

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 11457

A by-law to amend the provisions of
"Surrey Zoning By-law, 1979, No. [5942](#),"
as amended.

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NOW, THEREFORE, the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled,
ENACTS AS FOLLOWS:

1. "Surrey Zoning By-law, 1979, NO. [5942](#)" as amended, is hereby further amended as follows:

(a) "PART I - DEFINITIONS" is hereby amended by inserting the definition for "ADULT ENTERTAINMENT STORE" after the definition for "ACCESSORY AGRICULTURE AND HORTICULTURE USES" and before the definition for "APPROVING OFFICER" as follows:

"ADULT ENTERTAINMENT STORE" means any premises wherein is sold or offered for sale, objects other than contraceptive devices, designed or intended to be used in a sexual act as defined by Section 1 of the Motion Picture Act Regulations, B.C. Reg. 260/86 made pursuant to the Motion Picture Act, S.B.C. 1986, C17."

(b) "PART I - DEFINITIONS" is hereby amended by inserting the definition for "THEATRE 2" after the definition for "THEATRE" and before the definition for "THIRD PARTY ADVERTISING" as follows:

"THEATRE 2 means a building used or intended to be used for the projection of motion picture films classified as restricted designated under the Motion Picture Act B.C. Reg. 260/86, or where there is one or more film viewers made available for use by the public or both."

(c) "PART III - ZONES" is hereby amended by inserting "PART XXXV(B) C-R(4) RETAIL COMMERCIAL ZONE FOUR" in the line after "C-R(3) RETAIL COMMERCIAL ZONE THREE" and before "C-S SHOPPING CENTRE ZONE."

(d) "PART XXXV(B) - C-R(4) COMMERCIAL ZONE FOUR" is hereby inserted after "PART XXXV(A) - C-R(3) RETAIL COMMERCIAL ZONE THREE" and before "PART XXXVI - C-S SHOPPING CENTRE ZONE" as follows:

"PART XXXV(B) C-R(4) RETAIL COMMERCIAL ZONE FOUR

A. INTENT

This zone is intended to accommodate and regulate the development of small scale retail commercial and personal service facilities oriented to pedestrians.

B. PERMITTED USES

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

1. Retail stores provided that the gross floor area of an individual store shall not exceed nine hundred (900) square metres:
 - Automotive parts (new) sales
 - Book stores and stationery stores
 - Clothing stores and footwear stores
 - Drug stores
 - Florist's shop
 - Furniture and appliance stores
 - Grocery stores, food stores, meat market, fruit and vegetable stores, and retail bakeries
 - Hardware stores and equipment stores
 - Hobby brewing stores, providing that the brewing room does not exceed fifty (50) square metres [540 sq.ft.] and that the storage/warehouse facilities do not exceed one hundred (100) square metres [1,080 sq.ft.]
 - Jewellery stores and gift shops
 - Liquor stores and tobacconists
 - Pet shops
 - Sporting goods stores
 - Variety stores
 - Other similar retail stores compatible with the uses permitted in this zone

2. Services except automotive services:
 - Animal hospital
 - Barber and beauty parlours
 - Business schools, dancing schools
 - Dry cleaners and laundromats
 - Funeral Parlour
 - Health spa
 - Hotel
 - Licensed premises

- Neighbourhood pubs
- Pools halls
- Restaurants and coffee shops
- Shoe repair shops and jewellery repair shops
- Theatres and cinemas
- Theatre 2 and Adult Entertainment store uses provided that the total floor area for such uses, including, but not limited to, sales area, projecting room, seating areas, viewing areas, storage, foyer, shall not exceed 186 square metres (2,000 sq. ft.)
- Tool repair and tool rental
- Other similar services and repair shops not requiring the operation of heavy machinery, and compatible with the uses permitted in this zone

3. Offices:

- Banks and other finance offices
- Data processing centres
- Doctors' offices, dentists' offices and other medical or related offices
- General business offices
- Law offices, accountants' offices and other professional offices
- Real estate agencies and insurance agencies
- Taxi dispatch office providing, however, that such use does not permit associated car repair service or car storage
- Travel agencies and travellers' clubs
- Government offices

4. Parking structure or surface parking provided however that where surface parking is provided, such surface shall be treated with asphalt, concrete, or similar pavement to provide a dust-free, weed-free surface suitable for parking, and further provided that the surface shall be so graded and drained as to properly dispose of all water.

5. Accessory Uses:

(a) One dwelling unit provided that:

(i) The dwelling unit is within the principal building, and

(ii) The dwelling unit is occupied by the owner or his employee for the protection of the business permitted on the property.

- (b) Accessory buildings provided that they are located at the rear of the principal building.

