



City of Surrey

Regular Council - Public Hearing

Minutes

Council Chamber
City Hall
14245 - 56 Avenue
Surrey, B.C.
MONDAY, JULY 5, 2004
Time: 7:00 p.m.

Present:

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

Absent:

**Councillors Entering
Meeting as Indicated:**

Staff Present:

City Manager
City Clerk
General Manager, Planning &
Development
General Manager, Engineering
City Solicitor
General Manager, Finance,
Technology & Human Resources
Manager, Area Planning &
Development Division
Manager, North Surrey Section
Manager, South Surrey Section
Manager, Land Development
Engineering

A. ADOPTION OF MINUTES

1. Council-in-Committee - June 21, 2004

It was Moved by Councillor Watts
Seconded by Councillor Steele
That the minutes of the
Council-in-Committee meeting held on June 21, 2004, be received.
RES.R04-1800 Carried

2. Regular Council - Land Use - June 21, 2004

It was Moved by Councillor Watts
Seconded by Councillor Steele
That the minutes of the Regular Council -
Land Use meeting held on June 21, 2004, be adopted.
RES.R04-1801 Carried

3. Regular Council - Public Hearing - June 21, 2004

It was Moved by Councillor Watts
Seconded by Councillor Steele
That the minutes of the Regular Council -
Public Hearing meeting held on June 21, 2004, be adopted.
RES.R04-1802 Carried

4. Regular Council - Public Hearing - June 7, 2004

Councillor Priddy has requested that Resolution R04-1526 of the June 7, 2004 Regular Council - Public Hearing minutes concerning the delegation request of Mr. Mike McLennan be amended to reflect that she voted against the motion.

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That the Resolution R04-1526 of the
June 7, 2004 Regular Council - Public Hearing minutes concerning the delegation request of Mr. Mike McLennan be amended to reflect that Councillor Priddy voted against the motion.

RES.R04-1803 Carried

It was Moved by Councillor Bose
Seconded by Councillor Watts
That the agenda order be varied in order to
accommodate moving Item B.9 forward.

RES.R04-1804 Carried

B. DELEGATIONS - PUBLIC HEARING**9. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15422****Rezoning Application: 7904-0085-00**

ADDRESS: **CIVIC/LEGAL**
1630 - 140 Street/PID: 011-252-766, Lot 3, Sec. 16,
Twp. 1, NWD, Plan 6915
1640 - 140 Street/PID: 011-252-791, Lot 4, Sec. 16,
Twp. 1, NWD, Plan 6915
1650 - 140 Street/PID: 011-252-812, Lot 5, Sec. 16,
Twp. 1, NWD, Plan 6915

APPLICANT: 659559 B.C. Ltd., Peter Macri and Francine Brisson
c/o Chip Barrett Architect
9 - 3225 Morgan Creek Way
Surrey, B.C. V3S 0J9

PROPOSAL: To rezone the property from "Single Family Residential Zone (RF)" to "Comprehensive Development Zone (CD)".

The purpose of the rezoning is to permit the development of 10 senior cottage units.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the properties was indicated to the Public Hearing.

There was correspondence on table from Ocean Bluff Residents' Association, W. Jansen, D. and S. Alfawicki, G. and R. Avery, C. Avery, K. and A. Pedersen, E. Phillips, S. and J. O'Donnell, and D. and K. Burry expressing opposition to the proposed rezoning application.

The Mayor noted that J. and D. Klonarakis had expressed opposition to the proposed rezoning application and Mrs. Bradley had expressed support for the proposed developing and not wishing to speak.

There was a 160-signature petition on table expressing opposition to the proposed rezoning application.

Patrick Woodward, 1680 - 140A Street, was in attendance and commented that he does not support the proposed application. He advised that he purchased his home in a single family residential area and stated that once an area starts to rezone, it is the beginning of the end. He expressed concern that rules and regulations are not always enforced and often have no weight at all. He described his search for the numbered company that owns the property and noted the company was not located at its listed location. He added that there is no shortage of seniors accommodation in South Surrey and White Rock.

He commented that the proposed development has too high a density for the small parcel of land and would not be in keeping with the character of the surrounding Ocean Bluff area. He expressed concerns regarding access off 140 Street, increased traffic flows, noise, security, and inadequate visitor parking. He added that residents have a right to protect the quiet enjoyment of their homes and that he did not see any police impact reports with respect to the proposed project.

Edna Phillips, 14035 - 16B Avenue, was in attendance and commented that she opposed the proposed application citing concerns regarding increased density, proposed access through the back lane, increased noise and traffic, emergency vehicle access, location of fire hydrants, and water pressure.

Sheelagh O'Donnell, 1659 - 140A Street, was in attendance and commented that she was also speaking on behalf of her neighbour Basil. She added there would be no concerns if the development were to consist of the development of three single family homes on the property. She continued that their traditional neighbourhood contains a mixture of people of all ages; is quiet, settled and has a healthy environment. She noted that should the rezoning to CD take place, there would be more problems such as traffic accidents, safety issues, parking and noise issues and that it is not appropriate nor practical to rezone.

Kaye Burry, 1687 - 140A Street, was in attendance and commented that she opposed the proposed rezoning application. She added that the area is designated single family residential and is well treed which contributes to a healthy

environment. She cited concerns regarding increased noise, upheaval to residents in the neighbourhood, and destruction of the atmosphere of the area.

Ann Siddaway, 14066 - 16A Avenue, was in attendance and commented that she likes the well-kept single family dwellings in her area. She noted there had been no public information meetings and questioned the wisdom of the project. She expressed concern regarding the proposed seniors development, noting that the plans indicate stairs, which are not conducive to seniors accommodation. She asked how the buyers will monitor that the residents will be seniors, noting Human Rights legislation, and asked what would happen if seniors purchased the units and rented them out to non-seniors. She then indicated opposition to the proposed rezoning application.

Norman Fuchs, President, Ocean Bluff Residents Association, 1667 - 140A Street, was in attendance and commented that he is an ex-RCMP officer. He stated that he had expressed objection to an earlier proposal by the applicant for a neighbourhood pub and continued that he does not like the proposed comprehensive development zoning for all the reasons addressed in correspondence from Ocean Bluff Residents Association dated June 28, 2004.

He commented that he was present at the meeting held June 21, 2004 and heard the delegation ask pertinent questions regarding secondary suites. He referenced an article in the Vancouver Sun on June 23, 2004 as to the city's authority to enforce restrictive covenants that developers not build houses with built in secondary suites. He added that the Ocean Bluff Residents Association opposes the proposed rezoning application citing concerns regarding increased traffic, noise, lack of crosswalks, sidewalks, no access to 140 Street, and no amenities on the east side of 140 Street.

He continued that the plans do not indicate ramps, railed hallways, support systems and the type of bathroom fixtures associated with seniors housing and added that it would appear to be an ordinary development. He commented on the numbered company set up to minimize liability and the fact that the City may not have the jurisdiction to enforcement a restrictive covenant.

Joyce Woodward, 1680 - 140A Street, was in attendance and commented that she moved to the area and enjoys this retirement community, which is fully developed with schools and churches. She continued that security is of prime concern and commented on vehicle theft, increased break and enters, size of the units, lot coverage, percentage of paving on the lot, abundance of senior housing in the area, location of stores, enforcement of restrictive covenant, and requested that the area remain single family residential.

Melodie Brandon, 1785 - 140A Street, was in attendance and commented that she has lived in the subdivision for 22 years. She continued that the area demographics is changing bringing increased traffic. She expressed concern regarding the proposed lane access, increased commercial use in the area, and the intersection at 16 Avenue and 140 Street.

Barb Paton, 3417 – 148 Street, was in attendance and commented that she was enthusiastic to learn of single level seniors residences in the area. She expressed concern regarding the enforcement of housing agreements by the City, rental opportunities, carports, speeding, and any financial contribution from the City for affordable housing.

The original agenda order then resumed.

**1. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15419**

Rezoning Application: 7904-0144-00

ADDRESS: CIVIC/LEGAL
11060 - 154 Street/PID: 006-592-813, Lot 19, Sec. 16,
B5N, R1W, NWD, Plan 31281

APPLICANT: Chetan and Shashi Garg
c/o CitiWest Consulting Ltd.
101 - 9030 King George Highway
Surrey, B.C. V3V 7Y3

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is to permit subdivision into approximately 6 single family lots.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the property was indicated to the Public Hearing.

Jag Mahil, 15466 - 111 Avenue, was in attendance and commented on concerns regarding an existing temporary fence along his property, trespassing, preservation of his hobby shop, and preservation of trees.

