

Regular Council - Public Hearing Minutes

Council Chamber
City Hall
14245 - 56 Avenue
Surrey, B.C.
MONDAY, JULY 27, 2009
Time: 7:00 p.m.

Present:

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

Absent:**Councillors Entering
Meeting as Indicated:****Staff Present:**

City Manager
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

It was

Moved by Councillor Rasode
Seconded by Councillor Steele
That the agenda be varied to item H.14

"Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16967"
7909-0022-00 – City of Surrey, prior to dealing with other Public Hearing items.

RES.R09-1398

Carried

The agenda was varied to deal with the following item prior to the regular agenda.

Councillor Gill stated his conflict as having an employment relationship with the applicant and left the meeting at 7:01 p.m.

H. BY-LAWS

THIRD READING

14. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16967"
7909-0022-00 – City of Surrey, c/o Coast Mental Health
RF to CD (BL 12000) - Portion of 13922 - 101 Avenue - to permit the
development of a 52-unit, 3-storey apartment building to house the
homeless and those at risk of becoming homeless.

Approved by Council: June 29, 2009

Note: See Development Variance Permit No. 7909-0022-00 under Clerk's Report,
Item I.1(g) of the Regular Council - Public Hearing agenda.

Note: At the July 13, 2009 Regular Council - Public Hearing, Council passed a resolution that "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16967" be deferred to the July 27, 2009 Council meeting for discussion and to allow for Council to reflect on the amount of information and debate that was provided at the July 13, 2009 Public Hearing Session.

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

1. Defer consideration of third reading to rezoning by-law no. 16967 related to Development Application No. 7909-0022-00; and
2. Direct staff to continue discussions with BC Housing regarding the project in consideration of the comments and concerns raised during the Public Hearing and provide a report to Council completed with recommendations based on the outcome of those discussions.

RES.R09-1399

Carried

The regular agenda resumed.

Councillor Gill returned to the meeting.

A. ADOPTION OF MINUTES

1. Special (Regular) Council - July 13, 2009

It was Moved by Councillor Martin
Seconded by Councillor Steele
That the minutes of the Special (Regular)
Council meeting held on July 13, 2009, be adopted.

RES.R09-1400

Carried

2. Council-in-Committee - July 13, 2009

It was Moved by Councillor Martin
Seconded by Councillor Steele
That the minutes of the
Council-in-Committee meeting held on July 13, 2009, be received.

RES.R09-1401

Carried

APPLICANT: Charles and Andria Lawson
 c/o Chuck Lawson
 2830 O'Hara Lane
 Surrey, BC V4A 3E4

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

The purpose of the rezoning is to permit the construction of a detached garage.

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 persons present to speak to the proposed By-law.

2. Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16979

APPLICATION: 7906-0211-00

CIVIC ADDRESS: 2227 King George Highway, 2205 King George Highway (also shown as 2194 - 156 Street) and a portion of 156 Street

APPLICANT: Antonio Marinelli, Peter Cantafio and Angelo Marinelli
 c/o Barnett Dembek Architects Inc. (Lance Barnett)
 #135, 7536 - 130 Street
 Surrey, BC V3W 1H8

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

The purpose of the rezoning is to permit the development of a 7-unit townhouse complex.

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 persons present to speak to the proposed By-law.

The Mayor noted the following persons had indicated in writing their support/opposition to the proposed rezoning:

NAME	FOR	AGAINST	UNDECIDED
John Myring	X		
Dorreen Myring	X		

3. **Surrey Official Community By-law, 1996, No. 12900,
Text No. 92 Amendment By-law, 2009, No. 16981**

APPLICATION: 7909-0120-00

CIVIC ADDRESS: 17735 - 1 Avenue

APPLICANT: P.C.B. Properties Ltd.
c/o G3 Architecture Inc. (Gus Da Roza)
17948 - 8 Avenue
Surrey, BC V3S 9R9

PROPOSAL: To amend "Surrey Official Community Plan By-law, 1996, No. 12900" as amended, in Division A. Schedule B Temporary Use Permit Areas, under the heading "Temporary Commercial Use Permit Areas" by adding a new heading "Temporary Commercial Use Permit Area No. 21 - Outdoor Patios for an adjoining Neighborhood Pub".

This amendment will permit the construction of two outdoor patios for the Derby Bar & Grill.

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 persons present to speak to the proposed By-law.

4. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16982**

APPLICATION: 7909-0082-00

CIVIC ADDRESS: 13670 - 94A Avenue

APPLICANT: City of Surrey
c/o CPA Development Consultants (Doug Purdy and Jack Clerkson)
228 West 21st. Avenue
Vancouver, BC V5Y 2E5

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

The purpose of the rezoning is to permit the development of a facility to provide drug and alcohol treatment, rehabilitation and supportive housing.

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 persons present to speak to the proposed By-law.

**5. Surrey Official Community Plan By-law, 1996, No. 12900
No. 243 Amendment By-law, 2009, No. 16984**

**Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16985**

APPLICATION: 7909-0098-00

CIVIC ADDRESS: 13750 - 96 Avenue (also shown as 13665 - 94A Avenue) and
13605 - 94A Avenue

APPLICANT: Fraser Health Authority and City of Surrey
c/o IBI (Tony Gill)
#700, 1285 West Pender Street
Vancouver, BC V6E 4B1

PROPOSAL: By-law 16984
To redesignate the site from Urban (URB) to City Centre
(CC).

By-law 16985
To rezone the site from "Comprehensive Development Zone
(CD) By-law No. 12536" to "Comprehensive Development
Zone (CD)"

The purpose of the redesignation and rezoning is to permit
the development of a future phased expansion of Surrey
Memorial Hospital.

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 persons present to speak to the proposed By-law.

**6. Surrey Land Use Contract No. 219, Authorization By-law, 1976, No. 4942,
Discharge By-law, 2009, No. 16976**

APPLICATION: 7908-0130-00

CIVIC ADDRESS: 14922 Fraser Highway

APPLICANT: Sana Khawaja
14922 Fraser Highway
Surrey, BC V3R 3N7

PROPOSAL: To discharge Land Use Contract No. 219 from the property to allow the underlying "Local Commercial Zone (C-4)" to regulate the site.

DEVELOPMENT VARIANCE PERMIT

To vary "Surrey Zoning By-law, 1993, No. 12000", as amended, Part 34, Section F, as follows:

- (a) To reduce the minimum front yard setback from 7.5 metres (25 ft.) to 1.93 metres (6 ft.);
- (b) To reduce the minimum west side yard setback from 7.5 metres (25 ft.) to 1.04 metre (3 ft.);
- (c) To reduce the minimum east side yard setback from 6.0 metres (20 ft.) to 1.32 metres (4 ft.); and

To vary "Surrey Sign By-law, 1999, No. 13656" as amended, Part 5, Section 27(2), as follows:

- (a) To increase the maximum number of fascia signs from 2 to 3.

