

INTER-OFFICE MEMO

Regular Council - Land Use B.1 7918-0235-00 Monday, June 10, 2024

TO:

City Clerk, Legislative Services Division

FROM:

Director, Development Planning, Planning & Development Department

DATE:

June 10, 2024

FILE:

7918-0235-00

RE:

Agenda Item B.1, June 10, 2024 Regular Council – Land Use Meeting

Development Application No. 7918-0235-00 Replacement Pages for the Planning Report

Development Application No. 7918-0235-00 is on the agenda for consideration by Council at the June 10, 2024, Regular Council – Land Use Meeting under Item B.1.

After finalizing the Planning Report for the June 10, 2024 Regular Council – Land Use Agenda, it was noted that the requirements to be completed prior to consideration of Final Adoption for the associated rezoning by-law should be clarified for Council. In this regard, Pages 4 and 5 of the Planning Report have been updated to reflect this change.

The replacement pages for the Planning Report detailing these changes are attached to this memorandum.

Shawn Low

Director, Development Planning

Planning & Development Department

Attachment - 7918-0235-00- Replacement Page 4 and Page 5

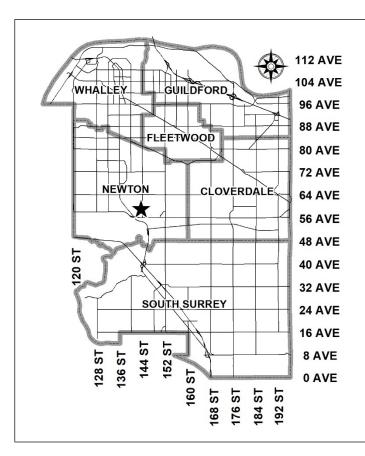
c.c. - City Manager

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council file Rezoning By-law No. 19993.
- 2. Council endorse the Public Notification to proceed for a Bylaw to rezone the subject site from "One Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" (based on "Multiple Residential 70 Zone (RM-70) and "Neighbourhood Commercial Zone (C-5)".
- 3. Council rescind Resolution No. R21-1762 granting Third Reading and Resolution No. R21-1761 granting Second Reading to Housing Agreement By-law No. 20456 at the September 27, 2021 Regular Council Land Use meeting.
- 4. Council amend Housing Agreement By-law No. 20456. If, after the Public Notification of the rezoning bylaw is supported, and that bylaw is granted First, Second and Third Reading, then Council is to also consider granting Second Reading as amended, and Third Reading of Housing Agreement By-law No. 20456.
- 5. Council authorize staff to draft the amended Development Permit No. 7918-0235-00, generally in accordance with the attached drawings (Appendix I).
- 6. Council file Development Variance Permit No. 7918-0235-00.
- 7. Council instruct staff to resolve the following issues prior to final adoption: all issues identified in Additional Planning Comments Report No. 7918-0235-00, dated September 27, 2021 (Appendix III).
 - (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 road dedication plan to the satisfaction of the Approving Officer;
 - (c) Approval from the Ministry of Transportation & Infrastructure;
 - (d) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
 - (e) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
 - (f) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
 - (g) the applicant satisfy the deficiency in tree replacement on the site, to the satisfaction of the Planning and Development Department;

- (h) the applicant enter into a Housing Agreement with the City to restrict all 52 dwelling units in Building C on the subject site to rental housing for a period of 25 years;
- (i) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
- (j) submission of an acoustical report for the units adjacent to 144 Street and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures;
- (k) registration of a Section 219 Restrictive Covenant to adequately address the City's needs with respect to Public Art, Affordable Housing, and/or Capital Projects Community Amenity Contributions, to the satisfaction of the General Manager, Planning & Development Services; and
- (l) registration of a Section 219 Restrictive Covenant requiring the applicant to pay all deferred financial contributions for Public Art, Affordable Housing, and/or Capital Projects Community Amenity Contributions for the market rental units should the project be converted from rental housing to market condo units at any point in the future, after expiry of the Housing Agreement.
- 8. Council pass a resolution to amend the South Newton Neighbourhood Concept Plan (NCP) to amend the local road network when the project is considered for final adoption.



City of Surrey ADDITIONAL PLANNING COMMENTS Application No.: 7918-0235-00

Planning Report Date: June 10, 2024

PROPOSAL:

 Rezoning from RA to CD (based on RM-70 and C-5)

• Revised Development Permit

• Housing Agreement Amendment

to allow the conversion of the affordable rental units to market rental units and for changes to the proposed design

LOCATION: 5903 – 144 Street

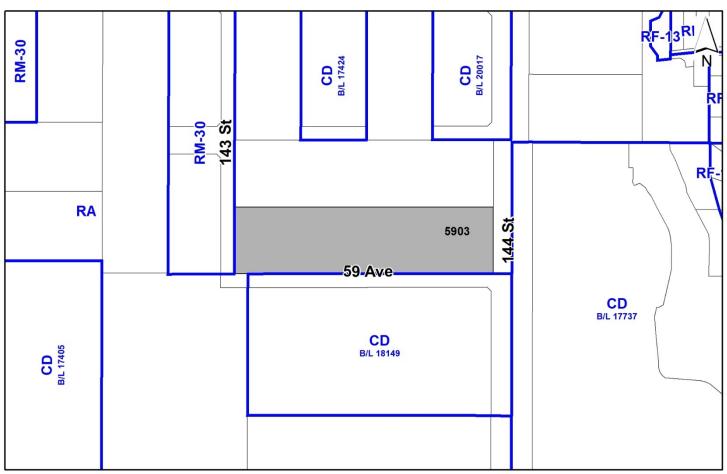
ZONING: RA

OCP DESIGNATION: Multiple Residential

NCP DESIGNATION: "Mixed Commercial-Residential

(Apartments)" and "Proposed Parks

and Walkways"



RECOMMENDATION SUMMARY

- Council file Rezoning Bylaw No. 19993.
- Rezoning Bylaw to proceed to Public Notification. If supported the Bylaw will be brought forward for consideration for First, Second, and Third Reading.
- Council rescind Resolution No. R21-1762 granting Third Reading and Resolution No. R21-1761 granting Second Reading to Housing Agreement By-law No. 20456 at the September 27, 2021 Regular Council Land Use meeting.
- Council amend Housing Agreement By-law No. 20456. If, after the Public Notification for the Rezoning Bylaw, that bylaw is granted First, Second and Third Reading, Council is to also consider granting Second and Third Reading to the amended Housing Agreement By-law.
- Approval to draft amended Development Permit for Form and Character.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• The proposed development is generally consistent with what was supported by Council at the October 18, 2021 Regular Council – Public Hearing meeting, except that the initial proposal for 29 below-market residential rental units as part of a 53 unit market rental and below-market rental building, has been changed. The applicant now proposes 100% market rental for all 52 units within Building C as a result of current market conditions and financing constraints.

RATIONALE OF RECOMMENDATION

- 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 Bylaw. The bylaw 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 Bylaw readings.
- The Planning and Development Report for Development Application No. 7918-0235-00 was originally considered by Council at the Regular Council Land Use Meeting on November 18, 2019. The NCP Amendment was supported by Council and the Rezoning Bylaw (CD Bylaw No. 19993) was granted Third Reading by Council at the Regular Council Public Hearing meeting on December 2, 2019.
- The applicant subsequently revised the proposal in 2021 to include a fifth storey on Building C, add additional density, and convert Building C to a rental building with 53 rental units, 29 of which were to be below-market rental units. The rental units (market and below-market) in Building C were to be secured by a Housing Agreement, which was granted Third Reading at the September 27, 2021 Regular Council Land Use meeting. The amended proposal was

granted Third Reading (Conditional Approval) at the October 18, 2021, Regular Council – Public Hearing meeting.

- Due to current economic conditions and financing constraints, the applicant stated it is no longer feasible to deliver the below-market units. Instead, the applicant proposes to generally maintain the original proposal that was supported by Council in October 2021, but convert the previously proposed below-market rental units to market rental units, to be secured by the previously supported 25-year Housing Agreement, which is proposed to be amended accordingly.
- The applicant proposes minor design changes to the draft Development Permit, including removing the proposed child care from Building B. Instead, the applicant proposes a commercial retail unit for a potential eating establishment and patio.
- The proposed addition of the commercial retail unit designated for a potential eating establishment necessitates changes to the CD By-law No. 19993, that was originally granted Third Reading at the October 18, 2021, Regular Council Public Hearing meeting. The previously supported CD By-law No. 19993 restricted eating establishments to 150 square metres to ensure parking requirements for future business remained consistent with the available commercial parking.
- A new rezoning bylaw is being brought forward to capture the requested amendments to eating establishments. The new "Comprehensive Development Zone (CD)" that is being brought forward retains the same provisions as those within the previously supported Rezoning By-law No. 19993, with the allowance for one eating establishment that is permitted up to 445 square metres. Minor changes are also proposed to reflect the current base zones ("Multiple Residential 70 Zone (RM-70)" and "Neighbourhood Commercial Zone (C-5)") and to update the formatting based on the current Zoning By-law.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council file Rezoning By-law No. 19993.
- 2. Council endorse the Public Notification to proceed for a Bylaw to rezone the subject site from "One Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" (based on "Multiple Residential 70 Zone (RM-70) and "Neighbourhood Commercial Zone (C-5)".
- 3. Council rescind Resolution No. R21-1762 granting Third Reading and Resolution No. R21-1761 granting Second Reading to Housing Agreement By-law No. 20456 at the September 27, 2021 Regular Council Land Use meeting.
- 4. Council amend Housing Agreement By-law No. 20456. If, after the Public Notification of the rezoning bylaw is supported, and that bylaw is granted First, Second and Third Reading, then Council is to also consider granting Second Reading as amended, and Third Reading of Housing Agreement By-law No. 20456.
- 5. Council authorize staff to draft the amended Development Permit No. 7918-0235-00, generally in accordance with the attached drawings (Appendix I).
- 6. Council file Development Variance Permit No. 7918-0235-00.
- 7. Council instruct staff to resolve all issues identified in Additional Planning Comments Report No. 7918-0235-00, dated September 27, 2021 (Appendix III).

SITE CONTEXT & BACKGROUND

Direction	Existing Use	OCP/NCP Designation	Existing Zone	
Subject Site	Residential acreage lot with an existing house that is to be demolished	"Mixed Commercial- Residential (Apartments)" and "Proposed Parks and Walkways"	RA	
North:	Forth: Single Family Residential (Currently being reviewed under Development Application No. 7918-0081-00 to allow for one 4 storey mixed-use commercial / residential building and one 5 storey residential apartment building, which received Conditional Approval at the April 3, 2023 Regular Council – Public Hearing meeting)		RA	
East (Across 144 St.):	Multiple Family Residential	Townhouses (20 upa max	CD (Bylaw No. 17737)	
South:	City owned park with private tennis facilities	Existing & Future Parks	CD (Bylaw No. 18149)	
West:	Single Family Residential (Development Application No. 7917-0069-00 to permit 39 townhouses received Third Reading on April 15, 2019).	Townhouses (15 upa max), Proposed Parks and Walkways	RA	

Context & Background

- The subject development application was considered by Council at the Regular Council Land Use meeting on November 18, 2019, where First and Second readings were granted to the proposed Rezoning Bylaw (No. 19993).
- At the December 2, 2019 Regular Council Public Hearing meeting, Council granted Third Reading to Comprehensive Development Zone (CD) (Bylaw No. 19993) (Resolution No. R19-2095).
- The applicant subsequently revised the proposal in 2021 to include a fifth storey on Building C, add additional density, and convert Building C to a rental building with 53 rental units, 29 of which were to be below-market rental units. The rental units (market and below-market) in Building C were to be secured by a Housing Agreement, which was granted Third Reading at the September 27, Regular Council Land Use meeting. The amended proposal was granted Third Reading (Conditional Approval) at the October 18, 2021, Regular Council Public Hearing meeting.

- The applicant has expressed that the below-market rental units are no longer viable as part of the proposed development due to current market conditions that have resulted in increased interest rates, construction costs and financing rates that significantly impact the applicant's ability to deliver the development as originally proposed.
- Instead, the applicant proposes to generally maintain the original proposal that was supported by Council in October 2021, but convert the previously proposed below-market rental units to market rental units, to be secured by the previously supported 25-year Housing Agreement, which is proposed to be amended accordingly. A total of 52 market rental units within Building C are now proposed instead of the originally proposed 53 total units.
- The applicant proposes minor design changes to the draft Development Permit, including removing the proposed child care from Building B. Instead, the applicant proposes a commercial retail unit for a potential eating establishment and patio.
- The proposed addition of the commercial retail unit designated for a potential eating establishment necessitates a change to the CD By-law No. 19993. The previously supported CD By-law No. 19993 restricted eating establishments to 150 square metres to ensure parking requirements for future business remained consistent with the available commercial parking. The proposed addition of the eating establishment in place of the child care requires an amendment to the CD By-law to allow one eating establishment on the lot that exceeds 150 square metres, but no greater than 445 square metres.
- Rather than rescinding Third, Second, and First Readings of Rezoning By-law No. 19993 to initiate an amendment to that by-law, the by-law is requested to be filed and a new rezoning bylaw brought forward to capture the requested amendments to eating establishments. The new "Comprehensive Development Zone (CD)" that is being brought forward retains the same provisions as those within the previously supported Rezoning By-law No. 19993, with the allowance for one eating establishment that is permitted up to 445 square metres. Minor changes are also proposed to reflect the current base zones ("Multiple Residential 70 Zone (RM-70)" and "Neighbourhood Commercial Zone (C-5)") and to update the formatting based on the current Zoning By-law.
- Staff have requested the applicant complete minor design changes to improve the interface between the proposed eating establishment patio and the residences of Building A. The requested changes will also improve the streetside activation of the eating establishment. The applicant has been provided a list of requested revisions, which the applicant has agreed to completing prior to issuance of the Development Permit.
- Aside from the conversion of the below-market rental units to market rental, including a
 slight reduction in the number of overall rental units from 53 to 52 and the addition of space
 for an eating establishment instead of a child care, the application remains consistent with
 what was previously supported by Council.
- 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 bylaw. The bylaw 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.

DEVELOPMENT PROPOSAL

Planning Considerations

- The applicant is proposing the following to permit the development of one four-storey residential apartment building, one four-storey mixed-use commercial-residential apartment building, and one five-storey mixed-use commercial residential apartment building that contains 100% rental units:
 - NCP Amendment for changes to the local road network;
 - o Rezoning from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)"; and
 - o Development Permit for Form and Character.
- Staff support the development as currently proposed, with the proposed conversion of below-market rental units to market rental units. The overall density and building heights are appropriate for this part of South Newton and conform to goal of achieving a neighbourhood commercial node with higher densities at this location.
- The child care component was not required as part of the original application, but was proposed to form part of the commercial uses. The applicant has expressed that the child care component is not economically viable as part of this development and therefore, proposes the revision to an eating establishment. The adjacent application No. 7918-0081-00 proposes a large child care at ground level of the building proposed along 144 Street, which will help provide child care spaces for this neighbourhood.

	Proposed
Lot Area	
Gross Site Area:	9,187 square metres
Road Dedication:	2,342 square metres
Undevelopable Area:	n/a
Net Site Area:	6,845 square metres
Number of Lots:	1
Building Height:	Building A: 14. 9 metres
	Building B: 14.8 metres
	Building C: 18.9 metres
Floor Area Ratio (FAR):	1.74
Floor Area	
Residential:	10,604 square metres
Commercial:	1,306 square metres
Total:	11,910 square metres
Residential Units:	
Studio:	
1-Bedroom:	80
2-Bedroom:	52
3-Bedroom:	10

Application No.: 7918-0235-00 Page 8

	Proposed
Total:	142

Referrals

Advisory Design Panel: The revised proposal was not referred to the ADP due to the

relatively minor revisions to the overall proposal, but was reviewed

by staff, including the City Architect, and found satisfactory.

POLICY & BY-LAW CONSIDERATIONS

CD By-law

- The applicant proposes a new "Comprehensive Development Zone (CD)" by replicating the originally supported Rezoning By-law No. 19993 and allowing one eating establishment to exceed the maximum 150 square metre threshold, up to a maximum of 445 square metres.
- Staff request that the originally supported Rezoning By-law No. 19993 be filed and a new "Comprehensive Development Zone (CD)" bylaw be brought forward, based on the originally supported By-law No. 19993. The new bylaw will be updated to reflect the current formatting of the Zoning By-law and the provisions within the "Multiple Residential 70 Zone (RM-70)" and the "Neighbourhood Commercial Zone (C-5)". The amended provisions for uses, building setbacks, building height, and lot coverage can be found in Appendix III.

INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Amended Site Plan, Building Elevations, Landscape Plans and Perspective Appendix II. Amended Redlined Housing Agreement By-law No. 20456 and Housing

Agreement

Appendix III. Additional Planning Comments Report No. 7918-0235-00, dated September 27,

2021, which includes Initial Planning Report No. 7918-0235-00, dated

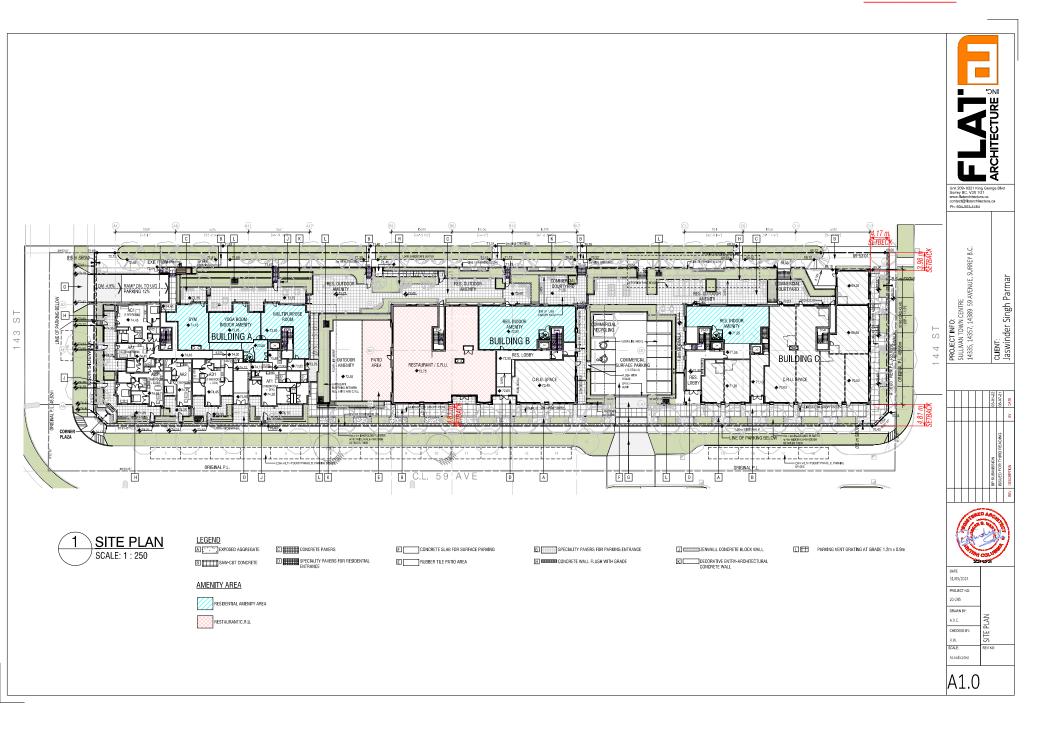
November 18, 2019

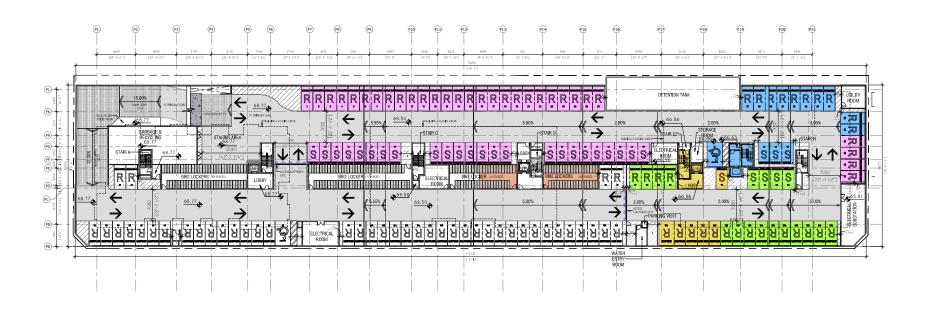
approved by Shawn Low

Don Luymes General Manager Planning and Development

KS/ar

APPENDIX I







COLOR CODE LEGEND				
	RESIDENTIAL VISITOR STALLS (18 STALLS)			
	RENTAL BUILDING C - VISITOR STALLS (8 STALLS)			
	RESTAURANT (54 STALLS)			
	COMMERCIAL STALLS (14 STALLS)			
	BIKE LOCKERS - BUILDING C (64 STALLS)			
	RESIDENTIAL STALLS (44 STALLS)			



Unit 209 - 6321 King George Blvd Surrey BC, V3X 1G1 www.flatarchitecture.ca contact@flatarchitecture.ca
Ph: 604-503-4484

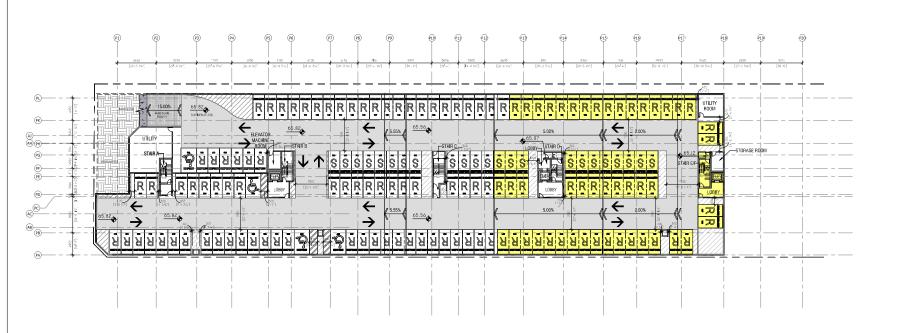
		B.C.		
	Œ	9 AVENUE, SURREY		
PROJECT INFO:	SULLIVAN TOWN CENTRE	14335, 14357, 14389 59 AVENUE, SURREY B.C.		CI IENIT.

			03-01-22	08-07-21	DATE
					BY.
			BP SUBMISSION	ISSUED FOR THIRD READING	REV DESCRIPTION
					REV



2021-05-21		
DATE 31/05/2024		
PROJECT NO: 20-245	PLAN	
DRAWNBY: A.R.C.	P1 PARKING PLAN	
CHECKED BY: R.W.	P1 PA	
1:250	REV NO:	

AP.1



P2 PARKING PLAN

SCALE: 1:250

COLOR CODE LEGEND

RENTAL STALLS - BULDING C (58 STALLS)

RESIDENTIAL STALLS (92 STALLS)

ACHITECTURE Groots like

Unit 209-6321 King George Blv Surrey BC, V3X 1G1 www.flatarchitecture.ca contact@flatarchitecture.ca Ph: 604-503-4484

Ph: 604-503-4484

PROJECT INFO: SULIVAN TOWN CENTRE 14335, 14357, 14389 59 AVENUE, SURREY B.C.

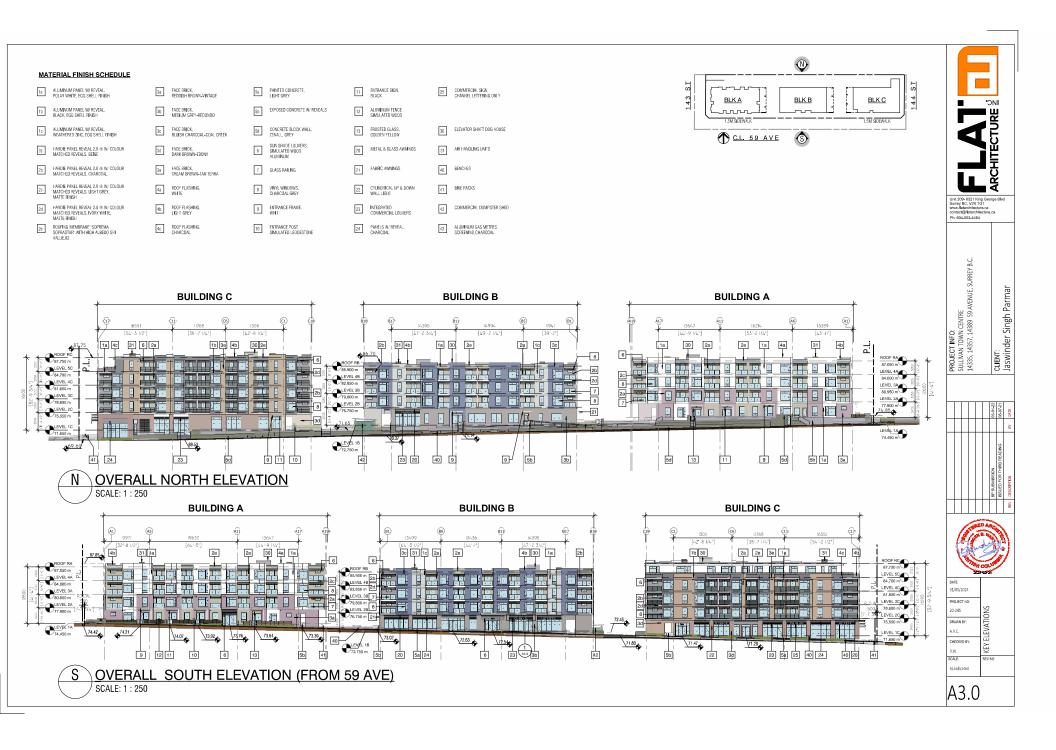
cuent: Jaswinder Singh Parmar

MISSION (0-01-22)



323-05-31		
DATE 31/05/2024		
PROJECT NO: 20-245	PLAN	
DRAWNBY: A.R.C.	PARKING PLAN	
CHECKED BY: R.W.	P2 PA	
1:250	REV NO:	

AP.2

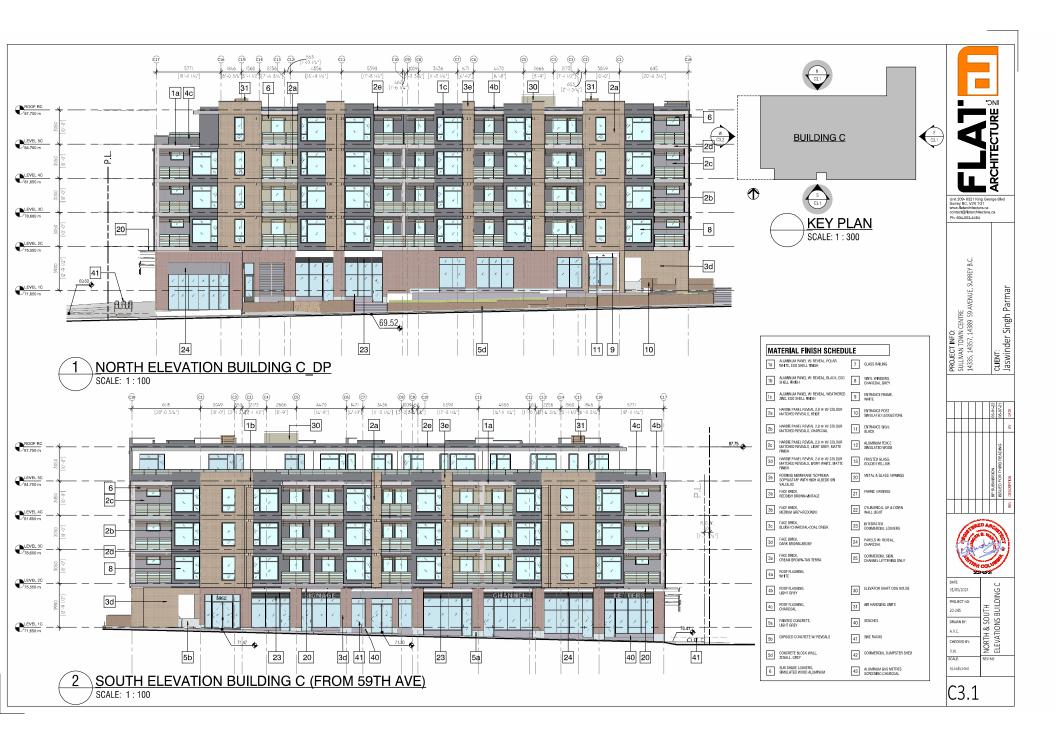




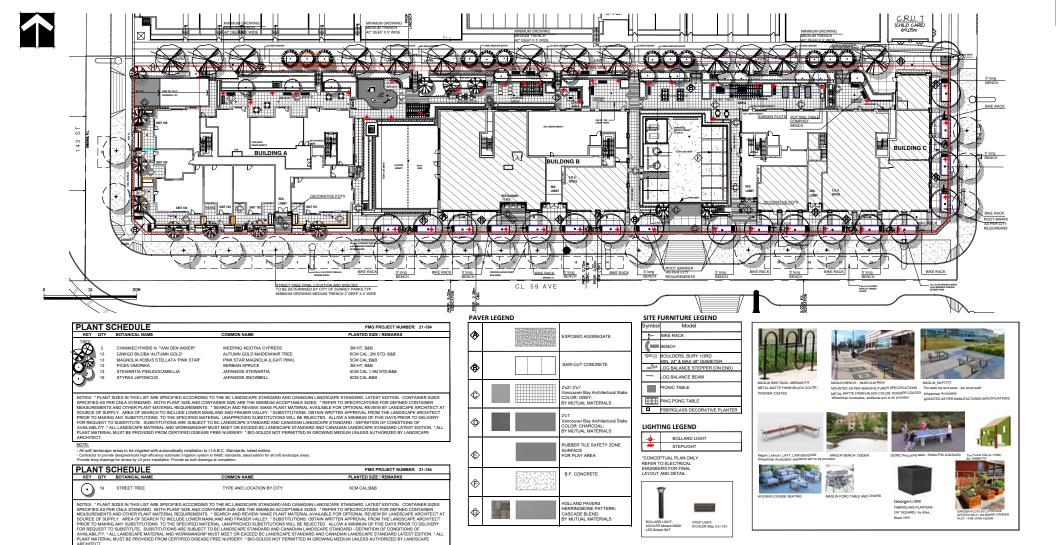












21154-9 DP RESUBMISSION.ZIP

ARCHITECTS Suite C100 - 4185 Still Creek Drive

p: 604 294-0011 ; f: 604 294-0022

CLIENT: AMC INSURANCE SERVICES LTD. WITH: FLAT ARCHITECTURE INC. NEW SITE PLAN DETAIL FOR GARBAGE ENCLOSUR

REVISION DESCRIPTION

RESIDENTIAL / COMMERCIAL DEVELOPMENT 14335, 14357 & 14389 - 59 Avenue SURREY

City file: 7818-0235-00

PROJECT

LANDSCAPE PLAN

DRAWING TITLE:

DATE: August 12, 2021 SCALE: 1:250 DRAWN: DD

> CHK'D: PCM DRAWING NUMBER:

DMC DDO JECT NI IMBEE

DESIGN: DD

OF 11

21-154

CITY OF SURREY

HOUSING AGREEMENT Mixed-Use

THIS HOUSIN	IG AGREEMENT made theday of <mark>May, 2024September,</mark>
<mark>2021</mark> . BETWE	EN:
	CITY OF SURREY, a municipal corporation having its offices at 13450 – 104 Avenue, Surrey, B.C. V3T 1V8
	(the "City")
	OF THE FIRST PART
AND:	
	1259412 B.C. LTD ., a corporation having its offices at 120-12888 80 th Avenue, Surrey, BC V3W 3A8

WHEREAS:

A. The Owner is the legal and beneficial owner of those certain lands and premises located in the City of Surrey, in the Province of British Columbia, legally described as:

Parcel Identifier: 010-206-175 South Half Lot "C" Except: Firstly: the East 7 Feet and Secondly: Parcel Two (Bylaw Plan NWP87473) Section 9 Township 2 New Westminster District Plan 16821

(the "Lands");

- B. The Owner proposes to use a portion of the Lands for 3 buildings:
 - 1) a four-storey apartment building;
 - 2) a four-storey mixed-use apartment building; and
 - 3) a five-storey mixed-use apartment building;

with approximately 1,306860 square meters of commercial space and approximately 445 square meters of childcare space, 142160 Dwelling Units, with 5258 of the Dwelling Units beingwill be Rental Units and 31 of the Rental Units will be classified as Affordable

- Rental Units with 20% below Market Rental Rates (the "Development") as proposed in Appendix I Site Plan;
- C. The Developer has voluntarily agreed to enter into a housing agreement pursuant to Section 483 of the *Local Government Act*, R.S.B.C. 2015, Chapter 1, as amended, to ensure that the Rental Units are rented in accordance with this Agreement.

