

City of Surrey<br>PLANNING \& DEVELOPMENT REPORT<br>File: $\quad$ 7912-0032-00

Planning Report Date: April 23, 2012

## PROPOSAL:

## - Temporary Commercial Use Permit

in order to permit the development of a temporary real estate sales centre for a proposed comprehensive development consisting of 510 apartment units, 40 townhouse units, and 743 square metres ( 8,000 sq.ft.) of indoor amenity space, in multiple buildings.

LOCATION: 3386 - 150 Street
OWNER: Polygon Harvard Gardens Ltd., Inc. No. 877466

ZONING:
RA
OCP DESIGNATION: Multiple Residential
NCP DESIGNATION: Apartments 8-12 storey, Garden Apartments, Cluster Housing, Commercial and Preservation Area/Open Space


## RECOMMENDATION SUMMARY

- Approval for 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 to accommodate a sales centre for Polygon's proposed comprehensive development project on the subject site, and neighbouring properties to the south. That project is currently at Third Reading (File No. 7911-0241-oo and File No. 7911-0242-00) and includes 550 multiple residential units ( 510 apartments units and 40 townhouses) in multiple buildings surrounding a centrally located amenity space with indoor and outdoor amenity opportunities.
- The proposed Temporary Commercial Use Permit would allow Polygon to construct and operate the sales office in advance of their comprehensive development application receiving Final Adoption from Council.
- The Temporary Commercial Use Permit will be in effect for three (3) years, which should be sufficient time for Polygon to finalize the sales of their development.
- 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.
- The sales centre building is designed to complement the architectural character of the future residential project, with a clearly identifiable "Boston Brownstone" theme. The building features a flat roof and cladding materials include Hardie siding and brick. The area around the sales centre will be landscaped with a combination of ornamental trees, shrubs, sod, and outdoor patio areas.


## RECOMMENDATION

The Planning \& Development Department recommends that:

1. Council approve Temporary Commercial Use Permit No. 7912-o032-oo (Appendix IV) to proceed to Public Notification.
2. Council instruct staff to resolve the following issues prior to final approval):
(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 securities to ensure that the site is restored following termination of the Temporary Commercial Use Permit.

## REFERRALS

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

Department of Fisheries No concerns. and Oceans (DFO):

Ministry of Transportation No concerns.
\& Infrastructure (MOTI):
BC Hydro:
No concerns.

## SITE CHARACTERISTICS

Existing Land Use: Vacant land and BC Hydro Transmission Lines
Adjacent Area:

| Direction | Existing Use | OCP/NCP Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| North (Across 34 Avenue): | Single family dwellings <br> and townhouses | Urban \& Multiple <br> Residential/ Single <br>  <br> Garden apartments | RF-12 and RM-30 |
| East (Across 152 Street): | Seniors care facility and <br> vacant land | Multiple <br> Residential/Institutional <br> \& Garden Apartments <br> (3-storeys) | CD, A-1 and RH |


| Direction | Existing Use | OCP/NCP Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| South (Across 32 Avenue <br> Diversion): | Restaurant and <br> automotive services | Commercial | CD |
| West (Across Highway 99): | Single family dwellings <br> and townhouses | Urban | RF-12 and RM-15 |

## DEVELOPMENT CONSIDERATIONS

- The applicant (Polygon Development 272 Ltd.)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 Polygon's proposed comprehensive development project on the subject site, and neighbouring properties to the south, which includes 550 multiple residential units ( 510 apartments units and 40 townhouses) in multiple buildings surrounding a centrally located amenity space with indoor and outdoor amenity opportunities ("Harvard Gardens"). That development application (File No. 7911-0241-00 and File No. 7911-0242-oo) received Third Reading from Council on February 20, 2012.
- The proposed Temporary Commercial Use Permit would allow Polygon to construct and operate the sales office in advance of their comprehensive development application receiving Final Adoption from Council.
- The Temporary Commercial Use Permit will be in effect for three (3) years, which should be sufficient time for Polygon to finalize the sales of their development.
- The applicant will post a \$5,000.0o bond to ensure the removal of the temporary building and restoration of the site to its original condition.
- Council previously approved an Official Community Plan (OCP) text amendment under File No. 7911-0105-oo for temporary real estate sales centres. The OCP Amendment By-law (No. 17434) allows temporary real estate sales centre on any lands designated City Centre (CC), Town Centre (TC) and Multiple Residential (RM) in the OCP. As such, an OCP amendment is not required to facilitate this proposed temporary use permit


## PRE-NOTIFICATION

- Pre-notification letters were mailed on March 13, 2012 and a development proposal sign was erected on the site. Staff received one phone call and one letter in opposition to the proposed temporary use.
- One neighbouring resident was concerned about the current lack of parking in the area and the additional demand for parking that would be generated by the sales centre.
(Five (5) paved parallel parking stalls will be provided on the south side of 34 Avenue. Additional gravel surface parking for up to approximately 4 cars and a turnaround area will be provided on site.)
- One neighbouring resident requested that all of the proposed road works and improvements associated with Polygon's comprehensive development project be completed in advance of the sales centre opening.
(All of the on and off-site works will be completed in advance of any of the residential units being occupied. The on and off-site works will begin once the project receives final adoption from City Council. It is anticipated that the project will be ready for presentation to Council for final adoption within the next few months.


