



City of Surrey

Regular Council - Public Hearing

Minutes

Multi-Purpose Rooms 1 & 2
Surrey Sport & Leisure Complex
16555 Fraser Highway
Surrey, B.C.
MONDAY, JULY 25, 2005
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
General Manager, Parks, Recreation
& Culture
General Manager, Finance,
Technology & HR
Manager, Area Planning &
Development, North Division
Manager, Land Development,
Engineering
Manager, Area Planning &
Development, South Division
City Solicitor

A. ADOPTION OF MINUTES

1. Council-in-Committee - July 18, 2005

It was Moved by Councillor Higginbotham
Seconded by Councillor Watts
That the minutes of the
Council-in-Committee meeting held on July 18, 2005, be received.

RES.R05-1957

Carried

2. Regular Council - July 18, 2005

It was Moved by Councillor Higginbotham
Seconded by Councillor Watts
That the minutes of the Regular Council
meeting held on July 18, 2005, be adopted.

RES.R05-1958

Carried

B. DELEGATIONS - PUBLIC HEARING

1. Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15792

Rezoning No. 7905-0033-00

CIVIC ADDRESS: 13295 - 108 Avenue (also shown as 13291 - 108 Avenue)

APPLICANT: Tri-Pacific Investment Group Ltd.
c/o Carson Noftle
#109 - 1528 McCallum Road
Abbotsford, B.C. V2S 8A3

PROPOSAL: To rezone the property from "Single Family Residential Zone (RF)" and "Highway Commercial Industrial Zone (CHI)" to "Multiple Residential 70 Zone (RM-70)".

DEVELOPMENT VARIANCE PERMIT:

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 22, Section F, and J.3, as follows:

- (a) To reduce the front yard setback from 7.5 metres (25 ft.) to 3.4 metres (11 ft.);
- (b) To reduce the eastern side yard setback from 7.5 metres (25 ft.) to 2.9 metres (9.5 ft.);
- (c) To waive the requirement to provide balconies for 12 bachelor units.

The purpose of the rezoning and development variance permit is to permit the development of a four-storey, 112-unit apartment building in Surrey City Centre.

Note: See Development Variance Permit 7905-0033-00 under Clerk's Report, Item I.1(a)

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 B. Pick, M. Price, K. Smith and M. Foster expressing concerns regarding proximity to Bolivar Creek, construction noise, property devaluation, construction access, parking, and privacy; and from J. and H. More, H. and H. Hiltz expressing opposition to the proposed rezoning application.

The Mayor noted H. and N. Mohammed, R. Vikas Kapoor, and A. Nair had expressed support for the proposed rezoning application, and C. Dacchus had expressed opposition, and not wishing to speak.

Kathleen Smith, 10866 – 132A Street, was in attendance and commented that should the proposal proceed, there would be an increase in vandalism, break and enters, trespassing, noise, dust, and dirt. She continued that she had concerns regarding emergency vehicle access, loss of privacy, devaluation of property value, and the preservation of the riparian setback to Bolivar Creek.

Apolonia Van Kessel-Winkel, 10876 – 132A Street, was in attendance and commented that she had concerns regarding emergency vehicle access, fire risk associated with the ravine, property setbacks, creek bed setbacks, ground pollutants, soil removal, dumping, no basements, and devaluation of property values.

Milton Price, 10856 – 132A Street, was in attendance and commented that restricting his property to a 900 square foot home with no basement would restrict his property value. He advised he tried to contact the Department of Fish and Oceans to discuss the riparian setback to the creek. He expressed concerns relative to emergency vehicle access off of 108 Avenue and development.

Murray Foster, 10866 – 132A Street, was in attendance and commented that he had concerns regarding construction noise, development, light pollution, noise, loss of privacy, lack of back alley access, fencing, preservation of larger trees, contaminated soil, increased crime, traffic and parking issues.

E.L. Ted McKenzie, 10843 – 132A Street, was in attendance and commented that he likes the development in the Surrey City Centre. He continued that he had concerns relative to emergency vehicle access, noise, and crime.

Nasmeen Mohammed, 13295 – 108 Avenue, was in attendance and commented that she had attended a public information meeting and provided form letters.

It was

Moved by Councillor Watts
Seconded by Councillor Higginbotham
That the information as submitted by

Nasmeen Mohammed be received.

RES.R05-1959

Carried

Carson Nofle, Focus Architecture, was in attendance and commented that the proposed access to the property meets all the designs for emergency vehicle access. He continued that he recognized there may be some loss of privacy, as any type of development that comes into a neighbourhood causes lack of privacy. He advised that one building was moved from the property line in excess of the current requirements of between 30 feet and 35 feet from that property line. He continued that he had met with the Department of Fisheries and Ocean and noted that the proposal would not be 15 feet from the creek, but a minimum of 15 metres from the top of the bank, providing additional riparian areas to the creek area, well in excess of what was negotiated. He added that with respect to environmental issues on the site, an appropriate site profile had been provided to the City and to the Ministry of Water, Land and Air Protection for review.

2. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15799**

Rezoning Application: 7904-0248-00

CIVIC ADDRESS: 6616 - 194 Street

APPLICANT: Lakewood Blue Developments Ltd.
c/o Mr. Harald Trepke
Unit 201 - 7795 - 128 Street
Surrey, B.C. V3W 4E6

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)".

DEVELOPMENT VARIANCE PERMIT:

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 22, Section F, as follows:

- (a) To reduce along the west front yard setback from 7.5 metres (25 ft.) to 4.9 metres (16 ft.) to the building face; to 3.0 metres (10 ft.) to the porch; and to 1.5 metres (5 ft.) to the first stair riser;
- (b) To reduce along the east rear yard setback from 7.5 metres (25 ft.) to 4.6 metres (15 ft.) to the building face; to 2.7 metres (9 ft.) to the porch; and to 1.5 metres (5.0 ft.) to the first stair riser; and
- (c) To reduce the north side yard from 7.5 metres (25 ft.) to 3.0 metres (10 ft.) to the building face; to 2.1 metres, (7 ft.) to the porch, and to 1.4 metres (4.5 ft.) to the first stair riser.

The purpose of the rezoning and development variance permit is to allow construction of approximately 69 townhouse units in East Clayton.

Note: See Development Variance Permit No. 7904-0248-00 under Clerk's Report, Item I.1(b).

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 H. Sandhu expressing support for and concerns regarding street lighting for the proposed rezoning application.

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

3. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15802**

Rezoning Application: 7904-0269-00

CIVIC ADDRESS: 12193 - 96 Avenue
APPLICANT: Pritpal Sandhu
c/o CitiWest Consulting Ltd. (Roger Jawanda)
101 - 9030 King George Highway
Surrey, B.C. V3V 7Y3

PROPOSAL: BLOCK A
To rezone the northern portion of 12193 - 96 Avenue from "Single Family Residential Zone (RF)" to "Single Family Residential (9) Zone (RF-9)".

DEVELOPMENT VARIANCE PERMIT:

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 16, Section F, as follows:

- (a) To reduce the rear yard setback from 7.5 metres (25 ft.) to 5.82 metres (19 ft.) for the southern portion of Lot 1.

The purpose of the rezoning and development variance permit is to allow subdivision into two (2) small single-family lots and one (1) standard single-family lot to retain the existing house on Lot 1.

Note: See Development Variance Permit No. 7904-0269-00 under Clerk's Report, Item I.1(c)

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.

The Mayor noted that A. Birk and I. Birk had expressed support and D Singh and S. Basra had expressed opposition to the proposed rezoning application, and not wishing to speak.

Atmajit Aujla, 12178 – 97 Avenue, was in attendance and commented that he is not against the development, but would like to see the whole area developed better. He also pointed out that 96A Avenue is a half road.

Gurmej Clare, 12162 – 97 Avenue, was in attendance and commented that he was opposed to the proposal, noting the location of fourplexes on the north and south sides of property. He pointed out that 96A Avenue is a half road at 121 Street, and provides difficulties for emergency vehicle access.

**4. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15800**

Rezoning Application: 7905-0039-00

CIVIC ADDRESS: 8935 and 8945 - 162 Street

APPLICANT: Beverly Sookochoff and Karen Pedersen
c/o John Sookochoff
8945 - 162 Street
Surrey, B.C. V4N 3E9

PROPOSAL: To rezone the property at 8945 - 162 Street from "One-Acre Residential Zone (RA)" to "Single Family Residential Zone (RF)" and the property at 8935 - 162 Street from "One-Acre Residential Zone (RA)" and "Single Family Residential Zone (RF)" to "Single Family Residential Zone (RF)".

The purpose of the rezoning is to allow 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.

The Mayor noted that S. and B. Marques had expressed support and not wishing to speak.

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

**5. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15801**

Rezoning Application: 7904-0133-00

CIVIC ADDRESS: 15177 - 76 Avenue and a Portion of 7651 - 152 Street

APPLICANT: Sukhchain & Parmjit Punia, Kulwant Grewal and Harjit Singh and Guildford Golf & Country Ltd.
c/o Aplin & Martin Consultants Ltd. (Eric Aderneck)
201 - 12448 - 82 Avenue
Surrey, B.C. V3W 3E9

PROPOSAL: To rezone the property at 15177 - 76 Avenue from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" and a portion of 7651 - 152 Street from "Single

Family Residential Zone (RF)" to "Comprehensive Development Zone (CD)".

The purpose of the rezoning is to allow subdivision into 6 new single -family residential lots, along with the existing RF zoned lot.

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 R. and M. Burnes expressing opposition to the proposed rezoning application.

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

**6. Surrey Official Community Plan By-law, 1996, No. 12900,
No. 121 Amendment By-law, 2005, No. 15793**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15794**

Rezoning Application: 7905-0094-00

CIVIC ADDRESS: 18869, 18891, 18931 & 18997 - 54 Avenue and
5550 - 188 Street

APPLICANT: North Central Management Corporation, Brent Robarts,
431338 B.C. Ltd., Sukhjinderjit Bath, Mohan Bachra,
Eileen Storzuk, Frey Home and Gerald &
Heather Hutchinson
c/o New East Consulting Services Ltd. (Igor Zahynacz)
203 - 12877 - 76 Avenue
Surrey, B.C. V3W 1E6

PROPOSAL: **BY-LAW 15793**
To authorize the redesignation of the properties from
Suburban (SUB) to Urban (URB).

BY-LAW 15794
To rezone the properties from "One-Acre Residential Zone
(RA)" to "Single Family Residential Zone (RF)".

The purpose of the redesignation and rezoning is to allow
subdivision into approximately 106 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 R. and C. McQueen expressing support for the proposed rezoning application.

The Mayor noted that that the following persons had expressed support for the proposed rezoning application, and not wishing to speak: J. Kivilahti, R. Weik, G. Singh, H. Middar, J. Bhandal, S. Bhandal, K. Momi, G. Johal, L. Nielsen, B. Bal, and H. Bal.

Helen Gillam, 5482 – 188 Street, was in attendance and commented they have a large property and are looking forward to having the area cleaned up. Ms. Gillam went on to express concern that 54 Avenue would be cut off at the industrial area.

Heather Hutchinson, 18997 – 54 Avenue, was in attendance and commented that she had concerns regarding grow operations, crime, and squatters in the area. Ms. Hutchinson supported the application, commenting that she felt it would help address those problems.

