

# City of Surrey

## Regular Council

### Minutes

Council Chamber  
City Hall  
14245 - 56 Avenue  
Surrey, B.C.  
**MONDAY, MAY 2, 2005**  
Time: 7:00 p.m.



**Present:**

Chairperson - Mayor McCallum  
Councillor Villeneuve  
Councillor Tymoschuk  
Councillor Priddy  
Councillor Bose  
Councillor Watts  
Councillor Hunt  
Councillor Higginbotham

**Absent:**

Councillor Steele

**Councillors Entering Meeting as Indicated:**

**Staff Present:**

City Manager  
City Clerk  
General Manager, Planning & Development  
General Manager, Engineering  
General Manager, Finance, Technology & HR  
City Solicitor  
General Manager, Parks, Recreation and Culture

**A. ADOPTION OF MINUTES**

**1. [Special \(Regular\) Council - April 18, 2005](#)**

It was

Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That the minutes of the Special (Regular) Council meeting held on April

18, 2005, be adopted.

RES.R05-1018

Carried

**2. [Regular Council - Land Use - April 18, 2005](#)**

It was

Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That the minutes of the Regular Council – Land Use meeting held on

April 18, 2005, be adopted.

RES.R05-1019

Carried

**3. [Regular Council - Public Hearing - April 18, 2005](#)**

It was

Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That the minutes of the Regular Council - Public Hearing meeting held

on April 18, 2005, be adopted.

RES.R05-1020

Carried

**B. DELEGATIONS**

**C. COMMITTEE REPORTS**

**1. [Public Art Advisory Committee - April 14, 2005](#)**

It was

Moved by Councillor Villeneuve

Seconded by Councillor Hunt  
That the minutes of the Public Art Advisory Committee meeting held on

April 14, 2005, be received.

RES.R05-1021

Carried

**2. [Environmental Advisory Committee - April 20, 2005](#)**

(a) It was Moved by Councillor Bose  
Seconded by Councillor Watts  
That the minutes of the Environmental Advisory Committee meeting  
held on April 20, 2005, be received.

RES.R05-1022

Carried

(b) The recommendations of these minutes were considered and dealt with as follows:

**2005 Work Plan**

It was Moved by Councillor Bose  
Seconded by Councillor Watts  
That the proposed Work Plan for 2005 be forwarded to Council as  
Appendix A to the minutes.

RES.R05-1023

Carried

**Recycling of Anti-freeze (Ethylene Glycol)**

It was Moved by Councillor Bose  
Seconded by Councillor Watts

That correspondence be forwarded to the Minister of  
Water, Land and Air Protection, requesting consideration of the Province's plans to include  
the recycling of ethylene glycol in the hazardous waste regulations.

RES.R05-1024

Carried

**D. BOARD/COMMISSION REPORTS**

**1. [Board of Variance - March 17, 2005](#)**

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That the minutes of the Board of Variance meeting held on March 17,  
2005, be received.

RES.R05-1025

Carried

**2. [Surrey Heritage Advisory Commission - April 27, 2005](#)**

(a) It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That the minutes of the Surrey Heritage Advisory Commission meeting  
held on April 27, 2005, be received.

RES.R05-1026

Carried

(b) The recommendations of these minutes were considered and dealt with as follows:

**Application for Financial Assistance (Rothwell House)**

## 2598 O'Hara Lane (B/L No. 15657)

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That the Application for Financial Assistance for the Rothwell House be approved, and that a pro-rated amount not exceeding \$2,250 be approved from the HAC Reserve for Future Expenditures

RES.R05-1027

Carried

## Application for Financial Assistance (Christ the Redeemer Anglican Church)

## 16613 – 57A Avenue (B/L No. 6442)

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That the Application for Financial Assistance for Christ the Redeemer Anglican Church be approved, and that an amount not exceeding \$9,000 be approved from the HAC Reserve for Future Expenditures.

RES.R05-1028

Carried

## Heritage Society of British Columbia (HSBC)

### 2005 Annual Conference

### New Westminster, June 3 & 4, 2005

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That \$540 be approved from the HAC budget to fund the attendance of four Commissioners at the Heritage Society of British Columbia 2005 Annual Conference in New Westminster, June 3 and 4, 2005.

RES.R05-1029

Carried

## E. MAYOR'S REPORT

The Mayor noted that it is Emergency Preparedness Week and advised that the City of Surrey is hosting its Annual Emergency Preparedness and Safety Fair to coincide with the finale of Emergency Preparedness Week May 2 – 8, 2004.

### 1. Proclamations

Mayor McCallum read the following proclamations:

- (a) NATUROPATHIC MEDICINE WEEK  
May 1 - 8, 2005

WHEREAS naturopathic medicine is a unique and comprehensive approach to improving health and

treating illness. Naturopathic doctors focus on prevention, using therapies and treatments which optimize the health of their patients, providing primary healthcare without the use of drugs and surgery; and

WHEREAS naturopathic doctors across Canada are offering health care solutions for disease prevention and health promotion through their clinics across the province with free testing and public educational events for patients; and

WHEREAS more residents of British Columbia are turning to naturopathic doctors for valid, science-based complementary health care;

NOW, THEREFORE, BE IT RESOLVED that I, D. W. (Doug) McCallum, do hereby declare May 1 8, 2005 as "NATUROPATHIC MEDICINE WEEK" in the City of Surrey.

Doug W. McCallum  
Mayor

(b) FAMILY CAREGIVER WEEK  
May 14 - 20, 2005

WHEREAS Family Caregivers are a vital component of the health care team providing care and support to individuals who are frail, elderly, chronically ill or living with a disability in facility, community and home settings; and

WHEREAS the role of the Family Caregiver has become even more important with the growing complexity of care needs, an aging population and the shift to community-based care; and

WHEREAS in times of fiscal restraint Family Caregivers are needed to provide increasing levels of care and support; and

WHEREAS recognition is due to Family Caregivers for their dedication and commitment to improving the quality of life for their friends and family members, often under conditions which impede their own physical, emotional and financial health and wellness; and

WHEREAS Our Lieutenant Governor, by and with the advice and consent of the Executive Council, has been pleased to enact Order in Council 903 on October 11, 2002;

NOW, THEREFORE, BE IT RESOLVED that I, D. W. (Doug) McCallum, do hereby declare May 14 20, 2005 as "FAMILY CAREGIVER WEEK" in the City of Surrey.

