#### Applies to Application No. 7923-0252-00



## CORPORATE REPORT

NO: R172 COUNCIL DATE: September 23, 2024

#### **REGULAR COUNCIL**

TO: Mayor & Council DATE: September 17, 2024

FROM: Acting General Manager, Planning & Development FILE: 6745-20 (SSMUH)

SUBJECT: Transition from Single-Family Residential Zones to Small-Scale Multi-Unit

Housing Zones for In-stream Development Applications - Third Batch

#### RECOMMENDATION

The Planning & Development Department recommends that Council:

- 1. Receive this report for information;
- 2. Authorize staff to close and file in-stream bylaw amendments to *Surrey Zoning Bylaw*, 1993, No. 12000, as amended, and associated development variance permits, to align with provincial housing legislation and new Small-Scale Multi-Unit Housing zones, which reference the original single-family or duplex zones, as provided in Appendix "I";
- 3. Authorize staff to close and file in-stream development variance permits without any associated rezoning, to align with provincial housing legislation and new Small-Scale Multi-Unit Housing zones, which reference the original single-family or duplex zones, as provided in Appendix "II"; and
- 4. Authorize the City Clerk to provide notification for replacement of the new amendment bylaws, and any associated development variance permits, and schedule for Council consideration of first, second, and third readings of new bylaw amendments for October 7, 2024, and approval as to form for associated development variance permits after final adoption.

#### INTENT

The intent of this report is to facilitate alignment of in-stream rezoning and development variance permit applications with the new Small-Scale Multi-Unit Housing zoning bylaw requirements mandated by provincial legislation and as adopted by the City on July 8, 2024 to allow in-stream application processes to proceed under the zoning currently in effect.

#### **BACKGROUND**

In November 2023, the Provincial Government introduced legislation under Bill 44, which included Small-Scale Multi-Unit Housing ("SSMUH") requirements intended to facilitate additional housing supply and affordability in British Columbia communities.

On June 10, 2024, Council endorsed Corporate Report No. Ro109; 2024, titled "Small-Scale Multi-Unit Housing: Zoning By-law Amendments Related to Provincial Housing Legislation". These amendments to *Surrey Zoning By-law*, 1993, No. 12000 (the "Zoning By-law") align with provincial housing legislation by replacing 14 single-family zones, one semi-detached zone, four gross density zones, and one duplex zone with nine new SSMUH zones.

#### **DISCUSSION**

The new SSMUH Zoning By-law amendments adopted on July 8, 2024 impact about 150 single-family and duplex development applications at third reading. Applications that received final adoption prior to July 8, 2024, or that are proposed to be rezoned from an old single-family or duplex zone to a non-SSMUH zone, are not impacted. The impacted in-stream bylaws, however, will need to be filed and closed and new bylaw replacements and associated development variance permits introduced to align to with the new SSMUH zones.

In order to streamline this administrative requirement, it is proposed that these bylaws be brought forward for Council's consideration in batches over the next few months. The first and second batches were forwarded to Council on July 22 and September 9 respectively, and this report is for the third batch.

Appendix "I" lists the current batch of in-stream Zoning By-law amendment applications, including any associated development variance permits. Appendix "II" lists the current batch of in-stream development variance permits without rezoning.

#### Notification

Section 464 of the *Local Government Act* prohibits public hearings solely for zoning bylaw amendments related to Section 481.3 (zoning bylaws and small-scale multi-family housing) and, therefore, no public hearing is required. Notification will be provided in accordance with applicable bylaws and legislative requirements.

#### **Legal Services Review**

Legal Services has reviewed this report.

#### **CONCLUSION**

This report provides for a third batch of in-stream Zoning By-law amendment applications to ensure conformity with the new SSMUH framework and alignment with the updated zones and regulations.

Ron Gill, MA, MCIP, RPP Acting General Manager, Planning & Development

Appendix "I"

Table of Original and Replacement Bylaws in compliance with SSMUH Zoning
By-law Amendments with any associated DVPs

Appendix "I"

Table of Original and Replacement DVPs without Repairs in compliance with

Appendix "II" Table of Original and Replacement DVPs without Rezoning in compliance with SSMUH Zoning Bylaw Amendments

 $https://surreybc.sharepoint.com/sites/pdgmadministration/document\ library/corporate\ reports/future/sf\ to\ ssmuh\ third\ batch/cr\ sf\ to\ ssmuh\ third\ sh\ third\ sf\ to\ ssmuh\ third\ sf\ to\ ssmuh\ third\ sh\ third\ sh\ third\ sh\ third\ sh\ third\ sh\ third\ sh\ t$ 

Table of Original and Replacement Bylaws in compliance with SSMUH Zoning By-law Amendments with any associated DVPs

APPENDIX "I"

DEVELOPMENT	ORIGI	NAL BYLAW (	CLOSED & FI	LED)					
APPLICATION AND PLANNING REPORT	Original Amendment Bylaw	From Zone(s)	To Zone(s)	Associated DVP	Replacement Amendment Bylaw	From Zone(s)	To Zone(s)	Close DVP	Associated DVP
18-0345	21062	RF	RF-O	Yes	21397	R3	R2-O	7918-0345-00	7918-0345-01 (Attachment A)
21-0333	20900	RA	RH	Yes	21398	RA	R1	7921-0333-00	7921-0333-01 (Attachment B)
23-0314	21284	RA	RF	Yes	21399	RA	R3	7923-0314-00	7923-0314-01 (Attachment C)
17-0328	19395	RA	RF-10	No	21400	RA	R5	No	No
23-0070	21164	RA	RQ	No	21401	RA	R2	No	No
23-0235	21299	RA	RF	No	21402	RA	R3	No	No
23-0252	21265	RA	RF-10	No	21403	RA	R5	No	No
24-0032	21202	RA RF-12	RF-10	No	21404	RA R4	R5	No	No

## **APPENDIX "II"**

## Table of Original and Replacement DVPs (without Rezoning) in compliance with SSMUH Zoning By-law Amendments

DEVELOPMENT APPLICATION AND PLANNING REPORT	ORIGINAL DVP ZONE	ORIGINAL DVP	CURRENT DVP ZONE	Close DVP	REPLACEMENT DVP (NEW SSMUH ZONE)
20-0061	RF	7920-0061-00	R3	7920-0061-00	7920-0061-01 (Attachment D)

(the "City")

## **DEVELOPMENT VARIANCE PERMIT**

		NO.: 7918-0345-0
Issued	l To:	
		(the Owner)
Addre	ess of O	wner:
1.	statut	development variance permit is issued subject to compliance by the Owner with all tes, by-laws, orders, regulations or agreements, except as specifically varied by this opment variance permit.
2.	witho	development variance permit applies to that real property including land with or but improvements located within the City of Surrey, with the legal description and address as follows:
		Parcel Identifier: 002-480-468 Lot 2 Block 21 Section 7 Township 1 New Westminster District Plan 2834
		12585 – 15 Avenue
		(the "Land")
3.	(a)	As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:
		Parcel Identifier:
	(b)	If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:

Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows: 4.

