

Present:

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

Absent:

Councillor Rasode

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

City Manager
City Clerk
General Manager, Planning & Development
General Manager, Engineering
Manager, Financial Services
General Manager, Parks, Recreation and Culture
General Manager, Human Resources
Manager, Area Planning & Development, North Division
Manager, Area Planning & Development, South Division
Manager, Land Development, Engineering
City Solicitor

The Mayor provided recognition to Councillor Villeneuve for fulfilling the position of Acting Mayor in her absence and she also expressed thanks to all of Council for their assistance during her absence.

B. DELEGATION - PRESENTATION

1. **Fraser MacRae, Chief Superintendent
Surrey RCMP, OIC Department**
File: 0290-20; 0550-20-10

Fraser MacRae, Chief Superintendent was in attendance before Council to receive recognition for receiving the Order of Merit of Police Services Award from the Governor General.

The Mayor noted that she is honoured to announce that the Chief Superintendent has just returned from Ottawa where he received the prestigious 'Order of Merit' Medal at a ceremony at Rideau Hall. She presented to the Chief Superintendent a plaque in recognition for Outstanding Leadership and Dedication to Policing and the City of Surrey.

The Chief Superintendent expressed thanks for the kind words and the recognition.

A. ADOPTION OF MINUTES

1. Special (Regular) Council - May 17, 2010

RES.R10-1014 It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That the minutes of the Special (Regular)
Council meeting held on May 17, 2010, be adopted.
Carried

2. Council-in-Committee - May 17, 2010

RES.R10-1015 It was Moved by Councillor Hepner
Seconded by Councillor Gill
That the minutes of the
Council-in-Committee meeting held on May 17, 2010, be received.
Carried

3. Regular Council - Land Use - May 17, 2010

RES.R10-1016 It was Moved by Councillor Martin
Seconded by Councillor Gill
That the minutes of the Regular Council -
Land Use meeting held on May 17, 2010, be adopted.
Carried

4. Finance Committee - May 17, 2010

RES.R10-1017 (a) It was Moved by Councillor Hepner
Seconded by Councillor Martin
That the minutes of the Finance Committee
meeting held on May 17, 2010, be adopted.
Carried

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

Item No. F011 Community Enhancement Partnership Program
Grants
File: 1850-01

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

- 1. Approve a grant of \$3,000 to the residents of the Lexington
Townhouse Development (BCS 476) for a boulevard landscaping
and beautification project at 16995 - 64th Ave as generally
described in Corporate Report F011; and

2. Approve a grant of \$1,500 to the residents of the Lakebridge Townhouse Complex (LMS 3144) for community entrance, boulevard beautification and clean-up project at the NE corner of Scott Rd and Hwy 10 as generally described in Corporate Report F011.

RES.R10-1018

Carried

Item No. F012 Sponsorship Requests
File: 1850-20

It was Moved by Councillor Hepner
Seconded by Councillor Martin
That Council (with funding from the Council Initiatives Fund) approve:

1. support for the Canada-India Networking Initiative through the purchase of a table at the related Gala Banquet on Tuesday, June 22nd, 2010 in the amount of \$800; and
2. support for The Learning Partnership through the purchase of a table at the Tribute Luncheon on June 4th, 2010 in the amount of \$1,250.

RES.R10-1019

Carried

5. Regular Council - Public Hearing - May 17, 2010

It was Moved by Councillor Steele
Seconded by Councillor Gill
That the minutes of the Regular Council meeting held on May 17, 2010, be adopted.

RES.R10-1020

Carried

B. DELEGATION - PRESENTATION

1. **Fraser MacRae, Chief Superintendent
Surrey RCMP, OIC Department**
File: 0290-20; 0550-20-10

This presentation was heard earlier in the meeting.

B. DELEGATIONS - PUBLIC HEARING

1. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2010, No. 17176
Application: 7908-0245-00**

CIVIC ADDRESS: 8443 - 132 Street

APPLICANT: 0799977 B.C. Ltd
c/o Gerry Blonski
#1A, 12468 - 82 Avenue
Surrey, BC V3W 3E9

PROPOSAL: To rezone the property from "One-Acre Residential Zone (RA)" to "Light Impact Industrial Zone (IL)".

DEVELOPMENT VARIANCE PERMIT

To vary "Surrey Zoning By-law, 1993, No. 12000", as amended, Part 48, Section F, as follows:

To reduce the minimum westerly rear yard setback from 7.5 metres (25 ft.) to 0 metre (0 ft.).

The purpose of the rezoning and development variance permit is to permit the development of a 4,767 sq.m. (51,310 sq.ft.) industrial building.

Note: See Development Variance Permit No. 7908-0245-00 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.

Dan Petuevich, 8416 - 132 Street, noted that he is the owner of the adjacent east property, he expressed concern regarding: the rezoning of the property from residential to industrial; the surface waters from a development at a higher elevation and the adverse effect on his property; the elevation of the proposed buildings in comparison to residential houses in the area; contaminants that may be expelled into surrounding water streams; and increases in property crime. He noted that there is no compensation for properties that are being adversely affected by development in the area.

George Zaklan, 13278 - 84 Avenue, noted that he is the owner of the corner piece of property (13183 - 84 Avenue), he expressed concern regarding: storm sewer runoff entering into the creek system; the corner property is currently used as a truck parking lot and it will be affected by the development; access / egress from 132 Street and the future development access/egress; compatible elevations as the land is sloping from west to east; that security fences be in place at the commencement of construction; the existing median on 84 Avenue does not work, the right in and right out does not work as trucks are being forced to go in the wrong direction; and, many workers of the Newton Industrial Park are using public transit and there are no sidewalks available. In response to a question the delegation stated that he is concerned with fragmentation of his corner lot; and in total there are approximately 45 trucks parked on the property.

