

# **City of Surrey** *Regular Council - Land Use Minutes*

Council Chamber City Hall 14245 - 56 Avenue Surrey, B.C **MONDAY, OCTOBER 15, 2007** Time: 5:36 p.m.

#### Present:

Mayor Watts Councillor Villeneuve Councillor Steele Councillor Gill Councillor Martin Councillor Hepner Councillor Bose Councillor Hunt

# Absent:

Councillor Higginbotham

Councillors Entering Meeting as Indicated:

#### **Staff Present:**

City Manager City Clerk General Manager, Planning & Development General Manager, Engineering General Manager, Parks, Recreation & Culture General Manager, Parks, Recreation & Culture General Manager, Human Resources General Manager, Human Resources General Manager, Finance & Technology Manager Current Planning, Area Planning & Development, North Division Manager, Current Planning, Area Planning & Development, South Division Manager, Land Development, Engineering City Solicitor

# A. ADOPTION OF MINUTES

# B. LAND USE APPLICATIONS

### COMMERCIAL/INDUSTRIAL/AGRICULTURAL

### **CLOVERDALE/CLAYTON**

1. 7907-0198-00

**19460 - 60 Avenue Atlee Holdings** Development Permit/Development Variance Permit *in order to permit the installation of a bridge crane for an existing steel processing and distribution business.* 

The General Manager of Planning & Development submitted a report concerning applications for a Development Permit and a Development Variance Permit on property located at 19460 - 60 Avenue.

### PROPOSAL

- Development Permit
- Development Variance Permit to relax the height of an accessory structure

in order to permit the installation of a bridge crane for an existing steel processing and distribution business.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

	It was			Moved by Councillor Hunt Seconded by Councillor Gill That:
	1.	Council rescind Resolution No. R06-1298 granting approval to Development Variance Permit No. 7906-0065-00 and Resolution No. R06-1607 granting approval to Development Permit No. 7906-0065-00.		
	2.	Council authorize staff to draft Development Permit No. 7907-0198-00 is accordance with the attached drawings (Appendix III).		
	3.			nt Variance Permit No. 7907-0198-00, llowing, to proceed to Public Notification:
		(a)		num height of an accessory building or t Impact Industrial Zone (IL)" from 5 metres (32 ft.).
	4.	Counc	il instruct staff to resol	ve the following issue prior to approval:
		(a)	issuance of Developm	nent Variance Permit No. 7907-0198-00; and
		(b)	removal of the existir the satisfaction of the	ng unauthorized temporary portable crane to Building Division.
RES.R07-271	5			Carried
	It was			Moved by Councillor Bose Seconded by Councillor Hunt That Council rescind Resolution
RES.R07-271	approv			Regular Council - Public Hearing Meeting ermit No. 7906-0065-00. <u>Carried</u>
	It was			Moved by Councillor Bose Seconded by Councillor Hunt That Council rescind Resolution
RES.R07-271	approv		7 of the July 10, 2006 F velopment Permit No.	Regular Council - Land Use Meeting

# 2. 7907-0191-00

5285 - 192 Street

Harold Leyenhorst, International Truck Body/ITB (BC) Holdings Inc. Development Permit/Development Variance Permit in order to permit an addition to the existing industrial building.

The General Manager of Planning & Development submitted a report concerning applications for a Development Permit and a Development Variance Permit on property located at 5285 - 192 Street.

# PROPOSAL

- Development Permit
- Development Variance Permit

in order to permit an addition to the existing industrial building.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Gill That:

- 1. Council authorize staff to draft Development Permit No. 7907-0191-00 generally in accordance with the attached plans; and
- Council approve Development Variance Permit No. 7907-0191-00 (Appendix IV) varying the following to proceed to Public Notification:
  - (a) vary the Surrey Sign By-law to allow a roof top sign.
- 3. Council instruct staff to resolve the following issue prior to approval:
  - (a) issuance of Development Variance Permit No. 7907-0191-00.

### RES.R07-2718

# Carried

The General Manager of Planning & Development submitted a report concerning applications for a Development Permit and a Development Variance Permit on property located at 19029 - 54 Avenue.