The purpose of the Land Use Contract discharge and development variance permit is to permit the development of a two-storey building with convenience store on the ground floor and a dwelling unit on the second floor.

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 persons present to speak to the proposed By-law.

**7. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16980**

APPLICATION: 7907-0177-00

CIVIC ADDRESS: 8615, 8625, 8635 and 8655 - 160 Street

APPLICANT: Donald Rapeer, Charnpal S. Gill, Sukhjinder S. Kang,
Amardeep S. Dhaliwal, Indeeep S. Gill and Rajvir K. Kang
c/o Focus Architecture Inc. (Colin Hogan)
#109, 1528 McCallum Road
Abbotsford, BC V2S 8A3

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

The purpose of the rezoning is to permit the development of a mixed-use development consisting of 169 residential units and approximately 3,162 square metres of commercial floor area.

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

Rick Hart, President of the Fleetwood Ratepayer's Association, 15996 - 84 Avenue, was in attendance and provided the following comments:

- In support of the development and the design of the project.
- A few concerns were received from the area residents; they were just a matter of clarification and have been addressed.

**8. Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16977**

APPLICATION: 7908-0128-00

CIVIC ADDRESS: 6680 - 152 Street, 15231, 15309 and 15361 - 66 Avenue

APPLICANT: 0695661 B.C. Ltd, Elegant Holdings Ltd,
Sandhu Malri Holdings Inc. and 0726258 B.C. Ltd.
c/o Aplin & Martin Consultants Ltd.
#201, 12448 - 82 Avenue
Surrey, BC V3W 3E9

PROPOSAL: To rezone the site from "General Agriculture Zone (A-1)" to "Comprehensive Development Zone (CD)"

The purpose of rezoning is to allow subdivision into fifteen (15) business park lots and one (1) future commercial lot.

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 persons present to speak to the proposed By-law.

E. MAYOR'S REPORT

Mayor Watts read the following proclamations:

(a) DAY OF SPONSORSHIP CHILD
September 4, 2009

WHEREAS Christian Children's Fund of Canada (CCFC), is a Canadian-based, child-centered international development charity in existence for close to 50 years; and

WHEREAS CCFC helps children, families and communities break the cycle of poverty by matching one Canadian sponsor with one child overseas; and

WHEREAS residents of Surrey sponsor 592 children in developing countries around the world, donating \$273,159 in 2008; and

WHEREAS through their generosity, residents of Surrey are contributing to the global effort of breaking the cycle of poverty for children, their families and their communities by helping to provide clean water and sanitation, health and nutrition, education, micro-enterprise development opportunities and capacity building programs;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare September 4, 2009 as "DAY OF SPONSORSHIP CHILD" in the City of Surrey.

Dianne L. Watts
Mayor

(b) UNION LABEL WEEK
September 7 to 11, 2009

WHEREAS organized labour has always endeavoured to maintain and improve good working conditions and wage standards for Canadian Workers; and

WHEREAS labour's distinctive emblems of quality and service are union labels, shop cards, store cards and service buttons; and

WHEREAS the CLC Union Label Trades and Services Department is sponsoring a Union Label Week to salute these unique hallmarks and to promote Canadian Union Made Goods and Services;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare the week of September 7 - 11, 2009 as "UNION LABEL WEEK" in the City of Surrey, and call upon all citizens to support the products and services identified by the union label, store card, shop card and service button.

Dianne L. Watts
Mayor

F. METRO VANCOUVER REPORTS/FCM REPORTS**G. CORPORATE REPORTS**

1. The Corporate Reports, under date of July 27, 2009, were considered and dealt with as follows:

Item No. R132 Road Closure Adjacent to 13554 - 89 Avenue
File: 0910-30/153

The General Manager, Engineering submitted a report concerning road closure adjacent to 13554 - 89 Avenue.

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

It was Moved by Councillor Rasode
Seconded by Councillor Gill
That Council authorize the sale of a portion
of 89 Avenue having an area of 1,375 ft.² (127.7 m²) under the previously approved
terms for this closure and sale, as outlined in the attached Corporate Report
No. R048

RES.R09-1415

Carried

Item No. R133 Economic Investment Action Plan - Pre-Servicing Strategy
for the Bridgeview/South Westminster Economic
Investment Zone
File: 0620-20 (EIAP)

The General Manager, Engineering submitted a report to obtain Council's approval for issuing an EOI as part of a proposed engineering pre-servicing strategy for the Bridgeview/South Westminster Economic Investment Zone.

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

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

1. receive Corporate Report R133 as information; and
2. authorize staff to prepare and issue an expression of interest (EOI) to owners of land and/or developers in the Bridgeview and South Westminster Economic Investment Zone as to where and how the City could partner with them through the installation of engineering infrastructure (i.e., pre-servicing) to create the incentive for the immediate development / redevelopment of business lands in this Zone.

RES.R09-1416

Carried

Item No. R134 2010 TransLink's 10-Year Transportation and Financial Plan
File: 0500-01

The General Manager, Engineering submitted a report concerning TransLink's 10-Year Transportation and Financial Plan

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

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

1. Receive Corporate Report R134 as information;
2. Support the "On Track to Transport 2040" scenario as described in this report as the basis for TransLink to complete its 2010 10-Year Transportation and Financial Plan subject to property taxes not being relied upon as the source of new revenues in support of this scenario; and
3. Authorize staff to forward a copy of this report and the related Council resolution to appropriate officials of TransLink and the Federal and Provincial governments.

RES.R09-1417

Carried

Item No. R135 Contract Awards between August 1 and September 4, 2009
File: 2320-01

The General Manager, Engineering submitted a report concerning contract awards between August 1 and September 4, 2009.

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

It was Moved by Councillor Villeneuve
 Seconded by Councillor Steele
 That during the August recess from August 1
 to September 4, 2009, that Council authorize the City Manager to make a decision
 on the award of Contracts M.S. 4709-003-11, M.S. 1706-015-21, M.S. 1706-013-11,
 M.S. 1709-007-11 and M.S. 1709-012-11 as described in this report provided the
 following criteria are satisfied:

1. Tenders are received through an open tender process;
2. Each award is to the contractor submitting the lowest bid which fully
 meets the contract specifications; and
3. The contract award is within the approved budget for the related work.

RES.R09-1418

Carried

Item No. R136 New Pay Station Parking System: RFP #1220-30-12
 File: 1220-30-12-09

The General Manager, Engineering submitted a report concerning RFP #1220-30-12

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

It was Moved by Councillor Martin
 Seconded by Councillor Villeneuve
 That Council authorize staff to negotiate the
 purchase from APARC Systems Ltd. of a Pay Parking System including hardware,
 software and implementation as generally described in this report at a total cost
 not to exceed \$360,000 plus GST and PST.