The Agent, Architect with Gerry Blonski, noted that: the client has hired an engineer to address the issues of storm sewer and retention pond; and a retention pond is already located on the east side of the site.

2. **Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16371, Amendment By-law, 2010, No. 17177**
Application: 7910-0064-00

CIVIC ADDRESS: 15405 - 31 Avenue

APPLICANT: Nuvo Living Inc.
c/o Hugh Carter
#310, 5620 - 152 Street
Surrey, BC V3S 3K2

PROPOSAL: To amend "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16371", as follows:

- (a) Part 1: Housekeeping amendment to reflect the current legal description and address; and
- (b) Part 2: Sections B.3 (a) i and ii and B.3(b), D.3 (b) i and ii to increase the allowable density for ground-oriented work-live units from 0.62 Floor Area Ratio and 11 units per acre to 0.66 Floor Area Ratio and 18 units per acre.

The purpose of the amendment is to permit the development of 75 live/work townhouse units.

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

Keith Martinsen, Unit 24, 15454 - 32 Avenue, noted that he lives in the first phase of the Nuvo development and is not in opposition to the application as he was aware of the future development. He expressed concerns with regards to traffic in the area. 32 Avenue eastbound narrows from two lanes to one lane at the point of the entrance into the Nuvo subdivision, making coming down the hill and turning into the subdivision a traffic safety concern. Nuvo phase 2 will have access to this road as well, 75 units with new businesses will bring increased traffic, there is also to the south Headwaters development, another 150 units, accessing to the same road. All the properties linking up to one small narrow road will become a major traffic safety concern.

Staff advised that there are a number of different road accesses into the area, there is a 'right in' into the project from 32 Avenue, and a road has been completed to and from Croydon Drive. The road across the open space is to provide access to Nuvo phase 2 and 31 Avenue has been constructed and there will be a cul-de-sac developed to provide a secondary access.

Don Reeder, Unit 38 - 15454 - 32 Avenue, noted his concerns as the same concerns as the previous speaker. He mentioned a letter he had previously sent to Council addressing the traffic concerns, and that the roads in the area vary in width, some may be 20 feet including the curbs.

Hugh Carter, with Nuvo Living Inc, at the time when we purchased the property 31 was not in, the bridge over the creek was to provide certainty for the access to our second phase and it was a requirement of the City to provide access easement to the properties fronting both 32 Avenue to the east of the site, as well the lands south of the creek along the extension of 31 Avenue (a private east/west easement, between the Nuvo and Headwater developments). The bridge crosses lot 2. The new addresses will be on 31 Avenue and we intend that the main entrance be at 31 Avenue.

Staff advised that the installation of the four lanes on 32 Avenue is dependent on land dedicated for the full width of the cross section, heading east there are still parcels required, staff will review providing a deceleration lane for the right turn into the development.

There was correspondence on table from:

NAME	FOR	AGAINST	CONCERN
D. Reeder			X

3. **Surrey Zoning By-law, 1993, No. 12000,
Amendment By-law, 2010, No. 17183
Application: 7909-0231-00**

CIVIC ADDRESS: 14362 - 114 Avenue

APPLICANT: Darshan S. and Mohinder K. Jhaj
c/o CitiWest Consulting Ltd. (Roger Jawanda)
#101, 9030 King George Boulevard
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, No. 12000", as amended, Part 16, Section F, as follows:

To reduce the minimum front yard setback along

McBride Drive for accessory buildings and structures greater than 10 square metres (105 sq. ft.) in size from 18.0 metres (60 ft.) to 1.8 metres (6.0 ft.); and for other accessory buildings and structures from 18.0 metres (60 ft.) to 0.0 metre for proposed Lots 1, 2 and 3.

To vary "Surrey Subdivision and Development By-law, 1986, No. 8830", as amended, Part 5, Section 24(a), as follows:

To waive the requirement to provide vehicular and pedestrian highway systems, water distribution, sanitary sewer and drainage works, underground wiring and street lighting systems for the adjacent portion of McBride Drive.

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

Note: See Development Variance Permit No. 7909-0231-00 under Clerk's Reports, 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.

Phil Caloz, 14270 Grosvenor Road, noted that he is against this application, and expressed his concerns as: the rural setting should stay a rural setting; displacement of the wildlife in the area; and the parkland that will be purchased by the City for parkland.

Staff advised the property that the delegation is referring to was recently looked at and it is not on the acquisition plan given the amount of park land in the area.

Louise Warden, 11408 - 144A Street, noted that the City has paved the back lane to allow access for the properties along Currie Drive and there is a ditch present in this lane. She noted her concerns as: the development will be draining into the ditch increasing the amount of water that accumulates on her property; underground wiring is a requirement of the neighbourhood; the size of the homes will block the sunlight of the properties across the street; and there should be increased retention of trees.

Staff advised that the applicant is intending to extend storm sewer on 144A Street, the drainage staff is aware of the concerns and we are asking the applicant to use best management practices to reduce the flow to pre-development flow.

Roger Jawanda, Agent, Unit 101 -9030 King George Blvd, responded to concerns stating: the road will be widened and brought up to current standards; the 3 lots meets the minimum requirements of the RF zone, the DVP is basically for accessory buildings owners may want to build; the houses will be setback at the minimum 7.5 setback; a storm sewer will be installed that drains into the existing ditch, and we are working with staff on detention requirements. The soil conditions are on site have not been determined.