Doug W. McCallum  
Mayor

(c) CLOVERDALE RODEO & COUNTRY FAIR WEEK  
May 16 - 23, 2005

WHEREAS the Cloverdale Rodeo & Exhibition has been in existence since 1888; and

WHEREAS the sport of Rodeo forms part of Canadian's national heritage; and

WHEREAS the Cloverdale Rodeo & Exhibition encourages the cultivation of the soil and general development of all the agricultural resources of the Lower Fraser Valley and the fostering of every branch of mechanical and household arts calculated to increase the happiness of home life; and

WHEREAS the sport of Rodeo has evolved from cowboys working with cattle and horses; and

WHEREAS the Rodeo & Exhibition also encourages friendly competition for hundreds of families

throughout the Lower Fraser Valley; and

NOW, THEREFORE, BE IT RESOLVED that I, D.W. (Doug) McCallum, do hereby invite the citizens of Surrey and the Lower Fraser Valley to join in the celebration by declaring the week of May 16 - 23, 2005, as "CLOVERDALE RODEO & COUNTRY FAIR WEEK" in the City of Surrey.

## F. COUNCILLORS' REPORTS

There were no items under Councillors' Report at this time.

## G. CORPORATE REPORTS

1. The Corporate Reports, under date of May 2, 2005, were considered and dealt with as follows:

**Item No. R086** Road Closure & Realignment at Peace Park Drive & Zero Avenue  
File: 7803-0160; 0910-30

The General Manager, Engineering submitted a report concerning a road closure and realignment at Peace Park Drive & Zero Avenue.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Council authorize the City Clerk to bring forward a By-law for consideration by Council to close and remove the dedication as highway of a  $\pm 4,124 \text{ ft.}^2$  ( $\pm 383.1 \text{ m}^2$ ) unopened portion of Peace Park Drive at Zero Avenue.

RES.R05-1030

Carried

**Item No. R087** Lane Closure at 11619 Surrey Road  
File: 0910-40/36; 0910-30

The General Manager, Engineering submitted a report concerning a lane closure at 11619 Surrey Road.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Council approve the sale of the previously approved closure of a  $\pm 5,517 \text{ ft.}^2$  ( $\pm 512.5 \text{ m}^2$ ) portion of lane located behind 11619 Surrey Road as outlined in the attached Corporate Report R039.

RES.R05-1031

Carried

**Item No. R088** Lane Closure at 155A Street & 103A Avenue  
File: 7804-0186; 0910-30

The General Manager, Engineering submitted a report concerning a lane closure at 155A Street and 103A Avenue.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Council authorize the City Clerk to bring forward a By-law for consideration by Council to close and remove the dedication as highway of a  $\pm 12,250$  ft.<sup>2</sup> ( $\pm 1,138$  m<sup>2</sup>) unopened portion of lane at 155A Street and 103A Avenue.

RES.R05-1032

Carried

**Item No. R089** Lane Closure at 152 Street & 17A Avenue  
File: 7803-0286; 0910-30

The General Manager, Engineering submitted a report concerning a lane closure at 152 Street and 17A Avenue.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Council approve the sale of the previously approved closure of a  $\pm 7,200$  ft.<sup>2</sup> ( $\pm 668.9$  m<sup>2</sup>) opened portion of lane at 152 Street between 17A Avenue and 18 Avenue as outlined in the attached Corporate Report R262.

RES.R05-1033

Carried

**Item No. R090** Park Acquisition for Grandview Heights:  
16876 - 26 Avenue  
File: 0870-20/343/C

The General Manager, Engineering submitted a report concerning a park acquisition for Grandview Heights.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That Council authorize the acquisition of PID No. 011-184-515 (16876 - 26 Avenue) for future park in the Grandview Heights General Land Use Plan area, for the amount of \$1,525,000.

RES.R05-1034

Carried

**Item No. R091** Discharge of City Lease & Option to Purchase on Private Property Located at 15948 - 24 Avenue  
File: 0541-215; 0930-30

The General Manager, Engineering submitted a report concerning a discharge of City lease and option to purchase on private property.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That Council approve the discharge of the Lease and the Option to

Purchase that are both registered in favour of the City of Surrey against the privately-owned property located at 15948 - 24 Avenue.

RES.R05-1035

Carried with Councillor Bose against.

**Item No. R092** Golden Ears Bridge Project Master Municipal Agreement  
File: 8630-20 (FRC); 0500-01

The General Manager, Engineering submitted a report to inform Council of the content of, and issues associated with, the Master Municipal Agreement for the Golden Ears Bridge (GEB) project, as proposed by TransLink and to recommend that Council ratify this Agreement.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Steele  
That:

1. Council approve entering into the Master Municipal Agreement with TransLink, encompassing respective responsibilities for the completion of the Golden Ears Bridge Project (formerly called the New Fraser River Crossing).
  
2. the Mayor and Clerk be authorized to execute this agreement.

RES.R05-1036

Carried

**Item No. R093** Pavement Management and Asset Preservation - City's Arterial & Collector Roads  
File: 5400-28; 5400-01

The General Manager, Engineering submitted a report to update Council on the results of the most recent pavement condition evaluation of the City arterial and major collector roads network and the MRN arterials, and to advise of the pavement rehabilitation budget required to preserve the asset investment value.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That:

1. Council receives this report for information.
  
2. staff pursue additional levels of funding with TransLink for pavement rehabilitation on the Major Road Network (MRN).

RES.R05-1037

Carried

**Item No. R094** Local Area Services  
File: 5320-00; 5320-01

The General Manager, Engineering submitted a report to seek Council's approval to repeal the Local Improvements Cost Sharing By-law, 1970, No. 3250, and to adopt the revised City Policy R-6 Local Area Services Frontage Policy.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That:

1. the Local Improvements Cost Sharing By-law, 1970, No. 3250, be repealed.
2. the revised City Policy R-6 Local Area Services Frontage Policy (Appendix 1) be adopted.

RES.R05-1038

Carried

**Item No. R095** Deltaport Third Berth Project Environmental Assessment Review  
File: 5650-40 (VPA); 5650-01

The General Manager, Engineering submitted a report to provide background on a recommended position of the City with respect to the proposed expansion at Deltaport terminal.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That:

1. the City of Surrey state its' qualified support for the expansion of the Deltaport third berth contingent upon additional actions on the part of the Vancouver Port Authority (VPA) to mitigate train noise and congestion at train crossings in the City of Surrey, and continued strong support of the South Fraser Perimeter Road by the VPA.
2. a copy of this report be forwarded to the Environmental Assessment office.

