

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7912-0004-00

Planning Report Date: July 21, 2014

PROPOSAL:

- **Rezoning** from C-8 to CD (Based on C-8 and CG-2)
- Development Permit
- Development Variance Permit

in order to permit the development of a gas station on a commercial shopping centre site in the Newton Town Centre.

LOCATION: 7550 - King George Boulevard

OWNER: Loblaw Properties West Inc., Inc.

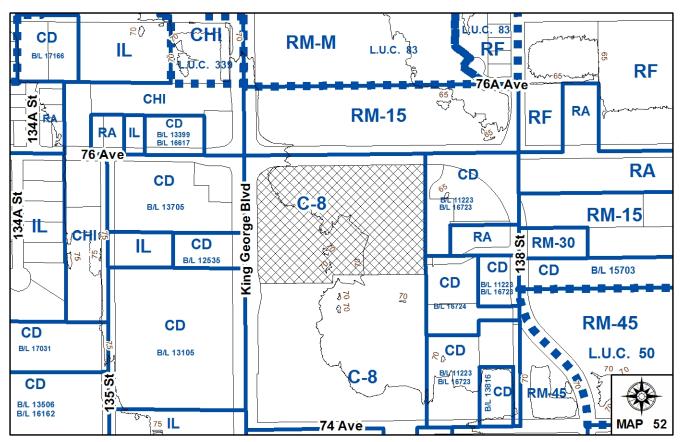
No. 74514A

ZONING: C-8

OCP DESIGNATION: Commercial

SECONDARY PLAN Mass Merchandising

DESIGNATION:



RECOMMENDATION SUMMARY

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

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• A DVP is requested to vary the Sign By-law in order to allow one (1) additional canopy sign.

RATIONALE OF RECOMMENDATION

- Complies with OCP Designation.
- Complies with the Newton Town Centre Plan.
- The proposal includes a level 3 electric vehicle charging station, in accordance with City Policy No. O-58 on alternative fuel infrastructure related to gasoline stations (Appendix VIII).
- The existing sidewalk on 76 Avenue between King George Boulevard and the 76 Avenue entrance to the site is proposed to be relocated to allow for a landscaped boulevard between the sidewalk and the curb. This will increase pedestrian safety and improve the public realm.
- Landscape improvements on the 76 Avenue side in front of the proposed gas station which will improve the 76 Avenue streetscape.
- The proposed gas bar design addresses the challenge of creating a suitable design which integrates with the existing Superstore building and the townhouse residential development north of 76 Avenue.
- The proposed gasoline station use is considered appropriate for the site as a component of the larger retail commercial development. The proposed location meets the gasoline service station locational criteria as it is on an arterial road, at an intersection, and in a commercial area combined with a shopping centre. There is no other gasoline service station at this intersection.

RECOMMENDATION

The Planning & Development Department recommends that:

1. a By-law be introduced to rezone the subject site from "Community Commercial Zone (C-8)" (By-law No. 12000) to "Comprehensive Development Zone (CD)" (By-law No. 12000) and a date be set for Public Hearing.

- 2. Council authorize staff to draft Development Permit No. 7912-0004-00 generally in accordance with the attached drawings (Appendix II).
- 3. Council approve Development Variance Permit No. 7912-0004-00 (Appendix VI) varying the following, to proceed to Public Notification:
 - (a) to increase the number of permitted canopy signs from 1 to 2.
- 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 landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
 - (c) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
 - (d) submission of financial securities to ensure the installation of a level 3 electric vehicle charging station on the site, to the satisfaction of the General Manager, Planning & Development.

REFERRALS

Engineering: The Engineering Department has no objection to the project

[subject to the completion of Engineering servicing requirements]

as outlined in Appendix III.

Surrey Fire Department: No concerns.

SITE CHARACTERISTICS

<u>Existing Land Use:</u> Existing large-format retail store (Loblaw Superstore).

Adjacent Area:

Direction	Existing Use	OCP/Secondary Plan	Existing Zone
		Designation	
North (Across 76 Avenue):	Townhouse complex	Urban/Urban	RM-15
		Residential	
East:	Multiple residential	Multiple	CD (By-law Nos.
	buildings	Residential/High	11223, 16723 and
		Density Residential	16724)
South:	Shopping centre	Commercial/Mass	C-8
	(King's Cross)	Merchandising	
West (Across King George	Retail and office	Industrial/Mass	CHI and CD
Boulevard):	buildings	Merchandising	(By-law Nos. 13705
			and 12535)

DEVELOPMENT CONSIDERATIONS

Background

- The subject site is located on the southeast corner of King George Boulevard and 76 Avenue. The site is occupied by a large-format retail store (Superstore) and associated parking areas.
- In 1989, Council considered and approved an application (File No. 5689-589-2) for rezoning from Full-Serve and Self-Serve Gasoline Station (CG(2)) Zone of Zoning By-law, 1979, No. 5942 to Shopping Centre Zone (C-S) of Zoning By-law, 1979, No. 5942 to permit the development of a proposed shopping centre.
- In March 1993 the applicant submitted a Development Permit application to construct a full service gasoline station at the northwest corner of the site. At this time, the site was zoned C-S under Zoning By-law No. 5942. This zone permitted a full service gasoline station provided it does not constitute a singular use on the site.
- On September 13, 1993 the current Zoning By-law, 1993, No. 12000 was adopted by Council. The subject site was converted to the C-8 Zone of Zoning By-law, 1993, No. 12000, which does not permit a gasoline station. Subsequently, Development Application No. 56/6793-0093-00 was made to rezone the property from C-8 to CD in order to permit the development of a gas station on the site. This proposal was supported by Planning staff at the time, but was denied by Council on May 17, 1994.

Proposal

The subject application includes a rezoning from C-8 to CD and Development Permit in order
to permit the development of a combined self-service and full-service gas bar fronting
76 Avenue (Appendix II). The gas bar is sited on 76 Avenue adjacent to the Superstore
building.

 The proposed location of the gas bar is considered to be appropriate, as it allows for future redevelopment along King George Boulevard, of lands currently occupied by the Superstore parking lot.