There was correspondence on table from:

NAME	FOR	AGAINST	CONCERN
A. Skidmore		X	
Petition		39	
Sandy & Jim Carlon		X	
R. Werner			X

The Mayor noted that the following persons had expressed an opinion in writing and not wishing to speak:

NAME	FOR	AGAINST	UNDECIDED
A. Skidmore		X	
L. Warden		X	
R. Werner		X	

4. **Surrey Zoning By-law, 1993, No. 12000,
Text Amendment By-law, 2010, No. 17181**

APPLICANT: City of Surrey (Council Initiative)
14245 - 56 Avenue
Surrey, BC V3X 3A2

PROPOSAL: "Surrey Zoning By-law, 1993, No. 12000" as amended, is further amended in Part 1 Definitions and throughout the By-law, as outlined within Corporate Report R115.

These amendments are necessary to clarify current definitions of Building Height and Finished Grade and define Existing Grade and amend the definitions Care Facility, Child Care Centre and Alcohol Recovery House to reference the current provincial legislation for community care and child care facilities.

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

5. **Surrey Zoning By-law, 1979, No. 5942,
Text Amendment By-law, 2010, No. 17182**

APPLICANT: City of Surrey (Council Initiative)
14245 - 56 Avenue
Surrey, BC V3X 3A2

PROPOSAL: "Surrey Zoning By-law, 1979, No. 5942" as amended, is further amended in Part 1 Definitions and throughout the By-law, as outlined within Corporate Report R115.

These amendments are necessary to clarify current definitions of Building Height and Finished Grade and to

define Existing Grade and amend the definition of a Personal Care Facility to reference the current provincial legislation.

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

C. COMMITTEE REPORTS

1. Intergovernmental Advisory Committee - January 11, 2010

- (a) It was Moved by Councillor Hunt
Seconded by Councillor Hepner
That the minutes of the Intergovernmental Affairs Committee meeting held on January 11, 2010, be received.

RES.R10-1021

Carried

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

**Dr. Nimal Rajapakse, P. Eng., Dean of Faculty of Applied Sciences
Simon Fraser University**

It was Moved by Councillor Hunt
Seconded by Councillor Hepner
That Council endorse, in principle, a partnership with Simon Fraser University and others to explore strategic opportunities for establishing the City of Surrey as a nationally recognized centre for sustainable energy and request that staff provide further reports to Council complete with recommendations in this regard as the opportunities are better understood.

RES.R10-1022

Carried

**Chris Badger, Chief Operating Officer
Duncan Wilson, Director, Corporate & Government Affairs
Port Metro Vancouver**

It was Moved by Councillor Hunt
Seconded by Councillor Hepner
That a letter over the Mayor's signature be forwarded to appropriate provincial and federal elected officials supporting the proposal by Port Metro Vancouver related to defining and implementing a multi-stakeholder agreement for river management and funding of the Fraser River to ensure that the economic opportunities related to the Fraser River as a transportation corridor are protected.

RES.R10-1023

Carried

Kwantlen Polytechnic University – Memorandum of Understanding

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

1. endorse the draft Memorandum of Understanding (MOU) between the City and Kwantlen Polytechnic University; and;
2. request that staff forward it to Council with a Corporate Report that recommends that Council approve the MOU and authorize the Mayor to sign it on behalf of the City of Surrey.

RES.R10-1024 Carried

2. Environmental Advisory Committee - April 28, 2010

It was Moved by Councillor Bose
Seconded by Councillor Gill
That the minutes of the Environmental
Advisory Committee meeting held on April 28, 2010, be received.

RES.R10-1025 Carried

3. Agricultural Advisory Committee - May 6, 2010

It was Moved by Councillor Hunt
Seconded by Councillor Hepner
That the minutes of the Agricultural
Advisory Committee meeting held on May 6, 2010, be received.

RES.R10-1026 Carried

4. Public Art Advisory Committee - May 13, 2010

(a) It was Moved by Councillor Villeneuve
Seconded by Councillor Hunt
That the minutes of the Public Art Advisory
Committee meeting held on May 13, 2010, be received.

RES.R10-1027 Carried

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

- Project Updates (Ongoing)**
- RCMP Expansion**
- Fire Hall #14**
- City Centre Library**

It was Moved by Councillor Villeneuve
 Seconded by Councillor Steele
 That Council support and approve the artist
 recommendations for projects as follows:

1. RCMP Expansion Project - Jill Anholt;
 2. Tynehead Pedestrian Overpass - John Webber; and
 3. Surrey City Centre Library - Gordon Smith and Liz Magor.
- Carried

RES.R10-1028

5. Parks & Community Services Committee - May 19, 2010

(a) It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That the minutes of the Parks & Community
 Services Committee meeting held on May 19, 2010, be received.

RES.R10-1029

Carried

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

**Re-Naming of Fire Hall #10
 13552 - 72nd Avenue
 File No. 0800-20/F**

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That Council approve the re-naming of the
 de-commissioned Fire Hall #10 located at 13552 - 72 Avenue to the "Newton
 Cultural Centre".

RES.R10-1030

Carried

D. BOARD/COMMISSION REPORTS

1. Board of Variance - April 27, 2010

It was Moved by Councillor Martin
 Seconded by Councillor Hepner
 That the minutes of the Board of Variance
 meeting held on April 27, 2010, be received.

