

7923-0350-00

Planning Report Date: November 4, 2024

### **PROPOSAL:**

### Temporary Use Permit No. 7923-0349-00/ 7923-0350-00

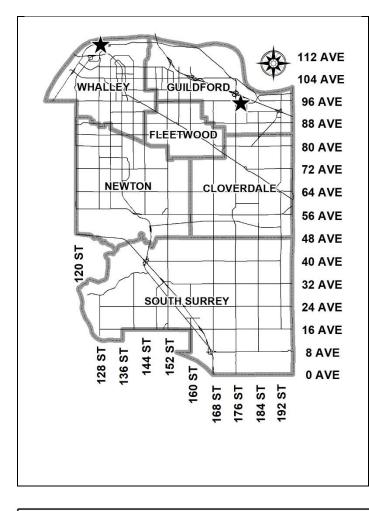
to allow truck parking for approximately 36 trucks on City-owned property in Bridgeview and to allow truck parking for approximately 41 trucks on City-owned property in Anniedale-Tynehead.

LOCATION:

13132 (13134) - 115B Avenue 13123 - 115A Avenue 13119 - 115A Avenue 11561 - 132 Street 17768 - 96 Avenue IL and I-4 (Bylaw No. 5942), RA Industrial/Mixed Employment Light Industrial

ZONING: OCP DESIGNATION: NCP DESIGNATION:

23-0349-00 13132 (13134) - 115B Avenue 1 13123 - 115A Avenue 13119 115A Avenue 11561 - 132 Street ZONING IL and I-4(By-law No. 5942) 65 F Di 12-4X Ē В 23-0350-00 17768-96 Avenue 10 10 **ZONING RA** 



### **RECOMMENDATION SUMMARY**

- Rescind Resolutions No. R24-2039 and R24-2040 issuing Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00.
- Re-issue Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00 with an effective date of January 1, 2025.

# **RATIONALE OF RECOMMENDATION**

- Council issued Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00 with an effective date of September 23, 2024, for a term of 36 months.
- The applicant is requesting a later start date for the Temporary Use Permits (TUPs) because the sites will not be ready for operation until January 2025. A later start date will provide the applicant enough time to work on the site preparations and to make full use of the maximum 36 months duration of the TUPs.

### Application Nos.: 7923-0349-00 & 7923-0350-00

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### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council rescind Resolutions No. R24-2039 and R24-2040 issuing Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00.
- 2. Council re-issue Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00 with an effective date of January 1, 2025.

# **CONTEXT & BACKGROUND**

- On March 11, 2024, under Corporate Report Ro48, Council approved license agreements for the subject sites (both of which are City- owned) between Prudential Transportation Ltd. and the City for a term of 36 months with an option to extend the Temporary Use Permits (TUPs) for an additional 36 months at the City's discretion.
- The specifics of the two subject TUPs are as follows:
  - TUP 7923-0349-00 is approved for 36 trucks located on four properties at 132 Street and 115A Street.
  - TUP 7923-0350-00 is approved for 41 trucks located at 17768-96 Avenue.
- Council considered Planning & Development Reports for the subject development applications on September 9, 2024, and the applications received approval to proceed to Public Notification. Further on September 23, 2024, the Council authorized the issuance of TUPs.
- The applicant is requesting a deferred start date for the Temporary Use Permits due to the fact that the sites will not be operational until January 2025.

### DEVELOPMENT PROPOSAL

### **Planning Considerations**

- The subject Temporary Use Permit applications to allow truck parking for approximately 77 trucks (combined for both TUPs) on City- owned properties were issued by Council on September 23, 2024, for a term of 36 months.
- The applicant is requesting reissuance of the TUPs with an effective date of January 1, 2025, as the sites will not be operational until that time. A later start date will enable the applicant to fully utilize the maximum three-year duration of the TUPs.
- Staff would hereby recommend rescinding the resolutions No. R24-2039 and R24-2024 issuing Temporary Use Permit Nos. 7923-0349-00 and 7923-0350-00.
- There are no other changes to the proposal previously issued by the Council.

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# INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I.Initial Planning Report No. 7923-0349-00 dated September 9, 2024Appendix II.Initial Planning Report No. 7923-0350-00 dated September 9, 2024

approved by Shawn Low

Ron Gill Acting General Manager Planning and Development

SVP/ar

# Appendix I

City of Surrey PLANNING & DEVELOPMENT REPORT Application No.: 7923-0349-00 Planning Report Date: September 9, 2024

### **PROPOSAL:**

112 AVE

104 AVE

96 AVE

88 AVE

80 AVE

**72 AVE** 

64 AVE 56 AVE 48 AVE

40 AVE 32 AVE

24 AVE 16 AVE

8 AVE

0 AVE

184 ST 192 ST

GUILDFORD

FLEETWOOD

SOUTH SURREY

160 ST

168 ST 176 ST

144 ST 152 ST

128 ST 136 ST CLOVERDALE

WHALLEY

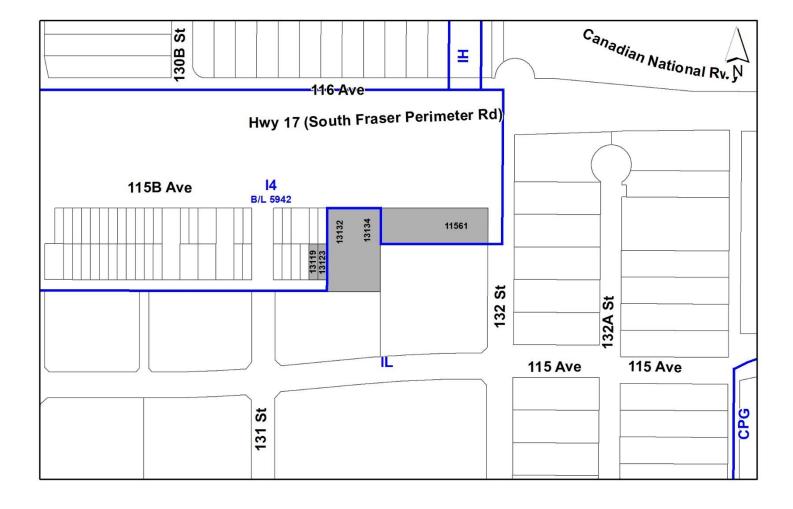
120 ST

NEWTON

# • Temporary Use Permit

to allow truck parking for approximately 36 trucks on City-owned property in Bridgeview.

LOCATION:	13132 (13134) - 115B Avenue
	13123 - 115A Avenue
	13119 - 115A Avenue
	11561 - 132 Street
ZONING:	IL and I-4(By-law No. 5942)
<b>OCP DESIGNATION:</b>	Industrial



# **RECOMMENDATION SUMMARY**

• Approval for Temporary Use Permit to proceed to Public Notification.

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

• The proposed use does not comply with the current zoning of a portion of the site, "Special Industrial Zone (I-4)" (By-law No. 5942), for three (3) of the four (4) lots (13123 115A Avenue, 13119 115A Avenue and 11561 132 Street).

# **RATIONALE OF RECOMMENDATION**

- The proposal complies with the Industrial designation in the Official Community Plan (OCP).
- The proposal complies with the Industrial designation in the Metro Vancouver Regional Growth Strategy (RGS).
- The City has experienced a shortage of truck parking spaces, resulting in frequent Bylaw violations, misuse of truck routes, and numerous issues for Surrey businesses and residents. These issues include noise complaints, safety risks, road damage, and environmental concerns. The lack of adequate parking for large commercial vehicles is a key factor driving these challenges.
- The proposal will assist in providing much-needed authorized truck parking spaces in an appropriate location within the City.
- The proposal complies with the Development Permit requirements in the OCP for Sensitive Ecosystems (Streamside Areas).
- The proposal complies with the Development Permit requirements in the OCP for Form and Character.
- Landscaping/fencing along road frontages and adjacent neighbouring lots will be designed to ensure appropriate interface conditions.
- The site is in close proximity to Canadian National Railway line and major truck routes, including Highway No.17.

### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council approves the Temporary Use Permit No. 7923-0349-00 (Appendix III) to proceed to Public Notification.
- 2. Council instruct staff to resolve the following issues prior to final approval:
  - (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) discharge of the existing combined Statutory Right-of-Way/ Restrictive Covenant (CA9032901/CA9032902) on the Title of the property at 11561 132 Street.
  - (c) input from the Ministry of Transportation & Infrastructure.

Direction	Existing Use	OCP Designation	Existing Zone
Subject Sites	Vacant lots and one lot authorized for temporary parking	Industrial	IL, I-4(By-law No. 5942)
North (Across 115B	Vacant lot	Industrial	I-4(By-law No.
Avenue)			5942)
East (Across 132 St):	Industrial buildings and Recycling Centre.	Industrial	IL
South:	Truck parking and servicing, and an industrial building.	Industrial	IL
West:	Residential building,	Industrial	I-4(By-law No.
	vacant lot		5942)

### SITE CONTEXT & BACKGROUND

# Context & Background

- The subject site is located at 13132 115B Avenue, 13123 115A Avenue, 13119 115A Avenue and 11561 132 Street in Bridgeview and has a total site area of 0.65 hectares.
- The sites are designated Industrial in the Official Community Plan.
- The site at 13132 115B Avenue is zoned Light Impact Industrial (IL) in Zoning By-Law No. 12000. All the other three sites (13123 115A Avenue, 13119 115A Avenue and 11561 132 Street) are zoned Special Industrial Zone (I-4) under Zoning By-law No. 5942.
- The site is within a Hazard Land DP area for Flood prone. However, a Hazard Land DP was waived for this application, as there are no habitable buildings proposed.

- The subject sites are adjacent to two (2) watercourses, a Class B (yellow-coded) ditch along 115B Avenue and a Class A/O (red-coded) ditch along 132 Street.
- Under Application No. 7919-0244-00, a Development Permit for Sensitive Ecosystem Area and a Temporary Use Permit to allow overflow truck parking for a neighboring truck repair/wash business was issued for a period of 3 years. However, the Temporary Use Permit expired in June, 2024.
- As a part of the Development Permit, 7919-0244-00, a combination Statutory Right-of-Way/ Restrictive Covenant for no disturbance was registered on the easternmost subject property (11561 - 132 Street), to ensure safeguarding and maintenance of the Streamside Protection Area in perpetuity. Hence, a Development Permit for Sensitive Ecosystems will not be required for the current development application.

# DEVELOPMENT PROPOSAL

# Planning Considerations

- Truck parking (Transportation Industry) is a permitted use in "Light Impact Industrial Zone (IL)". However, it is not a permitted use under "Special Industrial Zone (I-4)" (By-law No. 5942).
- The subject Temporary Use Permit (TUP) application has been submitted to address this bylaw non-compliance and to permit truck parking on a temporary basis.
- On March 11, 2024, under Corporate Report Ro48, Council approved a license agreement for the subject site between Prudential Transportation Ltd. and the City for a term of 36 months with an option to extend the TUP for an additional 36 months at the City's discretion. Council also authorized the General Manager of Engineering to proceed with the preparation of the site for truck parking purposes including tree clearing, importing and compacting of gravel fill and the construction of driveway access.
- The applicant has provided a site plan for the proposed truck parking that includes the following:
  - parking spaces for approximately 36 trucks;
  - landscape screening and fencing along the perimeter of the site;
  - o no-metre wide access (to be finalized before final approval) from 131 Street for entering trucks and a 11 metres wide concrete driveway to exit the site to 115B Avenue for sites at 13132 115B Avenue, 13123 115A Avenue, and 13119 115A Avenue;
  - two separate 11-metre wide accesses to 115B Avenue for entering and exiting trucks for the site at 11561 - 132 Street;
  - surfacing with crushed gravel and appropriate grading that will convey all surface water into the City's drainage system.
- No maintenance, repair or washing of vehicles/trucks will be permitted on the subject lot.
- The installation of the proposed landscaping will be undertaken by the City, whereas the perimeter fencing will be installed by Prudential Transportation Ltd.

• The City's contractual agreement with Prudential Transportation Ltd. will ensure that the landscaping and fencing will be maintained throughout the duration of the truck parking use.

# Referrals

Engineering:	The Engineering Department has no objection to the project subject to the completion of Engineering servicing requirements as outlined in Appendix II.
Parks, Recreation & Culture:	Parks accept the removal of all city trees within the road right-of- way and in the City lots under development as recommended in the project arborist's report dated January 18, 2024.
	No further trees or vegetation are to be removed from future or existing parkland without pre-approval by Parks.
	Development Planning and Trees & Landscaping staff to ensure any screening guidelines for truck parking are met.
Ministry of Transportation & Infrastructure (MOTI):	Comments from MOTI are pending and will need to be addressed as a condition of TUP issuance.
Surrey Fire Department	The Surrey Fire Service does not have any concerns with regards to this TUP for truck parking.

# **Transportation Considerations**

- The site is in close proximity to Canadian National Railway line and major truck routes, including Highway No.17.
- The proposal will require an approximate 11-metre-wide access (to be finalized before final approval) from 131 Street for entering trucks and a 11-metre-wide concrete driveway to exit the site to 115B Avenue for sites at 13132 115B Avenue, 13123 115A Avenue, and 13119 115A Avenue.
- For the site at 11561 132 Street, two separate 11-metre wide accesses to 115B Avenue for entering and exiting trucks will be required.
- The attached site plan (Appendix I) demonstrates the feasibility of truck maneuvering within the site.
- The applicant will be required to provide sufficient queuing area and pave the driveway entrance.

# Natural Area Considerations

• Two of the subject properties (13132 - 115B Avenue & 11561 - 132 Street) include open watercourses along their north boundary (south side of 115B Avenue) and east boundary (west side of 132 Street). The 115B Avenue ditch is identified as Class C (green) while the 132 Street ditch is identified as Class A(O) (red-dash).

• The applicant will be required to secure any applicable provincial and/or federal approvals for all the driveway crossings as required.

# POLICY & BY-LAW CONSIDERATIONS

### **Regional Growth Strategy**

• The subject site is designated Industrial in the Regional Growth Strategy. The proposed truck parking TUP will allow for the site to operate as an interim industrial use until the site can ultimately be redeveloped for more intensive industrial uses.

# Official Community Plan

### Land Use Designation

• The subject sites are designated "Industrial" in the OCP. The proposed use complies with the OCP designation, which is intended to support light and heavy industrial uses including manufacturing, warehouse, wholesale trade and equipment storage and repair, including transportation industry such as truck parking and truck repair/servicing.

### PUBLIC ENGAGEMENT

• Pre-notification letters were sent on April 10, 2024 and the Development Proposal Signs were installed on August 23,2024. Staff received no responses from neighbouring residents or property owners.

### TREES

• The site has been cleared for truck parking purposes. Perimeter landscaping including tree planting will be provided as a condition of this temporary truck parking use.