**2. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15420**

Rezoning Application: 7903-0402-00

ADDRESS: CIVIC/LEGAL
16212 - 110 Avenue/PID: 011-311-622, Pcl. "A"
(H130900E), Lot 1, Sec. 14, B5N, R1W, NWD, Plan 8444

APPLICANT: Marvin and Pauline Bonderud
c/o Coastland Engineering & Surveying Ltd.
(Michael Helle)

101 - 19292 - 60 Avenue
Surrey, B.C. V3S 3M2

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is to permit subdivision into approximately 11 single family lots.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the property was indicated to the Public Hearing.

There was correspondence on table from A. Schiedel, expressing opposition to the proposed rezoning application and from V. Pankratz citing concerns relating to height of homes, drainage, trees, privacy, pathway, and construction start date.

The Mayor noted that K. Laskowska and Z. Laskowski had expressed opposition in writing to the proposed rezoning application and not wishing to speak.

There were no persons present to object to the proposed rezoning application.

**3. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15421**

Rezoning Application: 7903-0252-00

ADDRESS: **CIVIC/LEGAL**
10180 - 153 Street/PID: 025-487-582, Lot C, Sec. 28,
B5N, R1W, NWD, Plan BCP1048
10175 - 154 Street/PID: 025-487-574, Lot B, Sec. 28,
B5N, R1W, NWD, Plan BCP1048
10225 - 154 Street/PID: 025-487-566, Lot A, Sec. 28,
B5N, R1W, NWD, Plan BCP1048

APPLICANT: 624655 B.C. Ltd.
c/o Onni Group (David Emri)
550 - 858 Beatty Street
Vancouver, B.C. V6B 1C1

PROPOSAL: To rezone the properties from "Town Centre Commercial Zone (C-15)" to "Comprehensive Development Zone (CD)".

The purpose of the rezoning is to permit the development of three, 4-storey buildings with approximately 20,000 sq. ft. of ground floor commercial space and 340 residential units.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the properties was indicated to the Public Hearing.

There was a 28-signature petition from Woodland Grove NW 2341 on table, expressing opposition to the proposed rezoning application (see Appendix A attached).

The Mayor noted that N. Fountain had expressed opposition to the proposed rezoning application in writing and not wishing to speak.

Diane Litshauer, 15450 - 101A Avenue, was in attendance and commented that she had concerns regarding break and enters, vandalism, and auto theft. She noted that the proposed rezoning application would bring increased traffic, garbage, increased numbers of students to overcrowded schools, and property devaluation. She expressed opposition to the proposed rezoning application.

**4. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15417**

Rezoning Application: 7904-0116-00

ADDRESS: CIVIC/LEGAL
15418 - 112 Avenue/PID: 009-309-233, Lot 1, Sec. 16,
B5N, R1W, NWD, Plan 10358

APPLICANT: Gordon McLeod
c/o SND Developments (Jasmal Sran)
12987 Helston Crescent
Surrey, B.C. V3W 6T6

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is allow subdivision into approximately 8 single family lots, with the adjoining RF-zoned lot located at 15445 - 111A Avenue.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the property was indicated to the Public Hearing.

There were no persons present to object to the proposed rezoning application.

5. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15418**

Rezoning Application: 7903-0338-00

ADDRESS: **CIVIC/LEGAL**
14959 Fraser Highway/PID: 011-235-110, Lot 6, Except:
Pcl. "A" (Explanatory Plan 13707); Sec. 34, Twp. 2, NWD,
Plan 7541
14975 Fraser Highway/PID: 004-840-038, Pcl. "A"
(Explan. Plan 13707), Lot 6, Sec. 34, Twp. 2, NWD,
Plan 7541
Portion of 14989 Fraser Highway/PID: 011-294-060,
Lot 1, Except: Part Subdivided By Plan 28512, Sec. 34,
Twp. 2, NWD, Plan 7729 **Portion of 14986 - 92 Avenue**
(also shown as 14951 Fraser Highway)/PID:
011-235-098, Lot 5, Sec. 34, Twp. 2, NWD, Plan 7541
Portion of 14996 - 92 Avenue/PID: 008-999-279, Lot 23,
Sec. 34, Twp. 2, NWD, Plan 28512

APPLICANT: Karamjeet Bhangoo, Onkar and Poonam Chadha,
Sukhvinder Atwal, 671648 B.C. Ltd., Lisa and
Kamal K. Sahota
c/o CitiWest Consulting Ltd. (Roger Jawanda)
101 - 9030 King George Highway
Surrey, B.C. V3V 7Y3

PROPOSAL: To rezone the properties from "Single Family Residential
Zone (RF)" to "Single Family Residential (12) Zone
(RF-12)" (Block B) on the attached Schedule A.

The purpose of the rezoning is to permit subdivision into 20
small single family lots. The portions of the site (Block A)
will remain RF-Zone to allow subdivision into 4 lots.

The Notice of the Public Hearing, except the legal description, was read by the
City Clerk. The location of the properties was indicated to the Public Hearing.

There were no persons present to object to the proposed rezoning application.

**6. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15413**

Rezoning Application: 7903-0433-00

ADDRESS: CIVIC/LEGAL
6898 - 148 Street/PID: 001-404-971, Lot 38, Sec. 15,
Twp. 2, NWD, Plan 29872
6922 - 148 Street/PID: 002-748-398, S1/2 of Lot 11,
Sec. 15, Twp. 2, NWD, Plan 1360
6887 - 149 Street/PID: 001-514-792, Lot 37, Sec. 15,
Twp. 2, NWD, Plan 29872

APPLICANT: 562914 B.C. Ltd., Ranjit S. Sangha, Amarjit and Jagdish
Duhra, Hardev S., Sunjeev S., and Mandeep S. Duhra,
Amanda Uppal, J & R Investments Ltd., Papinder and
Rajwant Kooner, Jenny Everett
c/o McElhanney Consulting Services Ltd.
13160 - 88 Avenue
Surrey, B.C. V3W 3K3

PROPOSAL: To rezone the properties at 6898 and 6922 - 148 Street
from Suburban Residential Zone (RS) (By-law No. 5942)
to "Single Family Residential Zone (RF)" and to rezone the
property at 6887 - 149 Street from "One-Acre Residential
Zone (RA)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is to permit subdivision into
approximately 26 single family residential lots.

The Notice of the Public Hearing, except the legal description, was read by the
City Clerk. The location of the properties was indicated to the Public Hearing.

There was correspondence on table from Irene Adams citing concerns regarding
tree preservation, inspections and lot size.

Irene Adams, 14766 - 69 Avenue, was in attendance and commented that she had
concerns regarding proposed development in the area and corresponding increases
in traffic. She asked why trees were not preserved when new development takes
place, particularly in the area of 68 Avenue between 140 and 144 Streets. She
expressed concern regarding the development of illegal suites and the ratio of
inspectors to new homes being developed in the Newton area and that she was
undecided as to the proposed development.

**7. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15412**

Rezoning Application: 7904-0089-00

ADDRESS: CIVIC/LEGAL
6058 - 164 Street/PID: 006-124-135, Lot 24, Sec. 12,
Twp. 2, NWD, Plan 46638
6078 - 164 Street/PID: 002-006-359, Lot 25, Sec. 12,
Twp. 2, NWD, Plan 46638

APPLICANT: Carol Achterholt, Isobel and Neal Davidge
c/o CitiWest (Roger Jawanda)
101 - 9030 King George Highway
Surrey, B.C. V3V 7Y3

PROPOSAL: To rezone the properties from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is to permit subdivision into approximately 15 single family lots, with a portion of the adjoining RF-zoned lot located to the east.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the properties was indicated to the Public Hearing.

Councillor Bose left the meeting at 8:02 p.m. due to a potential conflict of interest as his family has property holdings in the areas.

There were no persons present to object to the proposed rezoning application.

Councillor Bose returned to the meeting at 8:03 p.m.

**8. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2004, No. 15416**

Rezoning Application: 7903-0438-00

ADDRESS: CIVIC/LEGAL
6343 - 190 Street/PID: 003-576-698, Lot 61, Sec. 9,
Twp. 8, NWD, Plan 65265

APPLICANT: Robin McIntosh
c/o Web Engineering Ltd.
4173 Dawson Street
Burnaby, B.C. V5C 4B3

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)".

DEVELOPMENT VARIANCE PERMIT

To vary "Surrey Zoning By-law, 1993, 12000", as amended, Part 16, Section F, as follows:

- (a) To reduce the minimum front yard setback from 7.5 metres (25 ft.) to 3.5 metres (11.5 ft.) for proposed Lot 3.

The purpose of the rezoning is to permit subdivision into approximately 4 single family lots and one remainder lot. The purpose of the development variance permit is to permit retention of existing dwelling.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the property was indicated to the Public Hearing.

Note: See Development Variance Permit 7903-0438-00 under Clerk's Report, Item I.1(a).

There was correspondence on table from D. Robertson expressing concern regarding the access to proposed lot 3 and from H. and S. Tilk, and B. Cotter expressing opposition. There was correspondence from C. and L. Merrick citing concerns regarding setbacks, roadwork, sidewalks, secondary suites, underground services, and overhead wires.