- The proposal is supportable given the following:
 - The proposal includes a level 3 electric vehicle charging station, in accordance with City Policy No. O-58 on alternative fuel infrastructure related to gasoline stations. In accordance with the Policy, the applicant will be required to provide a letter of credit in the amount of \$75,000 in order to secure the installation of the alternative fuel infrastructure. This letter of credit will be released upon the completion and installation of the propane refueling station;
 - The proposed gasoline station use is considered appropriate for the site as a component of the larger retail commercial development. The proposed location meets the gasoline service station locational criteria as it is on an arterial road, at an intersection, and in a commercial area combined with a shopping centre. There is no other gasoline service station at this intersection;
 - o The existing sidewalk on 76 Avenue between King George Boulevard and the 76 Avenue entrance to the site is proposed to be relocated to allow for a landscaped boulevard between the sidewalk and the curb. This will increase pedestrian safety and improve the public realm;
 - o Proposed landscaping on the 76 Avenue side in front of the proposed gas station which will improve the 76 Avenue streetscape;
 - The design of the proposed gas bar addresses the challenge of creating a suitable design which integrates with the existing Superstore building and the townhouse residential development north of 76 Avenue; and
 - o The incorporation of the gas bar on the Superstore site adds convenience for shoppers.

Comprehensive Development Zone

- The proposed Comprehensive Development Zone (Appendix V) includes two (2) blocks (Appendix I). Block A as shown on Appendix I attached covers the existing shopping centre portion of the site, and is based on the C-8 Zone. Block B as shown on Appendix I attached covers the proposed gas bar portion of the site, and is based on the CG-2 Zone.
- The density and lot coverage requirements for the site are based on the C-8 Zone.
- The setback requirements are the same as the C-8 Zone for principal and accessory buildings and structures, with the exception of the zero lot line side yard setback, to reflect the existing siting of the Superstore building. The gas bar setback requirements are reflective of the proposed gas bar siting. The side yard on flanking street setback (76 Avenue) is 12 metres (40 ft.), which is the same as the CG-2 Zone requirement.

• The maximum height of the gas bar kiosk and pump island canopies is higher than what is permitted in the CG-2 Zone, at 8.7 metres (28 ft.) versus 6 metres (20 ft.) permitted in the CG-2 Zone. This height is requested in order to permit the proposed peaked roofline. The design has been reviewed by the City Architect, Urban Designer, and Advisory Design Panel and the roofline is considered to be an attractive design feature which allows for a suitable transition between the townhouses to the north and the Superstore building to the south.

PRE-NOTIFICATION

Pre-notification letters were mailed on August 2, 2012 and staff received two (2) letters in response. Both respondents indicated opposition the proposal, for the following reasons:

• Both respondents indicated that there is no need for another gas station.

(The applicant has conducted a market review of the site and have indicated that an additional gas bar in the area is a viable business proposition. The applicant is also working within a national standard of adding gas bars to existing Superstore sites to capitalize on the synergies between the two uses.)

 Both respondents cited concern that the proposed gas bar would be a detriment to the environment.

(The proposed gas bar meets and/or exceeds all national fuel regulations and utilized a number of modern environmentally protective features including double-walled underground fuel storage tanks and double-walled fuel lines. The proposal includes an alternative fuel source in accordance with City policy. Further, landscape enhancements are proposed.)

• One (1) respondent indicated that the gas station would not provide any community benefit and would be inconsistent with the future development plan for the Newton Town Centre.

(The proposal includes the provision of an alternative fuel source (level 3 electric vehicle charging station), sidewalk relocation to improve the pedestrian treatment on 76 Avenue, and streetscape improvements on 76 Avenue fronting the gas bar portion of the site. These are all considered to be community benefits.

The site is designated "Mass Merchandising" in the existing Newton Town Centre Plan, which was adopted by Council in 1990. The proposal complies with this land use designation. The proposed gasoline station use also complies with the locational criteria for gasoline service stations.)

• One (1) respondent expressed concern that the gas bar would add to traffic congestion in the area.

(A large number of the gas bar customers are anticipated to be customers that will also be utilizing the existing Superstore. Any new vehicular traffic generated by the proposed gas bar is not anticipated to have a significant impact on the road network.)

SUSTAINABLE DEVELOPMENT CHECKLIST

The applicant prepared and submitted a sustainable development checklist for the subject site on February 13, 2012. The table below summarizes the applicable development features of the proposal based on the seven (7) criteria listed in the Surrey Sustainable Development Checklist.

Sustainability Criteria	Sustainable Development Features Summary
Site Context &	The site is legated in the Newton Town Control along and
Location	The site is located in the Newton Town Centre plan area.
(A1-A2)	
2. Density & Diversity	• N/A
(B ₁ -B ₇)	V 1V//1
3. Ecology &	• N/A
Stewardship	
(C ₁ -C ₄)	
4. Sustainable	• Pedestrian infrastructure on 76 Avenue is proposed to be improved.
Transport &	
Mobility	
(D ₁ -D ₂)	
5. Accessibility &	• The site incorporates CPTED design principles.
Safety	
(E1-E3)	
6. Green Certification	• N/A
(F ₁)	
7. Education &	Public notification occurred through the standard procedural
Awareness	requirements including a development proposal sign and pre-
(G1-G4)	notification letters to surrounding residents.

DESIGN PROPOSAL AND REVIEW

- The proposed gas bar is sited on 76 Avenue away from King George Boulevard in anticipation of future redevelopment of the parking lot portion of the site in front of the Superstore building in the future.
- The proposed building orientation will reinforce the sidewalk on 76 Avenue and improve the streetscape along this street.
- The proposed gas bar building includes a peaked roofline and design details that reference the Superstore building, in order to provide a suitable transition between the townhouse development on the north side of 76 Avenue and the existing Superstore building.
- The proposed building includes concrete support columns, steel poles and structural I-beam beneath a pre-finished metal roof.
- Ample landscaping is proposed south of the proposed gas bar kiosk, including ornamental grasses, drought-tolerant perennials and trees.

• A pedestrian connection is planned to connect from the Superstore to the bus stop on 76 Avenue, which is located adjacent to the proposed gas bar kiosk.

- There are four (4) existing trees proposed to be removed, including one (1) Tilia tree and three (3) Sumac trees. The Tilia tree is located close to the Superstore building on the northwest side, and the Sumac trees are located within existing parking islands. The trees require removal to allow for the reconfiguration of the driving lanes to allow for access to the proposed gas bar. 17 new trees are proposed to be planted.
- The proposed architectural and landscaping design was well-received by the Advisory Design Panel (ADP).

ADVISORY DESIGN PANEL

- ADP Meeting Date: June 28, 2012 (see Appendix IV).
- The ADP recommendations have been addressed as documented in Appendix IV.

BY-LAW VARIANCE AND JUSTIFICATION

- (a) Requested Variance:
 - To increase the maximum number of canopy signs permitted in the Sign By-law from 1 to 2.

Applicant's Reasons:

• The additional canopy signage is requested because the gas bar is approached from two directions, and the additional sign will signal customers approaching from both directions (from the street and from the Superstore).

