

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7913-0122-00

Planning Report Date: December 01, 2014

PROPOSAL:

• Development Variance Permit

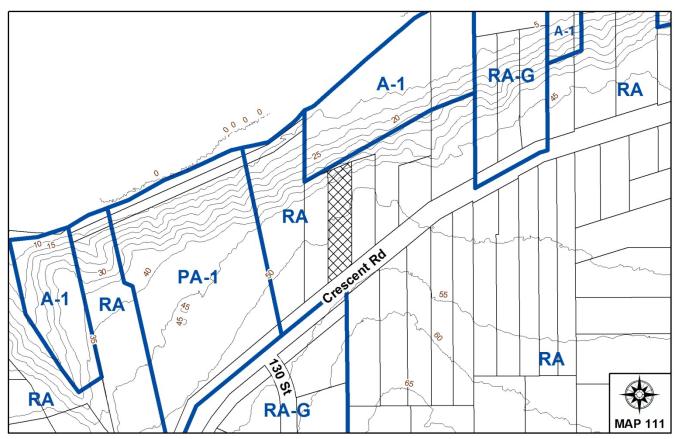
in order to allow retention of an accessory building

LOCATION: 13021 - Crescent Road

OWNER: Mark P. Nitsch

ZONING: RA

OCP DESIGNATION: Suburban



RECOMMENDATION SUMMARY

• Approval for Development Variance Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• Seeking reduced front yard setback to allow retention of an existing shed and garage.

RATIONALE OF RECOMMENDATION

- The requested variance to reduce the front yard setback on subject site will allow retention of existing and recently expanded shed and garage.
- The proposed setback relaxation will not impact the siting of the main dwelling, as it is situated towards the back of the property to take advantage of better views.
- No concerns raised by the Surrey Heritage Advisory Committee (HAC).
- Setback from Crescent Road pavement edge would be approximately 15 m (49 ft.) until road widening in the future.
- The applicant proposes to enhance the appearance of the building in accordance with the recommendations of the HAC, including the addition of windows and colours from the heritage catalogue.

RECOMMENDATION

1. The Planning & Development Department recommends that Council approve Development Variance Permit No. 7913-0122-00 (Appendix IV) varying the following, to proceed to Public Notification:

- (a) to reduce the minimum front yard setback for accessory building of the "One-Acre Residential Zone (RA)" from 18 metres (60 ft.) to 7.16 metres (23.5 ft.).
- 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.

REFERRALS

Engineering: The Engineering Department has no objection to the project,

subject to the completion of Engineering servicing requirements as

outlined in Appendix III.

Heritage Advisory Support, with suggestion to improve the character of the building, to

Committee (HAC): reflect the heritage designation of Crescent Road.

SITE CHARACTERISTICS

Existing Land Use: single family dwelling

Adjacent Area:

Direction	Existing Use	OCP Designation	Existing Zone
North:	Vacant portion of a large lot with a single	Suburban	A-1
	family dwelling further to the east		
East:	Single family dwelling	Suburban	RA
South (Across	Single family dwelling	Suburban	RA and RA-G
Crescent Road):			
West:	Single family dwelling	Suburban	RA

DEVELOPMENT CONSIDERATIONS

Background and Site Context

• The subject site consists of 1 parcel of land located on the north side of Crescent Road, between 128 Street and 132 Street. The site is designated "Suburban" in the Official Community Plan (OCP).

• The subject site is currently zoned "One-Acre Residential Zone (RA)" (By-Law No. 12000), and is occupied by one single family dwelling. The subject site is 0.26 hectares (0.63 acres), with 30.45 m (100 ft.) frontage, and over 100 m (328 ft.) depth.

- Original accessory building and concrete paved area were completed by previous owner. Current owner expanded the building to the paved area, without a building permit. A stop work order was issued on November 08, 2011, and construction stopped.
- In 2012, the applicant applied to the Board of Variance, for the relaxation of the front yard setback for the accessory building, but was denied (2 votes against, and 2 votes for). The applicant was advised to seek Development Variance Permit. At the time, many residents voiced concerns regarding a business operated from the house, and the number of vehicles parked on the property. The applicant has a Business License for Home Occupation, and By-Law Enforcement has confirmed the applicant has an acceptable number of vehicles parked on his property.