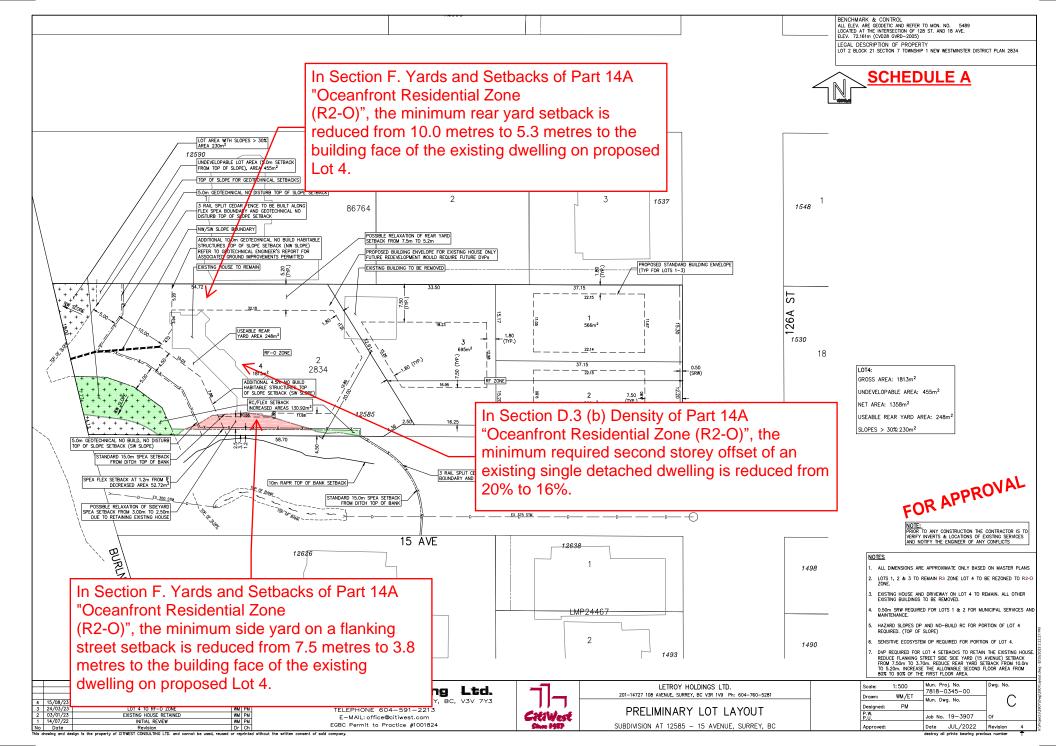
- (a) In Section F. Yards and Setbacks of Part 14A "Oceanfront Residential Zone (R2-O)", the minimum rear yard setback is reduced from 10.0 metres to 5.3 metres to the building face of the existing dwelling on proposed Lot 4;
- (b) In Section F. Yards and Setbacks of Part 14A "Oceanfront Residential Zone (R2-O)", the minimum side yard on a flanking street setback is reduced from 7.5 metres to 3.8 metres to the building face of the existing dwelling on proposed Lot 4; and
- (c) In Section D.3 (a) Density of Part 14A "Oceanfront Residential Zone (RF-O)", the minimum required second storey offset of an existing single detached dwelling is reduced from 20% to 16%.
- 5. This development variance permit applies to only the portion of the Land shown on Schedule A which is attached hereto and forms part of this development variance permit.
- 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
- 7. This development variance permit shall lapse if the Owner does not substantially start any construction with respect to which this development variance permit is issued, within two (2) years after the date this development variance permit is issued.
- 8. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
- 9. This development variance permit is not a building permit.

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL/DELEGATED OFFICIAL, THE DAY OF  $\,$  , 20  $\,$  .

ISSUED THIS DAY OF , 20.

Mayor – Brenda Locke

City Clerk and
Director Legislative Services
Jennifer Ficocelli



(the "City")

## **DEVELOPMENT VARIANCE PERMIT**

NO.: 7921-0333-01

ssued	То:	
		(the "Owner")
Addres	ss of Ow	vner:
ssued	То:	
		(the "Owner")
Addres	ss of Ow	vner:
·.	statute	evelopment variance permit is issued subject to compliance by the Owner with all es, by-laws, orders, regulations or agreements, except as specifically varied by this pment variance permit.
2.	withou	evelopment variance permit applies to that real property including land with or at improvements located within the City of Surrey, with the legal description and ddress as follows:  Parcel Identifier: 009-137-891  Lot 24 Section 21 Township 1 New Westminster District Plan 29865  2451 141 St
		(the "Land")
3.	(a)	As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:
		Parcel Identifier:
	(b)	If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:

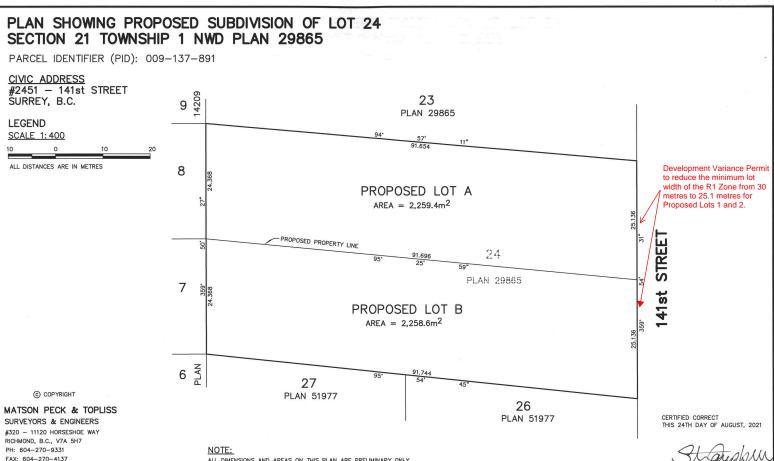
- 4. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
  - o In Part 13 Section C.2, to reduce the minimum lot width of the R1 Zone from 30 metres to 25.1 metres for Proposed Lots 1 and 2.
- 5. This development variance permit applies to only the <u>portion of the Land</u> shown on Schedule A which is attached hereto and forms part of this development variance permit.
- 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
- 7. This development variance permit shall lapse unless the subdivision, as conceptually shown on Schedule A which is attached hereto and forms part of this development variance permit, is registered in the New Westminster Land Title Office within three (3) years after the date this development variance permit is issued.
- 8. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
- 9. This development variance permit is not a building permit.

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL, THE DAY OF , 20 ISSUED THIS DAY OF , 20 .

Mayor – Brenda Locke

City Clerk and

Director Legislative Services Jennifer Ficocelli



CADFILE: 19472-002-PRO-SUB-000.DWG

S-21-19472-PRO-SUB

ALL DIMENSIONS AND AREAS ON THIS PLAN ARE PRELIMINARY ONLY AND SUBJECT TO REVISION FOLLOW LEGAL BOUNDARY SURVEY.