Staff Comments:

• The proposed canopy signage is attractive. Allowing one additional canopy sign will not have any negative impact on the design of the proposed building.

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. Site Plan, Building Elevations, Landscape Plans and Perspective

Appendix III. Engineering Summary

Appendix IV. ADP Comments
Appendix V. Proposed CD By-law

Appendix VI. Development Variance Permit No. 7912-0004-00

Appendix VII. Newton Town Centre Plan

Appendix VIII. City Policy No. O-58

original signed by Nicholas Lai

Jean Lamontagne General Manager Planning and Development

HK/da

Information for City Clerk

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

1. (a) Agent: Name: Jordan Levine

Omicron Canada Inc.

Address: PO Box 49369

Fifth Floor Three Bentall Centre

595 - Burrard Street Vancouver, BC V7X 1L4

Tel: 604-632-3350

2. Properties involved in the Application

(a) Civic Address: 7550 - King George Blvd.

(b) Civic Address: 7550 - King George Blvd.

Owner: Loblaw Properties West Inc., Inc. No. 74514A

PID: 015-289-354

Lot 1 Section 21 Township 2 New Westminster District Plan 83554

- 3. Summary of Actions for City Clerk's Office
 - (a) Introduce a By-law to rezone the property.
 - (b) Proceed with Public Notification for Development Variance Permit No. 7912-0004-00 and bring the Development Variance Permit forward for an indication of support by Council. If supported, the Development Variance Permit will be brought forward for issuance and execution by the Mayor and City Clerk in conjunction with the final adoption of the associated Rezoning By-law.

DEVELOPMENT DATA SHEET

Proposed Zoning: CD (based on C-8 and CG-2)

Required Development Data	Minimum Required / Maximum Allowed	Proposed
LOT AREA* (in square metres)		
Gross Total		41,620 m²
Road Widening area		
Undevelopable area		
Net Total		
LOT COVERAGE (in % of net lot area)		
Buildings & Structures	50%	31.2%
Paved & Hard Surfaced Areas	3070	31.270
Total Site Coverage		
SETBACKS (in metres)	Gas Bar siting:	Gas Bar siting:
Side Yard Flanking (North)	12 m	12 m
Rear (East)	50 m	Not less than 50m
Front (West)	110 m	Not less than 110m
Side (South)	110 m	Not less than 110m
BUILDING HEIGHT (in metres/storeys)		
Principal	8.7 m (gas bar)	8.7 m (gas bar)
Accessory		
NUMBER OF RESIDENTIAL UNITS		N/A
Bachelor		·
One Bed		
Two Bedroom		
Three Bedroom +		
Total		
FLOOR AREA: Residential		N/A
FLOOR AREA: Commercial		N/A
Retail		
Office		
Total		
FLOOR AREA: Industrial		N/A
FLOOR AREA: Institutional		N/A
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)		
# of units/ha /# units/acre (net)		
FAR (gross)		
FAR (net)	0.8	Less than o.8
AMENITY SPACE (area in square metres)		N/A
Indoor		·
Outdoor		
PARKING (number of stalls)		
Commercial		561
Industrial		_
Residential Bachelor + 1 Bedroom		
2-Bed		
3-Bed		
Residential Visitors		
Institutional		
Total Number of Parking Spaces		561
Number of disabled stalls	5	6
Number of small cars		
Tandem Parking Spaces: Number / % of Total Number of Units		
Size of Tandem Parking Spaces width/length		

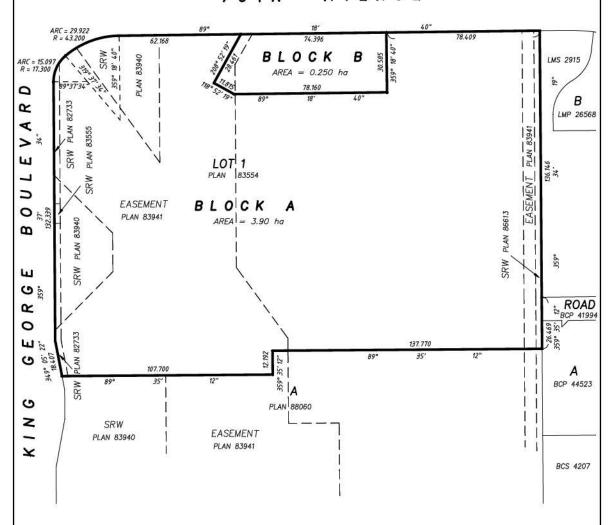
Heritage Site	NO	Tree Survey/Assessment Provided	NO
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SURVEY PLAN TO ACCOMPANY CITY OF SURREY BYLAW OF A PORTION OF LOT 1 SECTION 21 TOWNSHIP 2 **NEW WESTMINSTER DISTRICT PLAN 83554**

FOR REZONING PURPOSES BCGS 92G.016 CITY OF SURREY SCALE 1: 1250 125 m ALL DISTANCES ARE IN METRES; THE INTENDED PLOT SIZE OF THIS PLAN IS 280mm IN WIDTH BY 432mm IN HEIGHT (B SIZE) WHEN PLOTTED AT A SCALE OF 1:1250



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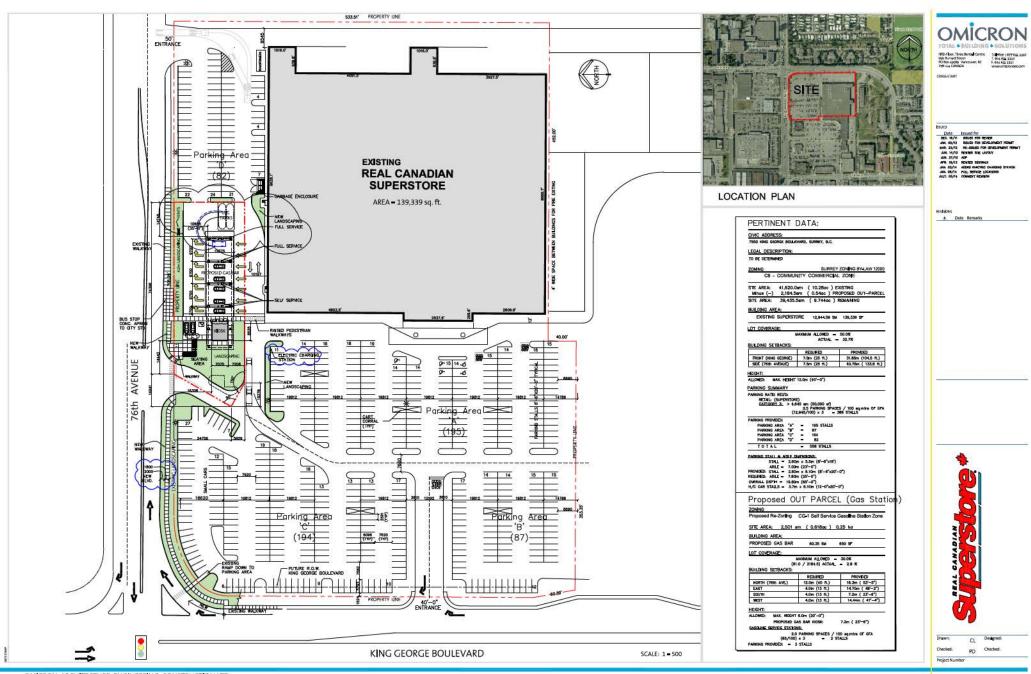
THIS PLAN IS BASED ON THE FOLLOWING LAND TITLE AND SURVEY AUTHORITY OF BC RECORDS: PLAN 83554

