



City of Surrey

Regular Council

Minutes

Council Chamber
City Hall
14245 - 56 Avenue
Surrey, B.C.
**MONDAY, SEPTEMBER 12,
2005**
Time: 7:00 p.m.

<u>Present:</u>	<u>Absent:</u>	<u>Staff Present:</u>
Chairperson - Mayor McCallum Councillor Villeneuve Councillor Tymoschuk Councillor Steele Councillor Priddy Councillor Bose Councillor Watts Councillor Hunt Councillor Higginbotham	<u>Councillors Entering Meeting as Indicated:</u>	City Manager City Clerk General Manager, Planning & Development Manager, Land Development, Engineering Manager, Utilities & Transportation General Manager, Finance, Technology & HR City Solicitor General Manager, Parks, Recreation and Culture

A. ADOPTION OF MINUTES

1. [Regular Council - Land Use - September 6, 2005](#)

It was Moved by Councillor Villeneuve
 Seconded by Councillor Hunt
 That the minutes of the Regular Council – Land Use meeting held on
 September 6, 2005, be adopted.

RES.R05-2214 Carried

2. [Regular Council - Public Hearing - September 6, 2005](#)

It was Moved by Councillor Villeneuve
 Seconded by Councillor Hunt
 That the minutes of the Regular Council - Public Hearing meeting held
 on September 6, 2005, be adopted.

RES.R05-2215 Carried

B. DELEGATIONS

C. COMMITTEE REPORTS

D. BOARD/COMMISSION REPORTS

E. MAYOR'S REPORT

1. Lemonade Stand Sales – Hurricane Katrina File: 1770-20

Mayor McCallum noted that a number of youth had worked very hard at a lemonade stand recently and raised \$700 to go to the Red Cross to aid victims of Hurricane Katrina. He continued that more funds have been raised since then and a request has been received that the City of Surrey match their lemonade sales.

It was Moved by Councillor Watts
Seconded by Councillor Steele
That the City of Surrey provide matching funds in the amount of \$700.00
from Council Initiatives for the Red Cross to aid victims of Hurricane Katrina.
RES.R05-2216 Carried

2. Free Parking for Veterans

File: 5480-01

Mayor McCallum noted that since 2005 is the Year of the Veterans, veterans with veteran license plates should be given consideration for free parking from Surrey parking meters until the end of the year.

It was Moved by Councillor Watts
Seconded by Councillor Priddy
That staff provide a report on the matter of veterans with veteran license
plates receiving free parking at Surrey parking meters until the end of the year.
RES.R05-2217 Carried

Councillor Bose made the suggestion that staff review property tax exemptions for Royal Canadian Legions in Surrey.

F. COUNCILLORS' REPORTS

G. CORPORATE REPORTS

1. The Corporate Reports, under date of September 12, 2005, were considered and dealt with as follows:

Item No. R210 Partial Acquisition for Fraser Highway Widening:
7700 - 168 Street
File: 1704-331; R-05-073; 5250-20-17

The General Manager, Engineering submitted a report concerning the partial acquisition for Fraser Highway widening.

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 acquisition of a ±17,083 ft.² road widening acquisition from PID No. 008-544-867 (7700 168 Street) for the upgrading of Fraser Highway, for the amount of \$163,067.17

RES.R05-2218

Carried

Item No. R211 Contract Contingency Allowance
File: 1705-004/11; 5250-00; 5250-20-17

The General Manager, Engineering submitted a report to adjust payment authorities and establish a City policy for dealing with contingency allowances and scope changes to Capital contracts that will align with the new Purchase and Expenditure By-law.

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. Council approve a new City policy for change orders and the associated expenditure authorizations for City Capital Works contracts.
2. The authority for payment be increased on already awarded Capital Works contracts as listed in Appendix 1 to include an appropriate contingency allowance.

RES.R05-2219

Carried

Item No. R212 Transfer of Grant Funds from Capital to Operating for Lower Fraser Valley Exhibition Association
File: 0850-LFVEA; 1850-20

The City Manager submitted a report in support of winding up the leasehold interest of the Lower Fraser Valley Exhibition Association (LFVEA), which lease is to expire on December 31, 2005 and in advance of negotiating an agreement in principle for an operating and maintenance agreement between the City and the LFVEA for the majority of the fairground lands and facilities.

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

It was Moved by Councillor Hunt
Seconded by Councillor Higginbotham
That the information be received; and that Council approve the transfer of \$119,500 currently in the Lower Fraser Valley Exhibition Association capital grant account to its 2005 operating grant account in order to assist in the financial security of the organization.