RES.R10-1031

Carried

2. **Surrey Heritage Advisory Commission - May 26, 2010**

(a) It was Moved by Councillor Steele
Seconded by Councillor Gill
That the minutes of the Surrey Heritage
Advisory Commission meeting held on May 26, 2010, be received.
RES.R10-1032 Carried

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

Patrick Harrison, President – Hike BC
File No.: 6800-01

It was Moved by Councillor Steele
Seconded by Councillor Gill
That Council endorse Hike BC to use the
heritage trails in Surrey as part of the National Hiking Trail and allow
signage to this effect be erected where appropriate.
RES.R10-1033 Carried

Tynehead Community Association
Application for Financial Assistance

It was Moved by Councillor Steele
Seconded by Councillor Gill
That Council approve heritage financial
assistance for the Tynehead Community Hall to the maximum of \$9,450.00
(nine thousand four hundred and fifty dollars), which represents 50% of
the value of the work as per the quotation from DC Roofing Inc. and as 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).
RES.R10-1034 Carried

E. **MAYOR'S REPORT**

Mayor Watts read the following proclamations:

(a) **SPINA BIFIDA AND HYDROCEPHALUS AWARENESS MONTH**
June, 2010

WHEREAS Spina Bifida (a neural tube defect) is the incomplete development of the nervous system and spinal cord that occurs very early in pregnancy resulting in varying degrees of permanent paralysis, loss of sensation and bladder and bowel dysfunction; and

WHEREAS Spina Bifida is not a progressive disorder. It is, however, a lifelong disability that cannot be outgrown; and

- WHEREAS Spina Bifida will affect one in approximately 1,300 children born each year in Canada; and
- WHEREAS Hydrocephalus is the accumulation of cerebrospinal fluid (CSF) within and around the brain; and
- WHEREAS over 80% of individuals with Spina Bifida have Hydrocephalus; and
- WHEREAS with recent medical treatments, therapies and educational approaches individuals with Spina Bifida and/or Hydrocephalus can grow up to have healthy, fulfilling lives; and
- WHEREAS recent scientific research has proven that a daily intake of 0.4 mg of the "B" vitamin, Folic Acid, can significantly reduce the occurrence of Spina Bifida by up to 75%; and
- WHEREAS the Spina Bifida and Hydrocephalus Association of BC is committed to assist those with Spina Bifida and/or Hydrocephalus and their families, and to inform the public about Spina Bifida and Hydrocephalus;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare the month of June, 2010 as "SPINA BIFIDA AND HYDROCEPHALUS AWARENESS MONTH" in the City of Surrey.

Dianne L. Watts
Mayor

(b) AMATEUR RADIO WEEK
June 20 - 26, 2010

- WHEREAS the City of Surrey has several hundred licensed Amateur Radio operators who have demonstrated their value in public assistance by providing radio communications during emergencies and public service events; and
- WHEREAS Amateur Radio operators in the City of Surrey donate their services free of charge to the City, in the interest of the citizens of the City as well as the Province of BC and Canada; and
- WHEREAS these Amateur Radio operators are on alert for any emergency, local or worldwide, and practice their communication skills during the annual Field Day exercise; and
- WHEREAS this year's Amateur Radio Field Day will take place on June 26 & 27, 2010;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare June 20 - 26, 2010, as "AMATEUR RADIO WEEK" in the City of Surrey, in recognition of this important emergency preparedness exercise, and call upon all citizens to pay tribute to the Amateur Radio operators of our City.

Dianne L. Watts
Mayor

(c) CANADA INDIA HEART DAY
June 22, 2010

WHEREAS health promotion and illness prevention is a foundation for good health; and

WHEREAS the Government, in partnership with health authorities, physicians, nurses, other health professionals, school boards and public provide information, training, and resources to communities to enhance awareness; and

WHEREAS a partnership between citizens, governments, health providers and authorities have a role to play in highlighting the importance of lifestyle, diet and exercise in healthy heart and health; and

WHEREAS Canada and India Cardiovascular Conference (CINI 2010) is a collaboration of academic, government, industry, and other institutes to lower the burden of cardiovascular disease; and

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare June 22, 2010 as "CANADA INDIA HEART DAY" in the City of Surrey.

Dianne L. Watts
Mayor

(d) WHALLEY COMMUNITY DAY
June 19, 2010

WHEREAS the City of Surrey appreciates the efforts of Community Associations to promote their neighbourhood; and

WHEREAS Community Festivals celebrate the diversity and honour the sustainability of communities within Surrey; and

WHEREAS the Whalley Community Association is hosting the 12th Annual Community Festival which includes over seventy sponsors, and seventy exhibitors;

NOW, THEREFORE, BE IT RESOLVED that I, Dianne L. Watts, do hereby declare June 19, 2010 as "WHALLEY COMMUNITY DAY" in the City of Surrey.

Dianne L. Watts
Mayor

F. GOVERNMENTAL REPORTS**1. Nav Canada / FCM Resolution**

Councillor Villeneuve noted that Council was in attendance at the Federation of Canadian Municipalities Conference in Toronto recently and there was a motion that was submitted by the City of Surrey in regards to the lack of consultation by Nav Canada on the air flight path changes in the lower mainland. The same motion was passed at the Local Mainland Municipal Association and at the Union of BC Municipalities ('UBCM').