RES.R09-1419

Carried

Item No. R137 2008 Water System Annual Report
 File: 5600-42

The General Manager, Engineering submitted a report concerning the 2008
 Annual Report of the City of Surrey Water System.

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

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

1. Receive this report as information; and
2. Authorize staff to forward a copy of this report to the Medical Health Officer.

RES.R09-1420

Carried

Item No. R138 Contract Award M.S. 4809-004-11
Pattullo Pump Station Channel Improvements and
Golden Ears Environmental Compensation Works
File: 4809-004-11

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4809-004-11. Tenders were received as follows:

<i>Contractor</i>	<i>Tender Amount with GST</i>	<i>Corrected Amount</i>
1. Tybo Contracting Ltd.	\$798,207.80	No Change
2. Double M Excavating Ltd.	\$818,252.23	No Change
3. Mission Contracting Ltd.	\$916,954.56	\$916,954.35

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

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

1. Award Contract M.S. 4809-004-11 to Tybo Contracting Ltd. in the amount of \$798,207.80 including GST; and
2. Set the expenditure authorization limit for Contract M.S. 4809-004-11 at \$840,000.00 including GST

RES.R09-1421

Carried

Item No. R139 Contract Award M.S. 1209-001-11: Newton Water Main
File: 1209-001/11

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 1209-001-11. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount with GST</i>	<i>Corrected Amount</i>
1. Hyland Excavating Ltd.	\$3,364,486.65	No Change
2. Pedre Underground Utilities	\$3,384,822.00	No Change
3. Sandpiper Contracting Ltd.	\$3,515,064.00	\$3,501,813.00
4. B. Cusano Contracting (2007) Ltd.	\$3,770,550.00	No Change
5. Chet Construction Ltd.	\$3,911,330.80	\$4,002,674.05
6. J. Cote & Son Excavating Ltd.	\$3,919,570.00	No Change
7. Targa Contracting Ltd.	\$4,156,828.20	\$4,154,030.35

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

It was Moved by Councillor Martin
Seconded by Councillor Villeneuve
That Council:

1. Award Contract M.S. 1209-001-11 to Hyland Excavating Ltd. in the amount of \$3,364,486.65, including GST; and
2. Set the expenditure authorization limit for Contract M.S. 1209-001-11 at \$3,533,000.00, including GST.

RES.R09-1422

Carried

Item No. R140 Contract Award M.S. 4709-002-C1
Miscellaneous Sewer and Water Mains
File: 4709-002/00; 4709-002/11

The General Manager, Engineering submitted a report concerning the award of Contract M.S. 4709-002-C1. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount with GST</i>	<i>Corrected Amount</i>
1. Chet Construction Ltd.	\$850,956.44	\$839,776.98
2. Mainland Civil Works Inc.	\$949,923.45	No Change
3. Targa Contracting Ltd.	\$988,540.35	No Change
4. Pedre Contractors Ltd.	\$1,023,750.00	No Change
5. Sandpiper Contracting LLP	\$1,155,516.60	No Change

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

It was Moved by Councillor Martin
Seconded by Councillor Villeneuve
That Council:

1. Award Contract M.S. 4709-002-C1 to Chet Construction Ltd. in the amount of \$839,776.98, including GST; and
2. Set the expenditure authorization limit for Contract M.S. 4709-002-C1 at \$940,000.00, including GST.

RES.R09-1423

Carried

Item No. R141 City of Surrey and S&R Sawmills Land Exchange and Road Closure
File: 0870-20/185

The General Manager, Engineering and the General Manager, Parks, Recreation and Culture submitted a report concerning City of Surrey and S&R Sawmills land exchange and road closure.

The General Manager, Engineering and the General Manager, Parks, Recreation and Culture were recommending approval of the recommendations outlined in their report.

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

1. approve the acquisition of 12.16 acres of 9827 - 186 Street (PID 012-881-660) as illustrated on the map attached as Appendix I for the purposes of a waterfront park;
2. approve the sale of the City lands located at:
 - (a) 18911 - 98A Avenue (PID 013-259-482);
 - (b) 18927 - 98A Avenue (PID 013-259-423);
 - (c) 19021 - 98A Avenue (PID 010-148-027); and
 - (d) 19067 - 98A Avenue (PID 011-071-567)
 to S&R Sawmills Ltd.; and
3. authorize the City Clerk to bring forward by-laws to close and remove the dedication as highway of:
 - (a) a 8,471 ft.² (787 m²) unopened portion of 189 Street located between the Canadian National (CN) Rail Line and 98A Avenue; and
 - (b) a 3,348 ft.² (311 m²) unopened portion of 191 Street located between the CN Rail Line and 98A Avenue.

RES.R09-1424

Carried

Item No. R142 Economic Investment Action Plan - Streamlining
Approval Processes
File: 6630-01; 5250-01

The General Manager, Engineering and the General Manager, Planning and Development submitted a report to provide information on actions that are being taken in support of Element #5 of the Surrey Economic Investment Action Plan, "Streamlining Approval Processes".

The General Manager, Engineering and the General Manager, Planning and Development were recommending that the report be received for information.

It was Moved by Councillor Martin
Seconded by Councillor Hepner
That Corporate Report R142 be received for
information.

RES.R09-1425

Carried

Item No. R143 Quarterly Financial Report - Second Quarter - 2009
File: 1880-20

The General Manager, Finance and Technology submitted a report to provide Council with an update on the City's financial activity for the second quarter of 2009 and compare that activity with the 2009 Financial Plan.

The General Manager, Finance and Technology was recommending that the report be received for information.

It was Moved by Councillor Villeneuve
Seconded by Councillor Gill
That Corporate Report R143 be received for
information.

RES.R09-1426

Carried

Item No. R144 Cloverdale Mall Site - Project Update
File: 0930-30

The City Manager and the CEO, Surrey City Development Corporation submitted a report to provide information on the actions of the Surrey City Development Corporation relative to planning for the redevelopment of the Cloverdale Mall site.

The City Manager and the CEO, Surrey City Development Corporation was recommending that the report be received for information.

It was Moved by Councillor Martin
Seconded by Councillor Steele
That Corporate Report R144 be received for
information.
RES.R09-1427 Carried

Item No. R145 Selection of a Consultant Design Team for the
Civic Centre Project
File: 6520-20

The Civic Centre Project Evaluation Team submitted a report concerning the selection of a consultant design team for the Civic Centre Project.

The Civic Centre Project Evaluation Team was recommending approval of the recommendations outlined in their report.

It was Moved by Councillor Martin
Seconded by Councillor Villeneuve
That Council authorize staff to complete
negotiations and execute a contract with Kasian Architecture Interior Design and
Planning in association with Moriyama + Teshima Architects for the design of the
Civic Centre Project in Surrey City Centre based on the description provided in
Corporate Report R145
RES.R09-1428 Carried

Item No. R146 Sustainability Charter Implementation Update
File: 0512-02

The Deputy City Manager and the Manager, Sustainability submitted a report to advise Council of the status of actions related to the recommendations in the City's Sustainability Charter including the activities that will be undertaken before the end of 2009.