The Mayor noted that B. McIntosh and S. Godfrey had expressed support for the proposed rezoning application and not wishing to speak.

Shirley Tilk, 18977 - 63B Avenue, was in attendance and commented on the proposed change in the existing 25-foot setbacks in the area. She advised that she opposed the proposed rezoning application.

10. Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15423

Rezoning Application: 7903-0269-00

ADDRESS: CIVIC/LEGAL
2885 Semiahmoo Trail (also known as
2887 Semiahmoo Trail)/
PID: 005-938-431, Lot 35, Sec. 22, Twp. 1, NWD,
Plan 45603

APPLICANT: Sharon Rosenberg

c/o Hunter Laird Engineering Ltd. (Clarence Arychuk)
300 - 65 Richmond Street
New Westminster, B.C. V3L 5P5

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Half-Acre Residential Gross Density Zone (RH-G)".

The purpose of the rezoning is to permit subdivision into five single family residential lots with a provision of 15% open space.

The Notice of the Public Hearing, except the legal description, was read by the City Clerk. The location of the property was indicated to the Public Hearing.

There was correspondence on table from P. and C. Coffey expressing support for the proposed rezoning application and from L. and S. Rosenberg stating concerns regarding the proposed development.

The Mayor noted that B. Porter had expressed support for the proposed rezoning application and not wishing to speak.

There were no persons present to object to the proposed rezoning application.

B. DELEGATIONS - REPRESENTATIONS

1. Amendment to the Business License By-law to Regulate Flea Markets and Public Markets (By-law 15392)

Note: See By-law 15392, Item H.11.

The meeting recessed at 8:07 p.m. and reconvened at 8:09 p.m. with all members of Council present.

The Mayor noted that the intent of By-law No. 15392 was not to put a financial strain on seniors wishing to sell arts and crafts. He continued that the intent was to restrict the amount of stolen goods sold at flea markets and public markets.

There was correspondence on table from H. MacGregor, G. Ogle, B. and E. Schmid, E. Moffat, S. Yoshioka, M. Furlong, and M. Barnett expressing opposition to the proposed amendment. There was also a 150-signature petition on table from the vendors at Bridgeview Flea Market expressing opposition to the proposed amendment (see Appendix B).

The Mayor then noted that the following persons had expressed an opinion with respect to the proposed amendment:

NAME	FOR	AGAINST	UNDECIDED
M. Furlong		X	
L. Belknap		X	
B. Belyk		X	
V. Shorrocks		X	
J. Shorrocks		X	
D. Bisceglia		X	
Farne			
P. Cella		X	
R. Cella		X	
A. and M. Bostan		X	
P. Whitworth		X	
A. Dhaliwal		X	
S. Dhaliwal		X	
G. Johe		X	
M. Wood		X	
H. Wood		X	
W. Melychuk		X	
A. Lui		X	
K. Lui		X	
L. Ngo			X
T. Luong	X		
S. Richmond		X	

Sam Yoshioka, Flea Market owner, 25137 - 58 Avenue, Aldergrove, was in attendance and commented that the flea market has been in existence since 1977 and that it currently operates with a business license under the existing Business By-law. He questioned whether the proposed by-law would pertain to the kids swap meet, wood show, Coastal Car swap meet, and craft fairs resulting in the requirement for vendors to apply for a business license. He continued that some of these operations may cease and asked whether the City would consider issuing special event licenses for these types of groups. He suggested a meeting take place with By-law & Licensing Services to identify alternate solutions and then described concerns regarding produce vendors. He made the suggestion that signage be posted at the flea market indicating the types of items that would be allowed for sale on site and that a \$1.00 fee be charged for each vendor to be collected by him for submission at month end. He added that the Lower Fraser Valley Exhibition Association (his landlord) was not approached with respect to the proposed By-law.

Anna Lyons, 17984 - 58 Avenue was in attendance and commented that she is employed by the Cloverdale Flea Market and has worked with Sam Yoshioka for many years. She advised staff is committed to keeping the flea market as a safe and fun place for sellers and buyers with a policy of no guns and no pornography, which is strictly enforced.

She noted that the Cloverdale flea market welcomes the RCMP and that if there are any concerns regarding merchandise or sellers, they are willing to cooperate with the RCMP, which is one reason that the flea market is so successful. She noted that Inspector Tim Shields, Surrey RCMP, stated that the RCMP routinely examine goods for sale at the flea market and was quoted saying that "recently our members did not find one item confirmed as stolen. We did not have a big problem with it". She added that the opening of Fraser Down casino has resulted in a 40% loss of summer selling size.

The City Solicitor noted that the Business License By-law does not apply to non-profit and charitable organizations.

Fred Gizowski, 6067 Galbraith Crescent, Delta, was in attendance and expressed concerns regarding who would have the responsibility for policing permits. He stated that flea market would eventually cease to function should the proposed by-law be approved.

Ray McNiven, 5110 Glencairn Drive, Burnaby, was in attendance and commented that he is a vendor at the Cloverdale Flea Market, which provides an opportunity for added income and enjoyment of the market atmosphere. He stated that he finds the proposed by-law amendment to be hurtful and that the proposed \$150.00 license fee would be out of reach for some vendors. He expressed concern regarding the practicality of the owner responsibility for checking business licenses and the practicality

Wayne Worrall, 11905 - 78 Avenue, Delta, was in attendance and commented that the proposed license fee would stop seniors from attending and/or selling at the flea market. He added that the Cloverdale Flea Market brings in a lot of business to the local economy. He noted that the owner does a good job in policing and running the flea market and then commented that he opposes the proposed license fee.

David Tommila, 5689 Caddell Drive, Delta, was in attendance and commented that the proposed by-law amendment would negatively impact the flea market. He continued that the flea market has a family atmosphere and is the most well run market in B.C. He noted produce vendors at the flea market do not impact produce vendors located on Fraser Highway.

Julie Tommila, 5689 Caddell Drive, Delta, was in attendance and commented that the flea market is a well-run and well-policed market.

C. COMMITTEE REPORTS**1. Joint Family Court Committee - June 3, 2004**

It was Moved by Councillor Watts
 Seconded by Councillor Hunt
 That the minutes of the Joint Family Court
 Committee meeting held on June 3, 2004, be received.

RES.R04-1805 Carried

2. Police Committee - June 22, 2004

It was Moved by Councillor Watts
 Seconded by Councillor Tymoschuk
 That the minutes of the Police Committee
 meeting held on June 22, 2004, be received.

RES.R04-1806 Carried

D. BOARD/COMMISSION REPORTS**1. Surrey Heritage Advisory Commission - June 30, 2004**

(a) It was Moved by Councillor Higginbotham
 Seconded by Councillor Watts
 That the minutes of the Heritage Advisory
 Commission meeting held on June 30, 2004, be received.

RES.R04-1807 Carried

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

Hazelmere United Church – Application for Financial Assistance

It was Moved by Councillor Higginbotham
 Seconded by Councillor Watts
 That funding representative of the remainder
 of the 2004 entitlement, in the amount of \$1,975 be approved for the
 Hazelmere United Church.

RES.R04-1808 Carried

Historic Collishaw Farm – Application for Financial Assistance

RES.R04-1809

It was	Moved by Councillor Higginbotham
	Seconded by Councillor Watts
approved for the replacement	That funding in the amount \$9,000 be
of the roof at the Historic Collishaw Farm.	<u>Carried</u>

Loyal Orange Lodge

RES.R04-1810

It was	Moved by Councillor Higginbotham
	Seconded by Councillor Watts
	That correspondence from Mr. Jim Barbour
be received, and that the Heritage Advisory Commission supports that	further meetings be convened with interested parties in the community,
and that a plan and timeline be set out to save the Loyal Orange Lodge	preferably at or close its present location, and that funding requests and
services in kind be pursued, with a view to establishing an adaptive re-use	for the building.
	<u>Carried</u>

E. MAYOR'S REPORT**1. Canada Day**

Mayor McCallum expressed appreciation to staff for their hard work in organizing and delivering an excellent Canada Day celebration.

F. COUNCILLORS' REPORTS

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

G. CORPORATE REPORTS

1. The Corporate Reports, under date of July 5, 2004, were considered and dealt with as follows:

Item No. R152	Road Closure of 57 Avenue at 146 Street
	File: 0910-30/43

The General Manager, Engineering submitted a report concerning a road closure at 57 Avenue and 146 Street.

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 of a $\pm 5,693 \text{ ft.}^2$ ($\pm 528 \text{ m}^2$) unopened portion of 57 Avenue at
146 Street as highway.

RES.R04-1811

Carried

Item No. R153 Road Closure at 2986 & #3, 3050 King George Highway
File: 0910-30/36A

The General Manager, Engineering submitted a report concerning a road closure
at 2986 and #3, 3050 King George Highway.