Application No.: 7923-0349-00

# INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I.	Site Plan
Appendix II.	Engineering Summary
Appendix III.	Temporary Use Permit No. 7923-0349-00

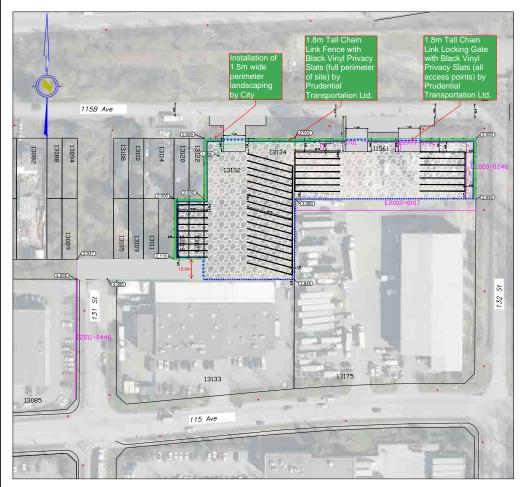
approved by Ron Gill

Ron Gill Acting General Manager Planning and Development

SPV/cm

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Appendix I

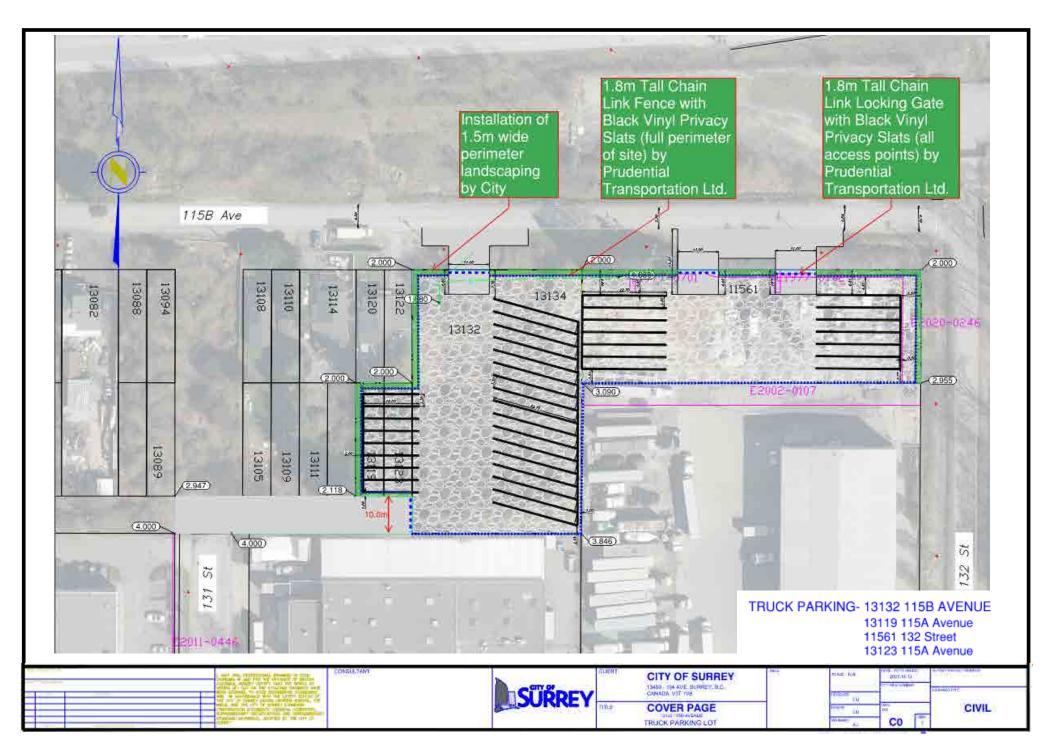


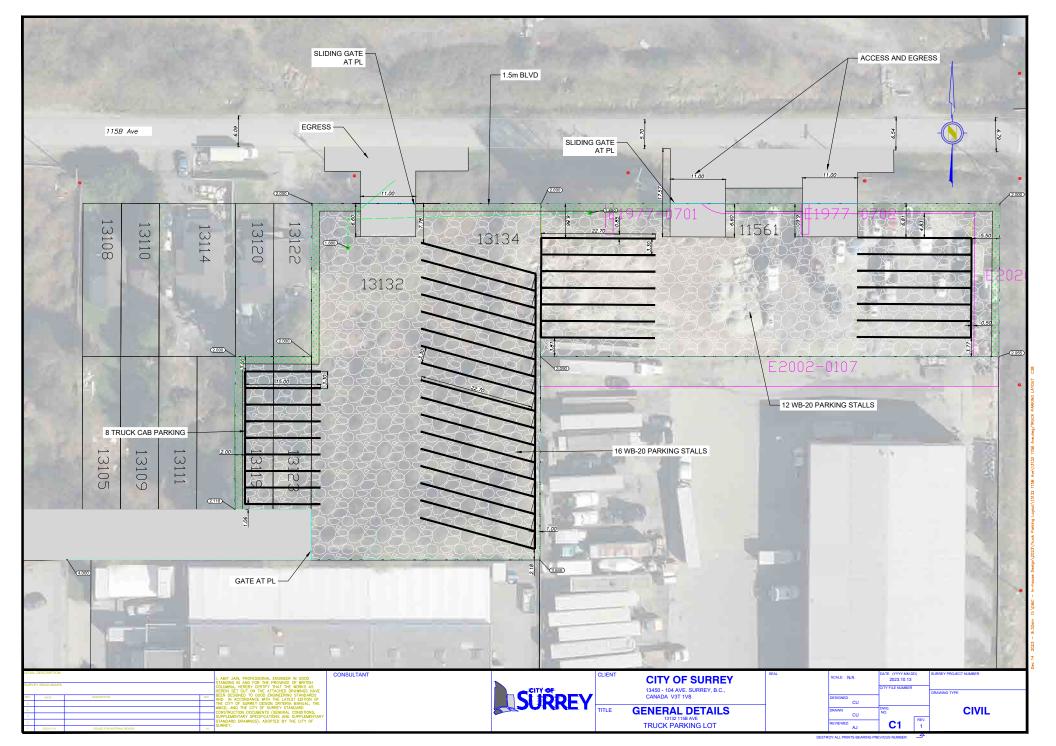
# TRUCK PARKING- 13132 115B AVENUE 13119 115A Avenue 11561 132 Street