Mandeep Bhangu, 18711 – 54 Avenue was in attendance and commented that he supported the proposed rezoning application and increased services.

Gerry Hutchinson, 18997 – 54 Avenue, was in attendance and commented that he had concerns regarding large single family lots, increased crime, and that he supported the proposed rezoning application.

R. Kooner, 12491 – 90A Avenue, was in attendance and advised he is the agent for the project. He commented that 71% of area residents canvassed had indicated support for the project.

Jetindar Sidhu, 18745 – 60 Avenue, was in attendance and commented that he supported the proposal.

Jas Dhaliwal, 19041 – 54 Avenue, was in attendance and commented on problems in the area, including crime and drug operations. He spoke in support of the proposed rezoning application.

**7. Surrey Official Community Plan By-law, 1996, No. 12900,
No. 122 Amendment By-law, 2005, No. 15797**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15798A**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15798B**

Rezoning Application: 7905-0003-00

- CIVIC ADDRESS: Portion of 19311 - 72 Avenue (also shown as 19315 - 72 Avenue)
- APPLICANT: Bill's Landscaping Ltd.
c/o McElhanney Consulting Services Ltd. (James Pernu)
13160 - 88 Avenue
Surrey, B.C. V3W 3K3
- PROPOSAL: BY-LAW 15797
To authorize the redesignation of a portion of the property from Suburban (SUB) to Urban (URB).

BY-LAW 15798A

To rezone a portion of the property from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" (shown as Block A)

BY-LAW 15798B

To rezone portions of the property from "One-Acre Residential Zone (RA)" to "Single Family Residential (9) Coach House Zone (RF-9C)" (shown as Block B) and to rezone a portion of the property from "One-Acre Residential Zone (RA)" to "Single Family Residential Coach House Zone (RF-12C)" (shown as Block C).

DEVELOPMENT VARIANCE PERMIT:

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 17Ai and Part 17D, Section K, as follows:

- (a) To reclassify Lot 17 as Type I interior lot; and
- (b) To reclassify Lot 16 as Type I interior lot.

The purpose of the redesignation, rezoning and development variance permit is to allow subdivision into approximately 115 small single-family lots (24 RF-9C lots and 91 RF-12C lots) and 4 CD lots to permit construction of 4 manor houses on 4 separate lots.

Note: See Development Variance Permit 7905-0003-00 under Clerk's Report, Item I.1(d).

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 D. Paterson, Clayton Property Owners Association, expressing concerns regarding northern boundary of East Clayton addition.

The Mayor noted that the following persons had expressed an opinion with respect to the proposed rezoning application, and not wishing to speak:

NAME	SUPPORT	AGAINST	UNDECIDED
E. Lund		X	
A. Williams		X	
R. Galloway		X	
T. Williams		X	
V. Halpenny		X	
J. Mele	X		
P. Dorscie		X	
T. Milne		X	
R. Milne		X	
T. Kramer		X	
C. Tsoi-A-Sue		X	
G. Kramer		X	
D. Pollon		X	
J. Turtle		X	
K. Cook		X	
R. Turtle		X	
G. Scott			X
S. Gill			X
G. Gill			X

Cynthia Bernardin, 7436 – 194 Street, was in attendance and commented that she is opposed to the proposed project, and noted that half of the street would be developed. She continued that 194 Street is rural in nature, from 72 Avenue to 76 Avenue and a narrow street. She advised that her husband went to city hall and asked to see a community plan, and he noted that their street was not included in the proposed community plan. She stated that she had concerns regarding a lack of sewer service, street lighting, sidewalks, and that her lifestyle would be negatively affected.

Delney Patterson, 7473 – 194 Street, was in attendance and commented that the developer had not held a community meeting and they had not seen any plans. She continued that this property was previously owned by another developer, and at that time, the plan as submitted to the community was rejected. She added that that plan had been rejected on the basis of inadequate sewer and infrastructure, as well as other issues. She questioned the proposal for four manor houses and presumed they would be rental accommodation, noting that two rental properties in their area house grow operations. She continued that the Clayton Hills Community Association had submitted information noting that sewer plans are inadequate as they are not long enough and there would not be sufficient water velocity to clear the proposed amount of raw sewage. She added that the sewer line should go another 800 metres down the road. She expressed concerns regarding traffic, grow operations, lack of facilities for youth in the area, community cohesiveness.

Cameron Tsoi-A-Sue, 7473 - 194 Street, was in attendance and commented that his parents had invested in the area to help their children. He expressed concerns regarding developers making a profit at the expense of future generations.

Mike Moisey, 19372 - 72 Avenue, was in attendance and commented that he did not support the proposed rezoning application. He expressed concerns relative to high density, lack of sewer and water supply, lack of on site parking, driveways for garages too short, no on site stay-at-home play areas for children, fire hazards, zero lot lines, emergency vehicle access, disrepair of 72 Avenue at Clayton Village development, lack of street cleaning equipment, dust, and density.

**8. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15795**

Rezoning Application: 7903-0222-00

CIVIC ADDRESS: 14215 & 14241 Crescent Road and 3651 Elgin Road

APPLICANT: Park Lane Ventures (Elgin) Ltd.
c/o Ankenman Associates Architects Inc.
(Mark Ankenman)
Suite 200, 12321 Beecher Street
Surrey, B.C. V4A 3A7

PROPOSAL: To rezone the properties from "General Agriculture Zone (A-1)" and "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)".

The purpose of the rezoning is to allow subdivision into 72 single detached residential bare land strata 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 D. Weins and M. Dix-Cooper expressing support; from D. Woods, B. Paton, W.F. Worsley, J. Watt, S. Jenkins, S. Paradis, S. McFarling, J. Ashenurst, C. Fairbairn, and R.C. Weldon expressing concerns regarding tree removal, proximity to Semiahmoo Trail, greenspace, density drainage, parks, walkways, streetscape, parking, and affordability. There was also correspondence on table from T., K., M. and M. Brunner, L. Fierling, K. Ross, D. Rhys, S. Reed, R. and S. Scott, R. and S. Douglas, V. Chaykowski, L. Heinzlmeir, V. and P. Schaefer, D. and D. Bagan, T. Edgar, J. Reader, M. and D. Parsons, A. Davies, E. Zitka, L. Ruiz expressing opposition to the proposed project. Parklane Ventures submitted a copy of the design guidelines for the project

The Mayor noted that the following persons had expressed an opinion in writing with respect to the proposed rezoning application and not wishing to speak:

NAME	SUPPORT	AGAINST	UNDECIDED
Y. Kasahara	X		
T. Dawson	X		
R. Watt		X	
N. Boswell		X	
D. McKilligan		X	
J. Watt		X	
S. Wickson		X	
J. Hoare		X	
T.W. Piche		X	
S. Bosem-Piche		X	
J. Stewart		X	
H. Ardagh		X	
J. Weins	X		
B. Korchinski		X	
J. Weins	X		
R. Langfield	X		
J. Hudson	X		
D. Dawson	X		
S. Dawson	X		
K. Dawson	X		
H. O'Neill	X		
R. Haertl	X		
A. Haertl	X		
B. Buckborough	X		
L. Buckborough	X		
D. Cranston	X		
A. Cranston	X		
M. Patterson		X	
S. Braun	X		
D. Seuler	X		
S. Luking	X		
K. Nicholson		X	
J. Braun	X		
P. Spelliscy		X	
K. Weins	X		
M. Weins	X		
S. Douglas		X	
R. Douglas		X	
R. Memann		X	
L. Canil		X	
J. Van Grel	X		
J. Reader		X	
M. Sourisseau		X	
R. Baker		X	
F. Canil		X	
E. Darby		X	

Rosemary Zelinka, 12 – 14065 Nico Wynd Place, was in attendance and commented that she is a member of the Strata Council of Nico Wynd Place and has been authorized to speak before Council and make presentations. She continued that the Strata Council does not wish to take a position either for or against the proposed development and wishes to point out that Nico Wynd is a unique development featuring a combination of townhouses and low rise apartment buildings clustered to maximize open space. She added that the residents value its ambience and high quality of building and landscaping design. She stated that she trusted Council would ensure an equally nice and environmentally friendly development on the adjoining property.

A copy of Rosemary Zelinka’s submission has been attached as Appendix A to these minutes.

It was Moved by Councillor Watts
Seconded by Councillor Villeneuve
That the information as submitted by

R. Zelinka be received.

RES.R05-1960

Carried

It was Moved by Councillor Villeneuve
Seconded by Councillor Watts
That the information from R.J. Baker as
submitted by R. Zelinka be received.

RES.R05-1961

Carried

Eva Zitka, 3669 Nico Wynd Drive, was in attendance and commented that she opposed the proposed rezoning application on the basis of the historical story of Surrey. She mentioned she was from Prague where history is valued. She continued that the area is a beautiful corner of Surrey connected with the Stewart Farmhouse and should be balanced with development that is more sensitive to a place like Elgin Corners. She had been advised that the area was once an historical trading place with American and native people. She expressed concern regarding preservation of red cedar trees.

Jack Monk, 9 – 2168 – 150A Street, was in attendance and commented that he is a member of the Friends of the Semiahmoo Heritage Trail. He requested assurance that the proposed development would not cause harm to the Trail directly or indirectly. He noted that the Friends of the Semiahmoo Heritage Trail have worked to protect and enhance the Trail setbacks, encourage retention of substantial trees and foliage, and reducing the impact on the Trail by development. He continued that the Friends of the Semiahmoo Trail met with the developer and worked out a satisfactory compromise, and agreed to the continuation of the Trail to the Nicomekl River regardless of what direction the development takes, and requested Restrictive Covenants and/or agreement on the following:

- all retained and moved native replacement trees within the development, including common land and Trail setbacks.
- retain additional trees beyond those outlined in the Tree Plan which has resulted in the number of units being reduced from 72 to 71.
- additional substantial trees to be moved to a more suitable location.
- assure that the Trail setback will be at least 10 metres as per the Semiahmoo Trail guidelines.
- the Friends of Semiahmoo Trail to be provided with drawings detailing the property interface at the road.
- no massing of houses along the Trail along Elgin Road
- placement of infrastructure not cause damage to retained trees.

He advised that Friends of the Semiahmoo Trail would be meeting with staff prior to approval and that full compliance with the tree protection by-law is expected, as is protective fencing for trees. He concluded that the development, if proceeded in the way described, would not endanger the Trail.

Tim Edgar, 3731 Nico Wynd Drive, was in attendance and commented that she was not against the proposal, but rather the style and density. She noted she lived in a heritage area and that this proposal is not in keeping with the general concept of this heritage area. She added it would be a step in the wrong direction if Council approved the proposal noting that parkland can be redeveloped in keeping with the Nico Wynd project and be stepped back from the river. She continued that the Mud Bay and Nicomekl Rivers are in trouble from a pollution point of view.

Councillor Tymoschuk left the meeting at 8:26 p.m.

Bernie Baumgantel, 3652 Elgin Road, was in attendance and commented that he agreed with the previous speaker's comments. He continued that he had walked the area of the proposed project and noted information provided was inaccurate. He expressed concern regarding a proposed bicycle lane, buffer area between the asphalt road and trail, and tree preservation.

