

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7911-0324-00

Planning Report Date: February 6, 2012

PROPOSAL:

• Temporary Commercial Use Permit

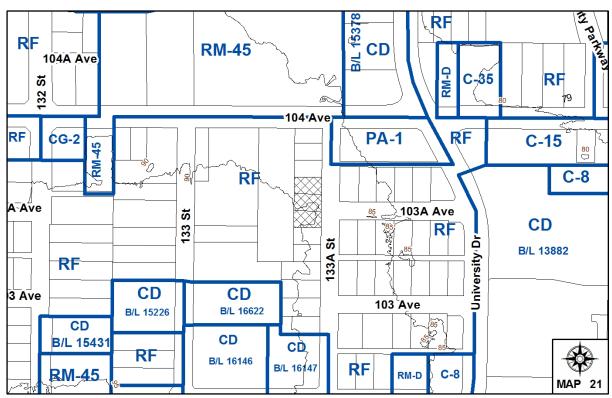
in order to permit the development of a temporary real estate sales centre for a proposed residential high-rise and townhouse project in Surrey City Centre.

LOCATION: 10363, 10353 & 10345 - 133A Street

OWNER: Weststone Properties 104 Ltd.

ZONING: RF

OCP DESIGNATION: Multiple Residential



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RECOMMENDATION SUMMARY

• Approval for the Temporary Commercial Use Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

None.

RATIONALE OF RECOMMENDATION

- The proposed Temporary Commercial Use Permit (TUP) is for a real estate sales centre for the nearby Phase 3 of the "Ultra Urban Village" high-rise residential tower and townhouse project (approved Development Application No. 7906-0520-00). The Phase 3 Ultra Urban Village development site is located to the southwest of the proposed sales centre site.
- The Phase 3 Ultra Urban Village (Development Application No. 7906-0520-00) is intended to be fully excavated to provide the underground parking. Due to the excavation, the associated sales centre must be located off-site.
- The applicant will post a \$5,000.00 bond to ensure the removal of the temporary building and restoration of the site to its original condition.

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RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council approve Temporary Commercial Use Permit No. 7911-0324-00 (Appendix III) to proceed to Public Notification.
- 2. 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; and
 - (b) submission of security to ensure that the site is restored following termination of the Temporary Commercial Use Permit.

REFERRALS

Engineering: The Engineering Department has no requirements related to the

issuance of the Temporary Use Permit as outlined in Appendix II.

SITE CHARACTERISTICS

<u>Existing Land Use:</u> Vacant single family lots, currently occupied by a construction trailer.

Adjacent Area:

Direction	Existing Use	OCP Designation	, and the second	
North:	Single family dwelling.	Multiple Residential		
East (Across 133A Street):	Single family dwellings.	City Centre	RF	
South:	Single family dwelling.	Multiple Residential	RF	
West:	Temporary water retention pond for the Ultra development site.	Multiple Residential	RF	

DEVELOPMENT CONSIDERATIONS

- The subject site at 10345, 10353, and 10363 133A Street in City Centre is designated Multiple Residential under the Official Community Plan (OCP) and is zoned Single Family Residential Zone (RF).
- The applicant has applied for a Temporary Commercial Use Permit to permit the development of a temporary real estate sales centre on the site, with associated parking.

• The proposed temporary real estate sales centre will be used as a sales office for the highrise residential tower and townhouse project currently under construction (called "Ultra Urban Village") located at 10290 – 133 Street (Development Application No. 7906-0520-00 approved by Council on April 12, 2010).

- The 223-square metre (2,400 sq. ft.) sales centre will contain a sales area and offices, as well as a mock-up of a one-bedroom suite.
- A surface parking lot, with spaces for 12 vehicles, will be constructed just north of the sales centre with access from two existing driveways on 133A Street. The parking lot will be surfaced with crushed gravel.
- The Temporary Commercial Use Permit will be in effect for three years, which should be sufficient time for the applicant to finalize the sale of all of the 362 apartment and 11 townhouse units for the Phase 3 of Ultra Urban Village.

PRE-NOTIFICATION

• Pre-notification letters were mailed on January 16, 2012 and the development proposal sign was installed on January 27, 2012. Staff received no telephone calls or letters in response.