Subject Proposal

- The applicant proposes to bring an existing accessory building under compliance through a setback relaxation. This will also allow the applicant to apply for a building permit for renovations and improvements to the building.
- The proposed building has incorporated improvements suggested by the HAC, including the addition of windows, and colours from the heritage catalogue.
- Currently the building has no windows, and the proposal incorporates one window on the gable on the south elevation, and windows at 1.5 m (5 ft.) height on the east and west elevations. Proposed colours are Benjamin Moore's "Edwardian Cream", and "Vancouver Green" (Appendix II).
- The applicant is required to dedicate approximately 3.5 m (11.5 ft.) along Crescent Road for future road widening. The 7.16 m (23.5 ft.) setback is calculated from this ultimate property line, though effectively, the setback from the building to the curb edge will be approximately 15 m (49 ft.) until future road widening.

Surrey Heritage Advisory Committee

• The proposed setback is along Crescent Road, which is a heritage designated road. No concerns were raised from the HAC regarding this application, and their comment was that the applicant should try to improve the quality of the building, once he is allowed to apply for a Building Permit.

Trees

No trees were impacted by this addition to the accessory building, as it was constructed in an
existing paved concrete area.

(a) Requested Variance:

• Front yard setback for accessory building from 18 m (60 ft.) to 7.16 m (23.5 ft.).

Applicant's Reasons:

 Part of the accessory building was already constructed, and expansion was done over an existing concrete paved area.

Staff Comments:

- The 7.16 m (23.5 ft.) will only come into effect when Crescent Beach is widened to its ultimate cross-section. Visual setback at this time will be approximately 15 m (49 ft.) from the building to the pavement edge on Crescent Road.
- Accessory building is at an angle from the property line, and only one corner will be at 7.16 m (23.5 ft.) setback from the road. The other corner of the building will be at 12.1 m (39.5 ft.).
- The design of the building is compatible with the heritage character of Crescent Road. The design of the building is included as a schedule in the Development Variance Permit.
- Staff support this variance to proceed to Public Notification.

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 and Building Elevations

Appendix III. Engineering Summary

Appendix IV. Development Variance Permit No. 7913-0122-00

original signed by Nicholas Lai

Jean Lamontagne General Manager Planning and Development

LFM/da

<u>Information for City Clerk</u>

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

1. (a) Agent: Name: Mark Nitsch

Address: 13021 - Crescent Road

Surrey, BC V₄P ₁J₆

Tel: 604-209-7885

2. Properties involved in the Application

(a) Civic Address: 13021 - Crescent Road

(b) Civic Address: 13021 - Crescent Road

Owner: Mark P Nitsch PID: 011-363-002

Lot 2 Section 20 Township 1 New Westminster District Plan 8804

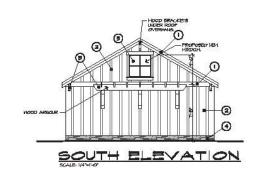
3. Summary of Actions for City Clerk's Office

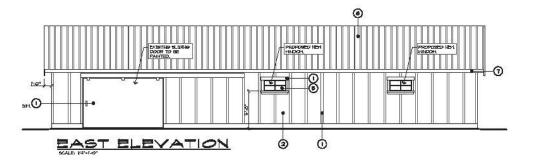
(a) Proceed with Public Notification for Development Variance Permit No. 7913-0122-00 and bring the Development Variance Permit forward for issuance and execution by the Mayor and City Clerk.