RES.R05-1039

Carried

It was Moved by Councillor Bose  
Seconded by Councillor Watts  
That the report on Deltaport Third Berth Project Environmental Assessment Review be referred to the Environmental Advisory Committee for review and comment.

RES.R05-1040

Carried

**Item No. R096** Contract Award M.S. 4705-004: Pedre Contractors Ltd.  
File: 4705-004; 5250-20-47

The General Manager, Engineering submitted a report concerning the award of Contract M.C. 4705-004. Tenders were received as follows:

<b>Contractor</b>	<b><i>Tender Amount With GST</i></b>	<b><i>Corrected Amount</i></b>
1. Pedre Constructors Ltd.	\$1,176,893.00	No change
2. Double M Excavating Ltd.	\$1,208,189.43	No change
3. B. Cusano Contracting Ltd.	\$1,465,900.00	No change



The engineer's pre-tender estimate was \$1,110,930 including GST.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Contract M.S. 4704-002 be awarded to the low bidder, Pedre Contractors Ltd., in the amount of \$1,176,893.00 including GST.

RES.R05-1041

Carried

**Item No. R097** Contract Award M.S. 4802-402-11:  
Westport Construction Group Inc.  
File: 4802-402-11; 4802-054-00; 5250-20-48

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4802-402-11. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount with GST</i>	<i>Corrected Amount</i>
1. Westport Construction Group Inc.	\$1,841,202.50	No Change
2. Trittech Industries Ltd.	\$1,991,858.50	No Change
3. Kedco Constructors Ltd.	\$2,208,993.85	No Change
4. GCL Contracting & Engineering Inc.	\$2,284,091.55	No Change

The Engineer's pre-tender estimate was \$1,600,000 including GST.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Contract M.S. 4802-402-11 be awarded to the low bidder, Westport Construction Group Inc., in the amount of \$1,841,202.50 including provisional items and GST.

RES.R05-1042

Carried

**Item No. R098** Contract Award M.S. 4703-118/11:  
Merletti Construction (1999) Ltd.  
File: 4703-118/11; 5250-20-47

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4703-118/11. Tenders were received as follows:

<b>Contractor</b>	<b>As Submitted</b>	<b>As Corrected</b>
1. Merletti Construction (1999) Ltd.	\$796,274.74	No Change
2. Kedco Constructors Ltd.	\$805,871.00	Disqualified
3. Westport Construction Group Inc.	\$891,310.00	No Change
4. Trittech Group Ltd.	\$893,450.00	No Change

The Engineer's pre-tender estimate was \$600,000, including GST.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
 Seconded by Councillor Watts  
 That Contract M.S. 4703-118/11 be awarded to the low bidder, Merletti  
 Construction (1999) Ltd. in the amount of \$796,274.74 including GST.  
 RES.R05-1043 Carried

**Item No. R099** Contract Award M.S. 4704-602/11: Pedre Contractors Ltd.  
 File: 4704-601/22; 5250-20-47

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4704-602/11.  
 Tenders were received as follows:

Contractor	Tender Amount		Corrected Amount	
	<i>with GST</i>		<i>with GST</i>	
1. Pedre Contractors Ltd.	\$557,975.04	No Change		
2. Directional Mining & Drilling Ltd.	601,143.98	No Change		
3. Sandpiper Contracting Ltd.	618,046.18	No Change		
4. Progressive Contracting (Richmond) Ltd.	624,024.00	No Change		
5. Double M Excavating Ltd.	723,110.00	\$723,557.26		
6. B. Cusano Contracting Ltd.	38,300.00	No Change		
7. B&B Contracting Ltd.	777,783.00	No Change		
8. Targa Contracting Ltd.	794,888.02	No Change		

The Engineer's pre-tender estimate was \$500,000.00 including GST.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
 Seconded by Councillor Watts  
 That Contract M.S. 4704-602/11 be awarded to the low bidder, Pedre  
 Contractors Ltd., in the amount of \$557,975.04, including GST.  
 RES.R05-1044 Carried

**Item No. R100** 2005 General Local Election - Voting Divisions  
 File: 4200-01

The City Clerk submitted a report concerning the 2005 general local election, voting divisions.

The City Clerk was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
 Seconded by Councillor Watts  
 That Council approve the establishment of 74 voting divisions as  
 described in Appendix "A" attached to this report for the 2005 General Local Election, and the boundaries as  
 shown in Appendix "B" attached to this report.  
 RES.R05-1045 Carried

**Item No. R101** Appointment of Chief Election Officer & Deputy Chief Election Officer  
 File: 4200-01

The City Clerk submitted a report concerning the appointment of Chief Election Officer and Deputy Election Officer.

The City Clerk was recommending approval of the recommendations outlined in her report.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That pursuant to Section 41(1) of the *Local Government Act*, Margaret Jones, City Clerk be appointed Chief Election Officer, and that Tony Capuccinello, Assistant City Solicitor be appointed Deputy Chief Election Officer.

RES.R05-1046 Carried

**Item No. R102** Holland Park: Refinements to the Master Plan & Construction Schedule  
File: 6140-20 (Holland Park)

The General Manager, Planning & Development and General Manager, Parks, Recreation and Culture submitted a report concerning refinements to the Holland Park Master Plan.

The General Manager, Planning & Development and General Manager, Parks, Recreation and Culture was recommending that the report be received for information.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That Corporate Report R102 be received for information.

RES.R05-1047 Carried

**Item No. R103** Unauthorized Construction at 3280 - 164 Street  
File: 3280-16400; 4520-20

The General Manager, Planning & Development submitted a report to inform Council about the contravention of the City's Building By-law, in relation to the property at 3280 – 164 Street and about the unsafe condition of the Property and to make recommendations that, if adopted by Council, will act to correct the unsafe condition.

