



City of Surrey

Regular Council - Public Hearing

Minutes

Council Chamber
City Hall
14245 - 56 Avenue
Surrey, B.C.
MONDAY, MAY 12, 2008
Time: 7:00 p.m.

Present:

Chairperson - Mayor Watts
Councillor Villeneuve
Councillor Steele
Councillor Gill
Councillor Martin
Councillor Hepner
Councillor Bose
Councillor Hunt
Councillor Higginbotham

Absent:

Councillors Entering Meeting as Indicated:

Staff Present:

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

A. ADOPTION OF MINUTES

1. Special (Regular) Council - April 28, 2008

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the Special (Regular)
Council meeting held on April 28, 2008, be adopted.

RES.R08-1028 Carried

2. Council-in-Committee - April 28, 2008

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the
Council-in-Committee meeting held on April 28, 2008, be received.

RES.R08-1029 Carried

3. Regular Council - Land Use - April 28, 2008

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the Regular Council –
Land Use meeting held on April 28, 2008, be adopted.

RES.R08-1030 Carried

4. Regular Council - Public Hearing - April 28, 2008

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the Regular Council -
Public Hearing meeting held on April 28, 2008, be adopted.

RES.R08-1031

Carried

B. DELEGATIONS - PUBLIC HEARING

**1. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16649**

Application: 7907-0262-00

CIVIC ADDRESS: 8040 - 160 Street

APPLICANT: Athwal Construction Inc. and Fleetwood Commerce Court
Inc.
c/o Hunter Laird Engineering Ltd.(Clarence Arychuk)
#300, 65 Richmond Street
New Westminster, BC V3L 5P5

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

DEVELOPMENT VARIANCE PERMIT

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

- (a) To reduce the minimum rear yard setback from
7.5 metres (25 ft.) to 2.4 metres (8 ft.) for proposed
Lot 7; and
- (b) To reduce the minimum lot depth from 28 metres
(90 ft.) to 22 metres (72 ft.) for proposed Lot 7.

The purpose of the rezoning and development variance
permit is to allow subdivision into 7 single family
residential lots.

Note: See Development Variance Permit No. 7907-0262-00 under
Clerk's Report, Item I.1(a).

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

There were no speakers to this bylaw.

**2. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16650**

Application: 7906-0088-00

CIVIC ADDRESS: 13065 - 60 Avenue

APPLICANT: Varinder Pal Gill
c/o CitiWest Consulting Ltd. (Dexter Hirabe)
#101, 9030 King George Highway
Surrey, BC V3V 7Y3

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

DEVELOPMENT VARIANCE PERMIT

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

- (a) To reduce the minimum front yard setback from 7.5 metres (25 ft.) to 6.68 metres (21.9 ft.) for the existing dwelling on proposed Lot 2; and
- (b) To reduce the minimum rear yard setback from 7.5 metres (25 ft.) to 2.85 metres (9.35 ft.) for the existing dwelling on proposed Lot 2.

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

Note: See Development Variance Permit No. 7906-0088-00 under Clerk's Report, Item I.1(b).

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

There were no speakers to this bylaw.

**3. Surrey Heritage Revitalization
Agreement By-law, 2008, No. 16645**

**Surrey Heritage Revitalization
Agreement By-law, 2008, No. 16646**

**Surrey Heritage Revitalization
Agreement By-law, 2008, No. 16647**

Application: 7907-0114-00

CIVIC ADDRESS: 5418 - 184 Street

APPLICANT: Fernanda McCleneghan
c/o H.Y. Engineering Ltd. (Richard Brooks)
#200, 9128 - 152 Street
Surrey, BC V3R 4E7

PROPOSAL: **By-law 16645**
A by-law to enter into a Heritage Revitalization Agreement to allow for the subdivision of the site and restoration and maintenance of the Robert Dougal MacKenzie House and to vary the "Surrey Official Community Plan By-law 1996, No. 12900", as amended, the "Surrey Zoning By-law, 1993, No. 12000", as amended and the "Surrey Subdivision and Development By-law, 1986, No. 8830", as amended, as per attached Schedule "B".

By-law 16646
A by-law to enter into a Heritage Revitalization Agreement to allow for the restoration and maintenance of the Henry Parr House and to vary the "Surrey Zoning By-law, 1993, No. 12000", as amended, as per attached Schedule "B".

By-law 16647
A by-law to enter into a Heritage Revitalization Agreement to allow for the restoration and maintenance of the Currie House and to vary the "Surrey Zoning By-law, 1993, No. 12000", as amended, as per attached Schedule "B".

The purpose of these agreements is to allow subdivision into three single family residential lots and to allow for the restoration and maintenance of three heritage houses. The MacKenzie House will remain on the western portion of the site, the Henry Parr house will be relocated on Lot 2 and the Currie House will be relocated on Lot 3.

The Notice of the Public Hearing was read by the City Clerk.

There was correspondence on the table from G. Noon and R. Wiebe expressing concerns and opposition regarding the proposed bylaw.

Garry Noon, 5443 – 184 Street, was in attendance and commented that he moved into the area as there were half acre lots and now the lots will be city size lots, he stated that he is not in support of the bylaw and does not like the look of the houses, better suited as a centre piece as an attraction not as a restoration and it will not fit into the neighbourhood. He stated concern that the house will sit on blocks for two to three years without any restoration, or with restoration taking years. He noted further concern with the amount of work and the money that it will cost to restore the homes and questioned if the owners/developers are aware of the cost and have funding in place to complete restoration.

