

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7917-0088-00

Planning Report Date: April 3, 2017

PROPOSAL:

• Development Variance Permit

to reduce the required parking for a proposed industrial building.

LOCATION: 18795 – 24 Avenue

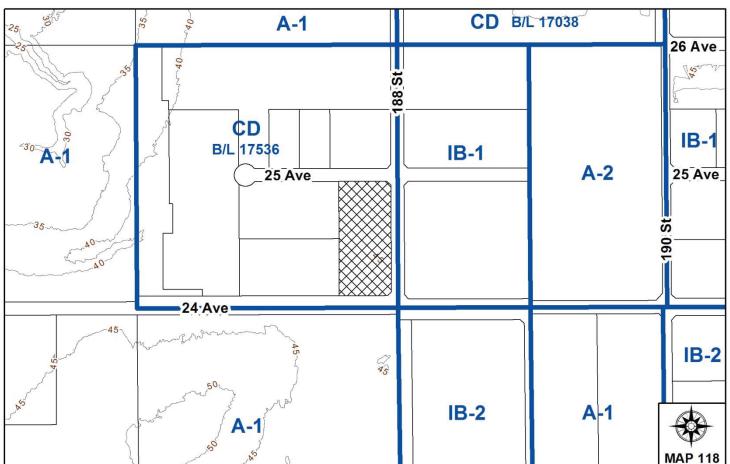
OWNER: Aman Enterprises 1989 Ltd.

ZONING: CD (By-law No. 17536)

OCP DESIGNATION: Mixed Employment

LAP DESIGNATION: Technology Park or Business Park &

Landscaping Strips



RECOMMENDATION SUMMARY

• Approval for Development Variance Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• The applicant is seeking a variance to reduce the parking requirements to allow Office Uses that are ancillary to Light Impact Industrial Uses to be calculated at a rate of 1 parking space per 100 square metres (1,075 sq. ft.) of gross floor area.

RATIONALE OF RECOMMENDATION

- On February 1, 2016, Development Application No. 7915-0163-00 received conditional approval by Council, permitting the development of a 2,172 square metre (23,380 sq. ft.) warehouse with ancillary office and temporary outdoor trailer parking on the subject property, which required a minimum of 22 parking spaces.
- On May 30, 2016, the parking requirements of the Zoning By-law were amended, with ancillary office use for Light Impact Industry no longer being included at a rate of 1 space per 100 square metres (1,075 sq. ft.) of gross floor area, but rather being considered a separate use calculated at 2.5 spaces per 100 square metres (1,075 sq. ft.) of gross floor area.
- On July 25, 2016, Development Permit No. 7915-0163-00 was approved with the parking requirement based on the rates that were in effect at the time the application was forwarded to Council and received conditional approval.
- The applicant is proposing a variance to permit the required parking to be calculated based on the parking rates that were in effect at the time the application received conditional approval and under which the Development Permit (DP) was issued.
- Given that the applicant's plans received conditional approval prior to the parking rate by-law change and the DP was issued with parking calculated at the previous parking rate, staff supports the requested variance proceeding to Public Notification.

RECOMMENDATION

The Planning & Development Department recommends that Council approve Development Variance Permit No. 7917-0088-00 (Appendix II), to vary Part 5 "Off-Street Parking and Loading/Unloading" of Zoning By-law 12000 to allow office uses that are ancillary to Light Impact Industrial Uses to be calculated at a rate of 1 parking space per 100 square metres (1,075 sq. ft.) of gross floor area, to proceed to Public Notification.

REFERRALS

Engineering: The Engineering Department has no objection to the project.

SITE CHARACTERISTICS

Existing Land Use: Vacant industrial land.

Adjacent Area:

Direction	Existing Use	OCP/NCP Designation	Existing Zone
North (Across	Proposed cold storage facility	Mixed Employment/	CD (By-law
25 Avenue):	(Development Permit No.	Technology Park or Business	No. 17536)
	7915-0353-00)	Park	
East (Across	Vacant industrial land	Mixed Employment/	IB-1
188 Street):		Technology Park or Business	
		Park and Landscaping Strips	
South (Across	Forested agricultural land in	Agricultural	A-1
24 Avenue):	the ALR		
West:	Warehouse with outdoor trailer	Mixed Employment/	CD (By-law
	parking and vacant industrial	Technology Park or Business	No. 17536)
	land	Park and Landscaping Strips	

DEVELOPMENT CONSIDERATIONS

Background Information

- The subject property is designated "Mixed Employment" in the Official Community Plan (OCP), "Technology Park or Business Park" and "Landscaping Strips" in the Campbell Heights Local Area Plan (LAP), and is zoned "Comprehensive Development Zone (CD)" (By-law No. 17536).
- On February 1, 2016, Development Application No. 7915-0163-00 for Phase 1 received conditional approval by Council, permitting the development of a 2,172 square metre (23,380 sq. ft.) warehouse with ancillary office and temporary outdoor trailer parking on the subject property, which required a minimum of 22 parking spaces. A second building (Phase 2) is planned to allow for future expansion and will be located on the portion of the site where the temporary trailer parking is currently proposed.

