

## RECOMMENDATION SUMMARY

- By-law Introduction and set date for Public Hearing for:
- OCP Amendment; and
- Rezoning.
- Approval to draft Development Permit for Form and Character, Sensitive Ecosystems, Hazard Lands, and Farm Protection.


## DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- Proposing an amendment to the Official Community Plan (OCP) from Mixed Employment to Multiple Residential.
- Proposing an amendment to the Highway 99 Corridor Local Area Plan (LAP) to introduce "Townhouses" as a new land use designation, to amend the northerly portion of the site from Business Park and Commercial/Business Park to Townhouses, and to adjust the road network for this quadrant.


## RATIONALE OF RECOMMENDATION

- At the November 23, 2020, Regular Council - Land Use meeting, Council considered a Planning Report for the subject application that proposed an Official Community Plan (OCP) amendment from Mixed Employment to Multiple Residential and referred the project back to staff to:
- to complete the application review process and to prepare the rezoning report including all By-laws and Development Permits for Council's consideration at a future Regular Council - Land Use meeting.
- Since the November 23, 2020, Regular Council - Land Use meeting, staff have worked to complete the application review process. The proposal is now being presented for Council's consideration and by-law introduction.
- The proposal complies with the Development Permit requirements in the OCP for Sensitive Ecosystems (Streamside Areas), Hazard Lands (Steep Slopes) and Farming Protection.
- The applicant is proposing to convey a o. 54 hectare ( 1.33 acres) public active park site, at no cost to the City, in support of the proposed Official Community Plan amendment and to serve the future residents of this proposed large townhouse project.


## RECOMMENDATION

The Planning \& Development Department recommends that:

1. A By-law be introduced to amend the OCP Figure 3: General Land Use Designations for the subject site from Mixed Employment to Multiple Residential and a date for Public Hearing be set.
2. A By-law be introduced to amend the OCP Figure 42: Major Employment Areas for the subject site by removing the Mixed Employment designation for the subject site and a date for Public Hearing be set.
3. Council determine the opportunities for consultation with persons, organizations and authorities that are considered to be affected by the proposed amendment to the Official Community Plan, as described in the Report, to be appropriate to meet the requirement of Section 475 of the Local Government Act.
4. A By-law be introduced to rezone the subject site from "One-Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)" and a date be set for Public Hearing.
5. Council authorize staff to draft Development Permit No. 7920-0224-oo generally in accordance with the attached drawings (Appendix I), the finalized Ecosystem Development Plan and finalized geotechnical report.
6. Council approve Development Variance Permit No. 7920-0224-oo (Appendix VIII) varying the following, to proceed to Public Notification:
(a) to reduce the minimum north front yard setback of the RM-30 Zone on proposed Lot 1 from 4.5 metres to 3.0 metres to the side of unit;
(b) to reduce the minimum north side yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.5 metres to the principal building face;
(c) to reduce the minimum east rear yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.5 metres to the principal building face, and to 3.0 metres to the side of unit;
(d) to reduce the minimum west side yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.8 metres to the principal building face; and
(e) to reduce the minimum south rear yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.5 metres to the principal building face, and to 3.7 metres to the side of unit.
7. Should Council grant Third Reading to the proposal, Council authorize staff to bring forward a bylaw amendment to Development Cost Charge By-law No. 20260 to incorporate a residential charge within the Highway 99 Corridor Local Area Plan.
8. Should Council grant Third Reading to the proposal, Council authorize staff to bring forward a bylaw amendment to Schedule G of Zoning Bylaw No. 12000, to add a Community Specific Capital Projects Contribution for residential uses for the Highway 99 Corridor Local Area Plan (Appendix VII).
9. Council instruct staff to resolve the following issues prior to final adoption:
(a) ensure that all engineering requirements and issues including restrictive covenants, dedications, and rights-of-way where necessary, are addressed to the satisfaction of the General Manager, Engineering;
(b) submission of a subdivision layout to the satisfaction of the Approving Officer;
(c) Approval from the Ministry of Transportation \& Infrastructure;
(d) approval from the Ministry of Forests, Lands and Natural Resource Operations under the Water Sustainability Act for relocation of the 168 Street Class B watercourse;
(e) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
(f) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
(g) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
(h) the applicant satisfy the deficiency in tree replacement on the site, to the satisfaction of the Planning and Development Department;
(i) submission of a finalized Ecosystem Development Plan to the satisfaction of City staff and submission of a peer review for the Ecosystem Development Plan to the satisfaction of City staff;
(j) submission of a finalized Geotechnical Report to the satisfaction of City staff, and submission of a peer review for the Geotechnical Report to the satisfaction of City Staff;
(k) conveyance of riparian areas to the City, at no cost to the City;
(1) conveyance of a 0.54 hectare ( 1.33 acres) public active park site, at no cost to the City, in support of the proposed Official Community Plan amendment;
(m) completion of a P-15 agreement, to the satisfaction of the Parks, Recreation and Culture Department, for monitoring and maintenance of planting for Pacific Water Shrew habitat enhancement, invasive management, and GIN Hub offsets in the conveyed riparian areas;
(n) provision of cash-in-lieu contribution to satisfy the indoor amenity space requirement of the RM-30 Zone, at the rate in effect at the time of Final Adoption;
(o) submission of an acoustical report for the units adjacent to Highway No. 99 and 168 Street and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures;
(p) registration of a Section 219 Restrictive Covenant to specifically identify the allowable tandem parking arrangement and to prohibit the conversion of the tandem parking spaces into livable space;
(q) 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 with respect to the City's Affordable Housing Strategy and Tier 1 Capital Project CACs, to the satisfaction of the General Manager, Planning \& Development Services; and
(r) registration of a Section 219 Restrictive Covenant that requires the owner to develop the site in accordance with the provisions identified in the finalized geotechnical report.
10. Council pass a resolution to amend the Highway 99 Corridor Local Area Plan (LAP) to introduce "Townhouses " as a new land use designation, to redesignate the properties located at 1083/ 1109/1177-168 Street, 1068 - Highway No. 99 and 16620-12 Avenue from Business Park and Commercial/Business Park to Townhouses, and to adjust the road network for this quadrant, when the project is considered for final adoption.

## SITE CONTEXT \& BACKGROUND

| Direction | Existing Use | OCP/NCP <br> Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| Subject Site | Vacant. Site has several <br> watercourses and is partially <br> treed. | Mixed Employment// <br> Business Park and <br> Commercial/Business <br> Park | RA |
| North (Across 12 <br> Avenue [unopened]): | Fergus Watershed <br> Biodiversity Preserve. | Mixed Employment/ <br> Business Park and <br> Habitat Preservation <br> Area | A-1 and RA |
| East (Across 168 <br> Street): | Golf course, within the <br> Agricultural Land Reserve <br> (ALR). | Agricultural | CPG and A-1 |
| South: | Single family dwelling and a <br> vacant lot. | Mixed Employment/ <br> Commercial/Business <br> Park | RA |
| West: | Highway No. 99 | n/a | n/a |

## Context \& Background

- The subject site (10.4 hectares) consists of 5 parcels located at 1083, 1109, 1177-168 Street, 1068 No. 99 Highway and 16620-12 Avenue. The site contains pasture land, some forested areas, a portion of Fergus Creek, and other watercourses. The site is zoned "One-Acre Residential Zone" (RA) and is designated Mixed Employment in the Official Community Plan (OCP) and Business Park, Commercial/Business Park, and Habitat Preservation Area in the Highway 99 Corridor Local Area Plan (LAP).
- The site is located between No. 99 Highway and 168 Street, immediately south of the Fergus Watershed Biodiversity Preserve. Meridian Golf Par 3 golf course is located to the east across 168 Street, within the Agricultural Land Reserve (ALR). There are several large acreage parcels to the south of the site.
- In 2016, an application was made on the subject site for an Official Community Plan (OCP) amendment from Mixed Employment to Multiple Residential to permit a townhouse development and a private school (Development Application No. 7916-ou18-oo). Staff prepared a "Stage 1" planning report recommending that the proposed development be referred back to the applicant to undertake major revisions to the proposal to be consistent with the OCP and the Highway 99 Corridor Local Area Plan (LAP).
- At the June 27, 2016, Regular Council - Land Use meeting, Council considered the "Stage 1" planning report and referred the project to staff to resolve various items and bring the project back to Council for consideration. The project was presented to Council for consideration on October 2, 2017, and the project received First and Second Reading.
- A Public Hearing for Development Application No. 7916-o118-oo was held on October 23, 2017. At the November 6, 2017, Regular Council - Public Hearing meeting, the project was denied Third Reading. Council noted that the townhouse proposal was contrary to the Official Community Plan (OCP), the Highway 99 Corridor Local Area Plan (LAP) and the Employment Lands Strategy, and concerns were expressed regarding the lack of infrastructure and school capacity in the area. The bylaws for Development Application No. 7916-o118-oo were subsequently filed and the application was closed.
- In September 2020 the subject application was submitted. The subject application is similar to the previous application (Application No. 7916-on8-oo), except that there is no private school component and approximately 100 more townhouse units are proposed.
- Staff prepared a "Stage 1" planning report recommending that the proposed development be referred back to the applicant to undertake major revisions to the proposal to be consistent with the OCP and the Highway 99 Corridor Local Area Plan (LAP). At the November 23, 2020, Regular Council - Land Use meeting, Council considered the "Stage ı" Planning Report and referred the project back to staff to:
- to complete the application review process and to prepare the rezoning report including all By-laws and Development Permits for Council's consideration at a future Regular Council - Land Use meeting.
- Since the November 23, 2020, Regular Council - Land Use meeting, staff have worked with the applicant to complete the application review process. The proposal is now being presented for Council's consideration and by-law introduction.