Richard Brooks, H.Y. Engineering Ltd., was in attendance and commented that the clients are aware of the cost and have had considerable amount of architect work and landscaping cost done and they will be meeting the terms of the agreement. There has been a great effort given in looking at the exterior of the homes to restore the home to their original appearances including landscaping.

Tammy Noon, 5443 – 184 Street, was in attendance and commented that there are a lot of upscale houses in the neighbourhood and the houses being proposed will not fit into the neighbourhood, we don't want to live next to rental homes or houses that will be in constant restoration.

**4. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16648**

Application: 7907-0098-00

CIVIC ADDRESS: 6529, 6541, and 6561 - 192 Street

APPLICANT: Mackenzie Properties Ltd.
c/o Focus Architecture Inc. (Carson Nofle)
#109, 1528 McCallum Road
Abbotsford, BC V3S 8A3

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

The purpose of the rezoning is to permit the development of two, 4-storey apartment buildings consisting of 40 units each in East Clayton.

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

There were no speakers to this bylaw.

5. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16652**

Application: 7907-0268-00

CIVIC ADDRESS: 13893 - 20 Avenue

APPLICANT: Ernest and Reta Gray
c/o Ernest Gray
13893 - 20 Avenue
Surrey, BC V4A 2A1

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

DEVELOPMENT VARIANCE PERMIT

To vary "Surrey Zoning By-law, 1993, 12000", as amended, Part 14 Section F, as follows:

- (a) To reduce the minimum west side yard setback from 4.5 metres (15 ft.) to 3.9 metres (12.8 ft) for the existing home on proposed Lot 1 only;
- (b) To reduce the minimum east side yard setback from 4.5 metres (15 ft.) to 4.0 metres (13.1 ft) for the existing home only on proposed Lot 1; and
- (c) To reduce the minimum west side yard setback from 4.5 metres (15 ft.) to 3.0 metres (10 ft.) for proposed Lot 2 to allow for tree retention.

The purpose of the rezoning and development variance permit is to allow subdivision into two half-acre single family lots with retention of the existing home.

Note: See Development Variance Permit No. 7907-0268-00 under Clerk's Report, Item I.1(c).

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

There were no speakers to this bylaw.

**6. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16651**

Application: 7907-0323-00

CIVIC ADDRESS: 13456 - 13A Avenue

APPLICANT: Peter and Donna Harco
c/o H.Y. Engineering Ltd. (Lori Richards)
#200, 9128 - 152 Street
Surrey, BC V3R 4E7

PROPOSAL: To rezone the property from "Single Family Residential Zone (RF)" to "Single Family Residential Oceanfront Zone (RF-O)".

The purpose of the rezoning is to allow subdivision into 2 single family residential ocean front lots.

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

There was correspondence on the table from K. O'Neill and C. O'Neill expressing support of the proposed bylaw subject to limitation on vegetation to maintain ocean view.

There were no speakers to this bylaw.

**7. Surrey Land Use Contract No. 451, Authorization By-law, 1978, No. 5702,
Amendment By-law, 1983, No. 7504,
Partial Discharge By-law, 2008, No. 16653**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2008, No. 16654**

Application: 7907-0002-00

CIVIC ADDRESS: 1752 - 140 Street

APPLICANT: 0796380 B.C. Ltd.
c/o CitiWest Consulting (Dexter Hirable)
#101, 9030 King George Highway
Surrey, BC V3V 7Y3

PROPOSAL: **By-law 16653**
To discharge Land Use Contract No. 451 from the property to allow the underlying "Single Family Residential Zone (RF)" to come into effect.

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

Bear Creek Park Train

File: 6140-20

It was Moved by Councillor Hepner
Seconded by Councillor Steele
That Council refer the issue of an 18-hole mini-golf course inside the fenced train area in Bear Creek park back to staff to work with the proponent to develop a new license agreement and to start the public and construction processes in order to not miss the summer season.

RES.R08-1034

Carried

East Clayton Neighbourhood Park (Parkette #4)

File: 6140/20-East Clayton

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

- (a) Receive this report as information; and
- (b) Recommend that staff proceed with detailed design and construction of East Clayton Neighbourhood Park (Parkette #4) as per the Concept Plan shown in Appendix 2 of this report.

RES.R08-1035

Carried

3. Public Art Advisory Committee - April 17, 2008

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the Public Art Advisory Committee meeting held on April 17, 2008, be received.

RES.R08-1036

Carried

4. Audit Committee - April 28, 2008

- (a) It was Moved by Councillor Gill
Seconded by Councillor Steele
That the minutes of the Audit Committee meeting held on April 28, 2008, be received.

RES.R08-1037

Carried

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

2007 Audited Financial Statements

It was Moved by Councillor Gill
 Seconded by Councillor Steele
 That the 2007 Audited Financial Statements
 be received and approved.

RES.R08-1038

Carried

5. Finance Committee - April 28, 2008

- (a) It was Moved by Councillor Gill
 Seconded by Councillor Steele
 That the minutes of the Finance Committee
 meeting held on April 28, 2008, be received.