NOW THEREFORE in consideration of the premises herein and of the mutual covenants and agreements hereinafter set forth and contained herein and \$1.00 now paid by the City to the Developer (the receipt of which is hereby acknowledged), the parties hereto covenant and agree each with the other as follows:

1. <u>DEFINED TERMS</u>

- 1.1 In and for the purpose of this Agreement, in addition to the definitions on the first page of this document, the following terms shall have the followingmeanings:
 - (a) "Agreement" means this housing agreement and any amendments to or modifications of the same:
 - (b) "Affordable Rental Unit" means 31 Dwelling Units located in Building C, which will be made available for rent at 20% below Market Rental Rates within the Development that are to be used and occupied in accordance with Sections 2.1 and 2.2 of this Agreement;
 - (b) "City" means the City of Surrey and any person authorized by the City of Surrey, including assigns of whole or partial interest in this Agreement or of any of the rights conferred upon the City of Surrey by this Agreement;
 - (c) "City Personnel" means all of the City's elected and appointed officials, officers, employees, agents, nominees, delegates, permittees, contractors, subcontractors, invitees and the Approving Officer;
 - (d) "Claims and Expenses" means all actions, causes of actions, suits, judgments, proceedings, demands, and claims, whether at law or in equity, losses, damages, expenses and costs (including legal fees and disbursements on an indemnity basis) of any kind or nature whatsoever, at law or in equity, for any damages, losses, injuries or death;
 - (e) "Development" means as defined in Recital B;
 - (f) "**Dwelling Unit**" means each of the 142160 dwelling units to be constructed within the Development;
 - (g) "Lands" means the parcel of land situated in the City of Surrey, British Columbia and legally described in Recital A, and includes any parcel into which such land is consolidated or further subdivided (including a subdivision pursuant to the Land Title Act and a subdivision pursuant to the Strata Property Act of British Columbia);

- (h) "Market Rental Rate" means the average rental rate per square foot for the Market Rental Units, as determined from time to time by the Owner;
- (i) "Market Rental Unit" means the 27 Rental Units that are rented at Market Rental Rates, as may be determined from time to time by the Owner and which is not an Affordable Rental Unit.
- (h) "Owner" means the company named on the first page of this Agreement and the legal and beneficial owner at any given time and any successors in title of the Lands and, without limitation, if the Lands are subdivided by way of a strata plan under the *Strata Property Act* of British Columbia, then "Owner" includes the strata corporation thereby created;
- (i) "Rental Units" means the 5258 Dwelling Units within Building C as identified on Appendix I, of which 31 are Affordable Rental Units and 27 are Market Rental Units, which must be made available by the Owner to the general public at arms' length for use as residential rental accommodation on a month-to-month or longer basis in accordance with all applicable laws including, without limitation, the Residential Tenancy Act, S.B.C. 2002, Chapter 78, as amended, and any regulations pursuant thereto; and
- (j) "**Term**" means 25 years, commencing on the first day of the month after the City issues an occupancy permit for the Development.

2. RESTRICTION ON OCCUPANCY OF DWELLING UNITS

- 2.1 During the Term the Rental Units must be made available for rent in accordance with this Agreement.
- 2.2 Each Affordable Rental Unit shall be rented at a rate that is a minimum of 20% below the average Market Rental Rate."
- 2.2 The City may, from time to time, during the Term request the Owner to provide written proof of compliance with section 2.1 and the Owner agrees to provide, or cause an operator of the Lands to provide, the City with such proof in a form reasonably satisfactory to the City.
- 2.3 Throughout the Term, the Owner shall not sell or transfer the beneficial or registered title or any interest in and to the Rental Units, unless the Owner obtains from the transferee an agreement in writing from the transferee to assume and perform all of the obligations of the Owner arising under this Agreement.
- 2.4 This Agreement shall automatically terminate at the end of the Term and the City shall remove notice of this Agreement from title to the Lands at such time.
- 2.5 The City and the Owner agree that the restrictions on occupancy of the Dwelling Units set out in this Agreement shall not apply to other buildings located on the Lands.

3. **LIABILITY**

- Indemnity. The Owner shall indemnify and save harmless the City and City Personnel from all Claims and Expenses which the City and City Personnel may suffer, or incur, or be put to, arising out of or in connection with any breach or default of any covenants or agreements on the part of the Owner contained in this Agreement, or arising out of, or in connection with the Development or arising out of the fact that the Lands are encumbered by and affected by this Agreement.
- 3.2 **Release.** The Owner does hereby remise, release and forever discharge the City and City Personnel from all Claims and Expenses which the Owner may have against the City and City Personnel, which the Owner now has or hereafter may have with respect to or by reasons of or arising out of the fact that the Lands are encumbered by and affected by this Agreement.
- 3.3 **Obligations Continue.** The Owner covenants and agrees that the indemnity and release in Sections 3.1 and 3.2 will remain effective and survive the expiration or termination of this Agreement whether by fulfilment of the covenants contained in this Agreement or otherwise.

4. <u>NOTICE</u>

- 4.1 Any notices or other documents to be given or delivered pursuant to this Agreement will be addressed to the proper party as follows:
 - (a) As to the City:

City of Surrey 13450 – 104 Avenue Surrey, BC V3T 1V8

Attention: General Manager, Planning and Development Department

(b) As to the Owner:

1259412 B.C. LTD. 120 – 12888 80th Avenue Surrey, BC V3W 3A8

Attention: <u>Jaswinder Singh Parmar</u>

or such other address as such party may direct. Any notice or other documents to be given or delivered pursuant to this Agreement will be sufficiently given or delivered if delivered to the particular party as its address set out or determined in accordance with this section and shall be deemed complete two (2) days after the day of delivery.

4.2 It is specifically agreed that for any notice or document to be validly given or delivered pursuant to this Agreement, such notice or document must be delivered

and not mailed.

5. **GENERAL**

- 5.1 **Joint and Several.** Where the Owner consists of more than one person, each such person will be jointly and severally liable to perform the Owner's obligations under this Agreement.
- Assignment by City. This Agreement or any of the rights conferred by this Agreement upon the City may be assigned in whole or in part by the City with the prior written consent of the Owner.
- 5.3 **City's Other Rights Unaffected.** Nothing contained or implied herein will derogate from the obligations of the Owner under any other agreement with the City or, if the City so elects, prejudice or affect the City's rights, powers, duties or obligations in the exercise of its functions pursuant to the *Local Government Act* and the *Community Charter*, as amended from time to time and the rights, powers, duties and obligations of the City under all public and private statutes, by-laws, orders and regulations, which may be, if the City so elects, as fully and effectively exercised in relation to the Lands as if this Agreement had not been executed and delivered by the Owner and the City.
- Agreement for Benefit of City. The Owner and the City hereby acknowledge, agree and declare that this Agreement is entered into for the sole purpose of benefitting the City and, in particular, acknowledge, agree and declare that this Agreement is not designed to protect or promote the interests of the Owner or any mortgagee of the Owner, or any future owner or occupier of the Lands and any improvements on the Lands or any other person and the City may, at its sole option, execute a release of this Agreement at any time without liability to any person for so doing.
- No Waiver. The Owner acknowledges and agrees that no failure on the part of the City to exercise and no delay in exercising any right under this Agreement will operate as a waiver thereof, nor will any single or partial exercise by the City of any right under this Agreement preclude any other or future exercise thereof of the exercise of any other right.
- 5.6 **City Not Required to Prosecute.** The Owner agrees that the City is not required or is under no obligation in law or equity to prosecute or enforce this Agreement in any way whatsoever.
- 5.7 **Remedies.** The remedies provided for in this Agreement will be cumulative and not exclusive of any other remedies provided by law or in equity. In addition to any remedies which are available under this Agreement or at law, the City will be entitled to all equitable remedies, including, without limitation, specific performance, injunction and declaratory relief, or any combination thereof, to enforce its rights under this Agreement. The Owner acknowledges that specific performance, injunctive relief (mandatory or otherwise) or other equitable relief may be the only adequate remedy for a default by the Owner under this Agreement.

- 5.8 **Severability.** All the obligations and covenants in this Agreement are severable, so that if any one or more of the obligations or covenants are declared by a court of competent jurisdiction to be void and unenforceable, the balance of the obligations and covenants will remain and be binding.
- 5.9 **City Court Costs.** In an action to enforce this Agreement in respect of which the court determines that the position of the City will prevail, the City will be entitled to court costs on at the discretion of the Court on a solicitor-client basis.
- 5.10 **Subdivision/Consolidation.** If the Lands are subdivided or consolidated at any time hereafter either under the provisions of the *Land Title Act* or under the *Strata Property Act*, then upon the deposit of a plan of subdivision, strata plan, consolidation plan or similar plan or application as the case may be the rights, benefits, burdens, obligations, and covenants contained in this Agreement will continue to charge each of the new parcels, lots, or other subdivided or consolidated parcels and areas so created.
- 5.11 **Subdivision by Strata Plan.** If the Lands, or any portion thereof, are subdivided by a strata plan, this Agreement will charge title to the strata lots and the common property comprising such strata plan and:
 - (a) this Agreement will be registered against each individual strata lot and noted on the common property sheet;
 - (b) the strata corporation or the strata corporations created will perform and observe the Owner's covenants in this Agreement, solely at the expense of the strata lot owners: and
 - (c) the liability of each strata lot owner for the performance and observance of the Owner's covenants herein will be in proportion to the unit entitlement of his, her or its strata lot as established by the strata plan.
- 5.12 **Personal Representatives and Successors**. This Agreement shall enure to the benefit of and be binding upon the parties hereto and their personal representatives, respective heirs, executors, administrators, successors, and assigns.
- 5.13 **Governing Law.** This Agreement will be governed by and construed in accordance with the laws of the Province of British Columbia and the laws of Canada applicable in British Columbia.
- 5.14 **Priority.** The Owner shall at the sole expense of the Owner, do or cause to be done all acts reasonably necessary to grant priority to this Agreement over all charges and encumbrances which may have been registered against the title to the Lands at the Land Title Office save and except those specifically approved in writing by the City.
- 5.15 **Further Assurances.** The Owner shall do, or cause to be done, all things and execute or cause to be executed all documents and give such further and other assurances which may be reasonably necessary to give proper effect to the intent

of this Agreement.

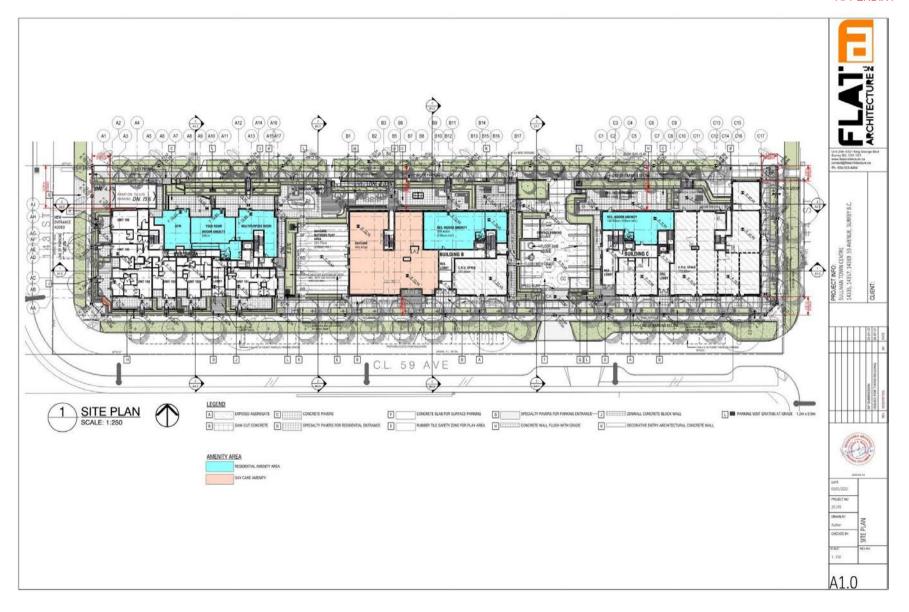
- 5.16 **Counterparts.** This Agreement may be executed in any number of counterparts and delivered via facsimile or e-mail, each of which will be deemed to be an original and all of which taken together will be deemed to constitute one and the same instrument, provided that any party delivering this Agreement via facsimile or e-mail will deliver to the other party any originally executed copy of this Agreement forthwith upon request by the other party.
- 5.17 **Entire Agreement.** This Agreement represents the entire agreement between the City and the Owner regarding the matters set out in this Agreement and supersedes all prior agreements, letters of intent or understandings about these matters.

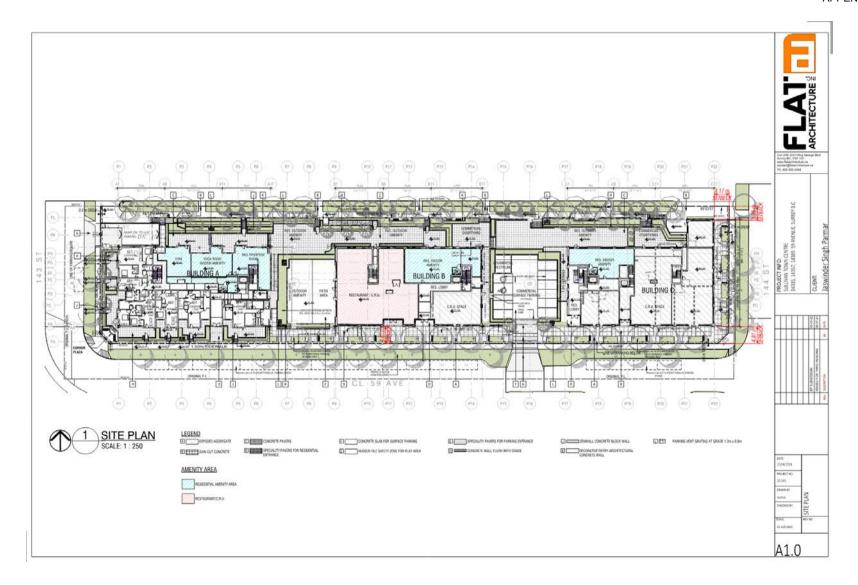
IN WITNESS WHEREOF the City of Surrey and the Owner have executed this Agreement under seal of their duly authorized officers as of the references of this Agreement.

By: Authorized Signatory Brenda Locke, Mayor City of Surrey By: Authorized Signatory Jennifer Ficocelli, City Clerk and Director of Legislative Services City of Surrey 1259412 B.C. LTD. By: Authorized Signatory Name: Jaswinder Singh Parmar

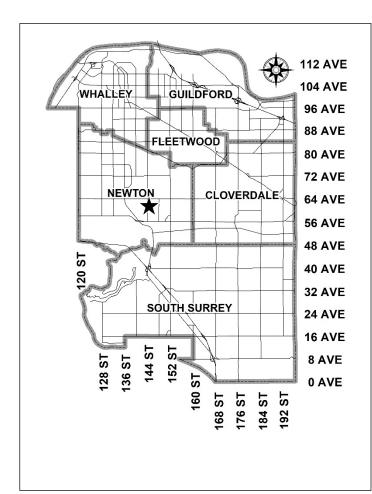
Title: President

APPENDIX I





APPENDIX III



City of Surrey ADDITIONAL PLANNING COMMENTS Application No.: 7918-0235-00

Planning Report Date: September 27, 2021

PROPOSAL:

- NCP Amendment for changes to the Local road network
- **Rezoning** from RA to CD (based on RM-70 and C-5)
- Development Permit
- Development Variance Permit
- Housing Agreement

to permit the development of one 4-storey apartment building, one 4-storey mixed-use residentialcommercial apartment building, and one 5-storey mixed-use residential-commercial rental apartment building with a non-market component.

LOCATION: 5903 – 144 Street

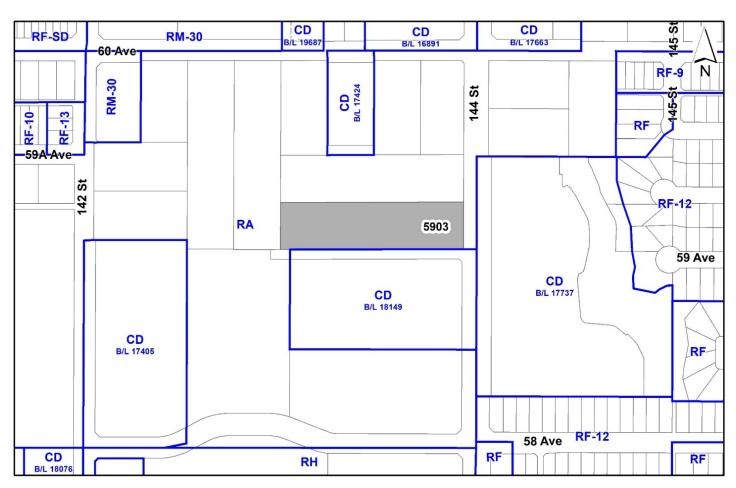
ZONING: RA

OCP DESIGNATION: Multiple Residential

NCP DESIGNATION: "Mixed Commercial-Residential

(Apartments)" and "Proposed Parks

and Walkways"



RECOMMENDATION SUMMARY

- Council rescind Resolution No. R19-2095 granting Third Reading and Resolution No. R19-1964 giving Second Reading to Rezoning Bylaw No. 19993 at the December 2, 2019, Regular Council Public Hearing meeting and the November 18, 2019, Regular Council Land Use meeting, respectively.
- Council amend Rezoning Bylaw No. 19993 by amending Section D, Density, Section E, Lot Coverage, and Section G, Height of Buildings.
- Council consider Second Reading of Rezoning Bylaw No. 19993, as amended, and if granted, set a date for Public Hearing.
- By-law Introduction, First, Second and Third Reading for a Housing Agreement.
- Approval for Development Variance Permit to proceed to Public Notification.
- Approval to draft amended Development Permit for Form and Character.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The applicant is proposing an amendment to the South Newton Neighbourhood Concept Plan (NCP) for changes to the Local road network.
- The applicant is proposing to reduce the required parking rate for the residential units.

RATIONALE OF RECOMMENDATION

- The Planning and Development Report for Development Application No. 7907-0127-00 was considered by Council at the Regular Council Land Use Meeting on November 18, 2019. The NCP Amendment was supported by Council and the Rezoning Bylaw (CD Bylaw No. 19993) was granted Third Reading by Council at the Regular Council Public Hearing meeting on December 2, 2019.
- The applicant has subsequently revised the proposal and is seeking an amendment to the proposed "Comprehensive Development Zone (CD) (Bylaw No. 19993)" in order to increase the proposed density, building height, and lot coverage.
- In order to facilitate the requested revisions, an amendment to "Comprehensive Development Zone (CD) (Bylaw No. 19993)" is required.
- An amendment to the draft Development Permit drawings is also proposed in order to accommodate changes to the floor plans and resulting exterior modifications. The proposed changes are generally reflective of the previous draft Detailed Development Permit drawings that were supported by Council on November 18, 2019.

- The proposed changes include the increase in density and increase in building height to Building C, which is proposed to add an additional storey (5 storeys in total). The additional density and building height will facilitate the provision of 24 market rental and 29 non-market rental units for Building C which will be regulated by a Housing Agreement that guarantees the form and tenure of the 53 rental units proposed, for a period of twenty-five (25) years.
- The proposed increase to the FAR from 1.5 to 1.74 exceeds the maximum density in the Multiple Residential land use designation in the Official Community Plan of 1.5; however, this land use designation allows for bonus density above the Plan in exchange for sufficient community amenities. In this regard, the applicant is proposing approximately 0.56 of the 1.74 FAR as rental units, with 55% of the rental units being allocated as "non-market" rental with rates set at 20% below market rental rate. The rental units will be administered under a Housing Agreement.
- The provision of community amenities is sufficient to allow the increase in density in accordance with the provisions of the Multiple Residential land use designation.
- The building design, orientation, and material selection are of high quality and complementary to the other existing and approved buildings in the surrounding area.
- The proposed street-fronting setbacks achieve a more urban, pedestrian-oriented streetscape that will enhance the public realm. The reduced setbacks are consistent with existing or recently approved applications in South Newton.
- The proposed reduced parking rate is reflective of recent changes to the Zoning Bylaw that were brought forward at the June 14, 2021, Regular Council Public Hearing meeting under Corporate Report R115. The proposed changes have not been formally adopted into the Zoning Bylaw and therefore, the proposed reduced parking rate for the residential units in the subject application requires a Development Variance Permit.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council rescind Resolution No. R19-2095 granting Third Reading of Rezoning By-law No. 19993 at the December 2, 2019, Regular Council Public Hearing meeting.
- 2. Council rescind Resolution No. R19-1964 granting Second Reading to Rezoning Bylaw No. 19993 at the November 18, 2019, Regular Council Land Use meeting.
- 3. Council amend By-law No. 19993 to incorporate the following revised density, height, lot coverage, land use, and DCC By-law provisions:
 - (a) Maximum floor area ratio amended from 1.50 to 1.74;
 - (b) Maximum building height amended from 14.6 metres to 18.9 metres;
 - (c) Maximum lot coverage increased from 45% to 48%;
 - (d) Inclusion of small-scale drug store as a permitted use; and
 - (e) Amend the Development Cost Charge (DCC) By-law referenced to the most recent DCC By-law, 2020, No. 20129.
- 4. Council approve Development Variance Permit No. 7918-0235-00 (Appendix VIII) varying the following, to proceed to Public Notification:
 - (a) The parking rate for the residential units is reduced for 1-bedroom units from 1.3 spaces per dwelling unit to 1.28 spaces per dwelling unit; from 1.5 spaces per dwelling unit to 1.28 spaces per dwelling unit with 2 or more bedrooms; and from 0.2 spaces per dwelling unit for visitor parking to 0.16 spaces per dwelling unit for visitor parking.
- 5. Council consider Second Reading of Comprehensive Development Zone (CD) (Bylaw No. 19993), as amended, and if granted, set a date for Public Hearing.
- 6. Council authorize staff to draft the amended Development Permit No. 7918-0235-00 generally in accordance with the attached drawings (Appendix I).
- 7. A By-law be introduced to enter into a Housing Agreement and be given First, Second and Third Reading.
- 8. 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 road dedication plan to the satisfaction of the Approving Officer;
 - (c) Approval from the Ministry of Transportation & Infrastructure;

- (d) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
- (e) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
- (f) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
- (g) the applicant satisfy the deficiency in tree replacement on the site, to the satisfaction of the Planning and Development Department;
- (h) the applicant enter into a Housing Agreement with the City to restrict all 53 dwelling units in Building C on the subject site to rental housing, 29 of which are to be restricted to affordable rental units, for a period of 25 years;
- (i) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
- (j) submission of an acoustical report for the units adjacent to 144 Street and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures;
- (k) registration of a Section 219 Restrictive Covenant to adequately address the City's needs with respect to Public Art, Affordable Housing, and/or Capital Projects Community Amenity Contributions, to the satisfaction of the General Manager, Planning & Development Services; and
- (l) registration of a Section 219 Restrictive Covenant requiring the applicant to pay all deferred financial contributions for Public Art, Affordable Housing, and/or Capital Projects Community Amenity Contributions for the development should the project be converted from rental and affordable rental housing to market units at any point in the future, after expiry of the Housing Agreement.
- 9. Council pass a resolution to amend the South Newton Neighbourhood Concept Plan (NCP) to amend the local road network when the project is considered for final adoption.

SITE CONTEXT & BACKGROUND

Direction	Existing Use	NCP Designation	Existing Zone
Subject Site	Residential acreage lot with an existing house that is to be demolished	"Mixed Commercial- Residential (Apartments)" and "Proposed Parks and Walkways"	RA

Direction	Existing Use	NCP Designation	Existing Zone
North:	Single Family Residential	Apartments (45	RA
	(Currently being reviewed	upa	
	under Development	max), Mixed	
	Application No. 7918-0081-00	Commercial-	
	to allow for two 4 storey mixed-use	Residential	
	commercial / residential	(Apartments), and	
	building which is pre-Council)	Proposed Parks &	
		Walkways	
East (Across	Multiple Family Residential	Townhouses (20	CD (Bylaw No.
144 St.):		upa	17737)
		max	
South:	City owned park with private	Existing & Future	CD (Bylaw No.
	tennis facilities	Parks	18149)
West:	Single Family Residential	Townhouses (15	RA
	(Development Application	upa	
	No. 7917-0069-00 to permit 39	max), Proposed	
	townhouses received Third	Parks	
	Reading on April 15, 2019).	and Walkways	

Context & Background

- The subject development application was considered by Council at the Regular Council Land Use meeting on November 18, 2019, where First and Second readings were granted to the proposed Rezoning Bylaw (No. 19993).
- At the December 2, Regular Council Public Hearing meeting, Council granted Third Reading to Comprehensive Development Zone (CD) (Bylaw No. 19993) (Resolution No. R19-2095).
- The applicant has subsequently revised the proposal and is seeking amendments to the Rezoning Bylaw (No. 19993) to increase the proposed density, the maximum building height, and the maximum lot coverage; and to the draft Development Permit drawings in order to accommodate changes to the floor plans and resulting exterior modifications. The proposed changes are generally reflective of the previous draft Detailed Development Permit drawings that were supported by Council on November 18, 2019.

DEVELOPMENT PROPOSAL

Planning Considerations

• The revised proposal includes an NCP Amendment for changes to the local road network and to rezone the site from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" and a Form and Character Development Permit to facilitate the development of one four-storey residential apartment building, one four-storey mixed-use commercial-residential apartment building, and one five-storey mixed-use commercial residential apartment building that contains 100% rental units with an affordable housing component.

- The proposed development consists of 144 residential dwelling units, 860 square metres of commercial space, which includes approximately 10 commercial/retail units, and a 445 square daycare facility.
- The original proposal that was granted Third Reading at the December 2, 2019, Regular Council Public Hearing meeting proposed a net density of 1.50 with all residential units provided as market condos. The new proposal adds an additional 1,971 square metres of residential floor area to Building C and instead allocates the entirety of the 53 units in Building C as rental, 29 of which will be offered as affordable rental units. The affordable rental units will be offered at 20% below market rates. The average market rent rate is determined from time to time by the owner.
- The proposed increase in density from 1.5 FAR to 1.74 FAR is considered reasonable given that the increase in density will support the provision of both market rental and affordable rental units which are a community benefit.
- The proposed increase to the FAR from 1.5 to 1.74 exceeds the maximum density in the Multiple Residential land use designation in the Official Community Plan of 1.5; however, this land use designation allows for bonus density above the Plan in exchange for sufficient community amenities. In this regard, the applicant is proposing approximately 0.56 of the 1.74 FAR as rental units, with 55% of the rental units being allocated as "non-market" rental with rates set at 20% below market rental rate. The rental units will be administered under a Housing Agreement.
- The provision of community amenities is sufficient to allow the increase in density in accordance with the provisions of the Multiple Residential land use designation.
- The proposed use, density and building massing are appropriate for this part of South Newton and are consistent with the form of development that has been constructed or which are proposed on the lands on the southwest corner of 60 Avenue and 144 Street intersection.

	n 1		
	Proposed		
Lot Area			
Gross Site Area:	9,187 square metres		
Road Dedication:	2,342 square metres		
Undevelopable Area:	n/a		
Net Site Area:	6,845 square metres		
Number of Lots:	1		
Building Height:	Building A: 14. 9 metres		
	Building B: 14.8 metres		
	Building C: 18.9 metres		
Unit Density:	n/a		
Floor Area Ratio (FAR):	1.74		
Floor Area			
Residential:	11,279 square metres		
Commercial:	860 square metres		
Daycare:	445 square metres		
Total:	12,584 square metres		

	Proposed	
Residential Units:		
Studio:	0	
1-Bedroom/1-Bedroom + Den:	76	
2-Bedroom/2-Bedroom +	66	
Den:		
3-Bedroom:	2	
Total:	144	

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

following expected student enrollment.

22 Elementary students at Goldstone Park Elementary School

23 Secondary students at Sullivan Heights School

(Appendix III)

Note that the number of school-age children is greater than the expected enrollment due to students attending private

schools, home school or different school districts.

Parks, Recreation &

Culture:

No concerns.

Ministry of Transportation & Infrastructure (MOTI):

No concerns.

Surrey Fire Department: No o

No concerns.

Advisory Design Panel:

The revised proposal was not referred to the ADP due to the relatively minor revisions to the overall proposal, but was reviewed by staff, including the City Architect, and found satisfactory.

The revised proposal maintains a similar character to the original proposal that was previously supported by the ADP when this project was presented on August 8, 2019.

The previous proposal was considered at the ADP meeting on August 8, 2019. The comments received were primarily related to site, form and character, landscaping, sustainability, and accessibility. The applicant has resolved the outstanding items from the ADP review to the satisfaction of the City Architect.

Transportation Considerations

- The Engineering Department Transportation Division requested the amendment to the local road network as part of Development Application No. 7917-0069-00 (west of the subject site) by extending 143 Street through to the south property line, in place of the "Proposed Parks and Walkways" strip shown in the NCP. 143 Street will be constructed to a local standard with sidewalks and street trees, which will meet the intent of the walkway by providing a desirable pedestrian connection. The proposed amendment is intended to improve the local road network by improving street connectivity.
- The proposed reduced parking rate is reflective of recent changes to the Zoning Bylaw that were brought forward at the June 14, 2021, Regular Council Public Hearing meeting under Corporate Report R115. The proposed changes have not been formally adopted into the Zoning Bylaw and therefore, the proposed reduced parking rate for the residential units in the subject application requires a Development Variance Permit.
- The parking for the commercial/daycare floor space within Building B and C conform to the minimum parking requirements in the Zoning Bylaw.

Housing Agreement

- The proposed Housing Agreement will regulate the 53 dwelling units in the proposed 5-storey mixed-use rental apartment building (Building C).
- Section 483 of the *Local Government Act* authorizes Local Governments to enter into Housing Agreements for rental and affordable housing.
- Typically, Housing Agreements include the terms and conditions agreed to by the Local Government and the owner regarding:
 - o The form and tenure of the housing units;
 - The occupancy of the housing units identified in the agreement (including their form of tenure and their availability to the classes of persons identified in the agreement);

- The administration of the units (including the means by which the units will be made available to intended occupants); and
- o The rents and lease prices of units that may be charged and the rates at which these can be increased over time.
- The attached Housing Agreement (Appendix VI) will be adopted by Bylaw and registered on title of the property. The agreement will restrict 29 of the proposed 53 units within Building C to affordable rental units and the remaining 24 units will be restricted to market rental, for a period of twenty-five (25) years.
- The affordable rental units will be offered at 20% below market rates. The average market rent rate is determined from time to time by the owner.
- The City may from time to time require that the owner of the building provide written proof of compliance with the Housing Agreement.
- The Housing Agreement Bylaw will be brought forward for final adoption concurrently with the issuance of the Development Permit, once all the outstanding conditions associated with the application are fulfilled.

POLICY & BY-LAW CONSIDERATIONS

Official Community Plan

- The proposed increase to the FAR from 1.5 to 1.74 exceeds the maximum density in the Multiple Residential land use designation of 1.5; however, this land use designation allows for bonus density above the Plan in exchange for sufficient community amenities. In this regard, the applicant is proposing approximately 0.56 of the 1.74 FAR as rental units, with 55% of the rental units being allocated as "non-market" rental with rates set at 20% below market rental rate. The rental units will be administered under a Housing Agreement.
- The provision of community amenities is sufficient to allow the increase in density and therefore, no Official Community Plan Amendment is required.

CD By-law Amendment

• The applicant is proposing to amend "Comprehensive Development Zone (CD Bylaw No. 19993)" to accommodate one 4-storey residential apartment building, one 4-storey mixed commercial-residential apartment building, and one 5-storey mixed commercial-residential rental apartment building that contains 100% rental units with an affordable housing component on the subject site. The amended CD By-law for the proposed development site identifies the uses, densities and setbacks proposed. The CD By-law will have provisions based on the "Multiple Residential 70 Zone (RM-70)" and the "Neighbourhood Commercial Zone (C-5)".

• A comparison of the density, lot coverage, setbacks, building height and permitted uses in the RM-70 Zone, C-5 Zone and the proposed CD By-law is illustrated in the following table:

Zoning	RM-70 Zone (Part 24)	C-5 Zone (Part 35)	Proposed CD Zone
Floor Area Ratio:	1.50	0.50	1.74
Lot Coverage:	33%	50%	48%
Yards and Setbacks (principal buildings)	7.5 m to all lot lines		North: 3.7 m East: 4.0 m South: 4.3 m West: 4.6 m
Principal Building Height:	50 m	9.0 m	18.9 m
Permitted Uses:	 Multiple unit residential buildings Ground-oriented multiple unit residential buildings Child care centres 	Neighbourhood scale commercial uses (list in details in Section B.1 and B.2 of the C-5 Zone)	 Multiple unit residential buildings, ground-oriented multiple unit residential buildings, and all uses permitted under Section B.1 of the C-5 Zone with the exception of Neighbourhood Pub and Gymnasium. The CD By-law will also restrict eating establishment to a maximum floor area of 150 square metres and the childcare facility to a maximum floor area of 445 square metres CD Bylaw also adds "small-scale drug store" as a permitted used.

Amenity Space						
Indoor Amenity:	432 square metres	432 square metres	The proposed 440.5 m ² + 216 m ² of daycare space meets the Zoning By-law requirement.			
	432 square	432 square metres				
Outdoor Amenity:	metres		The proposed 447m ² meets the Zoning Bylaw requirement.			
Parking (Par	rt 5)	Required	Proposed			
Number of Stalls						
Commercial (Commercial-Retail Units/Daycare):		45	45			
Residential:		185	194			
Residential Visitor:		23	23			
Total:		253	262			
Bicycle Spaces						
Residential Secure Parking	g:	173	176			
Residential Visitor:		18	18			

- The proposed amendments to CD Bylaw (No. 19993) include an increase to the permitted floor area from 1.50 to 1.74, an increase in building height from 14.6 metres to 18.9 metres, and an increase in lot coverage from 45% to 48%. The increase in density above 1.50 is needed to achieve the additional affordable rental units in Building C.
- The proposed CD Bylaw reduces the building setbacks along all lot lines. The proposed setbacks for the mixed-use buildings encourages a more urban streetscape consistent with similar developments in the City.
- The RM-70 has a maximum lot coverage of 33% which is appropriate for taller built forms with smaller building footprints. The 48% lot coverage that is proposed is appropriate for the 4 and 5-storey buildings.
- The proposed height of 18.9 is less than the maximum building height of 50 metres of the RM-70 Zone.
- The proposed CD Bylaw will permit all uses under Section B.1 of the C-5 Zone, with the exception of Neighbourhood Pub and Gymnasium. The CD Bylaw will also restrict eating establishment to a maximum floor area of 150 square metres, and a childcare facility to a maximum floor area of 445 square metres in order to ensure that the parking requirements in the Zoning Bylaw can be met.
- In addition, the applicant proposes to add small-scale drug store as a permitted use. The CD Bylaw will restrict the small-scale drug store with the following provisions:
 - The small-scale drug store shall not exceed a total gross floor area of 372 square metres;
 - o The small-scale drug store is an accessory use only to offices of medical doctors;

- o There is not more than one small-scale drug store on the lot; and
- o The small-scale drug store is contained in the same principal building as the medical doctors' offices.

