

## City of Surrey <br> PLANNING \& DEVELOPMENT REPORT <br> File: 7909-0214-00

Planning Report Date: December 13, 2010

## PROPOSAL:

- Rezoning from RF and RF-G to CD (based on RM-15)
- Development Permit
in order to permit the development of 43 townhouse units.

LOCATION: $\quad$| $6670-138$ Street and 13864 Hyland |
| :--- |
| Road |

OWNER: Alpha Beta (Hyland Properties Ltd.), Inc. No. o875382

RF and RF-G
Urban
Open Space and Urban Residential


## RECOMMENDATION SUMMARY

- By-law Introduction and set date for Public Hearing for Rezoning.
- Approval to draft Development Permit.
- Approval to reduce indoor amenity space.


## DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- None.


## RATIONALE OF RECOMMENDATION

- Complies with the Urban Designation in the OCP and the Urban Residential and Open Space Designations in the Newton Local Area Plan (LAP).
- The proposed density and building form are appropriate for this part of Newton and the proposed design meets the design guidelines of the Development Permit Area.
- Efforts to protect trees have been made in designing this project. Proposed tree retention is reasonable given the existing site constraints.


## RECOMMENDATION

The Planning \& Development Department recommends that:

1. a By-law be introduced to rezone the subject site from "Single Family Residential Zone (RF)" (By-law No. 12000) and "Single Family Residential Gross Density Zone (RF-G)" (By-law No. 12000) to "Comprehensive Development Zone (CD)" (By-law No. 12000) and a date be set for Public Hearing.
2. Council approve the applicant's request to reduce the amount of required indoor amenity space from 129 square metres ( $1,389 \mathrm{sq} . \mathrm{ft}$.) to 61 square metres ( $657 \mathrm{sq} . \mathrm{ft}$.).
3. Council authorize staff to draft Development Permit No. 7909-0214-oo in accordance with the attached drawings (Appendix II).
4. Council instruct staff to resolve the following issues prior to final adoption:
(a) ensure that all engineering requirements and issues including restrictive covenants, and rights-of-way where necessary, are addressed to the satisfaction of the General Manager, Engineering;
(b) submission of a subdivision layout to the satisfaction of the Approving Officer including the dedication of the riparian area to the City as parkland;
(c) input from Senior Government Environmental Agencies;
(d) submission of a finalized tree survey, arborist report, landscape plans and landscape cost estimate to the satisfaction of the City Landscape Architect;
(e) the applicant address the concern that the development will place additional pressure on existing park facilities to the satisfaction of the General Manager, Parks, Recreation and Culture;
(f) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
(g) registration of a Section 219 Restrictive Covenant to specifically identify the allowable tandem parking arrangement and to prohibit the conversion of the tandem parking spaces into livable space;
(h) registration of a reciprocal access easement with the neighbouring properties at 13840 Hyland Road and the eastern half of 6746-138 Street;
(i) the applicant adequately address the impact of reduced indoor amenity space; and
(j) the applicant address the shortfall in tree replacement.

## REFERRALS

Engineering:

School District:

Parks, Recreation \&
Culture:

The Engineering Department has no objection to the project subject to the completion of Engineering servicing requirements as outlined in Appendix III.

## Projected number of students from this development:

7 Elementary students at Hyland Elementary School 4 Secondary students at Sullivan Heights Secondary School

The applicant is required to dedicate the riparian area to the City as parkland. Before parkland is accepted by the Parks, Recreation \& Culture Department, it must be free of structures, hazards, invasive weeds, old fences, garbage and any other hazards. Parks Planning has a concern about the pressure this project will place on existing amenities in the neighbourhood. The applicant is requested to work with Parks Planning to resolve these concerns.

The riparian area is required to be dedicated to the City as parkland and the applicant is required to remove all buildings and structures in the riparian area.