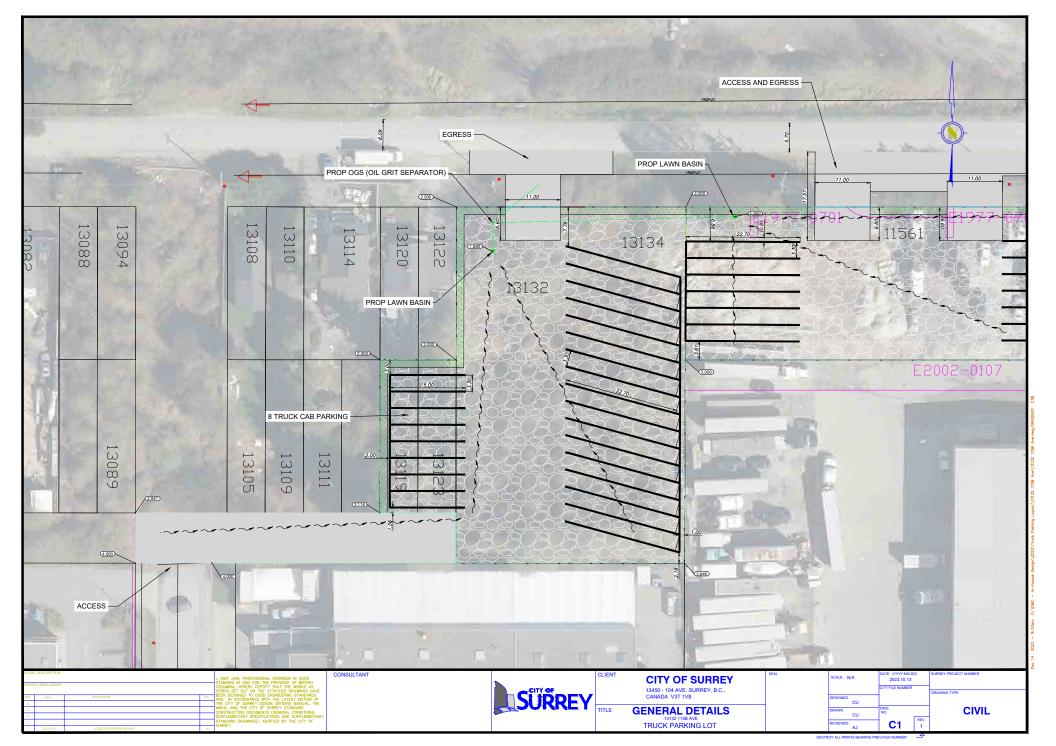
13123 115A Avenue

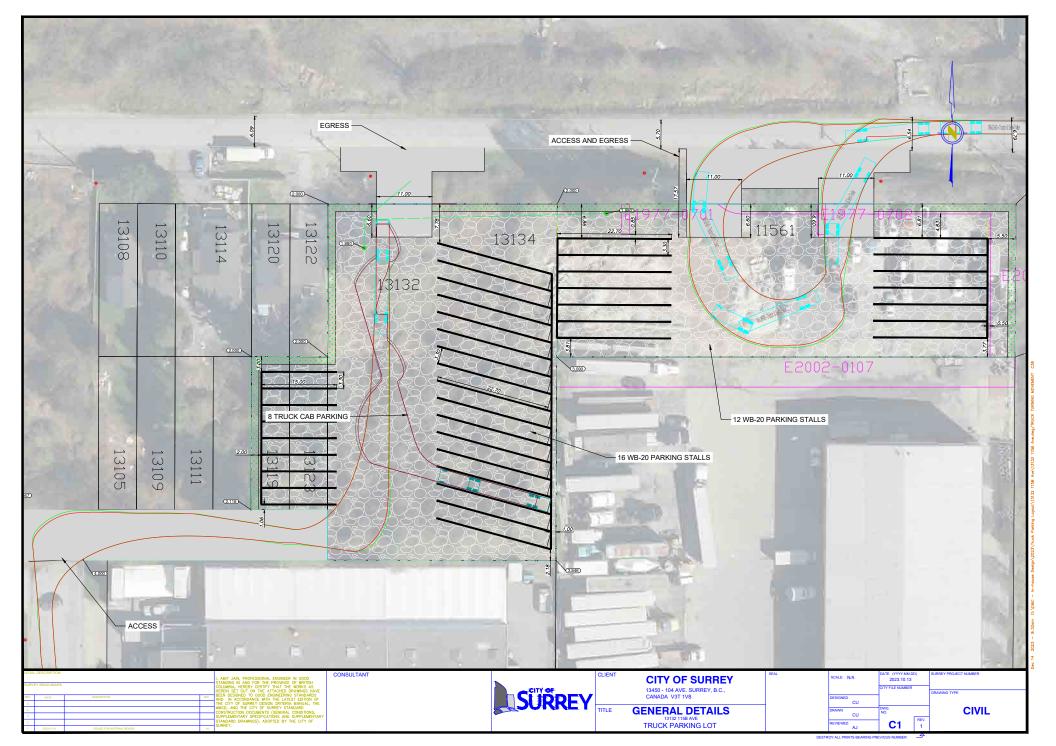
PROJECT LOCATION

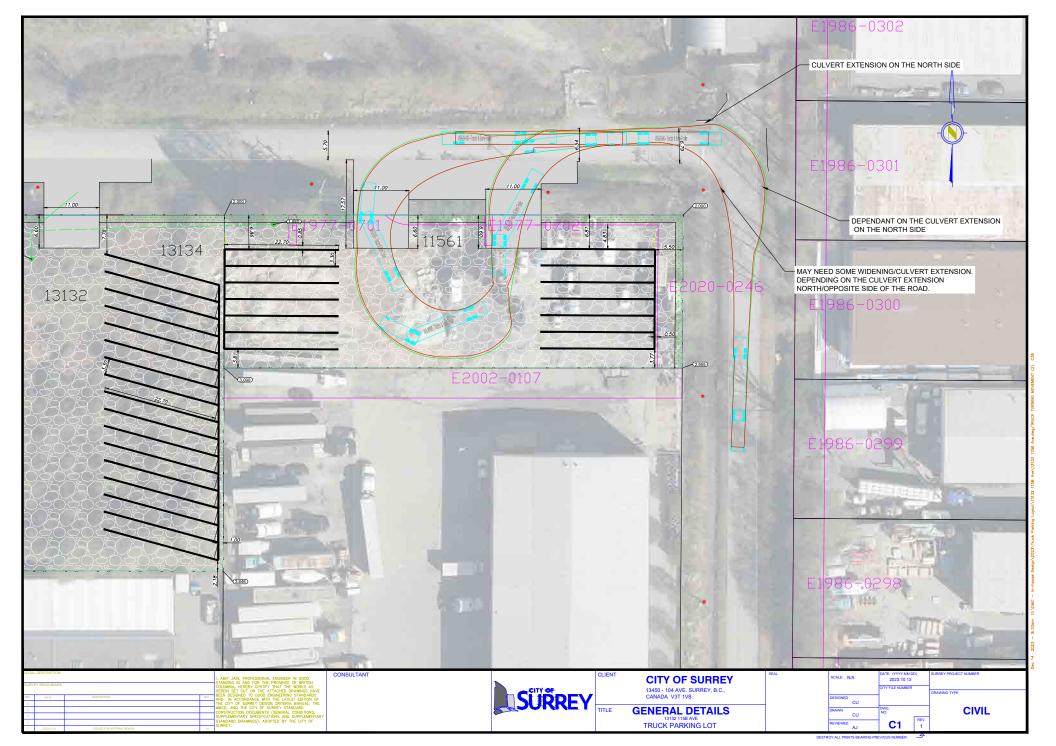
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INTER-OFFICE MEMO

Appendix II

# TO: Director, Development Planning, Planning and Development Department FROM: Development Process Manager, Engineering Department DATE: September 04, 2024 PROJECT FILE: 7823-0349-00

# RE: Engineering Requirements Location: 11561 132 St

# **TEMPORARY USE PERMIT**

The following are to be addressed as a condition of issuance of the Temporary Use Permit:

- Construct road improvements from the site to the intersection of 115B Avenue and 132 Street to support truck turning movements.
- Construct adequate driveway access and extend paved access into the site for minimum one truck length.
- Implement on-site storm mitigation to prevent uncontrolled runoff to adjacent properties. Capture and convey all runoff to a single municipal storm connection and maintain predevelopment flow levels.
- Secure applicable provincial and federal approvals for all impacted streams, as required.

A Servicing Agreement is required. Works and Services must be constructed and placed on final maintenance prior to issuance of the Temporary Use Permit.

djoom

Daniel Sohn, P.Eng. Development Process Manager

BD

# (the "City")

# **TEMPORARY USE PERMIT**

NO.: 7923-0349-00

Issued To:	City of Surrey

("the Owner")

- Address of Owner: 13450 104 AVE SURREY BC V3T 1V8
- 1. This temporary use permit is issued subject to compliance by the Owner with all statutes, by-laws, orders, regulations or agreements, except as specifically varied by this temporary use permit.
- 2. This temporary use permit applies to that real property including land with or without improvements located within the City of Surrey, with the legal description and civic address as follows:

Parcel Identifier: 011-602-384 LOT 43 BLOCK 39 SECTION 9 BLOCK 5 NORTH RANGE 2 WEST NEW WESTMINSTER DISTRICT PLAN 480 13123 115A Ave

Parcel Identifier: 011-602-392 LOT 44 BLOCK 39 SECTION 9 BLOCK 5 NORTH RANGE 2 WEST NEW WESTMINSTER DISTRICT PLAN 480 13119 115A Ave

Parcel Identifier: 030-116-031 LOT A SECTION 9 BLOCK 5 NORTH RANGE 2 WEST NEW WESTMINSTER DISTRICT PLAN EPP71306 11561 132 St

Parcel Identifier: 025-435-230 LOT 4 SECTION 9 BLOCK 5 NORTH RANGE 2 WEST NEW WESTMINSTER DISTRICT PLAN LMP54470 13132 115B Ave

(the "Land")

- 3. The authority to issue Temporary Use Permits is granted to municipalities under Sections 492 and 493 of the *Local Government Act* R.S.B.C. 2015, c.1. Pursuant to Implementation, II(c) Implementation Instruments, Temporary Use Permits of Surrey Official Community Plan, 2013, No. 18020, as amended, the entire City of Surrey is designated a Temporary Use Permit area.
- 4. The temporary use permitted on the Land shall be for truck parking, as shown on Schedule A.
- 5. The temporary use shall be carried out according to the following conditions:
  - (a) No truck washing or truck repair/servicing is permitted on the Land.
  - (b) Truck access shall be from 115B Avenue, and 131 Street as demonstrated on Schedule A.
  - (c) The landscaping shall conform to drawings shown on Schedule A and numbered 7923-0349-00 (1) (the "Landscaping") which is attached hereto and forms part of this permit.
  - (d) The landscaping and fencing should be maintained for the duration of the Temporary Use Permit.
  - (e) The installation of the proposed landscaping will be undertaken by the City, whereas the perimeter fencing will be installed by Prudential Transportation Ltd.
- 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this temporary use permit. This temporary use permit is not a building permit.
- 7. An undertaking submitted by the Owner is attached hereto as Appendix I and forms part of this temporary use permit.
- 8. This temporary use permit is not transferable.
- 9. This temporary use permit shall lapse on or before **three** years from date of issuance.

