

Planning Application Information Sheet

Application Type: Development Variance Permit

File Number: 3090-20/20240025

Electoral Area: E

Date of Referral: July 11, 2024 Date of Application: May 06, 2024

Property Owner's Name(s): Sandra Field

Floyd Field Kylie Kwasny Kurtis Kwasny

SECTION 1: Property Summary

Legal Description(s): Lot 27, Section 4, Township 42, Lillooet District, Plan 19701, Except Plans 29665, 40666 and KAP87381

Property Size(s): 8.13 ha (20.1 ac.)

Area of Application: 8.13 ha (20.1 ac.)

Location: 2813 Chimney Lake Rd

Current Designation: Min. Lot Size Permitted:

n/a n/a

Current Zoning: Min. Lot Size Permitted:

Rural 1 (RR 1) 4 ha. (9.88 ac.)

Variance Requested: The applicants have requested a variance to 7.23. (c) (iii) (1) of the Central Cariboo Area Rural Land Use Bylaw 3503, 1999 as follows:

That the maximum total floor area of a secondary dwelling from 130 sq. m. (1,400 sq. ft.) to 293.76 sq. m. (3,162 sq. ft.).

Proposal: To construct a secondary dwelling with a total floor area of 293.76 sq. m. (3,162 sq. ft.).

Existing Buildings: house - 394.84 sq. m. (4250 sq. ft.)

storage shed - 188.13 sq. m. (2025 sq. ft.) storage shed - 182.55 sq. m. (1965 sq. ft.)

shed - 9.29 sq. m. (100 sq. ft.) outhouse - 13.38 sq. m. (144 sq. ft.) pole shed - 97.55 sq. m. (1050 sq. ft.)

Proposed Buildings: Secondary dwelling - 293.76 sq. m. (3,162 sq. ft.)

Services Available: Existing: well

Available: Hydro, telephone, sewage disposal

Within the confines of the Agricultural Land Reserve: Yes - partially within

Required to comply with the Shoreland Management Policy: N/A

Name of Lake/Contributing River: n/a

Lake Classification: N/A

Within Development Permit Area: No

Adjoining Properties: (Source: B.C.A.A.)

Land Use: Lot Sizes:

(a) North crown land n/a

(b) South Single Family Dwelling 0.13 ha - 0.25 ha. (0.32 ac. - 0.63 ac.)

Vacant Residential Less Than 2 Acres

(c) East 2 Acres Or More (Vacant) 4.69 ha. (11.56 ac.)

(d) West Manufactured Home (Not In 0.4 ha. (0.98 ac.)

Manufactured Home Park)

PLANNING COMMENTS

Update Sept 13, 2024:

The CRD Board of Directors resolved to defer this application at the September 6, 2024 board meeting. Following the deferral the applicant met with staff to discuss the building plans. The

applicant has proposed to reduce the size of the secondary dwelling by removing the attached garage, covered patio and covered entryway. The applicant has submitted new plans that show the proposed secondary dwelling having a total floor area of 202.99 sq. m. (2185 sq. ft.). The requested variance from 130 sq. m (1400 sq. ft.) to 202.99 sq. m. (2185 sq. ft.) is a relaxation of section 7.23 (c) (iii) (1) of the Central Cariboo Area Rural Land Use Bylaw No. 3503, 1999. Staff are reasonably supportive of the proposal, although caution the Board over continued precedence of authorizing DVP's for secondary dwellings beyond the size set in our bylaws. The applicant has further supplied letters of support for the application which are enclosed in the information package.

Recommendation:

That the application for a Development Variance Permit pertaining to Lot 27, Section 4, Township 42, Lillooet District, Plan 19701, Except Plans 29665, 40666 and KAP87381 be approved. Further, that a development Variance Permit be issued to vary section 7.23 (c) (iii) (1) of the Central Cariboo Area Rural Land Use Bylaw No. 3503, 1999 as follows:

That the Maximum total floor area of a secondary dwelling be increased from 130 square meters (1400 square feet) to 202.99 square meters (2185 square feet) to permit the construction of a new secondary dwelling.

Background:

The applicants have requested a variance to increase the permitted total floor area of a secondary dwelling to allow for the construction of a 293.76 sq. m. (3162 sq. ft.) secondary dwelling. The requested variance from 130 sq. m (1400 sq. ft.) to 293.76 sq. m. (3162 sq. ft.) is a relaxation of section 7.23 (c) (iii) (1) of the Central Cariboo Area Rural Land Use Bylaw No. 3503, 1999.