Councillor Villeneuve read a portion of the motion as follows: "Resolve that the Federation of Canadian Municipalities call upon the Federal Government to revisit the legislative framework of Nav Canada to ensure that proper consultation takes place with effective communities and residents; and be further resolved that the Federation of Canadian Municipalities call upon the Federal Government to ensure that environmental impact studies take place prior to any airspace changes." She also read the analysis as follows "there is evidence to suggest that Surrey's experience with Nav Canada practices could spread to other major air traffic areas in the future. It remains Nav Canada's prerogative to change flight regulations at any airport in the absence of public consultation or transparent environmental assessment of these changes including noise pollution has the potential to have similar grievances in other regions or urban centre. More practically, UBCM requests for FCM intervention on this issue is validated by FCM environmental and transportation policies. FCM transport policy maintains that the devolution of airports in the mid 90s was to make airports more accountable to their communities, encouraging airports to coordinate their activities in keeping with regional and municipal policies. If these goals cannot be met, however, if detached corporate entities such as Nav Canada have set significant influence over airport behaviour without any community input into its decision making, furthermore the Air Transport Policy states as appropriate, FCM will communicate municipal concerns to Nav Canada, Transportation Canada, and the Aviation Transportation Council and will monitor this type of consultation to ensure that municipal interest are upheld. Thus the FCM overall approach as to how airports are to interact with municipalities and the specific transportation policy validates action on this issue."

Councillor Villeneuve is proud that the motion was supported unanimously and the many of the other communities that were present noted that they are having the same concerns with Nav Canada.

Councillor Villeneuve noted that City of Surrey has taken the leadership on this issue and further that she appreciates the efforts that have been spent in bringing this issue to federal attention.

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

1. Request that the Union of British Columbia Municipalities ("UBCM") petition the Government of British Columbia (the "Province") on behalf of B.C. municipalities to:
 - a. Amend the Provincial motor vehicle regulations to require that motor vehicles carry a minimum of \$5 million in third party liability insurance coverage; and
 - b. Amend the *Negligence Act* to eliminate joint and several liability for municipalities in the context of motor vehicle accidents; and
2. Direct the City Clerk to forward a copy of this report and the related Council resolution to all UBCM member local governments.

RES.R10-1036

Carried

Item No. R120 Award of Contract M.S. 4706-452-21
 Bridgeview West Cell Pump Station & Sanitary Sewer Works
 Phase 1B
 File: 4706-452

The General Manager, Engineering submitted a report concerning Award of Contract M.S. 4706-452-21 Bridgeview West Cell Pump Station and Sanitary Sewer Works – Phase 1B. Tenders were received as follows:

<i>Contractor</i>	<i>Tendered Amount with GST</i>	<i>Corrected Amount</i>
1. PCL Constructors Westcoast Inc.	\$6,941,705.00	\$6,941,705.24
2. Merletti Construction (1999) Ltd.	\$9,143,330.70	\$9,202,781.70
3. Sandpiper Contracting LLP	\$13,753,389.30	No Change

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

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

1. Award Contract M.S. 4706-452-21 for Bridgeview west cell pump station and sanitary sewer works – Phase 1B, to PCL Constructors Westcoast Inc. in the amount of \$7,404,485.59 including GST; and
2. Set the expenditure authorization limit for Contract M.S. 4706-452-21 at \$8,516,000.00 including GST/HST.

RES.R10-1037

Carried

Item No. R123 Closure & Sale of Road Allowance & Surplus City Land
Adjacent to 13111 King George Boulevard
File: 0910-40/106

The General Manager, Engineering submitted a report concerning Closure and Sale of Road Allowance and Surplus City Land adjacent to 13111 King George Boulevard.

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. authorize the City Clerk to bring forward a by-law to close and sell a 1,165 m² unopened portion of 113A Avenue and a 805 m² unopened portion of 131 Street both adjacent to 13111 King George Boulevard; and
2. authorize the sale of a surplus piece of City land having an area of 281 m² adjacent to 13111 King George Boulevard; as illustrated in Appendix I of Corporate Report R123, for the purpose of consolidating these various lands with 13111 King George Boulevard.

RES.R10-1040

Carried

Item No. R124 Road Allowance Closure and Conversion to Parkland in the
300 Block between 171 and 172 Streets

The General Manager, Engineering and the General Manager, Parks, Recreation and Culture submitted a report concerning Road Allowance Closure and Conversion to Parkland in the 300 block between 171 and 172 Street.

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. authorize the City Clerk to bring forward a by-law to close and remove the dedication as highway, the portions of redundant City roads that are illustrated on Appendix 1 to Corporate Report R124 and described as follows:
 - (a) a 872 m² portion of unconstructed lane abutting the properties known as 17108 and 17162 - 4 Avenue; and

(b) a 1,897 m² portion of unconstructed lane in the 300 block between 171 and 172 Street; and

2. approve, upon completion of the closure process, the conversion of these areas to parkland.

RES.R10-1041

Carried

Item No. R125 Road Allowance Closure Adjacent to 310 - 171 Street - Douglas Area
File: 7906-0001

The General Manager, Engineering submitted a report concerning Road Allowance Closure Adjacent to 310 - 171 Street - Douglas Area.

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 authorize the City Clerk to bring forward a by-law to close and remove the dedication as highway of approximately 1,082.87 m² (11,656 ft.²) of redundant City road allowance located adjacent to the north property line of 310- 171 Street as illustrated on Appendix I to Corporate Report R125.

RES.R10-1042

Carried

Item No. R126 Closure of Lane Adjacent to 1144 - 164 Street
File: 0910-30/168

The General Manager, Engineering submitted a report concerning Closure of Lane Adjacent to 1144 - 164 Street.

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

It was Moved by Councillor Hepner
Seconded by Councillor Gill
That Council authorize the City Clerk to bring forward a by-law to close and remove the dedication as highway of a 77.6 m² (835 ft.²) portion of lane allowance adjacent to 1144 - 164 Street as illustrated on Appendix 1 attached to Corporate Report R126.

RES.R10-1043

Carried

Item No. R127 Approval of the Sale of Portions of Closed Road Allowance in the Vicinity of Tynehead Park (Step 2)
File: 0910-30/157

The General Manager, Engineering submitted a report concerning Approval of the Sale of Portions of Closed Road Allowance in the Vicinity of Tynehead Park (Step 2).