DESIGN PROPOSAL AND REVIEW

- The proposed sales centre will be a single-storey building, with a total building area of 223 square metres (2,400 sq. ft.). The proposal is to convert the construction trailer, currently located on the subject site, into the sales centre.
- There are no protected trees located on the subject site.
- The building materials will include timber, and metal flat sheet siding. The front façade of the proposed building will include a raised polycarbonate roof supported by glulam posts (a structural timber product), and planter boxes with painted-out plywood with decorative batten.
- A surface parking lot, with spaces for 12 vehicles, will be constructed just north of the sales centre with access from two existing driveways on 133A Street.
- The parking lot will be surfaced with crushed gravel.

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INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Lot Owners and Action Summary

Appendix II. Engineering Summary

Appendix III. Temporary Commercial Use Permit No. 7911-0075-00 (includes Site Plan and

Elevations)

original signed by Judith Robertson

Jean Lamontagne General Manager Planning and Development

<u>Information for City Clerk</u>

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

1. (a) Agent: Name: Ken Chow

Pioneer Consultants Ltd.

Address: 1933 West Broadway

Vancouver, BC V6J 1Z3

Telephone: 604-737-0333 - Work

604-737-0333 - Cellular

2. Properties involved in the Application

(a) Civic Addresses: 10363, 10353, & 10345 - 133A Street

(b) Civic Address: 10363 - 133A Street

Owner: Weststone Properties 104 Ltd

PID: 011-366-974

Lot: Lot 4, Section 27, Bock 5 North Range 2 West New Westminster

District, Plan 8960

(c) Civic Address: 10353 - 133A Street

Owner: Weststone Properties 104 Ltd

PID: 011-366-991

Lot: Lot 5, Section 27, Bock 5 North Range 2 West, New Westminster

District, Plan 8960

(d) Civic Address: 10345 - 133A Street

Owner: Weststone Properties 104 Ltd

PID: 011-367-008

Lot: Lot 6, Section 27, Bock 5 North Range 2 West, New Westminster

District, Plan 8960

3. Summary of Actions for City Clerk's Office

(a) Proceed with Public Notification for Temporary Commercial Use Permit No. 7911-0324-00



INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- North Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

January 31, 2012

PROJECT FILE:

7811-0324-00

RE:

Engineering Requirements (Commercial/Industrial)

Location: 10363/53/45 133A Street

TEMPORARY USE PERMIT

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

The following issues are to be addressed as a condition of issuance of the subsequent Building Permit for the temporary Sales Centre application:

- Install new water and sanitary connection from the mains and abandon all existing connection as they are greater than 30 years old;
- Address on-site stormwater management, follow the City Centre drainage mitigation measures and confirm that the existing site servicing is adequate; and
- The on-site fire protection requirements must be reviewed and may require additional improvements to the building to meet the B.C. Building Code.

A Servicing Agreement is not required for the proposed Development Permit. The driveway crossing, sanitary and storm connections can be constructed subject to issuance of a City Road and Right-of-Way Permit obtainable as part of the Building Permit review and processing by Engineering which includes payment of securities and permit fees. City crews will do the installation of the water service once payment has been made and a work order has been issued.

Rémi Dubé, P.Eng.

Development Services Manager

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CITY OF SURREY

(the "City")

TEMPORARY COMMERCIAL USE PERMIT

NO.: 7911-0324-00

Issued To:

WESTSTONE PROPERTIES 104 LTD.

("the Owner")

Address of Owner:

#2, 5965 - 205A Street Langley, BC V3A 8C4

- This temporary use permit is issued subject to compliance by the Owner with all statutes, 1. by-laws, orders, regulations or agreements, except as specifically varied by this temporary use permit.
- This temporary use permit applies to that real property including land with or without 2, improvements located within the City of Surrey, with the legal description and civic address as follows:

Parcel Identifier: 011-366-974 Lot 4, Section 27 Block 5 North Range 2 West New Westminster District Plan 8960 10363 - 133A Street

Parcel Identifier: 011-366-991 Lot 5, Section 27 Block 5 North Range 2 West New Westminster District Plan 8960 10353 - 133A Street

Parcel Identifier: 011-367-008 Lot 6, Section 27 Block 5 North Range 2 West New Westminster District Plan 8960 10345 - 133A Street

(the "Land")

- The Land has been designated as a Temporary Commercial Use Permit Area in Surrey 3 Official Community Plan, 1996, No. 12900, as amended.
- The temporary use permitted on the Land shall be: 4.
 - (a) A real estate sales centre and associated surface parking lot.
- 5. The temporary use shall be carried out according to the following conditions:
 - The appearance and location of the sales centre, access and parking area shall be (a) as shown on Appendix II which is attached hereto and forms part of this permit;
 - (b)

Parking is restricted to vehicles less than 5,000 kilograms [11,000 lbs.] GVW;