The subject property is 8.13 ha (20.1 ac.) and is zoned Rural 1 (RR 1) in the Central Cariboo Area Rural Land Use Bylaw No. 3503, 1999. The property currently contains two residential dwellings; the principal dwelling is 394.84 sq. m. (4250 sq. ft.) and a secondary dwelling (to be decommissioned) is 188.13 sq. m. (2025 sq. ft.). There are also two other ancillary structures on the property including a storage shed 18.21 sq. m. (196 sq. ft.), shed 9.29 sq. m. (100 sq. ft.), outhouse 13.38 sq. m. (144 sq. ft.), and pole shed 97.55 sq. m. (1050 sq. ft.).

Location and Surroundings:

The subject property is located at 2813 Chimney Lake Rd., 75m (246 ft.) northeast of Chimney Lake as shown in Appendix A.

CRD Regulations and Policies:

7.23 SECONDARY SUITES AND DETACHED ACCESSORY DWELLING UNITS

7.23 c) iii)

1. maximum total floor area of 130 sq. m (1,400 sq. ft.);

Rationale for Recommendations:

Staff are opposed to this proposal as it is not the intent of the secondary dwelling provisions to allow for a dwelling comparable in size to the principal dwelling. The proposed floor area of the secondary dwelling is more than double the permitted total floor area of a secondary dwelling in the Central Cariboo Area Rural Land Use Bylaw 3503, 1999.

The Ministry of Transportation and Infrastructure (MOTI) has not provided comments on this application.

The Area 'L' Advisory Planning Commission (APC) has provided comments in support of the application. Supporting comments include that there is enough water, a reputable builder is being used, a licenced utility installer is being used, sewage systems are separate, the home is reasonably sized, the living space is close to existing guidelines, there are no plans for subdivision, and it is for multi-generational living.

At the time of drafting, no public comment was received.

In summary, planning staff are not supportive of the proposed Development Variance Permit application. The proposed variance to the permitted total floor area of a secondary dwelling is a significant increase above what is currently permitted and could set a precedence for large secondary dwellings contrary to the intent of the Central Cariboo Area Rural Land Use Bylaw 3503, 1999. If approved, the existing secondary dwelling must be decommissioned prior to the completion of the proposed secondary dwelling.

Recommendation:

That the application for a Development Variance Permit pertaining to Lot 27, Section 4, Township 42, Lillooet District, Plan 19701, Except Plans 29665, 40666 and KAP87381 be rejected as the secondary dwelling far exceeds the current secondary dwelling provisions.

BOARD ACTION

September 6, 2024:

That the application for a Development Variance Permit pertaining to Lot 27, Section 4, Township 42, Lillooet District, Plan 19701, Except Plans 29665, 40666 and KAP87381 be deferred for up to 90 days to allow time for the applicants to discuss options with Planning Staff.

REFERRAL COMMENTS

Health Authority:

No response

Ministry of Transportation and Infrastructure:

No response

Advisory Planning Commission: July 29, 2024

See attached

Ministry of Environment and Climate Change Strategy:

No response

CRD Chief Building Official:

