

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7914-0019-00

Planning Report Date: March 31, 2014

PROPOSAL:

- Development Permit amendment
- Development Variance Permit

in order to permit changes to the overall site layout, architecture and landscaping and an increase in the number of townhouse units.

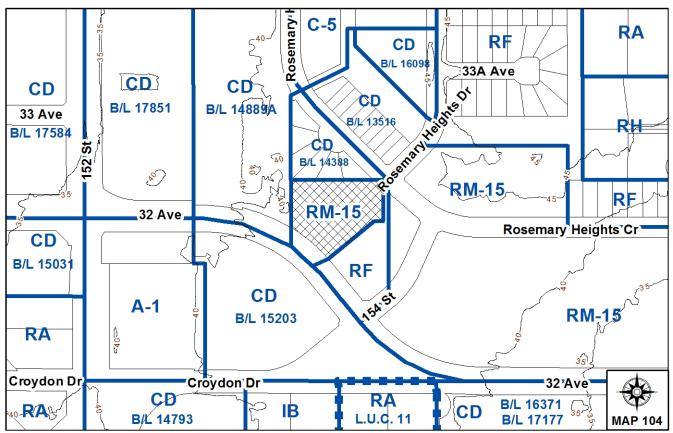
LOCATION: 3303 - Rosemary Heights Crescent

OWNER: Rosemary Gate Properties Ltd.

ZONING: RM-15
OCP DESIGNATION: Urban

NCP/LAP Townhouses (15 upa max)

DESIGNATION:



RECOMMENDATION SUMMARY

- Approval to draft Development Permit.
- Approval for Development Variance Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• The applicant is requesting a variance to allow three (3) visitor parking spaces to be located within the setback of the RM-15 Zone and to reduce the side yard setbacks of the RM-15 Zone.

RATIONALE OF RECOMMENDATION

- A Development Permit was issued on the proposed development in July, 2013. Due to a change in ownership, the applicant is proposing amendments to the Development Permit (No. 7912-0311-00).
- The proposed density, which is within the RM-15 Zone, and the building form are appropriate for this part of Rosemary Heights.
- The proposed changes to the exterior façade of the townhouse units are considered positive and reflect a high-quality design by providing a more traditional building form for this part of Rosemary Heights.
- The variances do not impact the liveability of the project, and have little impact on adjacent neighbours.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council authorize staff to draft Development Permit No. 7914-0019-00 generally in accordance with the attached drawings (Appendix II).
- 2. Council approve Development Variance Permit No. 7914-0019-00 (Appendix IV) varying the following, to proceed to Public Notification:
 - (a) to reduce the minimum setback from the west property line of the RM-15 Zone from 7.5 metres (25 ft.) to 5.26 metres (17.26 ft.);
 - (b) to reduce the minimum setback from the east property line of the RM-15 Zone from 7.5 metres (25 ft.) to 1.5 metres (4.9 ft.); and
 - (c) to allow three (3) visitor parking spaces to be located within the setback of the RM-15 Zone.
- 3. Council instruct staff to resolve the following issues prior to 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;
 - (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) resolution of the interface along the Pioneer Greenway to the satisfaction of the General Manager, Parks Recreation and Culture;
 - (e) submission of an acoustical report for the units adjacent to 32 Avenue and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures; and
 - (f) registration of a Section 219 Restrictive Covenant to specifically identify the allowable tandem parking arrangement and to prohibit the conversion of the tandem parking spaces into livable space.

REFERRALS

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

School District: **Projected number of students from this development:**

4 Elementary students at Morgan Elementary School 2 Secondary students at Earl Marriott Secondary School

The applicant has advised that the dwelling units in this project are expected to be constructed and ready for occupancy by Fall, 2014.

(Appendix V)

Parks, Recreation & Culture:

Parks has some concerns about the interface of the development with the Pioneer Greenway. Building designs and site planning should consider CPTED principles adjacent to the Pioneer Greenway. The applicant will work with Parks staff to resolve these

concerns.

Surrey Fire Department: No concerns.

SITE CHARACTERISTICS

Existing Land Use: Vacant site.