## DESIGN PROPOSAL AND REVIEW

- The proposed sales centre will be a single-storey building, with a total building area of 188 square metres ( $2,026 \mathrm{sq}$. ft.). The building will be sited on the north portion of the site fronting 34 Avenue. The building will contain a reception and sales area, offices, washroom facilities, and a display suite.
- The building is designed to complement the architectural character of the future residential project, with a clearly identifiable "Boston Brownstone" theme. The building features a flat roof and cladding materials include Hardie siding and brick.
- The area around the sales centre will be landscaped with a combination of ornamental trees, shrubs, sod, and outdoor patio areas.
- The applicant will construct a portion of the south side of 34 Avenue, which will include parallel parking with spaces for up to 5 vehicles. In addition, a portion of the future 151 Street be constructed south of 34 Avenue to a gravel road standard to provide overflow parking for up to approximately 4 cars and a "Hammer Head" style turnaround.
- Construction of the temporary sales centre will require removal of approximately 10 mature trees. The trees to be removed were identified for removal in the arborist report for Polygon's comprehensive residential development project.


## INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Lot Owners, Action Summary and Project Data Sheets
Appendix II. Proposed Site Plan for Temporary Real Estate Sales Centre
Appendix III. Engineering Summary
Appendix IV Temporary Commercial Use Permit No. 7912-0032-00
original signed by Nicholas Lai

Jean Lamontagne
General Manager
Planning and Development

## RG/kms

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## Information for City Clerk

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

1. (a) Agent: Name: Kevin Shoemaker

Polygon Development 272 Ltd.
Address: 1333 West Broadway Suite 900 Vancouver BC V6H 4C2

Tel: $\quad 604-871-4283$
2. Properties involved in the Application
(a) Civic Address: 3386-150 Street
(b) Civic Address: 3386-150 Street Owner: Polygon Harvard Gardens Ltd., Inc. No. 877466 PID: ol1-356-944
Lot 34 Except: Firstly, Parcel "H" (Bylaw Plan 62662); Secondly, Part n Plan BCP67ı1 Section 27 Township 1 New Westminster District Plan 8895
3. Summary of Actions for City Clerk's Office
(a) Proceed with Public Notification for Temporary Commercial Use Permit No. 7912-0032-oo

## DEVELOPMENT DATA SHEET

Existing Zoning: RA

| Required Development Data | Minimum Required / Maximum Allowed | Proposed |
| :---: | :---: | :---: |
| LOT AREA* (in square metres) |  |  |
| Gross Total |  |  |
| Road Widening area |  |  |
| Undevelopable area |  |  |
| Net Total |  | 20,006 m ${ }^{2}$ |
|  |  |  |
| LOT COVERAGE (in \% of net lot area) |  |  |
| Buildings \& Structures |  |  |
| Paved \& Hard Surfaced Areas |  |  |
| Total Site Coverage |  |  |
|  |  |  |
| SETBACKS ( in metres) |  |  |
| Front |  | >7.5m |
| Rear |  | >7.5m |
| Side \#1 (N) |  | >7.5m |
| Side \#2 (S) |  | $>7.5 \mathrm{~m}$ |
|  |  |  |
| BUILDING HEIGHT (in metres/storeys) |  |  |
| Principal |  | $5.5 \mathrm{~m} / 1$ storey |
| Accessory |  |  |
|  |  |  |
| NUMBER OF RESIDENTIAL UNITS |  |  |
| Bachelor |  |  |
| One Bed |  |  |
| Two Bedroom |  |  |
| Three Bedroom + |  |  |
| Total |  |  |
|  |  |  |
| FLOOR AREA: Residential |  |  |
|  |  |  |
| FLOOR AREA: Commercial |  |  |
| Retail |  |  |
| Office |  |  |
| Total |  | $188 \mathrm{~m}^{2}$ |
|  |  |  |
| FLOOR AREA: Industrial |  |  |
|  |  |  |
| FLOOR AREA: Institutional |  |  |
|  |  |  |
| TOTAL BUILDING FLOOR AREA |  | $188 \mathrm{~m}^{2}$ |