# PROPOSAL

- Development Permit
- Development Variance Permit

in order to allow the construction of a heavy truck sales and repair centre for a proposed industrial site.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

Councillor Villeneuve and Councillor Martin entered the meeting at 5:38 pm

It was

Moved by Councillor Hunt Seconded by Councillor Gill That:

- 1. Council authorize staff to draft Development Permit No. 7907-0145-00 in accordance with the attached drawings (Appendix III).
- 2. Council approve Development Variance Permit No. 7907-0145-00, (Appendix IV) varying the following provisions on the Sign By-law, to proceed to Public Notification:
  - (a) increase the number of fascia signs from 1 to 2; and
  - (b) to increase the maximum height of a free-standing sign from 4.5 metres (15 ft.) to 6 metres (20 ft.).
- 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 a landscaping cost estimate to the specifications and satisfaction of the City Landscape Architect;
  - (c) resolution of all urban design issues to the satisfaction of the Planning & Development Department; and
  - (d) final adoption of OCP Amendment By-law No. 15783 and Rezoning By-law No. 15784 for Application No. 7905-0037-00;
  - (e) Staff determine if this application will relieve problems at the Bypass facility.

RES.R07-2719

<u>Carried</u> with Councillors Villeneuve and Bose against.

#### FLEETWOOD/GUILDFORD

4. 7907-0256-00

# 16659 Fraser Highway Omnicron Construction Management/TPD Holdings Ltd., PJD Holdings Ltd., and MWD Holdings Ltd.

**Development Permit** 

in order to allow an exterior façade upgrade and a new covered outdoor patio display area for an existing retail business.

The General Manager of Planning & Development submitted a report concerning an application for a Development Permit on property located at 16659 Fraser Highway.

#### PROPOSAL

#### • Development Permit

in order to allow an exterior façade upgrade and a new covered outdoor patio display area for an existing retail business.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Gill That Council approve the attached

Development Permit No. 7907-0256-00 (Appendix IV), authorize the Mayor and Clerk to sign the Development Permit, and 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.R07-2720

5.

#### Carried

7907-0208-00
15966 - 108 Avenue
Charlie Seaman (Atlas Sign & Awning Co.)/Popular Group Investments
Ltd., Inc. No. B0424541
Development Variance Permit
in order to allow one (1) additional fascia sign for one tenant in a new
commercial development.

The General Manager of Planning & Development submitted a report concerning an application for a Development Permit on property located at 15966 - 108 Avenue.

### PROPOSAL

#### Development Variance Permit

in order to allow one (1) additional fascia sign for one tenant in a new commercial development.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Gill That:

- Council approve Development Variance Permit No. 7907-0208-00, (Appendix IV) varying the following, to proceed to Public Notification:
  - Part 5 Section 27 Sub-section 2(a) of the Sign By-law (No. 13656) to allow the number of proposed fascia signs for one tenant in one multi-tenant commercial building to be increased from three (3) to four (4).

RES.R07-2721

Carried

### SURREY CITY CENTRE/WHALLEY

**6. 7907-0272-00** 

**13525 - 108 Avenue Jenny Dong/Gino and Antoinette Floreano** Liquor License Amendment *in order to permit patron participation in the form of karaoke at an existing restaurant.* 

The General Manager of Planning & Development submitted a report concerning an application to amend the Liquor License on property located at 13525 - 108 Avenue.

#### • Liquor License Amendment

in order to permit patron participation in the form of karaoke at an existing restaurant.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Villeneuve Seconded by Councillor Hepner That:

- 1. Council approve the following proposed food primary liquor license amendment to proceed to Public Notification:
  - (a) The addition of patron participation entertainment in the form of karaoke.

RES.R07-2722

Carried with Councillor Hunt against.

### **RESIDENTIAL/INSTITUTIONAL**

#### FLEETWOOD/GUILDFORD

7. 7907-0023-00

16098 - 112 Avenue

Murray Gjernes/Murray Gjernes and Gillian Gjernes

Development Variance Permit

in order to allow a subdivision with an adjoining lot, into approximately 5 single family lots.

The General Manager of Planning & Development submitted a report concerning an application for a Development Variance Permit on property located at 16098 - 112 Avenue.

### PROPOSAL

• **Development Variance Permit** to reduce the minimum east side yard setback of an existing single family dwelling

in order to allow a subdivision with an adjoining lot, into approximately 5 single family lots.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Gill That:

- 1. Council approve Development Variance Permit No. 7907-0023-00, (Appendix V) varying the following, to proceed to Public Notification:
  - (a) to reduce the minimum east side yard setback of the RF Zone from 1.8 metres (6 ft.) to 1.5 metres (5 ft.).

RES.R07-2723

Carried with Councillor Bose against.

# **NEWTON**

8.