Adjacent Area:

Direction	Existing Use	OCP/NCP	Existing Zone
		Designation	
North (Across Rosemary	Single family	Urban/Single Family	CD (By-law No.
Heights Crescent):	dwellings.	Small Lots.	14388)
East:	Fire Hall No. 17	Urban/Institutional	RF
South (Across 32 Avenue):	Multi-tenant	Industrial/Business	CD (By-law No.
	commercial building.	Park.	15203)
West:	Single family strata	Urban/Townhouses	CD (By-law No.
	development.		14889A)

DEVELOPMENT CONSIDERATIONS

Background

- The subject property is located at 3303 Rosemary Heights Crescent and is presently designated "Urban" in the Official Community Plan (OCP), "Townhouses (15 upa)" in the Rosemary Heights Central Neighbourhood Concept Plan (NCP) and is currently zoned "Multiple Residential (15) Zone (RM-15)".
- The property was rezoned to RM-15 in July, 2013 under File No. 7912-0311-00. A Development Permit (DP) for a 14-unit townhouse project and Development Variance Permit (DVP) to vary

the minimum setback from the east property line of the RM-15 Zone from 7.5 metres (25 ft.) to 1.5 metres (4.9 ft.) were issued in conjunction with the rezoning.

- At the time, the applicant was proposing an overall density of 10.4 upa (25.7 uph) and floor area ratio of 0.51, which complied with the RM-15 Zone.
- The townhouse development consisted of 14 three-storey, 3-bedroom townhouse units, with an average floor area of 221 square metres (2,379 sq.ft.) per dwelling unit.
- The building design included flat roofs, strong horizontal expression, significant glazing as well as roof decks and fully enclosed double garages.
- Continuation of the 3 metre (9.8 ft.) wide Pioneer Greenway was proposed along the southern property line.
- The outdoor amenity area exceeded the minimum required under the RM-15 Zone and was centrally located.

Current Proposal

- Six (6) additional units are proposed, increasing the total number of units to twenty (20). The proposed density is 15.47 upa (38.2 uph) and floor area ratio of 0.6, which complies with the RM-15 Zone.
- The proposed townhouse development consists of 20 ground-oriented units (all 3-bedroom) in 5 three-storey buildings with an average gross floor area of 160 square metres (1,730 sq. ft.) per dwelling unit.
- The applicant further proposes to modify the internal layout to provide a greater variety of floor plans which appeal to potential homebuyers.

DESIGN PROPOSAL AND REVIEW

Access and Pedestrian Circulation

- The current layout maintains a single vehicle access point from Rosemary Heights Crescent at the northeast corner of the subject property.
- As with the previous proposal, the applicant will construct the 3 metre (9.8 ft.) wide Pioneer Greenway (pedestrian walkway) within an existing statutory right-of-way along the southern boundary of the subject property, on 32 Avenue.
- A connection will be provided from the Pioneer Greenway into the outdoor amenity area.

Design, Form and Character of Proposed Townhomes

• The units fronting 32 Avenue (i.e. Building 2 and Building 3) have generous private outdoor areas and are setback a minimum of 7.5 metres (25 ft.) from 32 Avenue. These units will be screened from 32 Avenue by trees, shrubs and a concrete fence.

- The townhouse buildings along the southern boundary of the subject property
- The buildings include a uniform colour scheme of dark hardie panel siding, light hardie panel accents, white fascia and trim, decorative louvers, wood grain doors, interesting rooflines, and accents that provide variation in the building façade.
- Corner units have been designed with one-storey entry vestibules. A variance to reduce the side yard setback for these one-storey elements is required for Units 12 and 13.
- The 5 units in Building 1 have a fully-enclosed tandem parking arrangement, while the remaining 15 units in Buildings 2-5 all have double garages, located side-by-side, for a total of 40 spaces. In addition, 4 visitor stalls are provided for a total of 44 parking spaces on-site, in accordance with the Zoning By-law.
- The exterior design changes reflect a high-quality design by providing a more traditional building form for this part of Rosemary Heights.

Proposed Landscaping and Outdoor Amenity Space

- The outdoor amenity area is roughly 60 square metres (646 sq. ft.) and meets the minimum requirement of the By-law. The outdoor amenity is designed to connect to the Pioneer Greenway walkway on the southern boundary of the site and will be screened from 32 Avenue by trees, shrubs, and other landscaping.
- In addition to the formal outdoor amenity, the applicant proposed to landscape the setback areas to create a larger continuous outdoor amenity. A gazebo is provided for passive recreation.
- A concrete fence is proposed along the northern edge of the statutory right-of-way to separate the public from the private realm.
- The applicant proposes to install significant landscaping which includes trees, flowering shrubs, substantial groundcover and grassed areas to soften the hardscapes, delineate walkways, demarcate driveway entrances as well as define the transition between the public realm and semi-private spaces.