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That:

1. Council declare that:
  - (a) the carport (the "Structure") constructed on the lands located at 3280 - 164 Street (the "Property") contravenes Surrey Building By-law, 1987, No. 9011 (the "Building By-law"), in that the Structure was constructed without a building permit being obtained from the City to permit such construction; and
  - (b) having been constructed without the required permits and inspections, the Structure is in an unsafe condition; and
2. Pursuant to Section 72 of the *Community Charter*, S.B.C. 2003, c. 26 (the "*Community Charter*"), Council adopt a resolution imposing a remedial action requirement on the owner and/or occupier of the Property, as follows:

*"That the owner and/or occupier of the Property demolish and completely remove the Structure, and any works that were constructed as part of the Structure, from the property within 30 days of the date of delivery of notice to the owner of the remedial action requirement, which removal or demolition shall be to the satisfaction of the Manager, Building Division and in compliance with all City of Surrey by-laws and other applicable statutes and guidelines"; and*

3. Council adopt the following resolution:

*"That if the owner and/or occupier of the Property fails to comply with the remedial action requirement by the date specified, the Manager, Building Division, together with workers employed by the City of Surrey or agents of the City are authorized to enter on the Property and to complete the remedial action requirement. The remedial action will be completed at the expense of the owner and/or occupier of the Property and the City of Surrey will recover all expenses that it incurs, together with interest and costs, in the same manner as municipal taxes;*

*That notice of the remedial action requirement set out above be sent in the form set out in Appendix "A" to all persons who own or occupy the Property, as well all holders of registered charges in relation to the Property; and*

*That any person served with notice of the remedial action requirement set out above must provide the City with written notice of a request for Council to reconsider the remedial action requirement within 14 days of the date of delivery of the notice of the remedial action requirement".*

RES.R05-1048

Carried

**Item No. R104** Transport Canada Urban Transportation Showcase Program - Update and Terms of Reference in Support of a Request for Proposals  
File: 6520-20 (Surrey City Centre)

The General Manager, Planning & Development submitted a report to obtain Council authorization to proceed with a Request for Proposals to retain a consulting team to work with the City and the other Urban Transportation Showcase partners on the preparation of a Transit Village Plan for the area around the Surrey Central SkyTrain Station. The study area is defined as the area within approximately 500 metres of the Surrey Central SkyTrain Station, with consideration being given to the area up to 800 metres from the station. A Terms of Reference has been developed for use by a consultant team in preparing such a plan and is attached as Appendix "A" to this report.

This report also summarizes the results of the two public open houses held in March 2005, conducted as part of the first phase of planning for a Transit-Oriented Development centered on the Surrey Central Station, related to the Urban Transportation Showcase Program (the "Showcase Program").

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That Council:

1. Receive this report as information; and
2. Authorize staff to proceed with a Request for Proposals for the purpose of retaining a consultant team to undertake the preparation of a Transit Village Plan for the Surrey Central Station area, based on the Terms of Reference attached to this report as Appendix "A".

RES.R05-1049

Carried

**Item No. R105** Proposed Revisions to the Development Proposal Signs Policy & the Panhandle Lots Policy  
File: 0340-01; 0340-05

The General Manager, Planning & Development submitted a report to obtain Council approval for

revisions to Council's policies related to Development Proposal Signs (Policy No. O-8) and Panhandle Lots (Policy No. O-15), respectively.

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That Council:

1. Approve amendments, as documented in Appendix I, to City Policy O-8 "Development Proposal Signs" to require the installation of such a sign at least two weeks in advance of the meeting at which Council will consider the related development application and to delete the requirement for a development proposal sign where an application for a Development Permit relates to fascia signage only; and
2. Approve the amendments, as documented in Appendix II, to City Policy O-15 "Panhandle Lots" to clarify the intention of this policy.

RES.R05-1050

Carried

**Item No. R106**      New Surrey Building By-law, 2003, No. 15244 and Related Policies & Procedures  
File: 3900-20-15244; 3900-02

The General Manager, Planning & Development submitted a report concerning the new Surrey Building by-law, 2003, No. 15244 and related policies and procedures.

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That Council:

1. Authorize the City Clerk to bring forward, for the required readings, an amendment to the new Surrey Building By-law, 2003, No. 15244, that will defer the date that the by-law becomes effective from June 1, 2005 to January 1, 2006; and
2. Confirm by resolution that the current Surrey Building By-law, 1987, No. 9011, as amended, will remain in force and be applicable to all in stream building permit applications received before January 1, 2006, provided that such applications are complete.

RES.R05-1051

Carried

**Item No. R107**      Terms of Reference for Preparing a Neighbourhood Concept Plan for Area "A" -  
Anniedale in South Port Kells  
File: 6520-20 (South Port Kells)

The General Manager, Planning & Development submitted a report to obtain Council's authorization to proceed with the preparation of an NCP for Area "A" – Anniedale, in the South Port Kells community.

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That Council:

1. Receive this report as information; and
2. Authorize staff to proceed with the preparation of a Neighbourhood Concept Plan ("NCP") for South Port Kells Area "A" - Anniedale, based on the Terms of Reference attached to this report as Appendix I.

RES.R05-1052 Carried with Councillor Bose against.

**Item No. R108** Pathways and Other Amenities in Morgan Creek  
File: 6520-20 (Morgan Creek)

The General Manager, Planning & Development submitted a report to inform Council about the matter of pathways and other amenities that were to be constructed in the Morgan Creek development as part of the approved Development Permit and to seek Council authorization to hold a public information meeting to seek public input, regarding the matter, including the possible alternative use of the funds that will become available in lieu of the construction of the pathways and other amenities by the developer.

The General Manager, Planning & Development was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That Council:

1. Receive this report as information; and
2. Instruct the developer to work with City staff in organizing and conducting a public information meeting to obtain input from the public with respect to the possible alternative use of the funds that will be available in lieu of the construction of the pathways and other amenities in the Morgan Creek development; and
3. Instruct staff to forward a report to Council after the public information meeting, documenting the results of the meeting and including recommendations.

RES.R05-1053 Carried

**Item No. R109** Electronic Home Owner Grant  
File: 1960-30

The General Manager, Finance, Technology & Human Resources submitted a report to update Council on the implementation of the Electronic Home Owner Grant commencing May 2005.

The General Manager, Finance, Technology & Human Resources was recommending that the report be received for information.

It was Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That Corporate Report R109 be received for information.

RES.R05-1054 Carried

## **Rescheduling of May 16, Regular Council Land Use and Regular Council Public Hearing.**

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the May 16, 2005 Regular Council Land Use meeting and Regular  
Council Public Hearing be rescheduled to May 18, 2005 at the Surrey Sport & Leisure Complex.

RES.R05-1055

Carried

## **H. BY-LAWS**

### **RESCHEDULE PUBLIC HEARING**

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15714"

7904-0209-00 - Kulbir, Dalbir and Kuldip Dosanjh, Harbans Singh, c/o Dalbir Dosanjh and c/o Maciej Dembek/Barnett Dembek Architects Inc.

RA (BL 12000) to C-4 (BL 12000) - 6417 - 144 Street - to permit the development of a local commercial development with a dwelling unit on the second floor.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000,  
Amendment By-law, 2005, No. 15714" be rescheduled to the Surrey Sports & Leisure Complex on  
Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1056

Carried

2. "Surrey Official Community Plan By-law, 1996, No. 12900, No. 115 Amendment By-law, 2005, No. 15718"

7904-0329-00 - 689627 B.C. Ltd., c/o McElhanney Consulting Services Ltd.