- (c) The parking surface shall be of a dust-free material such as crushed gravel;
- (d) Upon the termination of this Temporary Use Permit, the real estate sales centre shall be removed and the land restored to its original condition.
- 6. Alternatives to standard servicing requirements as documented in the "Surrey Subdivision and Development By-law" may be approved as part of this Temporary Commercial Use Permit.
- As a condition of the issuance of this temporary use permit, Council is holding security set out below (the "Security") to ensure that the temporary use is carried out in accordance with the terms and conditions of this temporary use permit. Should the Owner fail to comply with the terms and conditions of this temporary use permit within the time provided, the amount of the Security shall be forfeited to the City. The City has the option of using the Security to enter upon the Land and perform such works as is necessary to eliminate the temporary use and bring the use and occupancy of the Land into compliance with Surrey Zoning By-law, 1993, No. 12000, as amended (the "Works"). The Owner hereby authorizes the City or its agents to enter upon the Land to complete the Works. There is submitted accordingly:

Cash in the amount of \$5.000

- 8. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this temporary use permit. This temporary use permit is not a building permit.
- 9. An undertaking submitted by the Owner is attached hereto as Appendix I and forms part of this temporary use permit.
- 10. This temporary use permit is not transferable.
- 11. This temporary use permit shall lapse on or before three years from date of issuance

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL, THE $$\sf DAY\ OF$, 20 . ISSUED THIS $$\sf DAY\ OF$, 20 .

Mayor – Dianne L. Watts	
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July 1 Juin

IN CONSIDERATION OF COUNCIL'S APPROVAL OF THIS TEMPORARY USE PERMIT AND OTHER GOOD AND VALUABLE CONSIDERATION, I/WE THE UNDERSIGNED AGREED TO THE TERMS AND CONDITIONS OF THIS TEMPORARY USE PERMIT AND ACKNOWLEDGE THAT WE HAVE READ AND UNDERSTOOD IT.

Authorized Agent: Signature

OR

Owner: Signature

Name (Please Print)

Name: (Please Print)

VEYECUTIVE VICE PRESIDENT

WESTSTONE PROPERTIES LAND

JAN Feb/2010.

TO THE CITY OF SURREY:

I, John Third (WESTSTULE PRUPERTIES Liter) (Name of Owner)	
being the owner of hots 4,5,6 - NEW WESTMINISTER DISTRICT PLAN 896	Ô
(Legal Description)	
known as 10363/53/45 - 133 A STREET SURREY.	
(Civic Address)	

hereby undertake as a condition of issuance of my temporary use permit to:

- (a) demolish or remove all buildings and/or structures that are permitted to be constructed pursuant to the temporary use permit issued to me; and
- (b) restore the land described on the temporary use permit to a condition specified in that permit;

all of which shall be done not later than the termination date set out on the temporary use permit.

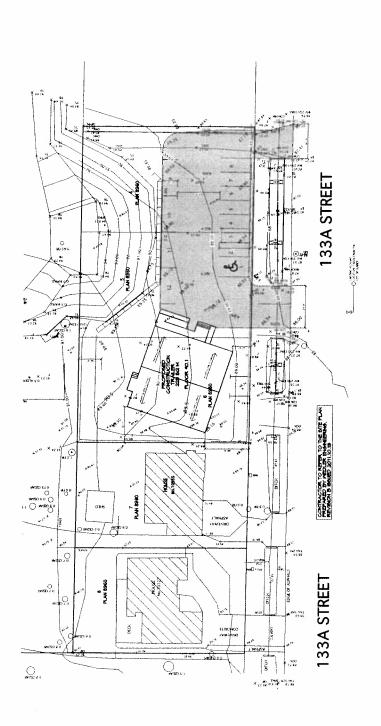
I further understand that should I not fulfill the undertaking described herein, the City or its agents may enter upon the land described on the temporary use permit and perform such work as is necessary to eliminate the temporary use and bring the use and occupancy of the land in compliance with Surrey Zoning By-law, 1993, No. 12000, as amended, and that any securities submitted by me to the City pursuant to the temporary use permit shall be forfeited and applied to the cost of restoration of my land as herein set out.