No response

ATTACHMENTS

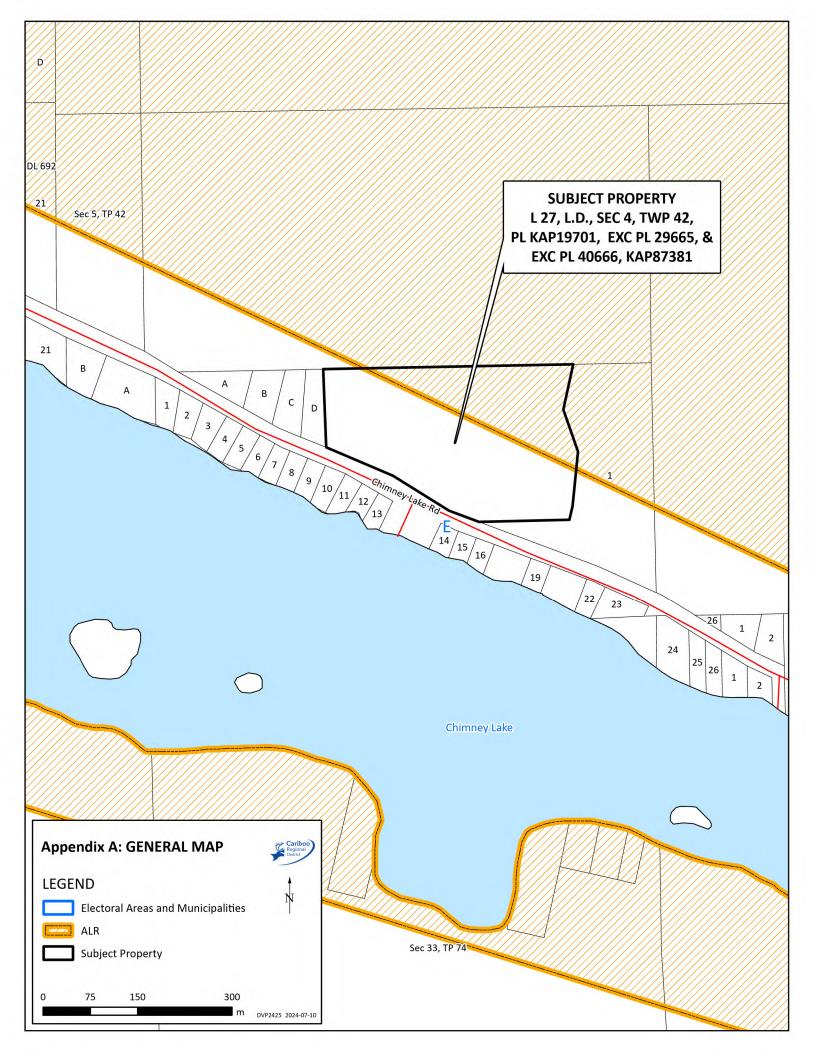
Appendix A: General Map
Appendix B: Specific Map