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

ISSUED THIS DAY OF , 20 .

Mayor – Brenda Locke

City Clerk and Director Legislative Services Jennifer Ficocelli IN CONSIDERATION OF COUNCIL'S APPROVAL OF THIS TEMPORARY USE PERMIT AND OTHER GOOD AND VALUABLE CONSIDERATION, I/WE THE UNDERSIGNED AGREED TO THE TERMS AND CONDITIONS OF THIS TEMPORARY USE PERMIT AND ACKNOWLEDGE THAT WE HAVE READ AND UNDERSTOOD IT.

Authorized Agent: Signature

Name (Please Print)

# TO THE CITY OF SURREY:

I,	(Name of Owner)
being the	owner of (Legal Description)
known as	(Civic Address)
hereby ur	dertake as a condition of issuance of my temporary use permit to:
(a)	demolish or remove all buildings and/or structures that are permitted to be constructed pursuant to the temporary use permit issued to me; and

(b) restore the land described on the temporary use permit to a condition specified in that permit;

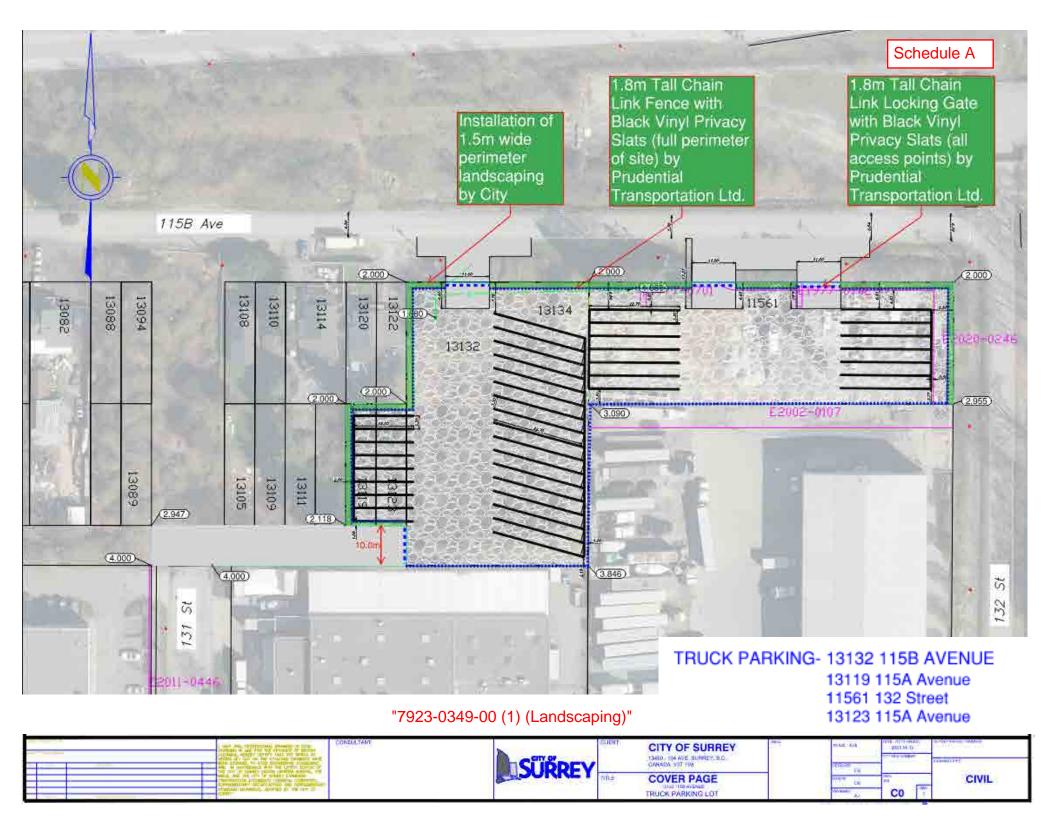
all of which shall be done not later than the termination date set out on the temporary use permit.

I further understand that should I not fulfill the undertaking described herein, the City or its agents may enter upon the land described on the temporary use permit and perform such work as is necessary to eliminate the temporary use and bring the use and occupancy of the land in compliance with Surrey Zoning By-law, 1993, No. 12000, as amended, and that any securities submitted by me to the City pursuant to the temporary use permit shall be forfeited and applied to the cost of restoration of my land as herein set out.

This undertaking is attached hereto and forms part of the temporary use permit.

(Owner)

(Witness)



# Appendix II

City of Surrey PLANNING & DEVELOPMENT REPORT

Application No.: 7923-0350-00

Planning Report Date: September 9, 2024

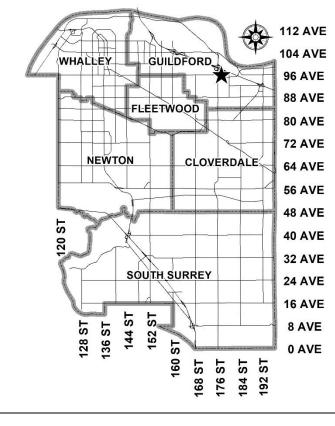
### **PROPOSAL:**

# • Temporary Use Permit

to allow a temporary truck parking facility for approximately 41 trucks on a City owned site in Anniedale-Tyenhead.

LOCATION:	17768- 96 Avenue
ZONING:	RA
<b>OCP DESIGNATION:</b>	Mixed Employment
NCP DESIGNATION:	Light Industrial





# **RECOMMENDATION SUMMARY**

• Approval for Temporary Use Permit to proceed to Public Notification.

# DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The proposed truck parking use is not permitted in the RA zone.
- The applicant is proposing to temporarily use the subject site for truck parking.

# **RATIONALE OF RECOMMENDATION**

- The proposal complies with the "Mixed Employment" designation in the Official Community Plan (OCP) and the "Light Industrial" designation in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP).
- The City has experienced a shortage of truck parking spaces, resulting in frequent Bylaw violations, misuse of truck routes, and numerous issues for Surrey businesses and residents. These issues include noise complaints, safety risks, road damage, and environmental concerns. The lack of adequate parking for large commercial vehicles is a key factor driving these challenges.
- The proposal will thus assist in providing much-needed authorized truck parking spaces in an appropriate location within the City.
- The proposed temporary truck parking facility will allow an authorized, interim use of the land until it is economically viable for redevelopment.
- The road network is in the process of being upgraded in the area. The applicant will be required to complete any remaining road upgrades (widening) to ensure adequate truck access from the frontage of the property to the intersection of Golden Ears Way and 180 Street.
- Landscaping/fencing along road frontages and adjacent neighbouring lots will be designed to ensure appropriate interface conditions.
- The site is in close proximity to Canadian National Railway line and major truck routes, including Highway No. 17 (South Fraser Perimeter Road), Highway No. 15 (176 Street), Highway No. 1, and Golden Ears Way.

### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council approve Temporary Use Permit No. 7923-0350-00 (Appendix III) to proceed to Public Notification.
- 2. Council instruct staff to resolve the following issues prior to final approval:
  - (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) input from the Ministry of Transportation & Infrastructure;

Direction	Existing Use	NCP Designation	Existing Zone
Subject Site	Vacant land	Light Industrial	RA
North (Across 96 Avenue):	Single family dwelling on acreage	Light Industrial	RA
East:	Single family dwelling on acreage, under Development Application 7923-0249- oo to allow temporary truck parking.	Light Industrial	RA
South (Across Golden Ears Way):	Single family dwelling on acreage.	Trail and High density residential	RA
West:	Single family dwelling on acreage.	Light Industrial	RA

### **SITE CONTEXT & BACKGROUND**

# Context & Background

- The 0.76- hectare subject site is located at 17768- 96 Avenue in Anniedale-Tynehead and is zoned "One-Acre Residential Zone (RA)", designated "Light Industrial" in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP) and designated "Mixed Employment" in the Official Community Plan (OCP).
- The Planning & Development Department has received various proposals and inquiries about temporary truck parking and outdoor storage over the past few years in this area of Anniedale-Tynehead.