Frank Canil, 3460 – 141 Street, was in attendance and commented that he is opposed to the project citing concerns relative to density, traffic, and lack of recreation in the area.

Councillor Tymoschuk returned to the meeting at 8:28 p.m.

Myles Parsons, 3767 Nico Wynd Drive, was in attendance and commented that he opposed the proposed rezoning application as construction on the floodplain of the Nicomekl River should not be allowed. He continued that open greenspace and riparian reaches of the river should be preserved in such locations, consistent with the City's corporate report providing information on the updating of infrastructure dated July 19, 2005.

He voiced concerns relative to infilling and construction of dykes, protection of eagles, disposal of nesting materials valuable for wildlife purposes, and mitigation plan with respect to the eagle habitat.

Councillor Watts left the meeting at 8:30 p.m. and returned at 8:33 p.m.

It was	Moved by Councillor Villeneuve
	Seconded by Councillor Watts
	That correspondence from residents of Nico
Wynd development as submitted by	Myles Parsons be received.
RES.R05-1962	<u>Carried</u>

Murray Weisenberger, 12785 Crescent Road, was in attendance and noted he had signed up for the wrong application and wished the record to be changed. He advised he did not support development on a floodplain and noted there is no shortage of developable property at higher elevations. He added that he had concerns of limited access to water and parkland, lack of commercial use and public greenspace.

The General Manager, Park Lane Ventures (Elgin) Ltd., was in attendance and commented that is the Senior Development Manager for the project. He noted that several consultants were also in attendance to answer any questions.

Barb Paton, 3417 –184 Street, was in attendance and commented on the inappropriate use of the property, density, lack of open space to the river, and filling of an environmentally sensitive site. She stated that she knew trees would have to be moved and questioned why filling was approved as the site is located within the floodplain. She continued that the developer had held public information meetings, but support was not gained from the public even after the density had been reduced. She asked whether Council read the comments submitted by the public at the information meetings and advised that she believed that the residents in the areas would support development, but not in the form as proposed. She stated if the developer does not wish to proceed with this type of development, Surrey should purchase the site, take what is required for a pathway along the river, Crescent Road and Semiahmoo Trail setbacks, and sell the remainder for development.

She further suggested that the existing one-way bridge be closed and access be given to this development only for use as a foot bridge. She then discussed the proposed canoe/kayak launch and noted it would be dangerous to portage a boat across the road. She suggested a pedestrian controlled traffic light be installed to stop traffic and stated she was encouraged by the developer's willingness to relocate some healthy trees. She then questioned whether a proposed amendment to the Tree By-law would be applied to this development and then requested Council refer the application back to staff as the form and character needs to be reconsidered.

Dennis Woods, 14342 Greencrest Drive, was in attendance and commented that the proposed project is a nice looking development but that he had concerns on the proposed location. He expressed concerns relative to floodplain, area heritage, lack of public open space, traffic, and adherence to the King George Highway Corridor Plan. He added that the proposal should revert back to suburban rather than urban zoning and the OCP should be revised as submitted in 2004. He noted that the Nicomekl Golf Course should be included and that the project should featured clustered housing with 6 unit per acre over a 5 acre area.

It was

Moved by Councillor Watts
Seconded by Councillor Villeneuve
That the 207-signature petition as submitted

by D. Woods be received.

RES.R05-1963

Carried

He voiced concerns over development too close to the Nicomekl River and expressed support for a clustered form of housing away from the floodplain.

Councillor Hunt left the meeting at 9:10 p.m. and returned to the meeting at 9:15 p.m.

He discussed concerns over a marketing study by Hudema Consulting.

Councillor Steele left the meeting at 9:16 p.m. and returned to the meeting at 9:18 p.m.

He noted that he found the marketing study to be inadequate and that the consulting firm had given the wrong terms of reference. He continued that commercial use would be viable in this area and presented photos indicating a heritage style shopping centre. He then discussed heritage in the area and noted that the Elgin area has a longer history than other parts of Surrey.

He concluded that the King George Highway Corridor Study not have been abandoned, and if the developer is not going to produce a heritage village, then the process should be redone. He voiced concerns relative to development on a floodplain, environmental issues, lack of commercial development, and report of an aboriginal artefact found on the subject site

Dan Wiens, Development Manager, Park Lane Venture, was in attendance and commented that his firm had hired an architect to look at native issues in the area, and the conclusion was that there was very little reason for aboriginals to be located in this marshy area. He advised that they had completed a heritage study, and that while there is a lot of heritage significance in the Elgin area, there was none on this property. He noted that the original Customs House was actually located in the Elgin Hotel. He continued that they are trying to emulate and interface with existing trails and the foreshore in terms of setbacks. He advised that density and traffic seem to be the main concerns of residents that that 2.4 acres of open space will be within the common area of the project providing public right of access. He noted there would be no gates involved, and added that the proposed density would be 5.4 units per acre as compared to Nico Wynd's 6.6 units per acre.

He stated that a full band of trees would be maintained along Crescent Road providing a visual screen of the project. He advised that a round-a-bout would be installed by beyond the existing gas station and traffic calming measures provided along the one way road to Elgin Road over the sea dam.

He added that they are proposing to take down 8 healthy trees and 99 trees would be kept; the rest of the trees are unhealthy and would require removal. He addressed the concerns raised regarding clustering, protection and implementation of best practices in terms of construction during nesting season. He added that they are willing to meet with Nico Wynd to discuss strategies on the issues raised and they are willing to hire a golf course architect to deal with interface issues. He discussed the proposal to create a swale so all water would drain internally on the subject property as well as providing buffer area along Elgin Road and a proposed bicycle lane heading south.

He noted that there would be access from Crescent Road, a round-about placed beyond the gas station, the development would be responsible for road frontage on the east side of Elgin including completion of the Trail and traffic circle entering the project; and room for a children's area. He added that prices would range from \$600,000 to \$1 million per unit.

He stated that they had a permit from the Department of Fisheries and Oceans to build in the floodplain which includes filling of the site. He also noted that Surrey has a by-law in place dealing with building in a floodplain as it is Surrey's mandate to deal with these matters. A brief discussion then ensued with respect to ownership of two small parcels of land.

Boyd Hudema, Hudema Consulting Group, 5151 West Pender Street, Vancouver, B.C. was in attendance and commented that his firm had been retained by Park Lane Ventures to provide an opinion. He continued that the June 2005 Terms of Reference were more comprehensive than portrayed and were submitted to the City of Surrey. He added that, in their opinion, commercial development would not be beneficial to the area. He advised he had looked at another commercial property in the area and noted demand was different in terms of demand. He referred to this site as having greater traffic and is not part of the intention of the King George Highway Corridor Study. He stated that it is not their considered opinion, upon analysis, the project would not be beneficial and would probably not be supported by the community.

**9. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15803A**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2005, No. 15803B**

**City of Surrey Heritage Revitalization
Agreement By-law, 2005, No. 15804**

Rezoning Application: 7905-0152-00

CIVIC ADDRESS: 14040 - 32 Avenue

APPLICANT: Elgin Corners Land Corporation Inc.
c/o The British Group (Ken Johnson)
204 - 2428 King George Highway
Surrey, B.C. V4P 1H5; and
c/o G3 Architecture Inc. (Gustavo DaRoza)
102 - 2223 West Broadway
Vancouver, B.C. V6K 2E4

PROPOSAL: **BY-LAW 15803A**
To rezone a portion of 14040 - 32 Avenue from "One-Acre Residential Zone (RA)" to "Half-Acre Residential Zone (RH)" (shown as Block B).

BY-LAW 15803B
To rezone a portion of 14040 - 32 Avenue from "One-Acre Residential Zone (RA)" to "Comprehensive Development Zone (CD)" (shown as Block A).

BY-LAW 15804
A Heritage Revitalization Agreement for the Charles Feedham House to ensure its long-term conservation.

The purpose of the rezoning and heritage agreement is to permit the development of a neighbourhood commercial centre and a subdivision of two suburban type lots, including the retention of a heritage building.

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 N. and A. King, J. McLagan, B. and C. Woznikoski, C. Dreyer, W. and D. Hendriks, M. Johnston, A. Arbuthnot, T. Rasmussen, and M. Stogryn expressing support for the proposed rezoning application. There was also correspondence on table from S. Sandhu, S. Denholm, L. and L. Nelson, P. and J. Wood expressing concerns regarding notification, character, lack of wildlife habitat, park area, proposed density, increased traffic, character of neighbourhood, commercialization and uses, building height, heritage protection, and preservation of wooded areas along Crescent Road. There was correspondence on table from G. Beattie, P. Griffin and V. Walwyn expressing opposition to the proposed rezoning application.

The Mayor noted that the following had expressed an opinion with respect to the proposed rezoning application and not wishing to speak:

NAME	SUPPORT	AGAINST	UNDECIDED
A. Thiessen	X		
E.W. Thiessen	X		
R. Johnson	X		
T.W. Piche		X	
M. Stogryn	X		
B. Dall	X		
L. Nelson		X	
L. Nelson		X	
H. Inglis	X		
E. Zaleschuk	X		
W. Phimister	X		
R. Niemann	X		
N. Erhardt		X	
K. Erhardt		X	
M. Curby	X		
C. Curby	X		
M. Sourisseau	X		
B. Bates	X		
S. Bosetti-Picho		X	

Claude Normandeau, 3151 - 140 Street, was in attendance and commented that there is no need for commercial development in this area and expressed opposition to the proposal.

Joe Dhaliwal, 13952 – 32 Avenue, was in attendance and commented that he was neither for nor against the development, but requested consideration be given that the project be compatible with future development in the area.

It was

Moved by Councillors Watts

Seconded by Councillor Villeneuve

That the information as submitted by Joe

Dhaliwal be received.

RES.R05-1964

Carried

Shelly Bosetti-Piche, 3131 – 140 Street, was in attendance and commented that she did not support the proposal. She noted there is an abundance of services along King George Highway and permitted uses list a bingo hall or bottle recycling depot. She also expressed concerns regarding parking.

Bruce Dall, 2607 - 137 Street, was in attendance and commented that he supported the proposal.

Kris Erhardt, 13868 – 28 Avenue, was in attendance and commented that she did not support the proposed project and that traffic lights are needed at the intersection of 148 Street and 32 Avenue. He then read a letter submitted by Ana Erhardt which expressed opposition to the proposal as it is not in the best interest of the neighbourhood, and presents traffic and parking concerns. The

writer also noted that the public hearing should have been delayed to September to accommodate those residents away on summer holiday.

It was

Moved by Councillor Villeneuve

Seconded by Councillor Watts

That the letter as submitted by Kris Erhardt

on behalf of Ana Erhardt be received.

RES.R05-1965

Carried

Mr. Erhardt then commented that traffic lights are required at the corner of 32 Avenue and 148 Street as parked cars obscure the line of sight. He continued that he had concerns regarding the number of parking stalls, access, and steepness of the road.

Dennis Rhein, 2642 – 138A Street, was in attendance and commented that he is a partner with a law firm and has studied urban geography, landscape architecture, and law. He noted he has lived in Surrey for 13 years in the Semiahmoo Trail, Morgan Creek, Elgin Park, and Peninsula Park areas. He advised that he has met with the developer and stated that he supported the proposed project as it will provide services in an area sorely lacking in services. He continued that the proposed development would result in a traffic reduction in areas of South Surrey that currently services those communities bordering Crescent Beach and 16 Avenue, and fits into the community from a concept and design perspective.