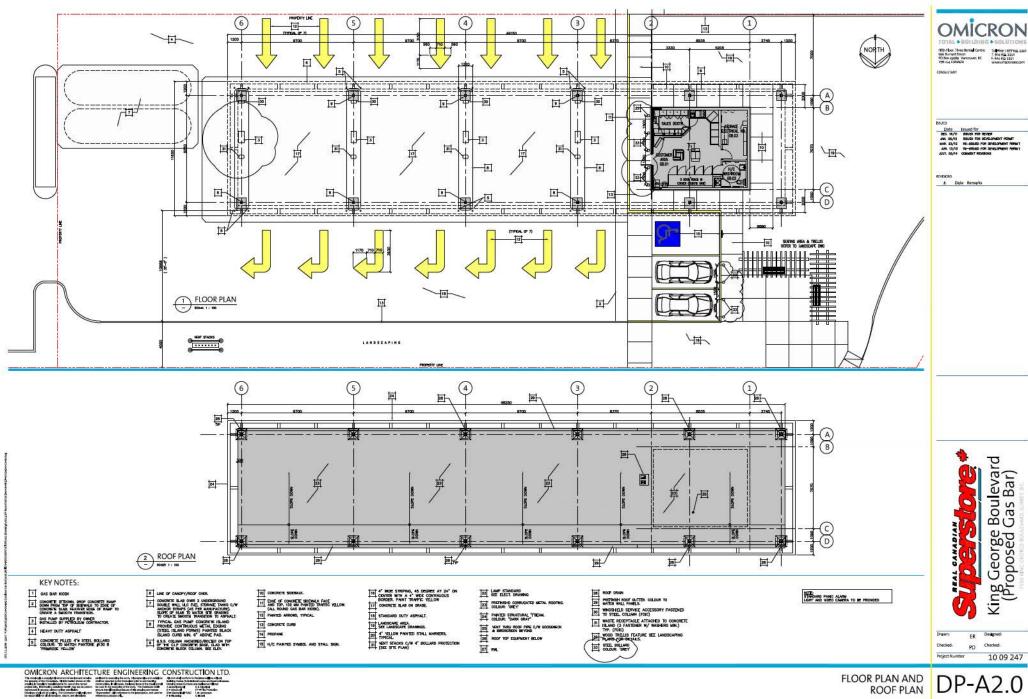
SPENCER HAGEN, BCLS 915 17TH DAY OF JUNE, 2014

THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT

HAGEN LAND SURVEYS PO BOX 111 STN A V2T 6Z5 ABBOTSFORD, B.C. TEL: (604) 807.0123

FILE: 14015_1





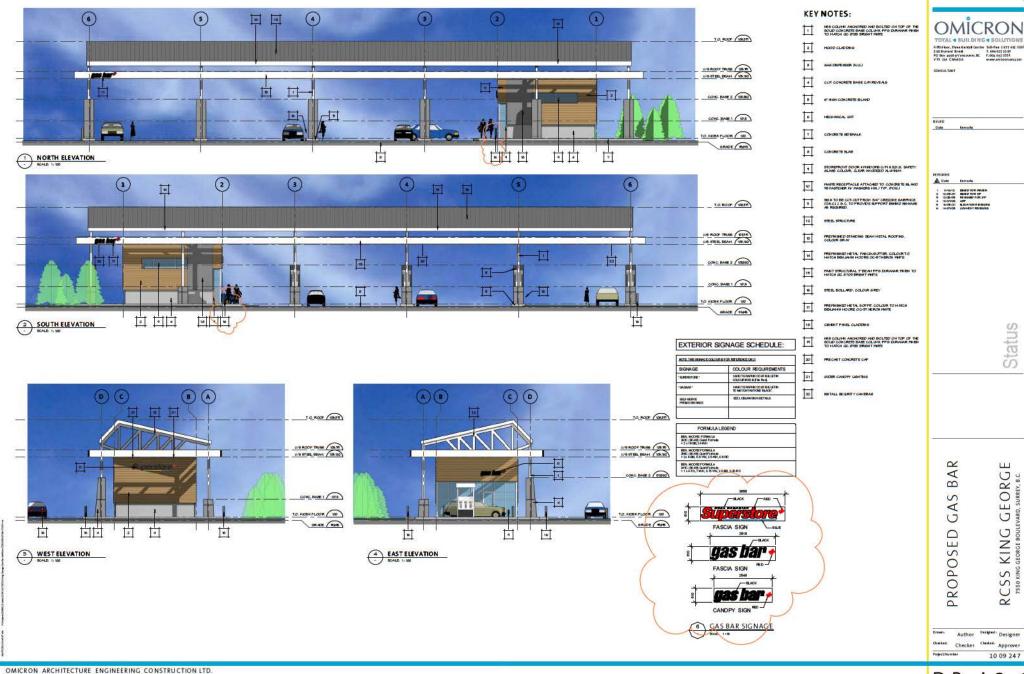
ng George Boulevard (Proposed Gas Bar)

FLOOR PLAN AND **ROOF PLAN** DP-A2.0

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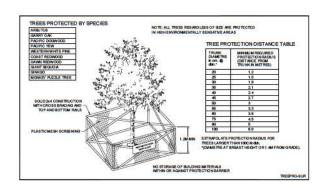
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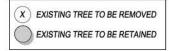