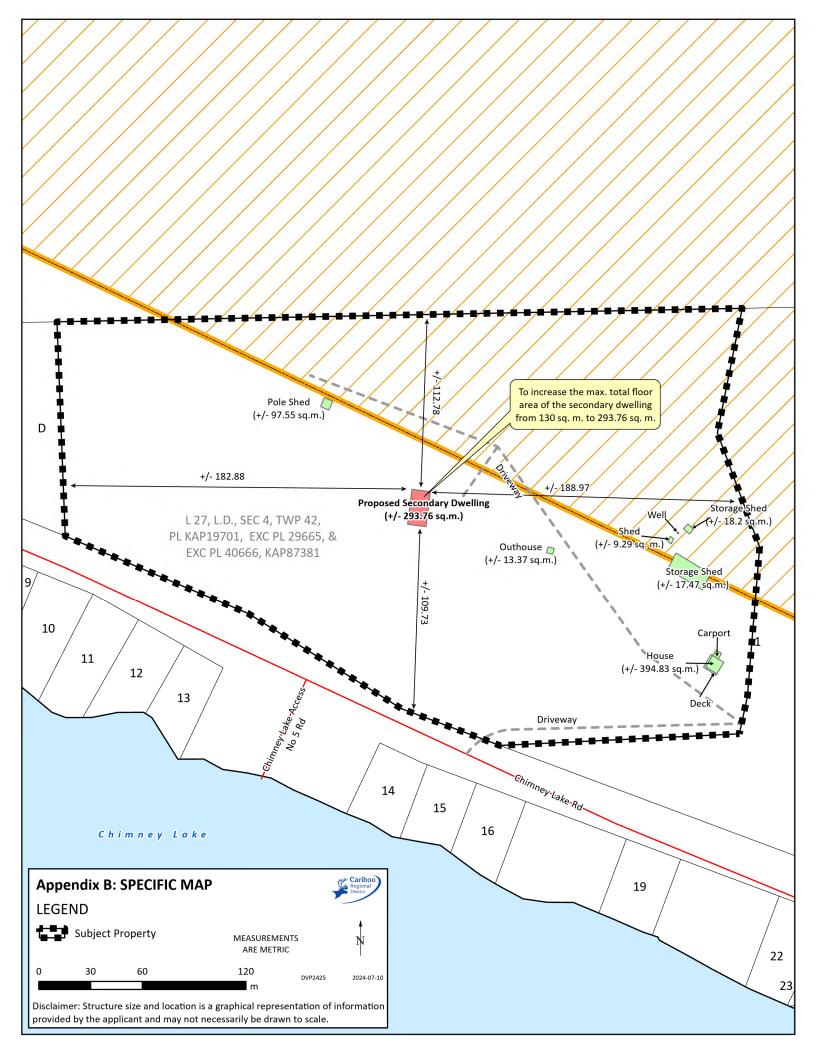
Appendix C: Orthographic Map

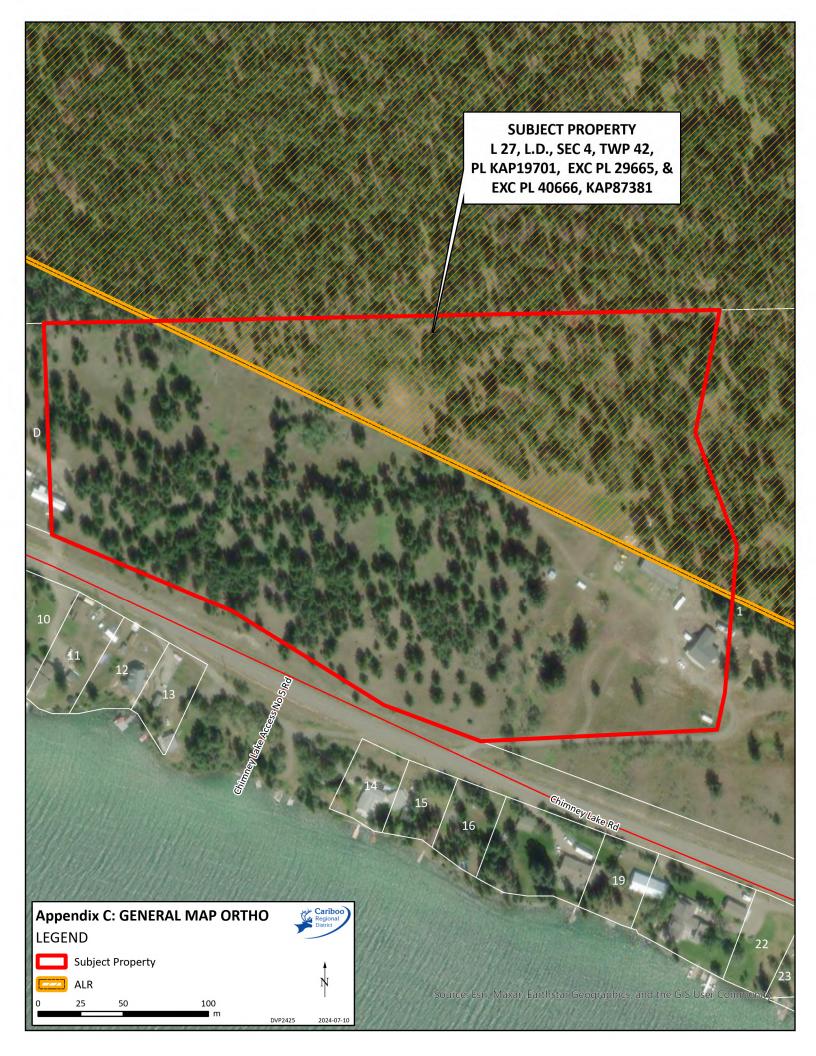
Other: Applicant's Supporting Documents

Advisory Planning Comments

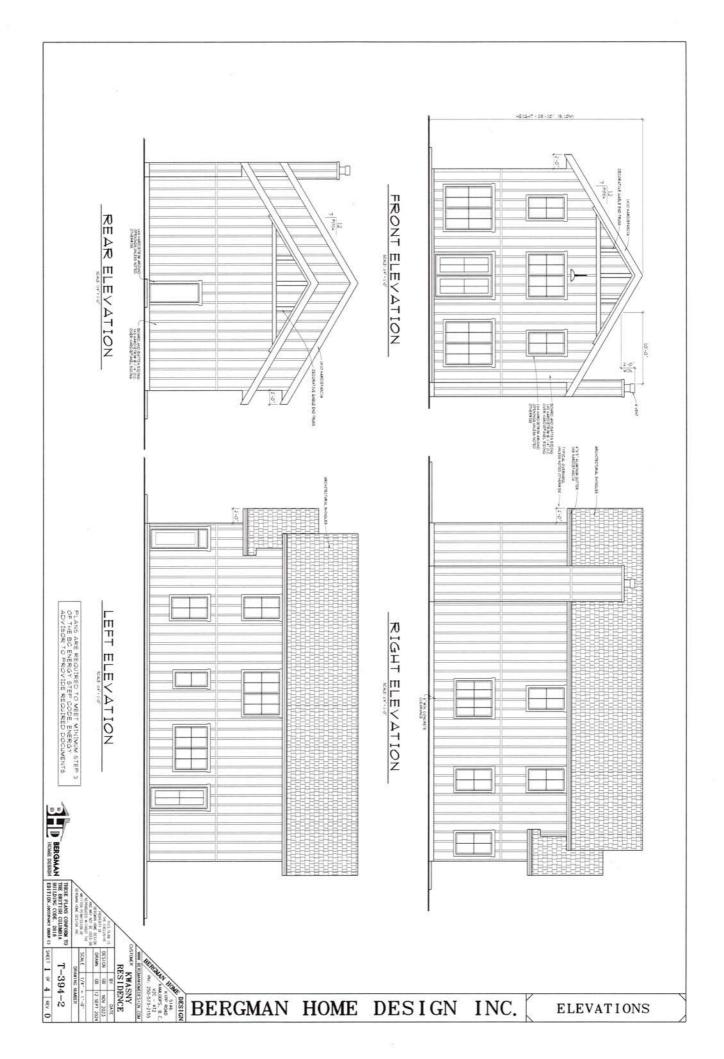
Letters of Support

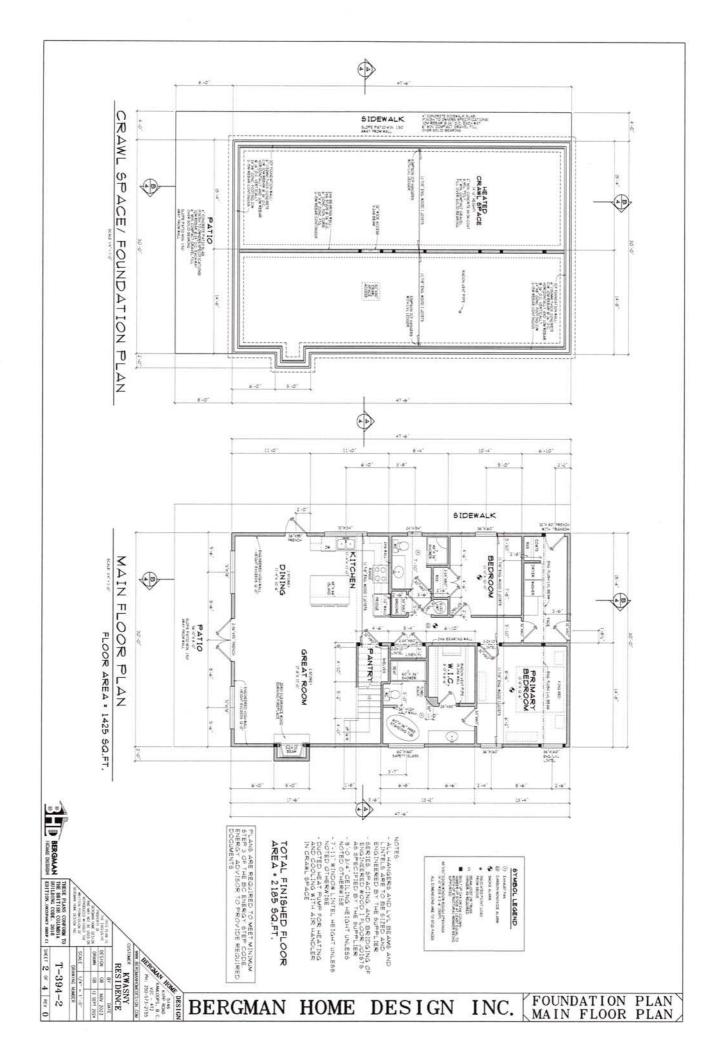


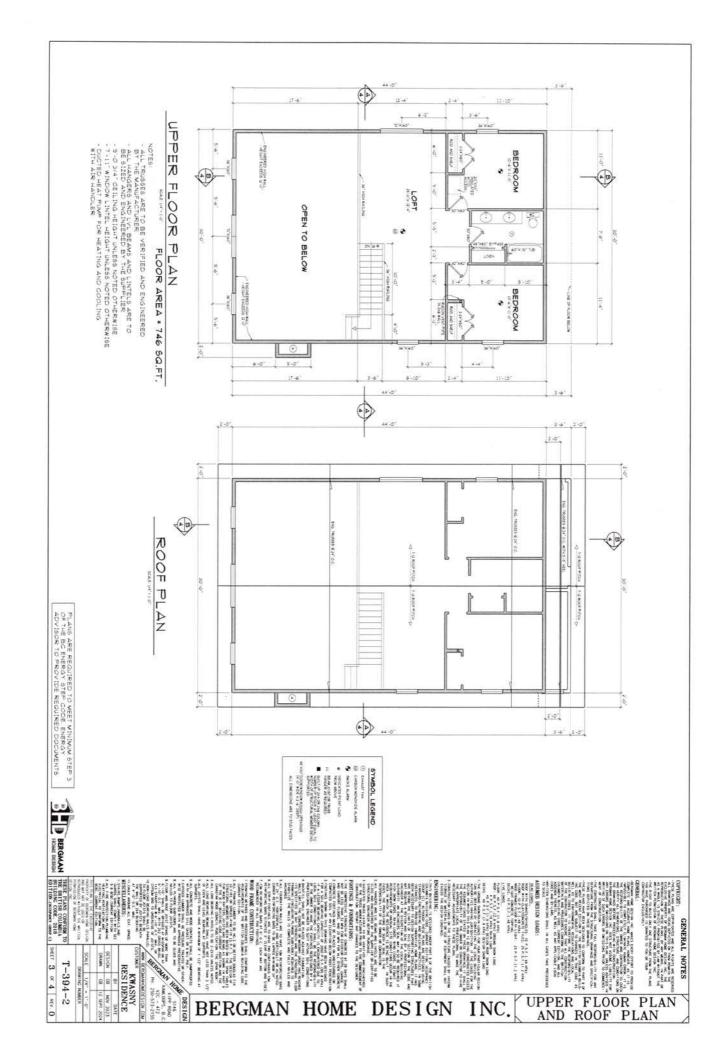


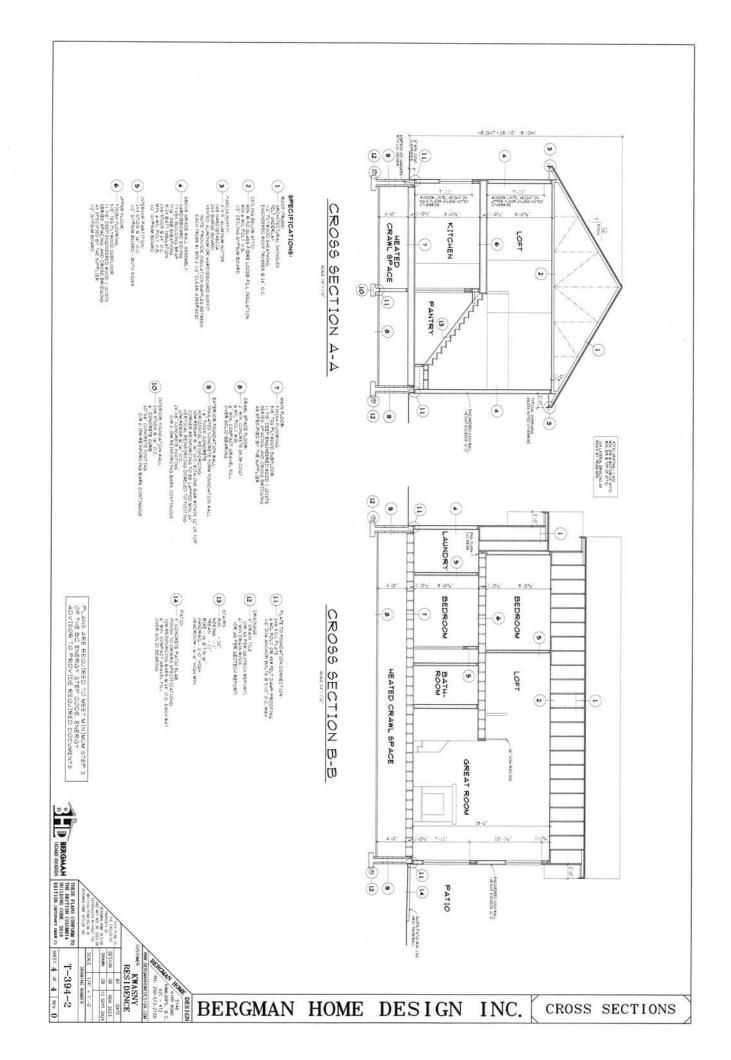


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|--|------------------------|--------------------------|--|
| Describe the existing use of the subject property and all buildings: Single family duelling Currently housing 2 families. Three storage sheds, one tolk shed and one outhouse. | | | |
| Describe the proposed use of the subject property and all buildings: To build a second Single Family dwelling so our family of 5 can move out of My farents basement and into our own home. Allowing us to keep this property in our family. Describe the reasons in support for the application: To continue being able to live on our property that we have invested a lot of time and money into . As well as so my farents can continue to live in their own house as long as fossible with our help to do so. Provide a general description of vegetation cover (i.e. treed, grassland, forage crop etc.): Mostly