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 $\pm 9,633 \text{ ft.}^2$ ($\pm 895 \text{ m}^2$) opened portion of road fronting
2986 & #3, 3050 King George Highway.

RES.R04-1812

Carried

Item No. R154 Road Closure at 61 Avenue & 168 Street
File: 7896-0010; 0910-30

The General Manager, Engineering submitted a report concerning a road closure
at 61 Avenue and 168 Street.

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 to close and remove the dedication as
highway of a $\pm 484 \text{ ft.}^2$ ($\pm 45 \text{ m}^2$) unopened portion of road at 61 Avenue and
168 Street.

RES.R04-1813

Carried

Item No. R155 Road Closure at 72 Avenue & 152 Street
File: 7999-0076; 0910-30

The General Manager, Engineering submitted a report concerning the closure of the road at 72 Avenue and 152 Street.

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:

1. rescind Council Resolution No. R03-2702;
2. repeal By-law No. 15247; and
3. authorize the City Clerk to bring forward a By-law to close and remove the dedication as highway of a ± 582 ft.² (± 54.1 m²) unopened portion of 152 Street at 72 Avenue for consideration by Council.

RES.R04-1814

Carried

Note: See By-law 15411, Item H.16.

Item No. R156 City-Initiated Road Closure at 113B Avenue & 131 Street
File: 7803-0320; 0910-30

The General Manager, Engineering submitted a report concerning the City-initiated road closure at 113B Avenue and 131 Street.

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 $\pm 5,608$ ft.² (± 521 m²) unopened portion of 131 Street at 113B Avenue.

RES.R04-1815

Carried

Note: See By-law 15432, Item H.18.

Item No. R157 Land Acquisition for Future Nicomekl Greenway & Creek Preservation: 12861 Crescent Road
File: 0870-20/344/A

The General Manager, Engineering submitted a report concerning the acquisition of land for Future Nicomekl Greenway and Creek Preservation.

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 partial acquisition of PID No. 003-891-551 (12861 Crescent Road) for creek preservation and a greenway as set out in the central Semiahmoo Peninsula Local Area Plan, for the amount of \$109,000 plus GST.

RES.R04-1816

Carried

Item No. R158 West Whalley Ring Road Extension at Holland Park
File: 5400-80 (13402); 6140-20

The General Manager, Engineering submitted a report to inform Council of the rationale for the need for the extension of the West Whalley Ring Road at Holland Park and of the results of public consultation, and to seek Council's direction.

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 support Option 2 as outlined in this report, which calls for the construction of the West Whalley Ring Road along the edge of Holland Park to be deferred until required to deal with congestion and economic development needs in the City Centre.

RES.R04-1817

Carried

Item No. R159 Land Acquisition for the Holland Park Expansion:
13487 - 98B Avenue
File: 0870-20/328/L; 6140-20

The General Manager, Engineering submitted a report concerning the acquisition of land for the Holland Park expansion.

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
13487 - 98B Avenue (PID No. 010-009-949) for future parkland as an addition to
Holland Park.

RES.R04-1818 Carried

Item No. R160 Road Closure at 59 Avenue & 164 Street
File: 7803-0334; 0910-30

Councillor Bose left the meeting at 9:05 p.m. due to a potential conflict of interest as his family has property holdings in the area.

The General Manager, Engineering submitted a report concerning the road closure at 59 Avenue and 164 Street.

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 previously
approved sale of a $\pm 43,372$ ft.² ($\pm 4,029$ m²) unopened portion of 164 Street and a
 $\pm 39,747$ ft.² ($\pm 3,692$ m²) unopened portion of 59 Avenue as outlined in the
attached Corporate Report (R117).

RES.R04-1819 Carried

Councillor Bose returned to the meeting at 9:06 p.m.

Item No. R161 Road Closure at 65A Avenue & 186 Street
File: 7803-0044; 0910-30

The General Manager, Engineering submitted a report concerning the closure of the road at 65A Avenue and 186 Street.

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 previously
approved sale of a $\pm 17,437$ ft.² ($\pm 1,620$ m²) opened portion of road at 65A Avenue
and 186 Street as outlined in the attached Corporate Report (R118).

RES.R04-1820 Carried

Item No. R162 Contract Award M.S. 4802-306-11: Manson Pump Station Upgrade (2004)
File: 4802-30/600; 4802-306/11; 4897-731; 5250-20-48

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4802-306011. Tenders were received as follows:

- | | | |
|------------------------------------|--------------|-----------|
| 1. Tritech Industries Ltd. | \$367,010.00 | No change |
| 2. J.S. Ferguson Construction Inc. | \$529,650.00 | No change |

The Engineer's pre-tender estimate was \$376,000 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. 4802-306-11 be awarded to the low bidder, Tritech Industries Ltd., in the amount of \$367,010.00 including GST.

RES.R04-1821

Carried

Item No. R163 Contract Award M.S. 4802-412-11: Old Logging Ditch Upgrade (2004)
File: 4802-412/00; 4802-412/31; 5250-20-48

The General Manager, Engineering submitted a report concerning the contract of Award M.S. 4802-412-11. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount</i>	<i>Revised Amount</i>
1. Mission Contractors Ltd.	\$892,089.53	No change
2. Double M Excavating Ltd.	\$1,287,438.20	No change

The Engineer's pre-tender estimate was \$820,000 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. 4802-412-11 be awarded to the low bidder, Mission Contractors Ltd., in the amount of \$892,089.53 including GST.

RES.R04-1822

Carried

Item No. R164 Provincial Funding for West Nile Virus & City's
WNV Response Plan
File: 5280-23; 4804-902; 1855-04

The General Manager, Engineering submitted a report concerning the Provincial funding for West Nile Virus and the City's WNV Response Plan.

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:

1. Receive the attached West Nile Virus (WNV) Response Plan.
2. Endorse the attached resolution requesting ongoing provincial funding for local government West Nile Virus prevention initiatives and forward it to the UBCM for consideration at the 2004 UBCM Convention:
3. Authorize the City Clerk to forward a copy of this report to the Provincial government.

RES.R04-1823

Carried

Item No. R165 Road Cleaning and Damage Repair of Municipal Works
and Services in New Residential Subdivisions
File: 5400-00

The General Manager, Engineering submitted a report advising that the Engineering Department is undertaking a number of business process changes in order to gain efficiencies and provide better customer service related to development activity. Changes are proposed to the Land Development Servicing Agreement and the Building By-law to make Developers responsible for all damage to municipal works and services, and to maintain cleanliness of roads during the 12-18 month maintenance period in order to improve the service level for residents in and around new subdivisions.

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 changes to the process
for maintaining and repairing damage to works and services in new residential
subdivisions as outlined in this report.

RES.R04-1824 Carried

Item No. R166 Payroll/Human Resource Information System Replacement
File: 2320-20; 1075-01

The General Manager, Finance, Technology and Human Resources submitted a report to provide Council with the current status of the City's Payroll/HRIS systems replacement project and to seek approval to revise the contract with PeopleSoft Canada Co., to reflect updated estimates for consulting services for the required conversion and implementation of the software.

The General Manager, Finance, Technology and Human Resources was recommending approval of the recommendations outlined in her report.

It was Moved by Councillor Higginbotham
Seconded by Councillor Tymoschuk
That Council approve the revised contract
with PeopleSoft Canada Co. for a total cost of up to \$1,997,000 including GST
and PST.

RES.R04-1825 Carried

Item No. R167 2004 Mayor's Charity Ball
File: 0330-00; 8200-20

The City Manager submitted a report concerning the 2004 Mayor's Charity Ball.

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

It was Moved by Councillor Higginbotham
Seconded by Councillor Tymoschuk
That Council approve the expenditure of
\$2,250.00 from the Council initiative fund to purchase nine (9) tickets for Mayor
and Council to attend the 2004 Mayor's Charity Ball.

RES.R04-1826 Carried

Item No. R168 Amendment to Lease Agreement between the City of Surrey and Orangeville Raceway Ltd. - Cloverdale Fairground Casino Site
File: 0930-30-178

The City Solicitor submitted a report concerning the amendment to the lease agreement between the City of Surrey and the Orangeville Raceway Ltd. - Cloverdale Fairground Casino site.

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

It was Moved by Councillor Higginbotham
Seconded by Councillor Watts
That Council approve an amendment to the lease between the City of Surrey and Orangeville Raceway Ltd. ("Fraser Downs") in a form satisfactory to the City Solicitor to extend by 30 days, from 90 days to 120 days after the lease commencement date of April 1, 2004, the period of time allotted for Fraser Downs to obtain a building permit for the construction of all improvements to the site that are required under the terms of the lease.