7907-0070-00
6620, 6634, 6644, 6650, 6668 and 6682 - 120 Street and
12033, 12069, 12077 and 12089 - 66 Avenue
Steve Forrest, Adera/GSAC Holdings Ltd.
Kirpal Dhesa
567029 BC Ltd.
Director Information:
Satnam Gandham
Officer Information: (as at June 22,2006)
Satnam Gandham (President, Secretary)
Rezoning/Development Permit/Development Variance Permit
in order to permit the development of 240 apartment units in two buildings and 160 townhouse units and relax various yard setbacks.

The General Manager of Planning & Development submitted a report concerning an application for rezoning, and applications for a Development Permit and a Development Variance Permit on properties located at 6620, 6634, 6644, 6650, 6668 and 6682 - 120 Street and 12033, 12069, 12077 and 12089 - 66 Avenue.

# PROPOSAL

- **Rezoning** from RA and RS (By-law No. 5942) to CD and RM-30
- Development Permit
- Development Variance Permit

in order to permit the development of 240 apartment units in two buildings and 160 townhouse units and relax various yard setbacks

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Martin That:

- a By-law be introduced to rezone Block A as shown on Appendix IV from "One-Acre Residential Zone (RA)" (By-law No. 12000) and "Suburban Residential Zone (RS)" (By-law No. 5942) to "Comprehensive Development Zone (CD)" (By-law No. 12000) and a date be set for Public Hearing.
- a By-law be introduced to rezone Block B as shown on Appendix IV site from "One-Acre Residential Zone (RA)" (By-law No. 12000) and "Suburban Residential Zone (RS)" (By-law No. 5942) to "Multiple Residential 30 Zone (RM-30)" (By-law No. 12000) and a date be set for Public Hearing.

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- 3. Council authorize staff to draft Development Permit No. 7907-0070-00 in accordance with the attached drawings (Appendix II).
- 4. Council approve Development Variance Permit No. 7907-0070-00, (Appendix VI) varying the following, to proceed to Public Notification:
  - (a) to reduce the minimum easterly side yard on flanking street setback of the RM-30 Zone as follows:
    - i. from 7.5 metres (25 ft.) to 4.3 metres (14 ft.) for one unit in Building 15;
    - ii. from 7.5 metres (25 ft.) to 6.4 metres (21 ft.) for one unit in Building 2; and
    - iii. from 7.5 metres (25 ft.) to 5.0 metres (16 ft.) for the building face and to 3.6 metres (12 ft.) for the entry porch/veranda along 121 Street for Buildings 2 and 14.
  - (b) to reduce the minimum westerly side yard setback of the RM-30 Zone as follows:
    - i. from 7.5 metres (25 ft.) to 6.1 metres (20 ft.) for the building face and to 4.0 metres (13 ft.) for balconies for Buildings 7 and 10; and
    - ii. from 7.5 metres (25 ft.) to 1.5 metres (5 ft.) for one unit on Building 16.
  - (c) to reduce the minimum southerly front yard setback of the RM-30 Zone from 7.5 metres (25 ft.) to 6.1 metres (20 ft.) for the entry porches only on Buildings 1 and 2; and
  - (d) to reduce the minimum northerly rear yard setback of the RM-30 Zone from 7.5 metres (25 ft.) to 6.1 metres (20 ft.) for the entry porches only on Buildings 15 and 16.
- 5. Council instruct staff to resolve the following issues prior to final adoption:
  - (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 a subdivision layout to the satisfaction of the Approving Officer;

- (c) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
- (d) submission of a landscaping cost estimate to the specifications and satisfaction of the City Landscape Architect;
- (e) the applicant address the concern that the development will place additional pressure on existing park facilities to the satisfaction of the General Manager, Parks, Recreation and Culture;
- (f) 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;
- (g) the applicant adequately address the impact of reduced indoor amenity space; and
- (h) registration of a reciprocal and shared access agreement for use and maintenance of indoor and outdoor amenity spaces, pathways and internal driveways.
- Council pass a resolution to amend the West Newton Local Area Plan to redesignate a portion of the land from "Apartment Tower (approx. 70 upa)" and "Road" to " Apartments and Townhouses (approx. 70 upa)" when the project is considered for final adoption.

