

APPROVED ISSUANCE OF DEVELOPMENT PERMIT (pursuant to Sec. 493 of the Local Government Act)

PERMIT #: TUP00095
FOLIO #: 9269.000
ZONING DESIGNATION: A1 - Agriculture 1
DEVELOPMENT PERMIT AREA: Drainage Hazard Development Permit Area
ISSUED TO: Neil Love
SITE ADDRESS: 5325 Todd Road
LEGAL DESCRIPTION: LOT 1 DISTRICT LOT 7 OSOYOOS DIVISION YALE DISTRICT PLAN 16648
PARCEL IDENTIFIER: 008-555-575

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

Temporary Permit TUP00095 legally described as Lot 1, District Lot 7, Osoyoos Division Yale District, Plan 16648 is approved allowing for a home-based automotive and equipment repair shop within the Agricultural Land Reserve subject to the following conditions:

- a) Development and business operations shall be conducted in compliance with the provisions of the District's various bylaws including Nuisance Bylaw 857, 2013 Consolidated (October 4, 2022), Business Licensing Bylaw 1000, 2017 Consolidated (September 18, 2018), Signage Regulation Bylaw 501, 2004 Consolidated (July 18, 2017), and Zoning Bylaw 561, 2007 Consolidated 2024-11-19 except as explicitly varied or supplemented by the terms of this permit. subsequent permits, amendments(s) and/or development variance permits;
- b) Uses allowed under this permit are limited to a home-based business to those uses listed below:
 - i) The automotive and equipment repair shop may utilize up to 88m² (960 sq. ft) of the existing accessory building. Outdoor storage or operation of vehicles associated with the Temporary Use Permit is not permitted;
 - ii) Business hours are limited to 8:00AM to 6:00PM Mondays to Fridays and statutory holidays shall be observed as

- non-work days;
- iii) A maximum of one proprietor and one employee, involved in the repair of automobiles and equipment, are permitted;
 - iv) There is to be no dumping or draining of deleterious materials on the site;
 - v) No nuisances, noise, vibration, smoke, dust, odour, litter or heat may be produced outside of the confines of the accessory building;
 - c) Signage shall be governed by the District of Lake Country Signage Regulation Bylaw 501, 2004 (as amended).
 - d) This permit, issued as per Section 493 of the Local Government Act is valid for one 3-year period and, upon application and subsequent approval by Council, may be renewed only once for one additional period up to 3 years in duration;
 - e) At the end of the term of this permit all uses on this property must revert back to uses permitted under the zoning bylaw of the day.

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.

This permit is not transferrable unless specifically permitted by the Municipality. The authorization to transfer the Permit shall, if deemed acceptable, be granted by Council resolution.

THIS IS NOT A BUILDING PERMIT

3. APPROVALS

Authorization passed by Council on the __4__ day of __March_____, 2025.

Issued by the Corporate Officer of the District of Lake Country this ___ day of _____, 2025.

4. EXPIRY

Temporary Use Permit TUP00095 expires on the 4 day of __March, **2028**__ .

Corporate Officer, Reyna Seabrook