PRE-NOTIFICATION

The Development Proposal Sign was installed on-site on February 5, 2013. Staff received comments from an adjacent neighbour via telephone and email. The resident is concerned with the proposed DP amendment and preferred the density, architecture, and site plan approved under the original DP (7912-0311-00). Specifically, the resident is concerned with:

Building Height

The flat roof design approved under the original DP (7912-0311-00) resulted in a lower overall building height. The increased building height will result in increased shadowing of the resident's south-facing rear yard.

The Zoning By-law defines the building height as "the average level between the eaves and ridge of a gable, hip or gambrel roofed building". Building 4, which is adjacent to the residences north of the subject site, is approximately 10 metres in height. The maximum building height under the RM-15 Zone is 11 metres, therefore the proposed buildings are in compliance with the Zoning By-law.

Landscaping and Visual Screening

The original DP showed the replacement trees along the north property planted on the existing berm to provide a visual barrier. The proposed DP amendment does not include the retention of the berm.

The applicant has agreed to plant up-sized trees along the north property line to provide a visual barrier for adjacent residences.

Parking

The original DP (7912-0311-00) included double car garages for all units. The proposed DP amendment includes fully tandem parking arrangements for 5 units. The resident is concerned that the tandem parking space will be converted to habitable space in the future and there will not be sufficient on-site parking.

Only 5 units in Building 1 have a fully-enclosed tandem parking arrangement, while the remaining 15 units in Buildings 2-5 all have double garages, located side-by-side, for a total of 40 spaces. In addition, 4 visitor stalls are provided for a total of 44 parking spaces on-site, in accordance with the Zoning By-law. A Section 219 Restrictive Covenant will be registered on title to specifically identify the allowable tandem parking arrangement and to prohibit the conversion of the tandem parking spaces into livable space as a condition of DP issuance.

ADVISORY DESIGN PANEL

The development application was not referred to the Advisory Design Panel (ADP) for review. The proposed exterior changes and landscape plans were reviewed by City staff and deemed acceptable.

SUSTAINABLE DEVELOPMENT CHECKLIST

The applicant prepared and submitted a sustainable development checklist for the subject site on March 19, 2014. 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
1. Site Context & Location	Consistent with Rosemary Heights Central NCP

(A1-A2)	
2. Density & Diversity	• 15 upa
(B1-B7)	• Each unit has its own private rear yard
	An outdoor amenity area is provided
3. Ecology &	• Absorbent soils ≥ mm in depth
Stewardship	On-lot infiltration trenches and/or sub-surface chambers
(C ₁ -C ₄)	Rain barrels
	Composting pickup available
	Recycling pickup available
	Organic waste pickup available
4. Sustainable	Pedestrian connection to 32 Avenue with lighted pathways
Transport &	Bus route on 32 Avenue
Mobility	
(D ₁ -D ₂)	
5. Accessibility &	Passive recreation space
Safety	Outdoor community gathering space
(E1-E3)	
6. Green Certification	• No
(F ₁)	
7. Education &	Sustainable features document will be given to new owners
Awareness	Sustainability features include engineered wood products, recycled
(G1-G4)	materials, low VOC finishing products, recycled wood waste, modern
	building techniques to reduce waste, high efficiency furnaces, hot
	water tanks and appliances, natural gas cooking appliances, LowE
	windows.

BY-LAW VARIANCE AND JUSTIFICATION

(a) Requested Variance:

• To reduce the minimum setback from the west property line of the RM-15 Zone from 7.5 metres (25 ft.) to 5.26 metres (17.26 ft.).

Applicant's Reasons:

• The entrance vestibules provide interesting articulation and contribute to a high-quality architectural design.

Staff Comments:

- The proposed setback variance is to accommodate entrance vestibules. The majority of the building is setback 7.5 metres (25 ft.).
- These entrance vestibules are small one-storey elements which have minimal impact on adjacent rear yards. The setback from the rear of the dwelling on the adjacent lot to the projection on Unit 13 is 6.3 metres (20.67 ft.). The projection on Unit 12 is adjacent to an open area on the adjacent site.

(b) Requested Variance:

• To reduce the minimum setback from the east property line of the RM-15 Zone from 7.5 metres (25 ft.) to 1.5 metres (4.9 ft.).

Applicant's Reasons:

• This variance was previously approved under Development Permit No. 7912-0311-00.