The Deputy City Manager and the Manager, Sustainability were recommending that the report be received for information.

It was Moved by Councillor Martin
Seconded by Councillor Hepner
That Corporate Report R146 be received for
information.
RES.R09-1429 Carried

Item No. R147 Vehicle Expense Reimbursement for City Councillors
File: 0530-01

The City Solicitor and the General Manager, Finance and Technology submitted a report to obtain Council approval of the amendments to "City Policy D-15 - Expense Policy for Council Members" (the "Expense Policy") to implement a

per-kilometre vehicle expense reimbursement rate for the Councillors' use of their personal vehicles for City-related business

The City Solicitor and the General Manager, Finance and Technology were recommending approval of the recommendations outlined in their report.

It was

Moved by Councillor Martin

Seconded by Councillor Hepner

That Council approve amendments, as detailed in Appendix A to Corporate Report R147, to "City Policy D-15 – Expense Policy for Council Members" to provide a per-kilometre vehicle reimbursement rate for Councillors' use of their personal vehicles for City-related business.

RES.R09-1430

Carried with Councillors Gill and Bose against.

Item No. R148

City of Surrey Olympic Plan Update #2

File: 8200-20/O

The Deputy City Manager and the General Manager, Parks, Recreation and Culture submitted a report to provide Council with an update on the City's Olympic Plan, including all of the initiatives that the City will undertake leading up to and during the 2010 Olympic and Paralympic Games. The first update was provided by way of Corporate Report No. R058 that was considered by Council at its Regular meeting on April 20, 2009.

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

It was

Moved by Councillor Martin

Seconded by Councillor Steele

That Corporate Report R148 be received for information.

RES.R09-1431

Carried

Item No. R149

Conceptual Plan for Joe Brown Park

File: 6140-20/J

The General Manager, Parks, Recreation and Culture submitted a report to advise Council of the consultation that has been undertaken with the community and stakeholders regarding the Joe Brown Park Concept Plan since it was presented to council in June 2007 and to seek Council approval of the finalized Joe Brown Park Concept Plan.

The General Manager, Parks, Recreation and Culture was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That Council:

1. Receive Corporate Report R149 as information; and
2. Approve in principle the Conceptual Plan for Joe Brown Park as described in this corporate report and as illustrated in Appendix III to Corporate Report R149.

RES.R09-1432

Carried

Item No. R150 Heritage Designation for Kensington Prairie
Elementary School
File: 6880-20-227 (Kensington Prairie)

The General Manager, Planning and Development submitted a report to obtain Council approval to establish a heritage designation for the oldest portion of the former Kensington Prairie Elementary School (circa 1914), located at 16824 - 32 Avenue.

Note: See By-law No. 16988 under item H.13.

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

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

1. Receive this report as information;
2. Authorize the City Clerk to bring forward for the required readings, and to set a date for the related public hearing, the Heritage Designation By-law attached as Appendix I to this report that will act to provide heritage protection for the oldest portion of the former Kensington Prairie Elementary School; and
3. Authorize the City Clerk to provide the necessary notification as required under the *Local Government Act*.

RES.R09-1433

Carried

Item No. R151 Proposed Modifications to the Single Family Residential
(RF) Zone - Next Steps
File: 6745-01; 3900-30

The General Manager, Planning and Development submitted a report to advise Council of meetings that staff has held with the Surrey Ratepayers Association (the "SRA") and the Surrey Association of Sustainable Communities (the "SASC"),

regarding proposed modifications to the RF Zone, which were considered by Council on May 25, 2009 (see Corporate Report No. C005 attached as Appendix "A"). This report also advises Council of staff's intended course of action in relation to consulting with the public regarding the proposed modifications.

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

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

1. Receive Corporate Report R151 as information; and
2. Authorize staff to proceed with public consultation as described in this report to receive public input on a modified Single Family Residential (RF) Zone, as described in Option 2 in Corporate Report No. C005, which is attached as Appendix "A" to this report.

RES.R09-1434

Carried

Item No. R152 Bill 27 - 2008 - Greenhouse Gas (GHG) Emissions Requirements in the Official Community Plan
File: 6950-30 (Sustainability Planning Initiatives)

The General Manager, Planning and Development submitted a report to update Council on the GHG reduction requirements of Bill 27 - 2008 as they relate to municipalities and to identify how these requirements are being considered in Surrey's OCP update process.

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

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

1. Receive Corporate Report R152 as information; and
2. Direct staff to report back on targets and potential policies and actions available to the City of Surrey for reducing community Greenhouse Gas ("GHG") emissions all within the timeline provided in legislation for the incorporation of GHG reduction targets in Surrey's Official Community Plan ("OCP").

RES.R09-1435

Carried

Item No. R153 International Design Competition - Town Centres
File: 6430-01

The General Manager, Planning and Development submitted a report concerning International Design Competition – Town Centres.

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

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

1. Receive Corporate Report R153 as information;
2. Authorize staff to proceed with an International Design Competition in accordance with the Terms of Reference attached as Appendix 1 to Corporate Report R153; and
3. Approve the expenditure of \$350,000 to cover the costs of the Competition, including prizes.

RES.R09-1436

Carried

Item No. R154 Semiahmoo Town Centre Integrated Energy Master
Plan Study -
Phase I Results
File: 5280-11

The General Manager, Planning and Development submitted a report to:

- Advise Council of the results of Phase 1 of the Integrated Community Energy Master Plan for the Semiahmoo Town Centre (the "Study"), which focused on the proposed redevelopment of the Semiahmoo Mall site; and
- Report on the lessons learned from this Study that can be applied to future plans and development within the City to save energy and reduce greenhouse gases (GHGs).

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

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

1. Receive Corporate Report R155 as information; and

2. Direct staff to utilize the findings of the study related to Phase 1 of the Integrated Community Energy Master Plan for the Semiahmoo Town Centre, in the development of policies and plans, including the Official Community Plan ("OCP"), the City Centre Plan Update and town centre plans and the design guidelines and utility servicing strategies associated with these plans.

RES.R09-1437

Carried

Mayor Watts stated her conflict of interest as she owns property in the catchment area, she left the meeting at 7:40 p.m.

Item No. R155 Neighbourhood Concept Plan Area #4 of
Grandview Heights
File: 6520-02 (GH#4)

The General Manager, Planning and Development and the General Manager, Engineering submitted a report to:

- Provide background information and discuss the prerequisites that staff view as necessary for the preparation of an NCP for Grandview Heights Area #4;
- Advise Council of the proposal by the Owners' Group to proceed with a process toward the preparation of such an NCP; and
- Seek Council approval for a proposed Agreement between the City and the Owners' Group regarding the preparation of an NCP for Area #4 in Grandview Heights.