RES.R05-2220

Carried

H. BY-LAWS

FINAL ADOPTIONS

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15314"

7903-0188-00 - Kerry and Lee Jocelyn

RF (BL 12000) to CCR (BL 12000) - 10672 - 164A Street - to permit a childcare centre within a single family dwelling.

Approved by Council: November 29, 2004

- * Planning & Development advise that (see memorandum dated September 6, 2005 in by-law back-up) at the July 25, 2005 Regular Council-Land Use meeting, Council received Corporate Report L004. Council subsequently instructed the applicant to submit to the City, in registerable form, an executed Restrictive Covenant for registration by the City immediately subsequent to the adoption of By-law 15314 that contains restrictions on the operation as outlined in the memorandum in by-law backup. The applicant has submitted an executed Restrictive Covenant addressing these restrictions.

It was

Moved by Councillor Villeneuve

Seconded by Councillor Higginbotham

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15314" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2221

Defeated with Mayor McCallum, Councillors Tymoschuk, Steele, Hunt, Watts and Bose against.

2. "Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508, Amendment By-law, 2005, No. 15823"

3900-20-15823 - Regulatory By-law Text Amendment

"Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508" as amended, is further amended by replacing Section 4 of the preamble to clarify a change to the ticketing legislation under the *Community Charter* which allows the City Council to set fines up to \$1,000 for contraventions of the designated by laws and that consultation with the Chief Judge of the Provincial court is no longer required in the setting of these fines.

Approved by Council: September 7, 2005

It was

Moved by Councillor Hunt

Seconded by Councillor Watts

That "Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508, Amendment By-law, 2005, No. 15823" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2222

Carried

3. "Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280, Amendment By-law, 2005, No. 15808"

3900-20-15808 - Council Initiated Amendment

"Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280" is amended in the Whereas Section, Section 6-Prohibition, Section 7-Exceptions, and Schedules A and B to incorporate additional lands related to the Semiahmoo Trail, and incorporate recommendations from the Heritage Advisory Commission (the "HAC") respecting restricting the construction of any utilities and services within the Semiahmoo Trail.

Approved by Council: July 25, 2005
Corporate Report Item No. R183

- * Planning and Development advise that (see memorandum dated September 8, 2005 in by-law backup) it is now in order for Council to pass a resolution to add the sites identified on Appendix II and Appendix III which represent the road segment called "Elgin Diversion" which links Elgin Road and Crescent Road and the park land acquired by the City on the north side of 32 Avenue (as shown in by-law backup) to the Surrey Heritage Register, as part of the existing Semiahmoo Trail heritage site.

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That Council add the sites identified on Appendix II and Appendix III, as shown in by-law backup, to the Surrey Heritage Register.

RES.R05-2223

Carried

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That "Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280, Amendment By-law, 2005, No. 15808" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2224

Carried

INTRODUCTION

4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15839"

3900-20-15839/6520-20 - South Westminster

IA to IB-2 (BL12000) - 10230 Grace Road - to ensure that redevelopment of the properties in the South Westminster area occur in a manner that meets the intentions and vision articulated in the recently approved NCP for the area.

Approved by Council: September 6, 2005
Corporate Report Item No. R209

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15839" pass its first reading.

RES.R05-2225

Carried

The said By-law was then read for the second time.

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15839" pass its second reading.

RES.R05-2226

Carried

It was then 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. 15839" be held at the City Hall on October 3, 2005, at 7:00 p.m.

RES.R05-2227

Carried

MISCELLANEOUS

5. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15810"

7905-0041-00 - The John Volken Foundation, c/o Walter Franci Architect Inc. (Walter Franci)

RF and C-8 to CHI (BL 12000) - 6895 and 6911 King George Highway - to permit the development of a commercial building.

Approved by Council: July 25, 2005

- * At the September 6, 2005 Regular Council-Public Hearing meeting, By law 15810 was deferred to the public hearing scheduled for September 19, 2005 due to an error in the Public Notification process. It is now in order for Council to pass a resolution rescheduling the Public Hearing date for By-law 15810.

It was

Moved by Councillor Hunt
Seconded by Councillor Tymoschuk

That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15810" be rescheduled to September 19, 2005, at 7:00 p.m. at the City Hall.

RES.R05-2228

Carried

I. CLERK'S REPORT

1. Delegation Requests

- (a) **Wayne Iggulden, Tony Pinheiro, Ken Lego, and Dave Hoenderop**

File: 0550-20-10; 4020-20

Requesting to appear before Council regarding a drug rehabilitation halfway house located at 7533 - 143 Street.