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

It was Moved by Councillor Hepner
Seconded by Councillor Gill
That Council authorize the sale of the following portions of closed road allowance in the vicinity of Tynehead Park:

- (a) a 13,153 m2 portion of 100 Avenue;
- (b) a 10,607 m2 portion of Tynehead Drive;
- (c) a 14,561 m2 portion of 172 Street; and
- (d) a 2,351 m2 portion of the northwest corner of 96 Avenue and Highway 15;

under the previously approved terms for the sale as outlined in Corporate Report No. Ro70; 2010, which is attached as Appendix I to Corporate Report R127.

RES.R10-1044

Carried

Item No. R128 Land Exchange with Metro Vancouver for the 96 Avenue Road Widening Project
File: 0910-30/157

The General Manager, Engineering submitted a report concerning Land Exchange with Metro Vancouver for the 96 Avenue Road Widening Project.

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

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

1. Approve the sale to Metro Vancouver of 4.075 hectares of City-owned land as illustrated on Appendix I attached to Corporate Report R128 and described as those portions (3.84 hectares) of land (formerly road allowance) lying in Section 6 Township 9 New Westminster District being a portion of road dedicated by:
 - Plan 3288;

- Plan 4300;
- Plan 5980;
- Plan 6072;
- Plan 9888;
- Highway Plan 28296;
- Plan 32744; and

those portions (0.235 hectares) of land (formerly road allowance) lying in Section 31 Township 8 and Section 6 Township 9 New Westminster District being a portion of road dedicated by;

- Plan 24769;
- Plan 6870;
- Highway Plan 50683;
- Reference Plan BCP 27681; and

2. Approve the purchase by the City from Metro Vancouver of 3.249 hectares of land as illustrated on Appendix I attached to this report and described as a portion of:

- PID 028-199-006 (no street address assigned- 96 Avenue between 168 and 176 Street);
- PID 013-209-710 (street address: 16343 & 16345 - 96 Avenue);
- PID 007-059-558 (street address: 16441- 96 Avenue);
- PID 007-059-566 (street address: 16507- 96 Avenue);
- PID 009-314-326 (street address: 16585- 96 Avenue);
- PID 009-314-199 (street address: 16611- 96 Avenue);
- PID 009-314-059 (street address: 16695- 96 Avenue);
- PID 009-314-016 (street address: 16755- 96 Avenue); and
- rights-of-way and temporary work space licences over MV lands (having a combined area of 1.96 hectares).

RES.R10-1045

Carried

Item No. R129 Acquisition of Land at 9714 - 192 Street
File: 0870-40/53

The General Manager, Engineering submitted a report concerning Acquisition of Land at 9714 - 192 Street.

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

It was Moved by Councillor Hepner
 Seconded by Councillor Gill
 That Council approve the purchase of the
 property at 9714 - 192 Street (PID No. 011-055-677) having an area of 0.81 ha
 (2.0 acres) in accordance with the terms and conditions as generally described in
 Corporate Report R129.

RES.R10-1046

Carried

Item No. R130 Annual Review of the Surrey Official Community Plan
 File: 6440-01

Note: See Delegations, Item A.4 of the Council-in-Committee agenda.

The General Manager, Planning and Development submitted a report to evaluate
 and report to Council on the status of the OCP's implementation.

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

It was Moved by Councillor Martin
 Seconded by Councillor Gill
 That Corporate Report R130 be received for
 information.

RES.R10-1047

Carried

Item No. R131 Annual Report (2008 - 2009) on the Action Plan for the
 Social Well-Being of Surrey Residents
 File: 5080-01

Note: See Delegations, Item A.5 of the Council-in-Committee agenda.

The General Manager, Planning and Development submitted a report to
 communicate what has been achieved from June 2008 to the end of 2009, and to
 seek Council's endorsement of priorities for the coming year on the
 implementation of the Social Plan.

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 Gill
 That Council:

1. Receive, as information, the 2008-2009 Annual Report on the
 implementation of the Action Plan for the Social Well-Being of Surrey
 Residents, which is attached to this Corporate Report R131 as Appendix I;
 and

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

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

1. Receive Corporate Report R133 as information; and
2. Authorize staff to forward to the Ministry of Agriculture and Lands (the "Ministry") a letter that contains a copy of this report and the related Council resolution, together with a request that the following British Columbia Farm Industry Review Board recommendations be undertaken by the Ministry since they relate to matters that have regional or provincial application:
 - (a) Undertake local research on the relative efficacy of existing and emerging bird deterrent devices (including cannons and other auditory and visual deterrents);
 - (b) Undertake further research to characterize and monitor starling populations in the South Coastal Region; and
 - (c) Further investigate the contribution that areas of feed management at livestock operations, trapping programs, and raptor nesting programs could make to the management of starling population in the region; and

that a copy of the letter be forwarded to each of the local governments copied on the March 12, 2010 letter from the Ministry that is attached as Appendix I to this report.

RES.R10-1050

Carried

Item No. R134 Public Opinion Survey Regarding Secondary Suites
File: 3760-15

The General Manager, Planning and Development submitted a report to advise Council about a public opinion survey that is being undertaken with respect to the subject of secondary suites by Ipsos Reid on behalf of the City based on questions as documented in Appendix 1.

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

It was Moved by Councillor Villeneuve
 Seconded by Councillor Steele
 That Corporate Report R134 be received for
 information.
 RES.R10-1051 Carried

Item No. R135 Development Approval Process - On-line Services
 File: 6630-01

The General Manager, Planning and Development submitted a report concerning
 Development Approval Process – On-line Services.