RES.R04-1827

Carried

Item No. R169 New Surrey Building By-law, 2003, No. 15244
File: 3900-20-15244

The City Solicitor and the General Manager, Planning & Development submitted a report concerning the new Surrey Building By-law.

The City Solicitor and the General Manager, Planning & Development was recommending approval of the recommendations outlined in their report.

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

1. Authorize the City Clerk to bring forward for the required readings, a by-law to revise the effective date for the new Surrey Building By-law, 2003, No. 15244 from August 3, 2004 to January 2, 2005; and
2. Confirm that the existing Surrey Building By-law, 1987, No. 9011, as amended, will remain in force and be applicable to all in-stream building permit applications received on or before January 1, 2005, provided that such applications are complete.

RES.R04-1828

Carried

Note: See By-law 15424, Item H.17.

Item No. R170 Land Use, Density and Urban Design Review for the Semiahmoo Town Centre
File: 6520-20 (Semiahmoo Town Centre)

The General Manager, Planning & Development submitted a report to obtain authorization from Council to proceed with an updating of the Semiahmoo Town Centre Plan. It is proposed that the review be conducted in two phases. The first phase of the review will be focused on a market/positioning analysis of the Semiahmoo Town Centre and will include a review of development capacity. The second phase will use this information to undertake an updating of land uses, densities, urban design guidelines, pedestrian and vehicular systems and engineering services. The product of this review will be a revised Semiahmoo Town Centre Plan, which will promote the continued vibrancy of this Town Centre.

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

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

1. Receive this report as information; and
2. Authorize staff to proceed with market analysis for and updating of the Semiahmoo Town Centre Development Concept Plan, Urban Design Guidelines and servicing strategy based, on the Terms of Reference attached to this report as Appendix I.

RES.R04-1829

Carried

Item No. R171 City of White Rock - Official Community Plan Amendment By-law No. 1748 and Rezoning By-law No. 1749: 14824 North Bluff Road
File: 0480-01

The General Manager, Planning & Development submitted a report to provide Council with information regarding a proposed amendment to the City of White Rock OCP, By-law No. 1748 and City of White Rock Rezoning By-law No. 1749 and to obtain Council direction relative to providing comments to the City of White Rock Council on or prior to the July 12, 2004 Public Hearing, related to the subject amendment by-laws.

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

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

1. Receive this report as information; and
2. Authorize the City Clerk to forward a letter to the City of White Rock with respect to White Rock Official Community Plan ("OCP") Amendment By-law No. 1748 and Rezoning By-law No. 1749, advising that the proposed OCP Amendment from Public/Institutional/Utility to Apartment/Multiple Unit Residential and the proposed rezoning from P-4 Special Institutional/Personal Care Zone to RM-3 High Density Apartment Residential Zone to allow a proposed 11-storey, 47-unit residential building at 14824 North Bluff Road (southeast corner of 16 Avenue and 148 Street) in White Rock is inconsistent with the ground-entry-oriented residential developments in the immediate area in the City of Surrey and, on this basis, the City of Surrey has strong concerns with the development proceeding as it is currently proposed.

RES.R04-1830

Carried

H. BY-LAWS

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15419"

7904-0144-00 - Chetan and Shashi Garg, c/o Citiwest Consulting Ltd.

RA (BL 12000) to RF (BL 12000) - 11060 - 154 Street - to allow subdivision into approximately 6 single family lots.

Approved by Council: June 21, 2004

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15419" pass its third reading.

RES.R04-1831

Carried

2. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15420"

7903-0402-00 - Marvin and Pauline Bonderud, c/o Coastland Engineering & Surveying Ltd. (Michael Helle)

RA (BL 12000) to RF (BL 12000) - 16212 - 110 Avenue - to allow subdivision into approximately 11 single family lots.

Approved by Council: June 21, 2004

It was
RES.R04-1832

Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15420" pass its third reading.
Carried

3. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15421"

7903-0252-00 - 624655 B.C. Ltd., c/o Onni Group (David Emri)

C-15 (BL 12000) to CD (BL 12000) - 10175 and 10225 - 154 Street,
10180 - 153 Street - to permit the development of three, 4-storey buildings
with approximately 20,000 sq.ft. of ground floor commercial space and
340 residential units.

Approved by Council: June 21, 2004

It was
RES.R04-1833

Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15421" pass its third reading.
Carried

4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15417"

7904-0116-00 - Gordon McLeod, c/o SND Developments (Jasmail Sran)

RA (BL 12000) to RF (BL 12000) - 15418 - 112 Avenue - to allow
subdivision into approximately 8 single family lots, with the adjoining RF-
zoned lot located at 15445 - 111A Avenue.

Approved by Council: June 21, 2004

It was
RES.R04-1834

Moved by Councillor Hunt
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15417" pass its third reading.
Carried

5. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15418"

7903-0338-00 - Sukhvinder Atwal, Karamjeet Bhangoo, Onkar and Poonam Chadha, 671648 B.C. Ltd., Lisa and Kamal Sahota, c/o Citiwest Consulting Ltd. (Roger Jawanda)

RF (BL 12000) to RF-12 (BL 12000) - 14959 and 14975 Fraser Highway, Portions of 14986 and 14996 - 92 Avenue, 14989 Fraser Highway - to allow subdivision into approximately 20 small single family lots (Block B). The remaining portion of the site (Block A) will remain RF-zone to allow subdivision into 4 lots.

Approved by Council: June 21, 2004

It was	Moved by Councillor Hunt
	Seconded by Councillor Steele
	That "Surrey Zoning By-law, 1993,
	No. 12000, Amendment By-law, 2004, No. 15418" pass its third reading.
RES.R04-1835	<u>Carried</u> with Councillor Bose against.

6. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15413"

7903-0433-00 - Amarjit and Jagdish Duhra, Hardev, Sunjeev, Mandeep Duhra, Amanda Uppal, J & R Investments Ltd., Papinder and Rajwant Kooner 562914 B.C. Ltd., Ranjit Sangha, Jenny Everett, c/o McElhanney Consulting Services Ltd.

RS (BL 5942) and RA (BL 12000) to RF (BL 12000) - 6898 and 6922 - 148 Street, and 6887 - 149 Street - to allow subdivision into approximately 26 single family residential lots.

Approved by Council: June 21, 2004

It was	Moved by Councillor Hunt
	Seconded by Councillor Tymoschuk
	That "Surrey Zoning By-law, 1993,
	No. 12000, Amendment By-law, 2004, No. 15413" pass its third reading.
RES.R04-1836	<u>Carried</u>

7. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15412"

7904-0089-00 - Isobel and Neal Davidge, Carol Achterholt, c/o CitiWest Consulting Ltd. (Roger Jawanda)

RA (BL 12000) to RF (BL 12000) - 6058 and 6078 - 164 Street - to allow subdivision into approximately 15 single family lots, with a portion of the RF zoned lot located to the east.

Councillor Bose left the meeting at 9:25 p.m. due to a potential conflict of interest as his family has property holdings in the area.

Approved by Council: June 21, 2004

It was	Moved by Councillor Hunt Seconded by Councillor Villeneuve That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15412" pass its third reading. <u>Carried</u>
RES.R04-1837	

Councillor Bose returned to the meeting at 9:26 p.m.

8. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15416"

7903-0438-00 - Robin McIntosh, c/o Web Engineering Ltd.

RA (BL 12000) to RF (BL 12000) - 6343 - 190 Street - to allow
subdivision into approximately 4 single family lots and one remainder lot.

Approved by Council: June 21, 2004

Note: See Development Variance Permit 7903-0438-00 under Clerk's Report,
Item I.1(a).

It was	Moved by Councillor Tymoschuk Seconded by Councillor Villeneuve That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15416" pass its third reading. <u>Carried</u>
RES.R04-1838	

9. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15422"

7904-0085-00 - 659559 B.C. Ltd., Peter Macri and Francine Brisson,
c/o Chip Barrett Architect

RF (BL 12000) to CD (BL 12000) - 1630, 1640 and 1650 - 140 Street - to
permit the development of 10 senior cottage units.

Approved by Council: June 21, 2004

RES.R04-1839 It was Moved by Councillor Villeneuve
Seconded by Councillor Tymoschuk
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15422" pass its third reading.
Carried with Councillors Villeneuve and
Watts against.

RES.R04-1840 It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That the applicant work with the
neighbourhood and staff to address the issues of access and egress, and enclosed
garages.
Carried

10. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15423"
7903-0269-00 - Sharon Rosenberg, c/o Hunter Laird Engineering Ltd.
(Clarence Arychuk)

RA (BL 12000) to RH-G (BL 12000) - 2885 Semiahmoo Trail - to allow
subdivision into five single family residential lots with a provision of 15%
open space.