*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 / <br> Maximum Allowed | Proposed |
| :---: | :---: | :---: |
| DENSITY |  |  |
| \# of units/ha /\# units/acre (gross) |  |  |
| \# of units/ha /\# units/acre (net) |  |  |
| FAR (gross) |  | o.o1 |
| FAR (net) |  |  |
|  |  |  |
| AMENITY SPACE (area in square metres) |  |  |
| Indoor |  |  |
| Outdoor |  |  |
| PARKING (number of stalls) |  |  |
| Commercial |  |  |
| Industrial |  |  |
| Residential Bachelor + 1 Bedroom |  |  |
| 2-Bed |  |  |
| Residential Visitors |  |  |
| Institutional |  |  |
| Total Number of Parking Spaces |  |  |
| Number of disabled stalls |  |  |
| Number of small cars |  |  |
| Tandem Parking Spaces: Number / \% of <br> Total Number of Units |  |  |
| Size of Tandem Parking Spaces <br> width/length |  |  |


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











## 2 HYDRAPRESSED PAVING

## 1 coniferous tree planting detall

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TO: Manager, Area Planning \& DevelopmentPlanning and Development Department
FROM: Development Services Manager, Engineering Department
DATE: April 18, 2012 PROJECT FILE: $\quad$ 7812-0032-00
RE: Engineering Requirements (Commercial/Industrial)Location: 3386150 St

## TEMPORARY USE PERMIT

There are no engineering requirements relative to issuance of the Temporary Use Permit.
Based on preliminary layouts and servicing concepts received to date the following issues are to be addressed as a condition of issuance of the subsequent Building Permit for the proposed temporary Sales Centre Application:

- Install new water (including meter) and sanitary connections from fronting mains. Sanitary main may be extended on-site in conformance with servicing plans proposed for projects 7911-0241-00 and 7911-0242-00;
- Address on-site stormwater management ensuring sufficient capacity and/or base flows to existing downstream systems and provide appropriate sediment control facilities including an ESC permit if disturbed area exceeds $2000 \mathrm{~m}^{2}$;
- On-site fire protection requirements must be reviewed and may require additional improvements to the building to meet the B.C.Building Code;
- Parallel parking along the south side of 34 Avenue will be permited for 5 vehicles. Additional pavement width (minimum 2.5 m ) fronting the sales centre with removal of No Parking signage will be required; and
- Extension of future 151 Street will be permitted for overflow parking and turn-around. A sufficiently long paved apron adjacent to 34 Avenue will be required.

A Servicing Agreement is not required for the proposed Temporary Use Permit or Building Permit. Any works on site or across City Road Right of way will be subject to all applicable City Permits prior to issuance of the Building Permit. These may include City Road and Right-of-way Permits, Erosion and Sediment Control Permits and Traffic Obstruction Permits. City crews will complete installation of the water service tie-in once payment has been made and a work order has been issued.


Rémi Dubé, P.Eng.
Development Services Manager

## TEMPORARY COMMERCIAL USE PERMIT

NO.: 7912-0032-00

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Issued To: POLYGON DEVELOPMENT 272 LTD., INC. NO. }87746
    ("the Owner")
Address of Owner: 900,1333 West Broadway
            Vancouver, BC
            V6H4C2
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1. This temporary use permit is issued subject to compliance by the Owner with all statutes, by-laws, orders, regulations or agreements, except as specifically varied by this temporary use permit.
2. This temporary use 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: 011-356-944
Lot 34 Except: Firstly, Parcel "H" (Bylaw Plan 62662); Secondly, Part on Plan BCP6711 Section 27 Township 1 New Westminster District Plan 8895

$$
\begin{gathered}
3386-150 \text { Street } \\
\text { (the "Land") }
\end{gathered}
$$

3 The Land has been designated as a Temporary Commercial Use Permit Area in Surrey Official Community Plan, 1996, No. 12900, as amended.
4. The temporary use permitted on the Land shall be:
(a) A real estate sales centre and associated parking areas.
5. The temporary use shall be carried out according to the following conditions:
(a) The appearance and location of the real estate sales centre, access and parking areas shall be as shown on Schedule B 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) Parking surfaces shall be of a dust-free material such as crushed gravel; and
(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.

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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.
7. 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 $\$ 5,000.00$
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 Schedule $A$ 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.

[^0]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


Name: (Please Print)
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## TO THE CITY OF SURREY:

We, $\qquad$ POLYGON DEVELOPMENT 272 LTD., INC. NO. 877466 (Name of Owner)
being the owner of Lot 34 Except: Firstly, Parcel "H" (Bylaw Plan 62662); Secondly, Part on Plan BCP6711 Section 27 Township 1 New Westminster District Plan 8895
(Legal Description)
known as
3386-150 Street
(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 temporaryuse permit.











## 2 HYDRAPRESSED PAVING

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