To authorize the redesignation of the properties located at 12916 and 12940 60 Avenue from Suburban (SUB) to Urban (URB).

Approved by Council: April 18, 2005

This by-law is proceeding in conjunction with By-law 15619.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Official Community Plan By-law,  
1996, No. 12900, No. 115 Amendment By-law, 2005, No. 15718" be rescheduled to the Surrey Sports &  
Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1057

Carried

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15719"

689627 B.C. Ltd., c/o McElhanney Consulting Services Ltd.

RA (BL 12000) to RF-9 and RF-12 (BL 12000) - 12916 and 12940 60 Avenue - to allow  
subdivision into 31 RF-9 and 10 RF-12 lots.

Approved by Council: April 18, 2005

This by-law is proceeding in conjunction with By-law 15618.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15719" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1058

Carried

3. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15715"

7904-0349-00 - 477962 B.C. Ltd., c/o Gomberoff Bell Lyon Architects Group Inc. (Eileen Albang)

RA (BL 12000) to RM-30 (BL 12000) - 6623, 6595 and 6577 - 192 Street - to permit a development consisting of approximately 102 townhouse units.

Approved by Council: April 18, 2005

It was Moved by Councillor Higginbotham  
Seconded by Councillor Hunt  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15715" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1059

Carried

4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15717"

7904-0193-00 - BBC Development Ltd., Branko and Zdravka Kraljevic, Mario and Natalie Kordic, Stuart Kristoff, Angela Janzen, c/o McElhanney Consulting Services Ltd.

RA (BL 12000) to RF-9C and RF-9S (BL 12000) - 19120 and 19140 68 Avenue, 6783 and 6711 - 192 Street - to allow subdivision into approximately 79 small single family lots and one remainder lot.

Approved by Council: April 18, 2005

This by-law is proceeding in conjunction with By-law 15716.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Tymoschuk  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15717" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1060

Carried

5. "Surrey Official Community Plan By-law, 1996, No. 12900, No. 116 Amendment By-law, 2005, No. 15726"

7904-0318-00 - Richmond Holdings Ltd., c/o Rick Johnson, Rimark Consulting Ltd.

To authorize the redesignation of the properties 17755 - 64 Avenue, 6460 Highway #15 (176 Street) from Industrial (IND) to Commercial (COM).

Approved by Council: April 18, 2005



This by-law is proceeding in conjunction with By-law 15727.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Official Community Plan By-law, 1996, No. 12900, No. 116 Amendment By-law, 2005, No. 15726" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1061

Carried

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15727"

7904-0318-00 - Richmond Holdings Ltd., c/o Rick Johnson, Rimark Consulting Ltd.

RA (BL 12000) to CD (BL 12000) - 17755 - 64 Avenue, 6460 Highway #15 (176 Street) - to allow the development of a shopping centre in North Cloverdale.

Approved by Council: April 18, 2005

This by-law is proceeding in conjunction with By-law 15726.

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15727" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1062

Carried

6. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15720"

7904-0242-00 - Shelley and Kenneth Galbraith, c/o Owen Poppy Sureside Construction

RF (BL 12000) to RF-O (BL 12000) - 12862 - 13 Avenue - to permit the development of a larger single family home.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Watts  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15720" be rescheduled to the Surrey Sports & Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1063

Carried

7. "Surrey Official Community Plan By-law, 1996, No. 12900, Text No. 53 Amendment By-law, 2005, No. 15709"

3900-20-15709/6520-20 (East Clayton West)

"Surrey Official Community Plan By-law, 1996, No. 12900" as amended, is hereby further amended by inserting a new Figure 27 - Map Showing Recently Approved Secondary Plans, to reflect the East Clayton NCP Extension - West of 188 Street area.

Approved by Council: April 4, 2005  
Corporate Report Item No. C003

This By-law is proceeding in conjunction with By-law No. 15710.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Tymoschuk  
That the Public Hearing on "Surrey Official Community Plan By-law,  
1996, No. 12900, Text No. 53 Amendment By-law, 2005, No. 15709" be rescheduled to the Surrey Sports &  
Leisure Complex on Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1064

Carried

8. "Surrey Zoning By-law, 1993, No. 12000, Text Amendment By-law, 2005, No. 15710"

3900-20-15710/6520-20 (East Clayton West)

"Surrey Zoning By-law, 1993, No. 12000" as amended, is further amended in Schedule F - Map of Neighbourhood Concept Plan and Infill Areas by inserting new Map 22 Area XXII and Schedule G - Amenity Requirements in Neighbourhood Concept Plan (NCP) and Infill Areas by adding new Item 22.

These amendments are necessary to include amenity contributions for the East Clayton NCP Extension - West of 188 Street area.

Approved by Council: April 4, 2005  
Corporate Report Item No. C003

This By-law is proceeding in conjunction with By-law No. 15709.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Tymoschuk  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000,  
Text Amendment By-law, 2005, No. 15710" be rescheduled to the Surrey Sports & Leisure Complex on  
Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1065

Carried

9. "Surrey Zoning By-law, 1993, No. 12000, Text Amendment By-law, 2005, No. 15716"

3900-20-15716 - Council Initiative

"Surrey Zoning By-law, 1993, No. 12000" as amended, is further amended in Part 1 Definitions, Part 17A Single Family Residential (12) Zone (RF-12), Part 17Ai Single Family Residential Coach House Zone (RF-12C), Part 17C Single Family Residential (9) Zone (RF-9), Part 17D Single Family Residential (9) Coach House Zone (RF-9C), Part 17E Special Single Family Residential (9) Zone (RF-9S), and Part 17F Semi-Detached Residential zone (RF-SD). The amendments are necessary to define the term "*separation*", and revise the yards and setbacks in the RF-12, RF 12C, RF-9, RF-9C, RF-9S and RF-SD Zones to permit the same encroachments into the *separation* area as are currently permitted into the *setback* areas.

Approved by Council: April 18, 2005

This by-law is proceeding in conjunction with By-law 15617.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Tymoschuk  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000,  
Text Amendment By-law, 2005, No. 15716" be rescheduled to the Surrey Sports & Leisure Complex on  
Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1066

Carried

10. "Surrey Zoning By-law, 1993, No. 12000 Text Amendment By-law, 2005, No. 15725"

3900-20-15725/4320-99/#2 - Council Initiated Text Amendment

"Surrey Zoning By-law, 1993, No. 12000" as amended is further amended in Part 1 Definitions by amending the definition "Slot Machine Gaming". This amendment will allow personal play bingo against a computer within a bingo hall and by those charities associated with the bingo hall in the City of Surrey.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Tymoschuk  
That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000  
Text Amendment By-law, 2005, No. 15725" be rescheduled to the Surrey Sports & Leisure Complex on  
Wednesday, May 18, 2005, at 7:00 p.m.