Staff Comments:

- The subdivision that created the subject site (Application No. 7912-0311-00) required that a panhandle be created to achieve frontage for the Fire Hall on Rosemary Heights Crescent, in accordance with Engineering requirements. This proposed panhandle creates a pinch point for the rear yard setback of unit #1, resulting in 1.5 metre (4.9 ft.) setback for a portion of the rear yard.
- The proposed panhandle area is not required by the Fire Department for access and will be landscaped appropriately to enhance the rear yard condition of unit #1.
- The proposed variance to the setback to unit #1 does not negatively affect the usability of the rear yard of unit #1.
- This variance was previously approved under Development Permit No. 7912-0311-00.

(c) Requested Variance:

• To permit three (3) visitor parking stalls to be located within the setback.

Applicant's Reasons:

• Only a portion of the three (3) visitor parking stalls is located within the setback. A 4th visitor parking stall is located outside of the setback.

Staff Comments:

• The three (3) visitor parking stalls are located partially within the setback, however they will be screened with landscaping and vegetation from Rosemary Heights Crescent and adjacent residences.

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. Site Plan, Building Elevations, Landscape Plans and Perspective

Appendix III. Engineering Summary

Appendix IV. Development Variance Permit No. 7914-0019-00

Appendix V. School Board Comments

original signed by Nicholas Lai

Jean Lamontagne General Manager Planning and Development

TH/da

Information for City Clerk

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

1. (a) Agent: Name: Brad Hughes

Rosemary Gate Properties Ltd

Address: 16811 - 60 Avenue

Surrey, BC V₃S₁T₁

Tel: 604-830-8626 - Primary

604-830-8626 - Fax

2. Properties involved in the Application

(a) Civic Address: 3303 - Rosemary Heights Crescent

(b) Civic Address: 3303 - Rosemary Heights Crescent Owner: Rosemary Gate Properties Ltd

DID.

PID: 029-141-346

Lot 1 Section 26 Township 1 New Westminster District Plan EPP31571

3. Summary of Actions for City Clerk's Office

(a) Proceed with Public Notification for Development Variance Permit No. 7914-0019-00 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 issuance of the Development Permit.

DEVELOPMENT DATA SHEET

Existing Zoning: RM-15

Required Develop	ment Data	Minimum Required / Maximum Allowed	Proposed
LOT AREA* (in squ	are metres)		
Gross Total	,		5,467.9 m²
Road Widenin	g area		
Undevelopable	e area		
Net Total			5,467.9 m²
LOT COVERAGE (in % of net lot area)		60%	60%
SETBACKS (in metres)			
Front		7.5 m	7.5 m
Rear		7.5 m	7.5 m
Side #1 (W)		7.5 m	5.26 m
Side #2 (E)		7.5 m	1.5 m
BUILDING HEIGHT (in metre Principal	es/storeys)	11 m / 3 storeys	10.15 m / 3 storeys
NUMBER OF RESIDENTIAL (JNITS		
Bachelor			
One Bed			
Two Bedroom			
Three Bedroom +			20
Total			20
FLOOR AREA: Residential		3,280.7 m ²	3,278.7 m ²
FLOOR AREA: Commercial			
Retail			
Office			
Total			
FLOOR AREA: Industrial			
FLOOR AREA: Institutional			
TOTAL BUILDING FLOOR A	REA	3,280.7 m²	3,278.7 m ²

Development Data Sheet cont'd

Required Development Data	Minimum Required / Maximum Allowed	Proposed
DENSITY	15 upa	15.47 upa
# of units/ha /# units/acre (gross)	15 upa	15.47 upa
# of units/ha /# units/acre (net)	0.6	0.6
FAR (gross)	0.6	0.6
FAR (net)		
AMENITY SPACE (area in square metres)		
Indoor	N/A	N/A
Outdoor	60 m ²	60 m²
PARKING (number of stalls)		
Commercial		
Industrial		
Residential Bachelor + 1 Bedroom		
2-Bed		
3-Bed	40	40
Residential Visitors	4	4
Institutional		
Total Number of Parking Spaces	44	44
Number of disabled stalls		0
Number of small cars		0
Tandem Parking Spaces: Number / % of Total Number of Units		5 units / 25% of total units
Size of Tandem Parking Spaces width/length		3.2 m x 6.1 m