It was

Moved by Councillor Hunt
Seconded by Councillor Watts

That Wayne Iggulden, Tony Pinheiro, Ken Lego, and Dave Hoenderop be heard as a delegation at Council in Committee.

RES.R05-2229

Carried

2. 2005 Surrey Foundation Gala

File: 0330-20; 1840-01

Council is requested to approve the expenditure of \$200 per person (\$1,900 in total) for a table from the Council Initiative Fund for the Mayor and Council to attend the 2005 Surrey Foundation Gala to be held October 25, 2005.

It was

Moved by Councillor Hunt
Seconded by Councillor Watts

That Council approve the expenditure of \$200 per person (\$1,900 in total) for a table from the Council Initiative Fund for the Mayor and Council to attend the 2005 Surrey Foundation Gala to be held October 25, 2005.

RES.R05-2230

Carried

J. CORRESPONDENCE

K. NOTICE OF MOTION

1. Community Impact Statements

File: 6410-01

It was Moved by Councillor Priddy
Seconded by Councillor Watts
That staff look at a way to pilot with a community organization engaged
in a community impact statement, in order to provide an evaluation on how an impact assessment actually
works when working with an organization.

RES.R05-2231

Defeated with Mayor McCallum, Councillors Steele, Hunt,
Higginbotham, and Tymoschuk against.

2. Application 7904-0322-00

2743 – 156 Street

OCP Amendment/Temporary Use Permit

**To declare the property a Temporary Industrial Use Permit area and a
Temporary Use Permit to allow for storage of recreational vehicles**

Karsten Roh

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt

That Resolution RES.R04-2900 of the November 15, 2004
Regular Council - Land Use minutes which defeated approval of the Planning Department
recommendation to approve the application to proceed, be rescinded.

RES.R05-2232

Carried with Councillors Priddy, Villeneuve, and Bose against.

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That

1. a by-law be introduced to declare the property a Temporary Industrial Use Permit Area in the Official
Community Plan and a date for Public Hearing be set;

2. Council approve Temporary Industrial Use Permit No. 7904 0322 00 to proceed to Public
Notification; and

3. Council instruct staff to resolve the following issues prior to approval:

- (a) ensure that all engineering requirements and issues including restrictive covenants, and rights-of-way where necessary, are addressed to the satisfaction of the General Manager, Engineering;
- (b) submission of adequate security to ensure the vehicles are removed and the site is returned to its original state upon the expiry of the Temporary Industrial Use Permit; and
- (c) registration of a 219 Restrictive Covenant to prohibit on-site RV washing, RV fuel storage or refilling storage of waste, petroleum, fluids and vehicle maintenance on site and to prohibit the parking and storage of vehicles containing dangerous goods as defined by the *Transport of Dangerous Goods Act*.

RES.R05-2233

Carried with Councillors Villeneuve, Priddy, and Bose against.

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That "Surrey Official Community Plan Bylaw, 1996, No. 12900, Text

No. 46 Amendment Bylaw, 2004, No. 15566" pass its first reading.

RES.R05-2234 Carried with Councillors Bose, Priddy and Villeneuve against.

The said By-law was then read for the second time.

It was

Moved by Councillor Higginbotham

Seconded by Councillor Hunt

That "Surrey Official Community Plan Bylaw, 1996, No. 12900, Text

No. 46 Amendment Bylaw, 2004, No. 15566" pass its second reading.

RES.R05-2235 Carried with Councillors Bose, Priddy and Villeneuve against.

It was then

Moved by Councillor Higginbotham

Seconded by Councillor Hunt

That the Public Hearing on "Surrey Official Community Plan Bylaw,

1996, No. 12900, Text No. 46 Amendment Bylaw, 2004, No. 15566" be held at the City Hall on October 3, 2005, at 7:00 p.m.

RES.R05-2236 Carried

**2. OCP and Town Centre Plan - Triangle between 160 Street, Fraser Highway and 84 Avenue
File: 7804-0400**

Councillor Bose submitted the following Notice of Motion:

“That Council rescind Resolution No. RES.R05-2146 from the Regular Council – Land Use meeting held September 6, 2005”.

L. ANY OTHER BUSINESS

M. ADJOURNMENT

It was

Moved by Councillor Hunt

Seconded by Councillor Higginbotham.

That the Regular Council meeting do now adjourn.

RES.R05-2237 Carried

The Regular Council adjourned at 7:38 p.m.

Certified correct:

City Clerk

Mayor