

# City of Surrey <br> PLANNING \& DEVELOPMENT REPORT <br> File: 7910-0100-00 

Planning Report Date: April 2, 2012

## PROPOSAL:

- NCP amendment from Townhouse 15 upa max to Townhouse 25 upa max
- Rezoning from RA to CD (based on RM-15)
- Development Permit
to permit the development of 41 townhouse units.
LOCATION: $\quad 6156$ and $6138-138$ Street
OWNER: 653294 BC Ltd., Inc. No. o653294
ZONING:
RA
OCP DESIGNATION: Urban
NCP DESIGNATION: Townhouse 15 upa max/Creeks and Riparian Setbacks



## RECOMMENDATION SUMMARY

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


## DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- An amendment to the South Newton NCP is required to re-designate the site from 'Townhouse 15 upa max' to 'Townhouse 25 upa max'.
- A housekeeping amendment or adjustment to the NCP designation, 'Creeks and Riparian Setbacks', is required to include the full 30 metres west of the top of bank of the property's watercourses.


## RATIONALE OF RECOMMENDATION

- The proposal complies with Official Community Plan (OCP) designation.
- The proposed land use is consistent with the existing and planned land use patterns in the South Newton area. The proposed designation and density also correspond with recently approved developments in the area.
- The development will provide for a 30 metre setback from the top of bank of the property's two yellow coded watercourses.
- In total 1,570 sq.m. ( $16,899 \mathrm{sq} . \mathrm{ft}$ ) of riparian area or roughly $17 \%$ of the site will be dedicated to the City for riparian protection.
- The developer has agreed to contribute towards the 138 Street realignment, north of 60 Avenue, as per Council's approved strategy.
- The new townhouses will be developed in a modernist style and comply with the design guidelines in the Official Community Plan (OCP) and the South Newton NCP.


## RECOMMENDATION

The Planning \& Development Department recommends that:

1. a By-law be introduced to rezone the subject site from One-Acre Residential Zone (RA) (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 required indoor amenity space.
3. Council authorize staff to draft Development Permit No. 7910-0100-oo generally in accordance with the attached drawings (Appendix VIII).
4. Council instruct staff to resolve the following issues prior to final adoption:
(a) ensure that all engineering requirements and issues including restrictive covenants, dedications, 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;
(c) approval from the Ministry of Transportation \& Infrastructure;
(d) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
(e) submission of a landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
(f) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
(g) registration of a Section 219 Restrictive Covenant identifying tandem parking arrangements and prohibiting the conversion of the tandem parking space into livable space; and
(h) the applicant adequately address the impact of reduced indoor amenity space.
5. Council pass a resolution to amend the South Newton NCP to re-designate the land from 'Townhouse 15 upa' to 'Townhouse 25 upa' when the project is considered for final adoption.

## REFERRALS

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

Ministry of Transportation \& Infrastructure (MOTI):

Projected number of students from this development:
7 Elementary students at Woodward Hill School 3 Secondary students at Sullivan Heights School

The applicant has advised that the dwelling units in this project are expected to be constructed and ready for occupancy by Spring 2013. (Appendix IV)

Parks has no objection to the proposed development and supports the dedication of the riparian area at the east end of the site.

Preliminary Approval granted for 1 year.

## SITE CHARACTERISTICS

Existing Land Use The development site is currently vacant. The single family homes and accessory buildings on site were previously demolished.
Adjacent Area:

| Direction | Existing Use | OCP/NCP Designation(s) | Existing <br> Zone(s) |
| :--- | :--- | :--- | :--- |
| North: | Small lots and vacant land <br> under application to develop <br> as townhouse (7909-0135- <br> oo) | Urban/Single family small lots, <br> Townhouse 15 upa | RF-9, RA |
| East: | Vacant riparian land. In- <br> stream application for RF-12 <br> lots at 6129 140 Street (7910- <br> o245-oo) | Urban/Creek and Riparian Setback | RA |
| South: | Townhouse Complex | Urban/ Townhouse 15 upa | RM-15 |
| West <br> (across 138 <br> Street): | Two vacant parcels - one <br> under application to develop <br> as RF-12 lots (7910-o270-oo), <br> one recently rezoned to <br> provide for townhouses <br> (7907-oo20-oo) | Urban/Townhouse 25 upa, <br> Townhouse 15 upa/ <br> Detention Pond | RM-30, RA |