RES.R08-1039

Carried

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

Item No. F005 Late Grant Applications
 File: 1850-20

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

1. Approve a grant in the amount of \$500 to the Kids Help Phone;
2. Approve a grant of \$45,000 from Council Initiatives Fund for the Surrey Hospice Society for the completion of the Resource and Support Centre; and further that the approval of the \$45,000 grant be referred back to staff to review the ramifications of precedent setting;
3. Direct staff to advise the Fiji Indian Association that a grant will not be provided for the Fiji Festival that is to be held on July 12th in Vancouver.

RES.R08-1040

Carried

Item No. F006 Proposed Farmer's Market in City Centre
File: 0250-20/W

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

1. Receive this report as information;
2. Authorize staff to enter into an agreement with the Whalley Community Association (the "Association") for the use of Lot C as illustrated on Appendix 1 to this report for the purpose of operating a Farmer's Market on Wednesdays during the spring, summer and fall of 2008; and
3. Approve a grant of \$5,000 from the Council Initiatives Fund to the Association for the purpose of running a Farmer's Market in City Centre on nineteen (19) Wednesdays in 2008.

RES.R08-1041 Carried

6. Transportation Committee - May 5, 2008

(a) It was Moved by Councillor Bose
Seconded by Councillor Steele
That the minutes of the Transportation
Committee meeting held on May 5, 2008, be received.

RES.R08-1042 Carried

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

2008 Median Update

It was Moved by Councillor Bose
Seconded by Councillor Steele
That Council receive this report as
information.

RES.R08-1043 Carried

D. BOARD/COMMISSION REPORTS

1. Surrey Heritage Advisory Commission - March 11, 2008

(a) It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That the minutes of the Surrey Heritage
Advisory Commission meeting held on March 11, 2008, be received.
RES.R08-1044 Carried

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

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That Council involve the Surrey Heritage
Advisory Commission in the community consultation process for the
re-use of the Kensington Prairie School.
RES.R08-1045 Carried

2. Surrey Heritage Advisory Commission - March 26, 2008

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That the minutes of the Surrey Heritage
Advisory Commission meeting held on March 26, 2008, be received.
RES.R08-1046 Carried

3. Surrey Heritage Advisory Commission - April 30, 2008

(a) It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That the minutes of the Surrey Heritage
Advisory Commission meeting held on April 30, 2008, be received.
RES.R08-1047 Carried

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

**John Sprung, Chairperson, and Allen Aubert, Secretary,
Fraser Valley Heritage Rail Society**

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That Council place the original Sullivan
Station located at 152nd Street and 64th Avenue on the Surrey Heritage
Register to permit the Fraser Valley Heritage Railway Society to seek
protection and thereby becoming entitled to annual financial assistance
from the City for restorations.
RES.R08-1048 Carried

Proposed McKettrick House Move

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

- 1) Receive this memo and;
- 2) That the applicant discharge the Heritage Restrictive Covenant from the title of the current parcel (15250 – 54A Avenue) and register a Heritage Restrictive Covenant on the title of the new parcel (15330 – 54A Avenue), amended to the satisfaction of the General Manager, Planning and Development Department;
- 3) That the applicant provide revised plans to be attached to and form part of the new (Heritage) Restrictive Covenant, including site plans, elevations, details and landscaping plans that are satisfactory to the City Architect, City Landscape Architect and Senior Planner (Heritage);
- 4) That SHAC concerns be taken into consideration, namely expediting the application so that there is an opportunity to open in September of this year; retaining the residential character of the McKettrick House while adapting it for re-use as the School Administration Building; softening the interface between the house

and the parking area; sympathetic design of the other school buildings with the McKettrick House; and to hold a security deemed satisfactory to the Senior Planner (Heritage) for the building move and insuring it is secure and safe while awaiting restorations be done; and

- 5) That Council pass the following resolution respecting the Surrey Heritage Register, when the associated re-zoning by-law (for Application No. 7907-0325-00) is considered for final adoption:
- a) Council pass a resolution to delete 5466 – 152nd Street as a heritage property from the Surrey Heritage Register and to add 15330 – 54A Avenue as a heritage property to the Surrey Heritage Register for the McKettrick House.

RES.R08-1049

Carried

Hazelmere United Church – Financial Assistance

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

- 1) The Application for Financial Assistance for the Hazelmere United Church, previously brought forward to the Commission in February, 2008, be approved to a maximum of \$5,671.05 (*five thousand six hundred seventy one dollars and five cents*), which represents 50% of the value of the work as per the quotation from At Your Service Renovations and per section 10 of the By-law No. 15099 (*a by-law to provide a procedure for consideration of financial assistance for protected heritage sites*); and
- 2) The outstanding investigations concerning the water damage and retention of a heritage specialist to assist with the restorations of the Church be referred to the Building Preservation & Design Sub-Committee to deal with and report back to SHAC.

RES.R08-1050

Carried

Robert Dougal MacKenzie House – Financial Assistance

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That Council consider granting financial assistance to the owners of the Robert Dougal MacKenzie House for restorations that have already been completed subject to submission of their receipts and in light of the applicants being very cooperative with the City concerning the outstanding application for the House move to accommodate land developments on which the House is currently situated.

RES.R08-1051

Carried**Cloverdale Beautification**

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That Council approve and recommend to the General Manager, Planning & Development, that the ornamental light standards proposed for the Cloverdale Beautification Project be erected in Cloverdale and the wording “Historic Cloverdale” be printed in the pole signs.