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.
- The proposed development, other than the proposed rental units, will be subject to the Tier 1 Capital Plan Project CACs. The contribution will be payable at the rate applicable at the time of Building Permit.
- The proposed development will not be subject to the Tier 2 Capital Plan Project CACs as the proposal complies with the provisions of the sites OCP designation and the South Newton Neighbourhood Concept Plan 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 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 register a Section 219 Restrictive Covenant to address the City's needs with respect to the City's Affordable Housing Strategy.
- 53 of the proposed 144 units are proposed as purpose-built rental and will not be subject to the Affordable Housing Strategy contribution.

Public Art Policy

- The applicant will be required to provide public art or register a Restrictive Covenant agreeing to provide cash-in-lieu, at a rate of 0.5% of construction value, to adequately address the City's needs with respect to public art, in accordance with the City's Public Art Policy requirements. The applicant will be required to resolve this requirement prior to consideration of Final Adoption.
- Since 53 of the proposed 144 units are proposed as purpose-built rental, only a portion of the proposal (all of Building A and Building B) will be subject to the Public Art contribution.

PUBLIC ENGAGEMENT

- Pre-notification letters were sent again on September 10, 2021, and the Development Proposal Sign was installed on September 13. Staff did not receive any additional feedback.
- Pre-notification letters were originally sent out on August 18, 2019, and the Development Proposal Sign was originally installed on March 13, 2019. At that time, staff received one response from a neighbouring resident (see Appendix IX) for Previous Planning Report No. 7918-0235-00).

DEVELOPMENT PERMITS

Form and Character Development Permit Requirement

- The proposed development is subject to a Development Permit for Form and Character and is also subject to the urban design guidelines in the South Newton Neighbourhood Concept Plan (NCP).
- The proposed development generally complies with the Form and Character Development Permit guidelines in the OCP and the design guidelines in the South Newton Neighbourhood Concept Plan (NCP).
- The buildings are organized on the site to make pedestrian linkages safe and interesting while accommodating convenient parking for the proposed retail units within Buildings B and C.
- The frontages of the mixed-use buildings will consist of approximately 10 ground floor commercial retail units (CRU) oriented towards 144 Street and the future 59 Avenue. The CRUs are anticipated to range in size from 50 square metres to 257 square metres. The units can be combined to create larger commercial/retail units at the time of a tenant improvement/building permit application.
- The proposed residential dwelling units range from 52 square metres for a 1-bedroom unit to 102 square metres for a three-bedroom unit and are comprised of 76 1-bedroom/1-bedroom plus den units, 66 2-bedroom/2-bedroom plus den units, and 2 3-bedroom plus den units.
- All three buildings share similar character traits but are expressed differently to reflect its programming and context. The westernmost residential-only building carries a strong 2-storey emphasis at grade, sympathetic to a townhouse expression of details and scale. The middle and easternmost mixed-use buildings' ground floor commercial is visually connected to the street with ample transparency, while the residential storeys above are pronounced with a deeper modularity of solid walls and fenestration. The overall expression is consistent with other existing and approved development applications in South Newton.
- The buildings have a modest form with a modulated arrangement of window bays and recessed balconies, delineated through alternating materials to create visual interest with smaller building proportions. The buildings are capped with a flat roof with varying parapet heights to highlight the window bays.

- The uppermost storey added to Building C is stepped back significantly from the floor below (approximately 4 metres) along both street frontages. The building massing therefore maintains the appearance of a four-storey building from the street as the uppermost storey is set back from view.
- The primary building materials include fibre-cement and aluminum panels in neutral colours. High quality brick veneer accent is featured in the proposal. The commercial retail unit fronts are comprised of store-front glazing, accented and divided with brick veneer pilasters for a substantial and durable appearance.

Landscaping

- The landscape plan proposes a total of 75 trees to be planted throughout the subject site including coniferous and deciduous trees.
- A significant number of shrubs and ground cover species are proposed throughout the subject site.
- The 144 Street and 59 Avenue commercial frontages will have a split sidewalk design, comprised of alternating in-ground tree planters with shrubs and paving walk-throughs, equal width to the planters.
- A corner plaza is located at the future intersection of 59 Avenue and 143 Street and provides benches for seating and in-ground planters. The character of the plaza will comply with the public realm guidelines for South Newton.
- The applicant is proposing a 1.5 metre landscape buffer along the entire length of the north property line, which will consist of a pedestrian mews comprised of a 1.5 metre-wide walkway located on the property line. The adjacent development application to the north (Development Application No. 7918-0081-00 which is currently pre-Council) will coordinate with the subject development and provide an additional 1.5 metre-wide landscape buffer along the entire length of their south property line. Once both applications are complete, a combined 6 metre pedestrian mews and landscape buffer will be provided between both sites.

Indoor Amenity

• The required indoor amenity space is 432 square metres, while the applicant is proposing to provide 440.5 square metres on site, along with 445 square metres of child care space. The Zoning Bylaw permits 1.5 square metres per dwelling unit of child care space being provided to be counted toward the indoor amenity space requirement. As the applicant proposes 144 dwelling units, this results in 216 square metres of floor area that can be counted towards the indoor amenity space requirement. Together, the allowable child care space and the indoor amenity space in each building results in a total of 656 square metres, which meets the minimum requirement.

• Each of the three buildings is proposed to have a central indoor amenity room on the ground floor with space facing an external courtyard. Each of the indoor amenity spaces includes a sitting area, kitchen, and entertainment area with extra room for additional programming.

Outdoor Amenity

- The required outdoor amenity space is 432 square metres, while the applicant is proposing to provide 447 square metres, which meets the Zoning Bylaw requirement for outdoor amenity space.
- Buildings A and B will share an outdoor amenity space at the rear (north side) of Building B.
- The outdoor amenity area shared between residents of Building A and B includes the following elements:
 - o Children's nature play area with rubber tile surface and boulders;
 - o Ping pong table; and
 - o Multiple seating options.
- The outdoor amenity area for Building C is also located at the rear (north side) of the building. The outdoor amenity area for Building C includes the following elements:
 - o Lounge area;
 - o BBQ; and
 - o Raised garden planters and a potting table.
- Between Buildings B and C, there is a central plaza area that is hardscaped with saw-cut concrete pavers, as it will function as pick-up and drop-off area, as well as an area for the commercial retail units to spill-out onto.

Outstanding Items

- There are a limited number of Urban Design items that remain outstanding, and which do not affect the overall character or quality of the project. These generally include clarification on building finishes, exterior lighting and signage.
- The applicant has been provided a detailed list identifying these requirements and has agreed to resolve these prior to Final Approval of the Development Permit, should the application be supported by Council.

CONCLUSION

The revised proposal maintains the same character that was supported by Council at the December 2, 2019, Regular Council – Public Hearing meeting. The addition of a fifth storey to the eastern-most building fronting 144 Street and 59 Avenue (Building C) results in an increase in floor area ratio for the site from the previously supported 1.5 FAR to 1.74 FAR being proposed. The additional storey and increase in FAR is considered supportable under the Multiple Residential land use designation in the OCP given that Building C is now proposed as a rental building with 29 out of 53 units being reserved as "non-market" rental with rates 20% below market rental rates.

The provision of rental units, a significant proportion of which are "non-market" rental, is considered sufficient community benefit to allow for the increase in density under the Multiple Residential land use designation. Therefore, staff support the proposed amendment to the CD Bylaw (No. 19993) and to the proposed design changes.

INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Site Plan, Building Elevations, Landscape Plans and Perspective

Appendix II. Engineering Summary
Appendix III. School District Comments

Appendix IV. Summary of Tree Survey and Tree Preservation

Appendix V. NCP Plan

Appendix VI. Proposed Housing Agreement Appendix VII. Amended CD Bylaw (No. 19993)

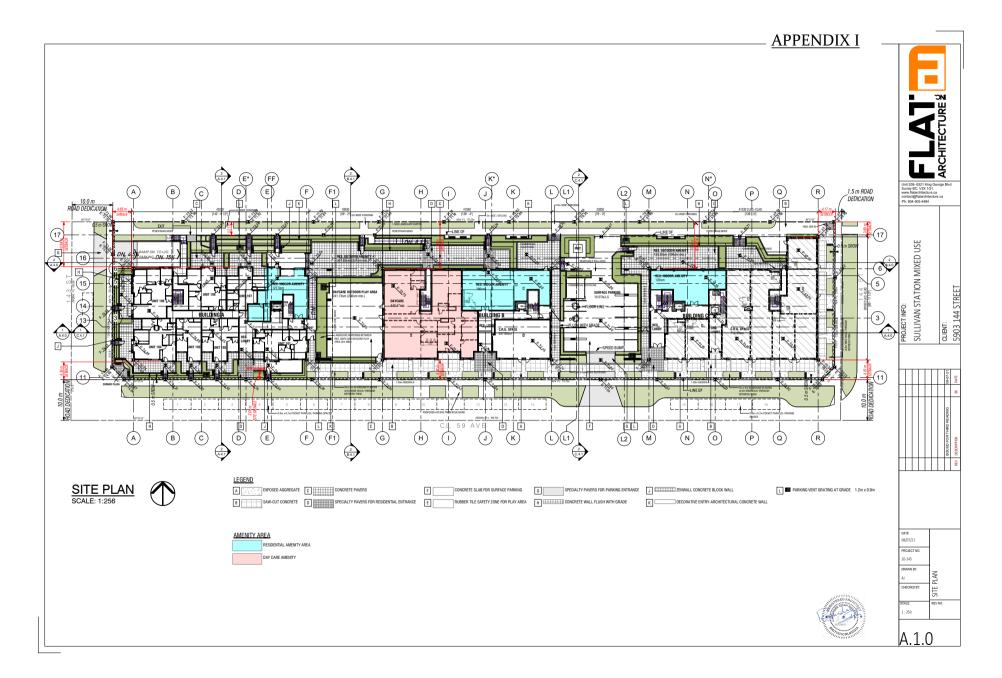
Appendix VIII. Development Variance Permit No. 7918-0235-00

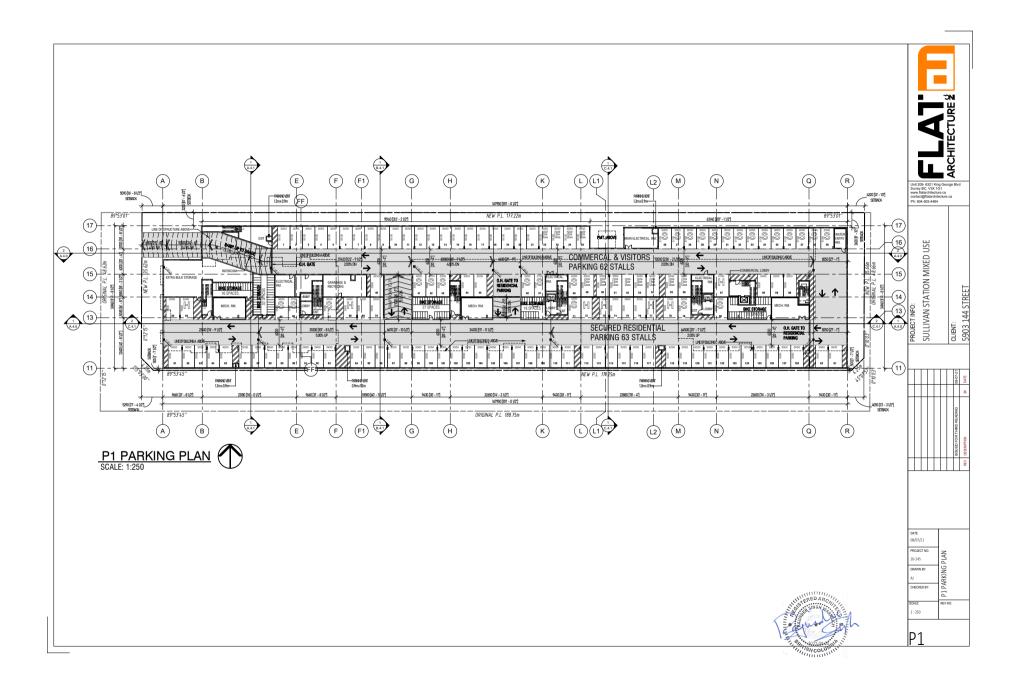
Appendix IX. Initial Planning Report No. 7918-0235-00, dated November 18, 2019

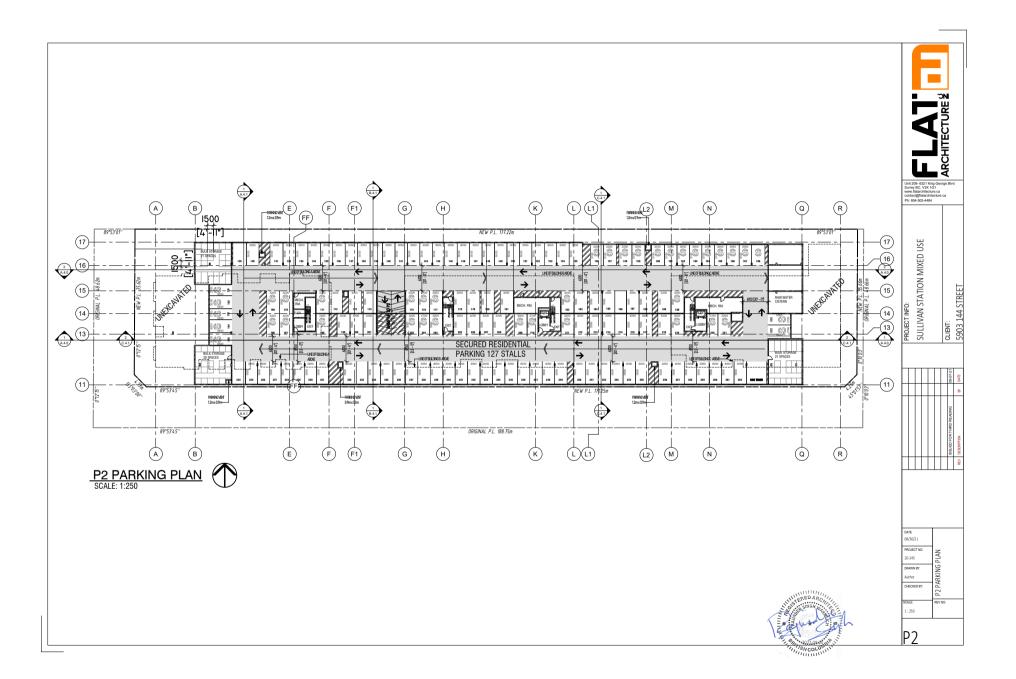
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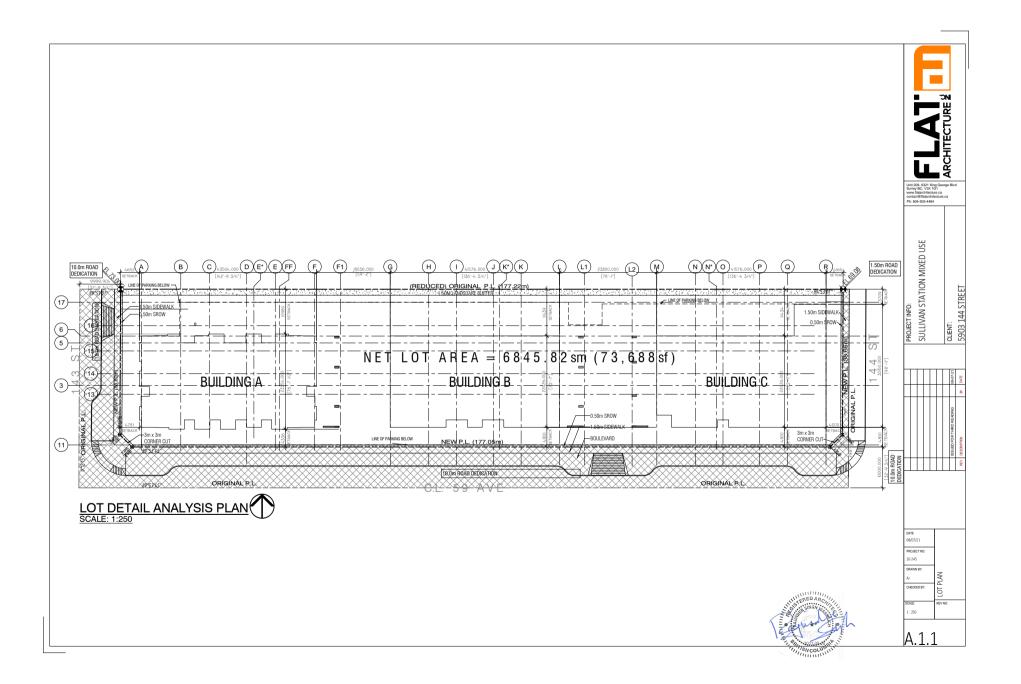
Remi Dube Acting General Manager Planning and Development

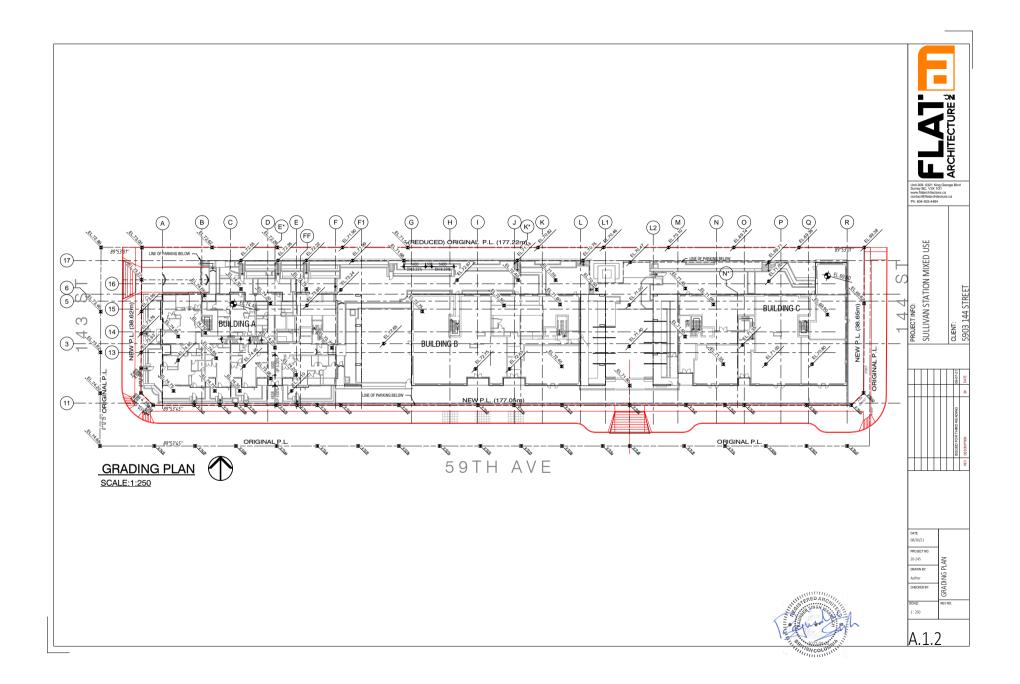
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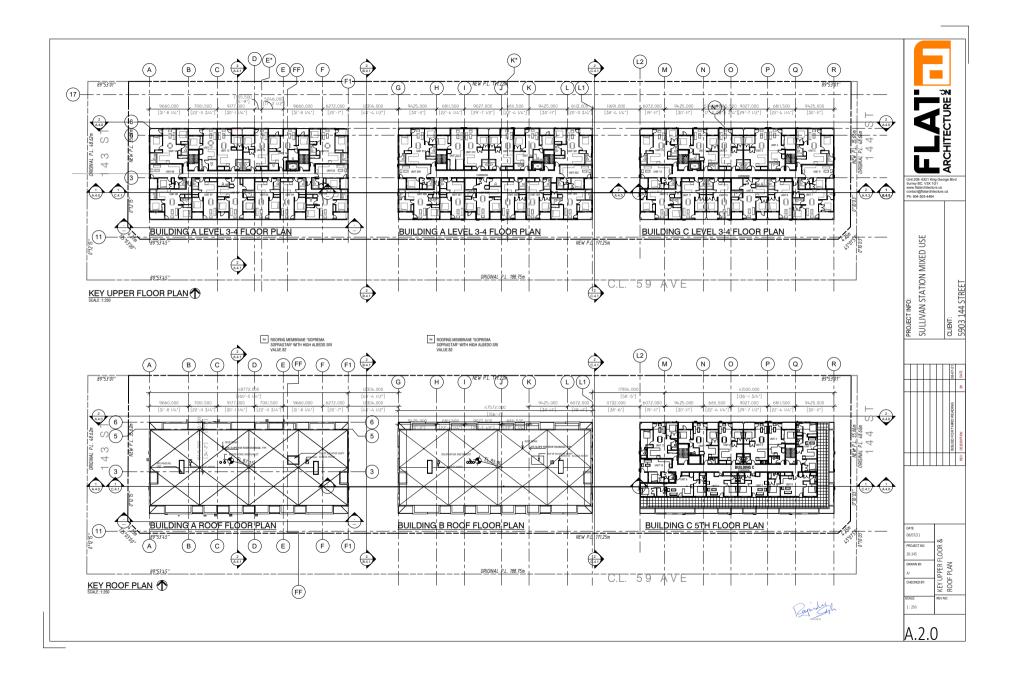