RES.R05-1067

Carried

FINAL ADOPTIONS

11. "Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508, Amendment By-law, 2005, No. 15706"

3900-20-15706/3900-20-12508 - Regulatory By-law Text Amendment

"Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508" as amended, is further amended in Schedule 1 by deleting Section 6, and by deleting Schedule 7. These amendments are required to reflect the repeal of the "Electrical Safety Inspection By-law, 1976, No. 4832" and the intention to not utilize the MTI By-law for enforcement of the replacement electrical by-law provisions.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Surrey Municipal Ticket Information Utilization By-law, 1994,  
No. 12508, Amendment By-law, 2005, No. 15706" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1068

Carried

12. "Surrey General Rates Levy By law, 2005, No. 15711"

3900-20-15711 - Council Initiative

A by-law to provide for the levying of rates for general city purposes and special services for the Year 2005 in the City of Surrey.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Surrey General Rates Levy By law, 2005, No. 15711" be finally  
adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1069

Carried

13. "Surrey Special Rates Levy By law, 2005, No. 15712"

3900-20-15712 - Council Initiative

A by-law to levy rates in the City of Surrey to provide the cost of special services therein for the year 2005.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Surrey Special Rates Levy By law, 2005, No. 15712" be finally  
adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1070

Carried

14. "GVRD Tax Requisition By law, 2005, No. 15713"

3900-20-15713 - Council Initiative

A by-law to levy rates in the City of Surrey to provide for the amounts requested by GVRD for the year 2005.

Approved by Council: April 18, 2005

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "GVRD Tax Requisition By law, 2005, No. 15713" be finally  
adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1071

Carried

15. "Surrey Community Improvement and Unsightly Property By-law, 1997, No. 13150, Amendment By-law, 2005, No. 15721"

3900-20-15721/0350-20/3900-20 - Regulatory By-law Text Amendment

"Surrey Community Improvement and Unsightly Property By-law, 1997, No. 13150" as amended is further amended under the Definitions and in Sections 10, 11, 12. This amendment along with the amendments to By laws 13007 and 3052, are necessary to facilitate the clean-up of litter along property frontages, the removal of litter on private property, and the required use of garbage cans (versus bags) for the residential curbside garbage collection service program.

Approved by Council: April 18, 2005

Corporate Report Item No. R078

This By-law is proceeding in conjunction with By-laws 15722 and 15723.

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Surrey Community Improvement and Unsightly Property By-law,  
1997, No. 13150, Amendment By-law, 2005, No. 15721" be finally adopted, signed by the Mayor and Clerk,  
and sealed with the Corporate Seal.

RES.R05-1072

Carried

16. "Highway and Traffic By-law, 1997, No. 13007, Amendment By-law, 2005, No. 15722"

3900-20-15722/0350-20/3900-20 - Regulatory By-law Text Amendment

"Highway and Traffic By-law, 1997, No. 13007" as amended is further amended by adding a new section 80(4). This amendment along with the amendments to By-laws 13150 and 3052, are necessary to facilitate the clean-up of litter along property frontages, the removal of litter on private property, and the required use of garbage cans (versus bags) for the residential curbside garbage collection service program.

Approved by Council: April 18, 2005

Corporate Report Item No. R078

This By-law is proceeding in conjunction with By-laws 15721 and 15723.

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Highway and Traffic By-law, 1997, No. 13007, Amendment By-law, 2005, No. 15722" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.  
RES.R05-1073 Carried

17. "Surrey Sanitation By-law, 1969, No. 3052, Amendment By-law, 2005, No. 15723"

3900-20-15723/0350-20/3900-20 - Regulatory By-law Text Amendment

"Surrey Sanitation By-law, 1969, No. 3052" as amended is further amended by replacing Section 2(a). This amendment along with the amendments to By-laws 13150 and 13007, are necessary to facilitate the clean-up of litter along property frontages, the removal of litter on private property, and the required use of garbage cans (versus bags) for the residential curbside garbage collection service program.

Approved by Council: April 18, 2005  
Corporate Report Item No. R078

This By-law is proceeding in conjunction with By-laws 15721 and 15722.

It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That "Surrey Sanitation By-law, 1969, No. 3052, Amendment By-law, 2005, No. 15723" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.  
RES.R05-1074 Carried

18. "Business License By-law, 1999, No. 13680, Amendment By-law, 2005, No. 15724"

3900-20-15724/4320-90/#2 - Regulatory By-law Text Amendment

"Business License By-law, 1999, No. 13680" as amended is further amended in Section 2 by amending the definition "*Slot Machine Gaming*". This amendment will allow personal play bingo against a computer within a bingo hall and by those charities associated with the bingo hall in the City of Surrey.

Approved by Council: April 28, 2005  
Corporate Report Item No. R083

It was Moved by Councillor Watts  
Seconded by Councillor Tymoschuk  
That "Business License By-law, 1999, No. 13680, Amendment By-law, 2005, No. 15724" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.  
RES.R05-1075 Carried with Councillors Hunt and Priddy against.

19. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15266"

7903-0337-00 - Phoenix Drug & Alcohol Recovery and Education Society, c/o Chip Barrett

RA (BL 12000) to CD (BL 12000) - 13686 - 94A Avenue - to permit the development of a facility consisting of an alcohol and drug recovery centre and supported transitional housing in Surrey City Centre.

Approved by Council: December 1, 2003

**Note:** A Development Permit (7903-0337-00) on the site is to be considered for Final Approval under Item

I.1(a).

It was

Moved by Councillor Watts

Seconded by Councillor Tymoschuk

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15266" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1076

Carried

20. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15704"

7905-0006-00 - Benchmark Estates Ltd., c/o BFW Developments Ltd.

IL (BL 12000) to CD (BL 12000) - 8268 - 128 Street - to allow for a maximum of 186 m<sup>2</sup> (2,000 sq. ft.) of retail use related to a light impact industrial use.