Heritage Site NO	Tree Survey/Assessment Provided	YES
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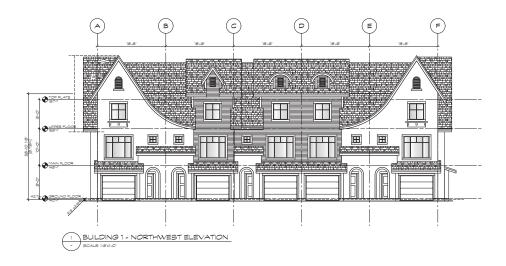


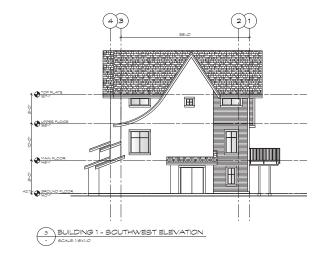


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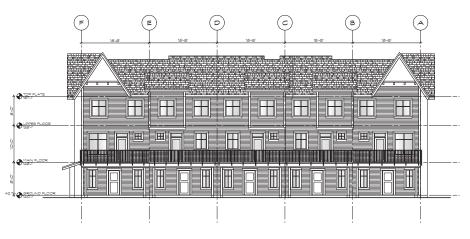
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BUILDING 1 - SOUTHEAST ELEVATION

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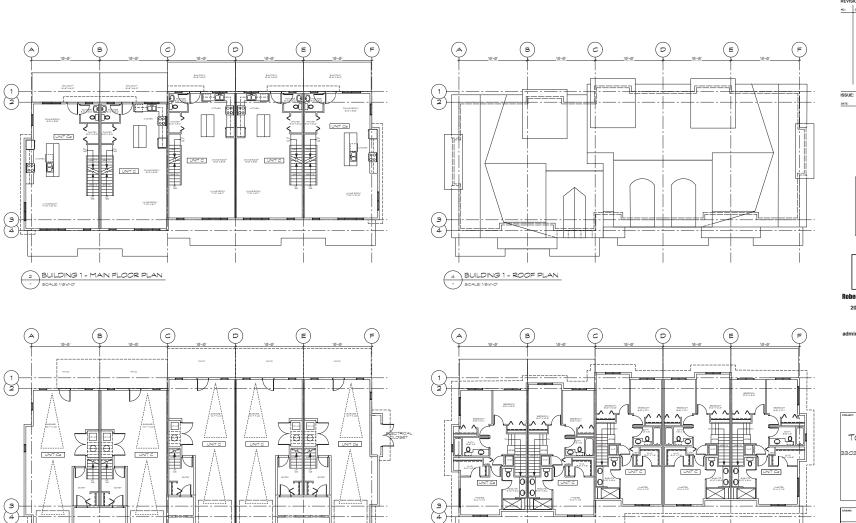
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3 BUILDING 1 - UPPER FLOOR PLAN

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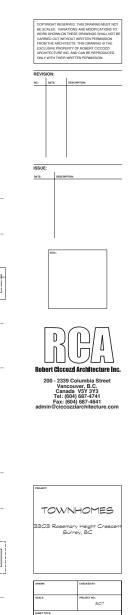
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3303 Rosemary Height Crescent
Surrey, BC

> Floor Plans Building 1

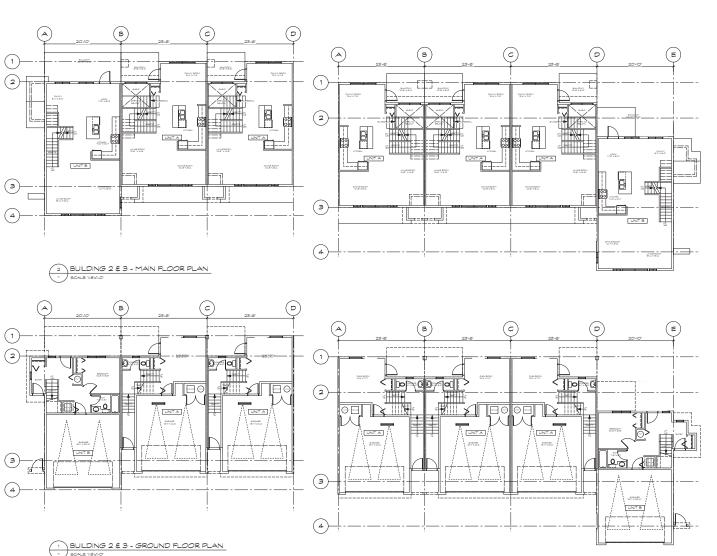
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BUILDING 1 - GROUND FLOOR PLAN