RES.R08-1052

Carried**Commissioner Absences**

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That in light of the three (3) consecutive missed SHAC meetings of Commissioner Satnam Singh Sidhu, with no reason having been relayed to the City Clerk, that Council authorize that Legislative Services send a letter to Commissioner Satnam Singh Sidhu advising that his position on the SHAC will be terminated and a replacement found, as per By-law No. 13282, A By-law to establish a Surrey Heritage Advisory Commission and as per section 13(h) of By-law No. 13282 – *“Council shall be advised of any member who misses three consecutive meetings or three meetings within a six month period. Council shall consider the impact of the absences and shall fill the vacancy by reappointing the member or appointing a new member to fill the balance of the unexpired term.”*

RES.R08-1053

Carried

E. MAYOR'S REPORT

1. Proclamations

Mayor Watts read the following proclamations:

(a) **PUBLIC WORKS WEEK**
May 18 - 24, 2008

WHEREAS public works infrastructure, facilities and services are vital to the health, safety and well-being of the residents of the City of Surrey; and

WHEREAS such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers and administrator who are responsible for building, operating and maintaining the public works systems that serve our citizens; and

WHEREAS the Public Works Association instituted Public Works Week as a public education campaign "to inform communities and their leaders on the importance of our nation's public infrastructure and public works services"; and

WHEREAS it is in the public interest of citizens and civic leaders to gain knowledge of the public works needs and programs of their respective communities; and

WHEREAS Public Works Week also recognizes the contributions of public works professionals;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare May 18 - 24, 2008 as "PUBLIC WORKS WEEK" in the City of Surrey.

Dianne L. Watts
Mayor

(b) **WORLD PARTNERSHIP WALK DAY**
May 25, 2008

WHEREAS the 24th Annual World Partnership Walk will take place on Sunday, May 25, 2008 between 11:00 a.m. and 3:00 p.m. at Stanley Park, Lumberman's Arch; and

WHEREAS the World Partnership Walk has received official endorsement from the Government of British Columbia as a celebratory event to mark its 150th birthday of British Columbia;

WHEREAS the World Partnership Walk continues to be Canada's largest event in support of the people of the developing world. Last year, over 60,000 Canadians from all backgrounds participated in the Walk either as sponsors, walkers or volunteers and raised over \$5 million to support self-sustainability in Asia and Africa; and

WHEREAS one of the primary objectives of the Walk is to foster awareness and a greater understanding among Canadians of the importance of international development issues. The Walk will support programs to address long term problems of malnutrition, clean water, and disease in poor, isolated, communities in Asia and Africa; and

WHEREAS organized and supported by Aga Khan Foundation Canada, the Walk has raised more than \$36 million with 100% of the funds going directly to projects. The funds are used to leverage funding support from the Canadian Government via CIDA, thus multiplying their impact;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare May 25, 2008 as "WORLD PARTNERSHIP WALK DAY" in the City of Surrey.

Dianne L. Watts
Mayor

(c) KHILAFAT DAY
May 27, 2008

WHEREAS the worldwide Ahmadiyya Muslim Community serves humanity with its philanthropic and charitable activities; and

WHEREAS Ahmadiyya Muslim Community promotes peace and tolerance in the society in accordance with its motto, "Love for All Hatred for None"; and

WHEREAS Ahmadiyya Muslim Community is celebrating 100 years (1908 - 2008) of the establishment of the institution of Khilafat in the Community;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare May 27, 2008 as "KHILAFAT DAY" in the City of Surrey.

Dianne L. Watts
Mayor

Item No. R075 Installation of Cell Phone Equipment on City Street Light and Traffic Signal Poles
File: 5450-30(Bell)

The General Manager, Engineering submitted a report to receive Council approval to enter an agreement with Bell Mobility to permit the installation for a one-year trial period of cellular transmission equipment on modified street light and signal poles

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 endorse a one-year pilot program that will allow for the installation of Bell Mobility Cellular transmission equipment at up to four City street light or signal pole locations with a view confirming that this approach to providing enhanced cellular coverage in the City is appropriate and should be expanded.

RES.R08-1055 Carried

Item No. R076 2007 Annual Financial Report
File: 1880-20

The General Manager, Finance & Technology submitted a report to provide council with information about the City of Surrey 2007 Financial Statements.

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

It was Moved by Councillor Gill
Seconded by Councillor Steele
That Corporate Report No. R076 be received as information.

RES.R08-1056 Carried

Item No. R077 BC Recreation and Parks Association Awards
File: 0250-20/B

The General Manager, Parks, Recreation and Culture submitted a report to advise Council of the awards that were received by the City of Surrey from the British Columbia Recreation and Parks Association (BCRPA)

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

It was
received for information.
RES.R08-1057

Moved by Councillor Hepner
Seconded by Councillor Villeneuve
That Corporate Report No. R077 be
Carried

Item No. R078 eGovernment - On-Line Electrical Permits
File: 4520-01

The General Manager, Planning & Development submitted a report to advise Council about the implementation of a new City eGovernment initiative, "On-Line Electrical Permits", that will be activated on May 21, 2008. This initiative will allow licensed electrical contractors to apply and pay for electrical permits over the Internet, via the City's website.