Approved by Council: June 21, 2004

RES.R04-1841 It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15423" pass its third reading.
Carried

FINAL ADOPTIONS

11. "Business License By-law, 1999, No. 13680, Amendment By-law, 2004,
No. 15392"

3900-20-15392/3900-20-13680 - Regulatory By-law Text Amendment

"Business License By-law, 1999, No. 13680" as amended, is further amended in
Section 2 – Interpretation by adding new definitions "Farmers Market" and "Flea
Market"; Section 48.3 "Flea Markets" is inserted; Schedule A is amended to
include new categories and fees for Farmers Market, Vendor (Flea Market) –
weekly, and Vendor (Flea Market) – yearly. These amendments will provide a
license fee for Public Markets and Flea Markets and will provide regulations for
the operation of flea markets within the City of Surrey.

Approved by Council: June 7, 2004

Corporate Report Item No. R133

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Business License By-law, 1999,
 No. 13680, Amendment By-law, 2004, No. 15392" be referred to staff.

RES.R04-1842

Carried

12. "Local Area Service [East Newton Pump Station, Gravity Main and Force Main - Project # 4700500] By-law, 2004, No. 15408"

3900-20-15408/4700-500/5250-20-47 - Council Initiative

A by-law to authorize the construction of a sanitary pump station, gravity main and force main as a local area service in East Newton – 6500 block and 72 Avenue, 15000 block and 154 Street; to establish a local service area; and to impose charges on properties within the local service area.

Approved by Council: June 21, 2004
 Corporate Report Item No. R147

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Local Area Service [East Newton
 Pump Station, Gravity Main and Force Main - Project # 4700500] By-law, 2004,
 No. 15408" be finally adopted, signed by the Mayor and Clerk, and sealed with
 the Corporate Seal.

RES.R04-1843

Carried

13. "Surrey Close and Remove the Dedication of Highway of Portions of 106A Avenue and Lane between 156 Street and 157 Street By-law, 2004, No. 15409"

3900-20-15409/7802-0211-00 - Council Initiative

A by-law to authorize the closure and removal of highway of 72.3 square metres and 236.5 square metres of 106A Avenue and 270.0 square metres of Lane between 156 Street and 157 Street. This by-law is intended to facilitate the development of a six lot residential subdivision. In accordance with the *Community Charter*, S.B.C. 2003 c.26 disposition of the road and lane will be considered by Council at a later date.

Approved by Council: June 7, 2004
 Corporate Report Item No. R126

There were no persons present to speak to the proposed By-law.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That "Surrey Close and Remove the
Dedication of Highway of Portions of 106A Avenue and Lane between 156 Street
and 157 Street By-law, 2004, No. 15409" be finally adopted, signed by the Mayor
and Clerk, and sealed with the Corporate Seal.

RES.R04-1844 Carried

14. "16130 Fraser Highway Expropriation By-law, 2004, No. 15410"

3900-20-15410/1701-308/R-01-010 - Feng

An Expropriation by-law for the purpose of acquiring lands for road purposes.

Approved by Council: April 5, 2004
Corporate Report Item No. CC008

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That "16130 Fraser Highway Expropriation
By-law, 2004, No. 15410" be finally adopted, signed by the Mayor and Clerk, and
sealed with the Corporate Seal.

RES.R04-1845 Carried

15. "Local Area Service Water Main Construction [Agricultural Lands - Project #
1203-903] By-law, 2004, No. 15415"

3900-20-15415/1203-903/5250-20-12 - Council Initiative

A by-law to authorize the construction, operation and maintenance of a water
main and related appurtenances and service connections to service parcels on
184 Street from Address 5030 to Address 5194 as a local area service; to
authorize the acquisition of all appliances, equipment, materials, real property,
easements and rights-of-way required to construct, operate and maintain the local
area service; to define the local service area; and to impose local service taxes.

Approved by Council: April 19, 2004
Corporate Report Item R088

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That "Local Area Service Water Main
Construction [Agricultural Lands - Project # 1203-903] By-law, 2004, No. 15415"
be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate
Seal.

RES.R04-1846 Carried

INTRODUCTIONS

16. "Surrey Close and Remove the Dedication of Highway of a Portion of 152 Street at 72 Avenue By-law, 2004, No. 15411"

3900-20-15411/7999-0076 - Council Initiative

A by-law to authorize the closure and removal of dedication of highway of 54.1 square metres of 152 Street at 72 Avenue. This by-law is intended to facilitate the development of a comprehensive neighbourhood commercial centre including a gas station and a 14 lot residential subdivision in the future. In accordance with the *Community Charter*, S.B.C. 2003 c.26 disposition of the road will be considered by Council at a later date.

Approved by Council: To be approved
Corporate Report Item No. R155

Note: This By-law will be in order for consideration of Three Readings, should Council approve the recommendations of Corporate Report Item No. R155.

- * At the November 3, 2003 Regular Council meeting, Council approved Corporate Report R224 to proceed with a road exchange by-law at 72 Avenue and 152 Street. As a result of the recent introduction of the *Community Charter*, the process involving the closure or exchange of road has changed. It is therefore in order that Council rescind Resolution R03-2702 approving Corporate Report No. R224 and proceed with the introduction of a Close and Remove the Dedication of Highway By-law via Corporate Report R155 of this Agenda.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Council rescind Resolution R03-2702
of the November 3, 2003 Regular Council Minutes approving Corporate Report R224.

RES.R04-1847

Carried

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Close and Remove the
Dedication of Highway of a Portion of 152 Street at 72 Avenue By-law, 2004,
No. 15411" pass its first reading.

RES.R04-1848

Carried

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

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Close and Remove the
Dedication of Highway of a Portion of 152 Street at 72 Avenue By-law, 2004,
No. 15411" pass its second reading.
RES.R04-1849 Carried

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

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Close and Remove the
Dedication of Highway of a Portion of 152 Street at 72 Avenue By-law, 2004,
No. 15411" pass its third reading.
RES.R04-1850 Carried

17. "Surrey Building By-law, 2003, No. 15244, Amendment By-law, 2004,
No. 15424"

3900-20-15424/3900-20-15244 - Regulatory By-law Text Amendment

To amend the provisions of "Surrey Building By-law, 2003, No. 15244" in
Section 23. Commencement and Transitional Provisions, sub-sections 23.1 and
23.2 by deleting the date August 3, 2004 and inserting the date of January 2,
2005. The deferment of the effective date is necessary to allow for the
completion of supporting policies and procedures for the administration of the
new Building By-law.

Approved by Council: To be approved.
Corporate Report Item No. R169

Note: This By-law will be in order for consideration of Three Readings, should
Council approve the recommendations of Corporate Report Item No.
R169.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Building By-law, 2003,
No. 15244, Amendment By-law, 2004, No. 15424" pass its first reading.
RES.R04-1851 Carried

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

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Building By-law, 2003,
 No.15244, Amendment By-law, 2004, No. 15424" pass its second reading.
 RES.R04-1852 Carried

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

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Building By-law, 2003,
 No. 15244, Amendment By-law, 2004, No. 15424" pass its third reading.
 RES.R04-1853 Carried

18. "Surrey Close and Remove the Dedication of Highway of a Portion of 131 Street at 113B Avenue By-law, 2004, No. 15432"

3900-20-15432/7803-0320-00/0910-30 - Council Initiative

A by-law to authorize the closure and removal of dedication of highway of 521 square metres of unopened 131 Street at 113B Avenue. This by-law is intended to facilitate the closure of road for consolidation with the adjacent City-owned land. In accordance with the *Community Charter*, S.B.C. 2003 c.26 disposition of the road will be considered by Council at a later date.

Approved by Council: To be approved.
 Corporate Report Item No. R156

Note: This By-law will be in order for consideration of Three Readings, should Council approve the recommendations of Corporate Report Item No. R156.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Close and Remove the
 Dedication of Highway of a Portion of 131 Street at 113B Avenue By-law, 2004,
 No. 15432" pass its first reading.
 RES.R04-1854 Carried

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

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Close and Remove the
 Dedication of Highway of a Portion of 131 Street at 113B Avenue By-law, 2004,
 No. 15432" pass its second reading.
 RES.R04-1855 Carried

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

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Close and Remove the
 Dedication of Highway of a Portion of 131 Street at 113B Avenue By-law, 2004,
 No. 15432" pass its third reading.

RES.R04-1856

Carried

I. CLERK'S REPORT

1. Formal Approval of Development Variance Permits

It is in order for Council to now pass resolutions authorizing the Mayor and Clerk to sign the following permits:

- (a) **Development Variance Permit No. 7903-0438-00**
Robin McIntosh
c/o Web Engineering Ltd.
 6343 - 190 Street

To reduce the minimum front yard setback requirement from 7.5 metres (25 ft.) to 3.5 metres (11.5 ft.) for proposed Lot 3, to permit retention of the existing dwelling, to permit subdivision into approximately 4 single family lots and one remainder lot.

