



## DEVELOPMENT VARIANCE PERMIT

**District of Lake Country**  
 10150 Bottom Wood Lake Road  
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**APPROVED ISSUANCE OF** DEVELOPMENT VARIANCE PERMIT *(pursuant to Sec. 498 of the Local Government Act)*

PERMIT #: DVP00389  
 FOLIO #: 2053030  
 ZONING DESIGNATION: RR3 – Rural Residential 3  
 ISSUED TO: Rail View Holdings Ltd.  
 SITE ADDRESS: 18139 Crystal Waters Rd  
 LEGAL DESCRIPTION: LOT 1 SECTION 24 TOWNSHIP 14 OSOYOOS DIV OF YALE LAND DISTRICT PLAN KAP29705  
 PARCEL IDENTIFIER: 004-192-761

### SCOPE OF APPROVAL

This Permit applies to and only to those lands within the Municipality as described above, and any and all buildings, structures and other development thereon.

This Permit is issued subject to compliance with all of the Bylaws of the Municipality applicable thereto, except as specifically varied or supplemented by this Permit, noted in the Terms and Conditions below.

Applicants for Development Permits should be aware that the issuance of a Permit limits the applicant to be in strict compliance with all District bylaws unless specific Variances have been authorized by the Permit. No implied Variances from bylaw provisions shall be granted by virtue of drawing notations which are inconsistent with bylaw provisions and which have not been identified as required Variances by the applicant or Municipal staff.

If any term or condition of this permit is for any reason held to be invalid by a decision of a Court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this permit.

### 1. TERMS AND CONDITIONS

Development Variance Permit DVP00389 for 18139 Crystal Waters Rd; legally described as LOT 1 SECTION 24 TOWNSHIP 14 OSOYOOS DIV OF YALE LAND DISTRICT PLAN KAP29705 for a retaining wall development, shall be conducted in accordance with the regulations contained in the following documents attached to and forming part of this permit:

- a) Amends Zoning Bylaw 561, 2007 as follows:
- i) Section 8.5.8 to exceed the height of the proposed retaining walls:
- From:** 1.5m  
**To:** 2.4m

- b) The development of the retaining wall shall be conducted substantially in accordance with the following documents to the satisfaction of the Director of Planning and Development:
  - i) **Schedule A:** Site Plan, titled Technical Memorandum-Plan View & Section View, prepared by Beth Millan/Geopacific Consultants, dated October 6, 2022.

**2. DEVELOPMENT**

The development described herein shall be undertaken strictly in accordance with the terms, conditions and provisions of this Permit and any plans and specifications attached to shall form a part hereof.

The development shall commence within **TWO** YEARS of the date that this permit is issued.

If the Permit Holder does not substantially commence the development permitted by this Permit within **TWO** years of the date of issuance of this permit, this permit shall lapse.

The terms of the permit or any amendment to it are binding on all persons who acquire an interest in the land affected by the permit.

**THIS IS NOT A BUILDING PERMIT  
OR A CERTIFICATE TO COMMENCE  
CONSTRUCTION**

**3. APPROVALS**

Authorization passed by Council on the \_\_\_ day of \_\_\_\_\_, 2024.

Issued by the Corporate Officer of the District of Lake Country this \_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Corporate Officer, Reyna Seabrook