## IUSTIFICATION FOR PLAN AMENDMENT

- An NCP amendment from 'Townhouse 15 upa max' to 'Townhouse 25 upa max' is required to permit the proposed net density of 22 townhouse units per acre.
- The proposal is in keeping with the OCP and is consistent with the patterns of development and land uses recently approved in the area.
- In November 2011, the lands west of the site at 6059138 Street (Application \#7907-0020-oo) were redesignated from 'Townhouse 15 upa max' to 'Townhouse 25 upa max' and rezoned to RM-30 to allow for a 91 townhouse unit development and future apartment site.
- Development application \#7909-0135-00, on the lands directly north of the site at 1384462 Avenue, will also amend the NCP from 'Townhouse 15 upa max' to 'Townhouse 25 upa max' and rezone the site to RM-30 to allow for 56 townhouse units. This application, at Third Reading before Council, will also provide the City with a protected riparian corridor, 30 metres west of the top of bank, which will correspond with the riparian area dedicated through the present application.
- The development will result in a cash contribution of \$55,000 per net developable area in accordance with Council's approved funding strategy for the 138 Street realignment, north of 60 Avenue.


## DEVELOPMENT CONSIDERATIONS

- The development site consists of two parcels located on the east side of 138 Street between $60^{\text {th }}$ and $62^{\text {nd }}$ Avenue. The site, approximately 9,305 square metres ( 2.30 acres) in area, is designated "Urban" in the Official Community Plan (OCP) and is zoned for "One-Acre Residential (RA)" development.
- Under the South Newton Neighbourhood Concept Plan (NCP), the majority of the site is designated for "Townhouse 15 upa" development, while the east portion of the site, containing two Class B, yellow-coded watercourses, is designated "Creek and Riparian Set-backs".


## The Proposal

- The applicant is proposing to re-designate and rezone the site to permit a 41 unit townhouse development, with a net density of 22 units per acre.
- In addition to the NCP amendment re-designating the site from 'Townhouse 15 upa max' to 'Townhouse 25 upa max', the proposal will adjust and expand the 'Creek and Riparian Setbacks' designation, by 428 sq.m ( 4,606 sq.ft.) to correspond with the riparian area 30 metres west of the top of bank. The resulting riparian area, measuring $1,570 \mathrm{sq} . \mathrm{m}$. ( $16,899 \mathrm{sq} . \mathrm{ft}$ ) or $17 \%$ of the site, will be dedicated to the City for riparian protection.
- The applicant is proposing to rezone from "One Acre Residential" (RA) to a "Comprehensive Development" (CD) based on the $\mathrm{RM}-15$ zone. A Development Permit will be required to regulate the form and character of the proposed development.


## CD By-law

- The proposed CD By-law for the site (Appendix VII) is based on the RM-15 multiple residential zone and includes modifications to maximum allowable density e.g., units per hectare/acre and floor area ratio (FAR), yard setbacks and height (See Table 1 below).
- Overall, the applicant is proposing a density of 55 units per hectare (or 22 units per acre) and Floor Area Ratio of 0.73 based on the net area of the site after riparian dedication. The proposed site coverage is calculated at $36 \%$.
- The FAR or massing of the proposed townhouse structures is higher than . 60 typically allowed in the RM-15 zone given all of the proposed townhouse units will include three (3) bedrooms and 24 or $58 \%$ of the units will contain three (3) bedrooms with dens or recreation rooms.
- The proposed density is in keeping with the recent applications east and north of the site (7909-0020oo and 7909 -0135-oo), which included FARs of 0.79 and 0.78 and site coverages of $36 \%$ and $35 \%$.