Note: See By-law 15416, Item H.8.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That Development Variance Permit
 No. 7903-0438-00 be approved; that the Mayor and Clerk be authorized to sign the Development Variance 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.R04-1857

Carried

- (b) **Development Variance Permit No. 7904-0163-00**
Jonker Auto Ltd., c/o Teck Construction Ltd. (Gale Dowd)
 19515 No. 10 Highway (Langley By-pass)
 (also shown as 19505 No. 10 Highway)

To reduce the minimum east side yard setback requirement from 7.5 metres (25 ft.) to 1.9 metres (6 ft.), to permit the expansion to the east side of the existing Jonker Honda building.

No concerns had been expressed by abutting property owners prior to printing of the Agenda.

It was
Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit

No. 7904-0163-00 be approved; that the Mayor and Clerk be authorized to sign the Development Variance 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.R04-1858

Carried

- (c) **Development Variance Permit No. 7903-0461-01**
Persepolis Builders Ltd.
c/o Lubor Trubka Associates Architects (Lubor Trubka)
14836 - 33 Avenue (also shown as 3288 - 148 Street)

To reduce the minimum side yard setback requirement on a flanking street (33 Avenue) from 7.5 metres (25 ft.) to 6.8 metres (22 ft.) for Building C, and to increase the maximum canopy encroachment permitted in the setback area from 0.6 metres (2 ft.) to 2.4 metres (8 ft.), to permit the development of a retail shopping centre.

No concerns had been expressed by abutting property owners prior to printing of the Agenda.

It was
Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit

No. 7903-0461-01 be approved; that the Mayor and Clerk be authorized to sign the Development Variance 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.R04-1859

Carried

- (d) **Development Variance Permit No. 7904-0198-00**
City of Surrey, c/o Pacific Land Resource
13750 - 88 Avenue
(also shown as 13820 - 88 Avenue and 8448 King George)

To delete termination clause for the Sign Permit for an Electronic Message Board Sign, to permit an electronic message board sign at Bear Creek Park for the Surrey Arts Centre.

No concerns had been expressed by abutting property owners prior to printing of the Agenda.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit
No. 7904-0198-00 be approved; that the Mayor and Clerk be authorized to
sign the Development Variance 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.R04-1860

Carried

- (e) **Development Variance Permit No. 7904-0083-00**
Parmjit S. Kang and Rock Solid Construction Ltd.
c/o Bob Cheema
11152 and 11162 - 132 Street

To reduce the minimum front yard setback requirement from 7.5 metres
(25 ft.) to 5.7 metres (19 ft.), and to reduce the minimum rear yard setback
requirement from 7.5 metres (25 ft.) to 5.5 metres (18 ft.), to
accommodate the siting of one single family dwelling on proposed new
Lot 1.

No concerns had been expressed by abutting property owners prior to
printing of the Agenda.

It was Moved by Councillor Higginbotham
Seconded by Councillor Tymoschuk
That Development Variance Permit
No. 7904-0083-00 be approved; that the Mayor and Clerk be authorized to
sign the Development Variance 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.R04-1861

Carried with Councillor Bose against.

- (f) **Development Variance Permit No. 7904-0166-00**
Marjorie Reavie, c/o Hardip Sangha
13866 - 60 Avenue

To waive the age and architectural requirements to permit the relocation of
a single family house from 16306 - 88 Avenue to 13866 - 60 Avenue.

No concerns had been expressed by abutting property owners prior to
printing of the Agenda.

It was Moved by Councillor Higginbotham
 Seconded by Councillor Tymoschuk
 That Development Variance Permit
 No. 7904-0166-00 be approved; that the Mayor and Clerk be authorized to
 sign the Development Variance 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.R04-1862

Carried with Councillor Bose against.

2. Delegation Requests

- (a) **Karon Trenaman**
ICBC Loss Prevention - Surrey
File: 0410-20 ICBC; 0550-20-10

Requesting to appear before **Regular Council** to make a certificate
 presentation to the City of Surrey for having a 19 percent decrease in
 crashes during the Community Crash Reduction Challenge.

It was Moved by Councillor Higginbotham
 Seconded by Councillor Hunt
 That Karon Trenaman, ICBC Loss
 Prevention - Surrey be heard as a delegation at Regular Council.

RES.R04-1863

Carried

- (b) **Susan Murray, Founding Member**
Fraser Valley Heritage Tree Society
File: 0530-01; 0550-20-10

Requesting to appear before Council to present copies of her book "Our
 Sylvan Heritage, a Guide to the Magnificent Trees of the South Fraser".

It was Moved by Councillor Higginbotham
 Seconded by Councillor Watts
 That Susan Murray, Founding Member,
 Fraser Valley Heritage Tree Society be heard as a delegation at
 Council-in-Committee.

RES.R04-1864

Carried

- (c) **Gord Savard, Co-Chair**
CUPE BC
File: 2710-01; 0550-20-10

Requesting to appear before Council to make a presentation regarding the
 Canadian/Cuban "Worker to Worker" Exchange.

It was Moved by Councillor Higginbotham
 Seconded by Councillor Watts
 That Gord Savard, Co-Chair, CUPE BC be
 heard as a delegation at Council-in-Committee.
 RES.R04-1865 Carried

J. CORRESPONDENCE

INFORMATION ITEMS

1. Letter dated June 15, 2004, from **Mayor Derek R. Corrigan, City of Burnaby**, advising that on June 14, 2004, the City of Burnaby Council adopted the following recommendations with respect to the Provinces proposed changes to the Streamside Protection Regulation and its evolution into a *Riparian Area Regulation*:

- "1. THAT the proposed draft resolution contained in Section 3.0 of the report be forwarded to the UBCM for consideration during the 2004 UBCM convention; and
2. THAT this report be forwarded to the UBCM, UBCM members, the Provincial Minister of Water, Land and Air Protection (MSLAP) and Federal Minister of the Department of Fisheries and Oceans (DFO), Burnaby's MLAs and MPs, and to the City's Environment Committee."

File: 0250-07 UBCM (RES)

It was Moved by Councillor Hunt
 Seconded by Councillor Watts
 That correspondence from **Mayor Derek R. Corrigan, City of Burnaby**, dated June 14, 2004 be received, and the appropriate person or agency be informed.
 RES.R04-1866 Carried

2. Letter dated June 18, 2004, from **Lauren Hewson, Committee Clerk, City of Coquitlam**, advising that on June 7, 2004, the City of Coquitlam Council adopted the following resolution with respect to Streamside Protection and Stream Riparian Areas:

"WHEREAS streams and their riparian areas benefit the City of Coquitlam environmentally, socially and economically and are essential components to a complete community; and

WHEREAS the City of Coquitlam's City-wide Official Community Plan recognizes the importance of protecting natural areas and maintaining the

integrity of fish and wildlife habitat, but leaves the level of stream and riparian area protection uncertain; and

WHEREAS the Stream Protection Regulations of the Fish Protection Act which was based on sound science and received unanimous approval by the UBCM after years of extensive consultation to a broad spectrum of interests;

THEREFORE BE IT RESOLVED the City of Coquitlam adopt, as a minimum, the Stream Protection Regulation as outlined in the schedule; and

BE IT FURTHER RESOLVED that copies of this motion be sent to all municipalities affected by the Stream Protection Regulations, as well as the UBCM, our MLAs and the Provincial Government."

File: 0250-07 UBCM (RES)

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That correspondence from the **City of Coquitlam**, dated June 7, 2004, be received, and the appropriate person or agency be informed.

RES.R04-1867

Carried

ACTION ITEMS

- 3. Letter dated June 18, 2004, from **Mayor Steve Thorlakson, City of Fort St. John**, advising that on June 14, 2004, the City of Fort St. John Council passed the following resolution with respect to proposed liquor tax, and seeking Council's support of this resolution at the UBCM Convention in September:

"THAT City Council forward the below listed resolution for consideration by the UBCM:

WHEREAS the abuse of alcohol places a burden on society and the abuse of alcohol is a contributing factor to homelessness, and dealing with the effects of alcohol abuse would place an undue strain on a municipal tax base.

THEREFORE BE IT RESOLVED that the Provincial Government be requested to allocate 5% of the existing revenue received from the sale of liquor sold through rural agency stores, licensed retail stores and government liquor stores be directed to the municipality in which the outlet is located with the funds to be utilized to fund homeless and homeless at risk shelters and detox facilities."

File: 0250-07 UBCM (RES)

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That the letter dated June 18, 2004, from
Mayor Steve Thorlakson, City of Fort St. John be received.
RES.R04-1868 Carried

K. NOTICE OF MOTION

1. Morgan Creek and Rosemary Heights Select Committee

At the Monday, April 5, 2004 Regular Council - Public Hearing, Councillor Bose submitted the following Notice of Motion:

"THAT a Select Committee consisting of three members of Council and two citizens be appointed to consider transportation issues under review in the areas of Morgan Creek and Rosemary Heights for the purpose of recommending to Council measures to mitigate against existing and emerging transportation neighbourhood conflict."