RES.R07-2724	Carried
It was	Moved by Councillor Hunt
	Seconded by Councillor Gill
	That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law	, 2007, No. 16476A" pass its first reading.
RES.R07-2725	Carried

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

It was	Moved by Councillor Hunt
	Seconded by Councillor Gill
	That "Surrey Zoning By-law, 1993,
No. 12000, Amendr	nent By-law, 2007, No. 16476A " pass its second reading.
RES.R07-2726	Carried

It was then Moved by Councillor Hunt Seconded by Councillor Gill That the Public Hearing on "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16476A " be held at the City Hall on November 5, 2007, at 7:00 p.m. RES.R07-2727 Carried

	It was	Moved by Councillor Hunt Seconded by Councillor Gill
RES.R07-272		That "Surrey Zoning By-law, 1993, 07, No. 16476B" pass its first reading. <u>Carried</u>
	The said By-law was then read for t	he second time.
	It was	Moved by Councillor Hunt Seconded by Councillor Gill
RES.R07-272		That "Surrey Zoning By-law, 1993, 07, No. 16476B" pass its second reading. <u>Carried</u>
1.	It was then	Moved by Councillor Hunt Seconded by Councillor Gill That the Public Hearing on "Surrey Zoning
	By-law, 1993, No. 12000, Amendm City Hall on November 5, 2007, at 7	ent By-law, 2007, No. 16476B" be held at the
RES.R07-273		Carried

9. 7907-0047-00

14856 and 14874 - 60 Avenue Darren Braun, McElhanney Consulting Services Ltd./ Makhan Singh Johal and Gurdial Kaur Johal, Nirmal Singh Samra and Sukhdev Singh Samra

Rezoning/Development Variance Permit

in order to allow subdivision into 10 single family small lots with coach houses and a remnant lot and relax the rear yard setback of the RH Zone for the existing house.

The General Manager of Planning & Development submitted a report concerning an application for rezoning, and a Development Variance Permit application on properties located at 14856 and 14874 - 60 Avenue.

### PROPOSAL

- **Rezoning** from RA to RH and RF-9C
- Development Variance Permit

in order to allow subdivision into 10 single family small lots with coach houses and a remnant lot and relax the rear yard setback of the RH Zone for the existing house. The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Martin That:

- a By-law be introduced to rezone Block A on Appendix VII from "One-Acre Residential Zone (RA)" (By-law No. 12000) to "Half-Acre Residential Zone (RH)" (By-law No. 12000); and to rezone Block B on Appendix VII from "One-Acre Residential Zone (RA)" to "Single Family Residential (9) Coach House Zone (RF-9C)" (By-law No. 12000) and a date be set for Public Hearing.
- 2. Council approve Development Variance Permit No. 7907-0047-00, (Appendix VIII) varying the following, to proceed to Public Notification:
  - (a) to reduce the minimum rear yard setback of the RH Zone from 7.5 metres (25 ft.) to 6.5 metres (21 ft.) for the existing dwelling only.
- 3. Council instruct staff to resolve the following issues prior to final adoption:
  - (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 a subdivision layout to the satisfaction of the Approving Officer;
  - (c) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect; and
  - (d) the applicant address the shortfall in tree replacement.

RES.R07-2731

Carried with Councillor Bose against.

It was Moved by Councillor Hunt Seconded by Councillor Martin That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16477" pass its first reading. RES.R07-2732 Carried with Councillor Bose against.

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

	It was	Moved by Councillor Hunt
		Seconded by Councillor Martin
		That "Surrey Zoning By-law, 1993,
	No. 12000, Amendment By-law, 20	07, No. 16477" pass its second reading.
RES.R07-273	3	Carried with Councillor Bose against.

It was then

Moved by Councillor Hunt Seconded by Councillor Martin That the Public Hearing on "Surrey Zoning pent By-law 2007 No. 16477" he held at the

By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16477" be held at the City Hall on November 5, 2007, at 7:00 p.m. RES.R07-2734 Carried

#### COMMERCIAL/INDUSTRIAL/AGRICULTURAL

#### **CLOVERDALE/CLAYTON**

10. 7907-0030-00

**5278 - 185A Street Teck Construction/Carib Holdings Ltd.** Development Permit/Development Variance Permit *in order to allow the construction of an industrial building.* 

The General Manager of Planning & Development submitted a report concerning applications for a Development Permit and a Development Variance Permit on property located at 5278 - 185A Street.

#### PROPOSAL

- Development Permit
- Development Variance Permit

in order to allow the construction of an industrial building.