• On May 30, 2016, Part 5 of Zoning By-law 12000 was amended, with ancillary office use for Light Impact Industry no longer being included at a rate of 1 space per 100 square metres (1,075 sq. ft.) of gross floor area, but rather being considered a separate use calculated at a rate of 2.5 spaces per 100 square metres (1,075 sq. ft.) of gross floor area.

 On July 25, 2016, Development Permit No. 7915-0163-00 was approved with the parking requirement based on the rates that were in effect at the time the application was forwarded to Council and received conditional approval.

Current Proposal

- The applicant is proposing a variance to permit the parking required for ancillary office use to be calculated based on the parking rates that were in effect at the time the Development Application received conditional approval from Council.
- The applicant has provided a total of 30 parking spaces, which complies with the number of parking spaces that were required under the parking provisions that were in effect at the time the Development Application No. 7915-0163-00 received conditional approval. Under the new parking provisions of the Zoning By-law, a total of 34 parking spaces would be required.
- The proposed variance will apply only to the building proposed for Phase 1. When the applicant applies for a Development Permit to develop a second building on the subject site as part of Phase 2, parking is to be calculated using the current parking rates applicable under the Zoning By-law.

BY-LAW VARIANCE AND JUSTIFICATION

(a) Requested Variance:

• Vary Part 5 "Off-Street Parking and Loading/Unloading" of Zoning By-law 12000 to allow office uses that are ancillary to Light Impact Industrial uses to be calculated at a rate of 1 parking space per 100 square metres (1,075 sq. ft.) of gross floor area.

Applicant's Reasons:

- The development application received conditional approval and a Development Permit (No. 15-0163-00) was issued using the parking provisions in the Zoning By-law that were in effect prior to May 30, 2016.
- The changes in the parking provisions increased the number of parking spaces that are required for ancillary office uses. This increase impacts the applicant's ability to have a Building Permit (BP) issued.

Staff Comments:

• The requested variance is considered reasonable given that the applicant based their plans on the parking requirements that were approved under Development Permit No. 7915-0163-00.

• The applicant is providing 30 parking spaces, which complies with the number of parking spaces required under the parking provisions that were in effect at the time Development Application No. 7915-0163-00 received conditional approval from Council.

- The proposed variance will only apply to the current building proposed for Phase 1. A future Phase 2 building will have to comply with the parking rates currently in effect under the Zoning By-law.
- Staff supports the requested variance to proceed to Public Notification.

INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Lot Owners and Action Summary

Appendix II. Development Variance Permit No. 7917-0088-00

original signed by Ron Hintsche

Jean Lamontagne General Manager Planning and Development

CB/da

<u>Information for City Clerk</u>

Legal Description and Owners of all lots that form part of the application:

1. (a) Agent: Name: John E. Kristianson

CTA Design Group

Address: 925 – 8th Avenue West

Vancouver, BC V₅Z ₁E₄

2. Properties involved in the Application

(a) Civic Address: 18795 – 24 Avenue

(b) Civic Address: 18795 – 24 Avenue

Owner: Aman Enterprises 1989 Ltd.

PID: 029-877-750

Parcel A (Being A Consolidation of Lots 1 to 4, See CA5277915) Section 21 Township 7 New

Westminster District Plan EPP24887

3. Summary of Actions for City Clerk's Office

(a) Proceed with Public Notification for Development Variance Permit No. 7917-0088-00 and bring the Development Variance Permit forward for issuance and execution by the Mayor and City Clerk.

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7917-0088-00

Issued To: AMAN ENTERPRISES 1989 LTD.

(the "Owner")

Address of Owner: 20255 – 102 Avenue

Langley, BC V1M 4B4

- 1. This development variance permit is issued subject to compliance by the Owner with all statutes, by-laws, orders, regulations or agreements, except as specifically varied by this development variance permit.
- 2. This development variance permit applies to that real property including land with or without improvements located within the City of Surrey, with the legal description and civic address as follows:

Parcel Identifier: 029-877-750 Parcel A (being a consolidation of Lots 1 to 4, see CA5277915) Section 21 Township 7 New Westminster District Plan EPP24887

18795 - 24 Avenue

(the "Land")

- 3. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
 - (a) In Section C.1 of Part 5, Off-Street Parking and Loading/Unloading, office uses that are ancillary to an Industry Light Impact use are to be calculated at a rate of 1 parking space per 100 square metres (1,075 sq. ft.) of gross floor area.
- 4. This development variance permit applies to only that portion of the buildings and structures on the Land shown on Schedule A for Phase 1 which is attached hereto and forms part of this development variance permit. This development variance permit does not apply to any future buildings or structures proposed as part of Phase 2.
- 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 construction with respect to which this devel (2) years after the date this development variance	opment variance permit is issued, within two	
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.		
	ORIZING RESOLUTION PASSED BY THE CO D THIS DAY OF , 20 .	UNCIL, THE DAY OF , 20 .	
		Mayor – Linda Hepner	
		City Clerk – Jane Sullivan	