## DEVELOPMENT PROPOSAL

## Planning Considerations

- The applicant is proposing:
- an Official Community Plan (OCP) amendment from Mixed Employment to Multiple Residential;
- a Local Area Plan (LAP) amendment to introduce a new land use designation to the Highway 99 Corridor LAP: Townhouses and to redesignate a portion of the site from Business Park and Commercial/Business Park to Townhouses and for changes to the road network;
- to rezone the site from "One-Acre Residential Zone" (RA) to "Multiple Residential 30 Zone" (RM-30) to permit a townhouse development; and
- a Development Permit for Form and Character to allow for 482 townhouse units, and for Sensitive Ecosystems, Hazard Lands and Farm Protection.
- The applicant is also proposing a subdivision, to create 3 townhouse parcels, a o. 54 hectare ( 1.33 acres) active public park site, at no cost to the City, and conveyance of the riparian protection areas to the City.

|  |  |
| :--- | :--- |
| Proposed |  |
|  |  |
| Gross Site Area: | 104,070 sq.m. |
| Road Dedication: | 9,960 sq.m. |
| Riparian Dedication Area: | 15,254 sq.m. |
| Active Park Area: | 5,367 sq.m. |
| Net Site Area: | 73,490 sq.m. |
| Number of Lots: | 3 townhouse lots, 1 riparian lot, 1 active public park lot |
| Building Height: | 13.0 m |
| Unit Density: | 27 upa |
| Floor Area Ratio (FAR): | 0.95 to 1.00 on different lots (overall o.99) |
| Floor Area |  |
| Residential: | 72,361 sq.m. |
| Residential Units: |  |
| 2-Bedroom: | 12 |
| 3-Bedroom: | 470 |
| Total: | 482 |

## 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:

Parks, Recreation \&
Culture:

Ministry of Transportation \& Infrastructure (MOTI):

The School District has advised that there will be approximately 192 school-age children generated by this development, of which the School District has provided the following expected student enrollment.

126 Elementary students at Edgewood Elementary School 53 Secondary students at Earl Marriott Secondary 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.

The applicant has advised that the dwelling units in this project are expected to be constructed and ready for occupancy by Spring 2025.

- Parks accepts the conveyance, without compensation, of 1.33 acres of active parkland.
- Units adjacent to active parkland are to have low, permeable fencing on the private property line, not higher than 1.2 m and that landscape materials at mature growth should not exceed this height to protect sight lines over time.
- Parks accepts the voluntary conveyance of the streamside setback protection area as a lot, without compensation, for conservation purposes under the Maximum Safeguarding provision of the DP3 - Sensitive Ecosystem Development Permit Area. The area must be conveyed as a lot on the subdivision plan.
- A P-15 agreement is required for monitoring and maintenance of planting for Pacific Water Shrew habitat enhancement, invasive management, and GIN Hub offsets in the conveyed riparian areas. A detailed planting plan is required for review and approval by Parks.
- Provide strong shared pedestrian connections to the active parkland and to the perimeter path on the development sites.
- All paths for circulation within the development site must be provided on private property.

The closest existing active park 125 G - Neighborhood Park and is 1.5 km away. The closest future active park is proposed to be conveyed from the application. The closest natural area is Fergus Watershed Biodiversity Preserve and is adjacent to the application.

The MOTI is doing further assessments. Staff and the applicant are working with the MOTI for any requested additional information.

Agriculture, Environment, and Investment Advisory Committee (AEIAC):

Advisory Design Panel:

Ministry of Forests, Lands and Natural Resource Operations and Rural Development
(MFLNRORD):

The application was not referred to AEIAC as the proposal is providing a significantly larger Agricultural Land Reserve (ALR) buffer than is required in the Official Community Plan.

The application was not subject to review by the ADP but was reviewed by staff and found acceptable to bring forward for Council consideration. Some design refinement will be considered as a condition of approval should the application be supported by Council.

The applicant is required to obtain Water Sustainability Act approval from MFLNRORD for the proposed watercourse relocation along 168 Street, as a condition of Final Reading. The applicant has provided sufficient area on the site plan to accommodate the watercourse relocation.

## Transportation Considerations

- The applicant is proposing to dedicate land to allow for the widening of 168 Street and a sufficient streamside setback for the widening.
- The applicant is also proposing to convey 2 new public roads: 11 Avenue and 167 Street.
- 167 Street will create a new access point to Fergus Watershed Biodiversity Preserve, which will make the park more accessible to residents.
- The nearest bus stop is 1.6 kilometres away, at 8 th Avenue and 164 Street. This stop is served by the 321 (White Rock/Newton/Surrey Central Station) and 375 (White Rock/Guildford) bus routes.
- A transportation impact analysis was reviewed by Engineering and the Ministry of Transportation and Infrastructure (MOTI). Based on the findings of the transportation impact analysis, the applicant will be required to add a left turn arrow for the signal at 16 Avenue and 164 Street, to allow for protected northbound left turns. The applicant will also be required to provide sufficient pavement widening to add a left turn bay to 168 Street and the future 11 Avenue. MOTI may have additional requirements that have not yet been finalized. The applicant is aware additional conditions may be required.


## Parkland and/or Natural Area Considerations

- The applicant is proposing to convey to the City the 15,254 square metre riparian protection area, which contains the main stem of Class A Fergus Creek, a Class B tributary, and a Class B roadside watercourse along 168 Street.
- The November 23, 2020 "Stage 1" Planning report identified that as no residential uses were anticipated in the employment lands of the Highway 99 Corridor Local Area Plan (LAP), there was no requirement for provision of an active public park for this portion of the Highway 99 Corridor LAP. Parks indicated that should residential development be supported in this location, provision of an active, sizable public park would be required in this precinct as an amenity for residents (i.e. the lands between 8 Avenue and 12 Avenue and 168 Street and Highway No. 99).
- The applicant is proposing to convey a o.54 hectare ( 1.33 acres) active public park site, at no cost to the City, in support of the proposed Official Community Plan amendment and to serve the future residents of this proposed large townhouse project. The active park site is proposed to contain a dog off-leash area and a children's play area. This park conveyance is an in-kind community benefit contribution in support of the proposed OCP amendment.


## Sustainability Considerations

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


## POLICY \& BY-LAW CONSIDERATIONS

## Regional Growth Strategy

- The subject site is designated General Urban in Metro Vancouver's Regional Growth Strategy (RGS). The General Urban designation is typically intended for residential neighbourhoods and centres, which are supported by shopping, services, institutions, recreational facilities, and public parks. As such, the proposal for townhouses would not require an RGS amendment.


## Official Community Plan and Local Area Plan

## Land Use Designation

- The site is designated Mixed Employment in the Official Community Plan (OCP). The proposed residential development does not comply with the OCP, and therefore the applicant is proposing an OCP amendment to Multiple Residential.
- The applicant is also proposing to amend the Highway 99 Corridor Local Area Plan (LAP) to introduce "Townhouses " as a new land use designation, to redesignate the properties located at 1083/ 1109/1177-168 Street, 1068-Highway No. 99 and 16620-12 Avenue from Business Park and Commercial/Business Park to Townhouses, and to adjust the road network for this quadrant.


## Amendment Rationale

- The proposed redesignation is required to support the proposed townhouse development as the Mixed Employment designation under the OCP does not permit residential development.
- Introducing the new Townhouses designation into the Highway 99 Corridor LAP is required to facilitate the proposed residential land use on the subject property.
- As part of the consideration of the November 23, 2020 "Stage 1" Planning Report, Council provided direction to bring forward bylaws and Development Permits to facilitate residential development on the subject site.
- The applicant is proposing to convey a o. 54 hectare ( 1.33 acres) active public park site, at no cost to the City, in support of the proposed Official Community Plan amendment and to serve the future residents of this proposed large townhouse project.
- Pursuant to Section 475 of the Local Government Act, it was determined that it was not necessary to consult with any persons, organizations, or authorities with respect to the proposed OCP amendment, other than those contacted as part of the pre-notification process.


## Zoning By-law

- The applicant proposes to rezone the subject site from "One-Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)".
- The table below provides an analysis of the development proposal in relation to the requirements of the Zoning By-law, including the "Multiple Residential 30 Zone (RM-30)", streamside setbacks and parking requirements.

| RM-30 Zone (Part 22) | Permitted and/or <br> Required | Proposed |
| :--- | :--- | :--- |


| RM-30 Zone (Part 22) | Permitted and/or Required | Proposed |
| :---: | :---: | :---: |
| Unit Density: | 75 units per hectare | Lot 1: 67 units per hectare ( 27 upa ) <br> Lot 2: 63 units per hectare ( 26 upa ) <br> Lot 3: 63 units per hectare ( 26 upa ) |
| Floor Area Ratio: | 1.0 | Lot 1: 1.00 <br> Lot 2: 0.98 <br> Lot 3: 0.95 |
| Lot Coverage: | 45\% | Lot 1: 42.4\% <br> Lot 2: 40\% <br> Lot 3: 40\% |
| Yards and Setbacks |  |  |
| Front yard: | 4.5 metres | Lot 1 : <br> - Front Yard (N): 4.5 metres for front of unit and 3.0 metres for side of unit (DVP) <br> - Side Yard (W): 9 metres <br> - Rear Yard (S): 6 metres <br> - Street Side Yard (E): 4.5 metres |
| Side yard: | 6.0 metres | Lot 2: <br> - Front Yard (W): 4.5 metres <br> - Side Yard (N): 4.5 metres (DVP) <br> - Rear Yard (E): 4.5 metres for front of unit (DVP) and 3.0 metres for side of unit (DVP) <br> - Street Side Yard (S): 4.5 metres |
| Street side yard: | 4.5 metres | Lot 3: <br> - Front Yard (N): 4.5 metres <br> - Side Yard (W): 4.5 metres (DVP) <br> - Rear Yard (S): 4.5 metres for front of unit and 3.7 metres for side of unit (DVP) <br> - Street Side Yard (E):4.8 metres |
| Rear yard | 6.0 metres |  |
| Height of Buildings |  |  |
| Principal buildings: | 13 metres | Lot 1: 12.5 m |
| Accessory buildings: |  | Lot 2: 12.5 m <br> Lot 3: 12.5 m |
| Amenity Space |  |  |
| Indoor Amenity: | Lot 1: 960 sq.m. Lot 2: 345 sq.m. Lot 3: 141 sq.m. | Lot 1: 636 sq.m. <br> Lot 2: 168 sq.m. <br> Lot 3: 168 sq.m. <br> The proposed areas + cash-in-lieu meets the Zoning By-law requirement. |