Table 1: RM-15 vs CD Zone

|  | RM-15 | CD Zone |
| :--- | :---: | :---: |
| Density |  |  |
| \#units per hectare (u.p.h.) | 37 | 54.5 |
| \# units per acre (u.p.a.) | 15 | 21.6 |
| Floor Area Ratio | .60 | .73 |
| Site Coverage |  |  |
|  | $43 \%$ | $36 \%$ |
| Setbacks | 7.5 m | 4.7 m to stairs <br> 6 m to building face |
| Front | 7.5 m | 2.3 m to riparian area |
| Rear | 7.5 m | 6.3 m to stairs <br> 7.5 m to building face |
| Interior Side Yard (N) | 7.5 m | 5.3 m to stairs <br> 5.8 m to building face <br> 4.5 m to side of one unit |
| Interior Side Yard (S) |  | 12 m |
| Height | 11 m |  |

- The setbacks in the CD zone are also less than what is permitted under the RM-15 zone. As can be seen on Table 1, the proposed setbacks for the front and side yards to the building are near or within 2 metres of the 7.5 metres required by the $\mathrm{RM}-15$ zone.
- The slope, grading and narrow configuration of the site, will, however, necessitate the project's stairs to encroach into the setbacks. The CD zone therefore makes provision for stairs (over three risers) to encroach into the required front and side yard setbacks.
- The zone for the site also includes a provision to reduce the south side yard setback to a minimum of 4.5 metres along the side of a townhouse unit facing 138 Street. This is supportable given the fact there will be minimal overlook from the unit to the existing townhouse to the south. The minimum south side yard setback of 5.8 metres proposed for the D units east of the amenity building can also be supported as these units will overlook the City's riparian park area to the south.
- In contrast, the rear yard setback will measure a minimum 2.3 metres to the side of the site's electrical room, adjacent to the riparian area. The average rear yard setback from the side of end units D1 and D2 will, however, be closer to 3.2 metres. The reduced setback is considered acceptable as both units D1 and D2 will have private back yards.
- The applicant is also requesting a minor variance to the height typically required under the $\mathrm{RM}-15$ zone. While the majority of buildings will measure 11 metres in height, Buildings 4,7 and 8 are marginally higher with respective heights of 11.66 metres , 11.1 metres and 11.79 metres due to the site's slope across the length of building 4 and the steep fall of the site toward the east.


## Tree Retention

- On March 12, 2012, the applicant's arborist submitted a report and tree preservation/replacement plan for the site. The report states that seven ( 7 ) of the 49 mature trees identified on net site area will be retained, while 42 forty trees will require removal to accommodate site grading and development. All of the mature protected trees in riparian area will be preserved. The following is a breakdown of the protected trees on the townhouse site by species:

| Tree Species | Total No. of Trees* | Trees Proposed <br> to be Retained | Trees Proposed <br> to be Removed |
| :--- | :---: | :---: | :---: |
|  |  |  |  |
|  |  |  |  |
| Bitter Cherry | 2 | 0 | 2 |
| Black Cottonwood | 2 | 0 | 2 |
| Douglas Fir | 7 | 2 | 5 |
| Pacific Dogwood | 2 | 0 | 2 |
| Western Hemlock | 9 | 0 | 9 |
| Western Red Cedar | 26 | 5 | 21 |
| Weeping Willow | 1 | 0 | 1 |
|  | $\mathbf{4 9}$ | $\mathbf{7}$ | $\mathbf{4 2}$ |

* Trees in the riparian zone to be dedicated to the City are not included.
- Of the 42 trees to be removed, 2 trees are to be replaced on a $1: 1$ basis and 40 trees are to be replaced on a $2: 1$ basis for a total of 82 replacement trees. In lieu of this, the applicant is proposing to plant a total of 107 trees on-site. The arborist report, tree preservation and replacement plan will be subject to final review and approval prior to Bylaw adoption.


## Ecosystem Management Study (EMS)

- The dedication of the riparian area at the rear of the property around the creeks will also help conserve a portion of an area identified to have ecological significance under the new Ecosystem Management Study (EMS). While approximately $61 \%$ of the subject site falls into the South Newton West Terrestrial Hub \#35, this hub, encompasses a much larger area of 129 acres outside of the subject property.
- The current proposal will conserve approximately 1,570 sq.m (. 38 acres) or $28 \%$ of the EMS hub on the subject site. The development will therefore result in a loss of approximately $1 \%$ of the entire hub area.