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

It was

Moved by Councillor Martin
Seconded by Councillor Gill
That Council:

1. Receive Corporate Report R155 as information;
2. Authorize staff to bring forward a Terms of Reference for the preparation of a Neighbourhood Concept Plan ("NCP") for the Grandview Heights NCP Area #4, subject to the execution by the Grandview Heights NCP Area #4 Owners' Group (the "Owners' Group") of the Agreement attached to Corporate Report R155 as Appendix I; and
3. Approve the addition to Grandview Heights NCP Area #4 of 10 properties on the north side of 20 Avenue, east of 176 Street, now within the Redwood Park Rural designation, as illustrated on the map attached as Appendix II.

RES.R09-1438

Carried with Councillor Villeneuve and
Councillor Bose against

Mayor Watts returned to the meeting at 7:47 p.m.

Item No. R156 Update on Infrastructure Grants
File: 1855-20The General Manager, Engineering and the General Manager, Parks, Recreation
and Culture submitted a report to:

- advise Council of the various infrastructure grant programs under the Building Canada Plan and Canada's Economic Action Plan for which the City is eligible to apply for funding;
- advise Council of the infrastructure grants that the City has received to date in 2009; and
- seek Council's continued support of applying for funding opportunities for the remainder of 2009 and beyond.

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

It was	Moved by Councillor Hunt
	Seconded by Councillor Steele
	That Corporate Report R156 be received for
information.	

RES.R09-1439

Carried**H. BY-LAWS (continued)**

1. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16978"
7909-0073-00 – Charles and Andria Lawson, c/o Chuck Lawson
RF to CD (BL 12000) - 2830 O'Hara Lane - to permit the construction of a
detached garage.

Approved by Council: July 13, 2009

It was	Moved by Councillor Martin
	Seconded by Councillor Steele
	That "Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16978" pass its third reading.	

RES.R09-1440

Carried

It was Moved by Councillor Martin
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993, No. 12000,
 Amendment By-law, 2009, No. 16978" be finally adopted, signed by the Mayor and
 Clerk, and sealed with the Corporate Seal.
 RES.R09-1441 Carried

2. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16979"
 7906-0211-00 – Antonio Marinelli, Peter Cantafio, Angelo Marinelli
 c/o Barnett Dembek Architects Inc. (Lance Barnett)
 RF to CD (BL 12000) - 2205 and 2227 King George Highway, Portion of
 156 Street - to permit the development of a 7-unit townhouse complex.

Approved by Council: July 13, 2009

It was Moved by Councillor Martin
 Seconded by Councillor Steele
 That "Surrey Zoning By-law, 1993, No. 12000,
 Amendment By-law, 2009, No. 16979" pass its third reading.
 RES.R09-1442 Carried with Councillor Bose against

3. "Surrey Official Community Plan By-law, 1996, No. 12900, Text No. 92 Amendment
 By-law, 2009, No. 16981"
 7909-0120-00 – P.C.B. Properties Ltd., c/o G3 Architecture Inc. (Gus Da Roza)
 To amend "Surrey Official Community Plan By-law, 1996, No. 12900" as amended,
 in Division A. Schedule B Temporary Use Permit Areas, under the heading
 "Temporary Commercial Use Permit Areas" by adding a new heading "Temporary
 Commercial Use Permit Area No. 21 - Outdoor Patios for an adjoining
 Neighborhood Pub". This application will allow the construction of two outdoor
 patios for the Derby Bar & Grill located at 17735 – 1 Avenue.

Approved by Council: July 13, 2009

Note: See Temporary Commercial Use Permit No. 7909-0120-00 under
 Clerk's Report, Item I.2(a).

Note: See Development Permit No. 7909-0120-00 under Clerk's Report,
 Item I.3(a).

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That "Surrey Official Community Plan
 By-law, 1996, No. 12900, Text No. 92 Amendment By-law, 2009, No. 16981" pass its
 third reading.
 RES.R09-1443 Carried with Councillor Hunt against.

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That "Surrey Official Community Plan
 By-law, 1996, No. 12900, Text No. 92 Amendment By-law, 2009, No. 16981" be
 finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate
 Seal.

RES.R09-1444

Carried with Councillor Hunt against.

4. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16982"
 7909-0082-00 – City of Surrey, c/o CPA Development Consultants (Doug Purdy
 and Jack Clerkson)
 RA to CD (BL 12000) - 13670 – 94A Avenue - to permit the development of a
 facility to provide drug and alcohol treatment, rehabilitation and
 supportive housing.

Approved by Council: July 13, 2009

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That "Surrey Zoning By-law, 1993, No. 12000,
 Amendment By-law, 2009, No. 16982" pass its third reading.

RES.R09-1445

Carried

5. "Surrey Official Community Plan By-law, 1996, No. 12900, No. 243 Amendment
 By-law, 2009, No. 16984"
 7909-0098-00 – Fraser Health Authority and City of Surrey, c/o IBI (Tony Gill)
 To authorize the redesignation of the site located at 13750 – 96 Avenue,
 13605 – 94A Avenue from Urban (URB) to City Centre (CC).

This By-law is proceeding in conjunction with By-law 16985.

Approved by Council: July 13, 2009

It was Moved by Councillor Hepner
 Seconded by Councillor Gill
 That "Surrey Official Community Plan
 By-law, 1996, No. 12900, No. 243 Amendment By-law, 2009, No. 16984" pass its
 third reading.

RES.R09-1446

Carried

- "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16985"
 7909-0098-00 – Fraser Health Authority and City of Surrey, c/o IBI (Tony Gill)
 CD (BL 12536) to CD (BL 12000) - 13750 – 96 Avenue, 13605 – 94A Avenue -
 to permit the development of a future phased expansion of Surrey
 Memorial Hospital.

This By-law is proceeding in conjunction with By-law 16984.

Approved by Council: July 13, 2009

It was

Moved by Councillor Martin

Seconded by Councillor Hepner

That "Surrey Zoning By-law, 1993, No. 12000,

Amendment By-law, 2009, No. 16985" pass its third reading.

Carried

RES.R09-1447

6. "Surrey Land Use Contract No. 219, Authorization By-law, 1976, No. 4942, Discharge By-law, 2009, No. 16976"
7908-0130-00 - Sana Khawaja
To discharge Land Use Contract No. 219 from the property at 14922 Fraser Highway to allow the underlying C-4 Zone to regulate the site and permit the development of a two-storey building with convenience store on the ground floor and a dwelling unit on the second floor.

Approved by Council: July 13, 2009

Note: See Development Variance Permit No. 7908-0130-00 under Clerk's Report, Item I.1(a).