Rob Niemann, 14433 – 33A Avenue, was in attendance and commented that he supported the proposed development. He continued that he would like to walk to services and noted that a shoe repair shop would be a desired service for the area.

Bob Thornton, 14333 – 31 Avenue, was in attendance and commented that the proposed project would be of good size, well thought out in terms of design process, and in combination, advised he liked the low level design use of natural materials. He continued that the proposed project lends itself to a commercial village concept and would enhance the neighbourhood. He added the project would service new development along 32 Avenue and enable residents to walk to shopping and not become part of the traffic congestion that travels to South Pointe across the highway. He stated he supported the proposed rezoning application.

Ken Johnson, 2633 – 23 Avenue, was in attendance and commented that a public information meeting had been held and commented that the area needs more than the existing Bells Corner shopping centre and noted that traffic issues could be addressed with this application. He continued that Bells Corner faces street parking on 140 Street and noted traffic issues there. He advised that Bells Corner had received approval for a restaurant; access to be from 32 Avenue.

He commented that the current proposal will feature access from 32 Avenue and 140 Street; that it would exceed the parking stall requirement of 44 parking stalls to provide 53 parking stalls in total. With respect to bingo hall and shoe repair, the applicant had not been approached by either one of those uses, but he had

been approached by doctors in the neighbourhood for a walk-in clinic, and two spa owners very keen to open up spas. He advised these uses would fill up half of the retail space. He added that according to a viability study, the project is needed to provide daily and weekly retail use for a large segment of the Semiahmoo Peninsula. He noted that Elgin Corners Village Centre would be complementary and create a village feel, using natural products such as a granite facade on all four buildings, heavy use of natural timbers, both for structural and decorative purposes; with the whole focus being inward. He stated that he is not trying to advertise onto 140 Street or 32 Avenue; signage would be subtle and that users for this facility would come from existing traffic. He continued that he believed the project would not create more traffic; not slow traffic down; there is a need for a dry cleaner, produce and flower shop. He spoke to the concept area plan for half acre gross density lots to the east of the subject lots.

He stated he would be moving the Charles Feedham heritage house, and in talking to the Heritage Advisory Commission, there is a draft document in place for a Heritage Revitalization Agreement and conservation plan. In addition, he noted that the site is not heavily treed and five trees would be preserved, one more than recommended by the arborist. He noted that a large walnut tree situated on the southeast corner of the site will be saved to sit on that corner to create a buffer.

Councillor Watts left the meeting at 10:28 p.m. and returned to the meeting at 10:30 p.m.

He continued that he does not have detailed numbers of people who would walk or bicycle and noted there is no public transit in this location. He commented that City staff had advised that there are no immediate plans for a traffic signal at 148 Street and 32 Avenue as traffic is well within the norm at this point in time and not sufficient to warrant a signal.

C. COMMITTEE REPORTS

1. Agricultural Advisory Committee - July 14, 2005

(a) It was Moved by Councillor Hunt
Seconded by Councillor Steele
That the minutes of the Agricultural
Advisory Committee meeting held on July 14, 2005, be received.
Carried

RES.R05-1966

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

Promotion of Agriculture in Surrey

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That the Economic Development Division
be encouraged to continue exploring a film possibility in coordination with
GVTV to promote awareness of Surrey Agriculture.

RES.R05-1967

Carried**Showcasing Agriculture in the City of Surrey through Press Releases
or City Website**

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That the Chair meet with the City's website
designer/manager to determine if an agricultural component to the website
can be coordinated to streamline access to information on agriculture in
Surrey.

RES.R05-1968

Carried**2. Parks & Community Services Committee - July 20, 2005**

It was Moved by Councillor Tymoschuk
Seconded by Councillor Hunt
That the minutes of the Parks & Community
Services Committee meeting held on July 20, 2005, be received.

RES.R05-1969

Carried**3. Police Committee - July 19, 2005**

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That the minutes of the Police Committee
meeting held on July 19, 2005, be received.

RES.R05-1970

Carried**4. Tourism Advisory Committee - July 20, 2005**

It was Moved by Councillor Higginbotham
Seconded by
That the minutes of the Tourism Advisory
Committee meeting held on July 20, 2005, be received.

RES.R05-1971

Carried

D. BOARD/COMMISSION REPORTS**1. Board of Variance - June 16, 2005**

It was Moved by Councillor Hunt
 Seconded by Councillor Bose
 That the minutes of the Board of Variance
 meeting held on June 16, 2005, be received.

RES.R05-1972

Carried**2. Special Surrey Heritage Advisory Commission - July 14, 2005**

(a) It was Moved by Councillor Higginbotham
 Seconded by Councillor Priddy
 That the minutes of the Surrey Heritage
 Advisory Commission meeting held on July 14, 2005, be received.

RES.R05-1973

Carried

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

Heritage Tree Stump

It was Moved by Councillor Higginbotham
 Seconded by Councillor Priddy
 That staff be requested to provide the HAC
 with a report relative to the logged cedar tree stump located at
 3481 - 140 Avenue for its next meeting.

RES.R05-1974

Carried**E. MAYOR'S REPORT****1. Proclamations**

Mayor McCallum read the following proclamations:

(a) PHYSICAL ACTIVITY CHALLENGE 20 BY 2010

WHEREAS the Province of British Columbia has committed to increasing physical activity levels in BC by 20% by 2010 and **2010 Legacies Now** is encouraging all municipalities to become Active Communities and accept the 20 by 2010 challenge for their citizens and employees; and

WHEREAS obesity levels amongst our youth are becoming alarmingly high, adult obesity rates have increased by more than 2.5 times in the

past decade and increased physical activity can significantly reduce the risk of many illnesses such as breast cancer, heart disease, stroke and Type 2 Diabetes; and

WHEREAS Surrey's *Active City* Initiative, formally proclaimed in 2000, has been internationally recognized as a leading model for promoting active living, has successfully increased physical activity amongst residents and employees of the City of Surrey, and will be further strengthened by the strategies developed to achieve the 20% increase in activity; and

WHEREAS the City of Surrey's *Greenway Plan* provides a bicycle and pedestrian friendly environment for citizens to enjoy physical activity and the trail system will be further developed over the next five years; and

WHEREAS the City of Surrey is committed to increasing facility and park development initiatives to enhance supportive and desirable environments needed to increase physical fitness opportunities for everyone;

NOW, THEREFORE, BE IT RESOLVED that I, D. W. (Doug) McCallum, do hereby declare that the City of Surrey join the 20 x 2010 challenge and work with the Provincial-Government and 2010 Legacies Now to increase physical activity amongst Surrey residents and employees by 20% by 2010.

Doug W. McCallum
Mayor

F. COUNCILLORS' REPORTS

G. CORPORATE REPORTS

1. The Corporate Reports, under date of July 25, 2005, were considered and dealt with as follows:

Item No. R183 Proposed Amendments to Surrey Semiahmoo Trail
Heritage Designation By-law, 2004, No. 15280
File: 6800-30-037; 6800-10

The General Manager, Planning & Development submitted a report to seek Council approval to amend the By-law to incorporate additional lands related to the Semiahmoo Trail. The amendments will also incorporate recommendations

from the Heritage Advisory Commission (the "HAC"), respecting restricting the construction of any utilities and services within the Semiahmoo Trail.

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;
2. Approve amendments to Surrey Semiahmoo Trail Heritage Designation By-law, 2004, No. 15280 (the "By-law"), as outlined in Appendix I to this report;
3. Authorize the City Clerk to bring forward the necessary amendment by-law for the required readings, to set a date for the related public hearing and to provide the necessary notification of the public hearing, including notification of the affected utility companies, as required under Section 967 of the *Local Government Act*. R.S.B.C. 1996, c. 323, as amended (the "*Local Government Act*"); and
4. At the time of final adoption of the amendment by-law, adopt a resolution to add the sites identified in Appendix II and Appendix III to the Surrey Heritage Register, as part of the Semiahmoo Trail Heritage Site.

RES.R05-1975

Carried

Note: See By-law 15808 under H.11.

Item No. R184 Amendment to the Surrey Soil Removal and Depositing Regulation By-law, 1979, No. 5880
 File: 3900-20-5880; 6880-20-75

The General Manager, Planning & Development submitted a report concerning the amendment to the Surrey Soil Removal and Depositing Regulation By-law, No. 5880.

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. Approve an amendment to The Surrey Soil Removal and Depositing Regulation By-law, 1979, No. 5880 (the "By-law"), by deleting clause 2

- (b) Include in the By-law, a new standard definition for "tree survey" and a standardized report format for arborists' reports that are required under the provisions of the By-law;
- (c) Require that any arborist report submitted as a requirement of the By-law, be submitted by an arborist that is independent of the individual or tree service firm to which a tree cutting permit is issued in relation to the subject arborist report;
- (d) Add a revised definition and design standard for "protective tree barrier", add a requirement that the owner monitor and maintain each such barrier throughout the demolition, land clearing and construction process, including security to the City to ensure such monitoring and maintenance;
- (e) Require that tree pruning be performed in accordance with the American National Standards Institute;
- (f) Require the planting of replacement trees on each lot from which any protected tree is removed, including the requirement for replacement trees for any hazardous tree that is within the size and species definition of "protected trees", at a ratio of two replacement trees for each protected tree that is removed, except that only one replacement tree is required for each protected alder or cottonwood tree that is removed;
- (g) Require that replacement trees be planted on the same lot as the trees that are removed, to the extent that the lot will accommodate such replacement trees in a sustainable manner, in accordance with good arboriculture practice and authorize the collection by the City of cash-in-lieu for any replacement trees that are required by the By-law, but which cannot be accommodated on the same lot as the trees that are removed, due to the size or other characteristics of the lot;
- (h) Provide flexibility within the By-law for the owner of a tree to remove a tree if the tree is deemed by the City's Arborist to be inappropriate for its location by virtue of its size, species and subject to replacement trees being planted or cash-in-lieu being provided, as referenced above;
- (i) Revise the definition of "protected tree" to include multi-stemmed species;
- (j) Require the posting of a security by the owner for each tree on a lot that is to be preserved through the development of a lot, which security will be held by the City for a minimum of one year after the completion of the development to ensure that the tree is properly preserved and healthy after the development of the lot

and, further, provide for the forfeiture to the City of the security if the tree for which the security is taken is not properly preserved through the development process, as revealed through an inspection by the Tree Administrator or City Arborist one year after the development of the lot is completed. This forfeiture will not restrict the City from taking other actions in relation to the unauthorized tree removal. The security will be based on a doubling of the value of replacement trees that would be required by the By-law for the subject protected trees;