Floor Plans Buildings 2 & 3

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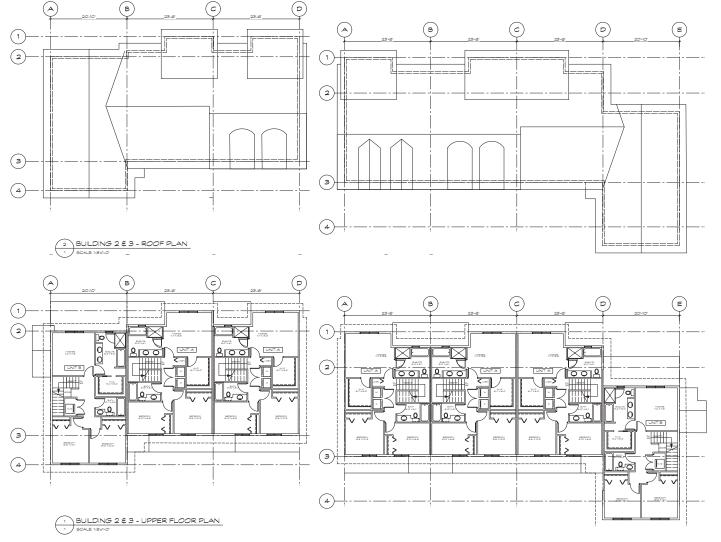


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Floor Plans Buildings 2 & 3

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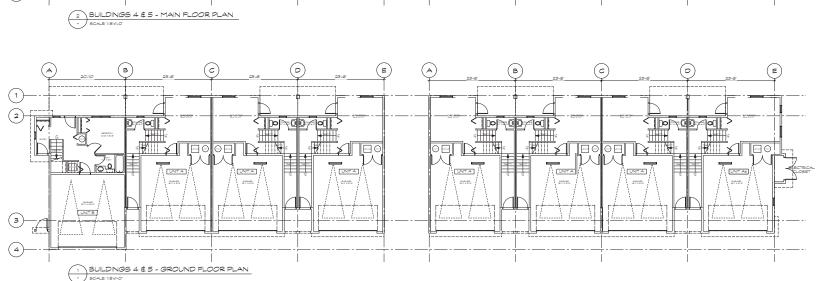




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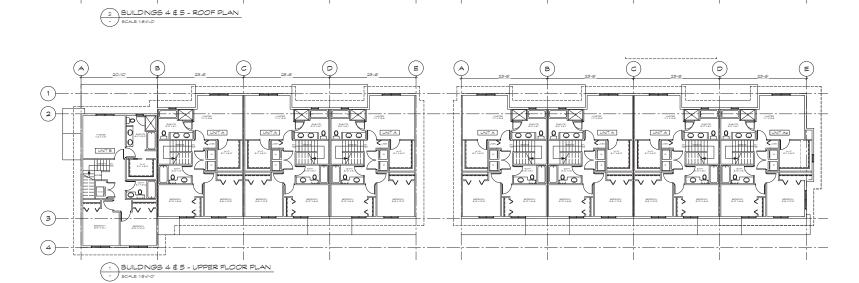


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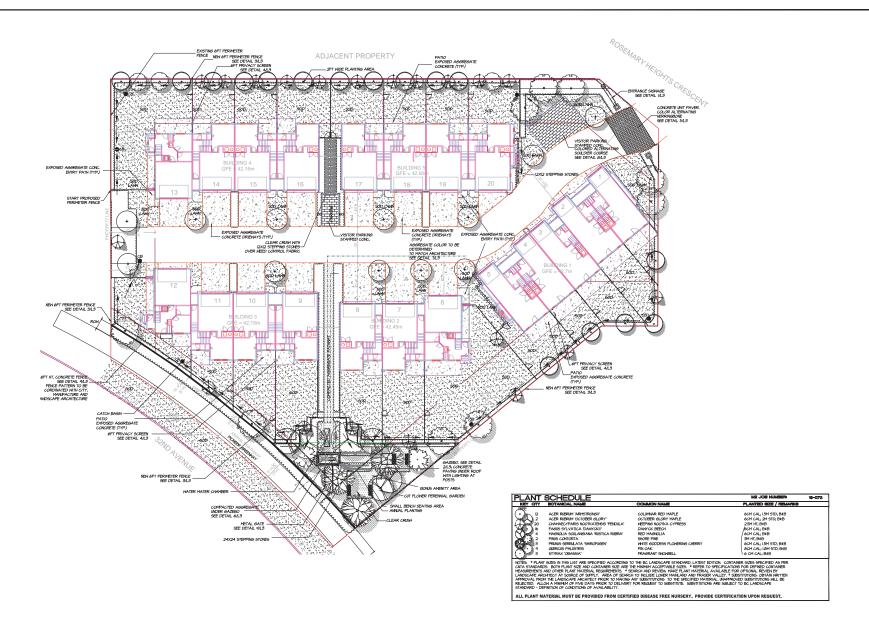
Floor Plans Buildings 4 & 5