J. STEPHEN CAMPBELL B.C. LAND SURVEYOR (#712)

(the "City")

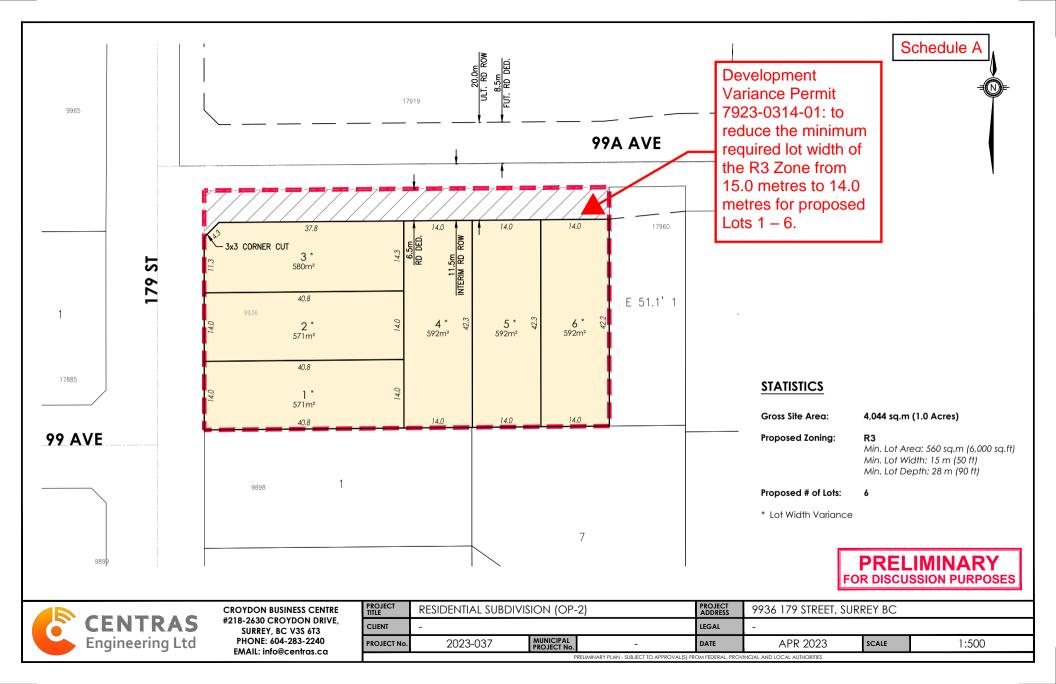
#### **DEVELOPMENT VARIANCE PERMIT**

NO.: 7923-0314-01
("the Owner")
Owner:
development variance permit is issued subject to compliance by the Owner with all tes, by-laws, orders, regulations or agreements, except as specifically varied by this opment variance permit.
development variance permit applies to that real property including land with or out improvements located within the City of Surrey, with the legal description and address as follows:
Parcel Identifier: 011-381-884 ept: The East 51.1 Feet; District Lot 121 Group 2 New Westminster District Plan 9194
9936 - 179 Street
(the "Land")
As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:
Parcel Identifier:
If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:

- Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows: 4.
  - In Section C.2. of Part 15 "Urban Residential Zone  $(R_3)$ " the minimum required lot (a) width is reduced from 15.0 metres to 14.0 metres for proposed Lots 1 - 6.

This development variance permit applies to only the portion of the Land shown on 5. Schedule A which is attached hereto and forms part of this development variance permit. This development variance permit does not apply to additions to, or replacement of, any of the existing buildings shown on attached Schedule A, which is attached hereto and forms part of this development variance permit. 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit. This development variance permit shall lapse unless the subdivision, as conceptually 7. shown on Schedule A which is attached hereto and forms part of this development variance permit, is registered in the New Westminster Land Title Office within three (3) years after the date this development variance permit is issued. 8. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land. This development variance permit is not a building permit. 9.

AUTHORIZING	RESOLUTION P	ASSED BY THE CO	OUNCIL, THE	DAY OF	, 20
ISSUED THIS	DAY OF	, 20			
			Mayor – Brend	la Locke	
			-	Director of Legisl	ative
			Services - Jenni	fer Ficocelli	



(the "City")

## DEVELOPMENT VARIANCE PERMIT

NO.: 7920-0061-01

Issued	l To:	
		(the "Owner")
Addre	ss of O	wner:
1.	statut	development variance permit is issued subject to compliance by the Owner with all tes, by-laws, orders, regulations or agreements, except as specifically varied by this opment variance permit.
2.	witho	development variance permit applies to that real property including land with or out improvements located within the City of Surrey, with the legal description and address as follows:  Parcel Identifier: 012-427-594  Lot 19 Section 27 Township 2 New Westminster District Plan 79629  14853 - 84 Avenue
		(the "Land")
3.	(a)	As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:
		Parcel Identifier:
	(b)	If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:

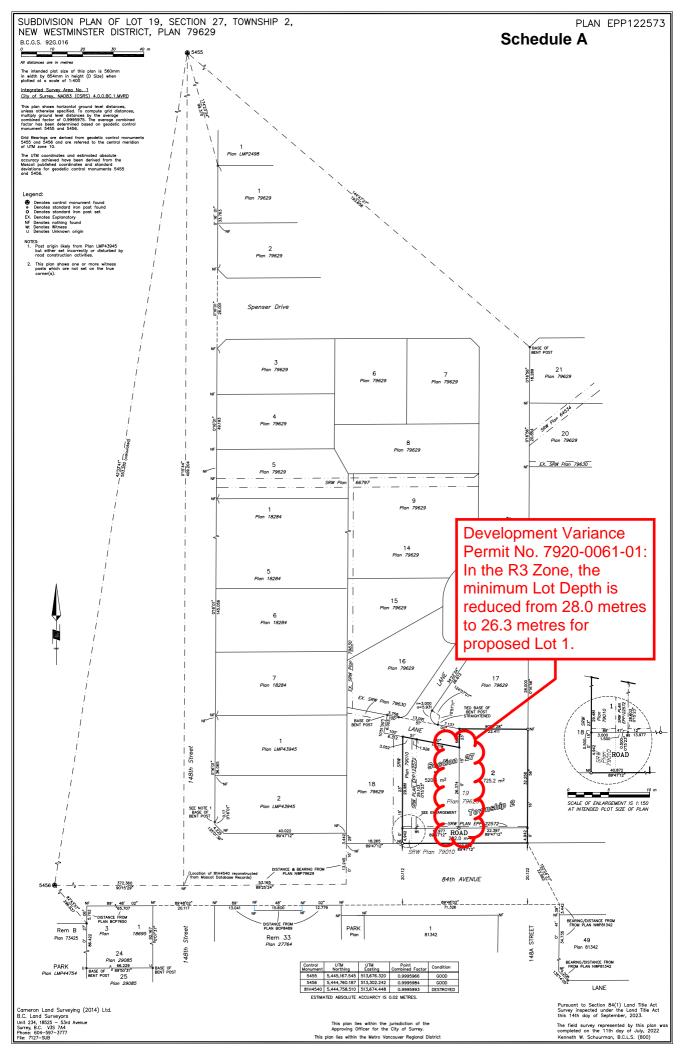
- 4. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
  - (a) In Part 15, "Urban Residential Zone (R<sub>3</sub>)", the minimum Lot Depth is reduced from 28.0 metres to 26.3 metres for proposed Lot 1.
- 5. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
- 6. This development variance permit shall lapse unless the subdivision, as conceptually shown on Schedule A which is attached hereto and forms part of this development variance permit, is registered in the New Westminster Land Title Office within three (3) years after the date this development variance permit is issued.
- 7. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
- 8. This development variance permit is not a building permit.