The General Manger, Planning & Development was recommending that the report be received for information.

It was
received for information.
RES.R08-1058

Moved by Councillor Hunt
Seconded by Councillor Steele
That Corporate Report No. R078 be
Carried

Item No. R079 New Green Requirements in the BC Building Code
File: 3760-01

The General Manager, Planning & Development submitted a report to advise Council about the new green requirements in the BC Building Code and how they will be implemented in the City of Surrey.

The General Manger, Planning & Development was recommending that the report be received for information.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Corporate Report No. R079 be
received for information.

RES.R08-1059

Carried

Councillor Hunt requested that staff review Metro's Vancouver reduction of DCCs due to the new green requirements in the BC Building Code.

Item No. R080 Contract Award - M.S. 1706-005-11
B&B Contracting Ltd.
File: 1706-005/11

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 1706-005-11. Tenders were received as follows:

	<i>Contractor</i>	<i>with GST</i>	<i>with GST</i>
1.	B & B Contracting Ltd.	\$3,366,600.00	\$3,366,600.01
2.	Gemco Construction Ltd.	3,519,411.00	
3.	TAG Construction Ltd.	3,578,715.00	
4.	Imperial Paving Ltd.	3,670,392.50	
5.	Tyam Construction Ltd.	3,910,620.00	

The Engineer's pre-tender estimate was \$4.3 million (including 5% GST).

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

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

1. Award Contract M.S. 1706-005-11 to B & B Contracting Ltd. in the amount of \$3,366,600.01 (including 5% GST); and
2. Set the expenditure authorization for Contract M.S. 1706-009-11 at \$3,534,930.00 (including 5% GST).

RES.R08-1060

Carried

H. BY-LAWS

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16649"

7907-0262-00 - Athwal Construction Inc., Fleetwood Commerce Court Inc.,
c/o Hunter Laird Engineering Ltd. (Clarence Arychuk)

4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16648"

7907-0098-00 - MacKenzie Properties Ltd., c/o Focus Architecture Inc.
(Carson Nofle)

RA to CD (BL 12000) - 6529, 6541 and 6561 - 192 Street - to permit the development of two, 4-storey apartment buildings consisting of 40 units each in East Clayton.

Approved by Council: April 28, 2008

It was Moved by Councillor Martin
Seconded by Councillor Gill
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2008, No. 16648" pass its third reading.
Carried

RES.R08-1066

5. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16652"

7907-0268-00 - Ernest and Reta Gray, c/o Ernest Gray

RA to RH (BL 12000) - 13893 - 20 Avenue - to allow subdivision into two half-acre single family lots.

Approved by Council: April 28, 2008

Note: See Development Variance Permit No. 7907-0268-00 under Clerk's Report, Item I.1(c).

It was Moved by Councillor Martin
Seconded by Councillor Gill
That "Surrey Zoning By-law, 1993,
No. 12000, Amendment By-law, 2008, No. 16652" pass its third reading.
Carried

RES.R08-1067

6. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16651"

7907-0323-00 - Peter and Donna Harco, c/o H.Y. Engineering Ltd.
(Lori Richards)

RF to RF-O (BL 12000) -13456 - 13A Avenue - to allow subdivision into 2 single family residential ocean front lots.

Approved by Council: April 28, 2008

RES.R08-1068

It was	Moved by Councillor Martin Seconded by Councillor Gill That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16651" pass its third reading. <u>Carried</u>
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- 7. "Surrey Land Use Contract No. 451, Authorization By-law, 1978, No. 5702, Amendment By-law, 1983, No. 7504, Partial Discharge By-law, 2008, No. 16653"

7907-0002-00 - 0796380 B.C. Ltd., c/o CitiWest Consulting Ltd. (Dexter Hirabe)

To discharge LUC 451 from the property located at 1752 - 140 Street to allow the underlying RF Zone to come into effect.

Approved by Council: April 28, 2008

This by-law is proceeding in conjunction with By-law 16654.

RES.R08-1069

It was	Moved by Councillor Martin Seconded by Councillor Higginbotham That "Surrey Land Use Contract No. 451, Authorization By-law, 1978, No. 5702, Amendment By-law, 1983, No. 7504, Partial Discharge By-law, 2008, No. 16653" pass its third reading. <u>Carried</u> with Councillor Bose against.
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"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16654"

7907-0002-00 - 0796380 B.C. Ltd., c/o CitiWest Consulting Ltd. (Dexter Hirabe)

RF to RF-9 (BL 12000) - 1752 - 140 Street - to allow subdivision into three small single family lots.

Approved by Council: April 28, 2008

This by-law is proceeding in conjunction with By-law 16653.

RES.R08-1070

It was	Moved by Councillor Martin Seconded by Councillor Gill That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2008, No. 16654" pass its third reading. <u>Carried</u> with Councillor Bose against.
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FINAL ADOPTIONS

8. "Surrey General Rates Levy By-law, 2008, No. 16639"

3900-20-16639 - Council Initiative

A by-law to provide for the levying of rates for general city purposes and special services for the Year 2008 in the City of Surrey.

Approved by Council: April 28, 2008

- * This By-law is proceeding with By-laws 16640/16641/16642

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That "Surrey General Rates Levy By law,
2008, No. 16639" be finally adopted, signed by the Mayor and Clerk, and sealed
with the Corporate Seal.