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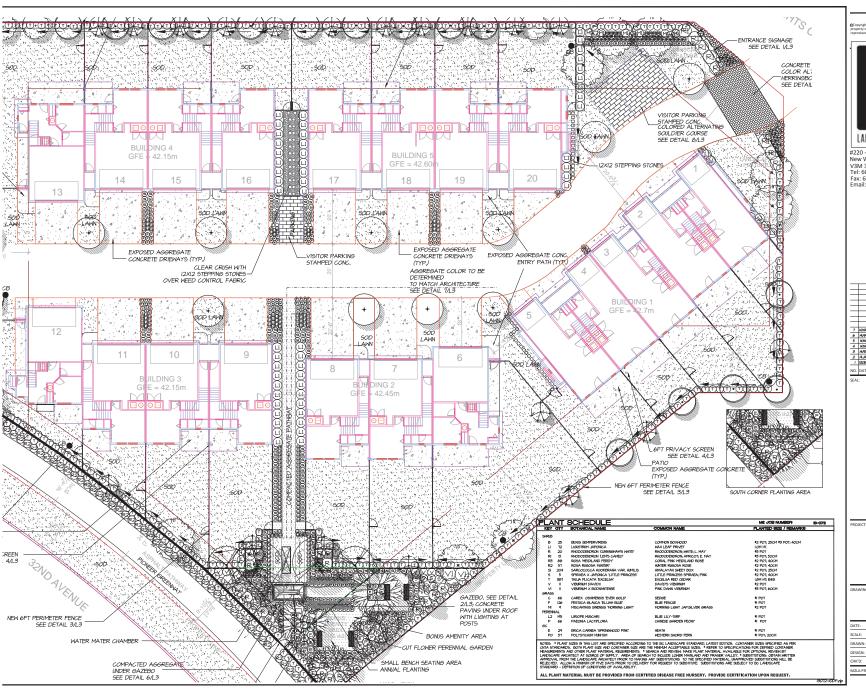
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TOWNHOUSE DEVELOPMENT 32nd Ave. and Rosemary Heights Crescent, Surrey, BC