| RM-30 Zone (Part 22) | Permitted and/or Required | Proposed |
| :---: | :---: | :---: |
| Outdoor Amenity: | Lot 1: 960 sq.m. Lot 2:345 sq.m. Lot 3: 141 sq.m. | Lot 1: 1,115 sq.m. <br> Lot 2: $460 \mathrm{sq} . \mathrm{m}$. <br> Lot 3: 188 sq.m. <br> The proposed areas exceed the Zoning By-law requirement |
| Streamside (Part 7A) | Required | Proposed |
| Streamside Setbacks |  |  |
| Class A (red-coded) Stream: | 30 metres | 30 metres |
| Class B (yellow-coded) Stream: | 15 metres | 15 metres |
| Class B (yellow-coded) Stream ( 168 St ): | 15 metres | 15 metres |
| Parking (Part 5) | Required | Proposed |
| Number of Stalls - Lot 1 |  |  |
| Residential: <br> Residential Visitor: <br> Total: <br> Tandem (\%): | $\begin{aligned} & 640 \\ & 64 \\ & 704 \\ & 50 \%(320) \\ & \hline \end{aligned}$ | $\begin{aligned} & \hline 640 \\ & 64 \\ & 704 \\ & 20 \%(134) \\ & \hline \end{aligned}$ |
| Number of Stalls - Lot 2 |  |  |
| Residential: <br> Residential Visitor: <br> Total: <br> Tandem (\%): | $\begin{aligned} & 232 \\ & 23 \\ & 255 \\ & 50 \%(116) \\ & \hline \end{aligned}$ | $\begin{aligned} & 232 \\ & 23 \\ & 255 \\ & 9 \%(20) \\ & \hline \end{aligned}$ |
| Number of Stalls - Lot 3 |  |  |
| Residential: <br> Residential Visitor: <br> Total: <br> Tandem (\%): | $\begin{aligned} & 94 \\ & 11 \\ & 105 \\ & 50 \%(47) \\ & \hline \end{aligned}$ | $\begin{aligned} & 94 \\ & 11 \\ & 105 \\ & 17 \%(16) \\ & \hline \end{aligned}$ |

- The applicant is proposing to provide 966 resident parking spaces and 98 visitor parking spaces, for a total of 1,064 residential parking spaces, which meets the Zoning By-law requirements.


## Variances

- The applicant is requesting the following variances:
- to reduce the minimum north front yard setback of the RM-30 Zone on proposed Lot 1 from 4.5 metres to 3.0 metres to the side of unit;
- to reduce the minimum north side yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.5 metres to the principal building face;
- to reduce the minimum east rear yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.8 metres to the principal building face, and to 3.0 metres to the side of unit;
- to reduce the minimum west side yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.8 metres to the principal building face; and
- to reduce the minimum south rear yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.5 metres to the principal building face, and to 3.7 metres to the side of unit.
- The proposed 3.0 metre setback along the north interfaces with an unopened 12 Avenue and is required only at the east and west portions, for the side of units. Units facing 12 Avenue will comply with the 4.5 metre setback. The applicant will ensure that the end units are appropriately articulated with sufficient architectural detail through further design refinement as a condition of approval.
- The proposed setback reduction on the north and east sides of proposed Lot 2 to 4.5 metres interfaces with conveyed riparian area.
- The proposed 4.8 metre setback along the west side yard of proposed Lot 3 interfaces with active parkland and will assist in keeping "eyes on the park".
- The proposed 3.7 metre setback along the south portion of proposed Lot 3 is required only at the east and west portions, for the side of units. Units with backyards along the south portion of the side will have the required 6.0 metre setback.


## 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 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 issuance. The current rate is $\$ 2$, ooo per unit.


## 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 $\$ 1$, ooo 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.


## 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.


## PUBLIC ENGAGEMENT

- Updated pre-notification letters, with the current proposal, were sent on June 22, 2022, and the Development Proposal Signs were installed on July 5, 2022.
- Since the initial planning report was presented to Council at the November 23, 2020, Regular Council - Land Use meeting, staff received 7 responses from area residents. Four (4) of the respondents indicated support for the project. Three (3) respondents indicated concerns with the proposed Official Community Plan amendment to allow for residential uses, and loss of trees and natural areas (staff comments are provided in italics).
(Council provided direction on the proposed residential land use at the November 23, 2020, Regular Council - Land Use meeting. The applicant is dedicating 15,254 square metres of riparian protection area to the City. In addition, the applicant is proposing to retain 32 trees on the site.)
- The Little Campbell Watershed Society's (LCWS) indicated concerns about the conversion of employment lands to residential uses. The LCWS understood that the Fergus Watershed Biodiversity Preserve was to be larger in area than it's current approximately 30 hectare size, and with the proposed development of the subject site, it may not be possible to achieve this size. The LCWS is concerned that the areas south of the Fergus Watershed Biodiversity Preserve may now go to residential uses and impact the Preserve (staff comments in italics).
(The Fergus Watershed Biodiversity Preserve will be fenced off from the subject site to reduce pedestrian access which could negatively impact the sensitive ecosystems in the Preserve. The City purchased the parcels at 16588 and 16631-12 Avenue to enlarge the Preserve.)


## Public Information Meeting

- The applicant held a virtual Public Information (PIM) meeting on July 7, 2022, from 6pm to 7:15pm. The applicant also provided a website containing information about the project. Approximately 7 individuals attended the PIM. The applicant provided an overview of the project and attendees were invited to ask questions. There were a few questions about parking, park design and how the proposed residential land use may affect riparian habitat. Three (3) individuals provided emails in support of the project through the website. Two phone calls were received through the website, expressing concerns over the conversion from employment lands to residential uses, and concerns about impacts to school capacities and the road network.


## DEVELOPMENT PERMITS

## Sensitive Ecosystems (Streamside Areas) Development Permit Requirement

- The subject property falls within the Sensitive Ecosystems Development Permit Area (DPA) for Streamside Areas in the OCP, given the location of an existing Class A (red-coded) watercourse, and associated Class B (yellow-coded) tributaries which flows through the northeastern portion of the site. The Sensitive Ecosystems (Streamside Areas) Development Permit is required to protect aquatic and terrestrial ecosystems associated with streams from the impacts of development.
- In accordance with Part 7A Streamside Protection setbacks of the Zoning By-law, a Class A (red-coded) watercourse requires a minimum streamside setback of 30 metres, and Class B (yellow-coded) watercourses require a minimum streamside setback of 15 metres as measured from the top of bank. The proposed setbacks comply with the requirements outlined in the Zoning By-law. The applicant has demonstrated and the province has accepted that the proposal is compliant with the streamside protection enhancement area (SPEA) under the Riparian Area Protection Regulations (RAPR).
- There is a Class B roadside ditch along the west side of 168 Street. The applicant has proposed additional road dedication to accommodate relocation of the watercourse, showing proposed setbacks complying with both RAPR and Part 7A Streamside Protection setbacks of the Zoning By-law. The applicant is required to obtain Water Sustainability Act approval from MFLNRORD for the proposed watercourse relocation along 168 Street, as a condition of Final Reading. The applicant has provided sufficient area on the site plan to accommodate the watercourse relocation.
- The riparian area is proposed to be conveyed to the City as a lot for conservation purposes as a condition of rezoning approval, in compliance with the OCP.
- An Ecosystem Development Plan, prepared by Kyla Milne, R.P. Bio., of Pacific Land Resource Group Inc. and dated July 13, 2022, was reviewed by staff and found to be generally acceptable, with some modifications to content and format of the report still required. A peer review was provided by Ian Whyte, P. Ag. of Envirowest Consultants Inc. that concluded that the Ecosystem Development Plan was satisfactory. The finalized report and recommendations will be incorporated into the Development Permit.


## Sensitive Ecosystems (Green Infrastructure Areas) Development Permit Requirement

- The subject property falls within the Sensitive Ecosystems DPA for Green Infrastructure Areas in the OCP, given the location of a Biodiversity Conservation Strategy (BCS) Green Infrastructure Network (GIN) Hub located over most of the site. The Sensitive Ecosystems (Green Infrastructure Areas) Development Permit is required to protect environmentally sensitive and/or unique natural areas from the impacts of development.
- The City of Surrey Biodiversity Conservation Strategy (BCS) Green Infrastructure Network (GIN) map, adopted by Council on July 21, 2014 (Corporate Report No. R141; 2014), identifies BCS Hub F and a Regional BCS Corridor within the subject site, in the Redwood BCS management area, with a High ecological value.
- The BCS further identifies the GIN area of the subject site as having a High habitat suitability rating, derived from species at risk presence, species accounts and known ecosystem habitat inventories. The BCS recommends a target Corridor and Hub area of approximately 77,730 square metres which is $75 \%$ of the subject property.
- The development proposal conserves 15,254 square metres of the subject site which is $15 \%$ of the total gross area of subject site, or $20 \%$ of the target Corridor and Hub area. This conservation will assist in the long-term protection of the natural features and allows the City to better achieve biodiversity at this location consistent with the guidelines contained in the BCS.
- In order for the proposal to fully comply with the BCS target recommendations, an additional 62,476 square metres would need to be provided for the target Corridor and Hub area. If the full amount of BCS target Hub and Corridor area was provided, it would only leave a 26,340 square metre area of the site available for development, which is only $25 \%$ of the gross site area. Through conveyance to the City, the City will be receiving 15,254 square metres of land which is $15 \%$ of the gross site area.
- An Ecosystem Development Plan, prepared by Kyla Milne, R.P. Bio., of Pacific Land Resource Group Inc. and dated July 15, 2022, was reviewed by staff and found to be generally acceptable, with some modifications to content and format of the report still required. A peer review was provided by Ian Whyte, P. Ag. of Envirowest Consultants Inc. that concluded that the Ecosystem Development Plan was satisfactory. The finalized report and recommendations will be incorporated into the Development Permit.


## Hazard Lands (Steep Slope) Development Permit Requirement

- The subject property falls within the Hazard Lands (Steep Slope) Development Permit Area (DPA) in the OCP, given that the site contains steep slopes in excess of $20 \%$ gradient within the Fergus Creek streambed. The Hazard Land (Steep Slope) Development Permit is required to protect developments from potentially hazardous conditions.
- A geotechnical report, prepared by Kevin Bodnar, P. Eng., of GeoPacific Consultants and dated July 11, 2022, was peer reviewed by Thanh V. Le, P. Eng., of Terran Geotechnical Consultants Ltd. and found to be generally acceptable by the peer reviewer. Some modifications to content of the report were made on July 18 and found to be acceptable. The peer review is to be updated to reflect these changes, and the finalized geotechnical report will be incorporated into the Development Permit.
- The geotechnical report investigated issues related to slope stability and natural storm water drainage, from a geotechnical perspective, to determine the feasibility of development on the site and proposing recommendations to ensure the ongoing stability of the slope.
- The consultant has determined that the development is feasible provided that the recommendations in their report are incorporated into the overall design of the site.
- Registration of a Section 219 Restrictive Covenant that requires the owner to develop the site in accordance with the conditions in the geotechnical report is required as a condition of final adoption.
- At Building Permit stage, the Building Division will require Letters of Assurance from a geotechnical engineer to ensure that the building plans comply with the recommendations in the approved geotechnical report.