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL/DELEGATED OFFICIAL, THE DAY OF  $\,$  , 20  $\,$  .

ISSUED THIS DAY OF , 20 .

Mayor – Brenda Locke

City Clerk and
Director Legislative Services
Jennifer Ficocelli

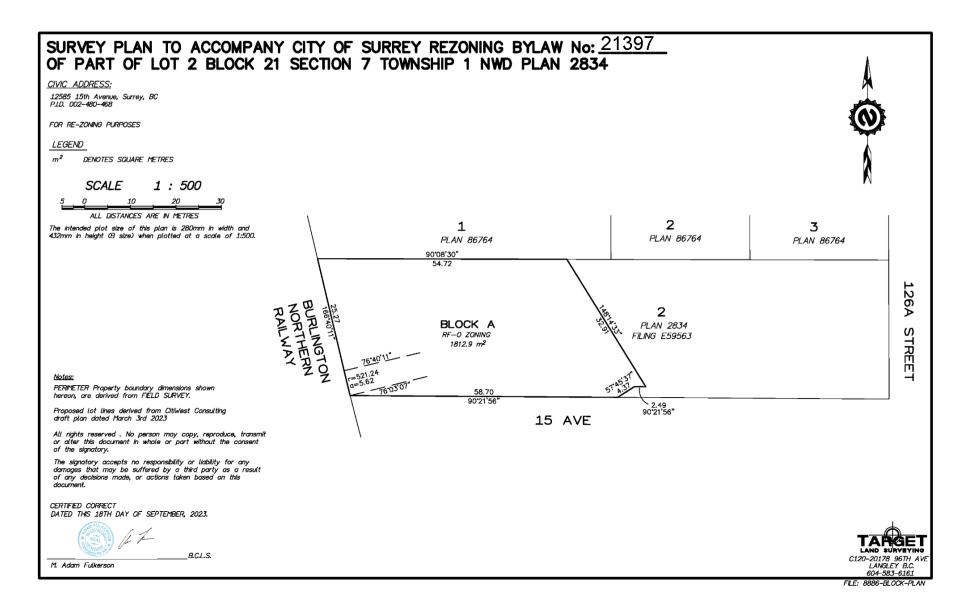


## BYLAW NO. 21397

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Co	ouncil of the City of Surrey ENACTS AS FOLLOWS:	
1.	Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, a changing the classification of the following parcels of land, presently shown undesignated as the Zoning Maps and marked as Schedule A under Part 3 of Sur By-law, 1993, No. 12000, as amended, as follows:	s amended, by pon the maps
	FROM: URBAN RESIDENTIAL ZONE (R <sub>3</sub> )  TO: OCEANFRONT RESIDENTIAL ZONE (R <sub>2</sub> -O)	
	Portion of PID: 002-480-468 Lot 2 Block 21 Section 7 Township 1 NWD Plan 2834 containing 1812.9 square metres, labeled Block A	
	(Portion of 12585 – 15 Avenue)	
	Shown on a Survey Plan attached as Schedule A to this Bylaw, certified correct by M. Adam Fulkerson B.C.L.S. on the 18th day of September, 2023.	
2.	This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 1	2000,
	Amendment Bylaw, 2024, No. 21397".	
PASSE	ED FIRST READING on the th day of , 20 . ED SECOND READING on the th day of , 20 . ED THIRD READING on the th day of , 20 .	
	NSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sea rate Seal on the th day of , 20 .	led with the
		_MAYOR
		_CLERK

### **SCHEDULE A**



A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Co	ouncil of the City of Surrey ENACTS AS FOLLOWS:
1.	Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:  FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: SUBURBAN RESIDENTIAL ZONE (R1)  PID: 009-137-891  Lot 24 Section 21 Township 1 NWD Plan 29865  (2451 – 141 Street)
2.	This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21398".
PASSE	D FIRST READING on the th day of , 20 . D SECOND READING on the th day of , 20 . D THIRD READING on the th day of , 20 .
	NSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the rate Seal on the $$ th day of , 20 .
	MAYOR
	CLERK

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Council of the City of Surrey ENACTS AS FOLLOWS:
1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:
FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: URBAN RESIDENTIAL ZONE (R <sub>3</sub> )
PID: 011-381-884 Lot 1 Except: The East 51.1 Feet; District Lot 121 Group 2 NWD Plan 9194
(9936 – 179 Street)
2. This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21399".
PASSED FIRST READING on the th day of, 20.
PASSED SECOND READING on the th day of , 20 .
PASSED THIRD READING on the th day of , 20 .
RECEIVED APPROVAL FROM THE MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE on the $\;$ day of $\;$ , 20 $\;$ .
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the $$ th day of , 20 .
MAYOR
CLERK

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Council of the City of Surrey ENACTS AS FOLLOWS:
1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:
FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: COMPACT RESIDENTIAL ZONE (R5)
Parcel Identifier: 000-750-182 Lot 6 Section 10 Township 2 New Westminster District Plan 17132
(14650 – 60 Avenue)
2. This Bylaw shall be cited for all p17-urposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21400".
PASSED FIRST READING on the th day of, 20.
PASSED SECOND READING on the th day of , 20 .
PASSED THIRD READING on the th day of , 20 .
RECEIVED APPROVAL FROM THE MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE on the $\;$ day of $\;$ , 20 $\;$ .
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the $$ th day of , 20 .
MAYOR
CLERK

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Co	uncil of the City of Surrey ENACTS AS FOLLOWS:
1.	Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:
	FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: QUARTER ACRE RESIDENTIAL ZONE (R2)
	Parcel Identifier: 000-699-322 Lot 60 Section 7 Township 9 New Westminster District Plan 46835
	(10610 Salisbury Drive)
2.	This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21401".
	D FIRST READING on the th day of , 20 .
PASSE	D SECOND READING on the th day of , 20 .
PASSE	D THIRD READING on the th day of , 20 .
	NSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the ate Seal on the th day of , 20 .
	MAYOR
	CLERK

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Council of the City of Surrey ENACTS AS FOLLOWS:
1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:  FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: URBAN RESIDENTIAL ZONE (R3)
Lot 4 Section 7 Township 2 New Westminster District Plan 15760
(5866 – 124A Street)
2. This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21402".
PASSED FIRST READING on the th day of, 20.
PASSED SECOND READING on the th day of , 20 .
PASSED THIRD READING on the th day of , 20 .
RECEIVED APPROVAL FROM THE MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE on the $\;$ day of $\;$ , 20 $\;$ .
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the $$ th day of , 20 $$ .
MAYOR
CLERK

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

The Council of the City of Surrey ENACTS AS FOLLOWS:
1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the <i>Local Government Act</i> , R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:  FROM: ACREAGE RESIDENTIAL ZONE (RA)  TO: COMPACT RESIDENTIAL ZONE (R5)  PID: 010-102-272  Lot 8 Section 9 Township 2 New Westminster District Plan 19603
(62=8 128 Ctroot)
(6358 - 138 Street)
2. This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment Bylaw, 2024, No. 21403".
PASSED FIRST READING on the th day of , 20 .
PASSED SECOND READING on the th day of , 20 .
PASSED THIRD READING on the th day of , 20 .
Those Time Reported on the third of , 20.
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the $$ th day of , 20 .
MAYOR
CLERK

#### BYLAW NO. 21404

A bylaw to amend Surrey Zoning By-law, 1993, No. 12000, as amended.