- (k) Require, where an owner makes application to remove trees for agricultural purposes on a lot in the Agricultural Land Reserve, that a Restrictive Covenant be registered on the title to the property that documents that such tree removal is for agricultural purposes only and wherein the owner agrees that, for a minimum of five years from the date of permit issuance, the owner will not make application for, nor will the City give consideration to, subdivision or development of the lot other than for the construction of buildings and other improvements in relation to the use of the lot for agricultural purposes;
 - (l) Require that tree surveys be undertaken as one of the initial requirements of the development application review process, along with preliminary grading and servicing plans, so that the design of each development can be evaluated comprehensively by staff and the developer in relation to the potential to preserve protected trees on the development site;
 - (m) Increase the fees and charges payable under the By-law by 10% to reflect changes in other City fees since 2001, the last year a fee and charge rate adjustment was made to the By-law. In addition, introduce a permit amendment fee of \$60 to reflect the resources required to amend an approved tree cutting permit after it is issued; and
 - (n) Establish in the By-law, a re-inspection fee that is payable to the City, where City staff need to perform a re-inspection of replacement trees, due to deficiencies at the stage of the first inspection;
5. Establish as a policy, a rate of \$300 per tree as the amount that will be collected by the City as cash-in-lieu for replacement trees required by the By-law;
 6. Establish a maximum per acre rate for cash-in-lieu contributions for replacement trees of \$15,000 per acre, representing 50 replacement trees per acre;

7. Work with the Heritage Advisory Commission and others to establish a recognition and award program for individuals and organizations demonstrating exemplary tree preservation and stewardship efforts in the City of Surrey;
8. Amend the Surrey Municipal Ticket Information Utilization By-law, 1994, No. 12508 to provide for the use of MTI tickets for infractions under the By-law, in addition to other means of enforcement already available;
9. Direct staff to bring forward amendments to Surrey Zoning By-law, 1993, No. 12000 and other relevant by-laws that will allow flexibility in the design of subdivisions and developments for the purpose of increasing the number of mature trees that are preserved through the development of land in the City and to enhance the probability of survival of protected trees that are preserved through the development of land;
10. Direct that 2% of all building permit revenues, along with all cash-in-lieu of replacement tree funds, be placed in a Green City Reserve Fund for use by the City for tree management and to plant trees on City property and street boulevards throughout the City (a one time contribution of \$500,000 to the Green City Reserve Fund is also being requested as part of another Corporate Report);
11. Direct that the new provisions of the amended By-law and policies take effect for all new applications received after the date of adoption of the amended By-law and that complete in-stream applications be subject to the current By-law, provided that these applications are approved within 12 months of the date of adoption of the amended By-law.
12. Authorize the City Clerk to forward a copy of this report to each of the Environmental Advisory Committee, the Heritage Advisory Commission, the Development Advisory Committee and the Agricultural Advisory Committee for review and comments; and
13. Subject to recommendation 12, authorize the City Clerk to bring forward the necessary by-laws for the required readings.

RES.R05-1977

Carried

Item No. R186 Updated Drainage By-law for Improved Infrastructure & Environmental Protection
File: 4803-709; 5250-20-48

The General Manager, Engineering submitted a report concerning updated drainage by-law for improved infrastructure and environmental protection.

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

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

1. Endorse the establishment of a new Drainage by-law that will meet the following objectives:
 - (a) Replace the existing Sewer By-law No. 2240;
 - (b) Replace the "Surrey Waterways Protection" By-law No. 2659 and formalize the City's current natural drainage policy;
 - (c) Integrate sediment control objectives (either as a separate by-law or within the drainage by-law);
 - (d) Provide more enforcement power to help prosecute infractions;
 - (e) Incorporate sustainable drainage measures that have been proven to be effective in the East Clayton Neighbourhood Concept Plan in other areas of the City;
 - (f) Provide a greater level of protection for Surrey's creeks and streams.
2. Authorize staff to undertake stakeholder consultation and bring forward the applicable new by-laws.

RES.R05-1978

Carried

Item No. R187 Proposed Sale of a Portion of City-owned Land:
 5921 - 126 Street
 File: 0910-40/102

The General Manager, Engineering submitted a report concerning the proposed sale of a portion of City-owned land.

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

It was
 Moved by Councillor Hunt
 Seconded by Councillor Watts
 That Council approve the sale of a

1.15 metre strip (1,216 ft.² portion) of the City property located at 5921 - 126 Street, subject to its consolidation with the adjacent lands at 5811 & 5863 - 126 Street and compliance with the notice provisions under Sections 26 and 94 of the *Community Charter*, SBC, 2003, Chap. 26.

RES.R05-1979

Carried with Councillor Bose against.

Item No. R188 Sale of City-owned Parkland at 14159 - 56 Avenue
(Highway No. 10 Widening - Border
Infrastructure Program)
File: 0910-40/96; 0910-20

The General Manager, Engineering submitted a report concerning the sale of City-owned parkland at 14159 - 56 Avenue.

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

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Council approve the disposition to the Province of the following parcel of City-owned parkland located at 14159 - 56 Avenue legally described as Lot 85, Section 9, Township 2, NWD, Plan 61491, PID No. 002-809-672.

RES.R05-1980

Carried

Item No. R189 Lane Closure at 155A Street and 103A Avenue
File: 7804-0186; 0910-30

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

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

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Council approve the sale of the previously approved closure of a $\pm 12,250 \text{ ft.}^2$ ($\pm 1,138 \text{ m}^2$) unopened portion of lane at 155A Street and 103A Avenue as outlined in the attached Corporate Report R088.

RES.R05-1981

Carried

Item No. R190 Municipally Gazetted Roads
File: 6605-003; 0125-10

The General Manager, Engineering submitted a report to request that the Provincial Government consider creating legislation that enables Municipal governments to effectively convert municipally gazetted roads to dedicated roads in a fashion similar to the Ministry of Transportation.

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

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That Council request the Provincial
 Government to provide legislation that converts Municipally gazetted roads to
 dedicated roads.

RES.R05-1982 Carried

Item No. R191 Contract Award M.S. 1205-001:
 PW Trenchless Construction Inc.
 File: 1205-001/00; 5250-20-12

The General Manager, Engineering submitted a report concerning the award of
 Contract M.S. 1205-001. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount with GST</i>	<i>Corrected Amount</i>
1. P.W. Trenchless Construction Inc.	\$527,039.20	\$527,417.55
2. Double M Excavating Ltd.	\$552,191.69	\$555,376.01

The Engineer's pre-tender estimate was \$507,394 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 Steele
 That Contract M.S. 1205-001 be awarded to
 the low bidder, P.W. Trenchless Construction Inc., in the amount of \$527,417.55
 including GST.

RES.R05-1983 Carried

Item No. R192 Contract Award - M.S. 4805-005/11:
 Delta Aggregates Ltd.
 File: 4805-005/00; 4805-005/11; 5250-20-48

The General Manager, Engineering submitted a report concerning the award of
 contract M.S. 4805-005/11. Tenders were received as follows:

<i>Contractor</i>	<i>Quoted Amount with GST</i>	<i>Corrected Amount</i>
1. Delta Aggregates Ltd.	\$ 809,482.12	No Change
2. B & B Contracting Ltd.	\$ 852,533.00	No Change
3. Double M Excavating Ltd.	\$1,055,662.00	No Change
4. Mission Contractors Ltd.	Did Not Submit	

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

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That Contract M.S. 4805-005/11 be awarded
 to Delta Aggregates Ltd. for an amount of \$809,482.12 including GST.
 RES.R05-1984 Carried

Item No. R193 Contract Award, ITT# 1220-20-04-05
 "Sanitary Sewer Rehabilitation & I/I Reduction Program -
 Robson Park Catchment"
 File: 2320-20 (Sewer Rehab)

The General Manager, Engineering submitted a report to award the above noted annual maintenance contract that involves the supply and delivery of labour and material to determine storm water inflow and infiltration (I&I) sources and to perform sanitary sewer rehabilitation services to mitigate these sources. The contract work is necessary to reduce sewer back-ups in the area and to meet I&I rate limits established under the regional Liquid Waste Management Plan. The following list provides a brief description of the main work required: Tenders were received as follows:

	<i>Contractor</i>	<i>Tender Price</i>	<i>Corrected Tender Price</i>
1.	Mar-Tech Underground Services Ltd.	\$395,402.45	No Change
2.	Chet Construction Ltd.	\$483,046.15	No Change
3.	ABC Pipe Cleaning Services Ltd.	\$477,594.50	\$511,441.74

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

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That the "Sanitary Sewer Rehabilitation &
 I/I Reduction Program – Robson Park Catchment" be awarded to Mar-Tech
 Underground Services Ltd. in the amount of \$395,402.45, including contingency
 and GST.
 RES.R05-1985 Carried

Item No. R194 Sale of a Portion of City Hall Precinct Land
 (Highway No. 10 Widening - Border
 Infrastructure Program
 File: 0910-40/97

The General Manager, Engineering submitted a report concerning the sale of a portion of City Hall precinct land.

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

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

1. the sale to the Province for the Highway No. 10 project, the following portions of City-owned land:
 - (a) 14245 - 56 Avenue (PID No. 017-234-701) containing 1.532 acres,
 - (b) 14340 - 57 Avenue (PID No. 017-234-719) containing 0.375 acres, and
 - (c) 5625 - 144 Street (PID No. 017-431-981) containing 0.0657 acres.
2. receipt of the Province's compensation package for the relocation of the gardener's warehouse, gravel surfaced parking, utility relocation, and the reinstatement of landscaping following the highway construction.

RES.R05-1986

Carried

Item No. R195 Quarterly Financial Report
File: 1880-20; 1830-02

The General Manager, Finance, Technology & Human Resources submitted a report to provide Council with a second quarter update of the City's financial activity as compared to the 2005 Financial Plan and to allocate one-time savings to meet urgent needs.

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

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

- (a) Receive this report as information;
- (b) Approve the allocation of \$2.58M as outlined in *Section 3.5.1* of this report; and
- (c) Approve the allocation of all one-time RCMP savings to urgent policing needs as outlined in *Section 3.5.2* of this report.

RES.R05-1987

Carried

Item No. R196 City Centre Enhancement Strategy - New Initiatives
File: 6930-01

The City Manager submitted a report to update Council on the City Centre enhancement strategy and seek direction on further initiatives.

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

The Mayor noted the following motion would be divided:

It was Moved by Councillor Hunt
Seconded by Councillor Watts
That the information be received and that
Council endorse the initiatives outlined hereunder in continuation of a City Centre
Enhancement Strategy:

1. That Council authorize staff to take the necessary actions including Provincial approval for the continuation of special DCC rates for Surrey City Centre for an additional two years.
RES.R05-1988 Carried with Councillor Bose against.
2. Direct staff to work with TransLink to relocate the bus exchange for improved safety considerations as well as better position these lands for development. This may be achieved as part of the "Showcase" initiatives.
RES.R05-1989 Carried
3. Council direct staff to develop a strategy for property tax reduction to the level of residential taxation for the initial period of five years for new Triple A office towers 24 storeys or higher in the City Centre.
RES.R05-1990 Carried
4. Council authorize staff to undertake a RFP process for City owned land in the City Centre with a view to exploring market interest in a Triple A office tower 24 storeys or higher by leveraging expanded library and community services space needs, and applicable SFU space needs.
RES.R05-1991 Carried
5. Approve an additional 20 police officer positions, in particular for City Centre police services priorities effective October 1, 2005.
RES.R05-1992 Carried
6. Council authorize staff to explore the feasibility and effectiveness of an expanded new police services building in the City Centre to accommodate increasing public safety needs including potential third party needs.
RES.R05-1993 Carried with Councillor Bose against.