## Farming Protection Development Permit Requirement

- The subject property falls within the Farming Protection Development Permit Area (DPA) in the OCP, given that it is located within 50 metres of the Agricultural Land Reserve (ALR) boundary (on the east side of 168 Street). The Farm Protection Development Permit is required to reduce agricultural-urban conflicts through increased setbacks and vegetated buffering.
- The Farming Protection Development Permit guidelines for multiple family uses are outlined below (with staff comments in italics):
- The minimum building setback for the ALR boundary is 30 metres.
(The buildings in the proposal are setback approximately 59 metres from the ALR boundary.)
- Provide a minimum of 3.5 metres of rear yard space between multiple family dwellings and landscaped buffers.
(The east setback to the ALR buffer is 2.7 metres north of 11 Avenue and 4.8 metres south of 11 Avenue. The 2.7 metre setback north of 11 Avenue is for a side yard interface. There are no rear yard spaces fronting the ALR buffer.)
- The minimum vegetated buffer width is 24 metres.
(The applicant is proposing an approximately 30 metres wide vegetated buffer, also containing the relocated Class B watercourse.)
- Any proposed vegetated buffer should include a mix of appropriate deciduous and coniferous trees, spaced a minimum of 2 metres to 4 metres apart. Existing mature trees and riparian areas within the proposed buffer area should be preserved and infill planting considered in order to provide a fuller vegetated buffer.
(A planting plan for the riparian area will be established.)
- For any property within 50 metres of the ALR boundary, a Section 219 Restrictive Covenant is required to inform future owners of farm practices in the area that may produce noise, odour, and dust.
(As a 59-metre wide ALR buffer is proposed, this Restrictive Covenant is not required.)


## Form and Character Development Permit Requirement

- The applicant is proposing to construct a total of 482 townhouse units, divided among three separate lots.


## Lot 1

- Proposed Lot 1 is located in the north and west portions of the site. A portion of Lot 1 is hooked across 167 Street north of the riparian area. Proposed Lot 1 contains a total of 320 units, with the following breakdown:
- 91 standard double garage units
- 6 double garage units (with ground floor bedroom)
- 2 small double garage units (2-bedroom)
- 142 back-to-back double garage units
- 12 small back-to-back double garage units (2-bedroom)
- 67 tandem garage units


## Lot 2

- Proposed Lot 2 is located east of 167 Street and north of 11 Avenue, with the riparian area to the east and north. Proposed Lot 2 contains a total of 115 units, with the following breakdown:
- 47 standard double garage units
- 10 double garage units (with ground floor bedroom)
- 4 small double garage units (2-bedroom)
- 44 back-to-back double garage units
- 10 tandem garage units


## Lot 3

- Proposed Lot 3 is located on the south side of 11 Avenue, with the active park to the west, and riparian area to the east. Proposed Lot 3 contains a total of 47 units, with the following breakdown:
- 34 standard double garage units
- 5 double garage units (with ground floor bedroom)
- 8 tandem garage units
- The number of dwelling units within each individual building varies from 2 to 7 units. Of all the 482 units, 18 are proposed as two-bedroom units, and the remainder 462 are proposed as 3-bedroom units. Up to 21 units types would allow for work from home, as they provide one bedroom on the ground floor, which could be used as an office.
- Proposed unit sizes range from 111 square metres to 187 square metres. The total proposed floor area on each lot is the following:
- Lot 1: 47,641 square metres
- Lot 2: 17,746 square metres
- Lot 3: 6,973 square metres
- Total: 72,36o square metres
- Total proposed density and Floor Area Ratio (FAR)complies with the RM-30 on all three lots, with the following break-down:
- Lot 1: 67 units per hectare ( 27 upa ), FAR 1.00
- Lot 2: 63 units per hectare ( 26 upa ), FAR 0.98
- Lot 3: 63 units per hectare ( 26 upa), FAR 0.95
- The site plan reflects an effort to orient as many buildings as possible to be street-facing, to provide an attractive streetscape. In addition, all of the street-fronting units will contain active living space on the ground floor which will promote interaction with the public realm. These units have front doors facing the street, a walkway connecting each residence to the street, and windows that provide casual surveillance of the public realm.
- For the back-to-back units without a back or front yard, the applicant is proposing roof-top decks for direct access to a private outdoor space.
- The back-to-back units are to have a minimum face-to-face separation of at least 10.5 m along drive aisles and 4.8 metre combined patio and walkway space along side of units abutting a drive aisle.
- The units facing a public realm will have ground-level habitable rooms with a front door and associated outdoor patio space oriented towards the public realm to engage with and provide casual surveillance.
- The proposed development uses fibre cement panels (in gray, yellow, blue colours) and colour matched reveals, long board faux wood siding and brick accents.


## Landscaping

- The landscaping includes a mix of trees, shrubs, ground cover and open lawn areas.
- A o.9 metre high wood picket fence with concrete posts at unit entries is proposed along portions of the street frontage. The unit entries feature aluminum gates with steel unit numbers inset into the concrete posts. The fence will be set back from the property line to allow for at least 1 metre of planting in front of the fence. Decorative paving is proposed at the vehicular entrances and scored concrete paving is proposed for the visitor parking spaces.
- The applicant is proposing a 6-metre wide landscape buffer along the property line adjacent to Highway No. 99. The buffer will contain a berm, tree and shrub planting, and a solid fence. There will be a 2 metre walkway inside of this landscape buffer.
- A 1.8 metre wide walkway with ground lighting is proposed along the west and south property lines of Lot 3 .
- At Lot i's frontage facing the street intersection with 11 Avenue, it is proposed to have a 9.5 metre wide landscape buffer to screen views of the internal drive aisles and parking areas.
- A publicly accessible open space pedestrian plazas will be located along each street intersection.


## Indoor Amenity

- The Zoning By-law requires that a total of 1,446 square metres of both indoor and outdoor amenity space be provided for the residential units in the proposed building, based on the requirement of 3 square metres per dwelling unit.
- The proposed indoor amenity and the cash-in-lieu contribution meet the minimum required of the Zoning By-law. The shortfall will be addressed through a cash-in-lieu payment following approved City Policy at the rate in effect at the time of final adoption. Below is a break-down per proposed lot:

|  | Required | Proposed | Cash-in-lieu for shortfall |
| :--- | :--- | :--- | :--- |
| Lot 1 | 96o square metres | 636 square metres | Required |
| Lot 2 | 345 square metres | 168 square metres | Not required |
| Lot 3 | 141 square metres | 168 square metres | Not required |

- There is one indoor amenity building proposed for each lot. In all three lots, the indoor amenity space is adjacent the outdoor amenity space. They are all centrally located and not facing the street, as per urban design guidelines.
- For the larger lot 1 , the indoor amenity space is proposed as a three-storey building, and for lots 2 and 3, it is proposed as a two-storey building.


## Outdoor Amenity

- The Zoning By-law requires that a total of 1,446 square metres of both indoor and outdoor amenity space be provided for the residential units in the proposed building, based on the requirement of 3 square metres per dwelling unit.
- The proposed outdoor amenity space meets the minimum requirements of the Zoning By-law. They are all centrally located within each lot. For the larger lot 2 , there are two outdoor spaces provided, one of which is adjacent the indoor amenity building. Below is a break-down per proposed lot:

|  | Required | Proposed |
| :--- | :--- | :--- |
| Lot 1 | 960 square metres | 1,115 square metres |
| Lot 2 | 345 square metres | 460 square metres |
| Lot 3 | 141 square metres | 187 square metres |

- Some improvements are required to the programing of the outdoor amenity spaces, as some of the areas shown on the plan have undesirable shapes and are not very usable.


## Outstanding Items

- There are a number of Urban Design items that remain outstanding, and which significantly affect the overall building form, character, livability, and quality of the project. These generally include:
- Coordination of drawings showing site grading, building elevations, streetscapes, and floor plans;
- Appropriate grading and setbacks at public realm and riparian interfaces;
- Creating strong and safe public realm interfaces with welcoming entries and screened service aspects;
- Significant design development to create more refined and individualized townhouse expression;
- Design development to improve the outlook from units for livability;
- Incorporation of servicing infrastructure; and
- Incorporation of publicly accessible open spaces.
- 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.


## TREES

- Mitch Davis, ISA Certified Arborist of Diamond Head 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 | Existing | Remove | Retain |
| :---: | :---: | :---: | :---: |
| Alder and Cottonwood Trees |  |  |  |
| Alder | 72 | 70 | 2 |
| Cottonwood | 30 | 30 | 0 |
| Deciduous Trees <br> (excluding Alder and Cottonwood Trees) |  |  |  |
| Apple | 3 | 3 | O |
| Ash | 1 | 1 | O |
| Beaked Hazelnut | 2 | 2 | 0 |
| Bitter Cherry | 2 | 2 | 0 |
| Cherry species | 1 | 1 | 0 |
| Hawthorn | 1 | 1 | 0 |
| Horsechestnut | 3 | 3 | 0 |
| Lombardy Poplar | 6 | 6 | 0 |
| Paper Birch | 1 | 1 | O |
| Silver Maple | 8 | 8 | 0 |
| Sitka Willow | 1 | 1 | 0 |
| Weeping Willow | 7 | 7 | O |
| Coniferous Trees |  |  |  |
| Deodar Cedar | 1 | 1 | 0 |
| Douglas-fir | 145 | 113 | 32 |
| Japanese Cedar | 3 | 3 | 0 |
| Norway Spruce | 6 | 6 | 0 |
| Scots Pine | 5 | 5 | 0 |
| Western Red Cedar | 2 | 2 | 0 |
| Total (excluding Alder and Cottonwood Trees) | 198 | 166 | 32 |
| Additional Estimated Trees in the proposed Park Area and Riparian Area | 270 | 11 | 259 |


| Tree Species | Existing | Remove | Retain |
| :--- | :---: | :---: | :---: |
| Total Replacement Trees Proposed <br> (excluding Boulevard Street Trees) |  | 222 |  |
| Total Retained and Replacement Trees |  | 256 |  |
| Contribution to the Green City Program | $\$ 115,500$ |  |  |

- The Arborist Assessment states that there are a total of 198 mature trees on the site, excluding Alder and Cottonwood trees. One hundred two (102) existing trees, approximately $34 \%$ of the total trees on the site, are Alder and Cottonwood trees. It was determined that 34 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, road dedication and proposed lot grading.
- Table 1 includes an additional 270 protected trees that are located within the proposed park space and the riparian area. The trees within the proposed open space/riparian area will be retained, except where removal is required due to hazardous conditions. Parks has accepted the proposed removal of 11 trees, subject to compensation of 2 to 1 and fees collected through the Green City Program. If any additional trees are proposed for removal at a later time, additional consultation will be done with the Parks, Recreation and Culture Department.
- 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 432 replacement trees on the site. Since only 222 replacement trees are proposed on the site, the deficit of 210 replacement trees will require a cash-in-lieu payment of $\$ 115,500$, representing $\$ 550$ 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, Grand fir, European beech, sweet gum, white spruce, pin oak, Western red cedar, and Austrian pine.
- In summary, a total of 256 trees are proposed to be retained or replaced on the site with a contribution of $\$ 115,500$ to the Green City Fund.


## INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:
Appendix I. Proposed Subdivision Layout, Site Plan, Building Elevations, Landscape Plans
Appendix II. Engineering Summary
Appendix III. School District Comments
Appendix IV. Summary of Tree Survey and Tree Preservation
Appendix V. Proposed Highway 99 Corridor Local Area Plan Amendment Map
Appendix VI. OCP Redesignation Map
Appendix VII. Proposed Amendment to Schedule G of the Zoning By-law
Appendix VIII. Development Variance Permit No. 7920-0224-00
Appendix IX. Original Planning Report dated November 23, 2020
approved by Shawn Low

Jeff Arason
Acting General Manager
Planning and Development
KB/cm








DETAILED
PROJECT STATISTICS

## A-002.A















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Key Map мTs





Project:
FERGUS CREEK TOWNHOMES

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 Key Map (nTs)










TO: Manager, Area Planning \& Development

- South Surrey Division

Planning and Development Department

FROM: Development Services Manager, Engineering Department
DATE: July 21, $2022 \quad$ PROJECT FILE: $\quad$ 7820-0224-00

RE: $\quad$ Engineering Requirements
Location: 1083/1109/1177-168 Street, 1068 Highway No.99, 16620-12 Avenue
REZONE/SUBDIVISION

## Property and Statutory Rights-of-Way (SRW) Requirements

- 168 street: dedicate 31.808 metres, 3.0 by 3.0 metre corner cuts at 11 Avenue.
- 167 Street north of 11 Avenue: dedicate 14.5 metres, 3.0 by 3.0 metre corner cut at 11 Avenue, 11.0 metre radius cul-de-sac at north end.
- 167 Street south of 11 Avenue: dedicate 20.0 metres, 3.0 by 3.0 metre corner cut at 11 Avenue.
- 11 Avenue: dedicate 20.0 metres, 3.0 by 3.0 metre corner cut truncations at 167 and 168 Streets.
- 12 Avenue: complete review for consolidation of adjacent surplus City lane allowance and provincial lands into the site
- Register 0.5 metre SRW along all frontages.


## Works and Services

- Construct 168 Street with multi-use pathway, 167 Street and 11 Avenue.
- Secure necessary Provincial approvals to relocate water course along 168 Street.
- Complete hydrogeological/environmental analysis for Fergus Creek addressing Habitat Preservation Area, creek protection, and development mitigation requirements.
- Construct drainage servicing for the site frontages, internal roadways, Fergus Creek crossing 168 Street, and provide onsite low impact development sustainable drainage features.
- Extend water main for fronting roadways, and install pressure reducing valve station at 14 Avenue.
- Construct gravity sanitary sewer for fronting roadways, community sanitary pump station near 8 Avenue with gravity sewer along 168 Street, force main to Fergus Creek Pump Station and review its operation with completion of upgrade requirements.
- Install water, sanitary and storm service connections to the habitable area of the site

A Servicing Agreement is required prior to Rezone/Subdivision.

## DEVELOPMENT PERMIT / OCP AMENDMENT / HIGHWAY 99 CORRIDOR LAP AMENDMENT

There are no engineering requirements beyond those listed above.

## DEVELOPMENT PERMIT (SENSITIVE ECOSYSTEM/HAZARD LANDS-STEEP SLOPE)

Provide a combined statutory right-of-way/restrictive covenant (SRW/RC) for the classified watercourses within the site. The SRW/RC is to be registered over the setback from the top of bank.

Jeff Pang, P.Eng.
Development Services Manager
KM

June 24, 2022

## Planning

## THE IMPACT ON SCHOOLS

## APPLICATION \#: 20022400 (Updated June 2022)

## SUMMARY

The proposed 485 townhouse units
are estimated to have the following impact
on the following schools:

Projected enrolment at Surrey School District for this development:

| Elementary Students: | 126 |
| :--- | :---: |
| Secondary Students: | 53 |

September 2021 Enrolment/School Capacity

| Edgewood Elementary |  |
| :--- | :--- |
| Enrolment (K/1-7): | $95 \mathrm{~K}+511$ |
| Operating Capacity (K/1-7) | $95 \mathrm{~K}+512$ |
|  |  |
| Earl Marriott Secondary | 1411 |
| Enrolment (8-12): | 1500 |
| Capacity (8-12): |  |


| Projected population of school-age children for this development: | 192 |
| :--- | :--- |

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.

The new Edgewood Elementary opened January 2021. As part of the District's boundary change process, the District consulted with the school community in the fall 2019 to determine the required boundary changes within this Grandview Heights community. As of September 2021, the school reached $100 \%$ capacity. The new Ta'atalu Elementary, located below 20th avenue, is targeted to open early 2024. Until then, the district will rely on portables to make up the seat shortfall.

To relieve the pressure at Earl Marriot, a new 1500 capacity high school, Grandview Heights Secondary, located on 26th Ave next to the existing Pacific Heights Elementary opened September 2021. Edgewood catchment feeds two Secondary schools: Grandview Heights and Earl Marriot.

## Edgewood Elementary



Earl Marriott Secondary


[^0] Maximum operating capacity is estimated by multipying the number of enrolling spaces by 27 students.

### 4.0 Tree Preservation Summary

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

| Surrey Project Number 20-0224 |  |
| :---: | :---: |
| 1083, 1109, 1177168 St and 1068 Highway 99, 16620 12th Ave |  |
| Registered Arborist Mitch Davis, ISA Certified Arborist (PN-9077A) |  |
| On-Site Trees | Number of Trees |
| Protected Trees Identified <br> (On-site and shared trees, including trees within boulevards and proposed streets and lanes, but excluding trees in proposed open space or riparian areas) | 300 |
| Protected Trees to be Removed | 266 |
| Protected Trees to be Retained <br> (excluding trees within proposed open space or riparian areas) | 34 |
| Total Replacement Trees Required: <br> - Alder \& Cottonwood Trees Requiring 1 to 1 Replacement Ratio $100 \times \text { one (1) }=100$ <br> - All other Trees Requiring 2 to 1 Replacement Ratio $166 \times \text { two (2) }=332$ | 432 |
| Replacement Trees Proposed | 222 |
| Replacement Trees in Deficit | 210 |
| Protected Trees to be Retained in Proposed Open Space / Riparian Areas | 270 |


| Off-Site Trees | Number of Trees |
| :---: | :---: |
| Protected Off-Site Trees to be Removed | 1 |
| Total Replacement Trees Required: <br> - Alder \& Cottonwood Trees Requiring 1 to 1 Replacement Ratio $1 \quad x \text { one (1) }=1$ <br> - All other Trees Requiring 2 to 1 Replacement Ratio $0 \quad \mathrm{X} \text { two (2) }=0$ | 1 |
| Replacement Trees Proposed | 0 |
| Replacement Trees in Deficit | 1 |

Summary, report and plan prepared and submitted by


Signature of Arborist

July 22, 2022
Date






NOTES 1. The location of un-surveyed trees on this plan is approximate. Their location and ownership cannot be approximate. Their location and ownership cannot be
confirmed without being surveyed by a Registered BC Land confirmed
Surveyor.
2. All tree protection fencing must be built to the relevant municipal bylaw specifications. The dimensions shown are from the outer edge of the stem of the tree.
3. The tree protection zone shown is a graphical representation of the critical root zone, measured from the added to the graphical tree protection circles to accommodate the survey point being in the center of the tree)
4. No work is permitted within the Tree Protection Zone with the exception of swales. Swale construction is only the exception of swales. Swale construction is only
5. The 1.5 m area No Build Zone does not allow for any building foundation wall encroachment. Excavation is permitted within this area under the direct supervision of an arborist.

Drainage works such as lawn basins, associated piping or services are permitted within the No Build Zone under the direct supervision of an arborist.
7. This plan is based on a topographic and tree location survey provided by the owners' Registered British Columbia Land surveyor (BCLS) and layout drawings provide by the wners' Engineer (P Eng).
This plan is provided for context only, and is not certified as to the accuracy of the location of features or dimension that are shown on this plan. Please refer to the original survey plan and engineering plans.



the future lives here.

OCP Amendment 20-0224-00
Proposed amendment from
"Mixed Employment" to "Multiple Residential"

Proposed Amendments to Schedule G of Surrey Zoning By-law, 1993, No. 12000, as amended

The following amendments are proposed to Schedule G, Community Amenity Contributions Section of Surrey Zoning By-law, 1993, No. 12000, as amended:

1. Sub-section E.20(b), delete the existing "Amenity Contributions" table and replace with the following table:

| Amenity Contributions     <br> Uses Police Fire Libraries  Parks $^{\mathbf{2}}$ | TOTAL |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\$ 82.94$ | $\$ 358.33$ | $\$ 186.61$ | $\$ 4,000.00$ | $\$ 4,627.88$ |
| NON-RESIDENTIAL <br> \$/hectare <br> (\$/acre) | $\$ 712.75$ <br> $(\$ 288.44)$ | $\$ 3,079.65$ <br> $(\$ 1,246.29)$ | $\mathrm{n} / \mathrm{a}$ | $\mathrm{n} / \mathrm{a}$ | $\$ 3,792.40$ <br> $(\$ 1,534.73)$ |

Explanatory Notes:
1 Excludes secondary suites.
2 Includes pathways and facilities.