It was

Moved by Councillor Martin

Seconded by Councillor Steele

That "Surrey Land Use Contract No. 219,

Authorization By-law, 1976, No. 4942, Discharge By-law, 2009, No. 16976" pass its third reading.

Carried

RES.R09-1448

7. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16980"
7907-0177-00 - Donald Rapeer, Charnpal Gill, Sukhjinder Kang,
Amardeep Dhaliwal, Indeeep Gill, Rajvir Kang,
c/o Focus Architecture Inc. (Colin Hogan)
RF to CD (BL 12000) - 8615, 8625, 8635 and 8655 - 160 Street - to permit the development of a mixed-use development consisting of 169 residential units and approximately 3,162 square metres of commercial floor area.

Approved by Council: July 13, 2009

- * Planning & Development advise that an error was identified in the draft by-law introduced at the July 13, 2009 Regular Council-Land Use meeting. The By-law should reference the zoning from "*Single Family Residential Zone (RF)*" to "*Comprehensive Development Zone (CD)*". Council is requested to consider the revised bylaw provided Inside Binder Flap.

It was Moved by Councillor Martin
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16980" pass its third reading.
RES.R09-1449 Carried

8. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16977"
7908-0128-00 – 0726258 B.C. Ltd., Sandhu Malri Holdings Inc.,
Elegant Holdings Ltd., 0695661 B.C. Ltd.
c/o Aplin & Martin Consultants Ltd.
A-1 to CD (BL 12000) - 6680 – 152 Street, 15231, 15309 and 15361 – 66 Avenue
- to allow subdivision into fifteen (15) business park lots and one (1) future
commercial lot.

Approved by Council: July 13, 2009

It was Moved by Councillor Martin
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2009, No. 16977" pass its third reading.
RES.R09-1450 Carried

FINAL ADOPTIONS

9. "Corrigan Park Dedication By-law, 2009, No. 16969"
3900-20-16969 – Council Initiative
A by-law to authorize the dedication of certain lands as Park.

Note: Council is advised that pursuant to Section 30 (1) of the *Community Charter*, By-law 16969 may only be adopted by an affirmative vote of at least 2/3 of all the members of Council.

Approved by Council: June 29, 2009
Corporate Report Item: CCo40

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Corrigan Park Dedication By-law,
2009, No. 16969" be finally adopted, signed by the Mayor and Clerk, and sealed
with the Corporate Seal.
RES.R09-1451 Carried

10. "Corrigan Park Dedication By-law, 2009, No. 16970"
3900-20-16970 – Council Initiative
A by-law to authorize the dedication of certain lands as Park.

Note: Council is advised that pursuant to Section 30 (1) of the *Community Charter*, By-law 16970 may only be adopted by an affirmative vote of at least 2/3 of all the members of Council.

Approved by Council: June 29, 2009
Corporate Report Item: CC040

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Corrigan Park Dedication By-law,
2009, No. 16970" be finally adopted, signed by the Mayor and Clerk, and sealed
with the Corporate Seal.

RES.R09-1452

Carried

11. "Surrey Noise Control By-law, 1982, No. 7044, Amendment By-law, 2009,
No. 16986"
3900-20-16986 – Regulatory By-law Text Amendment
"Surrey Noise Control By-law, 1982, No. 7044" as amended, is further amended in
Section B, Sub-section 6 (b) and (j) to reflect Provincial guidelines related to the
use of audible bird scare devices in protecting agricultural crops from damage by
birds.

Approved by Council: July 13, 2009
Corporate Report Item: R128

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Surrey Noise Control By-law, 1982,
No. 7044, Amendment By-law, 2009, No. 16986" be finally adopted, signed by the
Mayor and Clerk, and sealed with the Corporate Seal.

RES.R09-1453

Carried

12. "Surrey Parks, Recreation and Cultural Facilities Regulation By-law, 1998,
No. 13480, Amendment By-law, 2009, No. 16987"
3900-20-16987 – Regulatory By-law Text Amendment
"Surrey Parks, Recreation and Cultural Facilities Regulation By-law, 1998,
No. 13480" as amended, is further amended within the Intent of By-law section,
Contents, Part 2 Grant of Powers, Part 6 Bathing Beaches and Swimming Pools,
and Part 7 Animals as outlined in Corporate Report R127. These amendments are
intended to assist in making the administration of the by-law more efficient and
effective.

Approved by Council: July 13, 2009
Corporate Report Item: R127

It was Moved by Councillor Villeneuve
 Seconded by Councillor Steele
 That "Surrey Parks, Recreation and Cultural
 Facilities Regulation By-law, 1998, No. 13480, Amendment By-law, 2009, No. 16987"
 be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate
 Seal.

RES.R09-1454

Carried

INTRODUCTIONS

13. "City of Surrey Heritage Designation By-law, 2009, No. 16988"
 3900-20-16988 – Council Initiative
 To introduce a heritage designation by-law to provide heritage protection for the
 oldest portion of the former Kensington Prairie Elementary School.

Approved by Council: To be approved
 Corporate Report Item: R150

Note: This By-law will be in order for consideration, should Council approve the
 recommendations of Corporate Report Item No. R150.

It was Moved by Councillor Steele
 Seconded by Councillor Villeneuve
 That "City of Surrey Heritage Designation
 By-law, 2009, No. 16988" pass its first reading.

RES.R09-1455

Carried

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

It was Moved by Councillor Villeneuve
 Seconded by Councillor Gill
 That "City of Surrey Heritage Designation
 By-law, 2009, No. 16988" pass its second reading.

RES.R09-1456

Carried

It was then Moved by Councillor Villeneuve
 Seconded by Councillor Gill
 That the Public Hearing on "City of Surrey
 Heritage Designation By-law, 2009, No. 16988" be held at the City Hall on
 September 14, 2009, at 7:00 p.m.

RES.R09-1457

Carried

THIRD READING

14. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2009, No. 16967"
7909-0022-00 – City of Surrey, c/o Coast Mental Health
RF to CD (BL 12000) - Portion of 13922 - 101 Avenue - to permit the development of a 52-unit, 3-storey apartment building to house the homeless and those at risk of becoming homeless.

This item was dealt with earlier in the meeting.

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. 7908-0130-00**
Sana Khawaja
14922 Fraser Highway

To relax requirements as follows:

- (i) To reduce the minimum front yard setback from 7.5 metres (25 ft.) to 1.93 metres (6 ft.);
- (ii) To reduce the minimum west side yard setback from 7.5 metres (25 ft.) to 1.04 metre (3 ft.);
- (iii) To reduce the minimum east side yard setback from 6.0 metres (20 ft.) to 1.32 metres (4 ft.); and

To vary "Surrey Sign By-law, 1999, No. 13656" as amended, Part 5, Section 27(2), as follows:

- (i) To increase the maximum number of fascia signs from 2 to 3.