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Steele That:

- 1. Council authorize staff to draft Development Permit No. 7907-0030-00 in accordance with the attached drawings (Appendix II).
- 2. Council approve Development Variance Permit No. 7907-0030-00, (Appendix IV) varying the following, to proceed to Public Notification:

- (a) to reduce the minimum side yard setback of the IL Zone from 7.5 metres (25 ft.) or 0 to 0.76 metre (2.5 ft.).
- 3. Council instruct staff to resolve the following issues prior to approval:
  - (a) approval of Development Variance Permit No. 7907-0030-00;
  - (b) submission of a landscaping plan and a landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department; and
  - (c) submission of a Section 219 Restrictive Covenant to prohibit automotive service uses and automobile painting and body work. Carried

RES.R07-2735

### **RESIDENTIAL/INSTITUTIONAL**

#### SURREY CITY CENTRE/WHALLEY

11. 7906-0520-00

10288, 10296 and Portion of 10320 - 133 Street Patrick Cotter, Patrick Cotter Architect Inc./Weststone Properties 104 Ltd. Rezoning from RF to CD (based on RM-135)/Development Permit *in order to permit the development of a high-rise residential development in Surrey City Centre.* 

The General Manager of Planning & Development submitted a report concerning an application for rezoning, and an application for a Development Permit on properties located at 10288, 10296 and portion of 10320 - 133 Street.

#### PROPOSAL

- **Rezoning** from RF to CD (based on RM-135)
- Development Permit

in order to permit the development of a high-rise residential development in Surrey City Centre

The General Manager of Planning & Development was recommending that the application be approved, subject to the conditions outlined in the report.

It was

Moved by Councillor Hunt Seconded by Councillor Steele That:

1. a By-law be introduced to rezone the subject site from "Single Family Residential Zone (RF)" (By-law No. 12000) to "Comprehensive Development Zone (CD)" (By-law No. 12000) and a date be set for Public Hearing (Appendix I).

- 2. Council approve the applicant's request to reduce the amount of required indoor amenity space from 1,254 square metres (13,500 sq. ft.) to 1,180 square metres (12,700 sq. ft.).
- 3. Council approve the applicant's request to reduce the amount of required outdoor amenity space from 1,254 square metres (13,500 sq. ft.) to 793 square metres (8,300 sq. ft.).
- 4. Council authorize staff to draft Development Permit No. 7906-0520-00 in accordance with the attached drawings (Appendix V).
- 5. Council instruct staff to resolve the following issues prior to final adoption:
  - (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 a subdivision layout to the satisfaction of the Approving Officer;
  - (c) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
  - (d) submission of a landscaping plan and landscaping cost estimate to the specifications and satisfaction of the City Landscape Architect;
  - (e) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
  - (f) the applicant adequately address the impact of reduced indoor amenity space in accordance with Council Policy O-48;
  - (g) the applicant adequately address the impact of reduced outdoor amenity space to the satisfaction of the General Manager, Parks, Recreation & Culture;
  - (h) that Council endorse the Preliminary Block Concept Plan as shown on Appendix IV subject to the applicant finalizing details with respect to the open space network and densities to the satisfaction of the General Manager, Planning and Development; and

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# C. CORPORATE REPORTS

# D. ITEMS TABLED BY COUNCIL

# E. DELEGATIONS

# F. CORRESPONDENCE

# G. NOTICE OF MOTION

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#### H. **BY-LAWS**

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#### TO BE FILED

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2000, No. 14134"

7998-0167-00 - Gurmeet and Gurdip Moor, c/o Thomas Knight

RF (BL 12000) to CD (BL 12000) - 13934 - 92 Avenue - to permit an increased floor area ratio and lot coverage for the existing house and to allow one secondary suite in an owner-occupied single-family dwelling.

Approved by Council: October 2, 2000

Planning & Development advise that (see memorandum dated October 2, 2007 in by-law back-up) By-law No. 14134 should be filed as the application has been inactive for eighty-six months. A registered letter was sent to the applicant on September 18, 2007, advising that unless outstanding requirements were addressed within 30 days, the file would be closed. The applicant has sold the subject property and moved.

It was	Moved by Councillor Hunt
	Seconded by Councillor Villeneuve
	That "Surrey Zoning By-law, 1993,
No. 12000, Amend	ment By-law, 2000, No. 14134" be filed.
RES.R07-2740	Carried

#### I. **CLERK'S REPORT**

#### J. **OTHER BUSINESS**

#### K. **ADJOURNMENT**

It was

Moved by Councillor Bose Seconded by Councillor Villeneuve That the Regular Council - Land Use

meeting do now adjourn. RES.R07-2741

Carried

The Regular Council- Land Use meeting adjourned at 5:51 p.m.

Certified Correct:

City Clerk

Mayor

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