### Application No.: 7923-0350-00

- Temporary Use Permit applications for truck parking have been submitted to the immediate east at 17802–96 Avenue (7923-0249-00) and four TUPs have been submitted further east. Some of these applications have received preliminary support from Council and others are pre-Council but are expected to proceed to Council soon.
- The subject site is adjacent to a Class B (yellow- coded) ditch along 96 Avenue.
- The proposed development is within the Development Permit Area for Sensitive Ecosystems pertaining to Streamside and Green Infrastructure Network (GIN). However, the GIN is located south of Golden Ears Way and does not impact the subject site. The truck parking use is setback from the 96 Avenue ditch and as such, a Development Permit (Sensitive Ecosystem) has not been required for the development proposal.

# **DEVELOPMENT PROPOSAL**

# Planning Considerations

- Truck parking (Transportation Industry) is not a permitted use in "One-Acre Residential Zone (RA)".
- The subject Temporary Use Permit (TUP) application has been submitted to address this non-compliance and to allow truck parking on a temporary basis.
- On March 11, 2024, under Corporate Report Ro48, Council approved a license agreement for the subject site between Prudential Transportation Ltd. and the City for a term of 36 months with an option to extend the TUP for an additional 36 months at the City's discretion. Council also authorized the General Manager of Engineering to proceed with the preparation of the site for truck parking purposes including tree clearing, importing and compacting of gravel fill and the construction of driveway access.
- The applicant has provided a site plan for the proposed truck parking that includes the following:
  - parking spaces for approximately 41 trucks;
  - o landscape screening and fencing along the perimeter of the site;
  - 13-metre wide access driveway with culvert from 96 Avenue for entering and exiting trucks;
  - surfacing with crushed gravel and appropriate grading that will convey all surface water into the City's drainage system.
- No maintenance, repair or washing of vehicles/trucks will be permitted on the subject lot.
- The City's contractual agreement with Prudential Transportation Ltd. will ensure that the landscaping and fencing will be maintained throughout the duration of the truck parking use.

# Referrals

Engineering:	The Engineering Department has no objection to the project subject to the completion of Engineering servicing requirements as outlined in Appendix II.
Parks, Recreation & Culture:	No comments.
Ministry of Transportation & Infrastructure (MOTI):	Comments from MOTI are pending and will need to be addressed as a condition of TUP issuance.
Surrey Fire Department:	No concerns

# **Transportation Considerations**

- The site is in close proximity to the Canadian National Railway line and major truck routes, including Highway No. 17 (South Fraser Perimeter Road), Highway No. 15 (176 Street), Highway No. 1, and Golden Ears Way.
- The proposal will require a 13-metre-wide access driveway with culvert from 96 Ave for entering and exiting trucks. No access will be provided from Golden Ears Way.
- The attached site plan (Appendix I) demonstrates the feasibility of truck maneuvering within the site.
- The applicant will be required to provide adequate queuing space and pave the driveway entrance.

# **Natural Area Considerations**

- The applicant completed a preliminary watercourse assessment for the subject site. The assessment was prepared by the Qualified Environmental Professional (QEP) David Neufeld, *R.P. Bio.*, of ISL Engineering and Land Services, dated July 11, 2024.
- The watercourse assessment determined that a Class B (yellow-coded) ditch is located along 96 Avenue. The assessment did not identify any definable barriers to fish access in this ditch. However, the habitat quality within this constructed feature was poor.
- As determined by the QEP, this watercourse would not be subject to the fish and fish habitat protection provisions of the Fisheries Act. The watercourse is also not subject to the provincial RAPR because it is not connected by surficial flow to downstream fish habitat at any time of year and is not integral to a stream.
- The City's contractual agreement with Prudential Transportation Ltd. will stipulate that the truck parking operations shall remain setback from the 96 Avenue ditch.

• The applicant will be required to secure applicable provincial and/or federal approvals for the ditch crossing as required.

# POLICY & BY-LAW CONSIDERATIONS

### **Regional Growth Strategy**

• The subject site is designated General Urban in the Regional Growth Strategy.

### **Official Community Plan**

### Land Use Designation

• The subject site is designated " Mixed Employment " in the OCP. The proposed use complies with the OCP designation, which is intended to support a mix of industrial, commercial, business and office use that are not suited for locations within Town Centres or commercial centres. Industrial uses are encouraged to be located in Mixed Employment designated areas.

### **Secondary Plans**

### Land Use Designation

- The subject site is designated "Light Industrial" in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP). The Light Industrial designation is intended for manufacturing, processing, warehousing, and distribution of goods in an industrial park development.
- The proposed temporary use is considered to be supportable as it will allow an authorized, interim use of the land until it is economically viable for redevelopment, in accordance with the Anniedale-Tynehead NCP. The proposed truck parking TUP will allow for the site to operate as an interim industrial use until the site can ultimately be redeveloped for more intensive industrial uses.
- In addition, the temporary use will assist in providing much-needed authorized truck parking spaces within the City.

### **PUBLIC ENGAGEMENT**

- Pre-notification letters were sent on April 9, 2024, and the Development Proposal Signs were installed on August 23,2024. Staff received one (1) response from a neighbouring resident (*staff comments in italics*):
  - The resident expressed concerns with respect to tree clearing in this area and requested information on how the removal will be compensated. They also had questions with respect to how the City will be treating the Sensitive Ecosystem Development Permit Area and expressed concerns on sensitive areas. They also commented that the increased truck parking in the area has made the area less livable and requested more details on landscaping buffers to screen the proposed use from residential areas.

(The site was previously cleared. The applicant will be providing landscaping buffer and fencing around the perimeter of the site to ensure adequate screening.

The applicant completed a preliminary watercourse assessment, and the development proposal is designed to address the recommendations of the report. The applicant will be required to secure applicable provincial and federal approvals for the driveway crossing as required. The proposal complies with "Light Industrial" designation in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP) and "Mixed Employment" designation in the Official Community Plan (OCP) which supports industrial use. The proposed temporary use is considered to be supportable as it will allow an authorized, interim use of the land until it is economically viable for redevelopment, in accordance with the Anniedale-Tynehead NCP.)

# TREES

• The site has been cleared for truck parking purposes. Perimeter landscaping including tree planting will be provided as a condition of this temporary truck parking use.