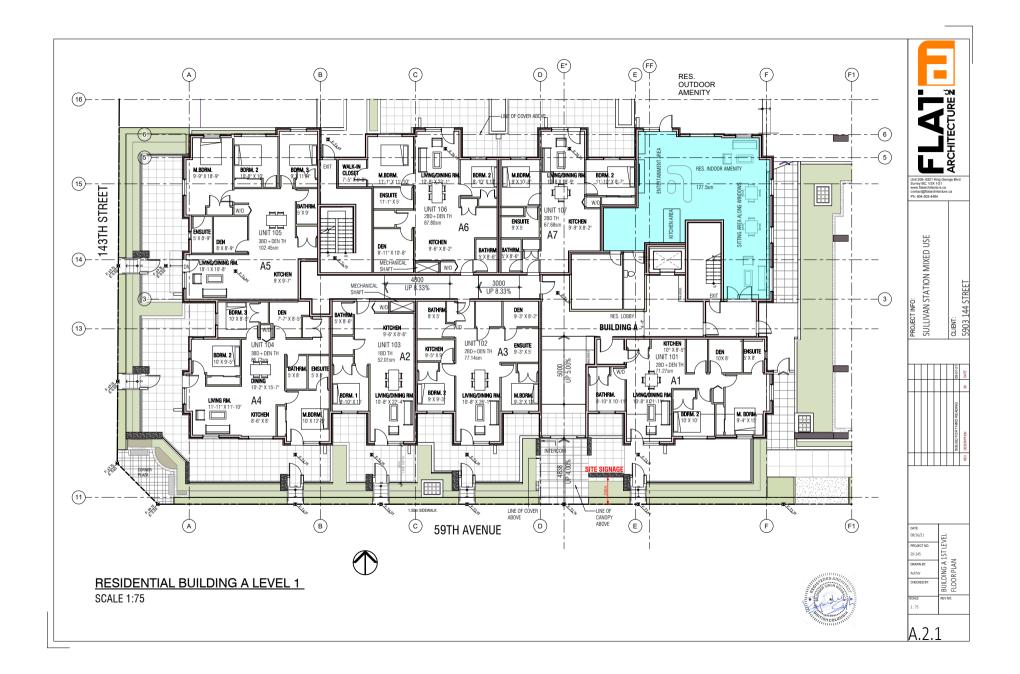


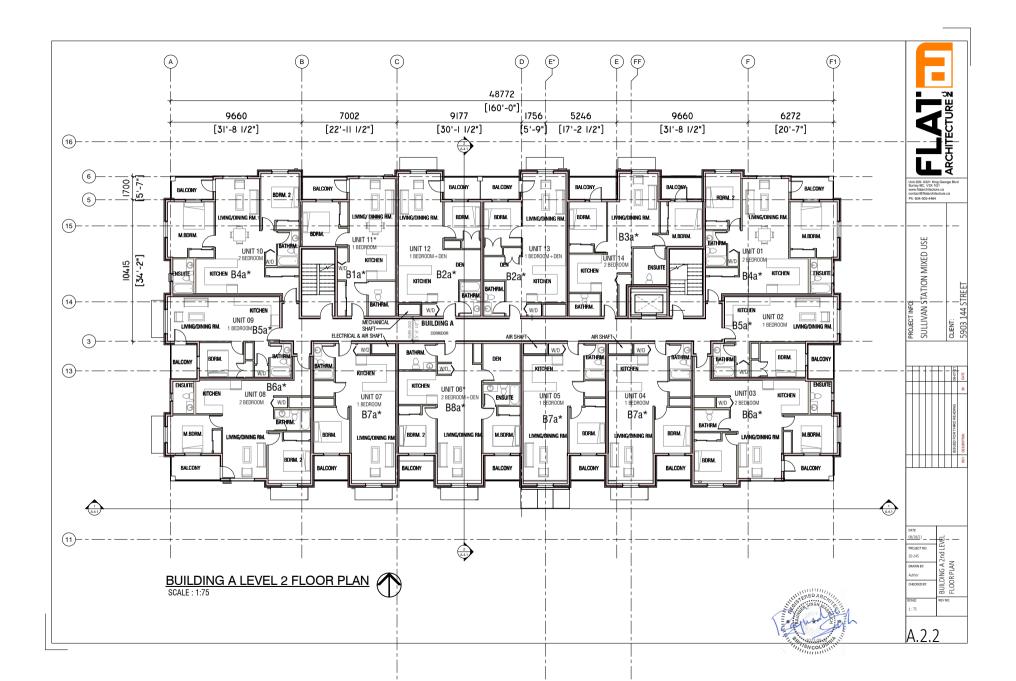


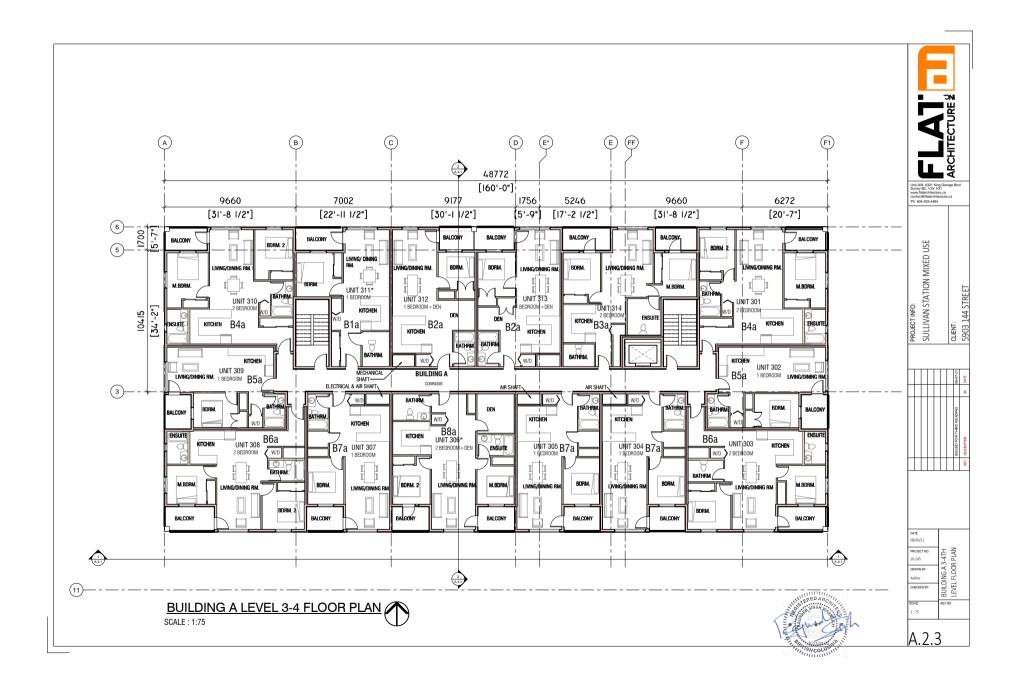


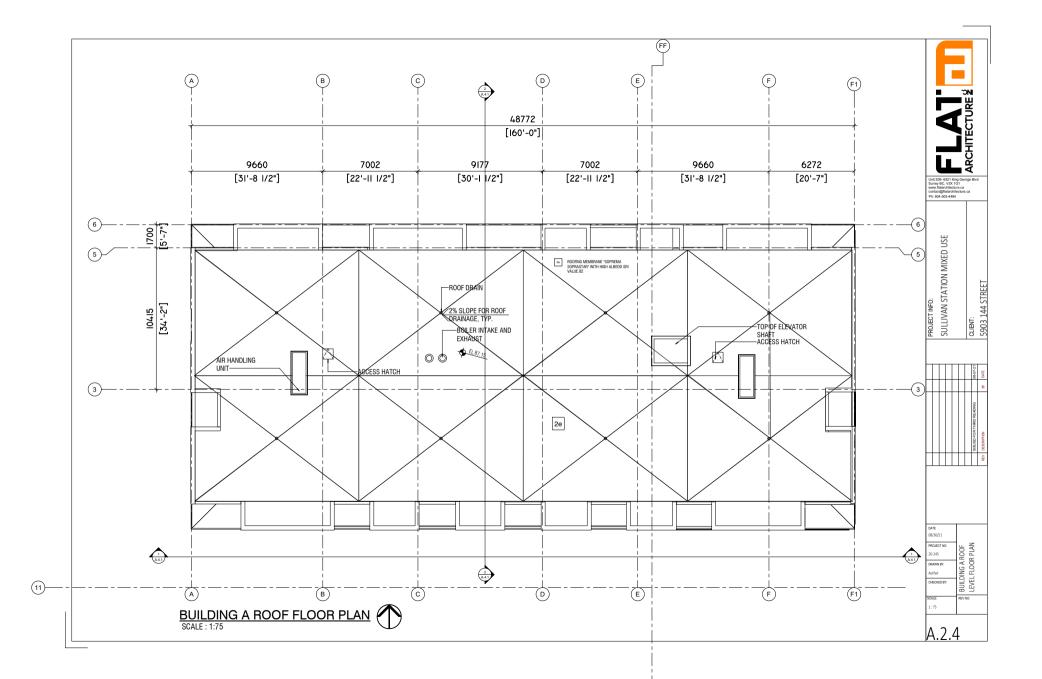






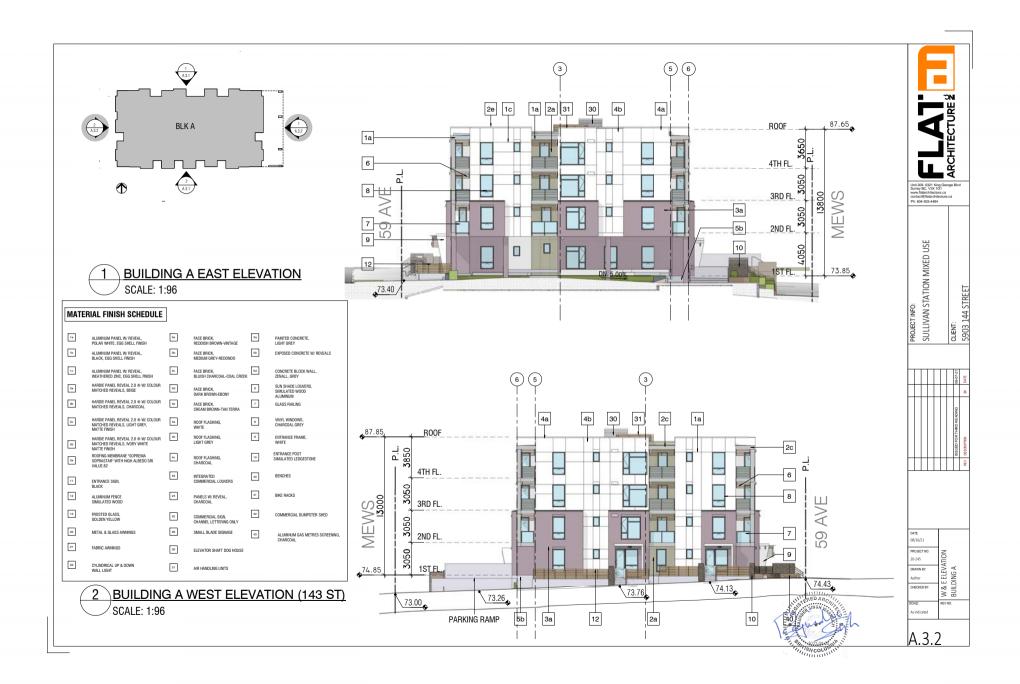


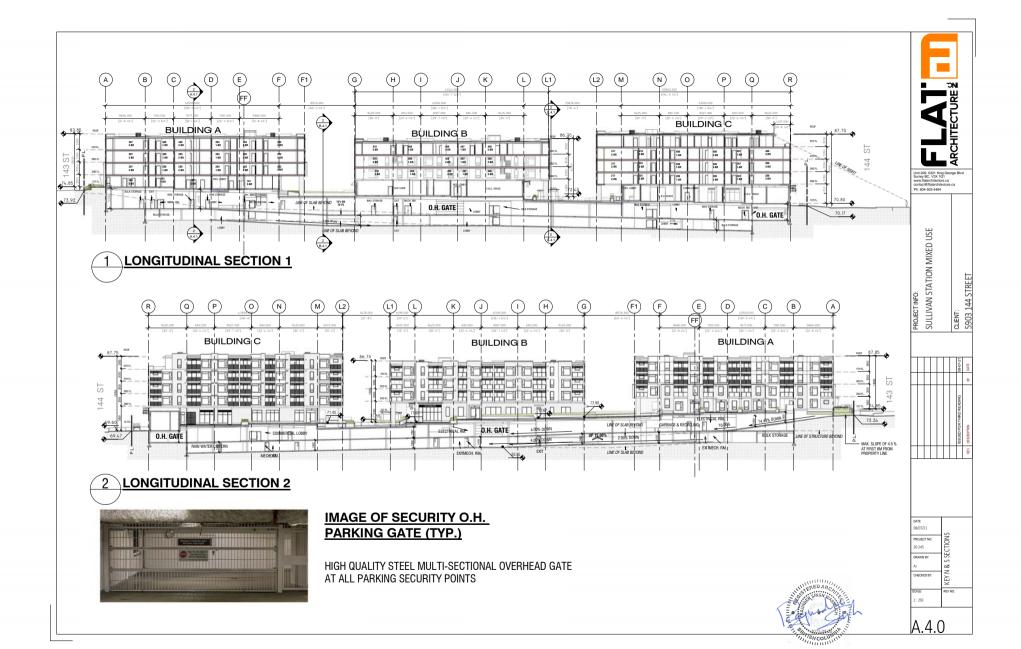


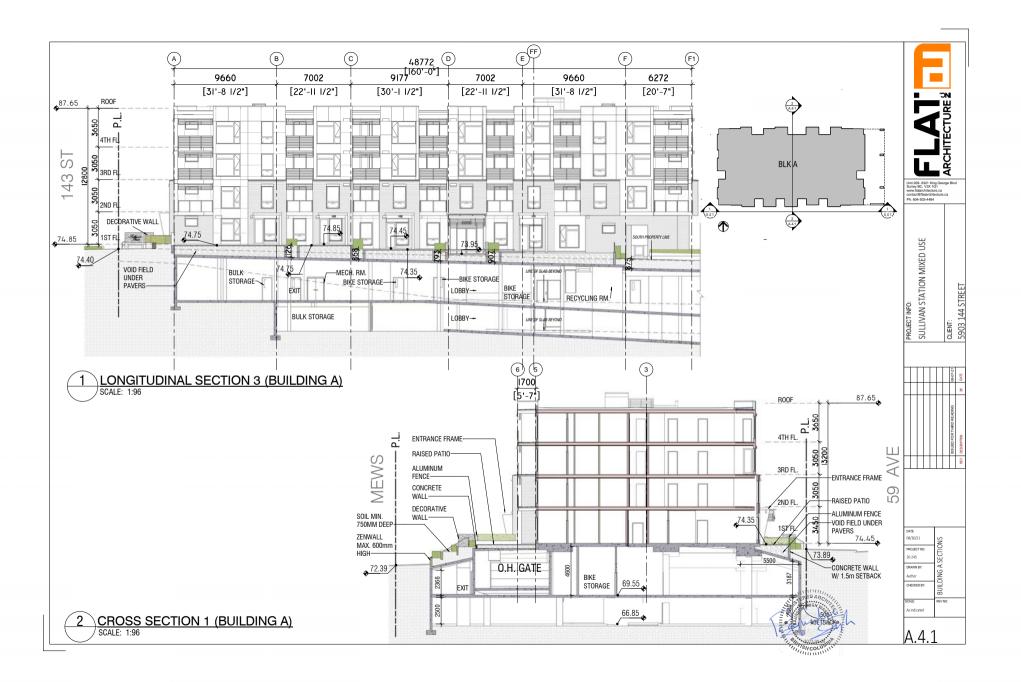


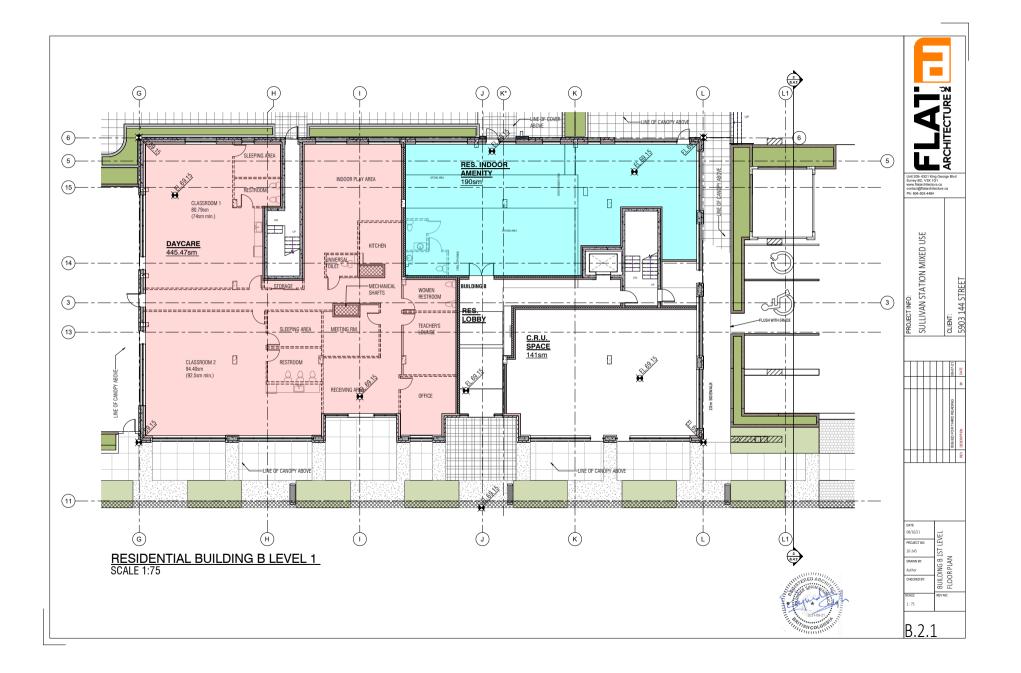


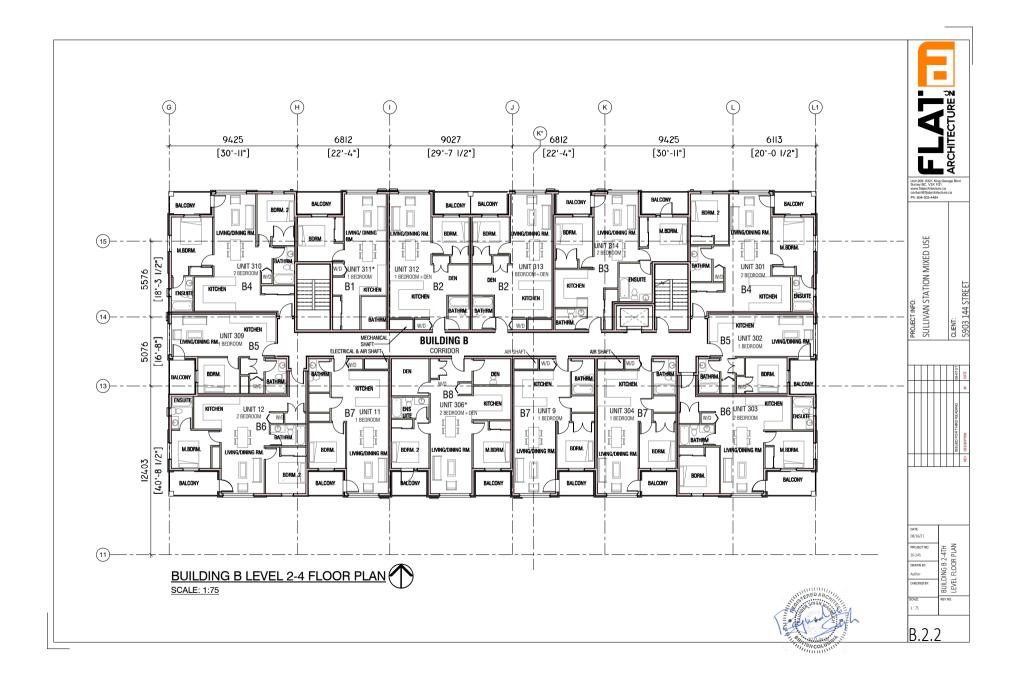


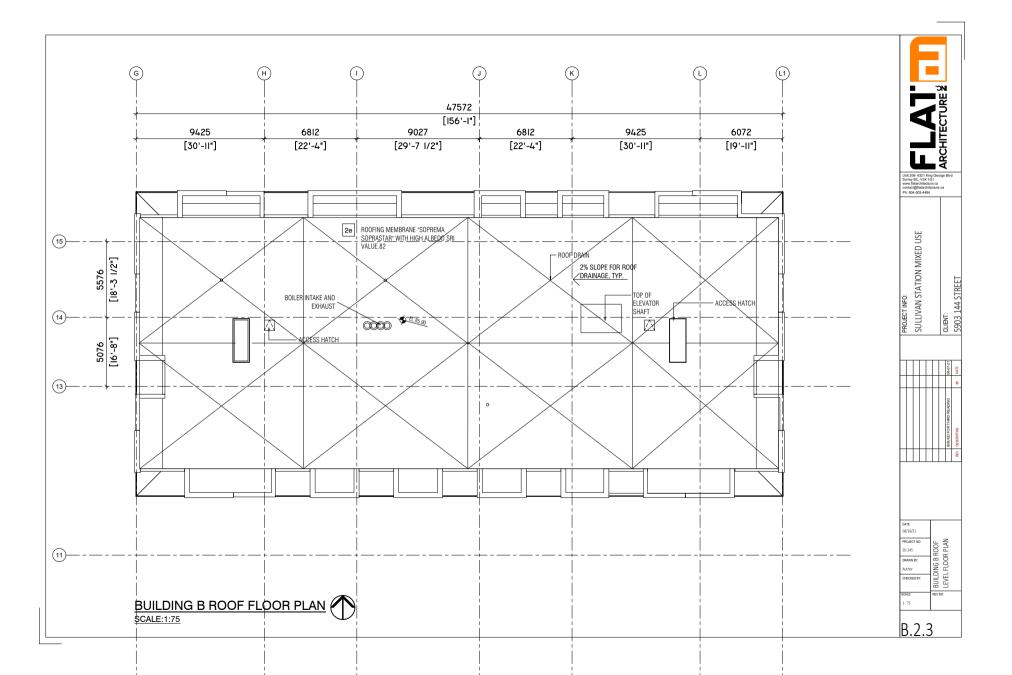


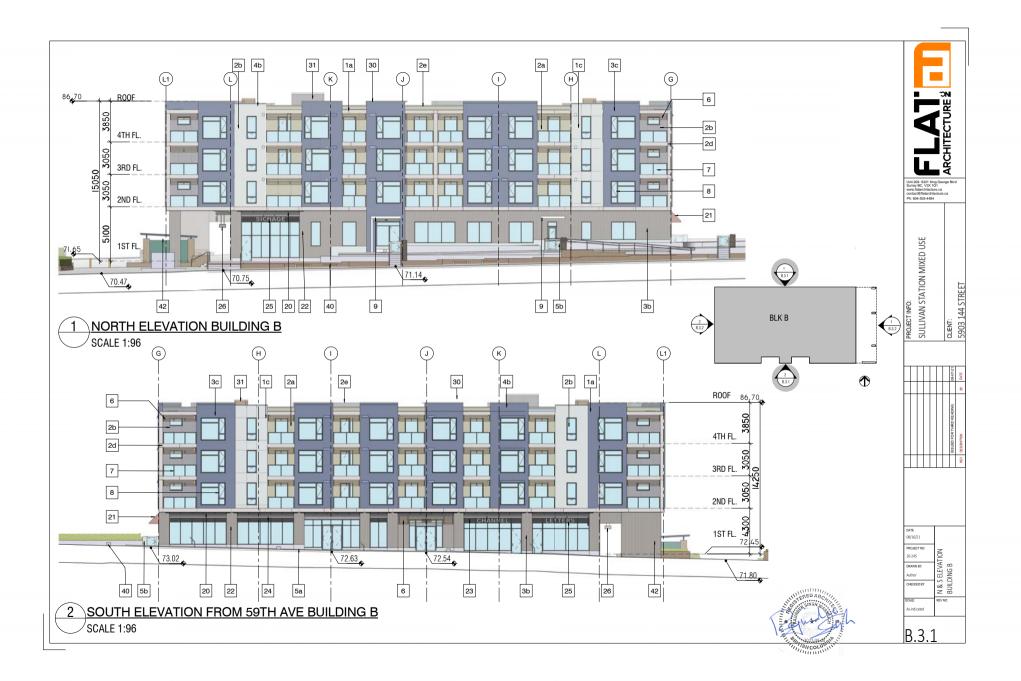




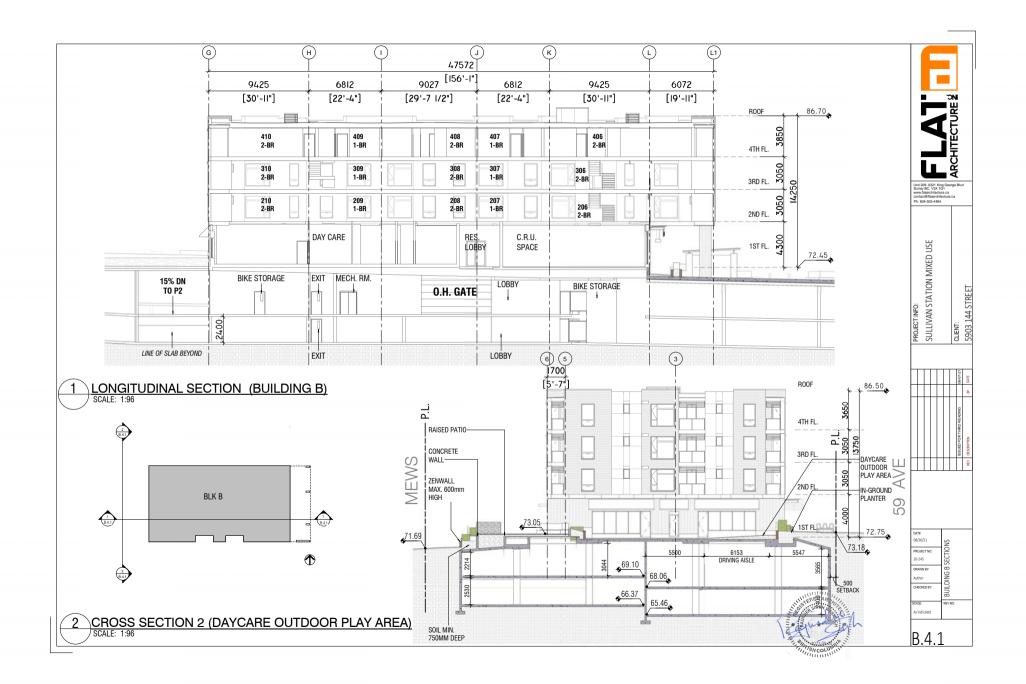


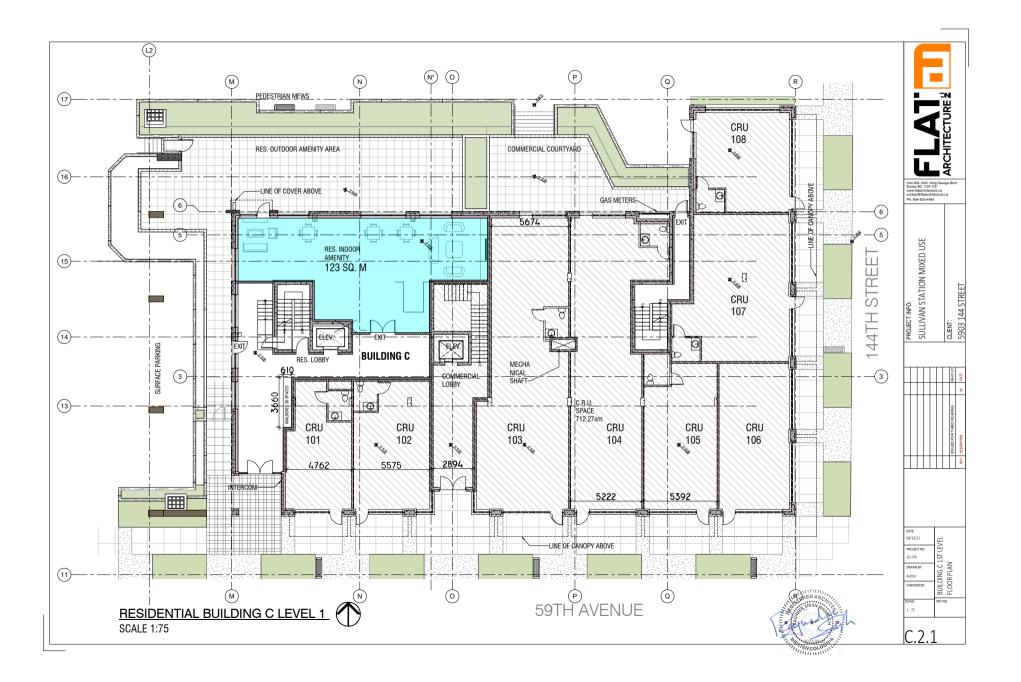


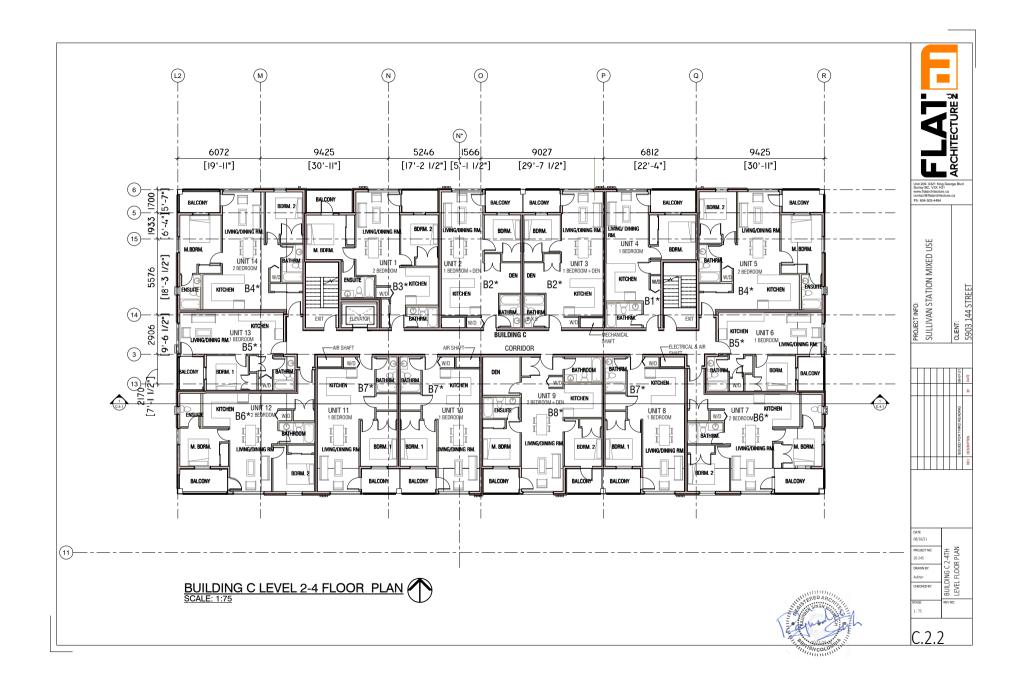


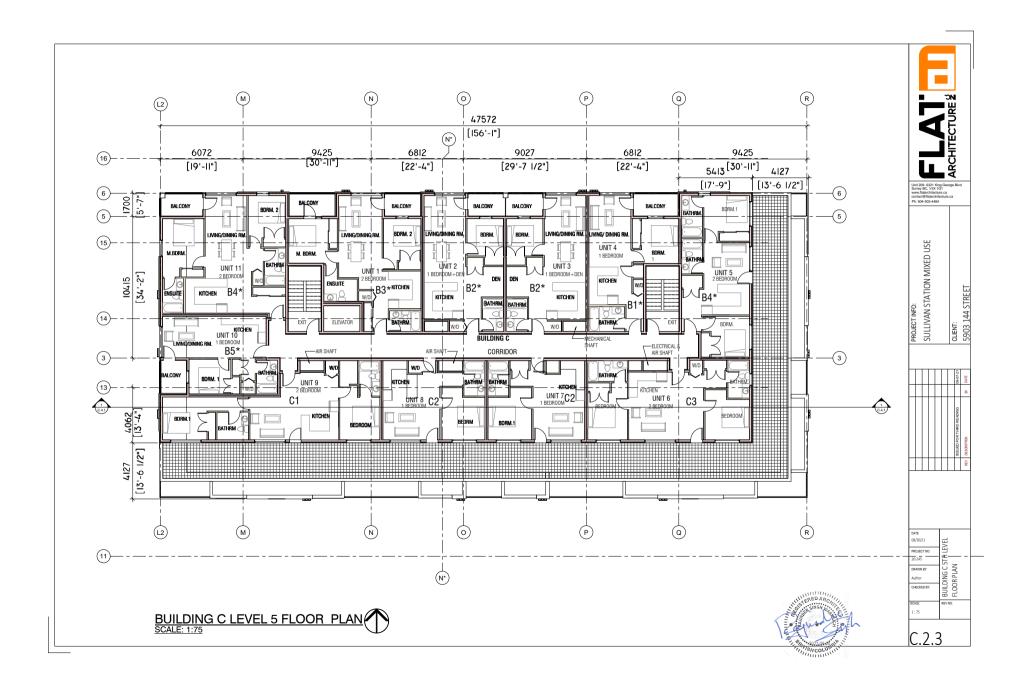


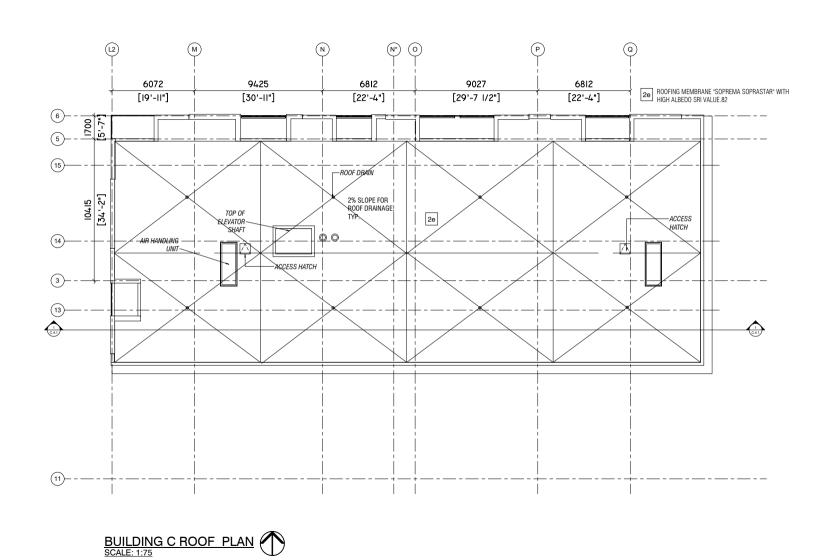












ARCHITECTURE KC.

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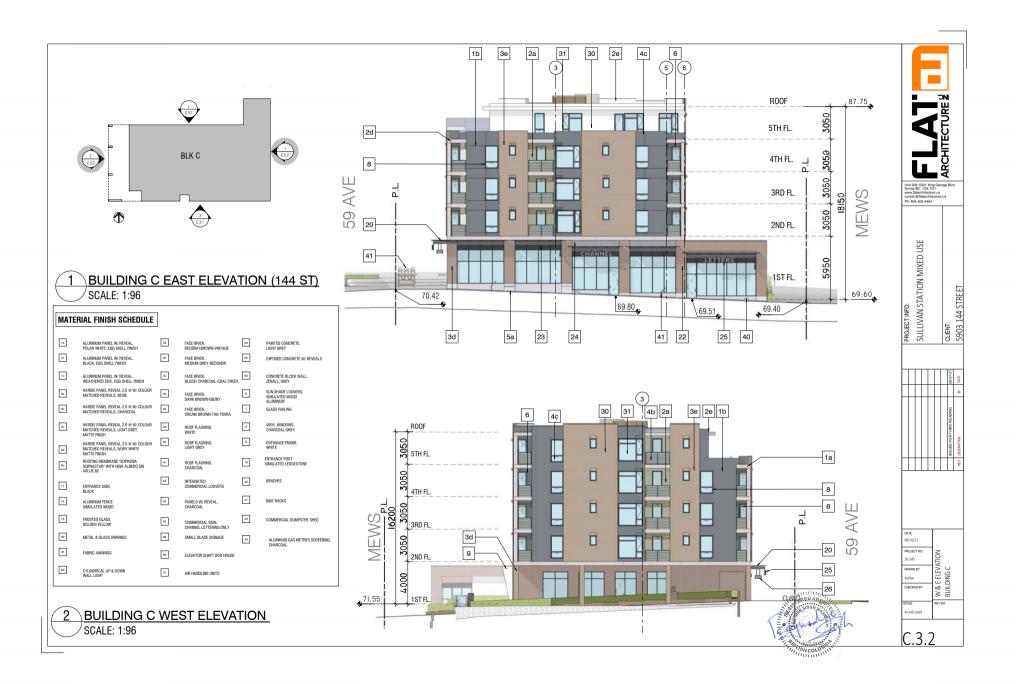
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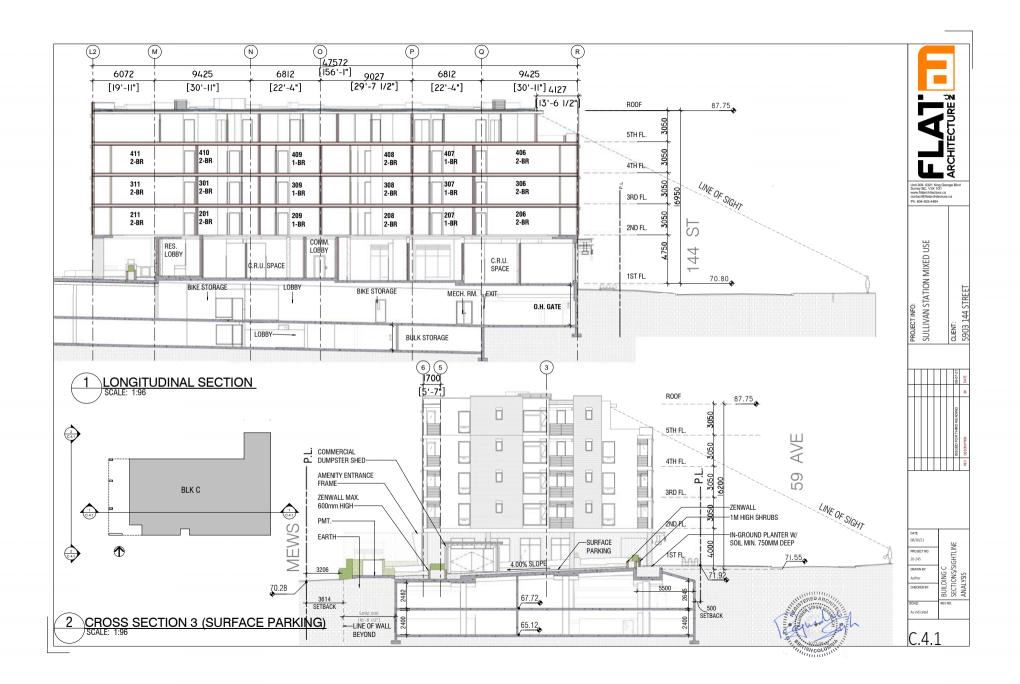
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VIEW FROM NORTH WEST

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VIEW FROM SOUTH WEST



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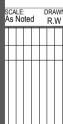


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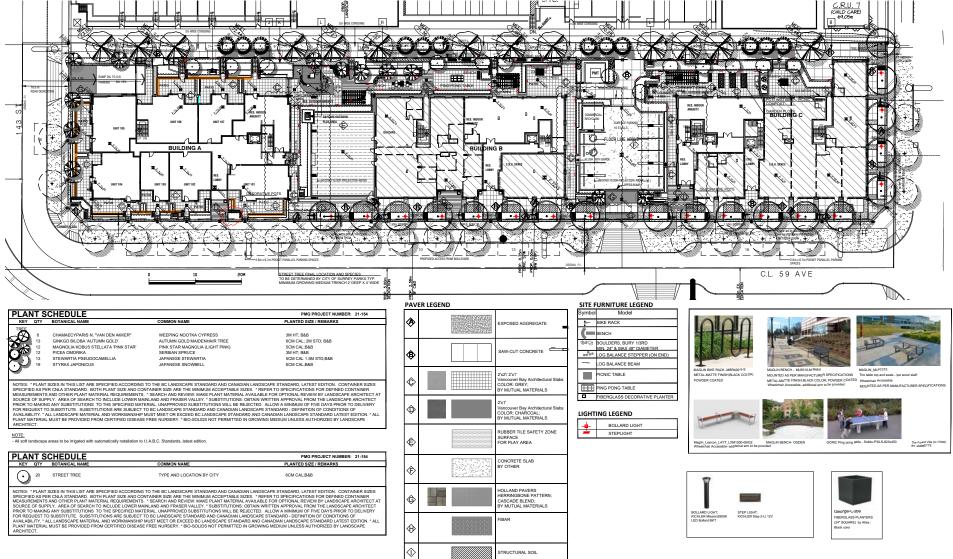
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REVISION DESCRIPTION

RESIDENTIAL / COMMERCIAL DEVELOPMENT 5903 - 144TH STREET SURREY City file:

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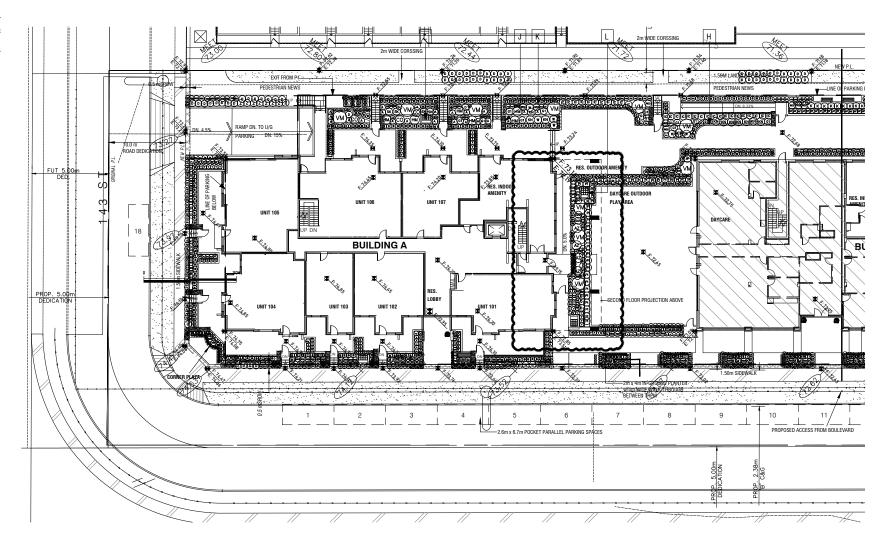
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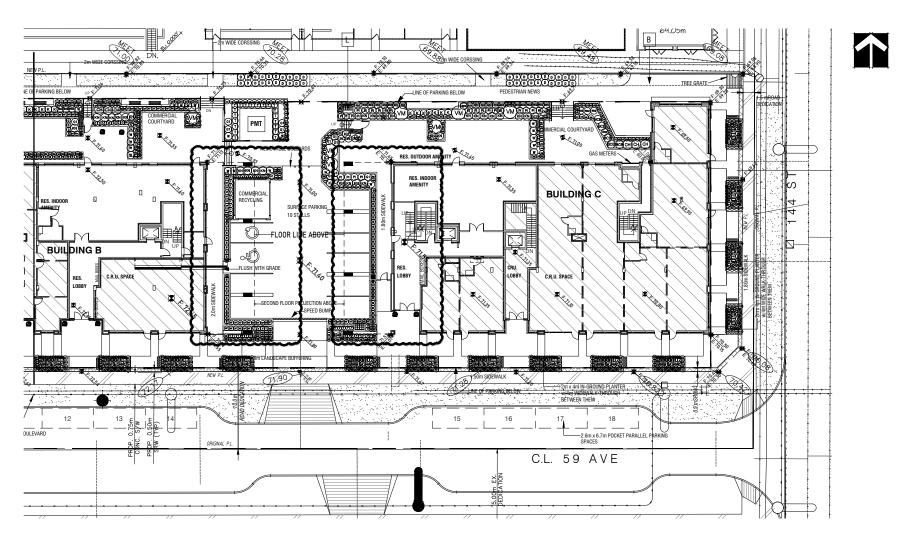
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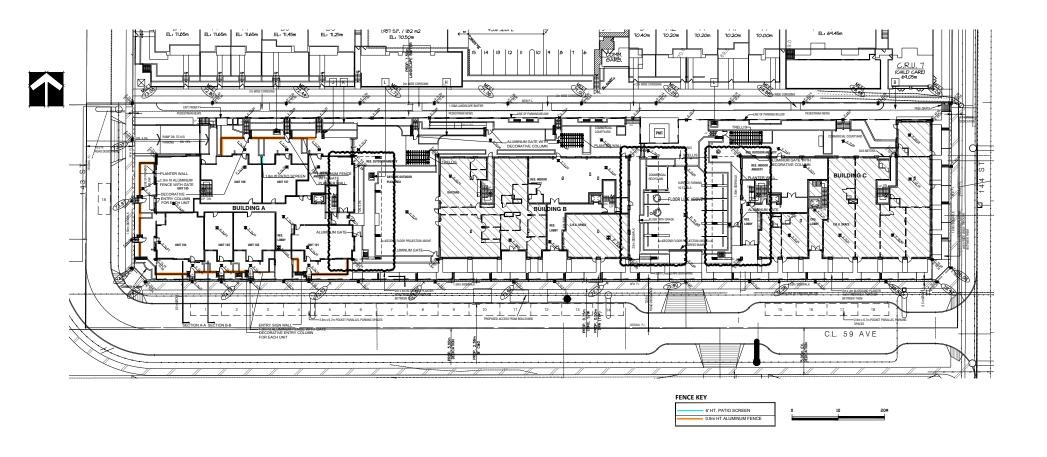