## SITE CHARACTERISTICS

Existing Land Use: Vacant treed site.
Adjacent Area:

| Direction | Existing Use | OCP/LAP Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| North (Across Hyland <br> Road): | BC Hydro (Newton) Railway, <br> single family and multi-family <br> dwellings. | Urban/Urban <br> Residential and <br> Multiple Residential <br> (Medium Rise) | RM-45, RM-15 and <br> RF |
| East: | Townhouse development and <br> Hyland Elementary School. | Urban/Urban <br> Residential and Open <br> Space \& School | RM-15 and RF |
| South: | Hyland Creek Park and <br> Hyland Elementary School | Urban/Open Space and <br> School | RF-G and RF |
| West: | Single family homes and <br> Hyland Creek. | Urban/Open Space | RF and RA |

## DEVELOPMENT CONSIDERATIONS

- The subject site is currently zoned "Single Family Residential Zone (RF)" and "Single Family Residential Gross Density Zone (RF-G)" and designated "Open Space" and "Urban Residential" in the Newton Local Area Plan (LAP). The applicant proposes to rezone the subject site to "Comprehensive Development Zone (CD)" in order to permit forty-three (43) townhouse units and one park lot for the protection of a riparian area.
- The subject site has been assessed by qualified environmental professionals to identify the environmentally significant features on the site and to determine areas for preservation. The most significant environmental feature on the site is Hyland Creek, a red coded (Class A) watercourse, which flows diagonally at the western edge of the subject site. The applicant retained ECL Envirowest Consultants Limited to survey the watercourse and to recommend various protection measures and setbacks.
- The environmental report prepared by ECL Envirowest Consultants Limited was presented to Fisheries and Oceans Canada (DFO) at the November 17, 2009 Planning Environmental Review Committee (ERC) meeting. At that meeting, it was determined that an average environmental setback of 30 metres ( 98 feet) from the top-of-bank of the watercourse would be required. The applicant has also agreed to remove all buildings and structures from the riparian area and to dedicate the riparian area to the City as parkland, without compensation.
- In total, approximately $20 \%$ of the total site area has been preserved as open space as part of this project.


## Proposed Townhouse Development

- The subject proposal consists of forty-three (43), two and three bedroom units in a row-house format with at-grade parking in a tandem arrangement. The units range in size from 117 square metres ( 1,260 square feet) to 132 square metres ( 1,415 square feet), with a total floor area of 7,377 square metres ( 86,646 square feet).
- The proposed gross density of 15 units per acre (upa) is consistent with the "Open Space" and "Urban Residential" designations in the Newton LAP and the "Urban" designation in the Official Community Plan (OCP).
- The development includes a total of 95 parking stalls (86 parking stalls for residents and 9 visitor parking stalls). This meets the parking requirements of the Surrey Zoning By-law.
- The development proposes 61 square metres ( 657 square feet) of indoor amenity space, which consists of a multi-purpose meeting room including a kitchen and an accessible bathroom. The RM-15 Zone requires a minimum of 129 square metres ( 1,389 square feet) of indoor amenity space ( 3 square metres/ 32 square feet per dwelling unit). There is a deficiency of 68 square metres ( 732 square feet) and the applicant will provide cash-in-lieu for the deficiency in accordance with City Policy. The indoor amenity building will be surrounded by a deck and is centrally located for easy access by all residents of this townhouse development.
- The development proposes 329 square metres ( 3,541 square feet) of outdoor amenity space, which consists of an outdoor recreational area adjacent to the indoor amenity building and a walkway adjacent to the riparian area. This substantially exceeds the 129 square metre ( 1,389 square feet) required under the RM-15 Zone (i.e. 3 square metres ( 32 square feet) of outdoor amenity space per dwelling unit).


## Proposed CD Zone:

- The proposed CD Zone divides the subject site into two blocks (Blocks A and B) to reflect the proposed subdivision of the site. Block A will have permitted uses and regulations similar to the Multiple Residential 15 Zone (RM-15). Block B, which is the proposed park dedication area, will only permit the land to be used as open space for the protection of the riparian area.
- The following table outlines the differences between the RM-15 Zone and the proposed CD Zone.