Approved by Council: April 4, 2005

It was

Moved by Councillor Watts

Seconded by Councillor Tymoschuk

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15704" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1077

Carried

21. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15377"

7996-0091-00 - 695661 BC Ltd., c/o Hunter Laird Engineering Ltd.  
(Clarence Arychuk)

RA (BL 12000) to RF (BL 12000) - 7009 - 152 Street - to allow subdivision into 23 single family lots.

Approved by Council: May 17, 2004

\* This by-law is proceeding in conjunction with Application 7996-0079-00, Item H. 22.

\* Planning & Development advise that (see memorandum dated April 26, 2005 in by-law back-up) the building scheme which has been filed with the City Clerk has been developed by a Design Consultant based on a character study of the surrounding neighbourhood. The building scheme will be registered concurrently with the subdivision plan pursuant to Section 220 of the Land Title Act. A 219 Restrictive Covenant will also be registered to tie the building scheme to the land.

It was

Moved by Councillor Hunt

Seconded by Councillor Tymoschuk

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15377" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-1078

Carried

22. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 1997, No. 13144"

7996-0079-00 - 695661 BC Ltd., c/o Hunter Laird Engineering Ltd.  
(Clarence Arychuk)

RA (BL 12000) to RF (BL 12000) - 7067 & 7087 - 152 Street - to permit subdivision into approximately 23 single family lots.

Approved by Council: May 27, 1997

- \* This by-law is proceeding in conjunction with Application 7996-0091-00, Item H. 21.

**Note:** The Public Hearing on this application was held on July 7, 1997. As more than two years have passed since the Public Hearing, Council may wish to hold a new Public Hearing.

Planning & Development advise that (see memorandum dated April 28, 2005 in by-law back-up) the reason for the delay in bringing this application to Final Adoption was due to sewer servicing issues that prevented completion of the project.

- \* At the July 7, 1997 Regular Council-Public Hearing meeting, Council passed the following resolution:

"That road safety concerns during construction, and traffic concerns on 70A Avenue be addressed."

In response, Planning & Development advise that the Engineering Department reports that these issues have been resolved as 70A Avenue (between 150 Street and 15092) has been improved to a 6m wide pavement with sidewalk on the north side by Project 7803-0065-00. In regards to the concern about an inhabited construction trailer at the site, a site inspection has confirmed that there are currently no construction trailers at the site.

- \* In addition, the building scheme which has been filed with the City Clerk has been developed by a Design Consultant based on a character study of the surrounding neighbourhood. The building scheme will be registered concurrently with the subdivision plan pursuant to Section 220 of the Land Title Act. A 219 Restrictive Covenant will also be registered to tie the building scheme to the land.

Councillors Bose and Priddy stated that they had not received the backup to allow sufficient time to read the public hearing minutes on this application, and left the meeting as they were ineligible to vote on By-law No. 15377.

It was  
RES.R05-1079

Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 1997, No. 13144" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.  
Carried

Councillors Bose and Priddy returned to the meeting.

## I. CLERK'S REPORT

### 1. Formal Approval of Development Permits

- (a) **Development Permit No. 7903-0337-00**  
**Chip Barrett/Phoenix Drug & Alcohol Recovery and Education Society**  
13686 - 94A Avenue

Memo received from the Manager, Area Planning & Development Division, Planning & Development, requesting Council to pass the following resolution:

"That Development Permit No. 7903-0337-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit."

**Note:** See By-law 15266 under H.19.

It was  
Moved by Councillor Hunt  
Seconded by Councillor Higginbotham

That Development Permit No. 7903 0337 00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit.

RES.R05-1080

Carried

## 2. Delegation Requests

(a) **Wendy Campbell**

File: 3760-15; 0550-20-10

Requesting to appear before Council regarding illegal suites in the Cloverdale area.

It was

Moved by Councillor Hunt

Seconded by Councillor Tymoschuk

That Wendy Campbell be heard as a delegation at Regular Council -

Land Use.

RES.R05-1081

Carried

(b) **John Rielly**

**Fireworks Industry & BEM Fireworks in Western Canada Representative**

**Terry Matts, Director, Pacific Branch of the**

**Canadian Explosives Regulatory Board**

File: 3900-02; 0550-20-10

Requesting to appear before Council regarding changes to the Fireworks by-law and Corporate Report R081.

It was

Moved by Councillor Hunt

Seconded by Councillor Tymoschuk

That John Rielly, Fireworks Industry & BEM Fireworks in Western Canada Representative, and Terry Matts, Director, Pacific Branch of the Canadian Explosives Regulatory Board be heard as a delegation at Council-in-Committee.

RES.R05-1082

Carried

(c) **David Phillips, General Manager**  
**Mystical Distributing Company Ltd.**

File: 3900-02; 0550-20-10

Requesting to appear before Council regarding fireworks in the City of Surrey.

It was

Moved by Councillor Higginbotham

Seconded by Councillor Hunt

That David Phillips, General Manager, Mystical Distributing Company Ltd. be heard as a delegation at Council in-Committee.

RES.R05-1083

Carried

(d) **Karsten Roh**

File: 7904-0322-00; 0550-20-10

Requesting to appear before Council to seek Council's reconsideration of OCP Amendment/Temporary Industrial Use Permit Application No. 7904 0322-00, to allow the temporary parking and storage of recreational vehicles for a period not to exceed two years, which was defeated at the November 15, 2004 Regular Council - Land Use meeting.



It was Moved by Councillor Hunt  
Seconded by Councillor Tymoschuk  
That Karsten Roh be heard as a delegation at Regular Council - Land

Use.

RES.R05-1084

Carried

### 3. Beer Garden License Days

File: 0360-20 (BGRC)

Memorandum from the City Clerk recommending that:

1. Council approve the recommendations of the Beer Garden Review Committee to approve 61 beer garden days in the City of Surrey;
2. All organizations receiving approval for beer gardens provide details of which charitable organization or community project will receive proceeds from their event;
3. Council direct staff to advise in writing all of the applicants that did not submit 2004 financial reports within 30 days in an accepted format, that this is a very necessary part of the beer garden license process, and failure to do so could impact the approval of future beer garden license days.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That:

1. Council approve the recommendations of the Beer Garden Review Committee to approve 61 beer garden days in the City of Surrey;
2. All organizations receiving approval for beer gardens provide details of which charitable organization or community project will receive proceeds from their event;
3. Council direct staff to advise in writing all of the applicants that did not submit 2004 financial reports within 30 days in an accepted format, that this is a very necessary part of the beer garden license process, and failure to do so could impact the approval of future beer garden license days.

RES.R05-1085

Carried with Councillors Hunt and Priddy against.