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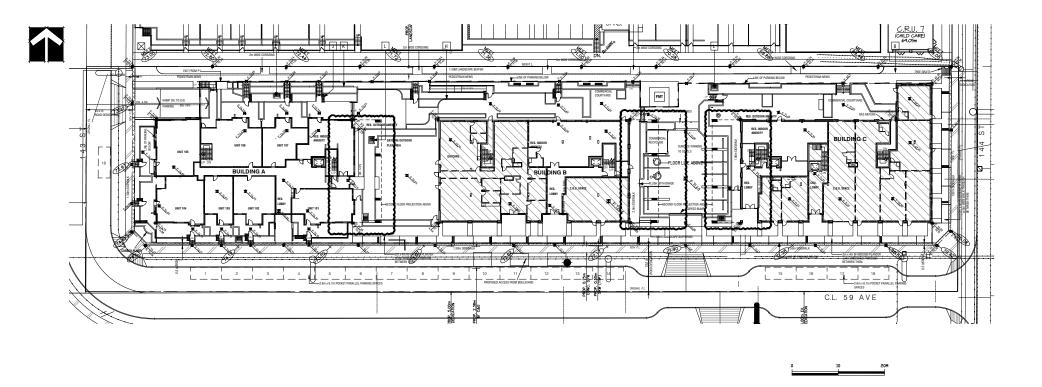
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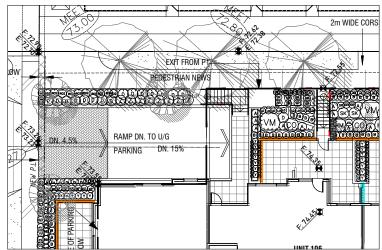
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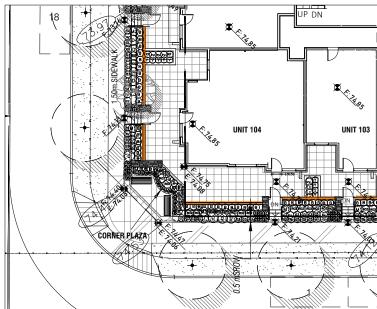
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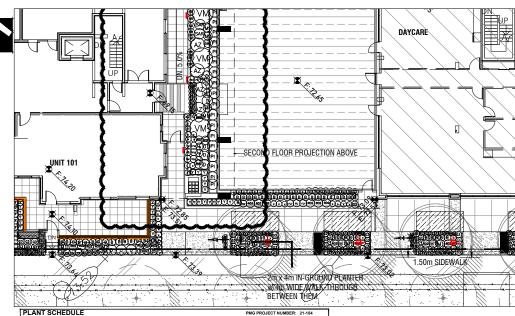
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KEY	QTY	BOTANICAL NAME	COMMON NAME	PLANTED SIZE / REMARKS
SHRUB				
	23	AZALEA JAPONICA 'HINO CRIMSON'	AZALEA (SINGLE DEEP CRIMSON)	#2 POT
\sim	4	AZALEA MOLLIS HYBRIDS	DECIDUOUS AZALEAS VARIETIES	#3 POT: 40CM
9	7	BERBERIS THUNGBERGII 'MONOMB'	CHERRY ROMB BARRERRY	#2 POT
99	479	BUXUS MICROPHYLLA WINTER GEM	LITTLE-LEAF BOX	#3 POT: 40CM
ஜ	6	CHOISVA TERNATA	MEXICAN MOCK ORANGE	#3 POT: 50CM
<u>@</u>	3	CORNUS ALBA 'KELSEYII'	KELSEY DWARF DOGWOOD	#3 POT; 500M #2 POT
9	6	HYDRANGEA MACROPHYLLA 'NIKKO BLLIE'	BIGLEAF HYDRANGEA (BLUE)	#3 POT: 80CM
	29	ILEX CRENATA (CONVEXA)	JAPANESE HOLLY	#3 POT: 50CM
ω	18	KALMIA LATIFOLIA 'ELF'	DWARF MOUNTAIN LAUREL	#3 POT: 50CM
w)	71	PIERIS JAPONICA 'FOREST FLAME'	PIERIS: WHITE BLOOMS	#3 POT: 50CM
(9)	8	PRUNUS LAUROCERASUS 'ZABELIANA'	ZARLES LAUREL	#2 POT: 30CM
œ,	144	RHODODENDRON 'BADEN BADEN'	RHODODENDRON: RED	#3 POT: 30CM
⊜	41	ROSA 'KNOCKOUT RADRAZZ'	RADRAZZ KNOCKOUT ROSE	#2 POT
`	148	RUBUS PENTALOBOUS	CREEPING RASPBERRY	#1 POT
Θ.	6	SARCOCOCCA HOOKERANA 'BUSCIEOUA'	FRAGRANT SARCOCOCCA	#1PO1 #2 POT
₩	4			
⊗	25	SKIMMIA JAPONICA (90% MALE) SKIMMIA REEVESIANA	JAPANESE SKIMMIA DWARF SKIMMIA	#2 POT; 30CM #1 POT
◉	149			
യ	20	TAXUS X MEDIA 'HICKSII' THILIA OCCUPENTALIS 'SMARAGIY	HICK'S YEW EMERALD GREEN CEDAR	1.0M B&B
Θ	17		MARIE'S DOUBLE FILE VIBURNUM	1.5M HT; B&B
◉	28	VIBURNUM P.T. MARIESII	MARIE'S DOUBLE FILE VIBURNUM PURPLE WEIGELA	1.0M HT, B&B
	20	WEIGELA FLORIDA 'PURPUREA'	PURPLE WEIGELA	#3 POT; 60CM
	89	CALAMAGROSTIS X A "KARL FOERSTER"	KARL FOERSTER FEATHERFED GRASS	#2 POT. HEAVY
9	203	CAREX ICE DANCE	FROSTED SEDGE	#1 POT
9	559	CAREX OSHIMENSIS 'EVERGOLD'	GOLDEN VARIGATED SEDGE	#1 POT
യ	225	HAKONECHLOA MACRA 'ALL GOLD'	GOLDEN VARIGATED SEDGE GOLDEN JAPANESE FOREST GRASS	#1 POT
ω	63	HELICTOTRICHON SEMPERVIRENS	BLUE OAT GRASS	#1 POT
9	50	MISCANTHUS SINENSIS 'LITTLE KITTEN'	COMPACT MAIDEN GRASS	#1 POT
99	27	MISCANTHUS SINENSIS 'MORNING LIGHT'	MORNING LIGHT JAP SILVER GRASS	#2 POT
ഇ	233	PENNISETUM ALOPECUROIDES 'HAMLIN'	DWARF FOUNTAIN GRASS	#1 POT
*	200	PENNISETUM ALUPECUNUIDES HAMLIN	DWARF FOUNTAIN GRADS	*1101
	8	CLEMATIS 'TANGUTICA AUREOLIN'	TANGUTICA CLEMATIS	#2 POT: 60CM: STAKED
PERENN	IAL			
•	36	HEUCHERA MACRANTHA 'CRIMSON CURLS'	FANCY-LEAVED CORAL BELLS; DEEP CRIMSON	10 CM POT
×	17	HOSTA 'PATRIOT'	HOSTA; GREEN AND WHITE VARIEGATED	10 CM POT
×	36	LIRIOPE MUSCARI	BLUE LILY-TURF	10 CM POT
900	72	SEDUM ALBUM VAR. MICRANTHUM 'CORAL CAR	PET'CORAL CARPET STONECROP	10 CM POT
GC -	120	DRYOPTERIS ERYTHROSORA 'BRILLIANCE'	BRILLIANCE AUTUMN FERN	#2 POT: 45CM
9	49	LONICERA PILEATA	PRIVET HONEYSUCKLE	#2 POT: 45CM #1 POT: 25CM
	68	PACHYSANDRA TERMINALIS	JAPANESE SPURGE	#1 POT: 15CM
922		PAUTIOANURA IERWINALIS	JAPANEOE OFURUE	

NOTE:

- All soft landscape areas to be irrigated with automatically ristallation to LLA.B.C. Standards, latest edition.

ARCHITECTS Suite C100 - 4185 Still Creek Drive Burnaby, British Columbia, V5C 6G9 p: 604 294-0011 ; f: 604 294-0022

NO. DATE REVISION DESCRIPTION DR.

RESIDENTIAL / COMMERCIAL DEVELOPMENT 5903 - 144TH STREET SURREY

PROJECT:

City file:

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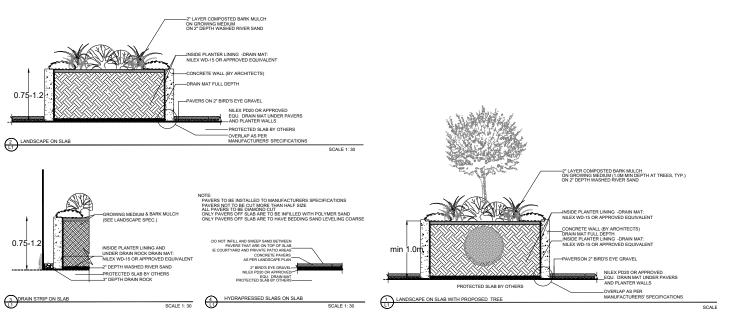
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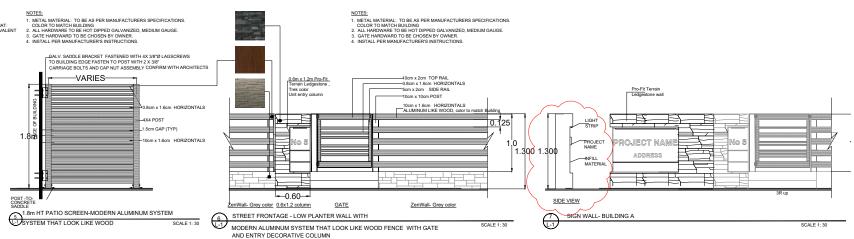
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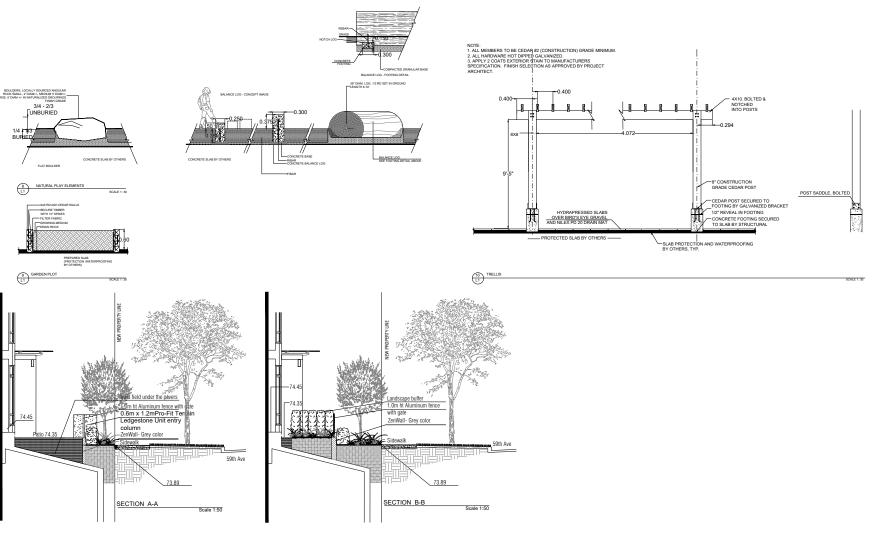
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21-154



APPENDIX II INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- South Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

Mar 27, 2019

PROJECT FILE:

7818-0235-00

RE:

Engineering Requirements (Commercial/Industrial)

Location: 5903 144 St

REZONE/SUBDIVISION

Property and Right-of-Way Requirements

- Dedicate 1.5m on 144 Street for ultimate 15.0m from center-line (Arterial Road allowance).
- Dedicate 3.0 X 3.0m corner cut at 59 Avenue and 144 Street.
- Dedicate as road (without compensation):
 - Bylaw Road (City Bylaw Number 10715) for Parcel 2 South Half of Lot C Section 9 Township 2, as shown on Plan 87473 on a road dedication or subdivision plan.
 - City Owned Road for East 7 feet of Lot C (PID 012-206-167), Section 9 Township 2, on a road dedication or subdivision plan.
- Dedicate 10.0m on 59 Avenue (half road) for ultimate 20.0m Local Road standard.
- Dedicate 3.0 X 3.0m corner cuts at 144 Street and 143 Street.
- Dedicate 10.0m on 143 Street for ultimate 20.0 m road allowance (coordinate with 17-0069 to split 20.0m at 10.0m/10.0m), or secure 1.5m SRW to achieve the 11.5m half road.
- Register 0.5m SRW along all frontage roads.

Works and Services

- Construct 1.8m concrete sidewalk on the west side of 144 Street from City funding (DCW).
- Construct 59 Avenue with ultimate 11.0m pavement width (Commercial standards).
- Construct south half of 59 Avenue from Parks funding (DCW), including driveway letdown for the Tennis Court at 5891-144 Street.
- Construct east side of 143 Street with ultimate 10.5m pavement width.
- Confirm storm drainage system downstream capacity, upgrade if required.
- Construct storm system to service the proposed development and all frontage roads.
- Provide on-site sustainable drainage works to meet the Hyland Creek Integrated Stormwater Management Plan requirements.
- Install water quality/sediment control inlet chamber as part of the on-site drainage system.
- Construct new 200mm diameter water mains along 59 Avenue and 143 Street frontages.
- Provide cash-in-lieu for future upgrading the sanitary sewer on 144 Street to a 250mm sewer main.
- Pay Sanitary Latecomers charge relative to project 5811-0044-00-1

A Servicing Agreement is required prior to Rezone/Subdivision.

DEVELOPMENT PERMIT

There are no engineering requirements relative to issuance of the Development Permit, except for the requirements listed above.

Tommy Buchmann, P.Eng.

Acting Development Services Manager

IK₁

NOTE: Detailed Land Development Engineering Review available on file



September 21, 2021

Planning

THE IMPACT ON SCHOOLS

APPLICATION #: 18 0235 00

SUMMARY

The proposed 144 lowrise units are estimated to have the following impact on the following schools:

Projected enrolment at Surrey School District for this development:

Elementary Students:	22
Secondary Students:	23

September 2020 Enrolment/School Capacity

Goldstone Park Elementary	
Enrolment (K/1-7):	75 K + 651
Operating Capacity (K/1-7)	76 K + 443
Sullivan Heights Secondary	
Enrolment (8-12):	1604
Capacity (8-12):	1000
Addition Capacity (8-12) 2022:	1700
1	

Projected population of so	chool-age children for this development:	56

Population: The projected population of children aged 0-19 Impacted by the development. **Enrolment:** The number of students projected to attend the Surrey School District ONLY.

School Enrolment Projections and Planning Update:

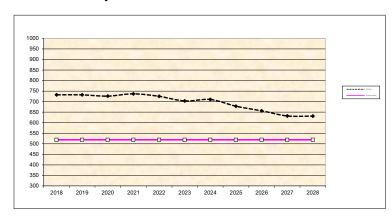
The following tables illustrate the enrolment projections (with current/approved ministry capacity) for the elementary and secondary schools serving the proposed development.

Goldstone Park elementary was opened February 2014 to relieve the enrolment pressure at both Woodward Hill and Cambridge Elementary. As of September 2021, all three schools are severely overcrowded. To meet in-catchment demand, portables are in use as enrolling spaces.

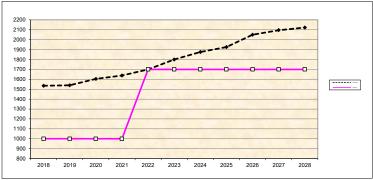
June 2020, the Ministry approved design and construction funding to build a new 612-capacity elementary school; located next to the existing Goldstone Park. The new school targeted to open in 2024 will provide enrolment relief to the two neighbouring schools: Goldstone Park and Cambridge.

In June 2018, the Ministry of Education has approved funding for design and construction of a 700-capacity addition at Sullivan Heights. The addition is currently in construction and targeted to open March 2022.

Goldstone Park Elementary



Sullivan Heights Secondary



^{*} Nominal Capacity is estimated by multiplying the number of enrolling spaces by 25 students.

Maximum operating capacity is estimated by multipying the number of enrolling spaces by 27 students.



TREE PRESERVATION SUMMARY

APPENDIX IV

TREE PRESERVATION SUMMARY

Surrey Project No.:

Project Address: 5903 144th St Surrey, BC

Consulting Arborist: Norm Hol

ON-SITE TREES:			QUANTITY OF TREES
Total Bylaw Protected Trees Identified (on-site and shared trees, including trees within bou streets and lanes, excluding Park and ESA dedications)	· · · · · ·	oosed	174
Bylaw Protected Trees to be Removed			174
Bylaw Protected Trees to be Retained (excludes trees in Park dedication areas and ESA's)			0
Replacement Trees Required: (excludes 17 city trees in road frontages)			
Alder and Cottonwood at 1:1 ratio:	79 times 1 =	79	
All Other Bylaw Protected Trees at 2:1 ratio:	78 times 2 =	156	
TOTAL:			235
Replacement Trees Proposed			75
Replacement Trees in Deficit			160
Protected Trees Retained in Proposed Open Space/	Riparian Areas		0

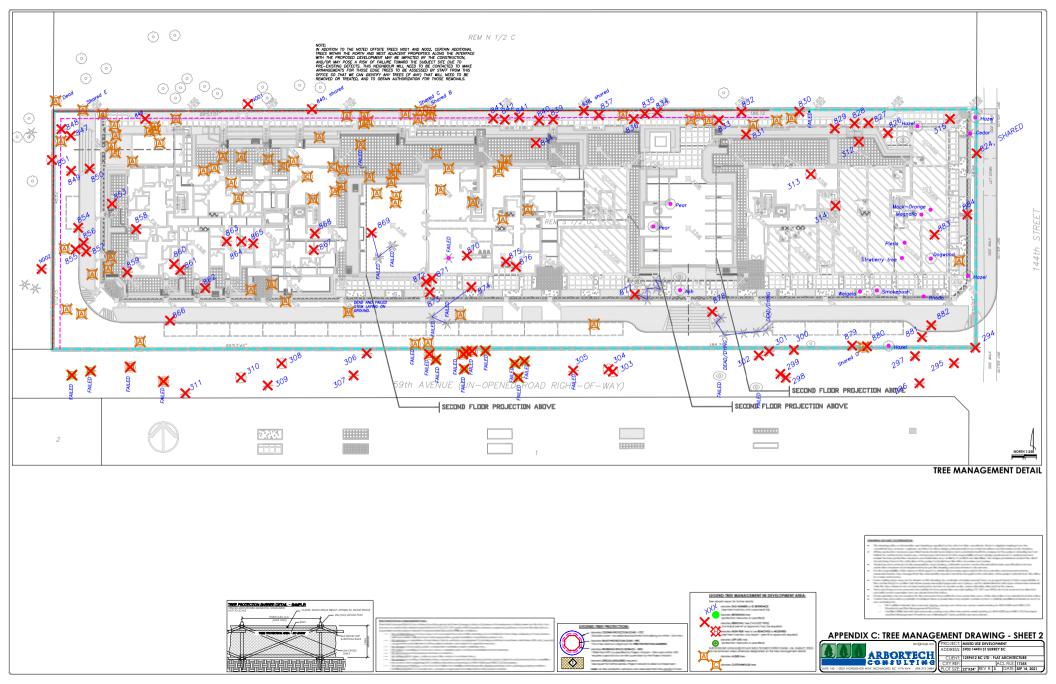
OFF-SITE TREES:			QUANTITY OF TREES
Bylaw Protected Off-Site Trees to be Removed			2
Replacement Trees Required:			
Alder and Cottonwood at 1:1 ratio:	1 times 1 =	1	
All Other Bylaw Protected Trees at 2:1 ratio:	1 times 2 =	2	
TOTAL:			3
Replacement Trees Proposed			0
Replacement Trees in Deficit			3

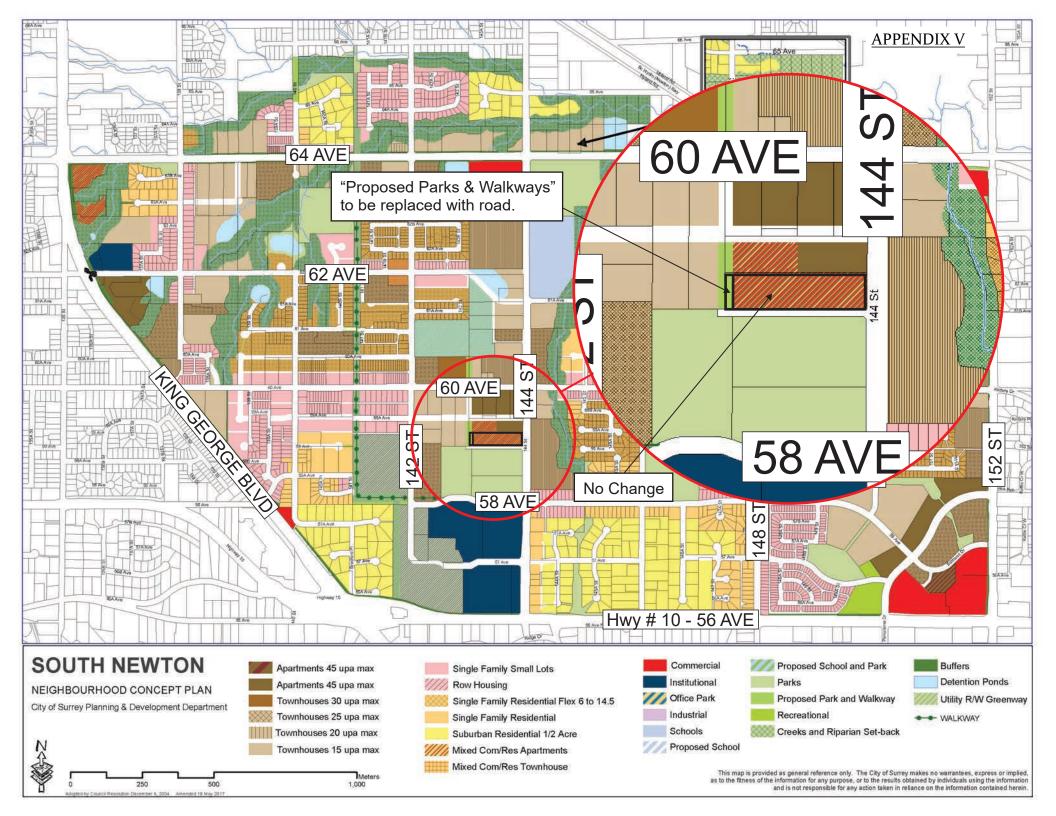
N/A denotes information "Not Available" at this time.

This summary and the referenced documents are prepared and submitted by:

Direct: 604 813 9194

Norman Hol, Consulting Arborist Dated: September 14, 2021 Email: norm@aclgroup.ca





CITY OF SURREY

HOUSING AGREEMENT Mixed-Use

THIS HOUSI	NG AGREEMENT made the day of September, 2021.
BETWEEN:	
	CITY OF SURREY, a municipal corporation having its offices at 13450 – 104 Avenue, Surrey, B.C. V3T 1V8
	(the "City")
	OF THE FIRST PART
AND:	
	1259412 B.C. LTD ., a corporation having its offices at 120-12888 80 th Avenue, Surrey, BC V3W 3A8
	(the "Owner")
	OF THE SECOND PART
WHEREAS.	

The Owner is the legal and beneficial owner of those certain lands and premises located in the City of Surrey, in the Province of British Columbia, legally described as:

Parcel Identifier: 010-206-175

South Half Lot "C" Except: Firstly: the East 7 Feet and Secondly: Parcel Two (Bylaw Plan NWP87473) Section 9 Township 2 New Westminster District Plan 16821

(the "Lands");

Α.

- B. The Owner proposes to use a portion of the Lands for 3 buildings:
 - 1) a four-storey apartment building;
 - 2) a four-storey mixed-use apartment building; and
 - 3) a five-storey mixed-use apartment building;

with approximately 860 square meters of commercial space and approximately 445 square meters of childcare space, 144 Dwelling Units, 53 of the Dwelling Units will be Rental Units and 29 of the Rental Units will be classified as Affordable

- Rental Units with 20% below Market Rental Rates (the "Development") as proposed in Appendix I Site Plan;
- C. The Developer has voluntarily agreed to enter into a housing agreement pursuant to Section 483 of the *Local Government Act*, R.S.B.C. 2015, Chapter 1, as amended, to ensure that the Rental Units are rented in accordance with this Agreement.

NOW THEREFORE in consideration of the premises herein and of the mutual covenants and agreements hereinafter set forth and contained herein and \$1.00 now paid by the City to the Developer (the receipt of which is hereby acknowledged), the parties hereto covenant and agree each with the other as follows:

1. **DEFINED TERMS**

- 1.1 In and for the purpose of this Agreement, in addition to the definitions on the first page of this document, the following terms shall have the following meanings:
 - (a) "Agreement" means this housing agreement and any amendments to or modifications of the same:
 - (b) "Affordable Rental Unit" means 29 Dwelling Units located in Building C, which will be made available for rent at 20% below Market Rental Rates within the Development that are to be used and occupied in accordance with Sections 2.1 and 2.2 of this Agreement;
 - (c) "City" means the City of Surrey and any person authorized by the City of Surrey, including assigns of whole or partial interest in this Agreement or of any of the rights conferred upon the City of Surrey by this Agreement;
 - (d) "City Personnel" means all of the City's elected and appointed officials, officers, employees, agents, nominees, delegates, permittees, contractors, subcontractors, invitees and the Approving Officer;
 - (e) "Claims and Expenses" means all actions, causes of actions, suits, judgments, proceedings, demands, and claims, whether at law or in equity, losses, damages, expenses and costs (including legal fees and disbursements on an indemnity basis) of any kind or nature whatsoever, at law or in equity, for any damages, losses, injuries or death;
 - (f) "Development" means as defined in Recital B;
 - (g) "**Dwelling Unit**" means each of the 144 dwelling units to be constructed within the Development;
 - (h) "Lands" means the parcel of land situated in the City of Surrey, British Columbia and legally described in Recital A, and includes any parcel into which such land is consolidated or further subdivided (including a subdivision pursuant to the Land Title Act and a subdivision pursuant to the Strata Property Act of British Columbia);

- (i) "Market Rental Rate" means the average rental rate per square foot for the Market Rental Units, as determined from time to time by the Owner;
- (j) "Market Rental Unit" means the 24 Rental Units that are rented at Market Rental Rates, as may be determined from time to time by the Owner and which is not an Affordable Rental Unit.
- (k) "Owner" means the company named on the first page of this Agreement and the legal and beneficial owner at any given time and any successors in title of the Lands and, without limitation, if the Lands are subdivided by way of a strata plan under the Strata Property Act of British Columbia, then "Owner" includes the strata corporation thereby created;
- (I) "Rental Units" means the 53 Dwelling Units within Building C as identified on Appendix I, of which 29 are Affordable Rental Units and 24 are Market Rental Units, which must be made available by the Owner to the general public at arms' length for use as residential rental accommodation on a month-to-month or longer basis in accordance with all applicable laws including, without limitation, the *Residential Tenancy Act*, S.B.C. 2002, Chapter 78, as amended, and any regulations pursuant thereto; and
- (m) "**Term**" means 25 years, commencing on the first day of the month after the City issues an occupancy permit for the Development.

2. RESTRICTION ON OCCUPANCY OF DWELLING UNITS

- 2.1 During the Term the Rental Units must be made available for rent in accordance with this Agreement.
- 2.2 Each Affordable Rental Unit shall be rented at a rate that is a minimum of 20% below the average Market Rental Rate."
- 2.3 The City may, from time to time, during the Term request the Owner to provide written proof of compliance with section 2.1 and the Owner agrees to provide, or cause an operator of the Lands to provide, the City with such proof in a form reasonably satisfactory to the City.
- 2.4 Throughout the Term, the Owner shall not sell or transfer the beneficial or registered title or any interest in and to the Rental Units, unless the Owner obtains from the transferee an agreement in writing from the transferee to assume and perform all of the obligations of the Owner arising under this Agreement.
- 2.5 This Agreement shall automatically terminate at the end of the Term and the City shall remove notice of this Agreement from title to the Lands at such time.
- 2.6 The City and the Owner agree that the restrictions on occupancy of the Dwelling Units set out in this Agreement shall not apply to other buildings located on the Lands.

3. LIABILITY

- 3.1 **Indemnity.** The Owner shall indemnify and save harmless the City and City Personnel from all Claims and Expenses which the City and City Personnel may suffer, or incur, or be put to, arising out of or in connection with any breach or default of any covenants or agreements on the part of the Owner contained in this Agreement, or arising out of, or in connection with the Development or arising out of the fact that the Lands are encumbered by and affected by this Agreement.
- 3.2 **Release.** The Owner does hereby remise, release and forever discharge the City and City Personnel from all Claims and Expenses which the Owner may have against the City and City Personnel, which the Owner now has or hereafter may have with respect to or by reasons of or arising out of the fact that the Lands are encumbered by and affected by this Agreement.
- 3.3 **Obligations Continue.** The Owner covenants and agrees that the indemnity and release in Sections 3.1 and 3.2 will remain effective and survive the expiration or termination of this Agreement whether by fulfilment of the covenants contained in this Agreement or otherwise.

4. NOTICE

- 4.1 Any notices or other documents to be given or delivered pursuant to this Agreement will be addressed to the proper party as follows:
 - (a) As to the City:

City of Surrey 13450 – 104 Avenue Surrey, BC V3T 1V8

Attention: General Manager, Planning and Development Department

(b) As to the Owner:

1259412 B.C. LTD. 120 – 12888 80th Avenue Surrey, BC V3W 3A8

Attention: Jaswinder Singh Parmar

or such other address as such party may direct. Any notice or other documents to be given or delivered pursuant to this Agreement will be sufficiently given or delivered if delivered to the particular party as its address set out or determined in accordance with this section and shall be deemed complete two (2) days after the day of delivery.

4.2 It is specifically agreed that for any notice or document to be validly given or delivered pursuant to this Agreement, such notice or document must be delivered

and not mailed.

5. **GENERAL**

- 5.1 **Joint and Several.** Where the Owner consists of more than one person, each such person will be jointly and severally liable to perform the Owner's obligations under this Agreement.
- 5.2 **Assignment by City.** This Agreement or any of the rights conferred by this Agreement upon the City may be assigned in whole or in part by the City with the prior written consent of the Owner.
- 5.3 **City's Other Rights Unaffected.** Nothing contained or implied herein will derogate from the obligations of the Owner under any other agreement with the City or, if the City so elects, prejudice or affect the City's rights, powers, duties or obligations in the exercise of its functions pursuant to the *Local Government Act* and the *Community Charter*, as amended from time to time and the rights, powers, duties and obligations of the City under all public and private statutes, by-laws, orders and regulations, which may be, if the City so elects, as fully and effectively exercised in relation to the Lands as if this Agreement had not been executed and delivered by the Owner and the City.
- Agreement for Benefit of City. The Owner and the City hereby acknowledge, agree and declare that this Agreement is entered into for the sole purpose of benefitting the City and, in particular, acknowledge, agree and declare that this Agreement is not designed to protect or promote the interests of the Owner or any mortgagee of the Owner, or any future owner or occupier of the Lands and any improvements on the Lands or any other person and the City may, at its sole option, execute a release of this Agreement at any time without liability to any person for so doing.
- 5.5 **No Waiver.** The Owner acknowledges and agrees that no failure on the part of the City to exercise and no delay in exercising any right under this Agreement will operate as a waiver thereof, nor will any single or partial exercise by the City of any right under this Agreement preclude any other or future exercise thereof of the exercise of any other right.
- 5.6 **City Not Required to Prosecute.** The Owner agrees that the City is not required or is under no obligation in law or equity to prosecute or enforce this Agreement in any way whatsoever.
- 5.7 **Remedies.** The remedies provided for in this Agreement will be cumulative and not exclusive of any other remedies provided by law or in equity. In addition to any remedies which are available under this Agreement or at law, the City will be entitled to all equitable remedies, including, without limitation, specific performance, injunction and declaratory relief, or any combination thereof, to enforce its rights under this Agreement. The Owner acknowledges that specific performance, injunctive relief (mandatory or otherwise) or other equitable relief may be the only adequate remedy for a default by the Owner under this Agreement.