## PRE-NOTIFICATION

- In January 2011, pre-notification letters were sent out for this application and a development sign was posted on-site. In response, the Planning and Development Department received one letter and several e-mails and telephone calls.
- In early 2011, a group of residents wrote the City a letter expressing concern about increasing development in the South Newton area. The residents were particularly concerned with the loss of trees and riparian areas and what was perceived as a lack of improvement to local park space, roads, lighting and sidewalks. The residents called for ongoing discussions and consultations with respect to the future of the area.
- In early 2011, the City responded to several inquiries from residents living adjacent or in the vicinity of the site. These inquiries focused on the development, the layout of the site, the future of South Newton, local parking, and the plans for opening, widening and finishing 138 Street.
(In response, the Planning and Engineering Departments provided background and information on the proposed development, the South Newton NCP and the 138 Street realignment).
- On March 13, 2011, a Public Information meeting on the development was also held at the YMCA. The meeting was attended by seven people. While the reaction to the proposal was mostly positive residents commented on the overall site layout, the use of space, the reservation of trees and riparian area, and the terraced or stepped retaining walls - others commented on the increased traffic and street parking which might be generated by the development.


## DESIGN PROPOSAL AND REVIEW

## Site Design and Layout

- The applicant has worked closely with staff to adjust the design and layout of the townhouse site to help protect trees and to grade and treat the site in such a way that no retaining wall measures more than 1.2 metres ( 4 ft ) in height and privacy and over look issues are minimized.
- In particular, the applicant moved internal road system to increase the setback to 12.3 metres at the northwest corner of the site and reduced the number of units to minimize overlook onto the existing RF-9 homes and proposed townhouse to the north.
- The applicant has done a great deal of work to soften and step the required retaining walls along the northern portion of the site in order to reduce the visual impact of the development. In particular, the entire retaining wall along the northern property line will be stepped and will be treated with a variety of soft landscaping and shrubs.
- A concerted effort has also been made to preserve the stand of 7 mature trees along the southern property line to provide a treed amenity area and buffer adjacent to the existing RM-15 site south of the site.


## Unit Design

- The development will be comprised of 8 buildings or townhouse clusters, containing 4 to 5 units arranged around an internal road system.
- The units along 138 Street will be oriented towards the street and have direct pedestrian access to the street. In all, the development will contain 41 three-bedroom units ranging in size from 112 to 176 sq.m. ( 1,208 to 1,903 sq.ft.). Two enclosed parking stalls (tandem and double car garages) are provided with each townhouse unit, along with 8 visitor spaces, for a total of 90 on-site parking spaces.
- Of the 41 townhouse units to be provided on site, 20 townhouses will provide double car garages, while 21 units will provide for tandem parking. The tandem parking stall arrangement will be governed by a Section 219 Restrictive Covenant to prohibit the conversion of tandem parking stalls into habitable space.
- The townhouse clusters will be built in a modernized urban townhouse style. The materials for the project will include horizontal fibre cement and wooden batten boards, vinyl trim, aluminum railing and flashing and asphalt roof shingles. The project will be finished in a suite of soft gray colours and tones and cultured stone, highlighted with different tones and colour accents.


## Amenity Space

- The applicant is proposing a total 593 sq.m. ( 6,383 sq.ft.) of outdoor amenity space, which is substantially larger than the 123 sq.m. ( 1,324 sq.ft.), normally required for a development of this size. The outdoor amenity space, at the southern centre of the site, will be characterized by the stand of mature trees to be retained on-site, a grassed open area and a active children's play area.
- A one storey amenity building will also be co-located with the outdoor amenity space. The amenity building will consist of a communal meeting room and powder room for functions and activities. The proposed building is substantially smaller than what is typically required under the RM-15 zone. In all the building will provide 42.8 sq.m.( 460 sq.ft.) of space versus the required $123 \mathrm{sq} . \mathrm{m}$. ( $1,324 \mathrm{sq} . \mathrm{ft}$.). As such the applicant is seeking to pay cash-in-lieu for the shortfall.


## Landscaping

- In addition to the trees being retained on-site, the landscaping plan calls for 107 replacement trees to be planted on-site including katsura, cypress, dogwood, beech, magnolia and spruce. Soft landscaping including shrubs, grasses and groundcover is to be planted at the entrances and perimeters of townhouse clusters and along pathways, retaining walls and common areas throughout the development.