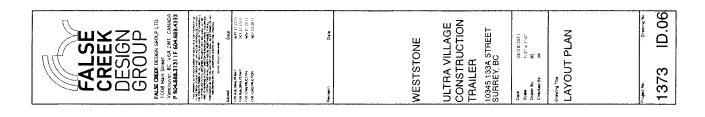
This undertaking is attached hereto and forms part of the temporary use permit-

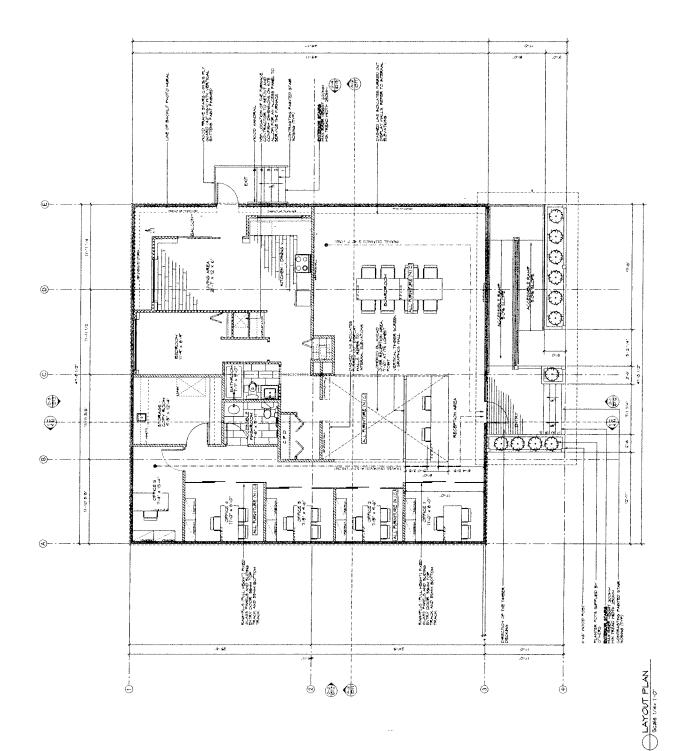
(Owner)

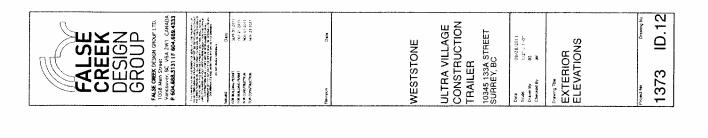
(Witness)

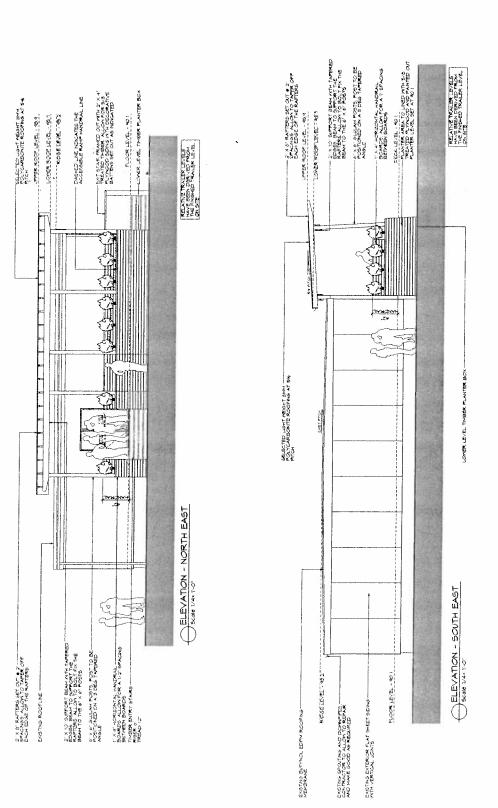
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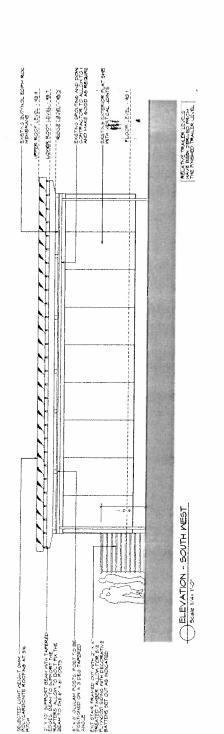


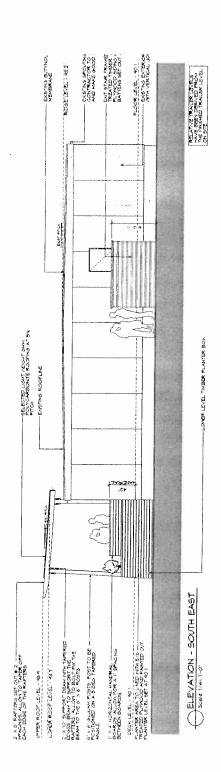












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