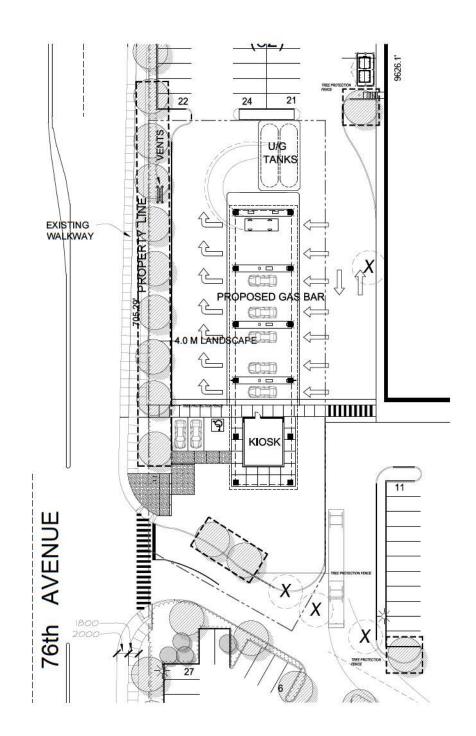
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NOTE: ALL WORK WITHIN TREE PROTECTION ZONE MUST BE COMPLETED BY HAND, UNDER THE SUPERVISION OF THE PROJECT ARBORIST





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LANDSCAPE ARCHITECTS Suite C100 - 4185 Still Creek Drive Burnaby, 81646 Columbia, VSC 609

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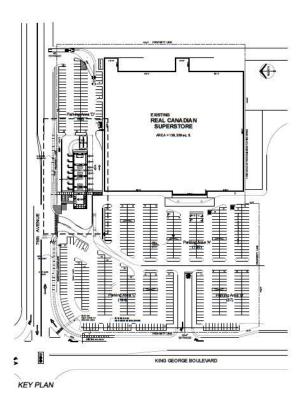
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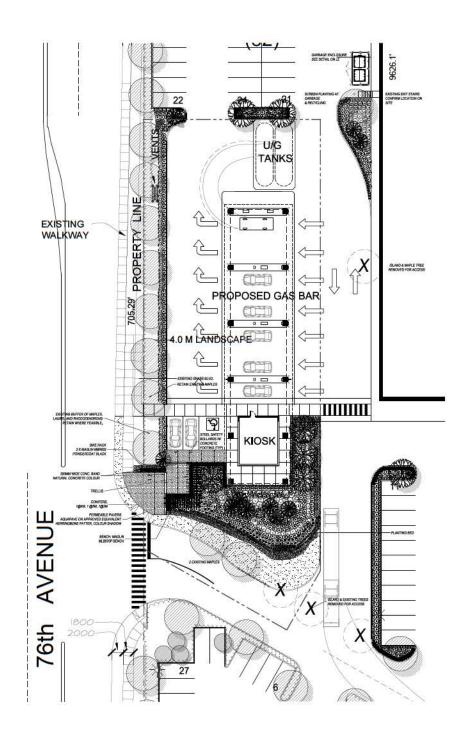
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LANDSCAPE ARCHITECTS
Subs C100 - 4185 SIII Creek Drive
Burnsby, British Columbia, VSC 609
pr 604 294-0011; pt 604 294-0022

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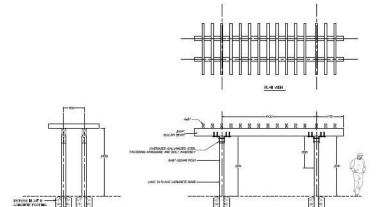
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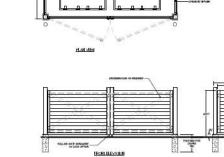
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LANDSCAPE ARCHITECTS
Suite C100 - 4185 Still Creek Drive
Burnsby, British Columbia, v6C 66

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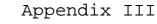
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11-243





INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- South Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

July 15, 2014

PROJECT FILE:

7812-0004-00

RE:

Engineering Requirements (Commercial/Industrial)

Location: 7550 King George Blvd

REZONE

Property and Right-of-Way Requirements

• Dedicate 1.986 metres fronting King George Boulevard for a special 42 m arterial road.

Works and Services

- Construct Bus Shelter pad on 76 Avenue.
- Re-construct sidewalk on 76 Avenue.
- Provide Water Quality and Sediment Control measures on site.

A Servicing Agreement is required prior to Rezone.

DEVELOPMENT PERMIT

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

Russ

Rémi Dubé, P.Eng. Development Services Manager

LR

Appendix IV

B. NEW SUBMISSIONS

6. 8:15 PM

File No.: 7912-0004-00

New or Resubmit: New

Description: Newton Superstore Gas Bar Address: 7550 King George Blvd.

Developer: Daniel Jay, Loblaw Properties West

Architect: Jordan Levine, Omicron

Landscape Architect: Pat Campbell, PMG Landscape Architects

Planner: Heather Kamitakahara

Urban Design Planner: Hernan Bello

The **Urban Design Planner** presented an overview of the proposed project and highlighted the following:

- The gas bar is located adjacent to Superstore at 76 Avenue and King George Boulevard.
- The current location is considered preferable and avoids conflict with on-site parking and passenger vehicles by situating the proposed gas bar east of the existing driveway entrance.
- The presence of significant vehicle traffic and pedestrian circulation reduces CPTED issues.
- The proposed roofline provides a suitable transition from Superstore toward the townhouse development located directly north of 76 Avenue and unifies the buildings proposed on-site.
- The proposed building orientation will reinforce the sidewalk along 76 Avenue and creates a safer pedestrian linkage from King George Boulevard without crossing the existing parking lot. Additional landscaping is proposed directly adjacent to the northern driveway entrance.

The City Architect presented an overview of the project description

- The applicant has successfully responded to previous comments from ADP and City staff.
- The proposal addresses the challenge of creating a suitable design and appropriate massing which integrates with Superstore and townhouse residential properties north of 76 Avenue.

The Project Architect presented an overview of the site plan, building plans, elevations, cross sections, and streetscapes and highlighted the following:

- The applicant was challenged to provide a suitable transition from Superstore toward
 the townhouse development across 76 Avenue. In response, the proposed building
 includes a peaked roofline and includes design details that reference Superstore
 (e.g. block flag poles).
- The proposed building includes battered concrete support columns, steel poles and
 painted structural I-beam beneath a pre-finished metal roof. A strong base of cast-inplace concrete is accented with cement panel cladding, wood panel cladding as well
 as storefront glazing.

The existing sidewalk is upgraded to provide a shorter pedestrian linkage which
redirects pedestrian circulation from King George Boulevard away from the existing
parking lot. In addition, the applicant is proposing a boulevard sidewalk
configuration along 76 Avenue.