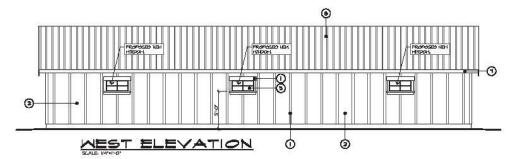
SUBDIVISION DATA SHEET

Proposed Zoning: RA

Requires Project Data	Proposed
GROSS SITE AREA	=
Acres	o.63 acres
Hectares	o.26 hectares
NUMBER OF LOTS	
Existing	1
Proposed	1
SIZE OF LOTS	
Range of lot widths (metres)	30.45 m
Range of lot areas (square metres)	2,559 m²
DEV. VARIANCE PERMIT required	
Building Retention	YES
Front Yard setback (accessory building)	
Existing	18 m (60 ft)
Proposed	7.16 m (23.5 ft)







FINISH/COLOUR SCHEDULE:

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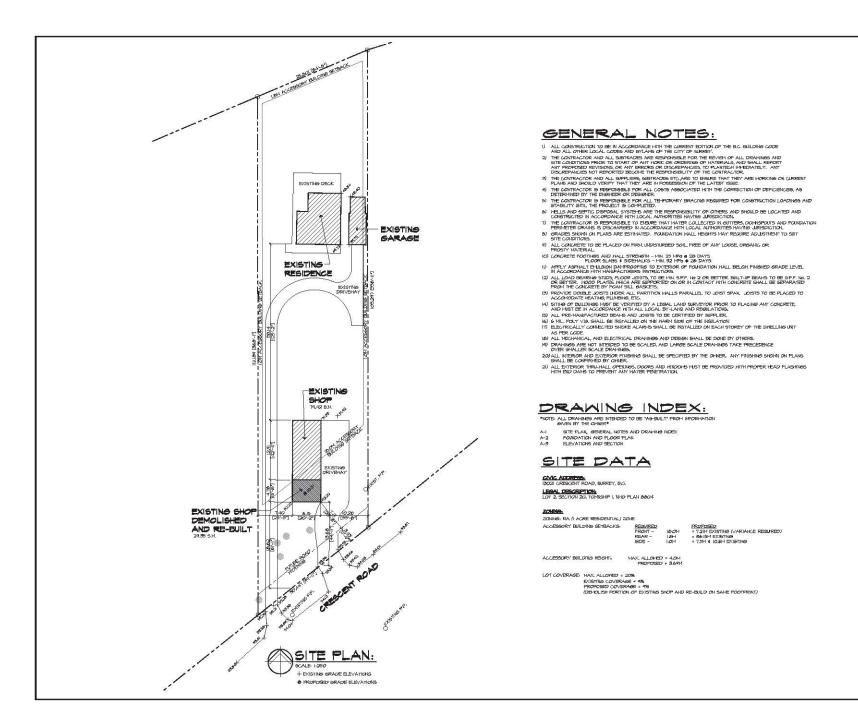


SOUTH/WEST RENDERING

PLAN OF DESCRIPTION OF SERVICE OF

TUNDRA DEVELOPMENTS
EXISTING SHOP ALTERATIONS
STREET, SHOP ALTERATIONS
STREET, SHOP SHOWER SHOWER

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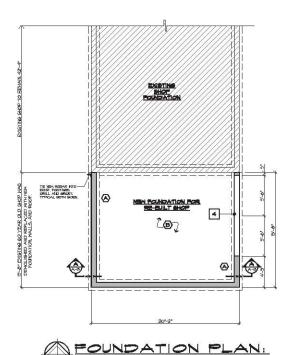
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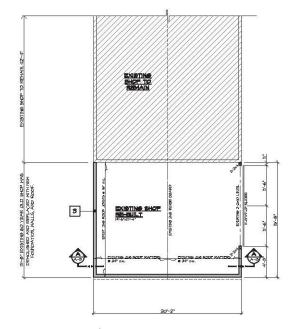


* INFORMATION PROVIDED BY OWNER FOR EXISTING FOOTINGS AND FOUNDATION HALLS

(A) "6"HD, x 8"DP, CONT.