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

It was Moved by Councillor Hunt
 Seconded by Councillor Steele
 That Corporate Report R135 be received for
 information.
 RES.R10-1052 Carried

Item No. R136 TownShift International Design Competition - Phase 2
 "TownShift Connected"
 File: 6430-01

The General Manager, Planning and Development submitted a report concerning
 TownShift International Design Competition– Phase 2 "TownShift Connected".

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 Steele
 That Council:

1. Receive Corporate Report R136 as information; and
2. Approve Phase 2 of the TownShift International Design Competition
 Program, which is called "TownShift Connected", with the work program
 for this phase being as generally described in this report.

RES.R10-1053 Carried

- 2. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16371, Amendment By-law, 2010, No. 17177"
7910-0064-00 - Nuvo Living Inc., c/o Hugh Carter
To amend "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16371", as follows:
 - (a) Part 1: Housekeeping amendment to reflect the current legal description and address; and
 - (b) Part 2 Sections B.3(a) i and ii, B.3(b), D.3(b) i and ii to increase the allowable density for ground-oriented work-live units from 0.62 FAR and 11 upa to 0.66 FAR and 18 upa.
 The purpose of the amendment is to permit the development of 75 live/work townhouse units on the property located at 15405 - 31 Avenue.

Approved by Council: May 17, 2010

It was Moved by Councillor Gill
 Seconded by Councillor Martin
 That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2007, No. 16371, Amendment By-law, 2010, No. 17177" pass its third reading.

RES.R10-1056

Carried

- 3. "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2010, No. 17183"
7909-0231-00 - Darshan S. and Mohinder K. Jhaj, c/o CitiWest Consulting Ltd.
(Roger Jawanda)
RA to RF (BL 12000) - 14362 - 114 Avenue - to allow subdivision into three single family lots.

Approved by Council: May 17, 2010

Note: See Development Variance Permit No. 7909-0231-00 under Clerk's Reports, Item I.1(b)

It was Moved by Councillor Martin
 Seconded by Councillor Hunt
 That "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, 2010, No. 17183" pass its third reading.

Before the motion was put to Council:

It was Moved by Councillor Gill
 Seconded by Councillor Steele
 That Application 7909-0231-00 be deferred to allow Council time to consider this parcel in the context of the future of Invergarry Park.

RES.R10-1057

Carried

4. "Surrey Zoning By-law, 1993, No. 12000, Text Amendment By-law, 2010, No. 17181" 3900-20-17181 – Council Initiated Text Amendment
To authorize amendments to "Surrey Zoning By-law, 1993, No. 12000" as amended, as outlined within Corporate Report R115. These amendments are necessary to clarify current definitions of Building Height and Finished Grade and define Existing Grade and amend the definitions Care Facility, Child Care Centre and Alcohol Recovery House to reference the current provincial legislation for community care and child care facilities.

Approved by Council: May 17, 2010
Corporate Report Item R115

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That "Surrey Zoning By-law, 1993, No. 12000,
Text Amendment By-law, 2010, No. 17181" pass its third reading.

RES.R10-1058

Carried

It was Moved by Councillor Villeneuve
Seconded by Councillor Gill
That "Surrey Zoning By-law, 1993, No. 12000,
Text Amendment By-law, 2010, No. 17181" be finally adopted, signed by the Mayor
and Clerk, and sealed with the Corporate Seal.

RES.R10-1059

Carried

5. "Surrey Zoning By-law, 1979, No. 5942, Text Amendment By-law, 2010, No. 17182" 3900-20-17182 – Council Initiated Text Amendment
To authorize amendments to "Surrey Zoning By-law, 1979, No. 5942" as amended, as outlined within Corporate Report R115. These amendments are necessary to clarify current definitions of Building Height and Finished Grade and to define Existing Grade and amend the definition of a Personal Care Facility to reference the current provincial legislation.

Approved by Council: May 17, 2010
Corporate Report Item R115

It was Moved by Councillor Villeneuve
Seconded by Councillor Martin
That "Surrey Zoning By-law, 1979, No. 5942,
Text Amendment By-law, 2010, No. 17182" pass its third reading.

RES.R10-1060

Carried

It was Moved by Councillor Villeneuve
Seconded by Councillor Steele
That "Surrey Zoning By-law, 1979, No. 5942,
Text Amendment By-law, 2010, No. 17182" be finally adopted, signed by the Mayor
and Clerk, and sealed with the Corporate Seal.

RES.R10-1061

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. 7908-0245-00**
o799977 B.C. Ltd
c/o Gerry Blonski
 8443 - 132 Street

Note: See By-law No. 17176 under Item H.1

To reduce the minimum westerly rear yard setback requirement from 7.5 metres (25 ft.) to 0 metre (0 ft.) to permit the development of a 4,767 sq. m. (51,310 sq. ft.) industrial building.

It was Moved by Councillor Villeneuve
 Seconded by Councillor Martin
 That Development Variance Permit
 No. 7908-0245-00 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.R10-1062

Carried with Councillor Bose against.

- (b) **Development Variance Permit No. 7909-0231-00**
Darshan S. and Mohinder K. Jhaj
c/o CitiWest Consulting Ltd. (Roger Jawanda)
 14362 - 114 Avenue

Note: See By-law No. 17183 under Item H.3

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

- (i) To reduce the minimum front yard setback along McBride Drive for accessory buildings and structures greater than 10 square metres (105 sq. ft.) in size from 18.0 metres (60 ft.) to 1.8 metres (6.0 ft.); and for other accessory buildings and structures from 18.0 metres (60 ft.) to 0.0 metre for proposed Lots 1, 2 and 3.