H. BY-LAWS

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15792"

7905-0033-00 - Tri-Pacific Investment Group Ltd., c/o Carson Nofle

RF and CHI (BL 12000) to RM-70 (BL 12000) - 13295 - 108 Avenue - to permit the development of a four-storey, 112-unit apartment building in Surrey City Centre.

Approved by Council: June 27, 2005

Note: See Development Variance Permit 7905-0033-00 under Clerk's Report, Item I.1(a).

It was

Moved by Councillor Hunt
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2005, No. 15792" pass its third reading.
Carried

RES.R05-1996

2. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15799"

7904-0248-00 - Lakewood Blue Developments Ltd., c/o Mr. Harald Trepke

RA (BL 12000) to RM-30 (BL 12000) - 6616 - 194 Street - to allow the construction of approximately 69 townhouse units in East Clayton.

Approved by Council: July 11, 2005

Note: See Development Variance Permit 7904-0248-00 under Clerk's Report, Item I.1(b).

It was

Moved by Councillor Hunt
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2005, No. 15799" pass its third reading.
Carried

RES.R05-1997

3. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15802"

7904-0269-00 - Pritpal Sandhu, c/o CitiWest Consulting Ltd. (Roger Jawanda)

RF (BL 12000) to RF-9 (BL 12000) - Portion of 12193 - 96 Avenue - to allow subdivision into two small single family lots and one standard single family lot and retain the existing house on proposed Lot 1.

Approved by Council: July 11, 2005

Note: See Development Variance Permit 7904-0269-00 under Clerk’s Report, Item I.1(c).

RES.R05-1998 It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2005, No. 15802" pass its third reading.
Carried with Councillor Bose against.

- 4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15800"
 7905-0039-00 - Beverly Sookochoff, Karen Pedersen, c/o John Sookochoff
 RA and RF (BL 12000) to RF (BL 12000) - 8935 and 8945 - 162 Street -
 to allow subdivision into approximately 11 single family lots.

Approved by Council: July 11, 2005

RES.R05-1999 It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2005, No. 15800" pass its third reading.
Carried

- 5. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15801"
 7904-0133-00 – Sukhchain and Parmjit Punia, Kulwant Grewal, Harjit Singh,
 Guildford Golf & Country Ltd., c/o Aplin & Martin
 Consultants Ltd. (Eric Aderneck)

RA and RF (BL 12000) to CD (BL 12000) - 15177 - 76 Avenue, Portion
 of 7651 - 152 Street - to allow subdivision into 6 single family residential
 lots, along with the existing RF-zoned lot.

Approved by Council: July 11, 2005

RES.R05-2000 It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2005, No. 15801" pass its third reading.
Carried

- 6. "Surrey Official Community Plan By-law, 1996, No. 12900, No. 121 Amendment By-law, 2005, No. 15793"

7905-0094-00 - North Central Management Corporation, Brent Robarts, 431338 B.C. Ltd., Sukhjinderjit Bath, Mohan Bachra, Eileen Storzuk, Frey Home, Gerald and Heather Hutchinson, c/o New East Consulting Services Ltd. (Igor Zahynacz)

To authorize the redesignation of the properties located at 5550 - 188 Street, 18869, 18891, 18931 and 18997- 54 Avenue - from Suburban (SUB) to Urban (URB).

Approved by Council: July 5, 2005

This by-law is proceeding in conjunction with By-law 15794.

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Official Community Plan By-law, 1996, No. 12900, No. 121 Amendment By-law, 2005, No. 15793" pass its third reading.

RES.R05-2001

Carried

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15794"

7905-0094-00 - North Central Management Corporation, Brent Robarts, 431338 B.C. Ltd., Sukhjinderjit Bath, Mohan Bachra, Eileen Storzuk, Frey Home, Gerald and Heather Hutchinson, c/o New East Consulting Services Ltd. (Igor Zahynacz)

RA (BL 12000) to RF (BL 12000) - 5550 - 188 Street, 18869, 18891, 18931 and 18997- 54 Avenue - to allow subdivision into approximately 106 single family residential lots.

Approved by Council: July 5, 2005

This by-law is proceeding in conjunction with By-law 15793.

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15794" pass its third reading.

RES.R05-2002

Carried

- 7. "Surrey Official Community Plan By-law, 1996, No. 12900, No. 122 Amendment By-law, 2005, No. 15797"

7905-0003-00 - Bill's Landscaping Ltd., c/o McElhanney Consulting Services Ltd. (James Pernu)

To authorize the redesignation of a portion of the property located at 19311 - 72 Avenue from Suburban (SUB) to Urban (URB).

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-law 15798A & 15798B.

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Official Community Plan By-law, 1996, No. 12900, No. 122 Amendment By-law, 2005, No. 15797" pass its third reading.

RES.R05-2003

Carried with Councillors Villeneuve, Bose, Watts and Priddy against.

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15798A"

7905-0003-00 - Bill's Landscaping Ltd., c/o McElhanney Consulting Services Ltd. (James Pernu)

RA (BL 12000) to CD (BL 12000) - Portion of 19311 - 72 Avenue - to allow subdivision into approximately 115 small single family lots (24 RF-9C and 91 RF-12C lots) and 4 CD lots to permit the construction of 4 manor houses on 4 separate lots for By-laws 15798A and 15798B.

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-law 15797 & 15798B.

Note: See Development Variance Permit No. 7905-0003-00 under Clerk's Report, Item I.1(d).

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15798A" pass its third reading.

RES.R05-2004

Carried with Councillors Villeneuve, Priddy, Watts, and Bose against.

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15798B"

7905-0003-00 - Bill's Landscaping Ltd., c/o McElhanney Consulting Services Ltd. (James Pernu)

RA (BL 12000) to RF-12C and RF-9C (BL 12000) - Portion of 19311 - 72 Avenue - to allow subdivision into approximately 115 small single family lots (24 RF-9C and 91 RF-12C lots) and 4 CD lots to permit the construction of 4 manor houses on 4 separate lots for By-laws 15798A and 15798B.

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-law 15798A.

Note: See Development Variance Permit No. 7905-0003-00 under Clerk's Report, Item I.1(d).

It was	Moved by Councillor Hunt
	Seconded by Councillor Steele
	That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2005, No. 15798B" pass its third reading.	
RES.R05-2005	<u>Carried</u> with Councillors Bose, Villeneuve, Priddy, and Watts against.

8. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15795"

7903-0222-00 - Park Lane Ventures (Elgin) Ltd., c/o Ankenman Associates Architects Ltd. (Mark Ankenman)

A-1 and RA (BL 12000) to CD (BL 12000) - 14215 & 14241 Crescent Road, and 3651 Elgin Road - to allow subdivision into 72 single detached residential bare land strata lots.

Approved by Council: July 5, 2005

It was	Moved by Councillor Hunt
	Seconded by Councillor Steele
	That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2005, No. 15795" pass its third reading.	
RES.R05-2006	<u>Carried</u> with Councillors Villeneuve, Priddy, Watts and Bose against.

9. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15803A"

7905-0152-00 - Elgin Corners Land Corp., c/o The British Group (Ken Johnson) and c/o G3 Architecture Inc. (Gustavo DaRoza)

RA (BL 12000) to RH (BL 12000) - Block B - Portion of 14040 - 32 Avenue - to permit the development of a neighbourhood commercial centre and a subdivision into two suburban type lots, including the retention of a heritage building, for By-laws 15803A and 15803B.

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-laws 15803B & 15804.

It was

Moved by Councillor Higginbotham
Seconded by Councillor Hunt

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15803A" pass its third reading.

RES.R05-2007

Carried with Councillors Bose, Villeneuve, Priddy, and Watts against.

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15803B"

7905-0152-00 - Elgin Corners Land Corp., c/o The British Group (Ken Johnson) and c/o G3 Architecture Inc. (Gustavo DaRoza)

RA (BL 12000) to CD (BL 12000) - Block A - Portion of 14040 - 32 Avenue - to permit the development of a neighbourhood commercial centre and a subdivision into two suburban type lots, including the retention of a heritage building, for By-laws 15803A and 15803B.

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-laws 15803A & 15804.

It was

Moved by Councillor Higginbotham
Seconded by Councillor Hunt

That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15803B" pass its third reading.

RES.R05-2008

Carried with Councillors Bose and Villeneuve against.

"City of Surrey Heritage Revitalization Agreement By-law, 2005, No. 15804"

7905-0152-00 - Elgin Corners Land Corp., c/o The British Group (Ken Johnson) and c/o G3 Architecture Inc. (Gustavo DaRoza)

A by-law to enter into a Heritage Revitalization Agreement for the Charles Feedham House located at 14040 - 32 Avenue to ensure its long-term conservation.

Approved by Council: July 11, 2005

This by-law is proceeding in conjunction with By-laws 15803A & 15803B.

It was Moved by Councillor Higginbotham
Seconded by Councillor Hunt
That "City of Surrey Heritage Revitalization Agreement By-law, 2005, No. 15804" pass its third reading.

RES.R05-2009 Carried with Councillor Bose against.

FINAL ADOPTIONS

- 10. "Local Improvement Sewer Main Construction [4794-602] By-law, 1998, No. 13503, Amendment By-law, 2005, No. 15805"

3900-20-15805/1998-13503 - Council Initiated Amendment

To amend "Local Improvement Sewer Main Construction [4794-602] By-law, 1998, No. 13503" by amending Item 11 and inserting new Schedule C. These amendments will remove the reference to "Local Improvements Cost Sharing By-law, 1970, No. 3250" which was repealed on May 30, 2005 and will insert an amortization Schedule that will provide the details necessary for a pre-payment.

Approved by Council: July 18, 2005

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Local Improvement Sewer Main Construction [4794-602] By-law, 1998, No. 13503, Amendment By-law, 2005, No. 15805" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2010 Carried

INTRODUCTIONS

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

3900-20-15808 - Council Initiated Amendment

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

Approved by Council: To be approved.
Corporate Report Item No. R183

Note: This By-law will be in order for consideration, should Council approve the recommendations of Corporate Report Item No. R183.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280, Amendment By-law, 2005, No. 15808" pass its first reading.

RES.R05-2011 Carried

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

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That "Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280, Amendment By-law, 2005, No. 15808" pass its second reading.

RES.R05-2012 Carried

It was then Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That the Public Hearing on "Surrey Semiahmoo Trail Heritage Designation By law, 2004, No. 15280, Amendment By-law, 2005, No. 15808" be held on September 6, 2005, at 7:00 p.m.

RES.R05-2013 Carried

12. "The Surrey Soil Removal and Depositing Regulation By-law, 1979, No. 5880, Amendment By-law, 2005, No. 15809"

3900-20-15809 - Regulatory By-law Text Amendment

"The Surrey Soil Removal and Depositing Regulation By-law, 1979, No. 5880" as amended, is further amended by deleting Clause 2 of Schedule J and renumbering the remaining clauses accordingly. This amendment is necessary to remove the clause (ie. the general limitation of 1.0 metres on the maximum depth of fill on agricultural lands).

Approved by Council: To be approved.
Corporate Report Item No. R184

Note: This By-law will be in order for consideration of Three Readings, should Council approve the recommendations of Corporate Report Item No. R184.