|  | RM-15 Zone | CD Zone -Block A | CD Zone -Block B |
| :--- | :--- | :--- | :--- |
| Permitted Uses | Ground-oriented <br> multiple unit residential <br> buildings | Ground-oriented multiple unit <br> residential buildings | Open space for the <br> protection of a <br> riparian area |
| Maximum Density | 15 upa | 43 dwelling units (18 upa) | $\mathrm{n} / \mathrm{a}$ |
| Maximum Floor <br> Area Ratio (FAR) | 0.60 | 0.80 | $\mathrm{n} / \mathrm{a}$ |
| Maximum Lot <br> Coverage | $45 \%$ | $25 \%$ | $\mathrm{n} / \mathrm{a}$ |
| Minimum Front Yard <br> Setback | 7.5 metres (25 feet) | 7.5 metres (25 feet) to the <br> building face and 6.9 metres (22 <br> feet) to porch | $\mathrm{n} / \mathrm{a}$ |
| Minimum Side Yard <br> Setbacks | 7.5 metres (25 feet) | Side Yard \#1 (West): 4.8 metres <br> $[15.7$ feet]; <br> Side Yard \#2 (East): 6.2 metres <br> [20.3 feet] to the building face <br> and 5.0 metres [16.7 feet] to the <br> balcony and stair risers; <br> Side Yard \#3 (North): 7.5 metres <br> $[25$ feet]; and <br> Side Yard \#4 (East): 7.5 metres <br> [25 feet] to the building face and <br> 6.9 metres [22 feet] to the deck. | $\mathrm{n} / \mathrm{a}$ |
| Minimum Rear Yard <br> Setback | 7.5 metres (25 feet) | 2.7 metres [8.9 feet] to the <br> building face and 1.4 metres [4.6 <br> feet] to the balcony | $\mathrm{n} / \mathrm{a}$ |

- In the proposed CD Zone, the density and floor area ratio (FAR) are higher than is specified under the RM-15 Zone and the "Urban" designation in the OCP because the regulations in the CD Zone are based on the individual blocks (and proposed lots) and do not include the dedicated park area. For the gross site, excluding undevelopable areas ( 5 metres or 16 feet inland from the top-ofbank of the Class A watercourse) and road dedication required for Hyland Road, the proposed density is 15 upa and the proposed FAR is 0.60 . This meets the requirements of the $\mathrm{RM}-15$ Zone and the "Urban" designation in the OCP.
- The proposed reduced front, side and rear yard setbacks are required as a result of the required parkland dedication and the long and narrow configuration of the subject site, resulting in severe restrictions on the placement of buildings and structures. The affected units will have functional and livable outdoor amenity areas. The proposed reduced setbacks will maintain the development potential of the subject site while allowing for the dedication of riparian area to the City.


## Vehicular Access:

- Road dedication, consisting of 7 metres ( 23 feet), is required along Hyland Road. The applicant is also required to construct Hyland Road to a collector standard.
- The subject site will obtain one vehicular access from Hyland Road. This access will be shared with the neighbouring properties, 13840 Hyland Road and the eastern half of 6746-138 Street. A shared access easement will be registered to secure the access to Hyland Road for these properties.
- The internal circulation of the subject site meets the requirements of the Fire and Engineering Departments and provides clear visibility of all vehicular routes throughout the site in accordance with Crime Prevention Through Environmental Design (CPTED) principles.


## Tree Preservation and Landscaping:

- Peter Mennel of Mike Fadum and Associated Ltd. prepared an Arborist Assessment for the subject property. The Arborist Assessment states that there are a total of 85 protected trees on the subject site. Trees located in the proposed dedicated riparian area were not included in the arborist assessment. The City's Park, Recreation and Culture Department will determine which of the trees in the riparian area are hazardous and will need to be removed. The following table provides the breakdown by tree species:

| Tree Species | Total Number <br> of Trees | Total Proposed <br> for Retention | Total Proposed <br> for Removal |
| :--- | :---: | :---: | :---: |
| Red Alder | 29 | 0 | 29 |
| Cedar | 43 | 8 | 35 |
| Bigleaf Maple | 11 | 1 | 10 |
| Pine | 1 | 0 | 1 |
| Spruce | 1 | 0 | 1 |
| Total |  |  |  |

- Approximately half of all the trees on the subject site are non-retainable species such as Red Alder trees. The remaining trees were assessed individually and it was determined that only nine (9) of these trees are appropriate for retention given the constraints of the site. The trees proposed to be retained consist mainly of mature Western Red Cedar trees ranging between o. 46 metres ( 1.5 feet) and 1.15 metres ( 3.8 feet) in diameter at breast height (DBH). It was found that the remaining trees could not be retained because of their proximity to underground services, topography of the site and significant re-grading of the site.
- Despite the removal of trees on the subject site, the applicant will be required to replant the trees on a 2 to 1 replacement basis for coniferous trees and a 1 to 1 replacement for deciduous trees. This will require a total of 123 replacement trees on the subject site. Since only 90 replacement trees can be accommodated on the subject site, the deficit of 33 replacement trees will require a cash-in-lieu payment of $\$ 9,900$, representing $\$ 300$ per tree, to the City's Green Fund in accordance
with the City's Tree Protection By-law prior to final approval of this application. The new trees on the site will consist of a variety of trees including Maple, Katsura, Dogwood, Birch, Cedar, and Fir trees. The tree planting will be complemented by a variety of ground cover including shrubs, grasses and perennials.