C. LAND DEVELOPMENT

Notwithstanding any other provision of this zone, the uses permitted by Section B shall be conditional upon the immediate availability and adequacy of those Municipal facilities and services hereinafter set forth to serve each parcel of land and each unit of every building, structure and use to be erected, placed or carried on thereon. No use of land and no use of any building or structure thereon shall be deemed to be authorized by Section B of this zone, and all uses otherwise permitted by this By-law are hereby prohibited unless and until all of the following services and facilities have been provided and are immediately available and are adequate therefor to the standards set out as follows:

1. Sanitary sewer, waterworks and drainage works shall be provided and constructed to the standards set out for C-R(1) zones in "Surrey Subdivision By-law, 1986, No. 8830" and amendments thereto.
2. All highways abutting and serving the land including boulevards, street lighting, underground wiring, sidewalks, transit service facilities shall be provided and constructed to the standards set out for C-R(1) zones in "Surrey Subdivision By-law, 1986, No. 8830" and amendments thereto.

D. DENSITY

The maximum density shall not exceed a floor area ratio of one (1.00); provided however that this floor area ratio may be increased as hereinafter set forth:

1. Where all of the required off-street parking is provided underground or within the outermost walls of a building or structure, the floor area ratio may be increased by zero decimal five (0.5), amounting to a total floor area ratio of one decimal five (1.5).
2. Where a portion of the required off-street parking is provided underground or within the outermost walls of a building or structure, the floor area ratio may be increased by the proportion of required parking so provided multiplied by zero decimal five (0.5).

E. SITE COVERAGE

The maximum site coverage shall be fifty (50) per cent; provided however that this site coverage may be increased as hereinafter set forth:

1. Where all of the required off-street parking is provided underground or within the outermost walls of a building or structure, the site coverage may be increased by thirty (30) per cent, amounting to a total site coverage of eighty (80) per cent.
2. Where a portion of the required off-street parking is provided underground or within the outermost walls of a building or structure, the site coverage may be increased by the proportion of the required parking so provided multiplied by zero decimal three (0.3).

F. SUBDIVISION

1. Lot size: The minimum lot size shall be one thousand (1,000) square metres [10,800 sq. ft.].
2. Frontage: The minimum lot frontage shall be twenty (20) metres [66 ft.].

G. HEIGHT OF STRUCTURES

1. Principal buildings: The height of principal buildings shall not exceed three (3) storeys or twelve (12) metres.
2. Accessory buildings: The height of accessory buildings shall not exceed four decimal five (4.5) metres.

H. YARDS AND SETBACKS

Buildings and structures shall be situated as hereinafter set forth:

1. Front yard: The uniform setback along the front property line shall be two (2) metres, provided however that an additional setback may be created anywhere along the front property line not exceeding five (5) metres from the front property line and further provided that the width of such additional setback shall not exceed fifty (50) per cent of the lot frontage.

2. Side yard: The minimum side yard shall be three (3) metres except in the event that a property adjoins other properties of the same zone, no side yard is required. Where the side property line fronts onto a flanking street, the same setback requirements set forth in Clause H.1 above shall apply on the said side property line.

3. Rear yard: The minimum rear yard shall be seven decimal five (7.5) metres.

4. Setback requirements for accessory buildings:

(a) Side setback: The minimum side setback shall be one (1) metre, provided however that the side setback shall be increased to not less than seven decimal five (7.5) metres on the side property line fronting onto a flanking street.

(b) Rear setback: The minimum rear setback shall be one decimal five (1.5) metres.

I. LANDSCAPING

Any building or structure being erected, enlarged or increased in capacity shall make provision for landscaping as hereinafter set forth:

1. All portions of the site not covered by buildings, structures and circulation spaces shall be landscaped; provided however that landscaping shall cover not less than five (5) per cent of developed site area.
2. Except in those portions where a building abuts the property line, screen planting at least one decimal five (1.5) metres high in a strip at least one decimal five (1.5) metres wide, or a solid decorative fence at least one decimal five (1.5) metres high shall be provided along all property lines separating the developed portion of the site from any residentially zoned property.
3. Loading areas or trucking yards shall be screened from adjacent residentially zoned property to a height of at least two decimal five (2.5) metres by buildings, a landscaping screen, a solid decorative fence, or a combination thereof.
4. The boulevard areas of highways abutting the site shall be seeded or sodded with grass on the side of the road abutting the site except at driveways.
5. Substantial landscaping shall be provided in the areas of front yards and setbacks.

J. OFF-STREET PARKING

No off-street parking shall be allowed in the required front yards."

2. This By-law shall be cited for all purposes as "Surrey Zoning By-law, 1979, No. [5942](#), Text Amendment By-law, 1992, No. 11457."

READ A FIRST AND SECOND TIME on the 31st day of August, 1992.

PUBLIC HEARING HELD thereon on the 28th day of September, 1992.

READ A THIRD TIME on the 5th day of October, 1992.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 22nd day of March, 1993.

_____MAYOR

_____CLERK