File: 8630-01 (Transportation Planning-General)

Note: At the Monday, April 19, 2004 Regular Council - Public Hearing, Councillor Bose requested that the above Notice of Motion be deferred until after the May 12, 2004 Public Information meeting.

Note: At the May 17, 2004 Regular Council - Public Hearing, Council deferred this Notice of Motion to the June 7, 2004 Council meeting.

Note: At the June 7, 2004 Regular Council - Public Hearing, Councillor Bose requested that this item be deferred.

Councillor Bose withdrew the Notice of Motion with a view to reintroducing it when staff have completed the necessary work.

2. Development Variance Permit No. 7903-0323-00 Crichton Holdings Ltd. c/o Gerrard Thomas (Bell Mobility) 14620 - 64 Avenue (also shown as 14640, 14664 - 64 Avenue)

At the June 21, 2004 Regular Council - Public Hearing, Councillor Hunt submitted the following Notice of Motion:

"THAT Resolution R04-1519 of the June 7, 2004 Regular Council - Public Hearing minutes, which defeated the motion to approve Development Variance Permit No. 7903-0323-00, be rescinded."

AND THAT if Council rescinds Resolution R04-1519 of the June 7, 2004 Regular Council - Public Hearing minutes, the following motion would be brought forward:

"THAT Development Variance Permit No. 7903-0323-00 be approved, and the Mayor and Clerk be authorized to sign the Development Variance 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."

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Resolution R04-1519 of the
June 7, 2004 Regular Council - Public Hearing minutes, which defeated the
motion to approve Development Variance Permit No. 7903-0323-00, be
rescinded.

RES.R04-1869 Carried with Mayor McCallum, Councillors
Villeneuve, Priddy and Watts against.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit
No. 7903-0323-00 be approved; that the Mayor and Clerk be authorized to sign
the Development Variance 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.R04-1870 Carried with Mayor McCallum, Councillors
Villeneuve, Priddy and Watts against.

**3. Application No. 7903-0116-00
Ekam Development Ltd., c/o CitiWest Consulting Ltd.
(Roger Jawanda) and c/o Ekam Development Ltd.
(Jagdeep Sivia and Mike Weir) - 7779 - 148 Street**

At the June 21, 2004 Regular Council - Public Hearing, Councillor Hunt submitted the following Notice of Motion:

"THAT Resolution No. R04-1478 of the June 7, 2004 Regular Council - Public Hearing minutes, defeating third reading of By-law No. 15375, be rescinded.

AND THAT if Council rescinds Resolution No. R04-1478 of the June 7, 2004 Regular Council - Public Hearing minutes, the following motion would be brought forward:

"THAT 'Surrey Official Community Plan By-law, 1996, No. 12900, No. 98 Amendment By-law, 2004, No. 15375' pass its third reading."

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Resolution No. R04-1478 of the
June 7, 2004 Regular Council - Public Hearing minutes, defeating third reading of
By-law No. 15375, be rescinded.
RES.R04-1871 Carried with Councillor Villeneuve against.

It was Moved by Councillor Hunt
Seconded by Councillor Higginbotham
That "Surrey Official Community Plan
By-law, 1996, No. 12900, No. 98 Amendment By-law, 2004, No. 15375" pass its
third reading.
RES.R04-1872 Carried with Councillor Villeneuve against.

**4. Application No. 7903-0116-00
Ekam Development Ltd., c/o CitiWest Consulting Ltd.
(Roger Jawanda) and c/o Ekam Development Ltd.
(Jagdip Sivia and Mike Weir) - 7779 - 148 Street**

At the June 21, 2004 Regular Council - Public Hearing, Councillor Hunt submitted the following Notice of Motion:

"THAT Resolution No. R04-1479 of the June 7, 2004 Regular Council - Public Hearing minutes, defeating third reading of By-law No. 15376, be rescinded.

AND THAT if Council rescinds Resolution No. R04-1479 of the June 7, 2004 Regular Council - Public Hearing minutes, the following motion would be brought forward:

"THAT 'Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15376' pass its third reading."

It was Moved by Councillor Hunt
Seconded by Councillor Higginbotham
That Resolution No. R04-1479 of the
June 7, 2004 Regular Council - Public Hearing minutes, defeating third reading of
By-law No. 15376, be rescinded.
RES.R04-1873 Carried with Councillor Villeneuve against.

It was Moved by Councillor Hunt
 Seconded by Councillor Higginbotham
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2004, No. 15376" pass its third reading.
 RES.R04-1874 Carried with Councillor Villeneuve against.

**5. Application No. 7903-0038-00
 15903/15913/15929 Fraser Highway**

At the June 21, 2004 Regular Council - Public Hearing, Councillor Tymoschuk submitted the following Notice of Motion:

"THAT Council rescind Resolution No. R04-645 of the March 22, 2004 Regular Council - Land Use meeting, which defeated, the motion to approve Rezoning/Development Variance Permit/Development Permit application 7903-0038-00.

AND THAT if Council rescinds Resolution R04-645 of the March 22, 2004 Regular Council - Land Use meeting, that the Planning recommendation be approved:

It was Moved by Councillor Tymoschuk
 Seconded by Councillor Steele
 That Council rescind Resolution
 No. R04-645 of the March 22, 2004 Regular Council - Land Use meeting, which defeated, the motion to approve Rezoning/Development Variance Permit/Development Permit application 7903-0038-00.
 RES.R04-1875 Carried with Mayor McCallum and Councillor Villeneuve against.

It was Moved by Councillor Tymoschuk
 Seconded by Councillor Watts
 That

1. a By-law be introduced to rezone the property from "Community Commercial Zone (C-8)" (By-law No. 12000) and "Single Family Residential Zone (RF)" (By-law No. 12000) to "Highway Commercial Industrial Zone (CHI)" (By-law No. 12000) and a date be set for Public Hearing.
2. Council authorize staff to draft Development Permit No. 7903-0038-00 in accordance with the attached drawings (Appendix III).
3. Council approve Development Variance Permit No. 7903-0038-00 (Appendix V) varying the following to proceed to Public Notification:
 - (a) to vary Section 27(2)(a) of Surrey Sign By-law No. 13656 by increasing the number of fascia signs from two to four;

- (b) to vary the minimum front yard setback of the CHI Zone from 7.5 metres (25 ft.) to 4.5 metres (15 ft.); and
 - (c) to vary the minimum side yard setback along a flanking street of the CHI Zone from 7.5 metres (25 ft.) to 2.9 metres (9.5 ft.).
4. 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 an acceptable tree survey and a statement regarding tree preservation;
 - (d) submission of a landscaping cost estimate to the specifications and satisfaction of the City Landscape Architect;
 - (e) registration of a reciprocal access agreement and Restrictive Covenant for a shared access on Fraser Highway with the future development site immediately to the east;
 - (f) approval of Development Variance Permit No. 7903-0038-00; and
 - (g) removal of all residential dwellings and outbuildings."

RES.R04-1876

Carried with Mayor McCallum and Councillor Villeneuve against.

It was

Moved by Councillor Tymoschuk
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15327" pass its first reading.

RES.R04-1877

Carried

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

RES.R04-1878 It was Moved by Councillor Tymoschuk
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2004, No. 15327" pass its second reading.
Carried with Mayor McCallum and
Councillor Villeneuve against.

RES.R04-1879 It was then Moved by Councillor Tymoschuk
Seconded by Councillor Steele
That the Public Hearing on "Surrey Zoning
By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15327" be held at the
City Hall on July 19, 2004, at 7:00 p.m.
Carried with Mayor McCallum and
Councillor Villeneuve against.

L. ANY OTHER BUSINESS

1. Signage Along Arterial Roads

Councillor Hunt requested an update from staff regarding the posting of street signage on streetlights along arterial roads.

2. 188 Street and Fraser Highway - Paving

Councillor Watts requested a timeline as to when the works would be completed along 188 Street and Fraser Highway.

3. Buffer Areas along Freeways

Councillor Higginbotham requested staff provide an update on the matter of buffer areas along freeways.

4. NCP Maps

Councillor Bose requested that NCP maps be provided in colour for ease of reading and understanding.

M. ADJOURNMENT

It was

Moved by Councillor Hunt
Seconded by Councillor Watts
That the Regular Council - Public Hearing

meeting do now adjourn.

RES.R04-1880

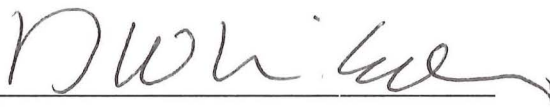
Carried

The Regular Council- Public Hearing adjourned at 9:49 p.m.

Certified correct:



City Clerk



Mayor