# DEVELOPMENT VARIANCE PERMIT 

NO.: 7920-0224-00
Issued To:
(the "Owner")

Address of Owner:

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

Parcel Identifier: 011-127-937
North Half Lot 3 Section 12 Township 1 New Westminster District Plan 7213
1083-168 Street

Parcel Identifier: 011-127-945
North 331.70 Feet Lot 4, Except: Part on SRW Plan 25810 Section 12 Township 1 New Westminster District Plan 7213

$$
1068 \text { - No } 99 \text { Highway }
$$

Parcel Identifier: o10-148-655
Lot 13 Section 12 Township 1 New Westminster District Plan 26780
1109-168 Street

Parcel Identifier: oo8-866-350
Lot 14 Section 12 Township 1 New Westminster District Plan 26780
1177-168 Street

Lot "GG", Except Part Dedicated Road on Plan BCP1616o Section 12 Township 1 New Westminster District Plan 25810

> 16620-12 Avenue
(the "Land")
3. (a) As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:

Parcel Identifier:
(b) If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:
4. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
(a) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, to reduce the minimum north front yard setback of the RM-30 Zone on proposed Lot 1 from 4.5 metres to 3.0 metres to the side of unit;
(b) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, to reduce the minimum north side yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.5 metres to the principal building face;
(c) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, to reduce the minimum east rear yard setback of the RM-30 Zone on proposed Lot 2 from 6.0 metres to 4.8 metres to the principal building face, and to 3.0 metres to the side of unit;
(d) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, to reduce the minimum west side yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.8 metres to the principal building face; and
(e) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, to reduce the minimum south rear yard setback of the RM-30 Zone on proposed Lot 3 from 6.0 metres to 4.5 metres to the principal building face, and to 3.7 metres to the side of unit.
5. This development variance permit applies to only the that portion of the buildings and structures on the Land shown on Schedule A which is attached hereto and forms part of this development variance permit. This development variance permit does not apply to additions to, or replacement of, any of the existing buildings shown on attached Schedule A, which is attached hereto and forms part of this development variance permit.
6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
7. This development variance permit shall lapse if the Owner does not substantially start any construction with respect to which this development variance permit is issued, within two (2) years after the date this development variance permit is issued.
8. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
9. This development variance permit is not a building permit.

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

Mayor - Doug McCallum

City Clerk - Jennifer Ficocelli



City of Surrey

## PLANNING \& DEVELOPMENT REPORT

## Application No.: <br> 7920-0224-00

Planning Report Date: November 23, 2020

## PROPOSAL:

- OCP Amendment from Mixed Employment to Multiple Residential
- LAP Amendment to introduce a new land use designation: Multiple Residential
- LAP Amendment to redesignate a portion of the site from Business Park and Commercial/Business Park to Multiple Residential and for changes to the road network.
- Rezoning from RA to CD
to permit the development of approximately 557 townhouse units.

LOCATION: $\quad 1083$, 1109 and 1177-168 Street,
1068 - Highway No. 99
16620-12 Avenue
ZONING: RA
OCP DESIGNATION: Mixed Employment
LAP DESIGNATION: Business Park,
Commercial/Business Park, and Habitat Preservation Area


## RECOMMENDATION SUMMARY

The Planning \& Development Department recommends that the application be referred back to staff to work with the applicant to develop a proposal that complies with the Official Community Plan (OCP) and the Highway 99 Corridor Local Area Plan (LAP).

## DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The proposal is a significant departure from the policies identified in the City of Surrey Official Community Plan (OCP), the Highway 99 Corridor Local Area Plan (LAP) and the Surrey Employment Lands Strategy.


## RATIONALE OF RECOMMENDATION

Policy Issues:

- The proposal does not comply with the Mixed Employment designation in the Official Community Plan (OCP).
- The proposal does not comply with the Business Park and Commercial/Business Park designation in the Highway 99 Corridor Local Area Plan (LAP).
- The above designations are intended to provide business park and commercial uses in the form of office uses, service uses, warehouse and distribution centres, and retail uses. The area is not intended to have any residential uses. The protection of employment lands is a key objective of the City of Surrey. Surrey's OCP contains policies that are designed to "prohibit the conversion of industrial, business park or mixed-employment lands to residential or other non-employment uses". These policies seek to "encourage the full utilization and efficient use of industrial and other employment lands in order to maximize jobs and economic activity per hectare".
- Council denied a previous townhouse proposal (Development Application No. 7916-0118-oo) on this site on November 6, 2017. Council noted that the townhouse proposal was contrary to the Official Community Plan (OCP), the Highway 99 Corridor Local Area Plan (LAP) and the Employment Lands Strategy, and concerns were expressed regarding the lack of infrastructure and school capacity in the area. This application proposed some employment on the site through the provision of a private school.

Land Use Implications:

- There are ample opportunities for residential development in more appropriate areas of South Surrey, including in Grandview Heights and Douglas. Conversely, the supply of employment lands is limited, as highlighted in Metro Vancouver's 2015 Industrial Land Inventory report. Protecting the supply of employment lands in Surrey is important to meet the current and future needs of the local and regional economy.
- The proposed development, if approved, could put pressure on other Mixed Employment or Industrial lands in Surrey to be converted to residential uses, including other lands located in the Highway 99 Corridor LAP area.

School Impacts:

- The School District advises that this proposal would have a direct impact on enrolment because long term School District planning never envisioned any student population in the Employment Lands within the Highway 99 Corridor Local Area Plan (LAP). For this particular site, the proposed development is anticipated to yield 240 students that were not anticipated in this area of South Surrey.
- Enrolment pressures in this area of South Surrey will lead to new schools (i.e. Edgewood Elementary (anticipated to open in 2021) and Tata'alu Elementary (targeted to open in 2023), both in Sunnyside Heights Neighbourhood Concept Plan (NCP)) reaching capacity very quickly. Until more school projects are approved, growth will have to be addressed with portables if all the existing schools are full. Enrolment pressures will also push the School District's facility plan timeline to require more school sites in the Grandview Heights community.

Economic Impacts:

- The proposed land use amendment represents a loss of valuable employment lands within Surrey. Loss of employment lands negatively impacts Surrey's ability to attract employment generators and does not support Surrey's goal of achieving a higher job to resident ratio.


## RECOMMENDATION

The Planning \& Development Department recommends that this application be referred back to staff to work with the applicant to develop a proposal that complies with the Official Community Plan (OCP) and the Highway 99 Corridor Local Area Plan (LAP).

## SITE CONTEXT \& BACKGROUND

| Direction | Existing Use | OCP/LAP <br> Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| Subject Site |  |  |  |
| North (Across 12 Avenue <br> [unopened]): | Fergus Watershed <br> Biodiversity Preserve. | Mixed Employment/ <br> Business Park and <br> Habitat Preservation <br> Area | A-1 and RA |
| East (Across 168 Street): | Golf course, within the <br> Agricultural Land <br> Reserve (ALR). | Agricultural | CPG and A-1 |
| South: | Single family dwelling <br> and a vacant lot. | Mixed Employment/ <br> Commercial/Business <br> Park | RA |
| West (Across lane): | Ministry of <br> Transportation and <br> Infrastructure road <br> right-of-way. | Business Park | RA |
| West (Across Highway <br> No. 99):Hotel and single family <br> residential. | Urban/ Tourist <br> Commercial and <br> Single Family <br> Residential (King <br> George Highway <br> Corridor LAP) | CD (By-law No. <br> 9577) and RF |  |

## Context \& Background

## Background

- The subject site (10.4 hectares) consists of 5 parcels located at 1083, 1109, 1177-168 Street, 1068 No. 99 Highway and 16620-12 Avenue. The site contains pasture land, some forested areas, Fergus Creek, and other watercourses. The site is zoned "One-Acre Residential Zone" (RA) and is designated Mixed Employment in the Official Community Plan (OCP) and Business Park, Commercial/Business Park, and Habitat Preservation Area in the Highway 99 Corridor Local Area Plan (LAP).
- The site is located between No. 99 Highway and 168 Street, immediately south of the Fergus Watershed Biodiversity Preserve. Meridian Golf Par 3 golf course is located to the east across 168 Street, within the Agricultural Land Reserve (ALR). There are several large acreage parcels to the south of the site.
- In 2009, an application was made on the subject site for rezoning and a General Development Permit that proposed a casino, hotel, and convention centre on the site (Application No. 7909-0169-oo). The rezoning by-law was given Third Reading on February 1, 2010. Subsequent to this Development Application, the owner applied for a gaming license in 2012 (Application No. 7912-0299-oo). This application was denied by Council at the Regular Council - Public Hearing meeting of January 18, 2013.
- In 2016, the owner of the site applied for an Official Community Plan (OCP) amendment from Mixed Employment to Multiple Residential to permit a townhouse development (Application No. 7916-o188-oo). Staff prepared a "Stage 1" planning report recommending that the proposed development be referred back to the applicant to undertake major revisions to the proposal to be consistent with the OCP and the Highway 99 Corridor Local Area Plan (LAP).
- At the June 27, 2016 Regular Council - Land Use meeting, Council considered the "Stage 1" planning report and referred the project back to staff to:
o Work with the applicant to address a more contiguous development, for all proposed uses as described in the Application (including commercial);
o Review the proposed townhouse project in detail (i.e. site planning, tree retention, building design, road network layout, Biodiversity Conservation Strategy (BCS) requirements and riparian area protection);
o Have the Applicant conduct an extensive Public Consultation process;
o Update the Application to include more current / figures and revise the project but keep with the spirit of the Application as far as employment lands being generated; and
o Once all issues noted at the Regular Council Land Use meeting have been resolved to the satisfaction of staff, bring the project back to Council for consideration.
- Staff worked with the applicant, following the direction provided by Council on June 27, 2016. The proposal also included a private school which provided approximately 123 jobs, adding an employment aspect to the overall proposal. The project was presented to Council for consideration on October 2, 2017, and the project received First and Second Reading.
- A Public Hearing for the project was held on October 23, 2017. At the November 6, 2017 Regular Council - Public Hearing meeting, the project was denied Third Reading. Council noted that the townhouse proposal was contrary to the Official Community Plan (OCP), the Highway 99 Corridor Local Area Plan (LAP) and the Employment Lands Strategy, and concerns were expressed regarding the lack of infrastructure and school capacity in the area.
- The bylaws for Development Application No. 7916-o118-oo were subsequently filed and the application was closed.