The Landscape Architect reviewed the landscape plans and highlighted the following:

- The major drive aisle is angular and located immediately adjacent to the proposed building.
- The proposed building was located further north providing better pedestrian circulation.
- The removal of several on-site trees is required from existing parking islands.
- Several large maple trees existing along 76 Avenue.
- Additional landscaping is proposed which includes an arbour that frames the
 pedestrian connection from 76 Avenue as well as ornamental grasses, droughttolerant perennials and small trees alongside public benches, bike racks and porous
 pavers at the corner entrance.

In response to questions the following information was provided by the project architect:

- The underground gasoline storage tanks are located directly north of the proposed building.
- The existing driveway access off 76 Avenue permits left-turning movements.
 However, a small island could be added for safety reasons to improve the existing pedestrian crossing.

ADVISORY DESIGN PANEL STATEMENT OF REVIEW

Newton Superstore Gas Bar 7550 King George Blvd. File No. 7912-0004-00

It was Moved by W. Francl

Seconded by B. Shigetomi

That the Advisory Design Panel (ADP) recommends

that the applicant address the following recommendations and revise and resubmit to planning staff.

Carried

STATEMENT OF REVIEW COMMENTS

Context

- The proposal addresses the challenge of creating a suitable design and appropriate massing which integrates with Superstore and townhouse residential properties north of 76 Avenue.
- The proposed building will address several blind spots and activate unused parking spaces.

Vehicle Circulation

 The proposed building will significantly improve the driveway entrance off 76 Avenue.

Pedestrian Circulation

 The pedestrian circulation which utilizes existing sidewalks is well-designed and efficient.

Form and Character

- The applicant proposes an innovative building typology and canopy design which includes asymmetrical columns, concrete buttresses, floating horizontal I-beam and atypical roofline.
- The applicant should consider lowering the roofline along the southern building
 façade and separate the trusses to reduce the distance between vertical and
 horizontal elements thereby creating an overhang where the trusses and I-beam
 intersect. Expanding the roofline further ensures the building appears more in-line
 with the proposed signage (e.g. size, shape, etc.).

Landscaping

The proposed landscaping is considered generally attractive.

CPTED

- The presence of significant vehicle traffic and pedestrian circulation reduces CPTED issues.
- Install security cameras to encourage surveillance of outdoor seating areas.
- Illuminate the undercanopy and provide additional lighting on the southern building façade.

The Developer made the following comments on the Statement of Review:

- The comments are helpful.
- The applicant will consider expanding the roofline.

C. RESUBMISSION

7. <u>9:00 PM</u>

File No.: 7912-0086-00
New or Resubmit: Resubmit
Last Submission Date: May 31, 2012

Description: DP for business park/industrial building with 2nd floor

banquet hall

Address: 6638 – 152A Street

Developer: Elegant Development, Jay Minhas

Architect: Sanford Design Group

Dave Sanford

Landscape Architect: M2

Planner: Melissa Johnson Urban Design Planner: Hernan Bello

Note: Statement of review from May 31, 2012 minutes included.

CITY OF SURREY

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 <u>Local Government Act</u>, 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: COMMUNITY COMMERCIAL ZONE (C-8)

TO: COMPREHENSIVE DEVELOPMENT ZONE (CD)

Parcel Identifier: 015-289-354 Lot 1 Section 21 Township 2 New Westminster District Plan 83554

7550 - King George Boulevard

(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 a community shopping centre and a combined full-service and self-service *gasoline station* in 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 Spencer Hagen, B.C.L.S. on the 17th day of June, 2014.

B. Permitted Uses

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

1. Block A

- (a) Retail stores excluding adult entertainment stores, secondhand stores and pawnshops;
- (b) *Personal service uses* excluding body rub parlours;
- (c) General service uses excluding funeral parlours and drive-through banks;
- (d) *Beverage container return centres* provided that:
 - i. The use is confined to an enclosed *building* or a part of an enclosed *building*; and
 - ii. The *beverage container return centre* does not exceed a gross floor area of 418 sq. metres [4,500 sq. ft.];
- (e) Eating establishments excluding drive-through restaurants;
- (f) *Neighbourhood pubs*;
- (g) *Liquor store*;
- (h) Office uses excluding social escort services and methadone clinics;
- (i) *Parking facilities*;
- (j) Automotive service uses of vehicles less than 5,000 kilograms [11,023 lbs] *G.V.W.*, provided that such use is associated with a use permitted under Sub-section B.1.(a) of this Zone;
- (k) Indoor recreational facilities;
- (l) Entertainment uses excluding arcades and adult entertainment stores;
- (m) *Assembly halls*;
- (n) Community services; and
- (o) Child care centres.

2. Block B

(a) *Gasoline station* provided that:

- i. *Alternative fuel infrastructure* shall be available on the same *lot*; and
- ii. Where self-service hoses are available, at least an equal number of full-service hoses shall be available on the same *lot*; and
- (b) All uses permitted in Section B.1 of this Zone.

C. Lot Area

Not applicable to this Zone.

D. Density

The density shall not exceed a floor area ratio of o.8.

E. Lot Coverage

The *lot coverage* shall not exceed 50%.

F. Yards and Setbacks

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

Setback Use	Front Yard	Rear Yard	Side Yard	Side Yard on Flanking Street
Principal Buildings and Accessory Buildings and Structures	7.5 m. [25 ft.]	7.5 m. [25 ft.]	o.o m. [25 ft.]	7.5 m. [25 ft.]
Pump Islands and Kiosk	110 m. [360 ft.]	50 m. [164 ft.]	110 m. [360 ft.]	12 m. [40 ft.]
Canopies	110 m. [360 ft.]	50 m. [164 ft.]	110 m. [360 ft.]	12 m. [40 ft.]

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

G. Height of Buildings

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

1. Block A:

- (a) <u>Principal building</u>: The building height shall not exceed 12 metres [40 ft.]; and
- (b) <u>Accessory buildings and structures</u>: The building height shall not exceed 4.5 metres [15 ft.].

2. Block B:

- (a) <u>Kiosk and pump island canopies</u>: The building height shall not exceed 8.7 metres [28 ft.]; and
- (b) <u>Accessory buildings and structures</u>: The building height shall not exceed 4.0 metres [13 ft.].

H. Off-Street Parking

- 1. Refer to Table C.2 of Part 5 Off-Street Parking and Loading/Unloading of Surrey Zoning By-law, 1993, No. 12000, as amended.
- 2. Tandem parking may be permitted for company fleet *vehicles*.

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. Except in those portions where a *building* abuts the *lot line*, screen planting at least 1.5 metres [5 ft.] wide and a solid decorative fence at least 1.5 metres [5 ft.] high shall be provided along all *lot lines* separating the developed portion of the *lot* from any *residential lot*.
- 5. Loading areas, 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.