It was
Depositing Regulation By-law, 1979, No. 5880, Amendment By-law, 2005, No. 15809" pass its first reading.

Moved by Councillor Hunt
Seconded by Councillor Steele
That "The Surrey Soil Removal and

RES.R05-2014

Carried

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

It was
Depositing Regulation By-law, 1979, No. 5880, Amendment By-law, 2005, No. 15809" pass its second reading.

Moved by Councillor Hunt
Seconded by Councillor Steele
That "The Surrey Soil Removal and

RES.R05-2015

Carried

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

It was
Depositing Regulation By-law, 1979, No. 5880, Amendment By-law, 2005, No. 15809" pass its third reading.

Moved by Councillor Hunt
Seconded by Councillor Steele
That "The Surrey Soil Removal and

RES.R05-2016

Carried

FINAL ADOPTIONS (Cont'd)

13. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15751"

7904-0300-00 - Theodore and Elizabeth Vanzanten, c/o Park Ridge Holdings Ltd. (Lloyd Hughes and Brad Hughes)

RA and RM-D (BL 12000) to RM-15 (BL 12000) - 15070 - 27B Avenue, and Portion of 27B Avenue - to permit the development of 13 semi-detached strata residential units.

Approved by Council: May 18, 2005

Note: A Development Permit (7904-0300-00) on the site is to be considered for Final Approval under Item I.4(b).

- * At the May 18, 2005 Regular Council-Public Hearing meeting, Council passed the following resolution:

"That staff provide a report dealing with traffic access and egress to Peace Portal Alliance Church 151 Street."

This issue was addressed in a memorandum dated June 14, 2005 from the General Manager, Engineering to Mayor and Council (see by-law backup).

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005, No. 15751" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2017

Carried

14. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2004, No. 15345"

7903-0312-00 - Palladium Concepts Inc. and Gerald Kinsey, c/o Thomas Morton, Palladium Productions Inc.

RA (BL 12000) to RF-9C and RM-30 (BL 12000) - Portions of 19157 - 70 Avenue and 7095 - 192 Street - to permit the development of approximately 15 small single family lots with 9 m (30 ft.) frontages, one lot with 112 townhouse units and one large remainder lot.

Approved by Council: April 5, 2004

Note: A Development Permit (7903-0312-00) on the site is to be considered for Final Approval under Item I.4(d).

- * Planning & Development advise that (see memorandum dated July 21, 2005 in by-law backup) the building scheme that was originally filed with the City Clerk is replaced. The revised copy is consistent with the draft copy previously provided to the City Clerk. The building scheme has been developed by a Design Consultant based on a character study of the surrounding neighbourhood. The building scheme will be registered concurrently with the subdivision plan pursuant to Section 220 of the Land Title Act. A 219 Restrictive Covenant will also be registered to tie the building scheme to the land.

In addition, Planning & Development advise that it is now in order for Council to pass a resolution amending the East Clayton Neighbourhood Concept Plan to redesignate portions of the site from Low Density (6-10 upa) to Medium Density (10-15 upa) and Medium-High Density (15-25 upa).

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That Council amend the East Clayton
 Neighbourhood Concept Plan to redesignate portions of the site from Low
 Density (6-10 upa) to Medium Density (10-15 upa) and Medium-High Density
 (15-25 upa).

RES.R05-2018 Carried

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2004, No. 15345" be finally adopted, signed by
 the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2019 Carried

15. "Surrey Land Use Contract No. 569, Authorization By-law, 1978, No. 5706,
 Partial Discharge By-law, 2005, No. 15689A"

7904-0078-00 - Harpartap and Hartirath Sahi,
 c/o Mainland Engineering Corporation (Avnash Banwait)

To discharge Land Use Contract No. 569 from the property located at
 5639 Kilmore Crescent West to allow the underlying "Acreage Residential Gross
 Density Zone (RA-G)" to come into effect.

Approved by Council: March 7, 2005

This by-law is proceeding in conjunction with By-law 15689B.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Land Use Contract No. 569,
 Authorization By-law, 1978, No. 5706, Partial Discharge By-law, 2005,
 No. 15689A" be finally adopted, signed by the Mayor and Clerk, and sealed with
 the Corporate Seal.

RES.R05-2020

Carried

16. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2005,
 No. 15689B"

7904-0078-00 - Harpartap and Hartirath Sahi, c/o Mainland Engineering
 Corporation (Avnash Banwait)

RA-G (BL 12000) to RH-G (BL 12000) - 5639 Kilmore Crescent West -
 to allow subdivision into two half-acre residential gross density lots.

Approved by Council: March 7, 2005

This by-law is proceeding in conjunction with By-law 15689A.

Note: A Development Permit (7904-0078-00) on the site is to be considered for
 Final Approval under Item I.4(c).

- * Planning & Development advise that (see memorandum dated July 21, 2005 in
 by-law back-up) the building scheme which has been filed with the City Clerk has
 been developed by a Design Consultant based on a character study of the
 surrounding neighbourhood. The building scheme will be registered concurrently
 with the subdivision plan pursuant to Section 220 of the Land Title Act. A 219
 Restrictive Covenant will also be registered to tie the building scheme to the land.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 2005, No. 15689B" be finally adopted, signed by
 the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R05-2021

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. 7905-0033-00**
Tri-Pacific Investment Group Ltd.
c/o Carson Noffle
 13295 - 108 Avenue (also shown as 13291 - 108 Avenue)

To reduce the front yard setback requirement from 7.5 metres (25 ft.) to 3.4 metres (11 ft.); the eastern side yard setback requirement from 7.5 metres (25 ft.) to 2.9 metres (9.5 ft.); and to waive the requirement to provide balconies for 12 bachelor units, to permit the development of a four-storey, 112-unit apartment building in Surrey City Centre.

Note: See By-law 15792 under Item H.1.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That Development Variance Permit
 No. 7905-0033-00 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.R05-2022

Carried

- (b) **Development Variance Permit No. 7904-0248-00**
Lakewood Blue Developments Ltd.
c/o Mr. Harald Trepke
 6616 - 194 Street

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 22, Section F, as follows:

- (a) To reduce along the west front yard setback from 7.5 metres (25 ft.) to 4.9 metres (16 ft.) to the building face; to 3.0 metres (10 ft.) to the porch; and to 1.5 metres (5 ft.) to the first stair riser;
- (b) To reduce along the east rear yard setback from 7.5 metres (25 ft.) to 4.6 metres (15 ft.) to the building face; to 2.7 metres (9 ft.) to the porch; and to 1.5 metres (5.0 ft.) to the first stair riser; and
- (c) To reduce the north side yard from 7.5 metres (25 ft.) to 3.0 metres (10 ft.) to the building face; to 2.1 metres, (7 ft.) to the porch, and to 1.4 metres (4.5 ft.) to the first stair riser.

To allow construction of approximately 69 townhouse units in East Clayton.

Note: See By-law 15799 under Item H.2

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That Development Variance Permit
 No. 7904-0248-00 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.R05-2023

Carried

- (c) **Development Variance Permit No. 7904-0269-00**
Pritpal Sandhu
c/o CitiWest Consulting Ltd. (Roger Jawanda)
 12193 - 96 Avenue

To reduce the rear yard setback requirement from 7.5 metres (25 ft.) to
 5.82 metres (19 ft.) for the southern portion of Lot 1 to allow subdivision
 into two (2) small single-family lots and one (1) standard single-family lot
 to retain the existing house on Lot 1.

Note: See By-law No. 15802 under Item H.3.

It was Moved by Councillor Hunt
 Seconded by Councillor Tymoschuk
 That Development Variance Permit
 No. 7904-0269-00 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.R05-2024

Carried with Councillor Bose against.

- (d) **Development Variance Permit No. 7905-0003-00**
Bill's Landscaping Ltd.
c/o McElhanney Consulting Services Ltd. (James Pernu)
 19311 - 72 Avenue (also shown as 19315 - 72 Avenue)

To vary "Surrey Zoning By-law, 1993, No. 12000", Part 17Ai and
 Part 17D, Section K, as follows:

- (a) To reclassify Lot 17 as Type I interior lot; and
 (b) To reclassify Lot 16 as Type I interior lot.

To allow subdivision into approximately 115 small single-family lots
 (24 RF-9C lots and 91 RF-12C lots) and 4 CD lots to permit construction
 of 4 manor houses on 4 separate lots.

Note: See By-law Nos. 15798A & 15798B under Item H.7.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit
No. 7905-0003-00 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.R05-2025

Carried

- (e) **Development Variance Permit No. 7903-0412-00**
Kulwant Chohan and Charan Hayer
c/o Aplin & Martin Consultants Ltd. (Eric Aderneck)
6009/17/25/33 - 127A Street

To reduce the front yard setback from 7.5 metres (25 ft.) to 6.0 metres
(20 ft.) for 50% of the building and to 5.0 metres (16 ft.) for the remaining
50% of the building on Lots 1 - 4, to allow for a larger building envelope.

No concerns had been expressed by abutting property owners prior to
printing

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Development Variance Permit
No. 7903-0412-00 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.R05-2026

Carried

- (f) **Development Variance Permit No. 7905-0122-00**
Baron Manor Centre Ltd., c/o Gustavson Wylie Architect
9564 - 192 Street

To reduce the number of required off-street parking spaces from 90 to 86;
and to increase the number of fascia signs permitted on Building A from 2
to 4, to allow the development of 4 mixed-use commercial buildings.

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. 7905-0122-00 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.R05-2027

Carried

- (g) **Development Variance Permit No. 7905-0148-00**
Harson Properties Ltd., c/o Maciej Dembek
 7288 - 137 Street

To relax requirements as follows:

- (a) To reduce the front yard setback from 2 metres (6.6 ft.) (with
 additional setback up to 5 metres (16.4 ft.) for 50% of the building
 frontage) to 4.2 metres (13.8 ft.) on 50% of the building frontage
 and 5.4 metres (17.7 ft.) on the remaining 50% of the building
 frontage;
- (b) To vary the side yard on a flanking street from 2 metres (6.6 ft.)
 (with additional setback up to 5 metres (16.4 ft.) for up to 50% of
 the building frontage) to 0.4 metres (1.3 ft.) and up to 0.9 metres
 (3 ft.) along the building frontage;
- (c) To reduce the number of required off-street parking stalls from
 33 to 20; and
- (d) To waive the restriction of the off-street parking in the required
 front yard.

The purpose of the development and development variance permit is to
 allow the development of a two-storey multi-tenant commercial 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. 7905-0148-00 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.R05-2028

Carried

2. Formal Approval of Liquor License Applications

- (a) **Liquor Primary License Amendment Application No. 7905-0072-00
Guildford Station Pub, c/o J. L. Leach
10176 - 154 Street**

To amend the hours of operation for the Guildford Station Pub from the current hours of 10:00 a.m. to 12:00 a.m., Monday through Thursday; 11:00 a.m. to 1:00 a.m., Friday and Saturday and 11:00 a.m. to 12:00 a.m. on Sunday to the following:

11:00 a.m. to 1:00 a.m. Sunday through Wednesday; and
11:00 a.m. to 2:00 a.m. Thursday through Saturday.