To permit the development of a two-storey building with convenience store on the ground floor and a dwelling unit on the second floor.

Note: See By-law No. 16976 under Item H.6.

It was

Moved by Councillor Martin
Seconded by Councillor Steele
That Development Variance Permit

No. 7908-0130-00 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.R09-1458

Carried

- (b) **Development Variance Permit No. 7909-0102-00**
Miles Murray and Susan Prins
 12738 Beckett Road

To increase the maximum building height requirement of accessory buildings and structures from 4 metres (13 ft.) to 4.98 metres (16.3 ft.) to relax the building height for a detached garage.

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

Note: See memorandum in the binder cover from Planning & Development advising that Development Variance Permit No. 7909-0102-00 is not in order for final approval at this time.

That Development Variance Permit No. 7909-0102-00 is not in order.

- (c) **Development Variance Permit No. 7908-0300-00**
0732402 B.C. Ltd., Man Deck Enterprises Inc., DMS Holding Inc.,
0732189 B.C. Ltd., Sunho Enterprises Ltd., Kamsing Enterprises Ltd.
c/o Coastland Engineering & Surveying Ltd. (Mike Helle)
 18044 - 96 Avenue

To provide road dedication requirements for 94 Avenue; vehicular works and services for 180 Street, 96 Avenue (old road) and 94 Avenue; pedestrian highway systems along 180 Street, 96 Avenue (old road) and 94 Avenue; water supply; sanitary sewer works; drainage works; and street lighting systems at the intersection of 180 Street and 96 Avenue to defer the works and services requirement to facilitate a 2-lot subdivision.

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

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That Development Variance Permit
 No. 7908-0300-00 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.R09-1459

Carried

- (d) **Development Variance Permit No. 7909-0091-00**
The Board of Education of School District No. 36 (Surrey)
c/o Alpha Neon Ltd. (Adrian Tuck)
 13220 - 64 Avenue

To increase the maximum sign area of a free-standing sign from 0.6 metres (6 sq. ft.) to 5.9 square metres (64 sq. ft.); and to increase the maximum

sign height of a free-standing sign from 3.3 metres (12 ft.) to 4.6 metres (15 ft.), to install a free-standing sign for École Panorama Ridge Secondary School.

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

It was Moved by Councillor Martin
Seconded by Councillor Gill
That Development Variance Permit
No. 7909-0091-00 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.R09-1460

Carried

- (e) **Development Variance Permit No. 7909-0086-00**
South Surrey Independent School Society Inc.
c/o Margot Cummings
2656 - 160 Street

To allow a reduction in the minimum setback requirement of a free-standing sign from 2.3 metres (7.5 ft.) to 1.13 metres (3.7 ft.); and to permit a second free-standing sign along the highway frontage, to permit the installation of a second free-standing for Southridge School along 160 Street.

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

It was Moved by Councillor Martin
Seconded by Councillor Gill

That Development Variance Permit
No. 7909-0086-00 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.R09-1461

Carried

- (f) **Development Variance Permit No. 7909-0119-00**
Prem S. and Jagir K. Vinning
c/o Gurinder Grewal
7514 - 149A Street

To reduce the minimum front yard setback requirement for accessory buildings and structures from 18 metres (59 ft.) to 15.64 metres (52 ft.) to allow construction of a garage.

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

It was Moved by Councillor Martin
Seconded by Councillor Gill
That Development Variance Permit
No. 7909-0119-00 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.R09-1462

Carried

- (g) **Development Variance Permit No. 7909-0022-00**
City of Surrey
c/o Coast Mental Health
Portion of 13922 - 101 Avenue

To defer the requirement to provide vehicular highway systems, pedestrian highway systems, water supply, sanitary sewer, drainage works, underground wiring and street lighting systems along 100 Avenue to permit the development of a 52-unit, 3-storey apartment building to house the homeless and those at risk of becoming homeless.

Note: At the July 13, 2009 Regular Council - Public Hearing, this item was not in order due to the deferral of By-law No. 16967.

Note: See By-law No. 16967 under Item H.14 of the Regular Council - Public Hearing Addendum Agenda #2.

That Development Variance Permit No. 7909-0022-00 is not in order.

2. Formal Approval of Temporary Use Permits

- (a) **Temporary Commercial Permit No. 7909-0120-00**
P.C.B. Properties Ltd.
G3 Architecture Inc. (Gus Da Rosa)
17735 - 1 Avenue

To permit the construction of two outdoor patios for the neighbourhood pub which will encroach on the neighbouring property to the west (17637 - 1 Avenue) for a 12 month period.

Memorandum from the Manager, Area Planning & Development - South Division, requesting council to pass the following resolution:

"That Temporary Commercial Permit No. 7909-0120-00 be issued to P.C.B. Properties Ltd. to permit the construction of two outdoor patios for the neighbourhood pub which will encroach on the neighbouring property to the west (17637 - 1 Avenue) for a 12 month period, on the site more particularly described as Lot 2, Section 33, Block 1 North, Range 1 East, New Westminster District, Plan 73076, and that the Mayor and Clerk be authorized to sign the necessary documents."

Note: See By-law No. 16981 under Item H.3.

Note: See Development Permit No. 7909-0120-00 under Clerk's Report, Item I.3(a).

It was
 Moved by Councillor Hepner
 Seconded by Councillor Steele
 That Temporary Commercial Permit
 No. 7909-0120-00 be issued to P.C.B. Properties Ltd. to permit the construction of two outdoor patios for the neighbourhood pub which will encroach on the neighbouring property to the west (17637 - 1 Avenue) for a 12 month period, on the site more particularly described as Lot 2, Section 33, Block 1 North, Range 1 East, New Westminster District, Plan 73076, and that the Mayor and Clerk be authorized to sign the necessary documents

RES.R09-1463

Carried with Councillor Hunt against.

3. Formal Approval of Development Permits

- (a) **Development Permit No. 7909-0120-00**
Gus Da Roza, G3 Architecture Inc.
P.C.B. Properties Ltd., Incorporation
No. 78028
 17637 and 17735 - 1 Avenue

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

"That Development Permit No. 7909-0120-00 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 Temporary Commercial Use Permit No. 7909-0120-00 under Clerk's Report, Item I.2(a).

It was Moved by Councillor Hepner
Seconded by Councillor Steele
That Development Permit No. 7909-0120-00
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.R09-1464 Carried with Councillor Hunt against.

4. Requests

- (a) **Terry Uppal**
ULounge Hospital Inc.
File: 7907-0064-00

Requesting to appear before Council with respect to the "no dance floor"
restriction placed on their establishment located at 16051 - 24 Avenue.

It was Moved by Councillor Villeneuve
Seconded by Councillor Rasode
That Terry Uppal, ULounge Hospital Inc. be
heard as a delegation at Council-in-Committee.