## 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 Subdivision Layout, Site Plan, Building Elevations, Landscape Plans and Perspective
Appendix III Engineering Summary

Appendix IV School District Comments
Appendix V Summary of Tree Survey and Tree Preservation
Appendix VI NCP Plan
Appendix VII Proposed CD By-law
original signed by Nicholas Lai
Jean Lamontagne
General Manager
Planning and Development

## HP/kms

 .3/29/12 9:57 AM

## Information for City Clerk

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

| 1. (a) Agent: | Name: | Nirmal Takhar |
| :--- | :--- | :--- |
|  | Phoenix Construction Systems Ltd. |  |
|  | Address: | \#103 12889 84 Ave <br> Surrey BC V3W OK5 |
|  |  |  |
|  | Tel: | $604-889-1875$ |

2. Properties involved in the Application
(a) Civic Addresses: 6156 and $6138-138$ Street
(b) Civic Address: 6156-138 Street

Owner:
653294 BC Ltd., Inc. No. 0653294
Director Information:
Nirmal Takhar
Officer Information as at August 21, 2011
Nirmal Takhar (President)
PID: 010-765-956
Parcel A (N16573E) Lot 1 Block 2 Section 9 Township 2 New Westminster District Plan 2840
(c) Civic Address: 6138-138 Street

Owner: 653294 BC Ltd., Inc. No. 0653294
Owner: 653294 BC Ltd., Inc. No. 0653294
Director Information:
Nirmal Takhar
Officer Information as at August 21, 2011
Nirmal Takhar (President)
PID: o10-765-972
North 125.4 Feet Lot 2 Block 2 Section 9 Township 2 New Westminster District Plan 2840
3. Summary of Actions for City Clerk's Office
(a) Introduce a By-law to rezone the property.
(b) Application is under the jurisdiction of MOTI. MOTI File No. $\qquad$

## DEVELOPMENT DATA SHEET

Proposed/Existing Zoning: CD

| Required Development Data | Minimum Required / Maximum Allowed | Proposed |
| :---: | :---: | :---: |
| LOT AREA* (in square metres) |  |  |
| Gross Total | . 93 ha/2.30 acres | . 93 ha/2.30 acres |
| Road Widening area | - | - |
| Undevelopable area | - | - |
| Dedicated Riparian Area | . $157 \mathrm{ha} / .39$ acres | . $157 \mathrm{ha} / .39$ acres |
| Net Total | . 773 ha/1.90 acres | . $773 \mathrm{ha} / 1.90$ acres |
|  |  |  |
| LOT COVERAGE (in \% of net lot area) |  |  |
| Buildings \& Structures | 36\% | 36\% |
| Paved \& Hard Surfaced Areas | - | - |
| Total Site Coverage | - | - |
|  |  |  |
| SETBACKS (in metres) |  |  |
| Front | 4.7 m | 4.7 m |
| Rear | 2.3 m | 2.3 m |
| Side \#1 (N) | 6.3 m | 6.3 m |
| Side \#2 (S) | 5.3 m | 5.3 m |
|  |  |  |
|  |  |  |
| BUILDING HEIGHT (in metres/storeys) |  |  |
| Principal | 12 m | 12 m |
| Accessory | 11 m | 11 m |
|  |  |  |
| NUMBER OF RESIDENTIAL UNITS |  |  |
| Bachelor | - | - |
| One Bed | - | - |
| Two Bedroom | - | 17 |
| Three Bedroom + | - | 24 |
| Total | - | 41 |
|  |  |  |
| FLOOR AREA: Residential | 5600 sq.m. | 5600 sq.m. |
|  |  |  |
| FLOOR AREA: Commercial | - |  |
| Retail |  |  |
| Office |  |  |
| Total |  |  |
|  |  |  |
| FLOOR AREA: Industrial | - |  |
|  |  |  |
| FLOOR AREA: Institutional | - |  |
|  |  |  |
| TOTAL BUILDING FLOOR AREA | 5600 sq.m. | 5600 sq.m. |