If, after the Public Notification, Council is in support of the proposed Liquor Application, it is in order for Council to pass the following resolution:

"After taking into account the following criteria outlined in the Planning Report dated June 27, 2005:

- (a) the potential for noise if the application is approved;
- (b) the impact on the community if the application is approved; and
- (c) whether the amendment may result in the establishment being operated in a manner that is contrary to its primary purpose; and

after undertaking a 3-week Public Notification process, concluding on July 25, 2005, to gather the views of area residents and businesses with respect to the proposed liquor license amendment application.

Surrey City Council recommends the issuance of the liquor license amendment subject to the following condition:

- 1. Hours of operation to be:
 - Sunday through Wednesday from 11:00 a.m. to 1:00 a.m.; and
 - Thursday through Saturday from 11:00 a.m. to 2:00 a.m."

Note: See separate correspondence in the binder flap regarding this Liquor Primary License amendment.

It was Moved by Councillor Tymoschuk
Seconded by Councillor Higginbotham
That after taking into account the following
criteria outlined in the Planning Report dated June 27, 2005:

- (a) the potential for noise if the application is approved;

- (b) the impact on the community if the application is approved; and
- (c) whether the amendment may result in the establishment being operated in a manner that is contrary to its primary purpose; and

after undertaking a 3-week Public Notification process, concluding on July 25, 2005, to gather the views of area residents and businesses with respect to the proposed liquor license amendment application.

Surrey City Council recommends the issuance of the liquor license amendment subject to the following condition:

1. Hours of operation to be:
 - Sunday through Wednesday from 11:00 a.m. to 1:00 a.m.; and
 - Thursday through Saturday from 11:00 a.m. to 2:00 a.m."

RES.R05-2029

Carried with Councillors Hunt and Priddy against.

3. Delegation Requests

- (a) **Lesley Tannen, Executive Director
Whalley Business Improvement Association**
File: 6930-01; 0550-20-10

Requesting to appear before Council regarding the proposed revitalization area designation for the City centre area of Surrey.

It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Lesley Tannen, Executive Director,
Whalley Business Improvement Association be heard as a delegation at
Regular Council Land Use.

RES.R05-2030

Carried

- (b) **Patricia Cecchetto, President
Surrey Abilities Society**
File: 0250-20; 0550-20-10

Requesting to appear before Council to provide further information with respect to their non-profit society called Surrey Abilities Society, and to gain Council support.

RES.R05-2031
It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Patricia Cecchetto, President, Surrey
Abilities Society be heard as a delegation at Council-in-Committee.
Carried

(c) **John Greco**
File: 5400-10; 0220-07; 0550-20-10

Requesting to appear before Council regarding Surrey Memorial Hospital
crosswalk on 95A Avenue; cleaning garbage from vacant lots, and the
Pattullo Bridge centre median.

RES.R05-2032
It was Moved by Councillor Hunt
Seconded by Councillor Steele
That John Greco be heard as a delegation at
Council-in-Committee.
Carried

(d) **Deb Jack**
Surrey Environmental Partners
File: 6300-01; 5550-20-10

Requesting to appear before Council regarding the staff report on the Tree
Preservation By-law.

RES.R05-2033
It was Moved by Councillor Hunt
Seconded by Councillor Tymoschuk
That Deb Jack, Surrey Environmental
Partners be referred to the staff process.
Carried

(e) **Sandra Abdelhay**
File: 0220-07; 0550-20-10

Requesting to appear before Council to discuss concerns regarding the
six-plex at 10515- 138 Street.

RES.R05-2034
It was Moved by Councillor Hunt
Seconded by Councillor Watts
That Sandra Abdelhay be heard as a
delegation at Regular Council Land Use.
Carried

- (f) **Jaskinder Dulay**
B.N. Dulay Trux Ltd.
 File: 6745-01; 0550-20-10

Requesting to appear before Council regarding the purchase of property located at 10824 and 10480 - 125 Street with respect to rezoning and permitted uses.

Note: See memo from Planning & Development providing information Council requested.

It was Moved by Councillor Bose
 Seconded by Councillor Hunt
 That Jaskinder Dulay, B.N. Dulay Trux Ltd.
 not be heard.

RES.R05-2035

Carried

4. Formal Approval of Development Permits

- (a) **Development Permit No. 7905-0122-00**
Gustavson Wylie Architect/Baron Manor Centre Ltd.
 9564 - 192 Street

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

"That Development Permit No. 7905-0122-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit."

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That Development Permit

No. 7905-0122-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit.

RES.R05-2036

Carried

- (b) **Development Permit No. 7904-0300-00**
Theodore & Elizabeth Vanzanten
 15070 - 27B Avenue, Portion of 27B Avenue

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

"That Development Permit No. 7904-0300-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit."

Note: See By-law 15751 under Item H.13.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Development Permit

No. 7904-0300-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit.

RES.R05-2037

Carried

- (c) **Development Permit No. 7904-0078-00**
Mainland Engineering Corporation/Harpartap and Hartirath Sahi
 5639 Kilmore Crescent West

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

"That Development Permit No. 7904-0078-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit."

Note: See By-law 15689B under Item H.15.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Development Permit

No. 7904-0078-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit.

RES.R05-2038

Carried

(d) **Development Permit No. 7903-0312-00
Palladium Concepts Inc. and Gerald Kinsey, c/o Thomas Morton,
Palladium Productions Inc.**

Portions of 7095 - 192 Street and 19157 - 70 Avenue

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

"That Development Permit No. 7903-0312-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit."

Note: See By-law 15345 under Item H.14.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Development Permit

No. 7903-0312-00 be approved; that the Mayor and Clerk be authorized to sign the Development Permit; and that Council authorize the transfer of the Permit to the heirs, administrators, executors, successors, and assigns of the title of the land within the terms of the Permit.

RES.R05-2039

Carried

J. CORRESPONDENCE

ACTION ITEMS

- 1. Letter dated July 20, 2005 from **Charlene K. Imai, Meeting Coordinator, City of Vancouver**, advising that on July 19, 2005, Vancouver City Council approved the following and request the City of Surrey to participate in the program on their own or through the GVRD:

"THAT Council authorize the General Manager of Engineering Services to enter into a contribution agreement with Natural Resources Canada (NRCan) for the

development and delivery of an idle free program aimed at local and regional idle free education and awareness programs and initiatives;

THAT Council approve waiving the public tendering procedure and authorize the General Manager of Engineering Services to enter into a contract with Better Environmentally Sound Transportation (BEST) for the provision of consulting services to deliver portions of the education and awareness program outlined in the idle free program proposal with NRCan, at an estimated cost of \$116,850. Funding for the contract shall be provided from the NRCan contribution agreement payments in 2005 and 2006 (\$93,200), and from the Community Climate Change Action Plan program budgets from the 2005 (\$9,200) and 2006 (\$14,450) Operating Budgets;

THAT the General Manager of Engineering Services be authorized to execute and deliver the agreements with NRCan and BEST on behalf of Council once the agreements are in a form, which is satisfactory to the Director of Legal Services;

THAT no legal rights are hereby created and none shall arise unless and until the agreements with NRCan and BEST are approved, as to form, by the Director of Legal Services and executed and delivered by the General Manager of Engineering Services;

THAT the City of Vancouver thank the Greater Vancouver Regional District (GVRD) for the draft sample anti-idling By-law and request the GVRD to promote and initiate this activity in the other GVRD municipalities;

THAT a copy of the Administrative Report "Idle Free Awareness Program Funding Agreement and Contract Award" dated July 5, 2005 be sent to all member GVRD municipalities and to the Union of BC Municipalities;

FURTHER THAT the GVRD municipalities be requested to participate in the program on their own or through the GVRD."
File: 0480-20

It was

Moved by Councillor Hunt
Seconded by Councillor Steele
That the letter dated July 20, 2005 from
Charlene K. Imai, Meeting Coordinator, City of Vancouver be received.
Carried

RES.R05-2040

2. Correspondence dated July 22, 2005, from **Rodica Balaj** requesting an extension to Council's order on her property located at 8675 - 156 Street to address the construction issues.
File: 4520-20

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That the correspondence dated
 July 22, 2005, from Rodica Balaj be received.
 RES.R05-2041 Carried

3. Correspondence dated July 21, 2005, from **Kelly Bahi** requesting that Council direct staff to approve a tree cutting permit to allow the construction of their home at 3481 - 140 Street.
 File: 6300-01

It was Moved by Councillor Hunt
 Seconded by Councillor Watts
 That the c orrespondence dated
 July 21, 2005, from Kelly Bahi be referred to staff to be resolved.
 RES.R05-2042 Carried

K. NOTICE OF MOTION

1. **City Arborist**
 File: 6300-01

At the July 18, 2005 Regular Council meeting, Councillor Priddy submitted the following Notice of Motion:

"THAT Surrey City staff be asked to report on the efficacy in certain circumstances to have an independent arborist reporting on development;

AND THAT staff provide recommendations on the circumstances on which the City Arborist reports and parameters under which they might function."

It was Moved by Councillor Priddy
 Seconded by Councillor Watts
 That Surrey City staff be asked to report on
 the efficacy in certain circumstances to have an independent arborist reporting on
 development; and that staff provide recommendation on the circumstances on
 which the Arborist reports and parameters under which they might function.
 RES.R05-2043 Carried

2. **Alternate Governance Structure**
 File: 4200-01

At the July 18, 2005 Regular Council meeting, Councillor Villeneuve submitted the following Notice of Motion:

"THAT Council seek the opinion of the electors on the November 19, 2005 ballot, asking if the electors support a public consultation process to review the current and/or alternate governance structure for the City of Surrey."

It was Moved by Councillor Villeneuve
Seconded by Councillor Bose
That Council seek the opinion of the electors
of the November 19, 2005 ballot, asking if the electors support a public
consultation process to review the current and/or alternate governance structure
for the City of Surrey.

RES.R05-2044

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

L. OTHER BUSINESS

1. July 28, 2005 - Change of Meeting Location

File: 0550-01

Council is requested to pass a motion to hold the July 28, 2005 Regular Council meeting in the Executive Board Room at City Hall at 10:00 a.m.

It was Moved by Councillor Watts
Seconded by Councillor Tymoschuk
That Council hold the July 28, 2005 Regular
Council meeting in the Executive Board Room at City Hall at 10:00 a.m.

RES.R05-2045

Carried

2. Letter from Scott Baldwin, Polygon Project Regarding Gillis House

It was Moved by Councillor Higginbotham
Seconded by Councillor Watts
That Council direct that \$50,000 of the
\$100,000 donation provided by Polygon, be directed to the Fraser Valley Heritage
Railway Society.

Before the question was called on the main motion, it was:

Moved by Councillor Bose
Seconded by Councillor Priddy
That the matter be referred to the Surrey
Heritage Advisory Commission for review.

RES.R05-2046

Carried

M. ADJOURNMENT

It was

meeting do now adjourn.
RES.R05-2047

Moved by Councillor Bose
Seconded by Councillor Tymoschuk
That the Regular Council - Public Hearing

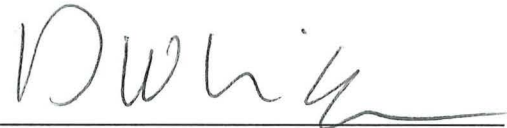
Carried

The Regular Council- Public Hearing adjourned at 12:16 p.m.

Certified correct:



City Clerk



Mayor