# INFORMATION ATTACHED TO THIS REPORT

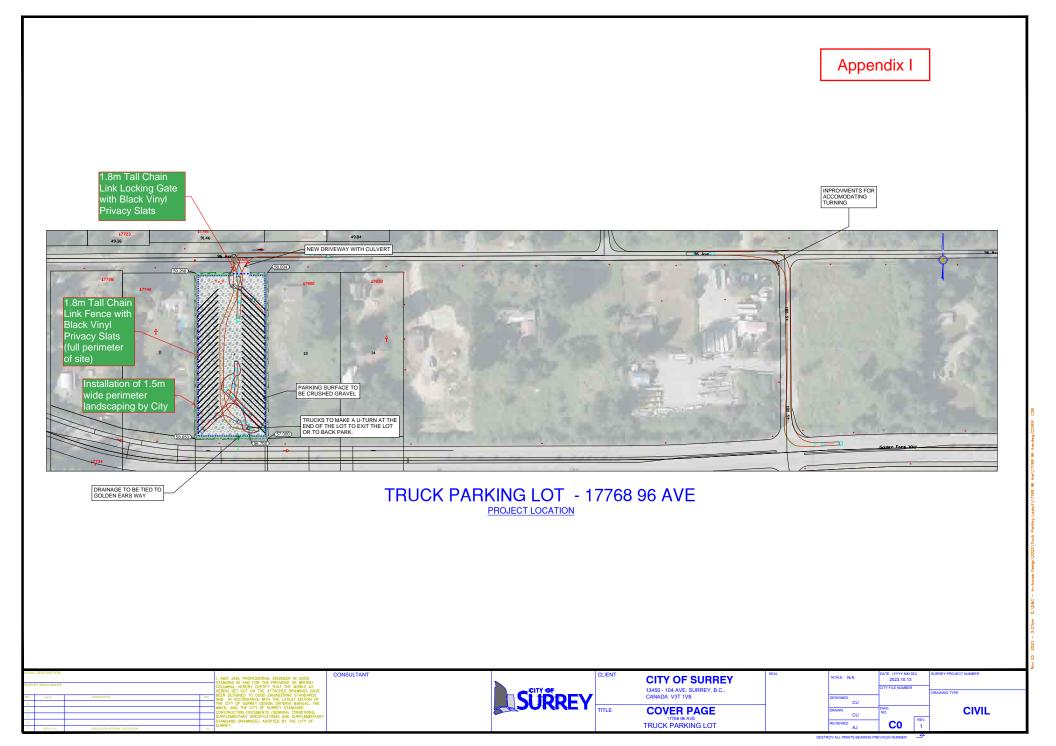
The following information is attached to this Report:

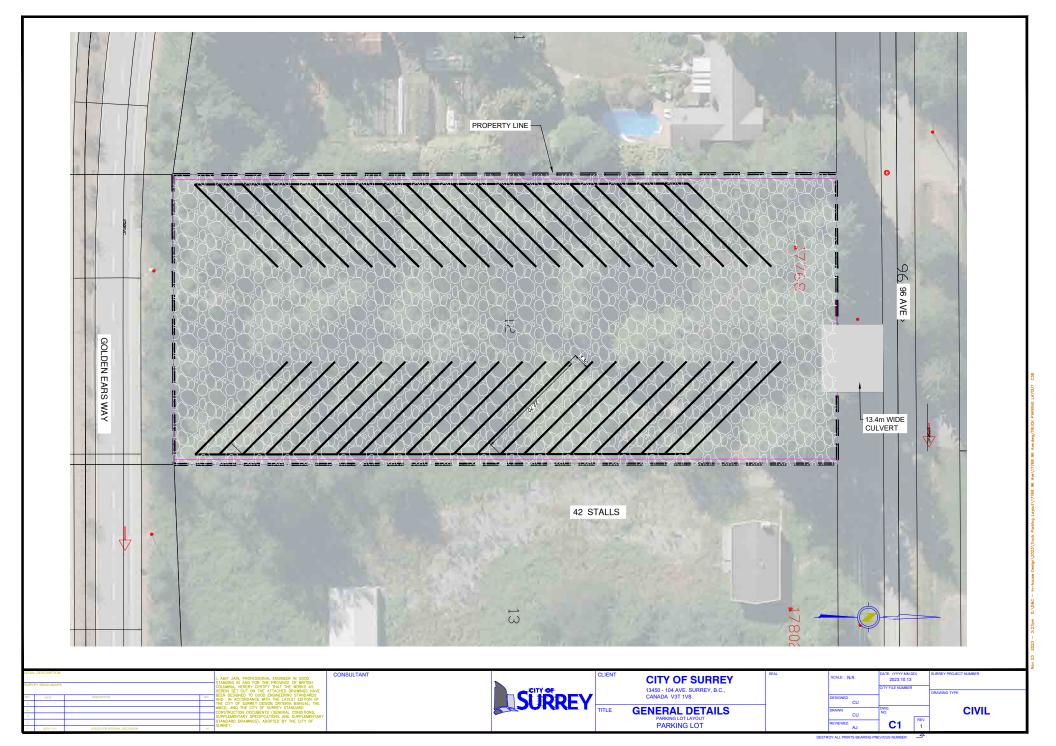
Appendix I.	Site Plan,
Appendix II.	Engineering Summary
Appendix III.	Temporary Use Permit No. 7923-0350-00

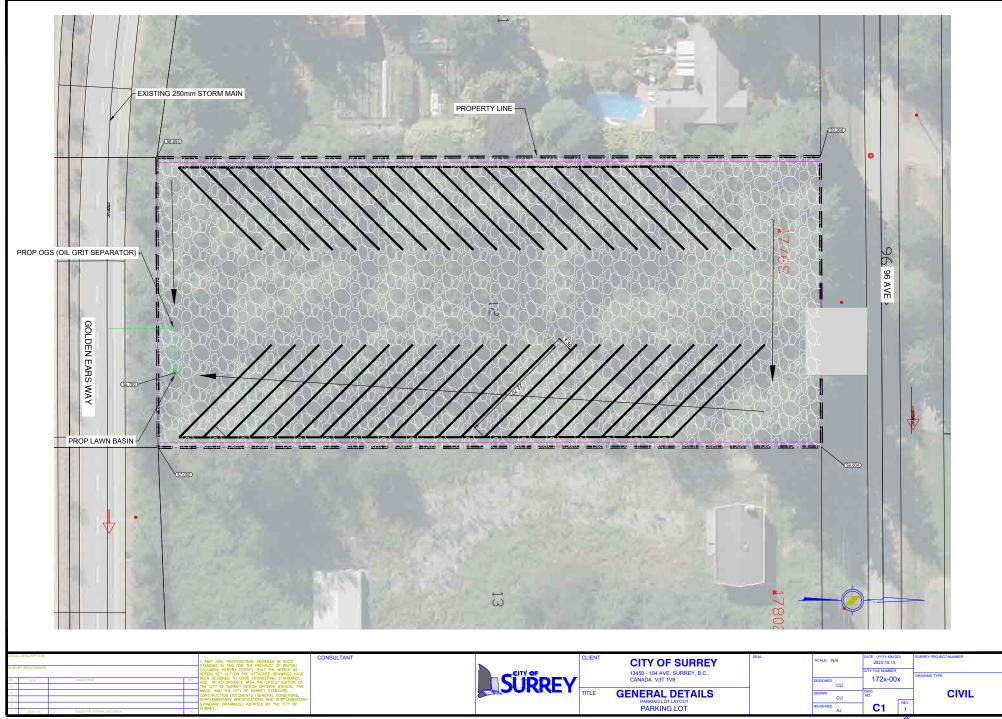
approved by Ron Gill

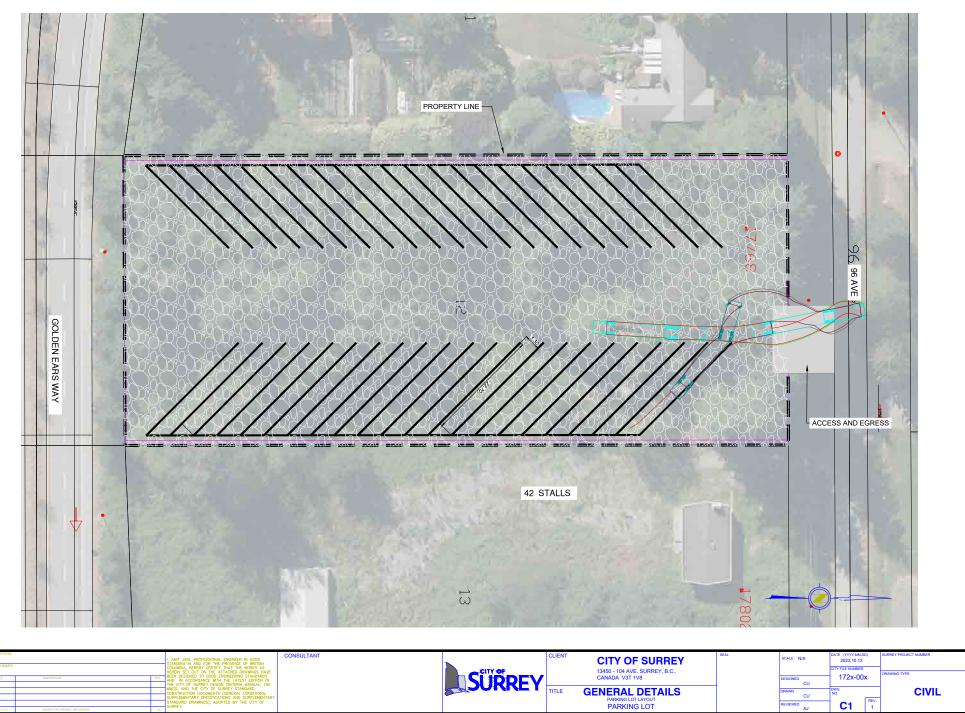
Ron Gill Acting General Manager Planning and Development