RES.R08-1071

Carried

9. "Surrey Special Rates Levy By-law, 2008, No. 16640"

3900-20-16640 - Council Initiative

A by-law to levy rates in the City of Surrey to provide the cost of special services therein for the year 2008.

Approved by Council: April 28, 2008

- * This By-law is proceeding with By-laws 16639/16641/16642

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That "Surrey Special Rates Levy By law,
2008, No. 16640" be finally adopted, signed by the Mayor and Clerk, and sealed
with the Corporate Seal.

RES.R08-1072

Carried

10. "GVRD Tax Requisition By-law, 2008, No. 16641"

3900-20-16641 - Council Initiative

A by-law to levy rates in the City of Surrey to provide for the amounts requested by GVRD for the year 2008.

Approved by Council: April 28, 2008

* This By-law is proceeding with By-laws 16639/16640/16642

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "GVRD Tax Requisition By law, 2008,
No. 16641" be finally adopted, signed by the Mayor and Clerk, and sealed with
the Corporate Seal.

RES.R08-1073 Carried

11. "Local Roads and Traffic Safety Levy By-law, 2008, No. 16642"

3900-20-16642 - Council Initiative

A by-law to levy rates in the City of Surrey to provide for Local Roads and
Traffic Safety for the Year 2008.

Approved by Council: April 28, 2008

* This By-law is proceeding with By-laws 16639/16640/16641

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Local Roads and Traffic Safety Levy
By law, 2008, No. 16642" be finally adopted, signed by the Mayor and Clerk, and
sealed with the Corporate Seal.

RES.R08-1074 Carried with Councillor Hunt against.

12. "Highway and Traffic By-law, 1997, No. 13007, Amendment By-law, 2008,
No. 16643"

3900-20-16643 - Regulatory By-law Text Amendment

"Highway and Traffic By-law 1997, No. 13007" as amended, is further amended
in Section 24(2)(d). This amendment will allow the option of permitting reverse
turns (U-turns) at traffic signal-controlled intersections.

Approved by Council: April 28, 2008
Corporate Report Item No. R059

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Highway and Traffic By-law, 1997,
No. 13007, Amendment By-law, 2008, No. 16643" be finally adopted, signed by
the Mayor and Clerk, and sealed with the Corporate Seal.

RES.R08-1075 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. 7907-0262-00**
Athwal Construction Inc. and Fleetwood Commerce Court Inc.
c/o Hunter Laird Engineering Ltd. (Clarence Arychuk)
 8040 - 160 Street

To reduce the minimum rear yard setback requirement from 7.5 metres (25 ft.) to 2.4 metres (8 ft.) for proposed Lot 7; and to reduce the minimum lot depth requirement from 28 metres (90 ft.) to 22 metres (72 ft.) for proposed Lot 7, to allow subdivision into 7 single family residential lots.

Note: See By-law 16649 under Item H.1.

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That Development Variance Permit
 No. 7907-0262-00 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.R08-1076

Carried

- (b) **Development Variance Permit No. 7906-0088-00**
Varinder Pal Gill
c/o CitiWest Consulting Ltd. (Dexter Hirabe)
 13065 - 60 Avenue

To reduce the minimum front yard setback requirement from 7.5 metres (25 ft.) to 6.68 metres (21.9 ft.) for the existing dwelling on proposed Lot 2; and to reduce the minimum rear yard setback requirement from 7.5 metres (25 ft.) to 2.85 metres (9.35 ft.) for the existing dwelling on proposed Lot 2, to permit subdivision into 4 single family lots and to allow retention of the existing dwelling.

Note: See By-law 16650 under Item H.2.

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That Development Variance Permit
No. 7906-0088-00 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.R08-1077

Carried

- (c) **Development Variance Permit No. 7907-0268-00**
Ernest and Reta Gray
c/o Ernest Gray
13893 - 20 Avenue

To relax requirements as follows:

- (a) To reduce the minimum west side yard setback from 4.5 metres (15 ft.) to 3.9 metres (12.8 ft) for the existing home on proposed Lot 1 only;
- (b) To reduce the minimum east side yard setback from 4.5 metres (15 ft.) to 4.0 metres (13.1 ft) for the existing home only on proposed Lot 1; and
- (c) To reduce the minimum west side yard setback from 4.5 metres (15 ft.) to 3.0 metres (10 ft.) for proposed Lot 2 to allow for tree retention.

To allow subdivision into two half-acre single family lots with retention of the existing home.

Note: See By-law 16652 under Item H.5.

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That Development Variance Permit
No. 7907-0268-00 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.R08-1078

Carried

- (d) **Development Variance Permit No. 7907-0367-00**
Mill & Timber Products Ltd.
c/o John Kristianson
11711 - 130 Street

To reduce the minimum north side yard setback requirement from 7.5 metres (25 ft.) to 2.0 metres (6.6 ft.), and to reduce the minimum south side yard setback requirement from 7.5 metres (25 ft.) to 5.6 metres (18.4 ft.), to permit construction of administrative offices for a lumber mill.