## DEVELOPMENT PROPOSAL

## Planning Considerations

- The applicant is proposing:

0 an Official Community Plan (OCP) amendment from Mixed Employment to Multiple Residential;
o a Local Area Plan (LAP) amendment to introduce a new land use designation: Multiple Residential and to redesignate a portion of the site from Business Park and Commercial/Business Park to Multiple Residential and for changes to the road network; and
o to rezone the site from "One-Acre Residential Zone" (RA) to "Comprehensive Development Zone" (CD) to permit a townhouse development.

- Only the proposed OCP/LAP amendments and Rezoning, and not a Development Permit, are being presented for Council's consideration at this time. Given the significant departure from the City's plans, policies and practices that the proposal entails, it was deemed appropriate to consult Council on the larger land use issue before proceeding further to detailed development planning of the site, which typically is done through a Development Permit application.


## Referrals

School District: The School District has provided the following projections for the number of students from this development:

139 Elementary students at Pacific Heights Elementary School 89 Secondary students at Earl Marriott School

## (Appendix IV)

The School District advises that this proposal would have a direct impact on enrolment because long term School District planning never envisioned any student population in the Employment Lands within the Highway 99 Corridor Local Area Plan (LAP). For this particular site, the proposed development is anticipated to yield 228 students that were not anticipated in this area of South Surrey.

Enrolment pressures in this area of South Surrey will lead to new schools (i.e. Edgewood Elementary (anticipated to open in 2021) and Tata'alu Elementary (targeted to open in 2023), both in Sunnyside Heights Neighbourhood Concept Plan (NCP)) reaching capacity very quickly. Until more school projects are approved, growth will have to be addressed with portables if all the existing schools are full. Enrolment pressures will also push the School District's facility plan timeline to require more school sites in the Grandview Heights community.

Parks, Recreation \&
Culture:

Parks has concerns with the proposal as there has been no assessment of active park provision for this portion of the Highway 99 Corridor Local Area Plan. If residential development is supported in this location, provision of an active, sizable public park would be required in this precinct (ie. the lands between 8 Avenue and 12 Avenue and 168 Street and Highway No. 99). In addition, a full environmental assessment would be required to determine all watercourses, riparian areas and wetlands.

Parks notes this proposal is adjacent to Fergus Watershed Biodiversity Preserve for which there is a Council adopted management plan. The application must adhere to the management plan's objectives, including:

- Designate and maintain the most sensitive areas of the Biodiversity Preserve as 'off limits' to public access, through planting, fencing, signage, education, enforcement and adaptive management;
- Designate and maintain the entire Biodiversity Preserve as a 'no dogs' zone through education, signage and enforcement; and
- Establish an ongoing Advisory Committee or group to foster stewardship and education about the Biodiversity Preserve and management of its assets.

With the exception of the School District and Parks, Recreation \& Culture, formal referrals have not been completed for the subject proposal given the proposed departure from existing City policies and practices. The current focus is on the appropriateness of the land use that is proposed.

Should the proposal proceed to the detailed planning stage, referrals would be made to the following groups for comment. Any requirements would be incorporated into the detailed design for the proposal:
o Engineering;
o Fire Department;
o Agricultural \& Food Policy Advisory Committee; and
o Ministry of Transportation \& Infrastructure.

## Transportation Considerations

- The applicant is proposing an amendment to the road network shown in the Highway 99 Corridor Local Area Plan (LAP). The road network and other transportation considerations, including the possible need for a Traffic Impact Analysis, will be further reviewed should this application proceed to the detailed planning stage.


## Parkland and/or Natural Area Considerations

- Parks Recreation \& Culture has concerns with the proposal as there has been no assessment of active park provision for this portion of the Highway 99 Corridor Local Area Plan (LAP), as no residents were anticipated in the employment lands of the Highway 99 Corridor LAP. If residential development is supported in this location, provision of an active, sizable public park would be required in this precinct (ie. the lands between 8 Avenue and 12 Avenue and 168 Street and Highway No. 99). In addition, a full environmental assessment would be required to determine all watercourses, riparian areas and wetlands.
- Parks notes this proposal is adjacent to Fergus Watershed Biodiversity Preserve for which there is a Council adopted management plan. The application must adhere to the management plan's objectives.


## School Capacity Considerations

- The School District advises that this proposal would have a direct impact on enrolment because long term School District planning never envisioned any student population in the Employment Lands within the Highway 99 Corridor Local Area Plan (LAP). For this particular site, the proposed development is anticipated to yield 228 students that were not anticipated in this area of South Surrey.
- Enrolment pressures in this area of South Surrey will lead to new schools (i.e. Edgewood Elementary (anticipated to open in 2021) and Tata'alu Elementary (targeted to open in 2023), both in Sunnyside Heights Neighbourhood Concept Plan (NCP)) reaching capacity very quickly. Until more school projects are approved, growth will have to be addressed with portables if all the existing schools are full. Enrolment pressures will also push the School District's facility plan timeline to require more school sites in the Grandview Heights community.
- In addition, the School District highlights the undesirability of having school-aged children cross the busy 16 Avenue arterial road. Long term plans indicate that 16 Avenue is projected to be a major Fraser Valley transportation corridor between Highway 99 and Abbotsford, leading to higher volumes and increased truck traffic, which has a significant impact on children making their way to school.


## POLICY \& BY-LAW CONSIDERATIONS

## Regional Growth Strategy

- The subject site is designated General Urban in Metro Vancouver's Regional Growth Strategy (RGS). The General Urban designation is typically intended for residential neighbourhoods and centres, which are supported by shopping, services, institutions, recreational facilities and parks. As such, the proposal for townhouses would not require an RGS amendment.
- However, the RGS identifies the protection of industrial land as a key goal in maintaining and enhancing the region's economic well-being. Preservation of industrial lands in the region and within Surrey provides the land base needed to support the local economy and employment.
- In April 2016, Metro Vancouver released the 2015 Industrial Land Inventory report. The report notes that from 2010 to 2015 there was a net reduction of 350 hectares of industrial lands in Metro Vancouver, due to competition from other land uses. The report also notes that the net industrial land absorption was 76 hectares per year, based on 2010-15, and at this rate, the vacant industrial land in the region may be substantially absorbed by the 2030 .


## Official Community Plan

## Land Use Designation

- The site is designated Mixed Employment in the OCP. The applicant is proposing an amendment to Multiple Residential.
- The protection of employment lands is a key objective of the City of Surrey. Surrey's OCP contains policies that are designed to "prohibit the conversion of industrial, business park or mixed-employment lands to residential or other non-employment uses". These policies seek to "encourage the full utilization and efficient use of industrial and other employment lands in order to maximize jobs and economic activity per hectare". Particularly noted is Policy E 1.13, which specifically prohibits the conversion of mixed-employment lands to residential or other non-employment uses.
- The proposed land use amendment represents a loss of valuable employment lands within Surrey, which negatively impacts Surrey's ability to attract employment generators. Preserving lands designated "Mixed Employment" for employment uses helps Surrey achieve a higher job to resident ratio, which results in a more complete city where residents can both live and work within the city.
- If the proposed application is supported, the current Mixed Employment and/or Industrialdesignated lands in other areas of Surrey may come under pressure to be amended to allow for non-employment uses.
- Pursuant to Section 475 of the Local Government Act, it was determined that it was necessary to consult specifically with Surrey School District (No. 36) with respect to the proposed OCP amendment.
- No other agencies and organizations considered to be affected by the proposed OCP Amendment requires specific consultation.


## Themes/Policies

The proposed development is not supported by the following policies in the Official Community Plan (OCP):

- A 1.1 Support compact and efficient land development that is consistent with the Regional Growth Strategy (RGS).
(The proposal is not consistent with the intent of the RGS.)
- B 4.6 Direct higher residential densities to locations within walking distance of neighbourhood centres, along main roads, near transit routes and adjacent to major parks or civic amenities.
(The proposed residential use is better suited to be located closer to schools, services and transit routes.)
- B 4.17 Plan neighbourhoods in consultation with School District No. 36 to ensure that urban development and population growth is considered in planning of new, appropriately-sized and well-located public schools.
(The School District advises that the proposed development was not anticipated in their facility planning as this area is designated as Employment Lands. If residential uses are approved, this will place additional strain on school capacity in the area.)
- C 3.7 Plan appropriate sizes, locations and types of parks and greenways in conjunction with land uses, densities and transportation networks in all secondary plan processes (e.g. Neighbourhood Concept Plans, Local Area plans, Infill Areas and Town Centre Plans) to support the parkland needs of future residents.
(Parks Recreation \& Culture advises that, should this application proceed to the detailed planning stage, provision of an active, sizable public park would be required in this precinct (ie. the lands between 8 Avenue and 12 Avenue and 168 Street and Highway No. 99.)
- D 1.1 Utilize the Ecosystem Management Strategy and the Biodiversity Conservation Strategy (as amended) to guide the management and protection of Surrey's diverse ecosystems.
(If this application proceeds to the detailed planning stage, it will be subject to a Sensitive Ecosystem Development Permit for Streamside Areas and Green Infrastructure Areas.)
- E 1.1 Ensure a sufficient supply of employment lands in Surrey, including designated industrial lands, to meet the current and future needs of the local and regional economy.
(This application proposes to eliminate and convert 10.4 hectares of employment land into entirely multiple residential use. Loss of these lands for employment purposes will hinder efforts to provide jobs for future Surrey residents that are close to where residents live.)
- E 1.2 Monitor the utilization and availability of industrial lands in conjunction with Metro Vancouver.
- E 1.5 Encourage the full utilization and efficient use of industrial and other employment lands in order to maximize jobs and economic activity per hectare.
- E 1.13 Prohibit the conversion of industrial, business park or mixed-employment lands (see Figure 41) to residential or other non-employment uses.
(This application proposes to eliminate and convert 10.4 hectares of employment land into entirely multiple residential use.)
- E 2.2 Promote economic development to achieve and maintain a balanced ratio of one job for every member of Surrey's labour force.
(Loss of these lands for employment purposes will hinder efforts to provide jobs for future Surrey residents that are close to where residents live.)