	CONCRETE SLAB SCHEDULE			
	CONCRETE SLAB SIZE	CONCRETE SLAB REINFORCING	FILL MATERIAL	REMARKS TYPICAL LOCATIONS
B	PROPOSED 4" CONC. SLAB (28 mPa)	PROPOSED IOH BARS # 2410.C. E/H	PROPOSED ON 6' WELL-COMPACTED GRANULAR FILL TO NOW STD. PROCTOR DESITY	PROPOSED ON 6 HIL POLY

G/H. 2-EM BARS CONTINIOUS ISH DNLS HI.E. @20" D.C. ALT. REQUIREMENTS





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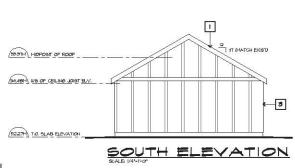
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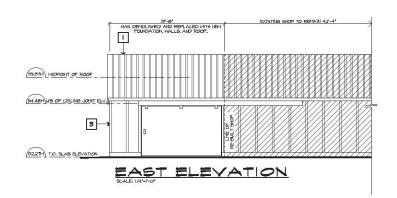
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CONSTRUCTION LEGEND

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 LOT PLYHOOD

 26 EAFTENS BY 64 Oc.

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 SOLID BLOCKING BETHERN JOST SPACES

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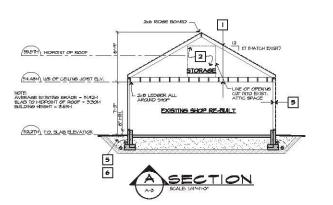
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INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- South Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

October 6, 2014

PROJECT FILE:

7813-0122-00

RE:

Engineering Requirements Location: 13021 Crescent Road

DEVELOPMENT VARIANCE PERMIT

The following issues are to be addressed as a condition of issuance of the Development Variance Permit:

Property and Right-of-Way Requirements

Dedicate 3.442 metre along Crescent Road for the 27.0 metre Arterial Road Standard. The
applicant is advised to enter into a Highway License Agreement (HLA) to allow the gate
and Fence currently installed to remain until the future widening of Crescent Road occurs.
The HLA will include appropriate indemnification clauses.

Works and Services

• The applicant is advised that the lot does not have an existing storm service connection. The runoff from any hard surface (building, driveway, deck) cannot be concentrated and discharged to the north over the bluff due to stability concerns. Infiltration into the surrounding pervious surfaces may be considered if geotechnical conditions allow. Should it be determined that this is not possible then a storm service connection with inspection chamber must be installed to service the lot. If a pumped service connection is required, the applicant must register a restrictive covenant for a pumped storm service connection.

A Servicing Agreement is not required for the proposed Development Variance Permit, however, a processing fee of \$1,296.75 (GST included) is required to administer the legal document requirements. If required a storm service connection can be constructed subject to issuance of a City Road and Right-of-Way Permit obtainable at the Engineering front counter which includes payment of securities and permit fees.

Rémi Dubé, P.Eng.

Development Services Manager

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7913-0122-00

Issued To: MARK NITSCH

("the Owner")

Address of Owner: 13021 - Crescent Road

Surrey, BC V₄P₁J₆

- 1. 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: 011-363-002 Lot 2 Section 20 Township 1 New Westminster District Plan 8804

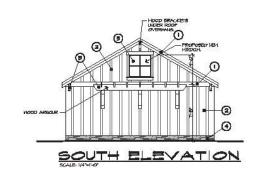
13021 - Crescent Road

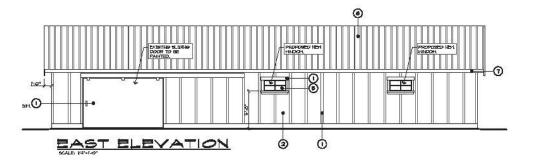
(the "Land")

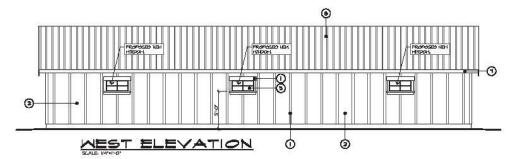
- 4. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
 - (a) In Section F. Yards and Setbacks of Part 12 One-Acre Residential Zone (RA), the minimum Front Yard setback for *Accessory Buildings* and *Structures* Greater Than 10 square metres [105 sq. ft.] in Size is reduced from 18 metres [60 ft] to 7.16 metres [23.5 ft].
- 5. This development variance permit applies to only the <u>portion of the Land</u> 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.
- 6. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.