To vary "Surrey Subdivision and Development By-law, 1986, No. 8830", as amended, Part 5, Section 24, as follows:

- (i) To waive the requirement to provide vehicular and pedestrian highway systems, water distribution, sanitary sewer and drainage

works, underground wiring and street lighting systems for the adjacent portion of McBride Drive.

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

This item is not in order for consideration.

- (c) **Development Variance Permit No. 7908-0306-00**
Astral Development Corp.
c/o Ionic Architecture (Sam Chan)
 2297, 2301 and 2315 King George Boulevard

Note: See separate correspondence from Krista List in the binder cover regarding this development variance permit.

To vary "Surrey Zoning By-law, 1993, No. 12000", as amended, Part 39, Section F, as follows:

- (i) To reduce the minimum southerly side yard setback from 7.5 metres (25 ft.) to 1.8 metres (6 ft.); and
- (ii) To reduce the minimum northerly side yard setback from 7.5 metres (25 ft.) to 1.2 metres (4 ft.).

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

- (i) To increase the number of fascia signs on the central building from 2 to 5; and
- (ii) To increase the number of fascia signs on the southerly building from 2 to 3.

To permit the development of a commercial plaza containing three buildings.

It was Moved by Councillor Hunt
Seconded by Councillor Martin
That Development Variance Permit
 No. 7908-0306-00 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.

Carried

RES.R10-1063

- (d) **Development Variance Permit No. 7910-0024-00**
Roy and Jean Bishop
c/o Ronco Construction Ltd. (Ron Peterson)
 3118 O'Hara Lane

To vary "Surrey Zoning By-law, 1979, No. 5942", as amended, Part VIII, Floodproofing, as follows:

- (i) Section A (4) (Regulation regarding type of floodproofing approval) to be deleted.
- (ii) Section C (1)(b) to be amended to require a floodproofing elevation for a new single family be reduced from 0.6 metres (2 ft.) to 0.3 metre (1 ft.) above the centre line of the road at the mid point fronting the property.

The proposal is to construct a new single family dwelling.

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

It was Moved by Councillor Hunt
 Seconded by Councillor Martin
 That Development Variance Permit
 No. 7910-0024-00 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.R10-1064

Carried

2. Delegation Requests

- (a) **Shawn Paloposki, Student**
Kwantlen Polytechnic University, Blue Bin Businesses
 File: 5280-01; 0550-20-10

Requesting to appear before Council regarding commercial recycling in Surrey.

It was Moved by Councillor Hunt
 Seconded by Councillor Martin
 That Shawn Paloposki, Student,
 Kwantlen Polytechnic University, Blue Bin Businesses be heard as a delegation at Council in Committee.

RES.R10-1065

Carried

- (b) **Syed V. Ali**
Student & Parent of Junior Students
Newton Kyokushin Karate Club
File: 8030-01; 0550-20-10

Requesting to appear before Council regarding the reinstatement of the Kyokushin Karate program at the Newton Recreation Centre.

It was
Moved by Councillor Hunt
Seconded by Councillor Martin
That Syed V. Ali, Student & Parent of Junior Students, Newton Kyokushin Karate Club, be heard as a delegation at Parks and Community Services Committee.

RES.R10-1066

Carried

J. CORRESPONDENCE

K. NOTICE OF MOTION

1. **Requirement for a Legal Survey**
File: 3900-01

Councillor Bose put forth the following Notice of Motion:

“That Council consider amendments to the Building By-law, introducing the requirement for a legal survey of the completed foundation of a single family residential building as a condition that must be satisfied prior to construction proceeding above the foundation.”

L. OTHER BUSINESS

1. **Grandview Heights Area Plan**
File: 6520-20 GH

Mayor Watts requested a status report on the Grandview Heights Area Plan. Staff advised that the concerns raised by the land owners are being addressed and that there will be no delay in bringing forward the report to Council before the Summer break.

2. **Real Estate Investment Report**
File: 0400-01

Mayor Watts noted that the Real Estate Investment Report was released and it's states that the City of Surrey is No. 1 in BC and No. 4 in Canada for Investment.

3. City of Quesnel

File: 3900-01

Councillor Hunt would like to see a bylaw similar to Quesnel's Wood First By-law introduced in Surrey.

4. Transit passes

File: 8310-01

Councillor Hunt noted that during the FCM in Toronto, he learned that along major road networks parking is reduced; however, the City requires that the developer of residential units provide each unit with an annual transit pass as a way to encourage transit use. This is tax-deductible for the developer. He asked that the possibility of purchased bulk transit passes be referred to the Transportation Committee.

5. Pesticide Bylaw

File: 3900-01

Councillor Hunt referred to a letter from the company 'Weed Man' that had been circulated to council and noted that the pesticide bylaw does not address the use of natural pesticides and asked that this issue be referred to the Environmental Advisory Committee.

It was

Moved by Councillor Hunt

Seconded by Councillor Steele

That Council refer the letter, dated May 14, 2010, from "Weed Man" regarding the use of natural pesticides to the Environmental Advisory Committee for consideration and recommendations back to Council regarding possible amendments to the Surrey Pesticide Use Control By-law.

RES.R10-1067

Carried**M. ADJOURNMENT**

It was

Moved by Councillor Martin

Seconded by Councillor Steele

That the Regular Council - Public Hearing

meeting do now adjourn.


RES.R10-1068

Carried

The Regular Council - Public Hearing meeting adjourned at 9:05 p.m.

Certified correct:


Jane Sullivan, City Clerk


Mayor Dianne Watts