## Secondary Plans

Land Use Designation

- The site is designated Business Park, Commercial/Business Park, and Habitat Preservation Area in the Highway 99 Corridor Local Area Plan (LAP). The applicant is proposing an amendment to the Highway 99 Corridor Local Area Plan (LAP) to introduce a new land use designation: Multiple Residential, to redesignate the portion of the site designated Business Park and Commercial/Business Park to Multiple Residential, and for changes to the road network.
- The Highway 99 Corridor Local Area Plan (LAP) (2004) is a self-contained area defined by strong edges: Highway No. 99 to the west, BC Hydro ROW to the east, 8 Avenue to the south and Rosemary Heights Business Park to the north. The LAP is mostly comprised of Business Park, Light Industrial and Commercial areas, with a small mixed-use area at 24 Avenue, and the Fergus Creek habitat conservation area to the south. The regional accessibility provided by the proximity to the highway, 24 Avenue, 16 Avenue and the Border Crossing makes this a prime location for business development and employment uses.
- The Business Park designation provides for business parks consisting of office uses and service uses as well as warehouse and distribution uses that are comprehensively designed with extensive landscaping and high-quality urban design. No outside storage is permitted. The Commercial/Business Park designation provides for a combination of commercial and business park uses including retail, office and warehouse/distribution uses with no outside storage.


## Surrey Employment Lands Strategy (2008)

- Surrey's Employment Lands Strategy, adopted by Council in 2008, outlines the City's commitment to maintaining employment lands for employment uses, as summarized in the excerpts below:
o recognition of the employment land challenge, combined with the long-term objective of being self-sufficient in local employment, has triggered the City's support for the development and implementation of a strategy for Surrey's employment lands;
o conversion from an employment use to a non-employment use is only supported where development will align with the City's objectives to create thriving, transit oriented, mixed-use centres and corridors;
o the City acknowledges port lands and key transportation corridors [e.g. the Highway 99 Corridor] as contributors to local economic well-being and is committed to protecting employment lands in these areas; and

0 there is an opportunity to develop the Highway 99 Corridor lands for higher value industrial as they have good vehicular access (e.g. on the Highway 99 corridor), good visibility and proximity to the population base.

## PUBLIC ENGAGEMENT

- Pre-notification letters were sent on October 14, 2020, and the Development Proposal Signs were installed on November 1, 2020. Staff received one response from an area resident and a letter from the Little Campbell Watershed Society (LCWS) and an email from the Semiahmoo Fish and Game Club. The caller was curious about the proposed development and indicated no concerns. (with staff comments in italics)
- The Semiahmoo Fish and Game Club requested to be involved in the consultation process should the application proceed to the detailed planning stage.
- The LCWS expressed concern with the proposed development, for the following reasons:
o LCWS was advised during the South Campbell Heights Local Area Plan (LAP) process that Surrey was lacking employment lands and that was used as justification for the proposed conversion of lands zoned "General Agriculture Zone" (A-1) to employment lands. Amending the subject site from employment lands to residential uses would not appear to be aligned with the justification provided for proposed land use amendments in the South Campbell Heights LAP process.

0 LCWS participated in the lengthy consultation process for the Highway 99 Corridor Local Area Plan (LAP), and their understanding was that 42 hectares of environmental preservation lands were to be set aside in this portion of the LAP. The current size of the Fergus Watershed Biodiversity Preserve is approximately 30 hectares.
o Locating dense residential development this close to the Fergus Watershed Biodiversity Preserve will cause usage conflicts with the biodiversity goals of the Preserve. Employment uses at this location, as designated in the Official Community Plan (OCP) and LAP will have less conflict with the Preserve.
o Concerns about the quality and quantity of storm water run-off from the development.
(Staff are recommending that the proposed residential land use not be supported and that these employment designated lands be used for employment uses. Should the proposed residential land use proceed to the detailed planning stage then the concerns raised about the Fergus Watershed Biodiversity Preserve and the interface between the proposed residential use and the Preserve will be determined at that time. Stormwater concerns will also need to be resolved at that time.)

## Public Information Meeting

- A Public Information Meeting has not been undertaken at this time. Should the proposed residential land use proceed to the detailed planning stage, then a Public Information Meeting would be required before this application is brought forward for Council's consideration to determine the level of neighbourhood support for the proposal.


## DEVELOPMENT PERMITS

## Sensitive Ecosystems (Streamside Areas) Development Permit Requirement

- The subject property falls within the Sensitive Ecosystems Development Permit Area (DPA) for Streamside Areas in the OCP, given the location of an existing Class A (red-coded) and Class B (yellow-coded) watercourses which flow on and adjacent to the subject site. The Sensitive Ecosystems (Streamside Areas) Development Permit is required to protect aquatic and terrestrial ecosystems associated with streams from the impacts of development.
- Should the proposed residential land use proceed to the detailed planning stage, then the applicant would be required to submit a full Ecosystem Development Plan, and also receive any Provincial or Federal environmental approvals that are required, prior to bringing the application forward for Council's consideration.


## Sensitive Ecosystems (Green Infrastructure Areas) Development Permit Requirement

- The subject property falls within the Sensitive Ecosystems DPA for Green Infrastructure Areas in the OCP, given the location of a Biodiversity Conservation Strategy (BCS) Green Infrastructure Network (GIN) Corridor and Hub located on most of the subject site. The Sensitive Ecosystems (Green Infrastructure Areas) Development Permit is required to protect environmentally sensitive and/or unique natural areas from the impacts of development.
- The City of Surrey Biodiversity Conservation Strategy (BCS) Green Infrastructure Network (GIN) map, adopted by Council on July 21, 2014 (Corporate Report No. R141; 2014), identifies BCS Hub F and a Regional BCS Corridor (\#34) within the subject site, in the Redwood BCS management area, with a High ecological value.
- The BCS further identifies the GIN area of the subject site as having a High habitat suitability rating, derived from species at risk presence, species accounts and known ecosystem habitat inventories. The BCS recommends a target Corridor width of 100 meters. The BCS recommends a target Hub Area that sees additional lands protected, the restoration of forest communities along creeks and creation of wetlands in old fields adjacent to forests.
- Should the proposed residential land use proceed to the detailed planning stage, then the applicant will be required to submit a full Ecosystem Development Plan, and also receive any Provincial or Federal environmental approvals that are required, prior to bringing the application forward for Council's consideration.


## Hazard Lands (Steep Slope) Development Permit Requirement

- The subject property falls within the Hazard Lands (Steep Slope) Development Permit Area (DPA) in the OCP, given that the site contains steep slopes in excess of $20 \%$ gradient or is within 30 metres from the top of a slope/or 10 metres from the base of a slope in excess of $20 \%$. The Hazard Land (Steep Slope) Development Permit may be required to protect developments from hazardous conditions.
- Should the proposed residential land use proceed to the detailed planning stage, then the applicant will be required to do further investigation to determine whether a Hazard Land Development Permit is required, as the area of the site with steep slopes may be contained within environmental setback areas (ie. areas that are not proposed for development).


## Farming Protection Development Permit Requirement

- The subject property falls within the Farming Protection Development Permit Area (DPA) in the OCP, given that it is located within 50 metres of the Agricultural Land Reserve (ALR) boundary. The Farm Protection Development Permit is required to reduce agricultural-urban conflicts through increased setbacks and vegetated buffering.
- Should the proposed residential land use proceed to the detailed planning stage, then the applicant will be required to develop a satisfactory interface with the ALR lands on the east side of 168 Street. This process would involve a referral to the Agricultural \& Food Policy Advisory Committee (AFPAC).


## 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 Highway 99 Corridor Local Area Plan (LAP).
- Should the proposed residential land use proceed to the detailed planning stage, a full detailed urban design review would be undertaken. This review would include resolving site planning and urban design concerns associated with the number and form and character of any proposed residential buildings, including "back-to-back" townhouse units.


## PROJECT EVALUATION

- While the applicant's residential proposal may be marketable, there is a significant amount of lands in other parts of the city already designated for residential development.
- There are several key concerns with the proposed land use amendment:
o The protection of employment lands is a key objective of the City of Surrey. Surrey's OCP contains policies that are designed to "prohibit the conversion of industrial, business park or mixed-employment lands to residential or other nonemployment uses". These policies seek to "encourage the full utilization and efficient use of industrial and other employment lands in order to maximize jobs and economic activity per hectare".
o The proposed development will reduce the available supply of employment lands in Surrey, which does not support Surrey's goal of achieving a higher job to resident ratio. There is a finite supply of employment lands within the city.
o There are ample opportunities for residential development in the area, including in the Darts Hill and Redwood Heights Neighbourhood Concept Plan (NCP) areas. These two nearby NCPs alone have the capacity for approximately 5,100 townhouse units. Conversely, the supply of employment lands is limited, as highlighted in Metro Vancouver's 2015 Industrial Land Inventory report.
o The proposed development, if approved, may also put pressure on other "Mixed Employment" or "Industrial" designated lands in Surrey to be converted to residential uses, particularly those located within the Highway 99 Corridor LAP area.
o The Highway 99 Corridor Local Area Plan (LAP) did not anticipate residential uses in this area, and accordingly there has been no provision of active park space for residents as no residents were ever anticipated.
o The impact on available school capacity in the local area given that these lands were not originally identified for residential uses.


## RECOMMENDATION

In light of the broader and longer term plan of the City to protect and to ensure a sufficient supply of employment lands to meet the current and future needs of the local and regional economy, staff is not supportive of proposed residential development at this location.

Accordingly, staff recommends that the subject development application be referred back to staff for the applicant to undertake major revisions to the proposal to be consistent with the Official Community Plan (OCP) and the Highway 99 Corridor Local Area Plan (LAP).

## INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:
Appendix I. Proposed Conceptual Site Plan
Appendix II. Highway 99 Corridor Local Area Plan with Site Highlighted
Appendix III. OCP Redesignation Map
Appendix IV. School District Comments
approved by Shawn Low

Jean Lamontagne
General Manager
Planning and Development
KB/cm

## COPIES OF APPENDICIES ARE AVAILABLE AT THE CITY CLERK'S OFFICE


[^0]:    * Nominal Capacity is estimated by multiplying the number of enrolling spaces by 25 students.