## PRE-NOTIFICATION

Pre-notification letters were sent on January 19, 2010 to 839 households within 100 metres ( 328 feet) of the subject site and staff received a total of twelve (12) responses.

- Seven (7) of the respondents had no objection to the proposal and requested information only.
- One (1) respondent expressed concern about the increase in traffic on Hyland Road as a result of the proposed development.
(The Transportation Engineers of the Engineering Department evaluated the above noted concerns and confirmed that the proposed development is not anticipated to add a significant amount of traffic to Hyland Road nor should it impact its performance. Currently, the average amount of daily traffic for Hyland Road is approximately 3,600 vehicles per day. This is below the typical expected collector road volume of between 5,000 and 10,000 vehicles per day. The proposed development is anticipated to generate approximately 24 more trips during evening peak hours or one additional car every two and a half minutes.)
- Two (2) respondents, including a representative on behalf of the Strata Council for Strata Plan LMS 628, Hyland Grove at 13900 Hyland Road expressed concern about establishing proper setbacks from Hyland Creek and the proposed tree preservation. In particular, the Strata Council expressed concern that the removal of trees on the subject site would make the trees at Hyland Grove more vulnerable to high winds and cause damage to units.
(City staff requested the applicant to work with the Strata Council for Strata Plan LMS 628, Hyland Grove in order to determine an appropriate tree preservation strategy that would not unduly impact the trees at Hyland Grove. The applicant's arborist, Mike Fadum and Associated Ltd. met with representatives from the Strata Council to discuss the project and the works proposed. They also walked the perimeter of the properties and discussed the offsite trees to be removed. As a result of the meeting, City staff was advised that the Strata Council's concerns have been resolved concerning tree preservation.

With respect to the concern about establishing property setbacks to Hyland Creek, approval from Fisheries and Oceans Canada (DFO) has been granted to establish a 30 metre ( 98 feet) setback from the top-of-bank of this Class A watercourse. This meets the standard requirements of DFO and the City's Planning Environmental Review Committee (ERC).)

- An additional two (2) respondents expressed opposition to the proposed land assembly and requested that their properties be included in the land assembly. These neighbours represent the three properties adjacent to the subject site and include: 6702 and 6746-138 Street and 13840Hyland Road (Appendix V). These residents expressed concern that site planning for the subject site had not adequately taken into account the development potential of their properties and that fair or serious offers to purchase their properties have not been made. In summary, these owners were concerned that the proposed development would isolate their land and restrict the use and
future development potential of their properties. Their understanding is that the highest and best use of their properties is that all five (5) remaining properties would be assembled and would form one townhouse development.
(Staff has encouraged the acquisition of all five properties in order to complete the land assembly. In general, the City encourages land assemblies in order to achieve more flexibility and development potential. However, if a land assembly is not achievable, the applicant needs to demonstrate that the remaining properties are not unduly isolated. In this regard, staff has required that the applicant provide a shared vehicular access to Hyland Road for the benefit of the neighbouring properties and to show how these lots can be developed in the absence of a complete land assembly (Appendix V).


## DESIGN PROPOSAL AND REVIEW

- This application was not referred to the Advisory Design Panel (ADP), but was reviewed by City Staff and found to be satisfactory by the City Architect and the City Landscape Architect. The proposed development was evaluated based on compliance with the design guidelines in the Official Community Plan (OCP).
- The proposed townhouse units are designed with high quality design features envisioned for the area. The townhouses adjacent to Hyland Road are street-oriented with direct and individual entrances and walkways to the street. The entry doors are designed to create visual interest and each townhouse unit on Hyland Road will have a porch facing the street. Overall, the streetscape will create a pedestrian friendly and visually pleasant environment in accordance with CPTED principles. By providing eyes on the street, the orientation of these townhouses allows for natural surveillance of the neighbourhood.
- The proposed townhouse units are oriented the same way as the existing townhouses to the East, creating a distance of approximately 14 metres ( 46 feet) between the buildings on the subject site and the neighbouring site.
- Two colour schemes are proposed: Grey/Light Blue and Light Brown/Beige. Both colour schemes will provide distinction to each respective townhouse unit block and will also act as a way finding aid for visitors and residents.
- All of the buildings will be constructed using asphalt shingles as the roofing material, and a combination of vinyl siding and cultured stone trim as the primary cladding material.


## INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:
Appendix I. Lot Owners, Action Summary and Project Data Sheets and Survey Plan Appendix II. Proposed Site Plan, Building Elevations, Landscape Plans and Perspective
Appendix III. Engineering Summary
Appendix IV. Summary of Tree Survey and Tree Preservation
Appendix V. Property Address Map
Appendix VI. Proposed CD By-law
original signed by Nicholas Lai
Jean Lamontagne
General Manager
Planning and Development

## Information for City Clerk

Legal Description and Owners of all lots that form part of the application:

1. (a) Agent: Name: Riad Yassin, Alpha Beta Developments Ltd.

Address: $\quad 918$ - 1030 West Georgia Street Vancouver, BC
V6E $2 \mathrm{Y}_{3}$
Tel: 604-662-7900
2. Properties involved in the Application
(a) Civic Addresses: $6670-138$ Street and 13864 Hyland Road
(b) Civic Address: $6670-138$ Street Owner: Alpha Beta (Hyland Properties) Ltd., Inc. No. BCo875382 PID: o19-177-089
Lot 2 South West Quarter Section 16 Township 2 New Westminster District Plan LMP21739
(c) Civic Address: 13864 Hyland Road

Owner: Alpha Beta (Hyland Properties) Ltd., Inc. No. BCo875382 PID: oo8-349-894
Lot 17 South West Quarter Section 16 Township 2 New Westminster District Plan 2163
3. Summary of Actions for City Clerk's Office
(a) Introduce a By-law to rezone the property.

## DEVELOPMENT DATA SHEET

| Required Development Data | Minimum Required / Maximum Allowed | Proposed |
| :---: | :---: | :---: |
| LOT AREA* (in square metres) |  |  |
| Gross Total | min. 2,ooo sq.m. | 12,717.8 sq.m. |
| Road Widening area |  | 375.6 sq.m. |
| Riparian Area |  | 2,603.5 sq.m. |
| Net Total |  | 9,738.6 sq.m. |
|  |  |  |
| LOT COVERAGE (in \% of net lot area) |  |  |
| Buildings \& Structures |  |  |
| Paved \& Hard Surfaced Areas |  |  |
| Total Site Coverage | 45\% | 25\% |
|  |  |  |
| SETBACKS ( in metres) |  |  |
| Front (Hyland Road) | 7.5 m | 7.5 m to building/ 6.9 to porch |
| Rear | 7.5 m | 2.7 m to building/ 1.4 m to balcony |
| Side \#1 (West) | 7.5 m | 4.8 m |
| Side \#2 (East) | 7.5 m | 6.2 m to building $/ 5 \mathrm{~m}$ to balcony \& stair risers |
| Side \#3 (North) | 7.5 m | 7.5 m |
| Side \#4(East) | 7.5 m | 7.5 m to building/ 6.9 m to deck |
|  |  |  |
| BUILDING HEIGHT (in metres/storeys) |  |  |
| Principal | 11 m | 11 m |
| Accessory (Indoor Amenity Building) | 4.5 m | 4.5 m |
|  |  |  |
| NUMBER OF RESIDENTIAL UNITS |  |  |
| Bachelor |  |  |
| One Bed |  |  |
| Two Bedroom |  | 6 |
| Three Bedroom + |  | 37 |
| Total |  | 43 |
|  |  |  |
| FLOOR AREA: Residential |  | 7,377 sq.m. |
|  |  |  |
| FLOOR AREA: Commercial |  |  |
| Retail |  |  |
| Office |  |  |
| Total |  |  |
|  |  |  |
| FLOOR AREA: Industrial |  |  |
|  |  |  |
| FLOOR AREA: Institutional |  | 7,377 sq.m. |
|  |  |  |
| TOTAL BUILDING FLOOR AREA |  |  |

* If the development site consists of more than one lot, lot dimensions pertain to the entire site.