- 5.8 **Severability.** All the obligations and covenants in this Agreement are severable, so that if any one or more of the obligations or covenants are declared by a court of competent jurisdiction to be void and unenforceable, the balance of the obligations and covenants will remain and be binding.
- 5.9 **City Court Costs.** In an action to enforce this Agreement in respect of which the court determines that the position of the City will prevail, the City will be entitled to court costs on at the discretion of the Court on a solicitor-client basis.
- 5.10 **Subdivision/Consolidation.** If the Lands are subdivided or consolidated at any time hereafter either under the provisions of the *Land Title Act* or under the *Strata Property Act*, then upon the deposit of a plan of subdivision, strata plan, consolidation plan or similar plan or application as the case may be the rights, benefits, burdens, obligations, and covenants contained in this Agreement will continue to charge each of the new parcels, lots, or other subdivided or consolidated parcels and areas so created.
- 5.11 **Subdivision by Strata Plan.** If the Lands, or any portion thereof, are subdivided by a strata plan, this Agreement will charge title to the strata lots and the common property comprising such strata plan and:
 - (a) this Agreement will be registered against each individual strata lot and noted on the common property sheet;
 - (b) the strata corporation or the strata corporations created will perform and observe the Owner's covenants in this Agreement, solely at the expense of the strata lot owners: and
 - (c) the liability of each strata lot owner for the performance and observance of the Owner's covenants herein will be in proportion to the unit entitlement of his, her or its strata lot as established by the strata plan.
- 5.12 **Personal Representatives and Successors**. This Agreement shall enure to the benefit of and be binding upon the parties hereto and their personal representatives, respective heirs, executors, administrators, successors, and assigns.
- 5.13 **Governing Law.** This Agreement will be governed by and construed in accordance with the laws of the Province of British Columbia and the laws of Canada applicable in British Columbia.
- 5.14 **Priority.** The Owner shall at the sole expense of the Owner, do or cause to be done all acts reasonably necessary to grant priority to this Agreement over all charges and encumbrances which may have been registered against the title to the Lands at the Land Title Office save and except those specifically approved in writing by the City.
- 5.15 **Further Assurances.** The Owner shall do, or cause to be done, all things and execute or cause to be executed all documents and give such further and other assurances which may be reasonably necessary to give proper effect to the intent

of this Agreement.

5.16 **Counterparts.** This Agreement may be executed in any number of counterparts and delivered via facsimile or e-mail, each of which will be deemed to be an original and all of which taken together will be deemed to constitute one and the same instrument, provided that any party delivering this Agreement via facsimile or e-mail will deliver to the other party any originally executed copy of this Agreement forthwith upon request by the other party.

5.17 **Entire Agreement.** This Agreement represents the entire agreement between the City and the Owner regarding the matters set out in this Agreement and supersedes all prior agreements, letters of intent or understandings about these

matters.

IN WITNESS WHEREOF the City of Surrey and the Owner have executed this Agreement under seal of their duly authorized officers as of the references of this Agreement.

CITY OF SURREY

Ву:	Authorized Signatory
	Doug McCallum, Mayor City of Surrey
Ву:	Authorized Signatory
	Jennifer Ficocelli, City Clerk City of Surrey

1259412 B.C. LTD.

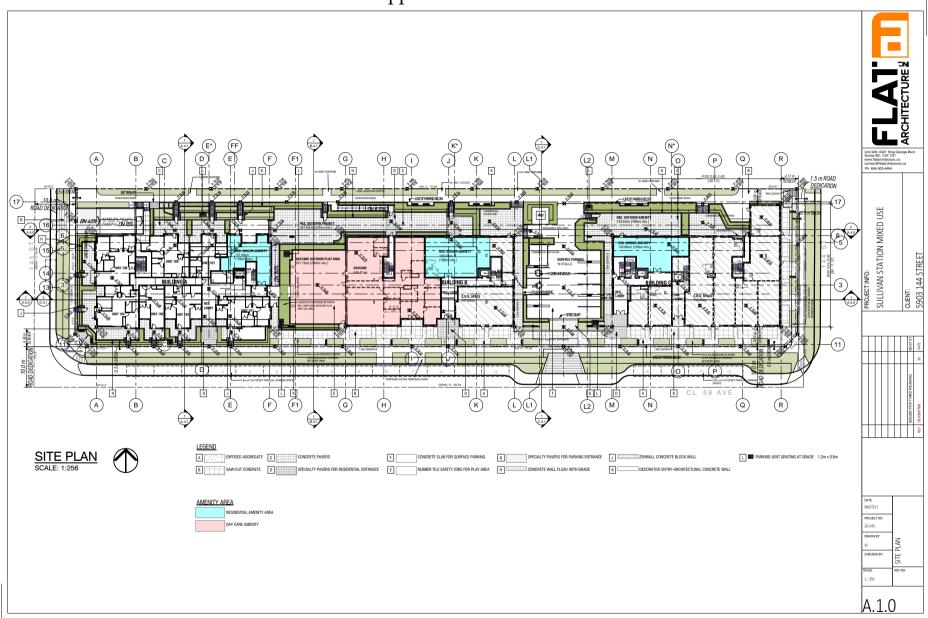
By:

Name: Jaswinder Singh Farmar

Title: President

Authorized Signatory

Appendix I - Site Plan



CITY OF SURREY

BYLAW NO. 19993

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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 <u>Local Government Act</u>, 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" of "Surrey Zoning By-law, 1993, No. 12000", as amended as follows:

FROM: ONE ACRE RESIDENTIAL (RA)

TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: 010-206-175 South Half Lot C Except: Firstly: The East 7 Feet; and Secondly: Parcel Two (Bylaw Plan NWP87473) Section 9 Township 2 New Westminster District Plan 1682

(5903 - 144 Street)

(hereinafter referred to as the "Lands")

2. The following regulations shall apply to the *Lands*:

A. Intent

This Comprehensive Development Zone is intended to accommodate and regulate the development of *multiple unit residential buildings and ground-oriented multiple unit residential buildings*, and related *amenity spaces*, and neighbourhood commercial uses, which are to be developed in accordance with a *comprehensive design*.

B. Permitted Uses

The *Lands* and *structures* shall be used for the following uses only, or for a combination of such uses:

- 1. Multiple Unit Residential Buildings and Ground-Oriented Multiple Unit Residential Buildings.
- 2. The following uses are permitted, provided that they are restricted to the ground floor of a *multiple unit residential* building and that the maximum gross floor

area of each individual business does not exceed 370 square metres [4,000 sq. ft.]:

- (a) Retail stores excluding adult entertainment stores, auction houses, second-hand stores and pawnshops;
- (b) *Personal service uses*, limited to barbershops, beauty parlours, cleaning and repair of clothing and shoe repair shops;
- (c) Office uses excluding social escort services and methadone clinics;
- (d) *General service uses* excluding funeral parlours, *drive-through banks* and *vehicle rentals*;
- (e) *Indoor recreational facilities*, excluding a gymnasium;
- (f) Community service;
- (g) Eating establishments excluding drive-through restaurants, provided that the maximum gross floor area of the business does not exceed 150 square metres (1,615 sq. ft.);
- (h) *Child care centres*, restricted to a maximum *gross floor area* of 445 square metres (4,790 sq. ft.); and
- (i) *Small-scale drug store* provided:
 - i. The *small-scale drug store* does not exceed a total gross floor area of 370 square metres;
 - ii. The *small-scale drug store* is an *accessory use* only to offices of medical doctors;
 - iii. There is not more than one *small-scale drug store* on the *lot*; and
 - iv. The *small-scale drug store* is contained in the same principal building as the medical doctors' offices.

C. Lot Area

Not applicable to this Zone.

D. Density

- 1. The maximum *density* shall not exceed a floor area ratio of 0.1 or a building area of 300 square metres (3,230 square feet), whichever is smaller.
- 2. The maximum *density* may be increased to a floor area ratio of 1.501.74 if amenities are provided in accordance with Schedule G of "Surrey Zoning Bylaw, 1993, No. 12000", as amended.

- 3. Notwithstanding the definition of *floor area ratio*, for an air space subdivision, the air space parcels and the remainder lot of the air space subdivision shall be considered as one lot for the purpose of application of Section D of this Zone, and further provided that the floor area ratio calculated from the cumulative floor areas of the buildings within all of the air space parcels and the remainder lot of the air space subdivision shall not exceed the maximum specified in Subsection D.2(a) of this Zone.
- 4. The indoor *amenity space* required in Sub-section J.1(b) is excluded from the calculation of *floor area ratio*.

E. Lot Coverage

- 1. The *lot coverage* shall not exceed 45%.48%.
- 2. Notwithstanding the definition of *lot coverage*, for an air space subdivision, the air space parcels and the remainder *lot* of the air space subdivision shall be considered as one *lot* for the purpose of application of Section E of this Zone, and further provided that the *lot coverage* within all of the air space parcels and the remainder *lot* of the air space subdivision shall not exceed the maximum specified in Section E.1 of this Zone.

F. Yards and Setbacks

1. Buildings and structures shall be sited in accordance with the following minimum setbacks:

Setback Use	Front Yard	Rear Yard	Side Yard	Side Yard on Flanking Street
Principal Buildings Accessory Buildings and Structures	4.0 m [13 ft.]	4.6 m [15 ft.]	3.7 m [12 ft.]	4.3 m [14 ft.]

Measurements to be determined as per Part 1 Definitions of "Surrey Zoning By-law, 1993, No. 12000", as amended.

- 3. Notwithstanding Section F.1 of this Zone, the minimum *setbacks* of *principal buildings* and *accessory buildings* and *structures* for interior *lot lines* for *lots* created by an air space subdivision may be 0.0 metre [o ft.].
- 4. Not withstanding Sub-section A.3(d) of Part 5 Off-Street Parking and Loading/Unloading of "Surrey Zoning By-law, 1993, No. 12000", as amended, *underground parking* may be located up to 0 metres [o ft.] from any lot line.

G. Height of Buildings

Measurements to be determined as per Part 1 Definitions of "Surrey Zoning Bylaw, 1993, No. 12000", as amended.

- + <u>Principal buildings</u>: The building height shall not exceed +4.6 189 metres [48ft.].
- 2. <u>Accessory buildings and structures</u>: The building height shall not exceed 4.5 metres [15 ft.].

H. Off-Street Parking

- 1. Resident and visitor *parking spaces* shall be provided in accordance with Part 5 Off-Street Parking and Loading/Unloading of "Surrey Zoning By-law, 1993, No. 12000", as amended.
- 2. All required resident *parking spaces* shall be provided as *underground parking* or as *parking within building envelope*.

I. Landscaping

- 1. All developed portions of the *lot* not covered by *buildings*, *structures* or paved areas shall be landscaped including the retention of mature trees. This *landscaping* shall be maintained.
- 2. Along the developed sides of the *lot* which abut a *highway*, a continuous *landscaping* strip of not less than 1.5 metres [5 ft.] in width shall be provided within the *lot*.
- 3. The boulevard areas of *highways* abutting a *lot* shall be seeded or sodded with grass on the side of the *highway* abutting the *lot*, except at *driveways*.
- 4. Loading areas, garbage containers and *passive recycling containers* shall be located within the principle building for residential use and screened to a height of at least 2.5 metres [8 ft.] by *buildings*, a *landscaping* screen, a solid decorative fence, or a combination thereof for the commercial use.

J. Special Regulations

- 1. *Amenity space* shall be provided on the *lot* as follows:
 - (a) Outdoor *amenity space*, in the amount of 3.0 square metres [32 sq. ft.] per *dwelling unit* and shall not be located within the required *setbacks*; and
 - (b) Indoor *amenity space*, in the amount of 3.0 square metres [32 sq. ft.] per *dwelling unit*.

- 2. *Child care centres* shall be located on the *lot* such that these centres:
 - (a) Are accessed from a *highway*, independent from the access to the residential uses permitted in Section B of this Zone; and
 - (b) Have direct access to an *open space* and play area within the *lot*.
- 3. Balconies are required for all dwelling units which are not ground-oriented and shall be a minimum of 5% of the dwelling unit size or 4.6 square metres [50 sq.ft.] per dwelling unit, whichever is greater.
- 4. The outdoor storage or display of goods, materials, supplies is specifically prohibited, notwithstanding any other provision in this Part.

K. Subdivision

Lots created through subdivision in this Zone shall conform to the following minimum standards:

Lot Size	Lot Width	Lot Depth
2,000 sq.m.	30 metres	30 metres
[0.5 acre]	[100 ft.]	[100 ft.]

Dimensions shall be measured in accordance with Section E.21 of Part 4 General Provisions of "Surrey Zoning By-law, 1993, No. 12000", as amended.

2. Air space parcels and the remainder *lot* created through an air space subdivision in this Zone are not subject to Section K.1.

L. Other Regulations

In addition to all statutes, bylaws, orders, regulations or agreements, the following are applicable, however, in the event that there is a conflict with the provisions in this Comprehensive Development Zone and other provisions in "Surrey Zoning By-law, 1993, No. 12000", as amended, the provisions in this Comprehensive Development Zone shall take precedence:

- 1. Definitions are as set out in Part 1 Definitions of "Surrey Zoning By-law, 1993, No. 12000", as amended.
- 2. Prior to any use, the *Lands* must be serviced as set out in Part 2 Uses Limited, of Surrey Zoning By-law, 1993, No. 12000, as amended and in accordance with the servicing requirements for the RM-70 Zone as set forth in the "Surrey Subdivision and Development By-law, 1986, No. 8830", as amended.
- 3. General provisions are as set out in Part 4 General Provisions of "Surrey Zoning By-law, 1993, No. 12000", asamended.
- 4. Additional off-street parking requirements are as set out in Part 5 Off-Street Parking and Loading/Unloading of "Surrey Zoning By-law, 1993, No. 12000", as amended.
- 5. Sign regulations are as set out in "Surrey Sign By-law, 1999, No. 13656", as amended.
- 6. Special *building setbacks* are as set out in Part 7 Special Building Setbacks, of "Surrey Zoning By-law, 1993, No. 12000", asamended.
- 7. Building permits shall be subject to the "Surrey Building Bylaw, 2012, No. 17850", as amended.
- 8. Building permits shall be subject to "Surrey Development Cost Charge Bylaw, 20182021, No. 1947820291", as may be amended or replaced from time to time, and the development cost charges shall be based on the RM-70 for the residential portion and C-5 Zone for the commercial portion.
- 9. Tree regulations are set out in "Surrey Tree Protection Bylaw, 2006, No. 16100", as amended.
- 10. Development permits may be required in accordance with the "Surrey *Official Community Plan* By-law, 2013, No. 18020", as amended.
- 11. Provincial licensing of *child care centres* is regulated by the <u>Community Care</u> and <u>Assisted Living Act</u> S.B.C. 2002, c. 75, as amended, and the Regulations

		pursuant thereto including without	limitation B.C. Reg 319/89/213.	
	12.	Provincial licensing of <i>neighbourhood</i> Control and Licensing Act, R.S.B.C.		
3.	-	shall be cited for all purposes as "Su nt Bylaw, 2019, No. 19993"	arrey Zoning Bylaw, 1993, No. 12000,	
PASSE	D FIRST RE	ADING on the 18th day of Novembe	er, 2019.	
PASSE	D SECOND	READING on the 18th day of Noven	nber, 2019.	
PUBLIC	C HEARING	G HELD thereon on the 2nd day of D	ecember, 2019.	
PASSE	D THIRD R	EADING on the 2nd day of Decembe	er, 2019.	
		OVAL FROM THE MINISTRY OF TR E on the 10th day of December, 2019		
	NSIDERED ate Seal on	e e e e e e e e e e e e e e e e e e e	y the Mayor and Clerk, and sealed with 20 .	h the
			MA	YOR

CLERK

3.

CITY OF SURREY

(the "City")

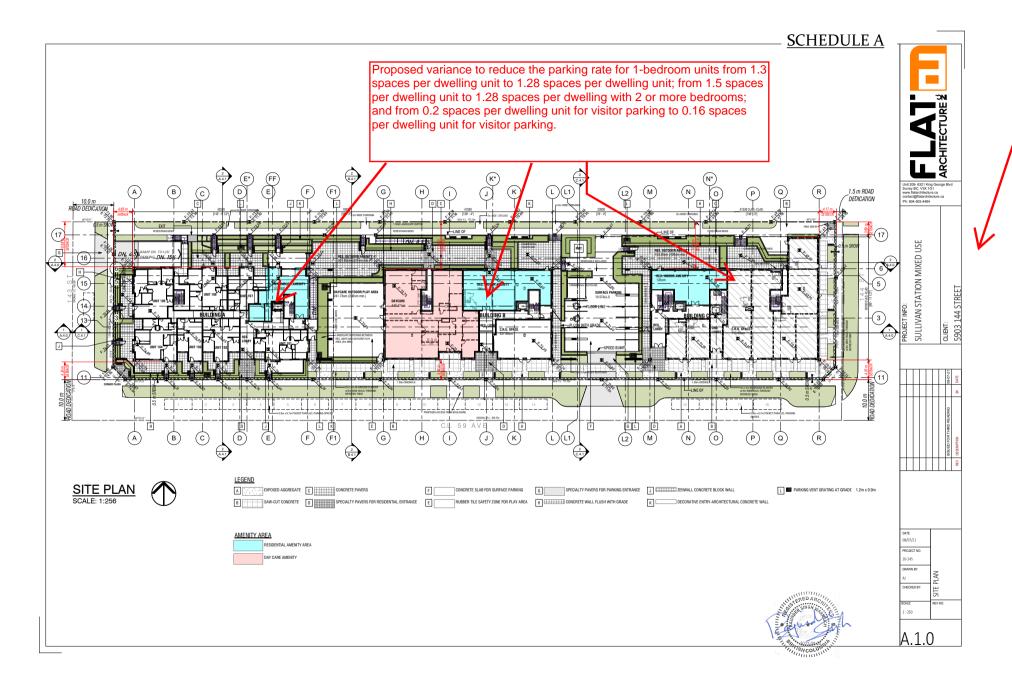
DEVELOPMENT VARIANCE PERMIT

		NO.: 7918-0235-00		
Issued	То:			
		(the "Owner")		
Addre	ss of Ov	vner:		
1.	statute	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.	withou	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: 010-206-175 Half Lot "C" Except: Firstly: The East 7 Feet; and Secondly; Parcel Two (Bylaw Plan 87473) Section 9 Township 2 New Westminster District Plan 16821		
		5903 - 144 Street		
		(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)	Multiple Unit Residential Dwelling in Table C.1 "Number of Off-Street Parking Spaces" of Part 5 "Off-Street Parking and Loading/Unloading" is varied by reducing the parking rate for 1-bedroom units from 1.3 spaces per dwelling unit to 1.28 spaces per dwelling unit; from 1.5 spaces per dwelling unit to 1.28 spaces per dwelling unit with 2 or more bedrooms; and from 0.2 spaces per dwelling unit for visitor parking to 0.16 spaces per dwelling unit for visitor parking.
5.		nd shall be developed strictly in accordance with the terms and conditions and ons of this development variance permit.
6.	constru	evelopment variance permit shall lapse if the Owner does not substantially start any action with respect to which this development variance permit is issued, within two rs after the date this development variance permit is issued.
7.		rms of this development variance permit or any amendment to it, are binding on all s who acquire an interest in the Land.
8.	This de	evelopment variance permit is not a building permit.
	ORIZIN D THIS	G RESOLUTION PASSED BY THE COUNCIL, THE DAY OF , 20 . DAY OF , 20 .
		Mayor – Doug McCallum

City Clerk – Jennifer Ficocelli



APPENDIX IX

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7918-0235-00

Planning Report Date: November 18, 2019

PROPOSAL:

- NCP Amendment for changes to the local road network.
- Rezoning from RA to CD (based on RM-70 and C-5)
- Development Permit

to permit the development of two 4-storey mixed-use buildings and one 4-storey apartment building consisting of 115 residential units, and 1,359 square metres (14,628 sq.ft.) of ground-floor commercial space.

LOCATION: 5903 - 144 Street

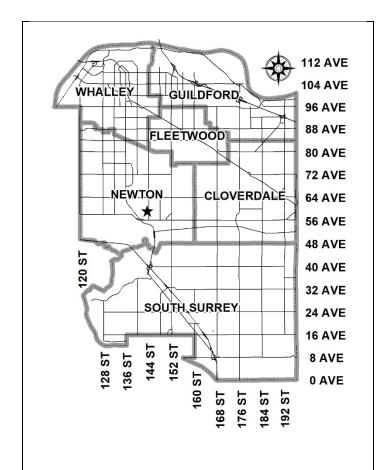
ZONING: RA

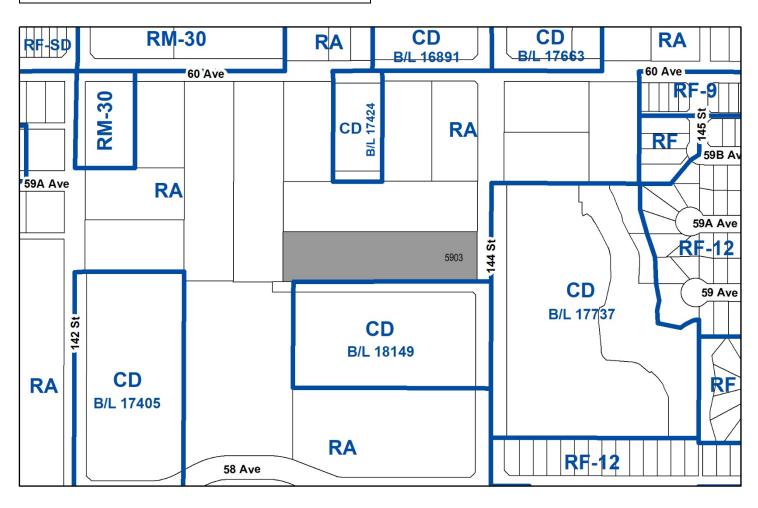
OCP DESIGNATION: Multiple Residential

NCP DESIGNATION: Mixed-Commercial Residential

(Apartments) and Proposed Parks &

Walkways





RECOMMENDATION SUMMARY

- By-law Introduction and set date for Public Hearing for Rezoning; and
- Approval to draft Development Permit for Form and Character.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• The applicant is proposing an amendment to the South Newton Neighbourhood Concept Plan (NCP) to amend the local road network in the NCP.

RATIONALE OF RECOMMENDATION

- The proposal complies with the site's Multiple Residential designation in the Official Community Plan (OCP) designation and the sites "Mixed Use Commercial-Residential (Apartment)" designation in the South Newton NCP.
- The proposal is consistent with the intent of the South Newton NCP, which envisioned five mixed-use (residential/commercial) nodes to serve pockets of this neighbourhood with local services and a variety of housing options, with this location being one of the nodes.
- The proposal provides a significant public benefit with the delivery of a public road (143 Street) that connects 59A Avenue to 59 Avenue. Currently, the NCP shows this road to the north between 60 Avenue and 59A Avenue, however, this is shown as Proposed Parks and Walkways on the adjacent site. The proposed amendment is intended to improve the local road network by improving the street connectivity.
- The two mixed-use buildings and the associated commercial uses will provide amenity for local residents and for users of the adjacent park space and tennis facility.
- The building design, orientation, and material selection are of high quality and complementary to the other existing and approved buildings in the surrounding area.
- The proposed street-fronting setbacks achieve a more urban, pedestrian-oriented streetscape that will enhance the public realm. The reduced setbacks are consistent with existing or recently approved applications in South Newton.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. A By-law be introduced to rezone the subject site from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" and a date be set for Public Hearing.
- 2. Council authorize staff to draft Development Permit No. 7918-0235-00 generally in accordance with the attached drawings (Appendix II).
- 3. 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 road dedication plan to the satisfaction of the Approving Officer;
 - (c) approval from the Ministry of Transportation & Infrastructure;
 - (d) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
 - (e) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
 - (f) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
 - (g) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
 - (h) submission of an acoustical report for the units adjacent to 144 Street and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures;
 - (i) registration of a Section 219 Restrictive Covenant to adequately address the City's needs with respect to public art, to the satisfaction of the General Manager Parks, Recreation and Culture; and
 - (j) registration of a Section 219 Restrictive Covenant to 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.
- 4. Council pass a resolution to amend South Newton Neighbourhood Concept Plan to amend the local road network when the project is considered for final adoption.

REFERRALS

Engineering: The Engineering Department has no objection to the project

subject to the completion of Engineering servicing requirements as

outlined in Appendix III.

School District: **Projected number of students from this development:**

6 Elementary students at Goldstone Park Elementary School 6 Secondary students at Sullivan Heights Secondary School

(Appendix IV)

The applicant has advised that the dwelling units in this project are expected to be constructed and ready for occupancy by July 2022.

Parks, Recreation &

Culture:

No concerns.

Surrey Fire Department: No concerns.

Ministry of Transportation

and Infrastructure:

Conditional approval granted.

SITE CHARACTERISTICS

Existing Land Use: Residential acreage lot with an existing house that is to be

demolished.

Adjacent Area:

Direction	Existing Use	NCP Designation	Existing Zone
North:	Single Family Residential	Apartments (45 upa	RA
	(Currently being reviewed	max), Mixed	
	under Development	Commercial-Residential	
	Application No. 7918-0081-00	(Apartments), and	
	to allow for a 4 storey mixed-	Proposed Parks &	
	use commercial / residential	Walkways	
	building which is pre-		
	Council)		

Direction	Existing Use	NCP Designation	Existing Zone
East (Across 144 Street):	Multiple Family Residential	Townhouses (20 upa max)	CD (Bylaw No. 17737)
South:	City owned park with private tennis facilities	Existing & Future Parks	CD (Bylaw No. 18149)
West:	Single Family Residential (Development Application No. 7917-0069-00 to permit 39 townhouses received Third Reading on April 15, 2019).	Townhouses (15 upa max), Proposed Parks and Walkways	RA

JUSTIFICATION FOR PLAN AMENDMENT

- The application proposes an amendment to the South Newton Neighourhood Concept Plan (NCP) to amend the local road network by replacing the portion of the site designated as "Proposed Parks and Walkways" with a new north-south road (143 Street, connecting 59A Avenue with 59 Avenue.)
- The Engineering Department Transportation Division requested the amendment to the local road network as part of Development Application No. 7917-0069-00 (west of the subject site) by extending 143 Street through to the south property line, in place of the "Proposed Parks and Walkways" strip shown in the NCP. 143 Street will be constructed to a local standard with sidewalks and street trees, which will meet the intent of the walkway by providing a desirable connection. The proposed amendment is intended to improve the local road network by improving street connectivity.

DEVELOPMENT CONSIDERATIONS

Background & Context

- The 2.27 acres (0.92 hectares) subject site is located on the west side of 144 Street, south of 60 Avenue in South Newton.
- The site is designated Multiple Residential in the Official Community Plan (OCP), designated "Mixed-Use Commercial / Residential (Apartments)" and "Proposed Parks and walkways" in the South Newton NCP, and is zoned "One-Acre Residential Zone (RA)".

Current Proposal

• The applicant is proposing an NCP amendment for changes to the local road network and to rezone the site from "One-Acre Residential Zone (RA)" to "Comprehensive Development (CD)" and a Form and Character Development Permit to facilitate the development of two four-storey mixed-use buildings (Buildings B and C), and one four-storey apartment building (Building A).

• The proposed development consists of 115 residential dwelling units and 1,359 square metres (14,628 sq.ft.) of ground floor commercial space, which includes approximately 12 commercial/retail units and a 445 square metre (4,790 sq.ft.) daycare facility.

- The proposed net density for the development is 1.50 Floor Area Ratio (FAR), which complies with the maximum FAR permitted for Multiple Residential designated sites in the OCP.
- The proposed use, density, and building massing area appropriate for this part of South Newton and are consistent with the form of development that has been constructed or which are proposed on the lands on the southwest corner of the 60 Avenue and 144 Street intersection.

Proposed CD Zone (Appendix VIII)

- The applicant is proposing a "Comprehensive Development Zone (CD)" to accommodate two proposed mixed-use buildings and one four-storey apartment building on the subject site. The proposed CD By-law is based on the "Neighbourhood Commercial Zone (C-5)" and the "Multiple Residential 70 Zone (RM-70)" with changes to the maximum FAR, lot coverage, setbacks, building height and permitted uses.
- A comparison of the density, lot coverage, setbacks, building height and permitted uses in the C-5 and RM-70 Zones, and the proposed CD By-law is illustrated in the following table:

	C-5	RM-70	CD Zone
Net FAR	0.50	1.50	1.50
Lot	50%	33%	45%
Coverage			
Setbacks	7.5 metres (25 ft) to	o all lot lines	North: 3.7 metres (12 ft.)
(principle			East: 4.0 metres (13 ft.)
buildings)			South: 4.3 metres (14 ft.)
			West: 4.6 metres (15 ft.)
Principal	9.0 metres (30	50 metres (164	14.6 metres (48 ft.)
Building	ft.)	ft.)	
Height			
Permitted	Neighbourhood	Multiple unit	Multiple unit residential buildings,
Uses	scale commercial	residential	ground-oriented multiple unit
	uses (list in	buildings,	residential buildings, and all uses
	details in Section	ground-	permitted under Section B.1 of the C-5
	B.1 and B.2 of the	oriented	Zone with the exception of
	C-5 Zone)	multiple unit	Neighbourhood Pub and Gymnasium.
		residential	The CD By-law will also restrict eating
		buildings and	establishment to a maximum floor area
		childcare	of 150 square metres (1,615 sq.ft.), and
		centres.	the childcare facility to a maximum
			floor area of 445 square metres (4,790
			sq.ft.)

• The proposed CD By-law reduces the building setbacks along all lot lines. The proposed setbacks for the mixed-use buildings encourages a more urban streetscape consistent with other similar developments in the City.

• The RM-70 Zone has a maximum lot coverage of 33% which is appropriate for taller built forms with smaller building footprints. The 45% lot coverage that is proposed is appropriate for a 4-storey building.

- The proposed height of 14.6 metres (48 ft.) is less than the maximum building height of 50 metres (164 ft.) of the RM-70 Zone.
- The proposed CD By-law will permit all uses under Section B.1 of the C-5 Zone, with the exception of Neighbourhood Pub and Gymnasium. The CD By-law will also restrict eating establishment to a maximum floor area of 150 square metres (1,615 sq.ft.), and a childcare facility to a maximum floor area of 445 square metres (4,790 sq.ft.) in order to ensure that the parking requirements in the Zoning By-law can be met.

PRE-NOTIFICATION

• Pre-notification letters were sent out on August 18, 2019, and the Development Proposal Signs were installed on March 13, 2019. Staff received one response from a neighbouring resident as noted below, with the staff comments provided in italics:

The resident commented that the density should not be supported since it will result in a low-quality development which will not fit the character of the neighbourhood.

(The proposed building has been reviewed by the City Architect in conjunction with the Official Community Plan Development Permit Guidelines for Form and Character, the urban design guidelines within the South Newton Neighbourhood Concept Plan, and has been reviewed by the Advisory Design Panel. The applicants have addressed staff comments and ADP comments adequately).

The area resident also expressed concern about the impacts related to school capacity.

(The proposed development has projected 6 elementary school students and 6 secondary school students. On the 2020/2021 5-year Capital Plan, the School District is requesting a new 655 capacity elementary school to address the overcrowding in the South Newton area. Furthermore, the Ministry of Education has approved funding for design and construction of a 700-capacity addition at Sullivan Heights which is targeted to open September 2021.)

Public Art Policy

• The applicant will be required to provide Public Art in accordance with the City's Public Art Policy requirements. To facilitate this the applicant will be required to register a Restrictive Covenant on the title of the property requiring this requirement to be resolved prior to a Building Permit being issued on the property.

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 per 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 project.

• As a condition of Final Adoption of the Rezoning By-law, the applicant will be required to provide a \$115,000 contribution to the Affordable Housing Reserve Fund.

DESIGN PROPOSAL AND REVIEW

- The proposed development consists of two 4-storey mixed-use buildings (Building B and C) and one 4-storey apartment building (Building A) comprised of 115 residential dwelling units and 1,359 square metres (14,628 sq.ft.) of ground floor commercial space, which includes a 445 square metre (4,790 sq.ft.) daycare facility.
- The buildings are organized on the site to make pedestrian access safe and interesting while accommodating convenient parking for the proposed retail units within Buildings B and C.
- The frontages of the mixed-use buildings will consist of approximately 12 ground floor commercial retail units (CRU) oriented towards 144 Street and the future 59 Avenue. The CRUs are anticipated to range in size from 46 square metres (495 sq.ft.) to 143 square metres (1,539 sq.ft.). The units can be combined to create larger commercial/retail units at the time of a tenant improvement/building permit application.
- The proposed residential dwelling units range from 44 square metres (474 sq.ft.) to 102 square metres (1,098 sq.ft.), and are comprised of forty-six 1-bedroom, nine 1-bedroom plus den, forty-six 2 bedroom and twelve 2-bedroom plus den and two 3-bedroom units.
- The buildings have a simple form with a variety of window arrangement and material pattern to create interest. Its expression is consistent with other existing and approved development applications in South Newton.
- The building materials includes fibre-cement hardie panels (in flat, ivory white, light grey and charcoal colours), aluminum panels (in eggshell white), and accent brick (in grey, brown and charcoal colours). The commercial retail unit fronts are mostly store-front glazing, accent with opaque brickwork and highlight columns and/or walls between the glazing.