freed towsh with grassy openings, open grass gently sloping hill side in front of the existing dwelling- Provide general geographical information (i.e. existing lakes, streams, physical features etc.): No existing lakes or streams on property. Approximately 700ft from proposed dwelling to Chimney lake. Gloping from Chimney lake long to Plateau of the property. Proposed build would be on the plateau. | | | |
| Services Currently Existing or Readily Available to the Property (check applicable area) * Readily Available means existing services can be easily extended to the subject property. | | | |
| Services | Currently Existing? | Readily Available?* | |
| | Yes No | Yes No | |
| Hydro Telephone Community Water Community Sewer Sewage Disposal S Well Other (please spec | System | | |
| | | | |









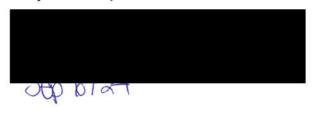
To whom it may concern,

My name is Kylie Kwasny, and my husband and I are hoping to build our dream home on our 20 acre property, at In our 9 years together Chimney Lake has been our favourite place to visit and we have spent as much time as we could there even getting married on our property in 2018. So when we were given the chance to move here with our young family of five, be so close to family and build our forever home we did not hesitate to make the change.

Regrettably despite our efforts, time and money, today, we attended a meeting of the CRD board of directors where our development variance was rejected, and deferred with the suggestion to reduce the size of the proposed secondary dwelling. During this meeting we listened to the board discuss at length, some major concerns with the health care system, including staff retention and recruitment specifically in the community of Williams Lake. I am registered nurse of seven years, who works in Williams Lake in Home and Community, in a permanent part time position, picking up enough shifts to be considered full time. Within my role, I work in three different areas including, setting up home supports for seniors in the community and assessing these clients in order for them to placed into long term care facilities, working in the wound and IV clinic, as well as supporting palliative clients in there home as they near end of life. Recently, I also have offered to be oriented to the role of Transition Liaison, assisting patients in a plan to return home after there hospital admission, and have booked several upcoming shifts in this role (a position that has been posted externally by Interior Health offering a recruitment bonus as it is considered "hard to fill".) It was truly devastating to attend this meeting knowing that this decision not only refused us the opportunity to build the home we have dreamed about for years, but also may cause the community to lose a nurse, they are so desperately trying to retain.

Unfortunately our current living situation is not sustainable long term and our family of five will quickly outgrow the allowed 1400 sq feet for a secondary dwelling. We are currently living with my in-laws on the property, who are graciously providing us with child care enabling myself and my husband to work. Prior to moving to the Cariboo approximately two years ago we placed our children on several waitlist for daycare in the area, and to this date we have been unable to get them a spot in town. With limited access to day care and no long term home, this decision will leave us to consider other housing options including leaving the area if we can not find something that meets our families needs. We are currently working with our builder to reduce the size of our proposed home to a more reasonable size, and ask that with this information in mind you please reconsider allowing us to build the home our family has dreamed of for the last several years.