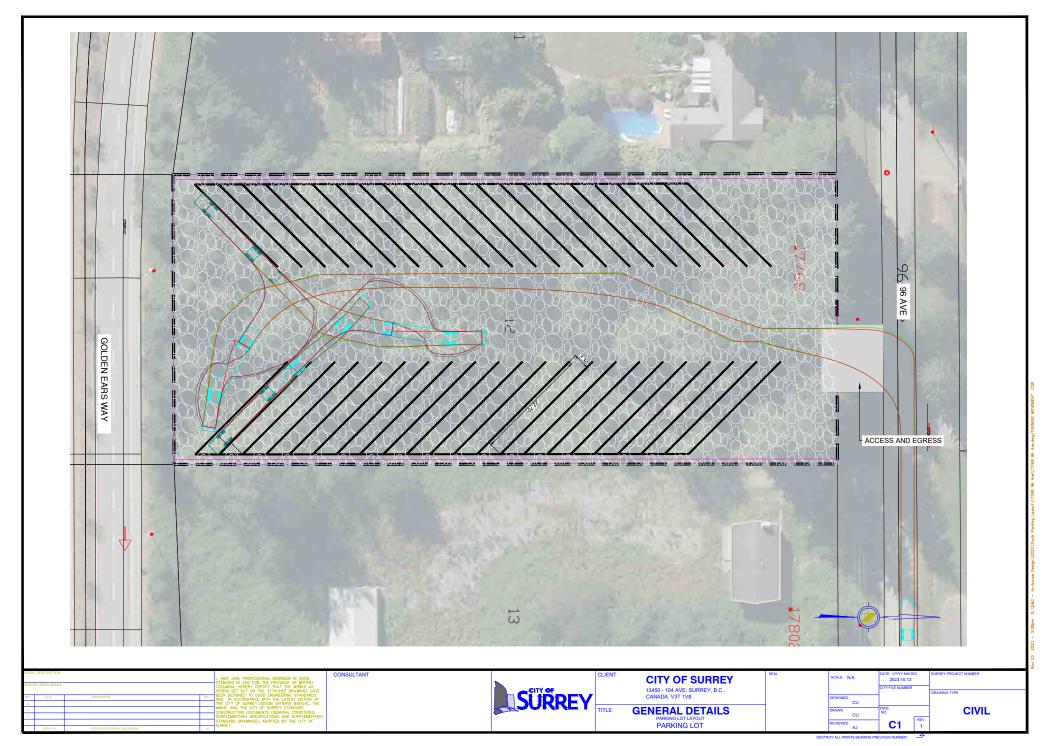
SPV/cm













# INTER-OFFICE MEMO

Appendix II

# TO: Director, Development Planning, Planning and Development Department FROM: Development Process Manager, Engineering Department DATE: September 04, 2024 PROJECT FILE: 7823-0350-00 PE: Engineering Requirements

# RE: Engineering Requirements Location: 17768 96 Ave

# **TEMPORARY USE PERMIT**

The following are to be addressed as a condition of issuance of the Temporary Use Permit:

- Construct road improvements from the site to the intersection of Golden Ears Way and 180 Street to support truck turning movements.
- Construct adequate driveway access and extend paved access into the site for minimum one truck length.
- Implement on-site stormwater mitigation to meet pre-development conditions up to the 100-year storm event. There shall be no uncontrolled drainage onto adjacent properties. Submit on-site stormwater management plan with geotechnical testing and reporting.
- Secure applicable provincial and federal approvals for all impacted streams, as required.

A Servicing Agreement is required. Works and Services must be constructed and placed on final maintenance prior to issuance of the Temporary Use Permit.

Sjoch

Daniel Sohn, P.Eng. Development Process Manager

BD

# (the "City")

# **TEMPORARY USE PERMIT**

NO.: 7923-0350-00

Issued To:	City of Surrey

("the Owner")

- Address of Owner: 13450 104 AVE SURREY BC V3T 1V8
- 1. This temporary use permit is issued subject to compliance by the Owner with all statutes, by-laws, orders, regulations or agreements, except as specifically varied by this temporary use permit.
- 2. This temporary use permit applies to that real property including land with or without improvements located within the City of Surrey, with the legal description and civic address as follows:

Parcel Identifier: 002-283-654 LOT 12 EXCEPT: PART ON PLAN BCP26968; SECTION 32 TOWNSHIP 8 NEW WESTMINSTER DISTRICT PLAN 33921 17768 96 Ave

# (the "Land")

- 3. The authority to issue Temporary Use Permits is granted to municipalities under Sections 492 and 493 of the *Local Government Act* R.S.B.C. 2015, c.1. Pursuant to Implementation, II(c) Implementation Instruments, Temporary Use Permits of Surrey Official Community Plan, 2013, No. 18020, as amended, the entire City of Surrey is designated a Temporary Use Permit area.
- 4. The temporary use permitted on the Land shall be for truck parking, as shown in Schedule A.
- 5. The temporary use shall be carried out according to the following conditions:
  - (a) No truck washing or truck repair/servicing is permitted on the Land.
  - (b) Truck access shall be from 96 Avenue as demonstrated on Schedule A.

- (c) The landscaping shall conform to drawings shown on Schedule A and numbered 7923-0350-00 (1) (the "Landscaping") which is attached hereto and forms part of this permit.
- (d) The landscaping and fencing should be maintained for the duration of the Temporary Use Permit.
- (e) The installation of the proposed landscaping will be undertaken by the City, whereas the perimeter fencing will be installed by Prudential Transportation Ltd.
- 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this temporary use permit. This temporary use permit is not a building permit.
- 7. An undertaking submitted by the Owner is attached hereto as Appendix I and forms part of this temporary use permit.
- 8. This temporary use permit is not transferable.
- 9. This temporary use permit shall lapse on or before three years from date of issuance.

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

ISSUED THIS DAY OF , 20 .

Mayor – Brenda Locke

City Clerk and Director Legislative Services Jennifer Ficocelli IN CONSIDERATION OF COUNCIL'S APPROVAL OF THIS TEMPORARY USE PERMIT AND OTHER GOOD AND VALUABLE CONSIDERATION, I/WE THE UNDERSIGNED AGREED TO THE TERMS AND CONDITIONS OF THIS TEMPORARY USE PERMIT AND ACKNOWLEDGE THAT WE HAVE READ AND UNDERSTOOD IT.

Authorized Agent: Signature

Name (Please Print)

### TO THE CITY OF SURREY:

I,	(Name of Owner)
being the owner of	(Legal Description)
known as	
(Civic Address) hereby undertake as a condition of issuance of my temporary use permit to:	

- (a) demolish or remove all buildings and/or structures that are permitted to be constructed pursuant to the temporary use permit issued to me; and
- (b) restore the land described on the temporary use permit to a condition specified in that permit;

all of which shall be done not later than the termination date set out on the temporary use permit.

I further understand that should I not fulfill the undertaking described herein, the City or its agents may enter upon the land described on the temporary use permit and perform such work as is necessary to eliminate the temporary use and bring the use and occupancy of the land in compliance with Surrey Zoning By-law, 1993, No. 12000, as amended, and that any securities submitted by me to the City pursuant to the temporary use permit shall be forfeited and applied to the cost of restoration of my land as herein set out.

This undertaking is attached hereto and forms part of the temporary use permit.

(Owner)

(Witness)