Vehicle Access & Parking

- Vehicle access is provided from the future 143 Street west of Building A and from the future 59 Avenue along the south property line between Building B and C.
- The majority of the required parking spaces for the buildings are located within the proposed self-contained, underground parking garage, which is accessed via the parking ramp on future 143 Street. An additional 10 commercial parking spaces are provided at grade between Building B and C.

• The Zoning By-law requires a total of 185 residential parking spaces (162 residents, 23 visitors), and 74 commercial parking spaces in the proposed mixed-use buildings, respectively. The applicant proposes a total of 190 residential parking spaces (167 residential parking spaces, 23 visitor spaces) and 74 commercial parking spaces, respectively, exceeding the Zoning By-law requirement.

• In addition, the development will provide a total of 158 bicycle parking spaces, including 140 secure residential bicycle parking spaces and 18 visitor bicycle parking spaces. This meets the minimum required in the Zoning By-law.

Amenity Space

- Based upon the standard Zoning By-law requirement of 3.0 metres (32 sq.ft.) per dwelling unit for indoor and outdoor amenity space, the proposed development requires 345 square metres (3,714 sq.ft.) of indoor and outdoor amenity space.
- The proposed 385 square metres (4,144 sq.ft.) of indoor amenity exceeds the requirements of the Zoning By-law. The indoor amenity spaces, which will serve the residents of the mixed-use buildings, are located on the main floor of Buildings A, B and C. The indoor amenity space consists of a kitchen and recreation rooms which can be programmed in a variety of ways to meet the needs of the residents.
- The proposed 447 square metres (4,811 sq.ft.) of outdoor amenity exceeds the requirement of the Zoning By-law. The outdoor amenity spaces are located adjacent to the indoor amenity rooms, and include outdoor seating areas, a ping-pong table and a children's play area.

Landscaping

- The landscape plan proposes a total of 117 trees to be planted throughout the subject site including coniferous and deciduous trees.
- A significant number of shrubs and ground cover species are proposed throughout the subject site.
- A corner plaza is located at the future intersection of 59 Avenue and 143 Street and provides benches for seating and in-ground planters. The character of the plaza will comply with the public realm guidelines for South Newton.
- The applicant is proposing a 1.5 metre (5 ft.) wide landscape buffer along the entire length of the north property line, which will consist of a pedestrian mews comprised of a 1.5 metre wide walkway located on the property line. The adjacent development application to the north (Development Application No. 7918-0081-00 which is currently pre-Council) will coordinate with the subject development and provide an additional 1.5 metre (5 ft.) wide landscape buffer along the entire length of their south property line. Once both applications are complete, a combined 4.5 metre pedestrian mews and landscape buffer will be provided between both sites.

TREES

 Norman Hol, ISA Certified Arborist of Arbortech Consulting prepared an Arborist Assessment for the subject property. The table below provides a summary of the tree retention and removal by tree species:

Table 1: Summary of Tree Preservation by Tree Species:

Tree Species	Exis	ting	Remove	Retain		
Alder and Cottonwood Trees						
Alder	7	5	75	0		
Cottonwood	4	-	4	0		
	Decidu o Alder and		s wood Trees)			
Biglead Maple	6	<u>,</u>	6	0		
European Birch]	-	1	0		
Bitter Cherry	1	-	1	0		
Cherry	2	2	2	0		
Zelkova 1		-	1	0		
	Conifero	ous Trees				
Douglas Fir	7	,	7	0		
Western Red Cedar	7'	7	77	0		
Total (excluding Alder and Cottonwood Trees)		5	95	o		
Total Replacement Trees Property (excluding Boulevard Street Trees		117				
Total Retained and Replacement Trees		117				
Contribution to the Green City		\$47,200				

- The Arborist Assessment states that there is a total of 95 protected trees on the site, excluding Alder and Cottonwood trees. 79 existing trees, approximately 45% of the total trees on the site, are Alder and Cottonwood trees. It was determined that none of the existing trees can be retained as part of this development proposal. The proposed tree retention was assessed taking into consideration the location of services, building footprints, underground parking, road dedication and proposed lot grading.
- For those trees that cannot be retained, the applicant will be required to plant trees on a 1 to 1 replacement ratio for Alder and Cottonwood trees, and a 2 to 1 replacement ratio for all other trees. This will require a total of 269 replacement trees on the site. Since only 117 replacement trees can be accommodated on the site, the deficit of 152 replacement trees will require a cashin-lieu payment of \$60,800, representing \$400 per tree, to the Green City Fund, in accordance with the City's Tree Protection By-law.

• The new trees on the site will consist of a variety of trees including Japanese Maple, Weeping Nootka Cypress, Pink Kousa Dogwood, Autumn Gold Maidenhair, Pink Star Magnolia, Serbian Spruce, Japanese Stewartia and Japanese Snowbell.

• In summary, a total of 117 trees are proposed to be replaced on the site with a contribution of \$60,800 to the Green City Fund.

ADVISORY DESIGN PANEL

The application was considered by the Advisory Design Panel (ADP) at their meeting on August 8, 2019. The comments received were primarily related to site, form and character, landscaping, sustainability and accessibility. The applicant has resolved the outstanding items from the ADP review to the satisfaction of the City Architect (Appendix VI).

INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Project Data Sheets

Appendix II. Site Plan, Building Elevations, Landscape Plans and Perspective

Appendix III. Engineering Summary
Appendix IV. School District Comments

Appendix V. Summary of Tree Survey and Tree Preservation

Appendix VI. ADP Comments

Appendix VII. NCP Plan

Appendix VIII. Proposed CD By-law

original signed by Ron Hintsche

Jean Lamontagne General Manager Planning and Development

HS/cm

DEVELOPMENT DATA SHEET

Proposed/Existing Zoning: CD

Required Development Data	Minimum Required / Maximum Allowed	Proposed	
LOT AREA* (in square metres)			
Gross Total		9,188	
Road Widening area		2,342	
Undevelopable area		6,846	
Net Total			
LOT COVERAGE (in % of net lot area)			
Buildings & Structures			
Paved & Hard Surfaced Areas			
Total Site Coverage	33%	45%	
SETBACKS (in metres)			
North	7.5 m	3.7 m	
South	7.5 m	4.3 M	
East	7.5 m	4.0 m	
West	7.5 m	4.6 m	
BUILDING HEIGHT (in metres/storeys)			
Principal	50.0 m	14.6 m	
Accessory			
NUMBER OF RESIDENTIAL UNITS			
Bachelor			
One Bed		55	
Two Bedroom		58	
Three Bedroom +		2	
Total		115	
FLOOR AREA: Residential		9,092	
FLOOR AREA: Commercial			
Retail		913	
Daycare		445	
Total		1,413	
FLOOR AREA: Industrial			
FLOOR AREA: Institutional			
TOTAL BUILDING FLOOR AREA		10,268	

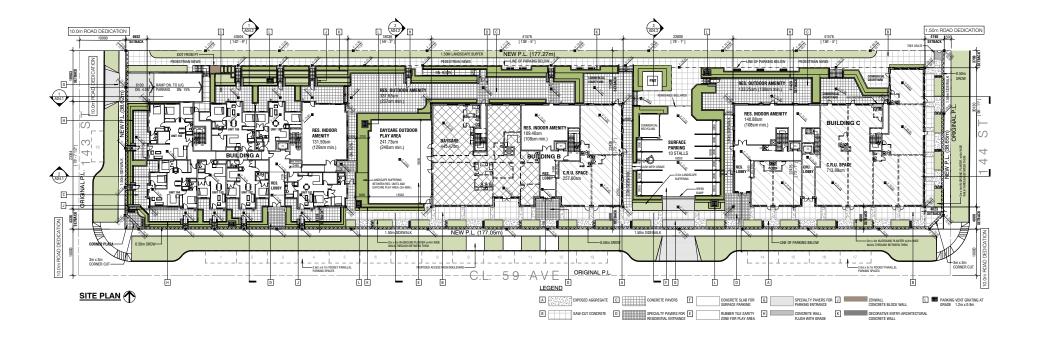
^{*} If the development site consists of more than one lot, lot dimensions pertain to the entire site.

Development Data Sheet cont'd

Required Development Data	Minimum Required / Maximum Allowed	Proposed
DENSITY		
# of units/ha /# units/acre (gross)		
# of units/ha /# units/acre (net)		
FAR (gross)	1.5	1.5
FAR (net)	1.5	1.5
AMENITY SPACE (area in square metres)		
Indoor	345	385
Outdoor	345	447
PARKING (number of stalls)		
Commercial	74	74
Industrial		
Residential Bachelor + 1 Bedroom		
2-Bed	72	77
3-Bed	90	90
Residential Visitors	23	23
Institutional		
Total Number of Parking Spaces	259	264
Number of accessible stalls		8
Number of small cars		69
Tandem Parking Spaces: Number / % of Total Number of Units		
Size of Tandem Parking Spaces width/length		

Heritage Site NO	Tree Survey/Assessment Provided	YES
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Appendix II



ШШ	Kenneth Kim Architecture Inc.
	t: 778-379-8918 / f: 604-800-0775 e: liennethi@kkal.ca 211-2223 West Broadway Vancouver, B.C. V6K 2E4

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Ziyutise Inc.
George Fain, P.Eng.
#250-3771 Jacomba Rd
Richmond, BC, WRZL9
Tel: 778-798-6028
Email:
george fain@dyutise.com

Mechnical: Aboricultural: XT Engineering Ltd. Aboricultural: Tan, Xiangyang, P.Eng. 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145-12651 4145

Chil:
H.Y.Engineering Ltd.
#200-9128 153nd St
Sumey, BC, V974E7
Tel: 604-583-1737
Email:
inquiries@tyengineering.co

Project Title
SULLIVAN STATION MIXED
USE
5903 144 STREET
SITE PLAN

Sheet Title

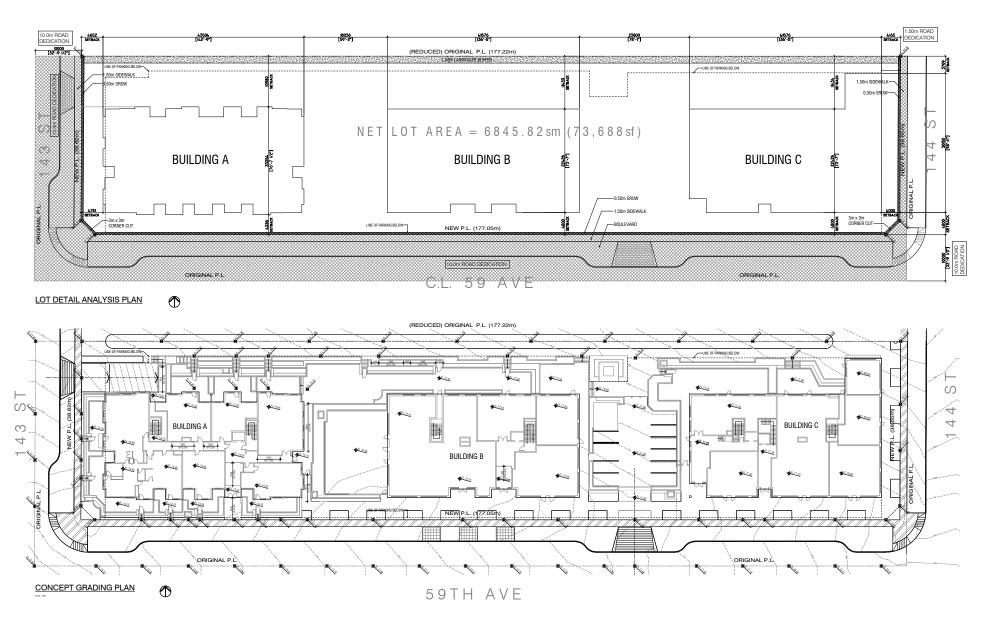
SITE PLAN

Drawn:
Checked.

Pirst date:

File number: 18-1235-00 Scale: 1.250
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Checked: KK
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Kenneth Kim	THIS DRAWING MUST NOT BE SCALED THE GENERAL CONTRACTOR	No.	Date	Hevision	Consultants		
	SHALL VERIFY ALL DIMENSIONS AND LEVELS PRIOR TO COMMENCEMENT OF WORK, ALL ERRORS AND OMISSIONS SHALL BE REPORTED IMMEDIATELY TO THE ARCHITECT. 4				Landscape: Structural: PMG Landscape architects P&B Structural Engineer #C100-4185 Still Creak Drive Min Park, P. Eng.		
Architecture Inc.		4	2019-9-12	ADP Revision		Min Park, P. Eng.	
t: 778-379-8918 / f: 604-800-0775	COPYRIGHT RESERVED. THIS PLAN AND DESIGN ARE AND SHALL REMAIN AT ALL TIMES THE	3	2019-8-8	Submission to ADP	Burnaby, BC, V5C6G9 Tel: 604-294-0011	#314-545 Clyde Ave West Vancouver, BC, V7T1C5	
e: kenneth@kkai.ca 211-2223 West Broadway	DXCLUSIVE PROPERTY OF KENNETH KIM ARCHITECTURE INC. AND MAY NOT BE USED OR REPRODUCED WITHOUT PRIOR WRITTEN CONSENT.	2	2019-5-31	DP Revision	Email: Pat@pmglandscape.com	Tel: 778-896-7221 Emait mpark@pnbang.ca	
Vancouver, B.C. V6K 2E4	NOT BE USED ON REPRODUCED WITHOUT PRICE WHITTEN CONSENT.	1	2019-1-10	DP Submission			

Cleit:
H.Y.Engineering, Ltd.
#200-9128 152nd St.
Surrey, BC, VSR4E7
Tall: 664-883-1737
Email:
inquiriss(gityengineering.com

Project Title

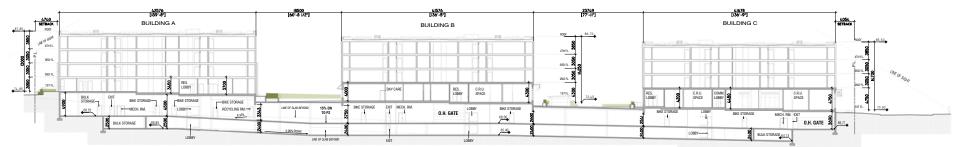
SULLIVAN STATION MIXED
USE

5903 144 STREET

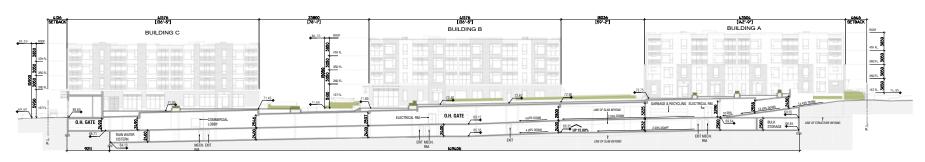
File number: 18-1289-00 Scale: 1.250

Drawn: C. Durg, no.

Drecked: KK
Print date: 2019-9-12



LONGITUDINAL SECTION 1



LONGITUDINAL SECTION 2



IMAGE OF SECURITY O.H. PARKING GATE (TYP.)

HIGH QUALITY STEEL MULTI-SECTIONAL OVERHEAD GATE AT ALL PARKING SECURITY POINTS

ЩЩ	Kenneth Kim Architecture Inc.
ШШ	t: 778-379-8918 / f: 604-800-0775 e: kenneth@Wei.ca 211-2223 West Broadway Vancouver, B.C. VBK 254

THIS DRAWING MUST NOT BE SCALED. THE GENERAL CONTINUE SHALL VERTY ALL DIMENSIONS AND LEVELS PRIOR TO COMMENCEMENT OF WORK, ALL ERRORS AND OMISSIONS SHA REPORTED IMMEDIATELY TO THE ARCHITECT.	
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No.	Date	Revision	Consultants
			Landscape:
4	2019-9-12	ADP Revision	PMG Landscape archi #C100-4185 Still Creal
3	2019-8-8	Submission to ADP	Burnaby, BC, V5C6G9 Tel: 604-294-0011
2	2019-5-31	DP Revision	Email: Pat⊜pmglands
1	2019-1-10	DP Submission	

Structural
P&B Structural Engineering Min Park, P. Eng. #314-545 Chide Ave
West Vancouver, BC, V7T1 Tel: 778-896-7221 Email: mpark@pnbeng.ca

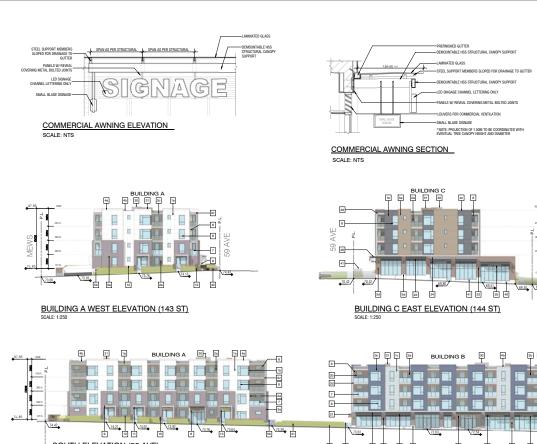
Bectrical:	Med
Zivutec Inc.	X
George Fan, P.Eng.	Ti
#230-3771 Jacombs Rd	
Richmond, BC, V6V2L9	B
Tel: 778-798-6928	Te
Email:	E
george.fan@ziyutec.com	10

niral	Athornitural
Engineering Ltd.	Arbortech Consult
n, Xiangyang, P.Eng.	#145-12051 Hors
30-3771 Jacombs Rd	Richmod, BC, V7X
hmond, BC, V6V2L9	Tel: 604-275-3484
778-706-5858	Email: trees@ack
nait:	

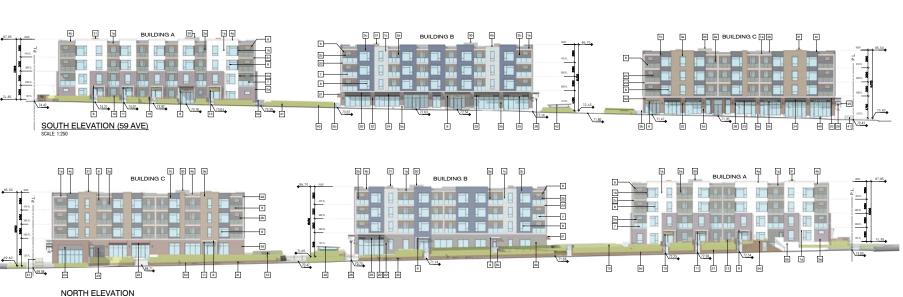
CWI
H.Y.Engineering Ltd.
#200-9128 152nd St
Surrey, BC, V3R4E7
Tel: 604,583,1737
Email:
inquiries@hyengineering.com

Project Title	Sheet Title
SULLIVAN STATION MIXED USE	SECTIONS
5903 144 STREET	

 File number:		Scale:	
	18-1235-00		
Drawn:	CL.	Dwg. no.	
Checked:	ю	Λ_/	
Print date:	2019-9-12	\ \4	•



SCALE: 1:250



ELEVATION NOTES

2a HARDIE PANEL REVEAL 2.0 ® W/ COLOUR MATCHED REVEALS, BEIGE

2b HARDIE PANEL REVEAL 2.0 ® W/ COLOUR MATCHED REVEALS, CHARCOAL

2d HARDIE PANEL REVEAL 2.0 ® W COLOUR MATCHED REVEALS, IVORY WHITE MATTE FINSH

14 ALUMINUM PANEL W REVEAL, 94 FACE BRICK, POLAR WHITE, EGG SHELL RINSH REDDISH BROWN-WINTAGE

1b ALUMINUM PANEL W REVEAL, 3b FACE BRICK, BLACK, EGG SHELL RINSH MEDIUM GREY-REDONDO

3d

5a PAINTED CONCRETE, LIGHT GREY

5d CONCRETE BLOCK WALL, ZENALL, GREY

8 SUN SHADE LOUVERS, SIMULATED WOOD ALUMINUM

7 GLASS RAILING

8 VINYL WINDOWS, CHARCOAL GREY

9 ENTRANCE FRAME, WHITE

5b EXPOSED CONCRETE W/ REVEALS 12 ALUMINUM FENCE SIMULATED WOOD

11 ENTRANCE SIGN, BLACK

20 METAL & GLASS AWNINGS

22 CYLINDRICAL UP & DOWN WALL LIGHT

23 INTEGRATED COMMERCIAL LOUVERS

PANELS W/ REVEAL,

25 COMMERCIAL SIGN, CHANNEL LETTERING ONLY

26 SMALL BLADE SIGNAGE

31 AIR HANDLING UNITS

40 BENCHES

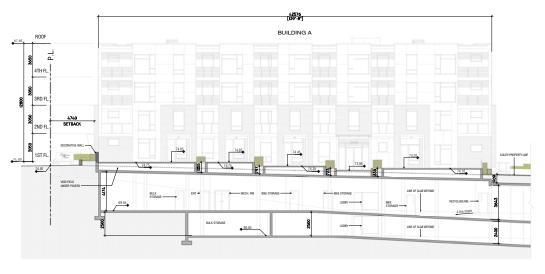
41 BIKE RACKS

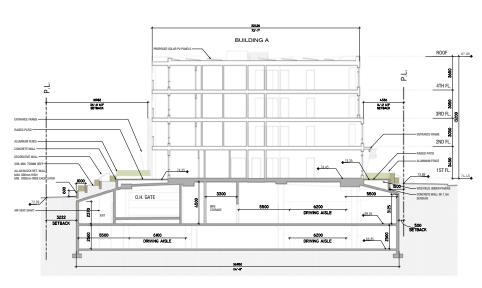
90 ELEVATOR SHAFT DOG HOUSE

42 COMMERCIAL DUMPSTER SHED

43 ALUMINUM GAS METRES SCREENING CHARCOAL

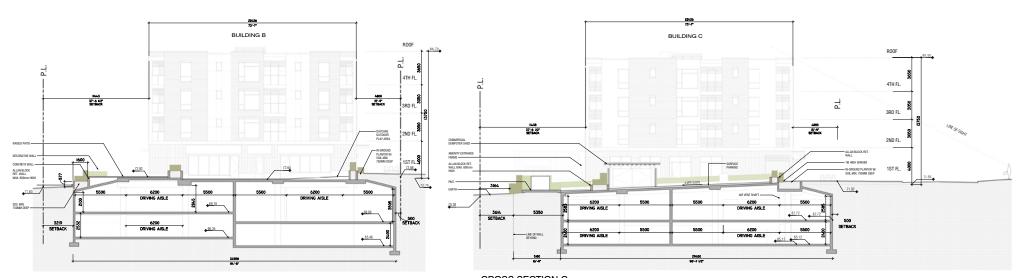






LONGITUDINAL SECTION 3 (BUILDING A)

CROSS SECTION A



CROSS SECTION B

CROSS SECTION C

ШШ	Kenneth Kim Architecture Inc.
	t: 778-379-8918 / f: 604-800-0775 e: kenneth@klei.ca 211-2223 West Broadway Vencouver B.C. VMV 954

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G MUST NOT BE SCALED. THE GENERAL CONTRACTOR ALL DIMENSIONS AND LEVELS PRIOR TO MENT OF WORK. ALL ERRORS AND OMISSIONS SHALL BE MINEDATELY TO THE ARCHITECT	No.	ate	vision	Consultants
				Landscape:
	4	2019-9-1	P Revision	PMG Landscape #C100-4185 Still
ID DESIGN ARE AND SHALL REMAIN AT ALL TIMES THE	3	2019-8-8	Submission to ADP	Burnaby, BC, V5I Tel: 604-294-001
	2	2019-5-3	P Revision	Email: Pat@pmg
	1	2019-1-1	P Submission	1

Structural:	
P&B Structural Engineering	
Min Park, P. Eng.	
#314-545 Clyde Ave	
West Vancouver, BC, V7T1C	5
Tel: 778-836-7221	
Email: mpark@pnbeng.ca	

Electrical:	Mechnicat
Zivutec Inc.	XT Engine
George Fan, P.Eng.	Tan, Xiang
#230-3771 Jacombs Rd	#230-377
Richmond, BC, V6V2L9	Richmond
Tel: 778-798-6928	Tel: 778-71
Email:	Email:
george fan@zivutec.com	tan Godeno

Arbortech Consulting Ltd. #145-12051 Horseshoe Way
Richmod. BC: V7A4V4
Tel: 604-275-3484
Email: trees@aclgroup.ca

Clul: H.Y.Engineering Ltd. #200.0128 150ort St	SU
#200-9128 152nd 5t Surrey, BC, V3R4E7 Tel: 604-583-1737 Email:	US
inquiries@hyengineering.com	5903

riopea rine	Grace risc
SULLIVAN STATION MIXED	SECTION
UUL	
5903 144 STREET	

File number: 18-1235-00	Scale: 1:125
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Print date: 2019-9-12	A- 4.2



FRONT ELEVATION ALONG 59TH AVENUE



REAR ELEVATION AND PEDESTRIAN MEWS



	No.	Date	Revision
i.			
ic.	4	2019-9-12	ADP Revision
	3	2019-8-8	Submission to ADP
MY	2	2019-5-31	DP Revision

SULLIVAN STATION MIXED | PERSPECTIVES USE 5903 144 STREET



LOOKING NORTH-EASTWARD FROM 59 AVENUE (AT SOUTHWEST OF BUILDING B)



LOOKING NORTH-WESTWARD FROM 144 STREET & 59 AVENUE INTERSECTION



SURFACE PARKING AND PEDESTRIAN MEWS (BETWEEN BUILDING B AND C)



PEDESTRIAN MEWS (AT THE BACK OF BUILDING A)



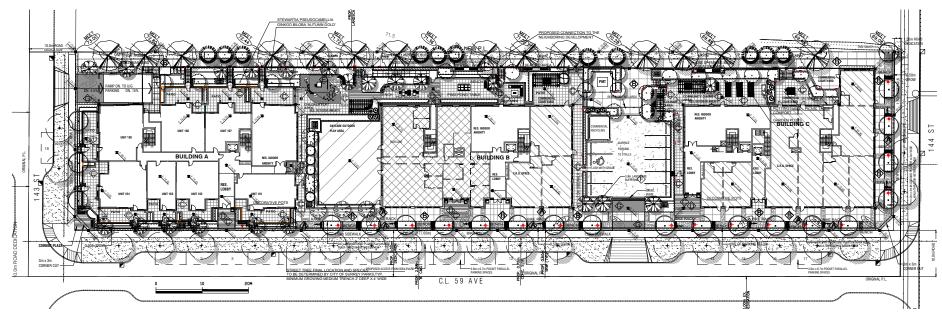
PARKING ENTRANCE AT 143 ST



SULLIVAN STATION MIXED PERSPECTIVES USE

5903 144 STREET





PAVER LEGEND

PLANT SCHEDULE PMG PROJECT NUMBER: 18-212 PLANTED SIZE / REMARKS KEY QTY BOTANICAL NAME COMMON NAME ACER PALMATUM JAPANESE MAPLE 5CM CAL: B&B WEEPING NOOTKA CYPRESS CHAMAECYPARIS N. "VAN DEN AKKER" 3M HT: B&B CORNUS KOUSA 'SATOMI' PINK KOUSA DOGWOOD 5CM CAL;B&B GINKGO BII OBA 'AUTUMN GOLD' AUTUMN GOLD MAIDENHAIR TREE 6CM CAL; 2M STD; B&B MAGNOLIA KOBUS STELLATA 'PINK STAR' PINK STAR MAGNOLIA (LIGHT PINK) 5CM CAL;B&B COLUMNAR NORWAY SPRUCE PICEA ABIES 'CUPRESSINA' 3M HT: B&B PICEA OMORIKA SERBIAN SPRUCE 3M HT: B&B STEWARTIA PSEUDOCAMELLIA JAPANESE STEWARTIA 5CM CAL 1.5M STD;B&B STYRAX JAPONICUS JAPANESE SNOWBELL

NOTES: * PLANT SIZES IN THIS LIST ARE SPECIFIED ACCORDING TO THE BC LANDSCAPE STANDARD AND CANADIAN LANDSCAPE STANDARD, LATEST EDITION. CONTAINER SIZES SPECIFIED AS PER CNLA STANDARD. BOTH PLANT SIZE AND CONTAINER SIZE ARE THE MINIMUM ACCEPTABLE SIZES. * REFER TO SPECIFICATIONS FOR DEFINED CONTAINER MEASUREMENTS AND OTHER PLANT MATERIAL REQUIREMENTS. * SEARCH AND REVIEW THAN EXPLANT MATERIAL PROJUMENTS.* SOURCE OF SUPPLY. AREA OF SEARCH TO INCLUDE LOWER MAINLAND AND FRASER VALLEY. SUBSTITUTIONS: OBTAIN WRITTEN APPROVAL FROM THE LANDSCAPE ARCHITECT PRIOR TO MAKING ANY JUSTITUTIONS USBSTITUTIONS USBSTITUTIONS ARE USBSTITUTIONS ARE SUBJECT TO SELUNGAPEROVED SUBSTITUTIONS WILL BE REJECTED. ALLOW A INMINIMAL OF FIVE DAYS PRIOR TO DELIVERY FOR REQUEST TO SUBSTITUTE. SUBSTITUTIONS ARE SUBJECT TO SE LANDSCAPE STANDARD AND CANADOMA LANDSCAPE STANDARD. DEFINITION OF CONDITIONS OF FOR REQUEST TO SUBSTITUTE. SUBSTITUTIONS ARE SUBJECT TO BE CANDSCAPE STANDARD CANADIAN DANGECAPE STANDARD OF ENTITION OF CONDITIONS OF AVAILABILITY. * ALL LANDSCAPE STANDARD AND CANADIAN LANDSCAPE STANDARD LATEST EDITION. * ALL PLANT MATERIAL MUST BE PROVIDED FROM CERTIFIED DISEASE FREE NURSERY. * BIO-SOLIDS NOT PERMITTED IN GROWING MEDIUM UNLESS AUTHORIZED BY LANDSCAPE

PLANT SCHEDULE

- All soft landscape areas to be irrigated with automatically nstallation to I.I.A.B.C. Standards, latest edition.

KEY QTY	BOTANICAL NAME	COMMON NAME	PLANTED SIZE / REMARKS
· 22	STREET TREE	TYPE AND LOCATION BY CITY	6CM CAL;B&B
SPECIFIED AS PE MEASUREMENTS SOURCE OF SUPP PRIOR TO MAKING FOR REQUEST TO AVAILABILITY. * A	R CNLA STANDARD. BOTH PLANT SIZE AND CONTAI AND OTHER PLANT MATERIAL REQUIREMENTS. * SE PLY. AREA OF SEARCH TO INCLUDE LOWER MAINLA S ANY SUBSTITUTIONS TO THE SPECIFIED MATERIAL D SUBSTITUTE. SUBSTITUTIONS ARE SUBJECT TO BI LL LANDSCAPE MATERIAL AND WORKMANSHIP MUS	THE BIC JANDSCAPE STANDARD AND CANDOINN LANDSCAPE SI THE RIVER SIZE ARE THE MINMIUM ACCEPTABLE SIZES. REFER TO SHEARCH AND REVIEW. MAKE PLANT MATERIAL AVAILABLE FOR OR NO AND FRASER VALLEY. "SUBSTITUTIONS OSTRAIN WRITTEN IL UNAPPROVED SUBSTITUTIONS WILL BE REJECTED. ALLOW CLANDSCAPE STANDARD AND CANDAIDA LANDSCAPE STANDARD THE STANDARD AND CANDAIDA SIZES. TO REVIEW STANDARD AND CANDAIDA THE STANDARD AND CANDAIDA SIZES STANDARD AND CANDAIDA SEE NURSERY. SIZES OSCILLATOR STANDARD AND CANDAIDA SEE NURSERY. SIZES OSCILLATOR STANDARD AND CANDAIDA SEE NURSERY. SIZES SUBSTITUTIONS OF STANDARD AND CANDAIDA SEE NURSERY. SIZES SOURD SOURD SOURD SOURD STANDARD AND CANDAIDA SEE NURSERY. SIZES SOURD SOURD SOURD SOURD SOURD SOURCE SEE NURSERY. SIZES SOURCE SEE STANDARD AND CANDAIDA SEE NURSERY. SIZES SOURCE SEE SEE SEED SUBSTITUTION SOURCE SEE SURSERY. SIZES SOURCE SEED SEED SOURCE SEED SOURCE SEED SURSERY. SIZES SOURCE SEED SURSERY. SIZES SOURCE SEED SURSERY. SIZES SOURCE SEED SURSERY. SIZES SURSERY SEED SURSERY SIZES SEED SURSERY. SIZES SURVEY SEED SURVEY SEED SURSERY SIZES SEED SURSERY. SIZES SURVEY SEED SU	SPECIFICATIONS FOR DEFINED CONTAINER PPTIONAL REVIEW BY LANDSCAPE ARCHITECT AT APPROVAL FROM THE LANDSCAPE ARCHITECT A MINIMUM OF FIVE DAYS PRIOR TO DELIVERY 4RD - DEFINITION OF CONDITIONS OF V LANDSCAPE STANDARD LATEST EDITION. * ALL

EXPOSED AGGREGATE SAW-CUT CONCRETE ₿ Vancouver Bay Architectural Slabs COLOR: GREY; BY MUTUAL MATERIALS ZXI Vancouver Bay Architectural Slabs COLOR: CHARCOAL; BY MUTUAL MATERIALS ♦ RUBBER TILE SAFETY ZONE SURFACE OR PLAY AREA CONCRETE SLAB BY OTHER ⅌ HOLLAND PAVERS ERRINGBONE PATTERN: **③** ASCADE BLEND FIRAR 0











FIBERGLASS PLANTERS (24" SQUARE) by Atlas

LENNON Long Restangle-Black

18212-5.ZIP

ARCHITECTS Suite C100 - 4185 Still Creek Drive

p: 604 294-0011 ; f: 604 294-0022 Copyright reserved. This drawing and design is the property of PMG Landscape Architects and may not be reproduced or used for other projects without their CLIENT: HARZAND DEVELOPERS INC. (BC 1080564) WITH: KENNETH KIM ARCHITECTURE INC.

