



CITY OF  
*Lethbridge*

Office of the City Clerk

**SUBDIVISION AND DEVELOPMENT APPEAL BOARD DECISION**

May 15, 2017

Re: Appeal of Development Application No. DEV09000  
Appellant: Ken Piecharka  
Land Use: Business Industrial (I-B)

Upon hearing representation made by the Development Officer, the Applicant, and other interested parties on Thursday, May 11, 2017, it is the decision of the Subdivision and Development Appeal Board that the appeal is **DENIED** and the decision of the Development Officer to refuse Development Application DEV09000 on April 3, 2017 to expand a fitness facility use into Bay 4, 3287 – 32 Street North is hereby **CONFIRMED**.

**REASONS FOR DECISION:**

1. Parking space waivers have already been applied for the facility.
2. A further waiver of six parking spaces is considered to be excessive.
3. Three of the seven bays are currently vacant, and when occupied, additional parking space waivers would be requested.

NOTE: The Subdivision and Development Appeal Board will be requesting that the City investigate granting of parking waivers and how they are handled so that the parking waivers are not necessarily permanent.

An appeal against this decision may be made to the Alberta Court of Appeal on a question of law or jurisdiction only. Should you wish to do so, it is recommended that you retain legal counsel.

Please contact this Office if you have any questions regarding the decision. A copy of this decision has been mailed to the owner of the property, and the persons who filed the appeal.

Yours truly,

David Sarsfield, Board Secretary,  
Subdivision & Development Appeal Board

cc City Solicitor  
Development Officer  
Appellants/Neighbouring Property Owners