${ }^{*}$ 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) | - | - |
| \# of units/ha /\# units/acre (net) | 55/22 | 55/22 |
| FAR (gross) | - | - |
| FAR (net) | . 73 | . 73 |
|  |  |  |
| AMENITY SPACE (area in square metres) |  |  |
| Indoor | 42.8 sq.ft. | 42.8 sq.ft. |
| Outdoor | 593 sq.ft. | 593 sq.ft. |
|  |  |  |
| PARKING (number of stalls) |  |  |
| Commercial | - | - |
| Industrial | - | - |
|  |  |  |
| Residential Bachelor +1 Bedroom | - | - |
| 2 -Bed | - | - |
| 3-Bed | 2 per unit | 2 per unit |
| Residential Visitors | 8 | 8 |
|  |  |  |
| Institutional | - | - |
|  |  |  |
| Total Number of Parking Spaces | 90 | 90 |
|  |  |  |
| Number of disabled stalls |  |  |
| Number of small cars | 20 | 20 |
| Tandem Parking Spaces: | 21 | 21 |
| Size of Tandem Parking Spaces width/length |  |  |


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















INTER-OFFICE MEMO

T0: Manager, Area Planning \& Development

- South Surrey Division

Planning and Development Department
FROM: Development Project Engineer, Engineering Department
DATE: March 18, 2011 PROJECTFILE: 7810-0100-oo

## RE: Engineering Requirements

Location: 6138/56-138 Street

## NCP AMENDMENT

The following issues are to be addressed as a condition of the NCP Amendment:

- pay $138^{\text {th }}$ Street re-alignment contribution strategy fee


## REZONE/SUBDIVISION

## Works and Services

- construct watermain fronting development.
- construct sanitary sewer to service the development.
- secure drainage pond 1 C as per the South Newton NCP.
- construct the east side of 138 Street to a modified Urban Forest Through Local road.
- provide service connections to development.
- pay SDR connection fees.

A Servicing Agreement is required prior to Rezone/Subdivision.

## DEVELOPMENT PERMIT

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


Bob Ambardar, P.Eng.
Development Project Engineer
LR

## Surrey Schools

LEADERSHIP IN LEARNING

Thursday, February 23, 2012
Planning

THE IMPACT ON SCHOOLS

## APPLICATION \#: 10010000 (REVISION)

## SUMMARY

The proposed 41 townhouse units are estimated to have the following impact on the following schools:

Projected \# of students for this development:

| Elementary Students: | 7 |
| :--- | :--- |
| Secondary Students: | 3 |

September 2011 Enrolment/School Capacity

| Woodward Hill Elementary |
| :--- | :--- |
| Enrolment (K/1-7): $66 \mathrm{~K}+390$ <br> Capacity (K/1-7): $40 \mathrm{~K}+450$ <br>   <br> Sullivan Heights Secondary  <br> Enrolment (8-12): 1226 <br> Nominal Capacity (8-12): 1000 <br> Functional Capacity*(8-12); 1080 |$.$|  |  |
| :--- | :--- |

School Enrolment Projections and Planning Update:
The following tables illustrate the enrolment projections (with current/approved ministry capacity) for the elementary and secondary schools serving the proposed development.

A new elementary school (\#212 Woodward Hill Elementary) opened in spring 2010, the capacity in the table below does not include one modular classroom which was recently added to accommodate growth. Regular and Early French enrolment from McLeod Road moved to the new Woodward Hill Elementary. McLeod Road Elementary was seismically upgraded and now accommodates a District K-7 Traditional Program. A new elementary school is approved to be constructed on Site \#211 in the South Newton NCP Area, on 146 Street east of Sullivan Heights Secondary. The new school will relieve projected overcrowding at Cambridge Elementary and also draw some students from Woodward Hill Elementary. Also, a Capital plan approval has been received for an addition to Panorama Ridge Secondary. The school district will also be considering various measures to adress projected overcrowding at Sullivan Heights Secondary (i.e. possible enrolment moves or program change considerations). The proposed development will not have an impact on these projections


Sullivan Heights Secondary

*Functional Capacity at secondary schools is based on space utilization estimate of 27 students per instructional space. The number of instructional spaces is estimated by dividing nominal facility capacity (Ministry capacity) by 25.