REVISION DESCRIPTION

RESIDENTIAL / COMMERCIAL DEVELOPMENT 5903 - 144TH STREET SURREY City file: 18-1235-00

PROJECT

PMG PROJECT NUMBER: 18-212

STREET TREE PLAN

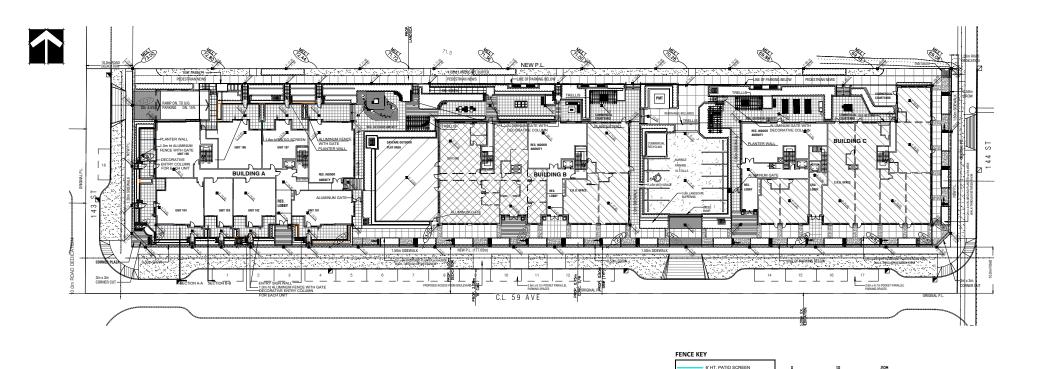
DRAWING TITLE:

DATE: November 30, 2018 SCALE: 1:250 DRAWN: DD

DESIGN: DD CHK'D: PCM

DRAWING NUMBER DMC DDO JECT NI IMBEI

18-212





OF 6



CLIENT: HARZAND DEVELOPERS INC. (BC 1080564) WITH: KENNETH KIM ARCHITECTURE INC.

RESIDENTIAL / COMMERCIAL DEVELOPMENT 5903 - 144TH STREET SURREY City file: 18-1235-00

PROJECT:

DRAWING TITLE:

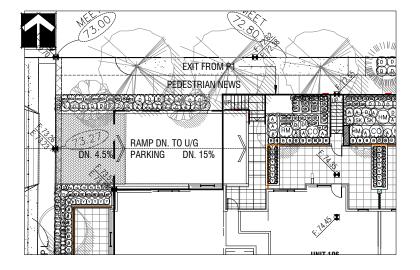
0.9m HT ALUMINUM FENCE

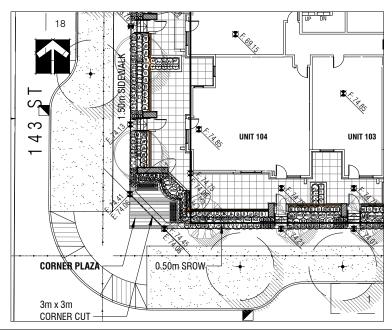
FENCE AND GRADING PLAN

DATE: November 30, 2018 DRAWN: DD

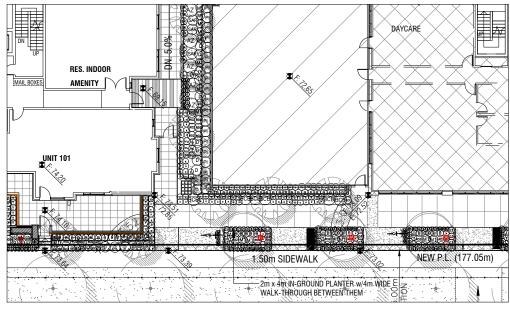
DESIGN: DD CHK'D: PCM

DRAWING NUMBER: DMC DDO JECT NI IMBEI









KEY	BOTANICAL NAME	COMMON NAME	PLANTED SIZE / REMARKS
HRUB			
(ACM)	BERBERIS THUNGBERGII 'MONOMB'	CHERRY BOMB BARBERRY	#2 POT
8	BUXUS MICROPHYLLA 'WINTER GEM'	LITTLE-LEAF BOX	#3 POT; 40CM
8	BUXUS MICROPHYLLA 'WINTER GEM'	LITTLE-LEAF BOX	#3 POT; 40CM
ä	PIERIS JAPONICA 'FOREST FLAME'	PIERIS; WHITE BLOOMS	#3 POT; 50CM
8	PRUNUS LAUROCERASUS 'ZABELIANA'	ZABLE'S LAUREL	#2 POT; 30CM
\times	RHODODENDRON 'BADEN BADEN'	RHODODENDRON; RED	#3 POT; 30CM
(S) (B) (B) (B) (B) (B) (B) (B) (B) (B) (B	RUBUS PENTALOBOUS	CREEPING RASPBERRY	#1 POT
×	TAXUS X MEDIA 'HICKSII'	HICK'S YEW	#3 POT; 80CM
3	VIBURNUM X 'BURKWOODII'	BURKWOOD VIBURNUM	1.0M HT, B&B TREE FORM
(ve) RASS			
SOX EXENNIAL	CALAMAGROSTIS X A. 'KARL FOERSTER'	KARL FOERSTER FEATHEREED GRASS	#2 POT, HEAVY
8	CAREX OSHIMENSIS 'EVERGOLD'	GOLDEN VARIGATED SEDGE	#1 POT
8	HAKONECHLOA MACRA 'ALL GOLD'	GOLDEN JAPANESE FOREST GRASS	#1 POT
(4)	HAKONECHLOA MACRA 'AUREOLA'	GOLD VARIEGATED JAPANESE FOREST GRASS	#1 POT
8	MISCANTHUS SINENSIS 'LITTLE KITTEN'	COMPACT MAIDEN GRASS	#1 POT
8	OPHIOPOGON PLANISCAPUS 'NIGRESCENS'	BLACK MONDO GRASS	#1 POT
8	PENNISETUM ALOPECUROIDES 'HAMLIN'	DWARF FOUNTAIN GRASS	#1 POT
ERENNIAL			
(HII)	HEUCHERA MACRANTHA 'CRIMSON CURLS'	FANCY-LEAVED CORAL BELLS; DEEP CRIMSON	15 CM POT
ä	LIRIOPE MUSCARI	BLUE LILY-TURF	15CM POT
8	SEDUM ALBUM VAR. MICRANTHUM 'CORAL CAR	PET'CORAL CARPET STONECROP	9CM POT
®• ⊗ ∞			
	DRYOPTERIS ERYTHROSORA 'BRILLIANCE'	BRILLIANCE AUTUMN FERN	#2 POT: 45CM
(E)	EUONYMUS JAPONICA 'EMERALD GAIETY'	EUONYMUS: SILVER VARIEGATED	#1 POT: 25CM

NOTES: *PLANT SIZES IN THIS LIST ARE SPECIFIED ACCORDING TO THE BC LANDSCAPE STANDARD AND CAMDIAN LANDSCAPE STANDARD. LATEST EDITION. CONTAINER SIZES SPECIFIED AS PER CAMA STANDARD. BOTH PLANT SIZES AND CAMDIANDER SIZES AS PER CAMBORD. TO SPECIAL SIZES AS PER CAMBORD. STANDARD BOTHER PLANT MATERIAL REQUIREMENTS. AND STANDARD LATEST EDITION. *ALL PLANT MATERIAL MUST BE PROVIDED FROM STEATHED BOTH STANDARD STANDARD STANDARD LATEST EDITION. *ALL PLANT MATERIAL MUST BE PROVIDED FROM SECRETICED EXCENSIVE STANDARD AND SCHOOL STANDARD STANDARD LATEST EDITION. *ALL PLANT MATERIAL MUST BE PROVIDED FROM SECRETICED SECRETIFIED DISSESS FREE NURSERY. *SILO SOLDS SOLD SOLD STANDARD AND SCHOULD SECRIFIED SECRETICED SECRETIFIED SECRETICED SECRETIFIED SECRETICED SCHOOL SOLD SOLD SOLD SECRETIFIED SECRETICED SECRETICE

18212-5.ZIP

LANDSCAPE ARCHITECTS
Sulle C100 - 4185 Still Creek Drive Burnaby, British Columbia, VSC 669 p: 604 294-0022 CLIENT: HARZAND DEVELOPERS INC. (BC 1080564)

WITH: KENNETH KIM ARCHITECTURE INC.

6 13-307-09 NEWSTERAN 5 13-30-59 SUBMOSSION TARP 4 13-30-37 SUBMOSSION AFRE OFF COMMENTS 3 30-30-72 NEWSTERAN 2 13-30-72 NEWSTERAN 1 13-31-31 NEWSTERAN 1 13-31-31 NEWSTERAN

RESIDENTIAL / COMMERCIAL DEVELOPMENT 5903 – 144TH STREET SURREY

PROJECT

City file: 18-1235-00

DRAWING TITLE:

LANDSCAPE ENLARGEMENT DATE: November 30, 2018 DR SCALE: 1:100 DRAWN: DD DESIGN: DD

CHK'D: PCM

DRAWING NUMBER

L3

OF 6

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INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- South Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

Mar 27, 2019

PROJECT FILE:

7818-0235-00

RE:

Engineering Requirements (Commercial/Industrial)

Location: 5903 144 St

REZONE/SUBDIVISION

Property and Right-of-Way Requirements

- Dedicate 1.5m on 144 Street for ultimate 15.0m from center-line (Arterial Road allowance).
- Dedicate 3.0 X 3.0m corner cut at 59 Avenue and 144 Street.
- Dedicate as road (without compensation):
 - Bylaw Road (City Bylaw Number 10715) for Parcel 2 South Half of Lot C Section 9 Township 2, as shown on Plan 87473 on a road dedication or subdivision plan.
 - City Owned Road for East 7 feet of Lot C (PID 012-206-167), Section 9 Township 2, on a road dedication or subdivision plan.
- Dedicate 10.0m on 59 Avenue (half road) for ultimate 20.0m Local Road standard.
- Dedicate 3.0 X 3.0m corner cuts at 144 Street and 143 Street.
- Dedicate 10.0m on 143 Street for ultimate 20.0 m road allowance (coordinate with 17-0069 to split 20.0m at 10.0m/10.0m), or secure 1.5m SRW to achieve the 11.5m half road.
- Register 0.5m SRW along all frontage roads.

Works and Services

- Construct 1.8m concrete sidewalk on the west side of 144 Street from City funding (DCW).
- Construct 59 Avenue with ultimate 11.0m pavement width (Commercial standards).
- Construct south half of 59 Avenue from Parks funding (DCW), including driveway letdown for the Tennis Court at 5891-144 Street.
- Construct east side of 143 Street with ultimate 10.5m pavement width.
- Confirm storm drainage system downstream capacity, upgrade if required.
- Construct storm system to service the proposed development and all frontage roads.
- Provide on-site sustainable drainage works to meet the Hyland Creek Integrated Stormwater Management Plan requirements.
- Install water quality/sediment control inlet chamber as part of the on-site drainage system.
- Construct new 200mm diameter water mains along 59 Avenue and 143 Street frontages.
- Provide cash-in-lieu for future upgrading the sanitary sewer on 144 Street to a 250mm sewer main.
- Pay Sanitary Latecomers charge relative to project 5811-0044-00-1

A Servicing Agreement is required prior to Rezone/Subdivision.

DEVELOPMENT PERMIT

There are no engineering requirements relative to issuance of the Development Permit, except for the requirements listed above.

Tommy Buchmann, P.Eng.

Acting Development Services Manager

IK₁

NOTE: Detailed Land Development Engineering Review available on file



November 13, 2019

Planning

THE IMPACT ON SCHOOLS

APPLICATION #:

18 0235 00

SUMMARY

The proposed are estimated to have the following impact on the following schools:

115 lowrise units

Projected # of students for this development:

Elementary Students: Secondary Students:	6 6	

September 2019 Enrolment/School Capacity

Goldstone Park Elementary	77.1/ . 055
Enrolment (K/1-7):	77 K + 655
Operating Capacity (K/1-7)	76 K + 442
Sullivan Heights Secondary	
Enrolment (8-12):	1540
Capacity (8-12):	1000
Addition Capacity (8-12) 2021:	1700

School Enrolment Projections and Planning Update:

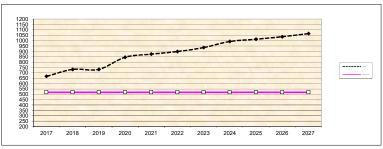
The following tables illustrate the enrolment projections (with current/approved ministry capacity) for the elementary and secondary schools serving the proposed development.

Goldstone Park elementary was opened February 2014 to relieve the enrolment pressure at both Woodward Hill and Cambridge Elementary. As of September 2019, all three schools are severely overcrowded. To meet incatchment demand, 3 new portables were added September 2019 to Goldstone Park to deal with enrolment growth.

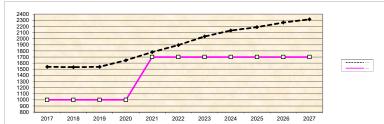
On the 2020/2021 5 year Capital Plan, the District is requesting as Priority 2 and 3 a new site and a new 655 capacity elementary to address the overcrowding in the South Newton area. The Ministry of Education has not approved these projects.

In June 2018, the Ministry of Education has approved funding for design and construction of a 700 capacity addition at Sullivan Heights. The addition is currently in construction and is targeted to open September 2021. This is one of 3 projects that are planned to address the overcrowding at the secondary level in the Newton area. The two other projects are on the 2020/2021 Five Year Capital Plan waiting for approval from the Ministry are an addition to Frank Hurt Secondary and building a new 1200 capacity secondary school in the area.

Goldstone Park Elementary



Sullivan Heights Secondary



^{*} Nominal Capacity is estimated by multiplying the number of enrolling spaces by 25 students. Maximum operating capacity is estimated by multipying the number of enrolling spaces by 27 students.

APPENDIX F

TREE PRESERVATION SUMMARY



TREE PRESERVATION SUMMARY

Surrey Project No.: 7918-0235-00

Project Address: 5903 144th St Surrey, BC

Consulting Arborist: Norm Hol

ON-SITE TREES:			QUANTITY OF TREES
Total Bylaw Protected Trees Identified (on-site and shared trees, including trees within bou streets and lanes, excluding Park and ESA dedication		osed	174
Bylaw Protected Trees to be Removed			174
Bylaw Protected Trees to be Retained (excludes trees in Park dedication areas and ESA's)			0
Replacement Trees Required: (excludes 17 city trees in road frontages)			
Alder and Cottonwood at 1:1 ratio:	79 times 1 =	79	
All Other Bylaw Protected Trees at 2:1 ratio:	95 times 2 =	190	
TOTAL:			269
Replacement Trees Proposed			117
Replacement Trees in Deficit			152
Protected Trees Retained in Proposed Open Space/	Riparian Areas		0

OFF-SITE TREES:			QUANTITY OF TREES
Bylaw Protected Off-Site Trees to be Removed			2
Replacement Trees Required:			
Alder and Cottonwood at 1:1 ratio:	1 times 1 =	1	
All Other Bylaw Protected Trees at 2:1 ratio:	1 times 2 =	2	
TOTAL:			3
Replacement Trees Proposed			N/A
Replacement Trees in Deficit			N/A

N/A denotes information "Not Available" at this time.

This summary and the referenced documents are prepared and submitted by:

Norman Hol, Consulting Arborist

Dated: September 24, 2018

Direct: 604 813 9194

Email: norm@aclgroup.ca

File No.: 7918-0235-00

Address: 5903 144 Street in South Newton

New or Resubmit: New Last Submission Date: N/A

Description: Rezoning and detailed DP - to permit 3 mixed-use

buildings containing approximately 115 residential dwelling units and 1,417 square metres of ground floor

commercial

Developer: Muiz Anandji & Sullivan Plaza Ltd.

Architect: Kenneth Kim, Architect AIBC, Kenneth Kim

Architecture

Landscape Architect: Pat Campbell, BCSLA, PMG Landscape Architects

Planner: Harpreet Sondh Urban Design Planner: Nathan Chow

The City Architect advised that staff have no specific issues, except a preference to have green space rather than surface parking between buildings B and C.

The Project Architect presented an overview of the site and building plans, streetscapes and elevations.

The Landscape Architect presented an overview of the general concept for the Landscape plans.

ADVISORY DESIGN PANEL STATEMENT OF REVIEW

It was Moved by A. Callison

Seconded by B. Howard

That the Advisory Design Panel (ADP) is in

CONDITIONAL SUPPORT of the project and recommends that the applicant address the following issues to the satisfaction of the Planning & Development Department and, at the discretion of Planning staff, resubmit the project to the ADP for review.

Carried

Key Points:

- Consider incorporating more articulation into the buildings, particularly at the roof and more relief to the façade. The roof has been slightly revised with more articulation (See elevations and perspectives).
- Consider larger mail/parcel room. The mailbox areas were enlarged to provide each unit with a 1'w x 2'h x 2'd parcel compartment as per Canada post standards.
- Consider viability of CRU in Building B. Yes, they are viable. In addition the walkway was widened for smoother access. Refer to the precedents below.





Left: Carmel, Califonia, a successful tourist town with many Secret Courtyards & Passageways that contain access to stores.

Right: A commercial alley with similar style of storefront, sidewalk and furniture.

- Review climbability of horizontal guards. They are non-climbable due to glass lining on the inside face of guardrail.
- Consider more urban paving along the street adjacent to daycare.
 Addressed (see site plan).
- Consider more generous width for north/south walkways between buildings and at ramps. Addressed, they all have adequate width (see site plan).
- Consider placing accessible parking stalls adjacent to elevators. Addressed, all accessible parking stalls are adjacent to elevator lobbies as per latest parking by-law (see P1 plan).
- Consider accessible requirements for site furnishings. Addressed by Landscape architect

Site

- Consider viability of the CRU located on 59 Avenue as it likely will not be a busy street. Same as previous comments
- Suggest a generously sized mail room to accommodate large parcel deliveries. Same as previous comments
- Suggest more access through the surface parking lot. It is given by city engineer.
- Consider incorporating stair access into the ramp north of the outdoor amenity space. Addressed (see site plan).
- Suggest implementing a door between the elevator and Unit 101 in Building A, similar to other units. There was a door there as per BCBC Code. Addressed (see site plan).
- Consider re-evaluating the number of stairs that connect the parkade to the rest of the building. The number of stairs was designed accurately based on the determined elevation of each floors (see p1 plan).
- Review location of PMT with regard to BC Hydro requirements. The location of PMT has been confirmed with BC hydro.

Form and Character

- Consider introducing character articulation or design elements along roof line at building corners. Addressed, the roof line and corners have been revised (see elevation and perspectives).
- Consider providing relief to the building façade. Addressed, façade have relief based on precise consideration of cladding depth (see perspectives).
- Consider the material and color of the fascia above patios in order to reinforce the building volume. Addressed, the material was revised to reinforce the volume (see elevations and perspectives).
- Ensure guardrails are not climbable. Same as previous comments
- Support the generous use of brick and suggest limiting the amount of hardi-panel. Addressed, Hardi-panels are used strategically, and Hardi 2.0 are high quality (see elevations).

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Landscape

- Consider a hard surface connection from boulevard to the CRUs and daycare space for easier drop-off and pick-up. Same as previous comments
- Suggest making the ramp between Building A and Building B feel more open. Addressed (See site plan).
- Consider the amount of greenspace located behind the amenity space to help with a sense of privacy. Addressed with the considerable amount of landscaping and height difference (see site plan and perspectives)

CPTED

No specific issues were identified.

Sustainability

• Consider applying the BC Energy Step Code. Not applicable since the DP was before April 1, 2019.

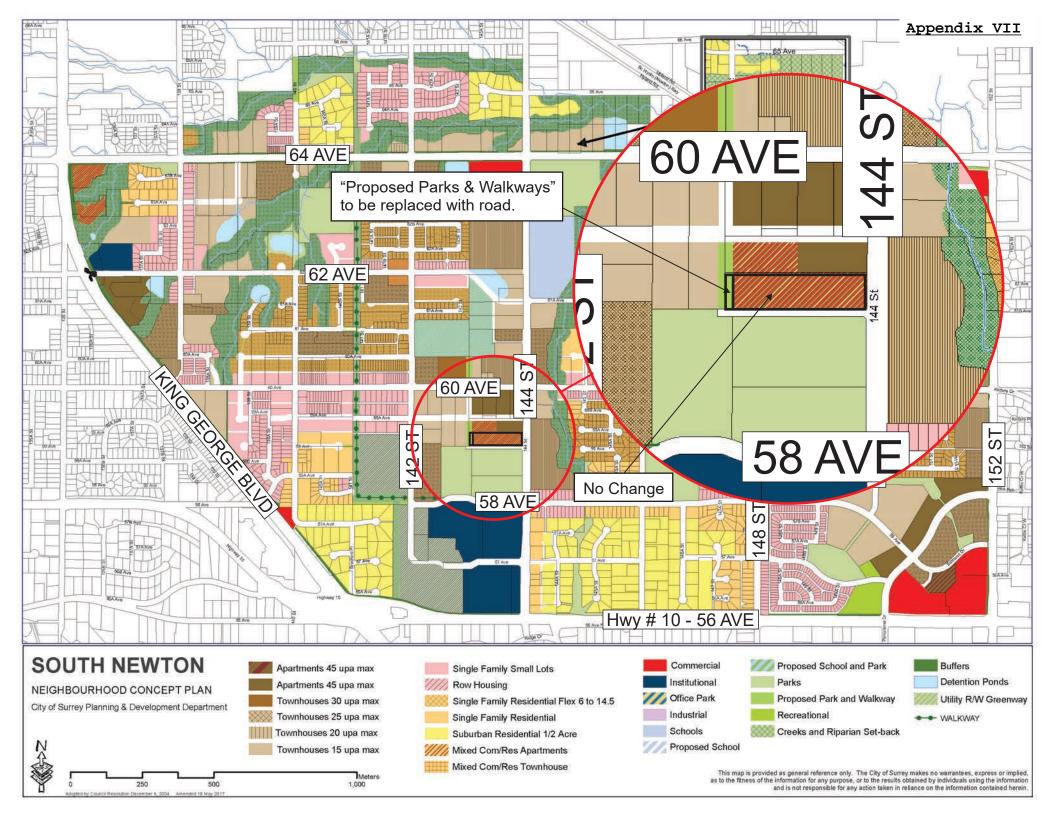
Accessibility

- Recommend that CRU washrooms are accessible. Addressed, CRU washrooms are accessible (see site plan).
- Provide one Accessible parking stall in the surface parking lot. Addressed (see site plan).
- Ensure Accessible parking stalls located in the underground parkade are adjacent to the elevators. Same as previous comments
- Suggest Accessible site furnishings. Same as previous comments
- Provide a more generous ramp from the pedestrian mews. Addressed (see site plan).

3. 5:30 p.m.

File No.:

7918-0403-00



CITY OF SURREY

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THE CITY 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 <u>Local Government Act</u>, 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" of Surrey Zoning By-law, 1993, No. 12000, as amended as follows:

FROM: ONE ACRE RESIDENTIAL (RA)

TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: 010-206-175 South Half Lot C Except: Firstly: The East 7 Feet; and Secondly: Parcel Two (Bylaw Plan NWP87473) Section 9 Township 2 New Westminster District Plan 1682

5903 144 Street

(hereinafter referred to as the "Lands")

2. The following regulations shall apply to the *Lands*:

A. Intent

This Comprehensive Development Zone is intended to accommodate and regulate the development of *multiple unit residential buildings* and *ground-oriented multiple unit residential buildings*, and related *amenity spaces*, and neighbourhood commercial uses, which are to be developed in accordance with a *comprehensive design*.

B. Permitted Uses

The *Lands* and *structures* shall be used for the following uses only, or for a combination of such uses:

- 1. Multiple Unit Residential Buildings and Ground-Oriented Multiple Unit Residential Buildings.
- 2. The following uses are permitted, provided that they are restricted to the ground floor of a *multiple unit residential building* and that the maximum gross

floor area of each individual business does not exceed 370 square metres [4,000 sq.ft.]:

- (a) Retail stores excluding adult entertainment stores, auction houses, second-hand stores and pawnshops;
- (b) *Personal service uses*, limited to barbershops, beauty parlours, cleaning and repair of clothing and shoe repair shops;
- (c) Office uses excluding social escort services and methadone clinics;
- (d) *General service uses* excluding funeral parlours, *drive-through banks* and *vehicle rentals*;
- (e) Indoor recreational facilities, excluding a gymnasium;
- (f) Community service;
- (g) Eating establishments excluding drive-through restaurants, provided that the maximum gross floor area of the business does not exceed 150 square metres (1,615 sq.ft.); and
- (h) *Child care centres*, restricted to a maximum *gross floor area* of 445 square metres (4,790 sq.ft.).

C. Lot Area

Not applicable to this Zone.

D. Density

- 1. The maximum *density* shall not exceed a *floor area ratio* of 0.1 or a *building* area of 300 square metres (3,230 square feet), whichever is smaller.
- 2. The maximum *density* may be increased to a floor area ratio of 1.50 if amenities are provided in accordance with Schedule G of Surrey Zoning By-law, 1993, No. 12000, as amended.
- 3. Notwithstanding the definition of *floor area ratio*, for an air space subdivision, the air space parcels and the remainder *lot* of the air space subdivision shall be considered as one *lot* for the purpose of application of Section D of this Zone, and further provided that the *floor area ratio* calculated from the cumulative floor areas of the *buildings* within all of the air space parcels and the remainder *lot* of the air space subdivision shall not exceed the maximum specified in Subsection D.2(a) of this Zone.
- 4. The indoor *amenity space* required in Sub-section J.1(b) is excluded from the calculation of *floor area ratio*.

E. Lot Coverage

- 1. The *lot coverage* shall not exceed 45%.
- 2. Notwithstanding the definition of *lot coverage*, for an air space subdivision, the air space parcels and the remainder *lot* of the air space subdivision shall be considered as one *lot* for the purpose of application of Section E of this Zone, and further provided that the *lot coverage* within all of the air space parcels and the remainder *lot* of the air space subdivision shall not exceed the maximum specified in Section E.1 of this Zone.

F. Yards and Setbacks

1. *Buildings* and *structures* shall be sited in accordance with the following minimum *setbacks*:

Setback Use	Front Yard	Rear Yard	Side Yard	Side Yard on Flanking Street
Principal Buildings Accessory Buildings and Structures	4.0 m [13 ft.]	4.6 m [15 ft.]	3.7 m [12 ft.]	4.3 m [14 ft.]

Measurements to be determined as per Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended.

- 3. Notwithstanding Section F.1 of this Zone, the minimum *setbacks* of *principal buildings* and *accessory buildings* and *structures* for interior *lot lines* for *lots* created by an air space subdivision may be 0.0 metre [o ft.].
- 4. Not withstanding Sub-section A.3(d) of Part 5 Off-Street Parking and Loading/Unloading of Surrey Zoning By-law, 1993, No. 12000, as amended, *underground parking* may be located up to 0 metres [o ft.] from any *lot line*.

G. Height of Buildings

Measurements to be determined as per Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended.

- 1. <u>Principal buildings</u>: The building height shall not exceed 14.6 metres [48 ft.].
- 2. <u>Accessory buildings and structures</u>: The building height shall not exceed 4.5 metres [15 ft.].

H. Off-Street Parking

1. Resident and visitor *parking spaces* shall be provided in accordance with Part 5 Off-Street Parking and Loading/Unloading of Surrey Zoning By-law, 1993, No. 12000, as amended.

2. All required resident *parking spaces* shall be provided as *underground parking* or as *parking within building envelope*.

I. Landscaping

- 1. All developed portions of the *lot* not covered by *buildings*, *structures* or paved areas shall be landscaped including the retention of mature trees. This *landscaping* shall be maintained.
- 2. Along the developed sides of the *lot* which abut a *highway*, a continuous *landscaping* strip of not less than 1.5 metres [5 ft.] in width shall be provided within the *lot*.
- 3. The boulevard areas of *highways* abutting a *lot* shall be seeded or sodded with grass on the side of the *highway* abutting the *lot*, except at *driveways*.
- 4. Loading areas, garbage containers and *passive recycling containers* shall be located within the principle building for residential use and screened to a height of at least 2.5 metres [8 ft.] by *buildings*, a *landscaping* screen, a solid decorative fence, or a combination thereof for the commercial use.

J. Special Regulations

- 1. Amenity space shall be provided on the lot as follows:
 - (a) Outdoor *amenity space*, in the amount of 3.0 square metres [32 sq.ft.] per *dwelling unit* and shall not be located within the required *setbacks*; and
 - (b) Indoor *amenity space*, in the amount of 3.0 square metres [32 sq.ft.] per *dwelling unit*.
- 2. *Child care centres* shall be located on the *lot* such that these centres:
 - (a) Are accessed from a *highway*, independent from the access to the residential uses permitted in Section B of this Zone; and
 - (b) Have direct access to an *open space* and play area within the *lot*.
- 3. Balconies are required for all dwelling units which are not ground-oriented and shall be a minimum of 5% of the dwelling unit size or 4.6 square metres [50 sq.ft.] per dwelling unit, whichever is greater.
- 4. The outdoor storage or display of goods, materials, supplies is specifically prohibited, notwithstanding any other provision in this Part.

K. Subdivision

1. Lots created through subdivision in this Zone shall conform to the following minimum standards:

Lot Size	Lot Width	<i>Lot</i> Depth					
2,000 sq.m.	30 metres	30 metres					
[0.5 acre]	[100 ft.]	[100 ft.]					

Dimensions shall be measured in accordance with Section E.21 of Part 4 General Provisions of Surrey Zoning By-law, 1993, No. 12000, as amended.

2. Air space parcels and the remainder *lot* created through an air space subdivision in this Zone are not subject to Section K.1.

L. Other Regulations

In addition to all statutes, bylaws, orders, regulations or agreements, the following are applicable, however, in the event that there is a conflict with the provisions in this Comprehensive Development Zone and other provisions in Surrey Zoning By-law, 1993, No. 12000, as amended, the provisions in this Comprehensive Development Zone shall take precedence:

- 1. Definitions are as set out in Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended.
- 2. Prior to any use, the *Lands* must be serviced as set out in Part 2 Uses Limited, of Surrey Zoning By-law, 1993, No. 12000, as amended and in accordance with the servicing requirements for the RM-70 Zone as set forth in the Surrey Subdivision and Development By-law, 1986, No. 8830, as amended.
- 3. General provisions are as set out in Part 4 General Provisions of Surrey Zoning By-law, 1993, No. 12000, as amended.
- 4. Additional off-street parking requirements are as set out in Part 5
 Off-Street Parking and Loading/Unloading of Surrey Zoning By-law, 1993,
 No. 12000, as amended.
- 5. Sign regulations are as set out in Surrey Sign By-law, 1999, No. 13656, as amended.
- 6. Special *building setbacks* are as set out in Part 7 Special Building Setbacks, of Surrey Zoning By-law, 1993, No. 12000, as amended.

	Appendix V
7.	Building permits shall be subject to the Surrey Building Bylaw, 2012, No. 17850, as amended.
8.	Building permits shall be subject to Surrey Development Cost Charge Bylaw, 2018, No. 19478, as may be amended or replaced from time to time and the development cost charges shall be based on the RM-70 for the residential portion and C-5 Zone for the commercial portion.
9.	Tree regulations are set out in Surrey Tree Protection Bylaw, 2006, No. 16100, as amended.
10.	Development permits may be required in accordance with the Surrey Official Community Plan By-law, 2013, No. 18020, as amended.
11.	Provincial licensing of <i>child care centres</i> is regulated by the <u>Community Care and Assisted Living Act</u> S.B.C. 2002, c. 75, as amended, and the Regulations pursuant thereto including without limitation B.C. Reg 319/89/213.
12	Provincial licensing of neighbourhood pube is regulated by the Liquor

3.	This By-law shall be cited Amendment By-law,	d for all purpose , No"	s as "Surrey Zonin	ıg By-law, 1993, N	No. 12000,
PASSE	D FIRST READING on the	e th day	of , 2	20 .	
PASSE	D SECOND READING on	the th d	ay of	, 20 .	
PUBLI	C HEARING HELD thereo	on on the	th day of	, 20 .	
PASSE	D THIRD READING on t	ne th day	of ,	20 .	
	NSIDERED AND FINALLY rate Seal on the	Y ADOPTED, sig n day of	gned by the Mayor , 20 .	and Clerk, and	sealed with the
					MAYOR
					CLERK

3.