### 4. Cloverdale Business Improvement Association

File: 1970-10 (C)

Submitting a copy of their proposed 2005 Cloverdale BIA Budget for approval.

**Note:** The Cloverdale Business Improvement Association Area By-law requires Council approval of this budget.

**Note:** Cloverdale Business Improvement Association Area By-law No. 15616 passed final adoption March 14, 2005.

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That the 2005 Cloverdale BIA Budget be approved.

RES.R05-1086

Carried

**5. Council Meeting Schedule - October to November**

File: 0550-20-01

Memorandum from the City Clerk recommending that Council delete the following meetings from the official Council meeting schedule:

Monday, October 24, 2005	Regular Council
Monday, November 21, 2005	Regular Council

It was Moved by Councillor Higginbotham  
Seconded by Councillor Watts  
That Council delete the following meetings from the official Council meeting schedule:

Monday, October 24, 2005	Regular Council
Monday, November 21, 2005	Regular Council

RES.R05-1087 Carried

**J. CORRESPONDENCE**

**INFORMATION ITEMS**

It was Moved by Councillor Hunt  
Seconded by Councillor Higginbotham  
That the following correspondence item be received.

RES.R05-1088 Carried

1. Letter dated April 7, 2005 from **Mayor Derek R. Corrigan, City of Burnaby**, advising that on April 4, 2005, Burnaby City Council adopted the following resolution regarding a request for public inquiry into the investigation of the Air India Bombing:

"THAT WHEREAS on 1985 June 23, 329 innocent men, women, children and infants were murdered in a mid-air explosion aboard Air India flight 182; and

WHEREAS on the same day, in a related explosion, two innocent baggage handlers were murdered at the Narita, Japan, airport; and

WHEREAS on 2005 March 16 Mr. Justice Ian Josephson of the BC Supreme Court determined that the explosion aboard Air India flight 182 and the explosion at the Narita airport resulted from the two bombs originating in Vancouver; and

WHEREAS after twenty years of pain and suffering the families of the victims have not yet received answers to the identity of the guilty party; and

WHEREAS there is evidence of mishandling of investigation into the worst mass-murder of Canadians and foreign nationals in the history of our country; and

WHEREAS there is evidence that the government of Canada was ill-prepared to control terrorists' activities within Canada;

THEREFORE BE IT RESOLVED THAT the City of Burnaby urge Public Safety Minister, Anne McLellan, to immediately launch a public inquiry into the investigation of the Air India bombing; and

BE IT FURTHER RESOLVED THAT a copy of this resolution be forwarded to the Prime Minister of Canada, all Opposition Leaders, Burnaby's Members of Parliament and members of the UBCM."

File: 0480-20

## ACTION ITEMS

2. Letter dated April 26, 2005 from **Jim Tonn, Director, Gala Chairperson, Surrey Foundation**, requesting Council give consideration to participating in the 2005 "Building a Legacy" Fundraising Gala, to be held October 22, 2005, as a Marquis sponsor.

File: 1850-20

It was

Moved by Councillor Hunt

Seconded by Councillor Watts

That the Letter dated April 26, 2005 from Jim Tonn, Director, Gala Chairperson, Surrey Foundation, be referred to staff.

RES.R05-1089

Carried

## K. NOTICE OF MOTION

### 1. Land Purchases and Sales

Councillor Bose submitted the following Notice of Motion:

“THAT all land purchases and sales in the first instance be subject to review by Council in an in-camera meeting”.

2. **Surrey Zoning By law, 1993, No. 12000, Amendment By law, 2005, No. 15697**

**Rezoning Application: 7904-0237-00**

CIVIC ADDRESS: 7766, 7788, 7799 and 7819 - 156 Street

APPLICANT: Kashmiro Khaira, Dick Mah & Cindy Kwong, Jasdev & Kamaljeet Randhawa and Eastwest Construction Company Ltd.  
c/o Dwight Heintz  
13160 - 88 Avenue  
Surrey, B.C. V3W 3K3

To rezone the properties at 7799 and 7819 - 156 Street from "One Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)" and the properties at 7766 and 7788 - 156 Street from "General Agriculture Zone (A-1)" to "Single Family Residential Zone (RF)".

The purpose of the redesignation and rezoning is to allow subdivision into 41 single family lots.

Councillor Hunt submitted the following Notice of Motion:

That Resolution R05-960 of the April 18, 2005 Regular Council - Public Hearing minutes filing By-law No. 15697 be rescinded.

Councillor Hunt gave further notice that if Resolution R05-960 is rescinded, he will be moving a motion:

"That staff examine and report back to Council on the matter of a reasonable subdivision pattern for the area bounded by 76 Avenue to the south, 78 Avenue to the north, 154 Street to the west, and 156 Street to the east,

that provides for the smallest possible lots permitted under the Suburban designation in the area adjacent to the existing urban area to the north and increasing lot sizes in moving from north to south across the area but that maximize the lot yield in the area under its current Suburban designation while maintaining a reasonable interface with the Agricultural lands to the south; and

Further that the report from staff discuss the ramifications of the proposed subdivision pattern in relation to the development application that is related to By law No. 15697."

**3. Surrey Knights Swim Club**

**File: 1850-20**

It was

Moved by Councillor Tymoschuk

Seconded by Councillor Watts

That Council approve the expenditure of \$7,500 from the Council

Initiatives fund to provide assistance to the Surrey Knights Swim Club in their bid to host the B.C. Provincial Short Course Swimming Championship at the Surrey Sport & Leisure Complex in February 2006.

RES.R05-1090

Carried

**L. ANY OTHER BUSINESS**

**1. Geo-Technical Report**

It was

Moved by Councillor Bose

Seconded by Councillor Watts

That staff compile a geo-technical report on City-owned land known as

Trouten Pit, based solely on existing available information.

RES.R05-1091

Carried

**2. Stokes Pit**

Councillor Watts requested staff look at the car racing problem along new roads in the Stokes Pit area.

**3. Beach Party Concerns**

Councillor Higginbotham stated concerns regarding youths attending local beach parties and requested staff increase enforcement.

**4. Loud Electronic Devices – Respect for Quiet**

Councillor Villeneuve requested that staff review the use of loud electronic devices in yards of small, residential lots and encourage community groups to try some initiatives to try to address in a proactive way to a very disruptive problem.

**M. ADJOURNMENT**

It was

Moved by Councillor Hunt

Seconded by Councillor Tymoschuk

That the Regular Council meeting do now adjourn.

RES.R05-1092

Carried

The Regular Council adjourned at 8:20 p.m.

Certified correct:

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City Clerk

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Mayor