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

It was
Moved by Councillor Villeneuve
Seconded by Councillor Martin
That Development Variance Permit
No. 7907-0367-00 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.R08-1079

Carried

- (e) **Development Variance Permit No. 7906-0009-00**
Parmjit S. and Kamaljit K. Dosanjh
c/o McElhanney Consulting Services Ltd. (Darren Braun)
5961 - 184 Street

To reduce the minimum front yard setback requirement from 7.5 metres (25 ft.) to 5.5 metres (18 ft.) to the building face and 4.0 metres (13 ft.) to the verandah for proposed Lot 2 to permit tree retention of a giant Redwood tree located on the southern border of the property without affecting subdivision potential and the size of house that could be built on proposed Lot 2.

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

It was
Moved by Councillor Villeneuve
Seconded by Councillor Steele
That Development Variance Permit
No. 7906-0009-00 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.R08-1080

Carried

- (f) **Development Variance Permit No. 7907-0276-00**
Karen Pedersen and Beverly Sookochoff
c/o John Sookochoff
 8935 and 8945 - 162 Street

To reduce the minimum rear side yard setback requirement from 7.5 metres (25 ft.) to 4.19 metres (13.7 ft.) on proposed Lot 1; and to reduce the minimum north side yard setback requirement from 1.8 metres (6 ft.) to 0 metre (0 ft.) on proposed Lot 2, to permit retention of existing dwellings in a proposed 7 lot subdivision.

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

It was Moved by Councillor Villeneuve
 Seconded by Councillor Steele
 That Development Variance Permit
 No. 7907-0276-00 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.R08-1081

Carried

2. Delegation Requests

- (a) **Ron Wall, Pat Humphries & Laurel Mitchell**
 File: 0550-20-10

Requesting to appear before Council regarding a proposal to change the NCP for the area bounded by 28 Avenue (north), Highway 99 (west) and 156 Street (east).

It was Moved by Councillor Higginbotham
 Seconded by Councillor Martin
 That staff provide a report to Council
 regarding the proposal to change the NCP for the area bounded by 28
 Avenue (north), Highway 99 (west) and 156 Street (east), prior to the
 delegation appearing before Council.

RES.R08-1082

Carried

3. Revised Council Schedule for June, 2008

File: 0550-20-01

Memorandum from the City Clerk recommending that Council amend the Council Meeting Schedule to delete the meetings scheduled for Monday, June 9, 2008 and reschedule the meetings to Monday, June 16, 2008.

It was Moved by Councillor Martin
 Seconded by Councillor Villeneuve
 That Council amend the Council Meeting
 Schedule to delete the meetings scheduled for Monday, June 9, 2008 and
 reschedule the meetings to Monday, June 16, 2008.

RES.R08-1083

Carried**4. By-law Enforcement Officer Appointments**

File: 2770-01

Council is requested to pass the following resolution:

"Pursuant to the "Appointment of By-law Enforcement Officers By-law, 1994, No. 12167", as amended, Nicholas Joseph Marach, Linda Horvath, Julie Dawn Clark, Andrea Bennett, Christine Martha Moffat, Kim Michelle Sharp and Robin MacNair are hereby appointed under section 146 of the *Community Charter, S.B.C. 2003, c.26* and amendments thereto as By-law Enforcement Officers for the City of Surrey from May 12, 2008 and continuing for the duration of the person's employment by the City of Surrey as By-law Enforcement Officers."

It was Moved by Councillor Higginbotham
 Seconded by Councillor Steele
 That pursuant to the "Appointment of
 By-law Enforcement Officers By-law, 1994, No. 12167", as amended, Nicholas Joseph Marach, Linda Horvath, Julie Dawn Clark, Andrea Bennett, Christine Martha Moffat, Kim Michelle Sharp and Robin MacNair are hereby appointed under section 146 of the *Community Charter, S.B.C. 2003, c.26* and amendments thereto as By-law Enforcement Officers for the City of Surrey from May 12, 2008 and continuing for the duration of the person's employment by the City of Surrey as By-law Enforcement Officers."

RES.R08-1084

Carried**5. 1st Annual Nightshift Charity Golf Classic - May 23, 2008**

File: 0250-20

Council is requested to pass a resolution authorizing all members of Council to attend the 1st Annual Nightshift Charity Golf Classic, to be held May 23, 2008, and that all expenses be paid from the Council Initiative Fund.

It was Moved by Councillor Martin
Seconded by Councillor Villeneuve
That Council authorize all members of
Council to attend the 1st Annual Nightshift Charity Golf Classic dinner, to be held
May 23, 2008, and that all expenses be paid from the Council Initiative Fund.
RES.R08-1085 Carried

J. CORRESPONDENCE

ACTION ITEMS

1. Letter dated April 22, 2008 from **Mayor Derek R. Corrigan, City of Burnaby**, requesting Surrey Council endorse the following BCGEU draft resolution regarding enhanced monitoring and reporting procedures to assure the public and key stakeholders that the contractual standards are being met:

"WHEREAS the quality of highways road and bridge maintenance services provided by the Ministry of Transportation has a significant impact on the safety of our publicly owned highways; and

WHEREAS the provision of quality highways road and bridge maintenance services not only ensures safe road conditions for those traveling our highways but also ensures that the maximum life span of our highways infrastructure can be realized; and

WHEREAS the Ministry of Transportation has introduced a self-regulatory model by contracted service providers to assess compliance with required work standards;

THEREFORE be it resolved that the Ministry of Transportation be called upon to ensure that contracted highways road and bridge maintenance providers fulfill their contractual obligations through enhanced monitoring and audits of work performance of contractors conducted by the Ministry of Transportation; and

BE IT FURTHER RESOLVED that the Ministry of Transportation provide regular accident reports for the service area, conduct comprehensive contractor performance assessments and report any findings semi-annually to key community stakeholders such as local governments, school boards, emergency services, chambers of commerce and other relevant stakeholders in the service area."