## Development Data Sheet cont'd

| Required Development Data | Minimum Required / Maximum Allowed | Proposed |
| :---: | :---: | :---: |
| DENSITY |  |  |
| \# of units/ha /\# units/acre (gross) | 15 upa | 15 upa |
| \# of units/ha /\# units/acre (net) |  |  |
| FAR (gross) (excluding road widening) | 0.60 | 0.60 |
| FAR (net) (excluding riparian area) |  | 0.80 |
|  |  |  |
| AMENITY SPACE (area in square metres) |  |  |
| Indoor | 129 sq.m. | 61 sq.m. |
| Outdoor | 129 sq.m. | 329 sq.m. |
|  |  |  |
| PARKING (number of stalls) |  |  |
| Commercial |  |  |
| Industrial |  |  |
|  |  |  |
| Residential Bachelor +1 Bedroom |  |  |
| 2 -Bed |  |  |
| 3-Bed | 86 | 86 |
| Residential Visitors | 9 | 9 |
|  |  |  |
| Institutional |  |  |
|  |  |  |
| Total Number of Parking Spaces | 95 | 95 |
|  |  |  |
| Number of disabled stalls |  |  |
| Number of small cars |  |  |
| Tandem Parking Spaces: Number / \% of Total Number of Units |  |  |
| Size of Tandem Parking Spaces width/length |  |  |


| Heritage Site | NO | Tree Survey/Assessment Provided | YES |
| :--- | :--- | :--- | :--- |




$\frac{\text { STREET ELEVATION (HYLAND ROAD) }}{364^{\circ}=1.0^{\circ}}$

## $W$ まuswaim


$r=-$








$\qquad$





Cladding: 4" Viny Siding (Kaycan Hardwood Valloy III)

m: BM White
Gray HC-167
ors: BM Black

Accent: Cultured Stone (Owens Corring)
Colour: $80 \%$ Fog Southem Leogostone (CSV-2028)
$20 \%$ Aspen Dressed Fieldstone ( (CSV-2040)
20\% Aspen Dressed Fieldsitone (CSV-2040)

Wingowframes. Sons,
Wood Rallings: BM Amberst Gray
HC











FROM: Development Project Engineer, Engineering Department
DATE: March 10,2010 PROECTELE: 7809-0214-oo

RE: Engineering Requirements
Location: 13864 Hyland Rd. , 6670138 Street

## REZONE/SUBDIVISION

Property and Right-of-Way Requirements

- dedicate 7.000 m fronting Hyland Road.


## Works and Services

- construct Hyland Road to a collector standard.
- construct storm and sanitary sewers.
- provide service connections

A Servicing Agreement is required prior to Rezone/Subdivision.

## DEVELOPMENT PERMIT

There are no engineering requirement relative to the issuance of the Development Permit.


Bob Ambardar, P.Eng.
Development Project Engineer
LR

# MIKE FADUM AND ASSOCIATES LTD. VEGETATION CONSULTANTS <br> SURREY TREE PRESERVATION SUMMARY 

Surrey Project No: 7909-0214-00
Project Location: 13864 Hyland Road and 6670138 Street
Arborist: Peter Mennel ISA (PN-5611A)
Detailed Assessment of the existing trees or an Arborist's Report is submitted on file.
The following is a summary of the tree assessment report for quick reference.

1. General Tree Assessment

The site transitions from grasses and sapling stage broadleaf pioneer trees species at the north end to young age class stands of mixed coniferous and broadleaf species containing primarily western redcedar (Thuja plicata) and red alder (Alnus rubra) at the middle. The south end of the site has red alder around the perimeter and grasses and other native herb and shrub species to the interior.
2. Summary of Proposed Tree Removal and Replacement

| Number of Protected Trees identified | 85 (A) |
| :--- | ---: |
| Number of Protected Trees declared hazardous due to |  |
| natural causes | $0(B)$ |
| Number of Protected Trees to be removed | 76 (C) |
| Number of Protected Trees to be retained (A-C) | 9 (D) |
| Number of Replacement Trees required |  |
| (29 alder and cottonwood X 1 and 47 others X 2) | 123 (E) |
| Number of Replacement Trees proposed | 90 (F) |
| Number of Replacement Trees in deficit (E-F) | 33 (G) |
| Total number of Prot. and Rep. Trees on site (D+F) | 99 (H) |
| Number of lots proposed in the project | (H/I) |
| Average number of Trees per Lot | N/A (J) |

3. Tree Survey and Preservation/Replacement Plan

Tree Survey and Preservation Plan is attached
The Replacement Plan provided by others.