7.	This development variance permit shall lapse if the Owner does not substantially start are construction with respect to which this development variance permit is issued, within tw (2) years after the date this development variance permit is issued.	
8.	The terms of this development variance perm persons who acquire an interest in the Land.	it or any amendment to it, are binding on all
9.	This development variance permit is not a bu	ilding permit.
	ORIZING RESOLUTION PASSED BY THE CO D THIS DAY OF , 20 .	UNCIL, THE DAY OF , 20 .
		Mayor –
		City Clerk -

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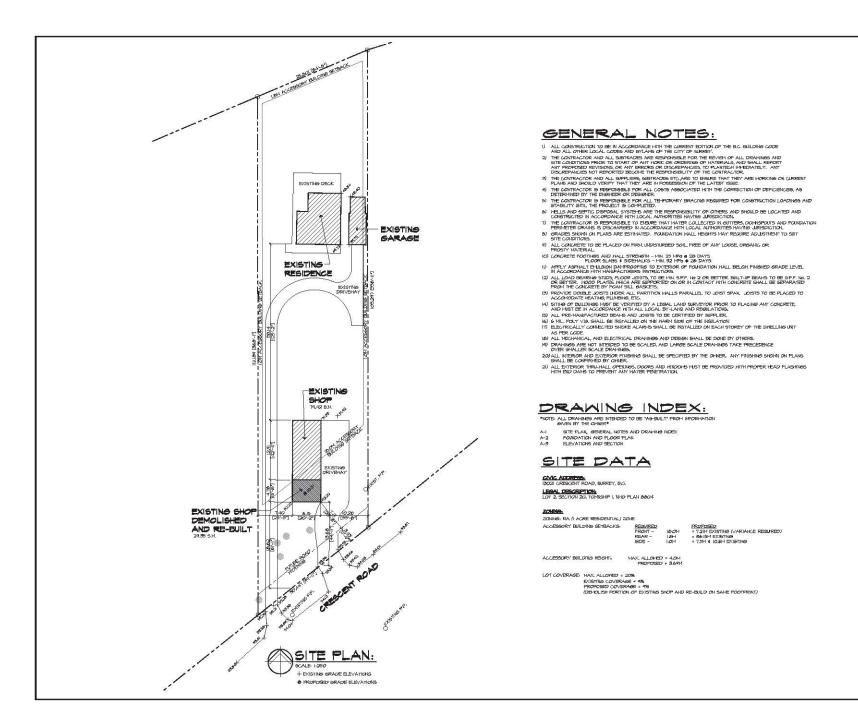


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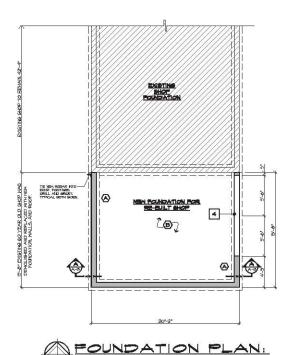
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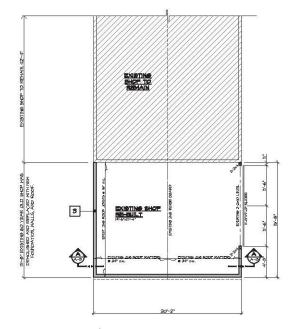


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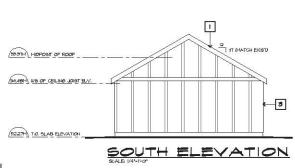
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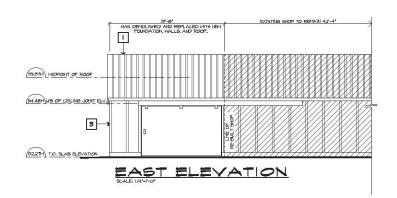
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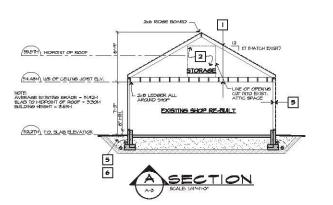
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