File: 0480-20

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That the letter dated April 22, 2008 from
 Mayor Derek R. Corrigan, City of Burnaby be received.
 RES.R08-1086 Carried

It was Moved by Councillor Bose
 Seconded by Councillor Villeneuve
 That Surrey Council endorse the BCGEU
 draft resolution regarding enhanced monitoring and reporting procedures to assure
 the public and key stakeholders that the contractual standards are being met.
 RES.R08-1087 Defeated with Mayor Watts and
 Councillors Higginbotham, Hunt, Hepner,
 Gill and Martin against.

K. NOTICE OF MOTION

1. **"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 1998, No. 13399, Amendment By-law, 2001, No. 14487, Amendment By-law, 2008, No. 16617"**
7908-0030-00 - Balwant Chandi, Rajkiron Chandi, Amy Chandi,
c/o Balwant Chandi
 13569 - 76 Avenue

At the April 28, 2008 Regular Council - Public Hearing,
 Councillor Higginbotham submitted the following Notice of Motion:

"THAT Resolution No. R08-870, which defeated third reading of "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 1998, No. 13399, Amendment By-law, 2001, No. 14487, Amendment By-law, 2008, No. 16617" at the April 14, 2008 Regular Council - Public Hearing meeting be considered.

It was Moved by Councillor Higginbotham
 Seconded by Councillor Hunt
 That Resolution No. R08-870, which
 defeated third reading of "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 1998, No. 13399, Amendment By-law, 2001, No. 14487, Amendment By-law, 2008, No. 16617" at the April 14, 2008 Regular Council - Public Hearing meeting be considered.
 RES.R08-1088 Carried

It was Moved by Councillor Higginbotham
 Seconded by Councillor Hunt
 That Resolution No. R08-870 of the
 April 14, 2008 Regular Council-Public Hearing, that was defeated in a tie vote, be
 rescinded.
 RES.R08-1089 Carried with Councillor Hepner against.

It was Moved by Councillor Higginbotham
 Seconded by Councillor Villeneuve
 That "Surrey Zoning By-law, 1993,
 No. 12000, Amendment By-law, 1998, No. 13399, Amendment By-law, 2001,
 No. 14487, Amendment By-law, 2008, No. 16617" pass its third reading.
 RES.R08-1090 Carried with Mayor Watts and Councillors
 Villeneuve, Steele and Hepner against.

L. ANY OTHER BUSINESS

1. Betty Huff Elementary

Councillor Higginbotham noted that she had attended a school event at Betty Huff Elementary and presented to the Mayor letters from the students entitled 'What I would do if I was the Mayor'.

2. Pit Bull Issue

Councillor Higginbotham queried as to the fine regarding Pit Bulls. The City Solicitor advised that the current fine is \$5000; to change the fine the City would require approval from the Chief Judge. He further noted that Ontario has a breed specific ban on pit bulls. He also noted that the charges on the Surrey incident are in the process of being investigated.

3. Air Traffic Study Changes

Councillor Villeneuve noted that at the LMGA meeting she put forward the following motion and further requested that the motion be forwarded to the Nav Can working group and the MPs:

WHEREAS the Air Traffic Study Changes implemented by Nav Canada on May 7, 2007 have negatively impacted the environment, municipalities, communities and residents in the Lower Mainland,

WHEREAS an environmental assessment was not undertaken as part of the Air Traffic Study,

WHEREAS the impacted municipalities, communities and residents were not consulted during the Air Traffic Study,

WHEREAS Nav Canada's governance model and existing legislation do not require an environmental assessment and consultation with municipalities, communities and residents that may be negatively impacted by air traffic changes,

WHEREAS the Minister of Transportation will only exercise authority over issues concerning air safety,

THEREFORE, we call upon the Federal Government to revisit the legislative framework of Nav Canada to ensure that an environmental assessment is undertaken and proper consultation take place with affected municipalities, communities, and residents.

4. Gas Station Remediation Lands

Mayor Watts noted that consideration of developing a policy regarding the beautification of gas station remediation lands that stay vacant for 10 – 20 years is warranted. She suggested that the previous Corporate Report be reviewed and that research be done to find locations within Surrey and consideration of 30 days notice to have beautification done on the property or the City will provide the beautification and charge back to the property owner. It was further noted that the report should include different types of lands, ways to remediate the lands and costs to remediate the lands.

It was Moved by Councillor Higginbotham
Seconded by Councillor Steele
That Council request staff to provide a
report regarding gas station remediation lands in the City of Surrey.

RES.R08-1091

Carried

M. ADJOURNMENT


It was Moved by Councillor Hunt
Seconded by Councillor Steele
That the Regular Council - Public Hearing
meeting do now adjourn.

RES.R08-1092


Carried

The Regular Council - Public Hearing meeting adjourned at 8:42 p.m.

Certified correct:



Jane Sowik, Acting City Clerk



Mayor Dianne Watts