Summary and plan prepared and submitted by Mike Fadum and Associates Ltd.

Date: December 8, 2009
Revised May 2010
Revised September 2010
Revised October 12, 2010




BY-LAW NO.

A by-law to amend Surrey Zoning By-law, 1993, No. 12000, as amended

THE CITY COUNCIL of the City of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. Surrey Zoning By-law, 1993, No. 12000, as amended, is hereby further amended, pursuant to the provisions of Section 903 of the Local Government Act, R.S.B.C. 1996 c. 323, as amended by changing the classification of the following parcels of land, presently shown upon the maps designated as the Zoning Maps and marked as Schedule "A" of Surrey Zoning By-law, 1993, No. 12000, as amended as follows:
(a) FROM: SINGLE FAMILY RESIDENTIAL GROSS DENSITY ZONE (RF-G) TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: 019-177-089
Lot 2 South West Quarter Section 16 Township 2 New Westminster District Plan LMP 21739

6670-138 Street
(b) FROM: SINGLE FAMILY RESIDENTIAL ZONE (RF)

TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: oo8-349-894
Lot 17 South West Quarter Section 16 Township 2 New Westminster District Plan 2163

13864- Hyland Road
(hereinafter both 1. (a) and (b) shall be referred to as the "Lands")
2. The following regulations shall apply to the Lands:

## A. Intent

This Comprehensive Development Zone is intended to accommodate and regulate the development of family-oriented, low density, ground-oriented multiple unit residential buildings, related amenity spaces and open space, which are to be developed in accordance with a comprehensive design.

The Lands are divided into Blocks A and B as shown on the Survey Plan attached hereto and forming part of this By-law as Schedule A, certified correct by Gary Sundvick, B.C.L.S. on the $3^{\text {rd }}$ day of December, 2010.

## B. Permitted Uses

1. Block A
(a) Land and structures shall be used for the following uses only, or for a combination of such uses, provided such combined uses are part of a comprehensive design:
i. Ground-oriented multiple unit residential buildings.
ii. Child care centres, provided that such centres:
i. Do not constitute a singular use on the lot; and
a. Do not exceed a total area of 3.0 square metres [32 square feet] per dwelling unit; and
2. Block B

The Lands shall be used only as open space for the protection of a riparian area.

## C. Lot Area

Not applicable to this Zone.

## D. Density

1. A maximum of 43 dwelling units.
2. (a) The floor area ratio shall not exceed o.8o;
(b) For the purpose of this Section, and notwithstanding the definition of floor area ratio in Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended, all covered areas used for parking shall be included in the calculation of floor area ratio; and
(c) Indoor Amenity Space: The indoor amenity space required in Sub-section J.1(b) of this Zone is excluded from the calculation of floor area ratio.

## E. Lot Coverage

The lot coverage shall not exceed $25 \%$.

## F. Yards and Setbacks

Notwithstanding the definition of setbacks in Surrey Zoning By-law, 1993, No. 12000, as amended, buildings and structures shall be sited in accordance with the following minimum setbacks from the lot lines as show in Schedule B which is attached hereto and forms part of this By-law:

1. Front Yard (Hyland Road): 7.5 metres [ 25 feet] to the building face and 6.9 metres [ 22 feet] to the porch;
2. Rear Yard (South): 2.7 metres [8.9 feet] to the building face and 1.4 metres [4.6 feet] to the balcony;
3. $\quad$ Side Yard \#ı (West): 4.8 metres [ 15.7 feet];
4. Side Yard \#2 (East): 6.2 metres [20.3 feet] to the building face and 5.0 metres [16.7 feet] to the balcony and stair risers;
5. Side Yard \#3 (North): 7.5 metres [ 25 feet]; and
6. Side Yard \#4 (East): 7.5 metres [ 25 feet] to the building face and 6.9 metres [ 22 feet] to the deck.

## G. Height of Buildings

Measurements to be determined as per Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended.

1. Principal buildings: The building height shall not exceed 11 metres [36 feet].
2. Accessory buildings and structures:
(a) Indoor amenity space buildings: The height shall not exceed 11 metres [36 feet]; and
(b) Other accessory buildings and structures: The height shall not exceed 4.5 metres [ 15 feet].