.....

The Council of the City of Surrey ENACTS AS FOLLOWS:

1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended pursuant to the provisions of Section 479 of the *Local Government Act*, R.S.B.C. 2015, c.1, as amended, by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule A under Part 3 of Surrey Zoning By-law, 1993, No. 12000, as amended, as follows:

FROM: ACREAGE RESIDENTIAL ZONE (RA) AND

SMALL LOT RESIDENTIAL ZONE (R<sub>4</sub>)

TO: MULTIPLE RESIDENTIAL ZONE (RM-30)

PID: 000-447-951 Lot 18 North East Quarter Section 13 Township 1 NWD Plan 25366

(16611 – 20 Avenue)

PID: 008-790-418 Lot 19 Section 13 Township 1 NWD Plan 25366

(16651 - 20 Avenue)

Portion of PID: 031-084-818 Lot A Section 13 Township 1 NWD Plan EPP99681

(Portion of 16681 – 20 Avenue)

Shown on the Survey Plan labeled Block A, containing 3.802 ha, attached as Schedule A

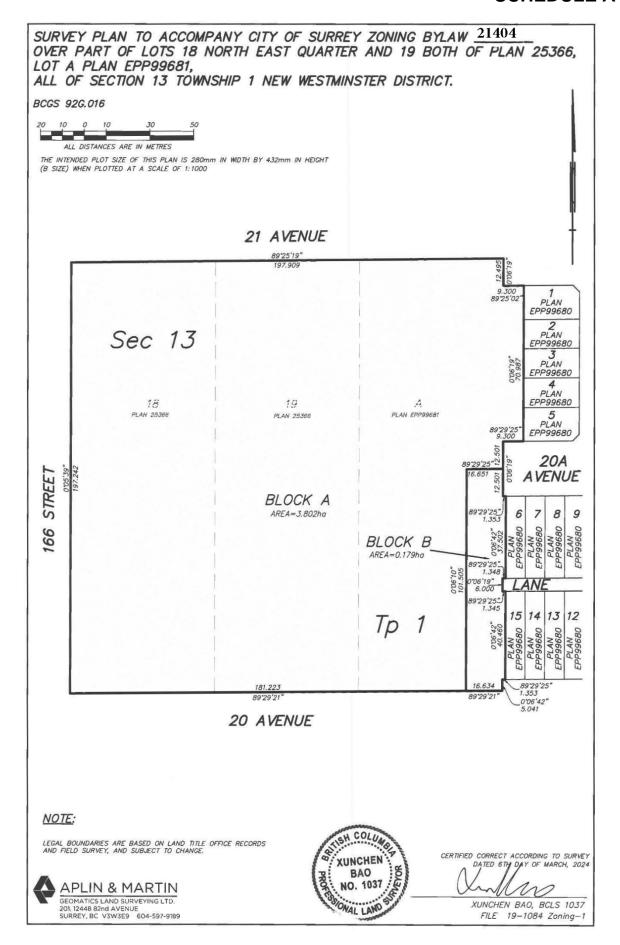
FROM: ONE-ACRE RESIDENTIAL ZONE (RA) TO: COMPACT RESIDENTIAL ZONE (R5)

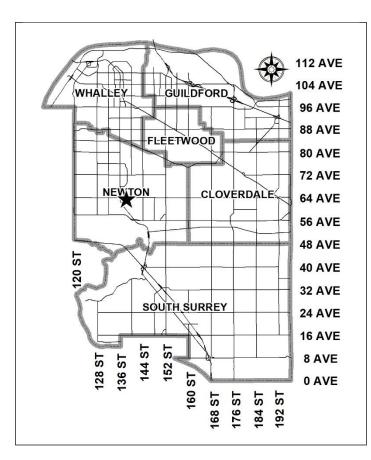
# Portion of PID: 031-084-818 Lot A Section 13 Township 1 NWD Plan EPP99681

(Portion of 16681 – 20 Avenue)

	Shown on the Survey Plan labeled Block B, containing 0.179 ha, attached as Schedule A, certified correct by Xunchen Bao, B.C.L.S. on the 6th day of March, 2024.
2.	This Bylaw shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000,
	Amendment Bylaw, 2024, No. 21404".
PASSE	D FIRST READING on the th day of , 20 .
PASSE	D SECOND READING on the th day of , 20 .
PASSE	D THIRD READING on the th day of , 20 .
	NSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the rate Seal on the th day of , 20 .
	MAYOR

\_CLERK





# City of Surrey PLANNING & DEVELOPMENT REPORT Application No.: 7923-0252-00

Planning Report Date: May 6, 2024

#### **PROPOSAL:**

**Rezoning** from RA to RF-10

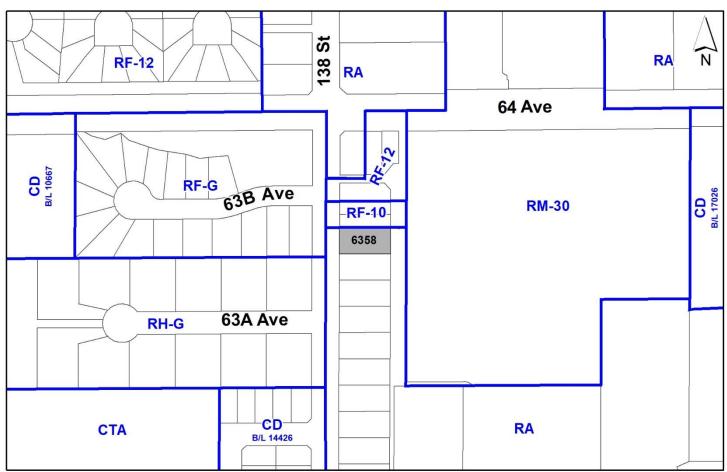
to allow subdivision into 2 single family lots.

LOCATION: 6358 138 Street

**ZONING:** RA

**OCP DESIGNATION:** Urban

NCP DESIGNATION: Single Family Small Lots



#### RECOMMENDATION SUMMARY

• Rezoning By-law to proceed to Public Notification. If supported the By-law will be brought forward for First, Second and Third Reading.

## **DEVIATION FROM PLANS, POLICIES OR REGULATIONS**

None.

#### RATIONALE OF RECOMMENDATION

- The proposal complies with the Urban designation in the Official Community Plan (OCP).
- In accordance with changes to the Local Government Act, Section 464, under Bill 44 (2023) a Public Hearing is not required for the subject rezoning application as the proposed rezoning is consistent with the Official Community Plan (OCP). As such, Council is requested to endorse the Public Notification to proceed for the proposed Rezoning By-law. The Rezoning By-law will be presented to Council for consideration of First, Second, and Third Reading, after the required Public Notification is complete, with all comments received from the Public Notification presented to Council prior to consideration of the By-law readings.
- The proposal meets the intent of the Single Family Small Lots designation in the South Newton Neighbourhood Concept Plan (NCP).
- The proposal complies with the General Urban designation in the Metro Vancouver Regional Growth Strategy (RGS).
- The proposed density and building form are appropriate for this part of South Newton.

#### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council endorse the Public Notification to proceed for a By-law to rezone the subject site from "One Acre Residential Zone (RA)" to "Single Family Residential (10) Zone (RF-10).
- 2. Council instruct staff to resolve the following issues prior to final adoption:
  - (a) ensure that all engineering requirements and issues including restrictive covenants, dedications, and rights-of-way where necessary, are addressed to the satisfaction of the General Manager, Engineering;
  - (b) submission of a subdivision layout to the satisfaction of the Approving Officer;
  - (c) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
  - (d) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
  - (e) the applicant adequately address the City's needs with respect to the City's Affordable Housing Strategy, to the satisfaction of the General Manager, Planning & Development Services; and
  - (f) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department.

#### SITE CONTEXT & BACKGROUND

Direction	<b>Existing Use</b>	OCP/NCP	<b>Existing Zone</b>
		Designation	
Subject Site	Single Family	Single Family	RA
	Dwelling	Small Lots	
North:	Single Family	Single Family	RF-10
	Dwelling	Small lots	
East (Across lane):	Townhouses	Townhouses (25	RM-30
		u.p.a. max)	
South:	Single Family	Single Family	RA
	Dwelling	Small lots	
West (Across 138 Street):	Single Family	Single Family	RF-G
	Dwelling	Residential	

#### Context & Background

• The subject property is located on the east side of 138 street, south of 64<sup>th</sup> Avenue. The property is designated "Urban" in the Official Community Plan (OCP), "Single Family Small Lots" in the South Newton Neighbourhood Concept Plan (NCP) and is currently zoned "One-Acre Residential Zone (RA)".

- The subject property as well as the adjacent lots on the east side of 138 Street are undersized lots under the RA zone. The subject lot is 712 square metres in area.
- The property is one of three properties along 138 street to propose redevelopment into single family small lots. Development Application No. 7918-0179-00 at 6304-138 Street, approximately 75 metres to the south of the site, was granted Third Reading of the associated Rezoning By-law on April 1, 2018, for proposed RF-10 zoning. Development Application No. 7917-0502-00 abutting to the north was granted Final Adoption of the associated Rezoning By-law on June 14, 2021.
- The remaining properties to the south along the east side of 138 Street are of an appropriate size to continue with similar RF-10 subdivision and redevelopment in the future.

#### **DEVELOPMENT PROPOSAL**

#### **Planning Considerations**

- The applicant is proposing to rezone the site from "One-Acre Residential Zone (RA)" to "Single Family Residential (10) Zone (RF-10)" in order to subdivide into two single family residential lots.
- The two proposed single family lots are 356 square metres in area, 9.6 metres in width, and 37.2 metres in depth, which meets or exceeds the minimum dimensional requirements of the RF-10 Zone.

	Proposed
Lot Area	
Gross Site Area:	712 square metres
Road Dedication:	n/a
Undevelopable Area:	
Net Site Area:	n/a
Number of Lots:	2
Unit Density:	28.57 u.p.h
Range of Lot Sizes	356 square metres
Range of Lot Widths	9.6 metres
Range of Lot Depths	37.2 metres

#### Referrals

Engineering: The Engineering Department has no objection to the project

subject to the completion of Engineering servicing requirements as

outlined in Appendix II.

School District: The School District has advised that there will be approximately 2

school-age children generated by this development, of which the School District has provided the following expected student

enrollment.

1 Elementary student at Woodward Hill Elementary School1 Secondary student at Sullivan Heights Secondary School

(Appendix III)

Parks, Recreation &

Culture:

The closest active park is McLeod Park and is 900 metres away, which contains amenities including walking paths, and natural

area.

#### **Transportation Considerations**

- The subject site has road frontage along 138 Street and the lane at the rear has been recently constructed. As part of the subject proposal, the applicant will be required to confirm the adequacy of existing infrastructure to support the proposed development.
- Accesses to the proposed lots will be via the rear lane.

#### **Sustainability Considerations**

• The applicant has met all of the typical sustainable development criteria, as indicated in the Sustainable Development Checklist.

#### **POLICY & BY-LAW CONSIDERATIONS**

#### **Regional Growth Strategy**

• The proposal complies with the "General Urban" designation within the Regional Growth Strategy plan.

#### Official Community Plan

#### Land Use Designation

• The proposal is compliant with the "Urban" designation in the Official Community Plan.

#### **Secondary Plans**

#### **Land Use Designation**

• The proposal meets the intent of the Single Family Small lots designation within the South Newton NCP.

#### **Zoning By-law**

- The applicant proposes to rezone the subject site from "One-Acre Residential Zone (RA)" to "Single Family Residential (10) Zone (RF-10)".
- The table below provides an analysis of the development proposal in relation to the requirements of the Zoning By-law, including the "Single Family Residential (10) Zone (RF-10)", streamside setbacks and parking requirements.

RF-10 Zone (Part 17C)	Permitted and/or Required	Proposed		
Unit Density:	31 units per hectare	28.57 units per hectare		
Yards and Setbacks				
Front Yard (direction):	4 metres	4 metres		
Side Yard (direction):	1.2 metres	1.2 metres		
Rear (direction):	7.5 metres	7.5 metres		
Lot Size (Type III)				
Lot Size:	324 square metres	356 square metres		
Lot Width:	9 metres	9.6 metres		
Lot Depth:	36 metres	37.2 metres		
Parking (Part 5)	Required	Proposed		
Number of Spaces	3	3		

#### Lot Grading and Building Scheme

- The applicant retained Tejeshwar Singh of Simplex Consultant Ltd., as the Design Consultant. The Design Consultant conducted a character study of the surrounding homes and based on the findings of the study, proposed a set of building design guidelines (Appendix IV).
- Styles recommended for this site include "Traditional West Coast" homes.
- A preliminary lot grading plan, submitted by Centras Engineering Ltd., and dated November 15, 2023, has been reviewed by staff and found to be generally acceptable. The applicant does propose in-ground basements. The feasibility of in-ground basements will be confirmed once the City's Engineering Department has reviewed and accepted the applicant's final engineering drawings.

#### **Capital Projects Community Amenity Contributions (CACs)**

 On December 16, 2019, Council approved the City's Community Amenity Contribution and Density Bonus Program Update (Corporate Report No. R224; 2019). The intent of that report was to introduce a new City-wide Community Amenity Contribution (CAC) and updated Density Bonus Policy to offset the impacts of growth from development and to provide additional funding for community capital projects identified in the City's Annual Five-Year Capital Financial Plan. A fee update has been approved in April 2023, under Corporate Report No. Ro37;2023.

- The proposed development will be subject to the Tier 1 Capital Plan Project CACs. The contribution will be payable at the rate applicable at the time of Final Subdivision Approval. The current rate is \$2,136 per new lot.
- The proposed development will not be subject to Tier 2 CACs as the proposed density is consistent with the density that is permitted under the site's existing land use designation.

#### Affordable Housing Strategy

- On April 9, 2018, Council approved the City's Affordable Housing Strategy (Corporate Report No. Ro66; 2018) requiring that all new rezoning applications for residential development contribute \$1,000 \$1,068 per new unit to support the development of new affordable housing. The funds collected through the Affordable Housing Contribution will be used to purchase land for new affordable rental housing projects.
- The applicant will be required to contribute \$1,068 per new lot to support the development of new affordable housing.