6. Open display or storage shall be completely screened to a height of at least 2.5 metres [8 ft.] by *buildings* and/or solid decorative fence and/or substantial *landscaping* strips of not less than 1.5 metres [5 ft.] in width. No display or storage of material shall be piled up to a height of 2.5 metres [8 ft.] within 5 metres [16 ft.] of the said screens and in no case shall these materials be piled to the height of more than 3.5 metres [11.5 ft.].

J. Special Regulations

- 1. Garbage containers and *passive recycling containers* shall not be located within any required *setback* adjacent to any *residential lot*.
- 2. Outdoor storage or display of any goods, materials or supplies shall apply to each Block as follows:

(a) $\underline{Block A}$:

Outdoor storage or display of any goods, materials or supplies is permitted provided that:

- i. Such area is ancillary to a *retail store* having a *gross floor* area of more than 4,645 square metres [50,000 sq. ft.];
- ii. The total area shall not exceed a maximum of 8% of the *gross floor area* of the associated *retail store*;
- iii. The outdoor storage and display area must be attached to and integrated with the *retail store building* and enclosed by a decorative metal fence of not less than 2.5 metres [8 ft.] in height that is architecturally consistent with the *retail store building*; and
- iv. The outdoor storage or display area shall not be located within 30 metres [100 ft.] of any *highway*; and

(b) Block B:

The outdoor storage or display of any goods, materials or supplies is specifically prohibited.

- 3. *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*.
- 4. *Land* and *structures* shall be used for the uses permitted in this Zone only if such uses do not emit noise in excess of 60 dB measured at any point on any boundary of the *lot* on which the use is located.

K. Subdivision

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

Lot Size Lot Width		Lot Depth
4 hectares	150 metres	240 metres
[10 acres]	[100 ft.]	[100 ft.]

Dimensions shall be measured in accordance with Section E.21 of 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 "Community Commercial Zone (C-8)" (for Block A) and "Combined Service Gasoline Station Zone (CG-2)" (for Block B) 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 Surrey Development Cost Charge By-law, 2014, No. 18148, as may be amended or replaced from time to time, and the development cost charges shall be based on the "Community Commercial Zone (C-8)" (for Block A) and "Combined Service Gasoline Station Zone (CG-2)" (for Block B).
- 8. Tree regulations are set out in Surrey Tree Protection By-law, 2006, No. 16100, as amended.

- 9. Development permits may be required in accordance with the Surrey *Official Community Plan*, 1996, By-law No. 12900, as amended.
- Provincial licensing of *child care centres* is regulated by the <u>Community Care and Assisted Living Act</u> R.S.B.C. 2002. c. 75, as amended, and the Regulations pursuant thereto including without limitation B.C. Reg 319/89/213.
- 11. Provincial licensing of *neighbourhood pubs* is regulated by the <u>Liquor</u> <u>Control and Licensing Act</u>, R.S.B.C. 1996, Chapter 267, as amended.

	Contro	n and Licensing A	<u>ct,</u> R.S.D.C. 1990, v	Chapter 20/, as amen	ucu.
3.	This By-law shall be c Amendment By-law,		es as "Surrey Zoni "	ng By-law, 1993, No.	12000,
READ	A FIRST AND SECON	D TIME on the	th day of	, 20 .	
PUBLI	C HEARING HELD the	ereon on the	th day of	, 20 .	
READ	A THIRD TIME ON T	HE th day	of	, 20 .	
	NSIDERED AND FINA rate Seal on the	LLY ADOPTED, si th day of	gned by the Mayo	or and Clerk, and seal	ed with the
					MAYOR
					CLERK

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SURVEY PLAN TO ACCOMPANY CITY OF SURREY BYLAW OF A PORTION OF LOT 1 SECTION 21 TOWNSHIP 2 NEW WESTMINSTER DISTRICT PLAN 83554

BCGS 92G.016

CITY OF SURREY

SCALE 1: 1250

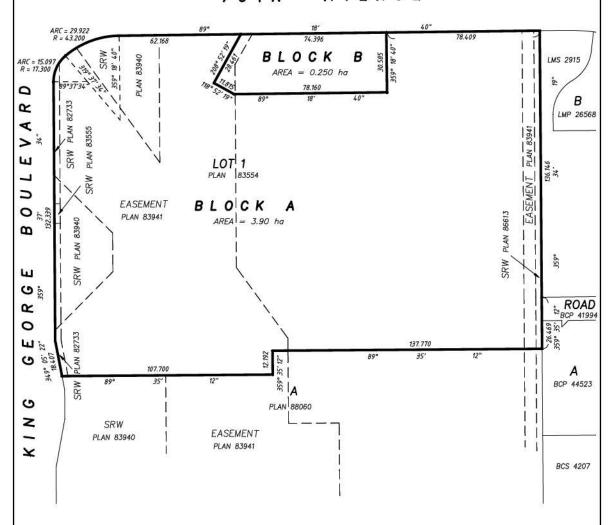
0 50 75 100 125 m

ALL DISTANCES ARE IN METRES;
THE INTENDED PLOT SIZE OF THIS PLAN IS 280mm IN WIDTH
BY 432mm IN HEIGHT (B SIZE) WHEN PLOTTED AT A SCALE OF 1:1250

FOR REZONING PURPOSES



76TH AVENUE



THIS PLAN IS BASED ON THE FOLLOWING LAND TITLE AND SURVEY AUTHORITY OF BC RECORDS: PLAN 83554

D 11 0000 1

SPENCER HAGEN, BCLS 915 17TH DAY OF JUNE, 2014 THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT

HAGEN LAND SURVEYS PO BOX 111 STN A V2T 6Z5 ABBOTSFORD, B.C. TEL: (604) 807.0123

FILE: 14015_1

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7912-0004-00

Issued To: LOBLAW PROPERTIES WEST INC., INC. NO. 74514A

("the Owner")

Address of Owner: 3225 - 12th Street NE

Calgary, AB T2E 7S9

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

Parcel Identifier: 015-289-354 Lot 1 Section 21 Township 2 New Westminster District Plan 83554

7550 - King George Boulevard

(the "Land")

- 3. Surrey Sign By-law, 1999, No. 13656, as amended is varied as follows:
 - (a) Section 31 "Signs in Gasoline Station Zones", sub-section 3(a) is amended to allow an increase in the number of canopy signs from 1 to 2.
- 4. This development variance permit applies to only that portion of the buildings and structures on the Land shown on Schedule A which is attached hereto and forms part of this development variance permit. This development variance permit does not apply to additions to, or replacement of, any of the existing buildings shown on attached Schedule A, which is attached hereto and forms part of this development variance permit.
- 5. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.