## H. Off-Street Parking

1. Resident, visitor and employee parking spaces shall be provided as stated in Table C. 6, Part 5 Off-Street Parking and Loading/Unloading of Surrey Zoning By-law, 1993, No. 12000, as amended.
2. All required resident parking spaces shall be provided as underground parking or as parking within building envelope.
3. Tandem parking is permitted, subject to the following:
(a) Parking spaces provided as tandem parking must be enclosed and attached to each dwelling unit;
(b) Parking spaces provided as tandem parking must be held by the same owner; and
(c) Access to parking spaces provided as tandem parking is not permitted within 6 metres [ 20 feet] from lot entrances/exits.

## I. Landscaping

1. All developed portions of the lot not covered by buildings, structures or paved areas shall be landscaped including the retention of mature trees. This landscaping shall be maintained.
2. Along the developed sides of the lot which abut a highway, a continuous landscaping strip of not less than 1.5 metres [ 5 feet] in width shall be provided within the lot.
3. The boulevard areas of highways abutting a lot shall be seeded or sodded with grass on the side of the highway abutting the lot, except at driveways.
4. Garbage containers and passive recycling containers shall be screened to a height of at least 2.5 metres [ 8 feet] by buildings, a landscaping screen, a solid decorative fence, or a combination thereof.

## J. Special Regulations

1. Amenity space shall be provided on the lot as follows:
(a) Outdoor amenity space, in the amount of 3.0 square metres [32 square feet] per dwelling unit; and
(b) Indoor amenity space, in the amount of 3.0 square metres [32 square feet] per dwelling unit.
2. Child care centres shall be located on the lot such that these centres have direct access to an open space and play area within the lot.

## K. Subdivision

Lots created through subdivision in this Zone shall conform to the following minimum standards:

| Lot Size | Lot Width | Lot Depth |
| :--- | :--- | :--- |
|  |  |  |
| 9,500 sq.m. | 30 metres | 30 metres |
| $[2.3$ acres $]$ | $[98$ feet $]$ | $[98$ feet] |

Dimensions shall be measured in accordance with Section E.21, Part 4 General Provisions of Surrey Zoning By-law, 1993, No. 12000 as amended.

## L. Other Regulations

In addition to all statutes, by-laws, orders, regulations or agreements, the following are applicable, however, in the event that there is a conflict with the provisions in this Comprehensive Development Zone and other provisions in Surrey Zoning By-law, 1993, No. 12000, as amended, the provisions in this Comprehensive Development Zone shall take precedence:

1. Definitions are as set out in Part 1 Definitions, of Surrey Zoning By-law, 1993, No. 12000, as amended.
2. Prior to any use, the Lands must be serviced as set out in Part 2 Uses Limited, of Surrey Zoning By-law, 1993, No. 12000, as amended and in accordance with the servicing requirements for the $\mathrm{RM}-15$ Zone as set forth in the Surrey Subdivision and Development By-law, 1986, No. 8830, as amended.
3. General provisions are as set out in Part 4 General Provisions, of Surrey Zoning By-law, 1993, No. 12000, as amended.
4. Additional off-street parking requirements are as set out in Part 5 Off-Street Parking, of Surrey Zoning By-law, 1993, No. 12000, as amended.
5. Sign regulations are as set out in Surrey Sign By-law, 1999, No. 13656, as amended.
6. Special building setbacks are as set out in Part 7 Special Building Setbacks, of Surrey Zoning By-law, 1993, No. 12000, as amended.
7. Building permits shall be subject to the Surrey Building By-law, 1987, No. 9011, as amended.
8. Building permits shall be subject to Surrey Development Cost Charge By-law, 2010, No. 17111, as may be amended or replaced from time to time, and the development cost charges shall be based on the RM-15 Zone.
9. Surrey Tree Protection By-law, 2006, No. 16100, as amended.
10. Development permits may be required in accordance with the Surrey Official Community Plan, 1996, By-law No. 12900, as amended.
11. Provincial licensing of child care centres is regulated by the Community Care and Assisted Living Act R.S.B.C. 2002. c. 75, as amended, and the Regulations pursuant thereto including without limitation B.C. Reg 319/89/213.
12. This By-law shall be cited for all purposes as "Surrey Zoning By-law, 1993, No. 12000, Amendment By-law, , No. ."

READ A FIRST AND SECOND TIME on the th day of , 20 .
PUBLIC HEARING HELD thereon on the th day of , 20 .
READ A THIRD TIME ON THE th day of , 20 .
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the th day of , 20 .
$\qquad$ MAYOR
$\qquad$