#### **PUBLIC ENGAGEMENT**

 Pre-notification letters were sent on November 8, 2023, and the Development Proposal Signs were installed on November 1, 2023. Staff have received no responses from neighbouring properties.

#### **TREES**

• Nour Dalati, ISA Certified Arborist of Diamond Head Consulting, prepared an Arborist Assessment for the subject property. The table below provides a summary of the proposed tree retention and removal by tree species:

Table 1: Summary of Proposed Tree Preservation by Tree Species:

Tree Species	Exis	sting	Remove	Retain		
Deciduous Trees (excluding Alder and Cottonwood Trees)						
Black Lotus		1	1	0		
Coniferous Trees						
Western Red Cedar		2	2	0		
English Holly		1	1	0		
<b>Total</b> (excluding Alder and Cottonwood Trees)		4	4	o		
Total Replacement Trees Proposed (excluding Boulevard Street Trees)	l		4			

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Total Retained and Replacement Trees Proposed	4
Estimated Contribution to the Green City Program	\$2,200

- The Arborist Assessment states that there are a total of 4 mature trees on the site and no Alder or Cottonwood trees. No trees are proposed to be retained as part of this development.
- For the 4 trees that cannot be retained, the applicant will be required to plant trees on a 2 to 1 replacement ratio. Since only 4 replacement trees can be accommodated on the site (based on an average of [2] trees per lot), the proposed deficit of 4 replacement trees will require an estimated cash-in-lieu payment of \$2,200, representing \$550 per tree, to the Green City Program, in accordance with the City's Tree Protection By-law.
- In summary, a total of 4 trees are proposed to be replaced on the site with an estimated contribution of \$2,200 to the Green City Fund.
- The proposed tree retention and replacement strategy will be refined as the applicant works through the detailed design process.

#### INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Proposed Subdivision Layout

Appendix II. Engineering Summary

Appendix III. School District Comments

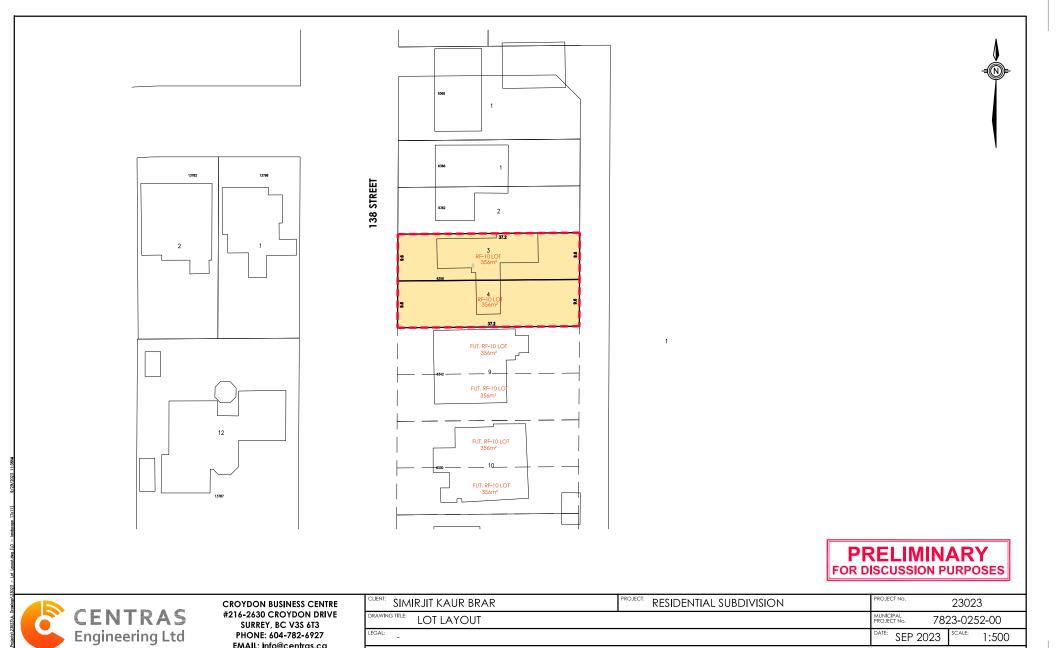
Appendix IV. Building Design Guidelines Summary

Appendix V. Summary of Tree Survey, Tree Preservation and Tree Plans

approved by Shawn Low

Don Luymes General Manager Planning and Development

TS/ar



PRELIMINARY PLAN - SUBJECT TO APPROVAL(S) FROM FEDERAL, PROVINCIAL AND LOCAL AUTHORITIES

EMAIL: info@centras.ca



## INTER-OFFICE MEMO

TO: Director, Area Planning & Development

- South Surrey Division

**Planning and Development Department** 

FROM: Manager, Development Services, Engineering Department

DATE: **April 30, 2024** PROJECT FILE: **7823-0252-00** 

**RE:** Engineering Requirements

Location: 6358 138 St

#### **REZONE/SUBDIVISION**

#### **Works and Services**

- Complete storm catchment analyses and resolve downstream constraints.
- Implement on-site storm mitigation requirements as determined through detailed design.
- Provide water meter to existing service connections.
- Register applicable legal documents as determined through detailed design.

A Servicing Agreement is required prior to Rezone & Subdivision.

Jeff Pang, P.Eng.

Jeffy lang

Manager, Development Services

/JNC



Department: Planning and Demographics

Date: March 13, 2024
Report For: City of Surrey

#### **Development Impact Analysis on Schools For:**

Application #: 23 0252 00

The proposed development of 2 Single Family units are estimated to have the following impact on elementary and secondary schools within the school regions.

#### School-aged children population projection 2

Projected Number of Students From This Development	: In:	
Elementary School =	1	
Secondary School =	1	
Total Students =	2	

Woodward Hill Elementary		
Enrolment	711	
Operating Capacity	644	
# of Portables	4	
Sullivan Heights Secondary		
Juliivan neignis Jecollualy		
•	1882	
Enrolment Operating Capacity	1882 1700	

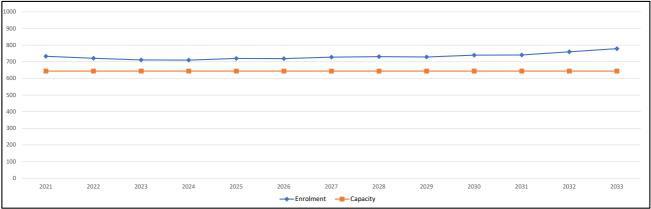
#### Summary of Impact and Commentary

The following tables illustrate the historical, current and future enrolment projections including current/approved ministry operating capacity for the elementary and secondary schools serving the proposed development.

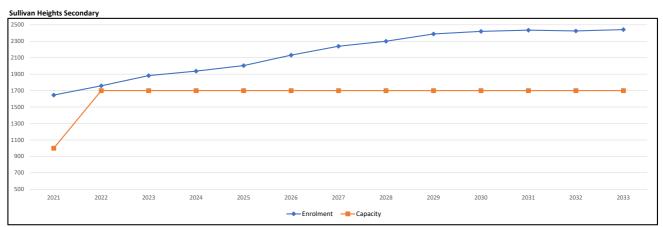
Enrolment pressure will continue in this area for the next 10 years. To manage this long term demand, on June 2020, the Ministry approved design and construction funding to build a new 612-capacity elementary school; located next to the existing Goldstone Park. The new Snokomish Elementary is targeted to open in the Spring of 2026 which will provide enrolment relief to the other neighbouring schools: Goldstone Park, Woodward Hill and Cambridge.

