw No. 2800, Section No 7.6.*
- *I am requesting this variance to build a larger shop than is currently regulated to allow for the company to grow and to ensure all operations occur within the building.*
- *This small addition of space would allow for storage and more room to work at safe distances.*
- *The proposed location of the shop is hidden from all road sight lines and all adjacent homes and neighbours.*

### Strategic Priorities: Operational

### Background & Analysis:

On September 3, 2025, a Public Information Meeting (PIM) was held at the Online through Webex and was attended by no members of the public.

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At its meeting of September 2, 2025, the Electoral Area “I” Advisory Planning Commission (APC) resolved to recommend to the RDOS Board that the subject development application be approved.

At its meeting of September 18, 2025, the Regional District Board resolved to approve first and second reading of the amendment bylaws and scheduled a public hearing ahead of its meeting of October 2, 2025.

On October 2, 2025, a public hearing was held and all comments received to date in relation to this application are included with this report.

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Approval from the Ministry of Transportation and Transit (MoTT) is required prior to adoption as the proposed amendments involve lands within 800 metres of a controlled access highway (i.e. Highway 3A).

Analysis:

In considering this proposal, Administration notes that limitations to home industry uses exist to limit the expansion of the use to not surpass the principal use of the property, while still allowing for additional, value-added uses on properties.

149 Bobcat Road is twice the area of the 2.0 ha minimum parcel size requirement for home industry uses. The proposed shop is to be located towards the rear of the property in the southwest corner, away from the watercourse and well within the minimum setback requirements. The nearest parcel line is approximately 25 metres away from the proposed structure and the nearest neighbour’s dwelling approximately 125 metres from the structure.

The size of the property and the distance from neighbouring parcels and dwellings reduces the likelihood of conflict with neighbours and the predominantly residential uses in the neighbourhood. Moreover, as home industry is already a permitted use, the increased size is not seen to exacerbate potential conflict with neighbouring parcels.

Limitations to the maximum floor area are to maintain the subordinate nature of a home industry as an accessory use to the principal use, which is the single detached dwelling in this case. The approximately 12% increase in floor area is not a significant increase from the existing regulations and is unlikely to disrupt the hierarchy of the uses on the property.

Potential future expansions of the proposed shop would be subject to a new rezoning application and a new application to the ALC, alleviating concerns of inappropriate expansions of the use.

The Area “I” OCP encourages preserving agricultural designations and maintaining agriculturally viable land for agricultural purposes. The proposed property, while located within the ALR, and designated as AG, is not being used for agricultural activities, as is the case with most properties on Bobcat Road.

The ALC indicated in Resolution #414/2025 that 70% of the property was identified as Class 7RT, meaning that the land with this classification has no capability for soil bound agriculture due to bedrock near the surface and its topographical limitations.

The presence of the shop is not seen to restrict the potential for future agricultural use on the property. The proposed location of the shop is in an already disturbed area and near the existing dwelling preserving space on the property. Furthermore, there is potential for the shop to be used as storage for potential agricultural uses in the future.

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**Alternative:**

Conversely, Administration recognises that, while the agricultural capabilities of the land are limited, there are still options to use the land for agricultural purposes.

Additionally, increasing the size of buildings used for home industries could create conflict with neighbouring residential uses and challenge the principal uses on the subject property in extreme cases.

**Summary:**

In summary, the proposal is not seen to negatively impact neighbouring residential uses, remove viable farmland or limit potential future agricultural uses.

**Financial Implications:**

Financial implications have been considered and none were found.

**Communication Strategy:**

The proposed bylaw amendment(s) have been notified in accordance with the requirements of the *Local Government Act* as well as the Regional District's Development Procedures Bylaw No. 2500, 2011.

**Site Context:**

The subject property is approximately 4.05 ha in area and is situated on the south side of Bobcat Road, approximately 10 km southeast of the boundary of the City of Penticton. It is understood that the parcel is comprised of a single detached dwelling.

The surrounding pattern of development is generally characterised by similarly sized residential parcels that have been development with single detached dwellings and Crown Land to the south.

**Alternatives:**

1. THAT first and second readings of the Okanagan Valley Zoning Amendment Bylaw No. 2800.58, 2025, be rescinded and the bylaws be abandoned.