Thank you for your time and consideration. Sincerely, Kylie Kwasny RN



To Whom It May Concern;

I am writing to you regarding my son and daughter in laws variance application for a family home at

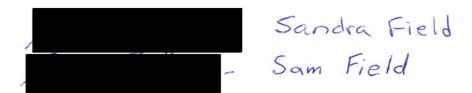
This journey began for us in the fall of 2022. At that time, Kurtis and Kylie lived and worked in Sparwood BC (13 hours away). He was a heavy duty mechanic in the mine and she was a registered nurse for Interior Health there. They had just learned that the cost of day care was going to increase to double their mortgage payment and we collectively agreed that it was time for them to return to the Cariboo. They had always planned to return to the Cariboo at some time and having the ability to build on the property and have us help them with day care for their 3 young children seemed like the obvious decision.

Prior to leaving their jobs and seeking employment here, they asked that I visit the CRD to ensure that the bylaws would permit the building of a 2nd family home on our 20 acre property. I attended the CRD office (in the latter part of 2022) and met with a young man in the planning department who took out our property plan and assured me that there were no concerns and would be no restrictions on them building on this property based on covered buildings.

Kurtis and Kylie quickly found employment in Williams Lake and we rearranged our home and our life to accommodate an additional 5 people living in our house until such time as their home could be built. During our planning discussions, we investigated the possibility of subdividing the property and again spoke with staff at the CRD. We were then advised that it would be a much quicker and simpler process to build a second dwelling on the property as there were no restrictions. The explanation made sense to us because, at the time, there was an existing secondary dwelling that was 2400 sq ft. This dwelling was to be converted from a residence to a storage building prior to building the new secondary dwelling. Planning for the house began, all plumbing, heating and electrical were removed from the secondary dwelling, a plan was purchased, a builder was hired and a considerable investment made. This investment would not have been made without being confident in the information provided by the CRD staff. We now have no secondary dwelling and no permit to replace it.

As a Registered Nurse in the community, it is imperative that Kylie be able to have reliable and affordable care for her 3 children. My husband and I are happy to provide this care in order to support her work schedule and give our grandchildren exposure to country, family living. We all know how difficult it is to secure affordable child care especially for someone working with changing and non standard shifts. I believe, as did my parents and grandparents that families support each other whenever they can. It is my hope that as my husband and I age, we will in turn receive the support we need from our children and grandchildren.

Kurtis and Kylie are co owners of our property and it is my wish that my grandchildren may benefit from our property and inherit our home when they are grown.





GL CONSTRUCTION 111 MASON ROAD WILLIAMS LAKE, BC V2G 5A7

To whom it may concern
With regards to 2813 Chimney Lake Road

GL Construction has been working with Kurtis and Kylie since September of 2023 to bring their dream of homeownership to life. We have spent the least year working through all the many details and decisions that go into the process of building a home.

If, in order to obtain a variance permit and building permit, we are required to build the home without a garage, and to remove the patio and roof covering, GL Construction is prepared to do so and build a modified version of the house with those areas removed.



Ben Gossen



September 11, 2024

To whom it may concern.

I am writing on behalf of Kylie and Curtis Kwasny to support the build of their new home in Cariboo Regional District.

Kylie is a Registered Nurse that is working in a permanent position. Kylie is an important part of our team that supports our clients in all Cariboo Chilcotin communities. Kylie is respected from her healthcare team and her clients.

We have a shortage Registered Nurses in our community already. Housing is a priority to keep our nurses working in Williams Lake.

Please consider how important the impact will be if we lose another nurse from Williams Lake.

I am available for any questions or more information to support Kylie and Curtis in their future build of a new home to work and raise their family.

Thank you,

Treena Brown

Community Integrated Care Coordinator

Cariboo Memorial Hospital

Interior Health

Williams Lake, BC



September 10, 2024

To whom it may concern,

I am writing to express my support for Kurtis and Kylie Kwasny to build their new home. Kylie is a registered nurse with home health in Williams Lake. She is a valued member of our team, holding a permanent position. With the current shortage of health care professionals, Kylie is needed to support Williams Lake and our surrounding area. We cannot afford to lose anymore staff.

Please let me know if you have any questions or require more information.

Thank you,

Delee Whitwell Manager, Clinical Operations Cariboo Memorial Hospital Interior Health Williams Lake, BC

Bus: (250) 305-4060 Fax: (250) 305-4061

Web: interiorhealth.ca

Home Health Services IHA West 3rd FIr, 517 North 6th Avenue WILLIAMS LAKE BC V2G 2G8