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:

FROM: ONE-ACRE RESIDENTIAL ZONE (RA)
TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: 010-765-972
North 125.4 Feet Lot 2 Block 2 Section 9, Township 2 New Westminster District Plan 2840
6138-138 Street
Parcel Identifier: 010-765-956
Parcel "A" (N16573E) Lot 1 Block 2 Section 9, Township 2 New Westminster District Plan 2840

6156-138 Street
(hereinafter 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 and related amenity spaces, which are to be developed in accordance with a comprehensive design where density bonus is provided.

## B. Permitted Uses

The Lands and structures shall be used for the following uses only, or for a combination of such uses:

1. Ground-oriented multiple unit residential buildings.
2. Child care centres, provided that such centres:
(a) Do not constitute a singular use on the lot; and
(b) Do not exceed a total area of 3.0 square metres [32 sq.ft.] per dwelling unit.

## C. Lot Area

Not applicable to this Zone.

## D. Density

1. The maximum density shall not exceed a floor area ratio of o. 1 or a floor area of 300 square metres [3,230 sq.ft.] whichever is smaller, and the maximum unit density shall not exceed a 2.5 dwelling units per hectare [1 u.p.a.]. The maximum density may be increased to that prescribed in Section D. 2 of this Zone if amenities are provided in accordance with Schedule G of Surrey Zoning Bylaw, 1993, No. 12000, as amended.
2. The floor area ratio shall not exceed 0.73 and the maximum unit density shall not exceed 55 dwelling units per hectare [22 u.p.a.].
3. 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 $36 \%$.

## F. Yards and Setbacks

1. Buildings and structures shall be sited in accordance with the following minimum setbacks:

|  | Setback | Front <br> Yard | Rear <br> Yard | Side <br> Yard <br> (South) | Side <br> Yard <br> (North) |
| :--- | :--- | :--- | :--- | :--- | :--- |
| Use | 6.0 m | 2.3 m. | $5.8 \mathrm{~m} .{ }^{*}$ | 7.5 m. |  |
| Principal Buildings and <br> Accessory Buildings <br> and Structures | [20 ft.] | [7 ft.] | [19 ft.] | [25 ft.] |  |

Measurements to be determined as per Part 1 Definitions of Surrey Zoning By-law, 1993, No. 12000, as amended.
*This may be reduced to 4.5 metres measured to the side of principal building.
2. Notwithstanding Section F. 1 of this zone and Sub-section E. 17 (b) of Part 4 General Provisions of Surrey Zoning By-law, 1993, No. 12000, as amended, and stairs may encroach a maximum of 1.5 metres [ 5 ft ] into the required front yard setback and north side yard setback and a maximum 1 metre [ 3 ft ] into the south side yard setback.

## 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 12 metres [39 ft].
2. Accessory buildings and structures:
(a) Indoor amenity space buildings: The building height shall not exceed 11 metres [36 ft.]; and
(b) Other accessory buildings and structures: The building height shall not exceed 4.5 metres [ 15 ft .].

## H. Off-Street Parking

1. Resident and visitor parking spaces shall be provided as stated in Table C.6. of 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) Dwelling units with parking spaces provided as tandem parking are permitted directly adjacent to an arterial roadway only if there is an internal access to the parking area;
(b) Parking spaces provided as tandem parking must be enclosed and attached to each dwelling unit;
(c) Parking spaces provided as tandem parking must be held by the same owner; and
(d) Access to parking spaces provided as tandem parking is not permitted within 6 metres [ 20 ft .] 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 ft .] 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 ft .] 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 sq.ft.] per dwelling unit and shall not be located within the required setbacks; and
(b) Indoor amenity space, in the amount of 3.0 square metres [32 sq.ft.] per dwelling unit.
2. Child care centres shall be located on the lot such that these centres:
(a) Are accessed from a highway, independent from the access to the residential uses permitted in Section B of this Zone; and
(b) 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 |
| :--- | :--- | :--- |
|  |  |  |
| 7,675 sq. m. | 60 metres | 60 metres |
| $[1.90$ acres $]$ | $[195 \mathrm{ft}]$. | $[195 \mathrm{ft}]$ |

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 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 and Loading/Unloading 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, 2011, No. 17330, as may be amended or replaced from time to time, and the development cost charges shall be based on the RM-15 Zone.
9. Tree regulations are set out in 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
$\qquad$ CLERK