RES.R09-1465 Carried

- (b) **Steve Sawchuck**
Employer, Business Services Advisory, Citizen Services
Service Canada
File: 6750-01; 0550-20-10

Requesting to appear before Council to make a presentation regarding
Service Canada Business programs.

It was Moved by Councillor Villeneuve
Seconded by Councillor Rasode
That Steve Sawchuck, Employer, Business
Services Advisory, Citizens Services, Service Canada be heard as a
delegation at Council-in-Committee.

RES.R09-1466 Carried

- (c) **Jim McMurtry**
File: 0220-07; 0550-20-10

Requesting Council reconsider his July 13, 2009 delegation request to appear before **Council** to present their many concerns with respect to propane cannons, specifically all the by-law infractions committed by blueberry farmers with complete impunity.

Note: At the July 13, 2009 Regular council - Public Hearing, Council passed a resolution that be heard as a delegation at the **Agricultural Advisory Committee**.

Councillor Hunt stated that at the last Council meeting there were changes made to the subject by-law, there may have been a misunderstanding between the Surrey by-laws and the Provincial regulations, because the Surrey by-law was just updated and the by-law officers may be abiding by the law of the day.

Councillor Hepner noted that she would like to know what the regional perspective is on this issue. The City of Surrey is uniquely positioned to have a greater number of farms that have transferred to blueberry farming and that may be why the issue is escalating. She advised that she will bring the issue to the Regional Agricultural Committee and report back to Council.

It was Moved by Councillor Hunt
Seconded by Councillor Steele
That Jim McMurtry, be heard as a delegation
at Agricultural Advisory Committee to allow the committee to put forward
a recommendation for Council consideration.

RES.R09-1467

Carried

J. CORRESPONDENCE

K. NOTICE OF MOTION

L. ANY OTHER BUSINESS

1. **FCM Resolution - Nav Canada Consultation Surrey**
File: 0250-03

Councillor Villeneuve submitted the following resolution endorsed by the Lower Mainland Local Government Association & Union of BC Municipalities unanimously in 2008.

Councillor Villeneuve noted that she would like this resolution to be before the FCM for their September meeting. The Surrey Airspace Task Force had a successful meeting on July 9th with Sukh Dwaliwal, MP and Marleen Jenings, MP

from the Montreal area and dealing with night time air traffic. In attendance were representatives from the Panorama Ridge Association, Ocean Park Association, Crescent Beach Association, Guildford Association, and Fleetwood Community Association. Also representation from Delta, and Richmond that made presentations regarding the issue and the need for Legislative change, change such as Nav Canada requirement to hold public consultation meetings and have environmental assessments done prior to making airspace changes. There will be hopefully a national lobby as it is affecting airspace in all of the provinces in Canada and it a growing movement of people that are concerned that the future of their airspace may be changed without any consultation.

It was Moved by Councillor Villeneuve
Seconded by Councillor Hunt
That:

WHEREAS the Aeronautical Study's changes implemented by Nav Canada on May 7, 2007 have negatively impacted many residents in the Lower Mainland;

WHEREAS the impacted communities and residents were not consulted during the Aeronautical Study; and

WHEREAS Nav Canada's governance model does not require consultation with communities or affected municipalities where air traffic changes take place; and

WHEREAS there is not currently a requirement for an environmental impact study to take place when considering airspace changes; and

WHEREAS the Minister of Transportation will only exert authority on issues concerning air safety;

THEREFORE BE IT RESOLVED that the Federation of Canadian Municipalities (FCM) call upon the Federal Government to revisit the legislative framework of Nav Canada to ensure that proper consultation takes place with affected communities and residents; and

BE IT FURTHER RESOLVED that the FCM call upon the Federal Government to ensure that environmental impact studies take place prior to any airspace changes."

RES.R09-1468

Carried

2. **Future Cell Phone Use with "No Hand Held Cells" Regulations**
File: 0250-03

Councillor Steele noted that the week before last she had attended the UBCM Executive meetings in Victoria, and one of the issues that was well debated was the issue of cell phones and being able to use cell phones in vehicles. The UBCM recommendations that went before the Solicitor General Heed was to allow the use of cell phones as long as they are not hand held. Councillor Steele requested that staff look into the possibility of options should the day come when they can no longer use hand held cell phones.

3. Public Art within the City of Surrey

File: 0250-03

Councillor Villeneuve noted that this month was an accumulating month of presentations of the Cultural Capital public art pieces. There were four major pieces that were unveiled. Three pieces were unveiled during a public art bus tour a couple of weeks ago and a lovely piece at the South Surrey Athletic Park last Saturday before the Fusion Festival. Councillor Villeneuve hopes that Council and members of the public will have an opportunity to visit the art pieces during the summer:

1. In Bear Creek Park, just off of 140th Street in the parking lot area, this piece is titled 'Lingua Aqua', inspired by the celebrating diversity mother languages spoken by the residents of Surrey;
2. In Green Timbers Urban Forest, off of 140th Street and Fraser Highway, along the forest walkway, work is by Eric Robertson, showing the different stages that cedar bark progresses from a seedling through to a roof of a house;
3. In Holland Park, along the Skytrain walkway towards the new volunteer centre and Bailey's Recreation Centre, this art reflects all the different equipment that the sports activities go through in metal sculptures, and in one section the micro process that bacteria goes through showing the different flora and fauna and showing the richness of nature itself.
4. Recently there was the unveiling of the project "Connecting Through Tradition'. This was the Semiahmoo Band First Nation's carving project, located at the roundabout at the South Surrey Athletic Park on 20th Avenue. This piece is celebrating the connection that the Semiahmoo Coast Salish Culture has with other First Nations and Surrey communities. The two artists involved in this project trained under Robert Davidson, Lenard Wells, and Elder Moon.

Councillor Villeneuve acknowledged Sheila McKinnon, Arts Manager in the Parks, Recreation and Culture Department, as she had spent many, many hours in community consultation to apply for the Cultural Capital grant and without that we would not have received the money required for these projects. Also acknowledge Sandra Dent and Liane Davison for being instrumental in working with the artist.

The Mayor noted that this will be the last formal meeting of Council before their August recess, and publicly thanked staff for their work.

M. ADJOURNMENT

It was

meeting do now adjourn.

RES.R09-1469

Moved by Councillor Martin


Seconded by Councillor Steele

That the Regular Council - Public Hearing

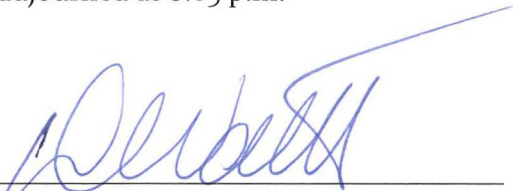
Carried

The Regular Council - Public Hearing meeting adjourned at 8:05 p.m.

Certified correct:



Jane Sowik, City Clerk



Mayor Dianne Watts