6.	This development variance permit shall lapse if the Owner does not substantially start any
	construction with respect to which this development variance permit is issued, within two
	(2) years after the date this development variance permit is issued.

7.	The terms of this development variance permit or any amendment to it, are binding on all
	persons who acquire an interest in the Land.

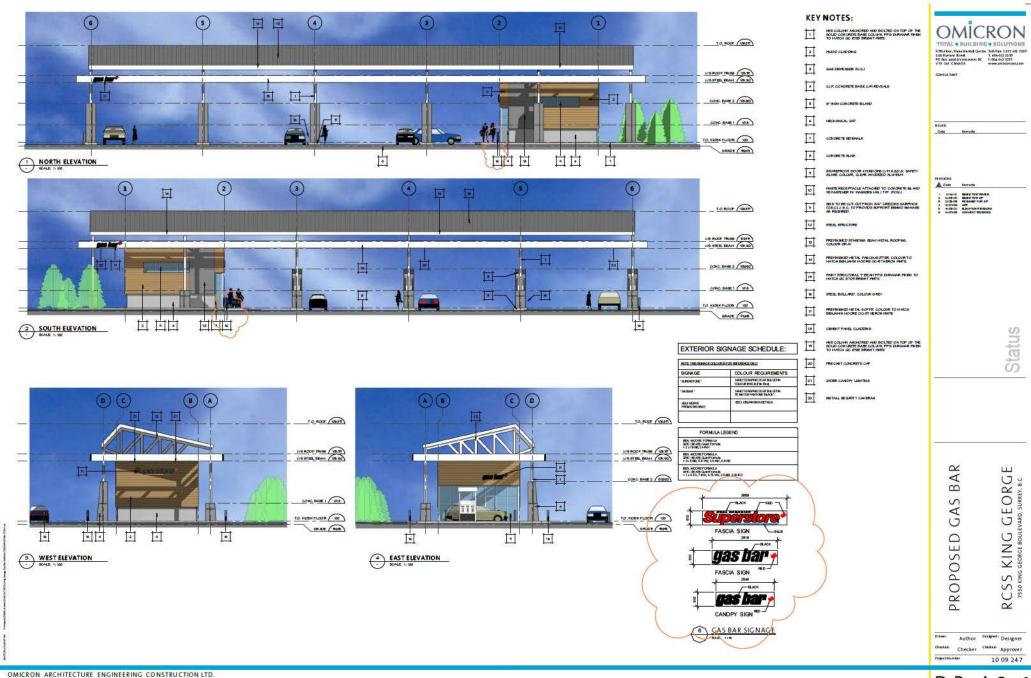
8. This development variance permit is not a building permit.

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

Mayor – Dianne L. Watts

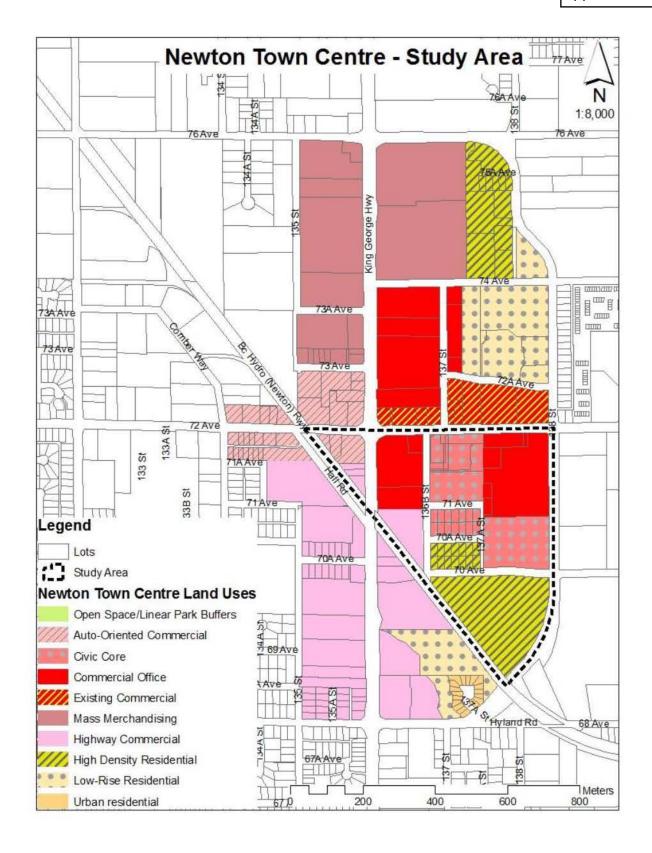
City Clerk - Jane Sullivan

Schedule A



EXTERIOR ELEVATIONS

DP-A3.1



SURREY	City of Surrey Policy No. O-58
Policy Title:	Requirement for Alternative Fuel Infrastructure Related to Gasoline Stations
Approval Date:	25 JUNE 2012 NEW (RES. R12-1378)
Revision Date:	
Department:	Planning and Development Department

Policy Statement

The Zoning By-law was amended to add the requirement for alternative fuel infrastructure as part of the permitted uses of the Self-Service Gasoline Station Zone (CG-1) and the Combined Service Gasoline Station Zone (CG-2). Any new Comprehensive Development Zone that permits a gasoline station must require that alternative fuel infrastructure be constructed in conjunction with the gasoline station on the same lot, or that a level-3 electric vehicle charging station (also known as a DC fast charger), or its equivalent, be constructed off-site in conjunction with the construction of the gasoline station, all subject to the approval of the City of Surrey.

1. Reason for Policy

The City of Surrey strives to reduce Greenhouse Gas (GHG) emissions produced by the transportation sector by encouraging and supporting the adoption of alternative fuel vehicle technologies. A critical requirement for the mainstream uptake of alternative fuel vehicles is the public availability of alternative fuel refuelling and recharging infrastructure. The City of Surrey can motivate the development of this infrastructure by requiring gasoline stations to provide alternative fuels in addition to the conventional transportation fuels that gasoline stations currently offer.

2. Definitions

The Zoning By-law defines Alternative Fuel Infrastructure as any one of the following:

- Level-3 electric vehicle charging station (also known as a DC fast charger), or its equivalent;
- Fast-fill compressed natural gas (CNG) vehicle refuelling station;
- Hydrogen vehicle refuelling station; and/or
- Liquefied petroleum gas (propane) vehicle refuelling station.

3. Responsibilities

3.1 To secure the installation of the alternative fuel infrastructure the City of Surrey will take a letter of credit in the amount of \$75,000 from the owner of the gasoline station which will be released upon the completed installation.