Will a PowerPoint presentation be presented at the meeting?      No

**Respectfully submitted:**

*Colin Martin*

Colin Martin  
Planner I

**Endorsed By:**



C. Garrish  
Senior Manager of Planning

**Endorsed By:**

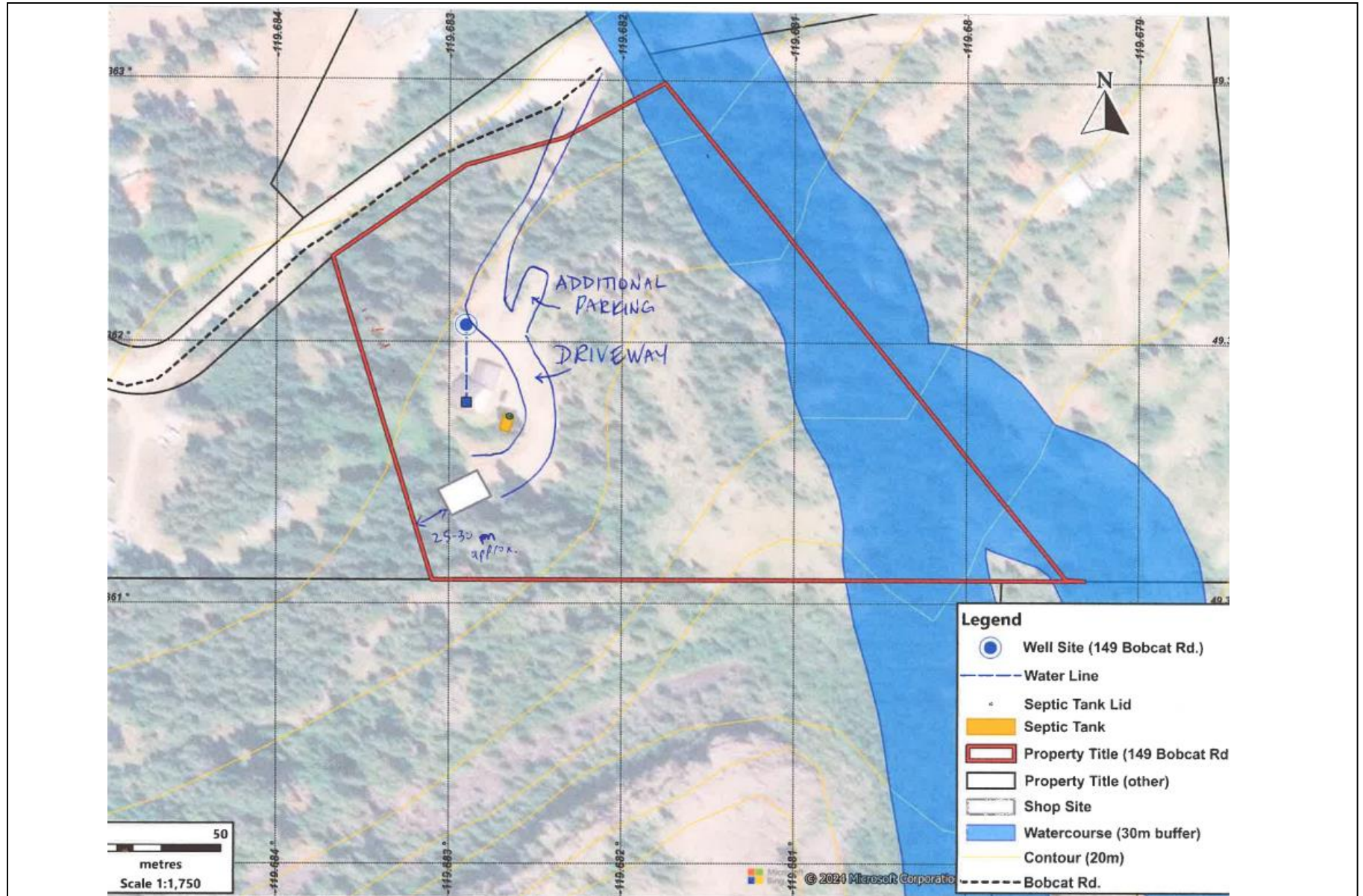
*'Allen Fillion'*

A. Fillion  
Managing Director, Dev. & Infrastructure

**Attachments:** No. 1 – Applicant's Site Plan

No. 2 – Site Photo

Attachment No. 1 – Applicant's Site Plan





Attachment No. 2 – Site Photo