The 700 capacity addition at Sullivan Heights Secondary opened in September 2022 but the school has 11 portables and is still operating above capacity even with the addition.

#### **Woodward Hill Elementary**



Note: If this report is provided in the months of October, November and December, the 10-year projections are out of date and they will be updated in January of next year.



Note: If this report is provided in the months of October, November and December, the 10-year projections are out of date and they will be updated in January of next year.

**Population**: The projected population of children aged 0-17 impacted by the development. **Enrolment**: The number of students projected to attend the Surrey School District ONLY.

#### **BUILDING GUIDELINES SUMMARY**

Surrey Project #: 7923-0252-00

Project Location: 6358 138 Street, Surrey, B.C.

Design Consultant: Simplex Consultants Ltd., (Tejeshwar Singh, b.t.arch, AScT, CRD,

at.aibc)

This building scheme draft is proposed for the above noted project and has been filed with the *City* Clerk. Below is the Residential Character Study and the Design Guidelines summary which highlights the important features and forms the basis of the draft Building Scheme.

#### 1. Residential Character

# 1.1 General Description of the Existing and/or Emerging Residential Character of the Subject Site:

The area surrounding the subject property consists of homes built recently along with a handful of older homes built about 35-40 years ago. The style of the homes in the area "traditional west coast" and "neo-traditional" which range from 2500sf up to 5000 sf. The rear lane abuts a new subdivision of townhouses.

Homes in the neighborhood include the following:

- The context homes surrounding the property which are recently built are of
  "traditional west coast" style homes with mid-scale massing characteristics. These
  homes have various roof pitches from 6:12 up to 10:12. Roof surfaces are asphalt
  shingles and the cladding is hardi with stone or brick accents. These newer homes
  can be used as context homes.
- There are some older "neo-traditional" style homes that are approximately 35-40 year old with roof pitches of 4:12 up to 6:12. These homes are comprised of simple rectangular shapes with low-slope common gable roofs, covered with interlocking tab type asphalt shingle roof surfaces. The homes are clad with mainly siding or stucco.

## 1.2 Features of the Existing and Surrounding Dwelling Homes Significant to the Proposed Building Scheme:

- 1) Context styles of homes for the proposed building scheme are "neo-traditional".
- 2) All context homes are 2 and 3 storey homes.
- 3) Front entrances are 1 storey in height.
- 4) Massing: Old homes are mostly traditional west coast or ranchers context.
- 5) Exterior cladding: variation of wall cladding materials allows for a wide range of

selection for cladding.

6) Roof surface: variation of roofing materials allows for a wide range of selection for roofing.

7) Roof pitch is a minimum 6:12 for the newer context homes.

**Dwelling Types/Locations:** 2 and 3 storey split levels.

**Exterior Treatment** Context homes are clad in stucco, or vinyl siding,

**/Materials:** and have a stone or brick accent veneer.

**Roof Pitch and Materials:** A variety of roofing products have been used, and a variety

could be permitted.

**Window/Door Details:** Rectangle or arched.

**Streetscape:** The neighborhood is fairly new with a similar character within each

dwelling. Homes include West Coast Modern style 2 and 3 storey homes that meet modern massing design, modern trim and detailing standards, and modern roofing and construction materials standards. Landscapes range from "modest old urban" to "moderate modern"

urban".

## 2. Proposed Design Guidelines

## 2.1 Proposed Design Solutions:

**Dwelling Types/Location:** 2 storey or 3 storey split levels.

Interfacing Treatment Strong relationship with neighboring "context homes"

with existing dwellings including new homes will be of a similar home type and

size. Similar massing characteristics, roof types, roof pitches, roofing materials, and siding materials

pitches, roofing materials, and siding materials.

**Restrictions on Dwellings** No basement entry homes.

**Exterior Materials:** Stucco, Vinyl, Hardiplank, Brick, and Stone.

Colours: "Natural" colours such as browns, greens, clays, and

other earth-tones, and "Neutral" colors such as grey, white, and cream are permitted. "Primary" colors in subdued tones such as navy blue, or forest green can be considered as approved by the consultant. Colours such as pink, rose, peach, salmon are not permitted.

**Roof Pitch:** Minimum roof pitch must be 4:12. Flat roofs as accent roofs

are permitted.

**Roof Materials:** Shake profile concrete roof tiles, and shake profile asphalt

shingles with a raised ridge caps are permitted in Grey,

Brown, or Black.

**In-ground basements:** Permitted subject to determination that service invert

locations are sufficiently below grade. Basements will appear

underground from the front.

**Landscaping:** Landscaping: Moderate modem urban standard: minimum

15 shrubs of a minimum 3 gallon pot size. Sod from street to face of home. Driveways: exposed aggregate, interlocking

masonry pavers, stamped concrete, or "broom" or

"brush-finished" concrete.

**Tree Planting Deposit:** \$1,000 (to developer)

- 50% will be refunded after inspection by developer

- Remaining 50% one year after completion of

construction

Compliance Deposit: \$5,000 (to developer)

**Summary prepared and submitted by:**Simplex Consultants Ltd.

Date: October 6, 2023

**Reviewed and Approved by:**Tejeshwar Singh, b.t.arch, AScT, CRD, at.aibc

Date: October 6, 2023

## 4.0 Tree Preservation Summary

Table 2: City of Surrey tree preservation summary table for on-site and off-site trees, including the number of replacement trees proposed.

Surrey Project Number

Site Address: 6358 138 Street Surrey, BC

Registered Arborist: Max Rathburn

On-Site Trees	Number of Trees
Protected Trees Identified	4
(On-site and shared trees, including trees within boulevards and proposed streets and lanes, but excluding trees in proposed open space or riparian areas)	,
Protected Trees to be Removed	4
Protected Trees to be Retained	0
(Excluding trees within proposed open space or riparian areas)	
Total Replacement Trees Required:	
- Alder & Cottonwood Trees Requiring 1 to 1 Replacement Ratio	
0 X one (1) = 0	8
- All other Trees Requiring 2 to 1 Replacement Ratio	
4 X two (2) = 8	
Replacement Trees Proposed	4
Replacement Trees in Deficit	4
Protected Trees to be Retained in Proposed Open Space / Riparian Areas	0

Off-Site Trees					Num	ber of Trees	
Protected Off-Site Trees to be Removed						0	
Total Replacement Tr	ees Re	quired:					
- Alder & Co	ottonw	ood Trees R	equirin	g 1 to 1 Replace	ement Ratio		
0	Χ	one (1)	=	0			0
- All other T	rees Re	equiring 2 to	o 1 Rep	lacement Ratio			
0	Χ	two (2)	=	0			
Replacement Trees Proposed					0		
Replacement Trees in Deficit						0	

Summary, report, and plan prepared and submitted by

Mag Rathbur

October 3, 2023

Signature of Arborist Date