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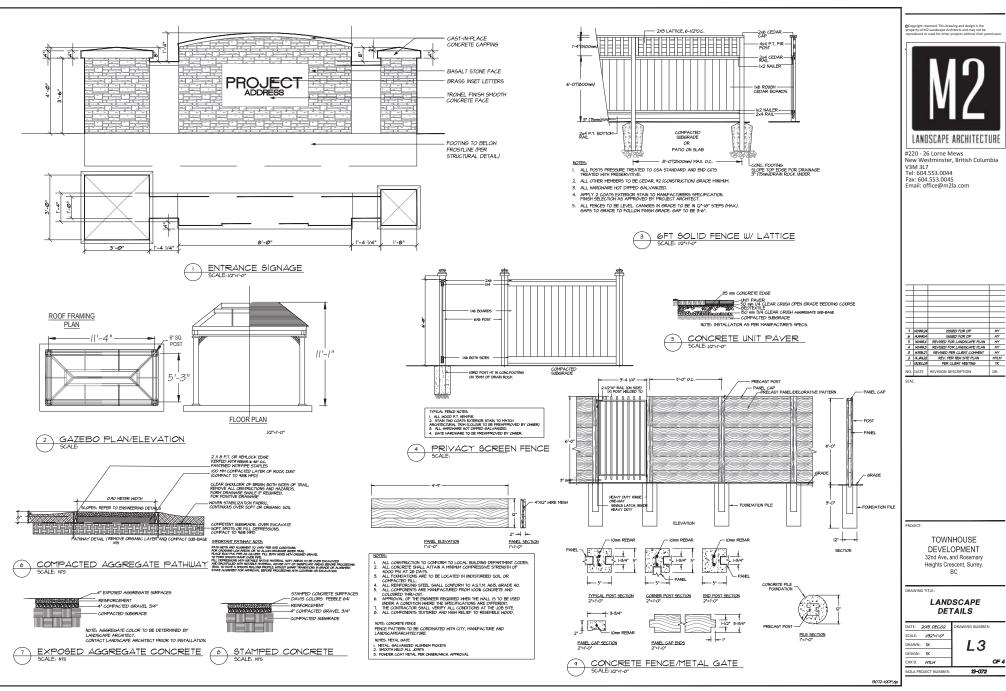
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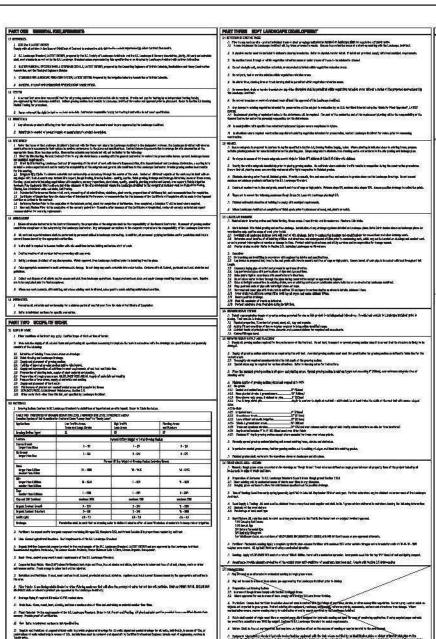
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#220 - 26 Lorne Mews New Westminster, British Columbia V3M 3I 7 Fax: 604.553.0045 Fmail: office@m2la.com

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TOWNHOUSE DEVELOPMENT 32nd Ave. and Rosemery Heights Crascord, Surrey,

LANDSCAPE **SPECIFICATIONS**

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// A PROJECT NUMBER:



INTER-OFFICE MEMO

TO:

Manager, Area Planning & Development

- South Surrey Division

Planning and Development Department

FROM:

Development Services Manager, Engineering Department

DATE:

March 21, 2014

PROJECT FILE:

7814-0019-00

RE:

Engineering Requirements

Location: 3303 Rosemary Heights Crescent

DEVELOPMENT PERMIT

The site is the subject of project 7812-0311-00 for which a Service Agreement has been entered into with the City of Surrey. The Developer is to ensure all works and services pertaining to the MUP, access location/alignment, and modifications to Rosemary Heights Crescent conform to the accepted Servicing Agreement Design Drawings under Surrey Project 7812-0311-00.

Rémi Dubé, P.Eng.

Development Services Manager

CE

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7914-0019-00

Issued To: ROSEMARY GATE PROPERTIES LTD

("the Owner")

Address of Owner: 16811 - 60 Avenue

Surrey, BC V₃S₁T₁

- 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: 029-141-346 Lot 1 Section 26 Township 1 New Westminster District Plan EPP31571

3303 - Rosemary Heights Crescent

(the "Land")

- 3. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
 - (a) In Section F of Part 21 of Surrey Zoning By-law, 1993, No. 12000, as amended, the minimum setback from the west property line is varied from 7.5 metres (25 ft.) to 5.26 metres (17.26 ft.);.
 - (b) In Section F of Part 21 of Surrey Zoning By-law, 1993, No. 12000, as amended, the minimum setback from the east property line is varied from 7.5 metres (25 ft.) to 1.5 metres (4.9 ft.).
 - (c) In Section H of Part 22 of Surrey Zoning By-law, 1993, No. 12000, as amended, three (3) visitor parking stalls are permitted within the north and west side yard setbacks.
- 4. The siting of buildings and structures shall be in accordance with the drawings numbered 7914-0019-00 (A) through to and including 7914-0019-00 (B) (the "Drawings") which are attached hereto and form part of this development variance permit.

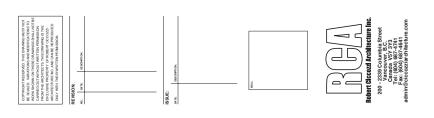
5.	This development variance permit applies to only that portion of the buildings and
	structures on the Land shown on Schedule A, which is attached hereto and forms part of
	this development variance permit.

- 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 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.
- 8. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
- 9. This development variance permit is not a building permit.

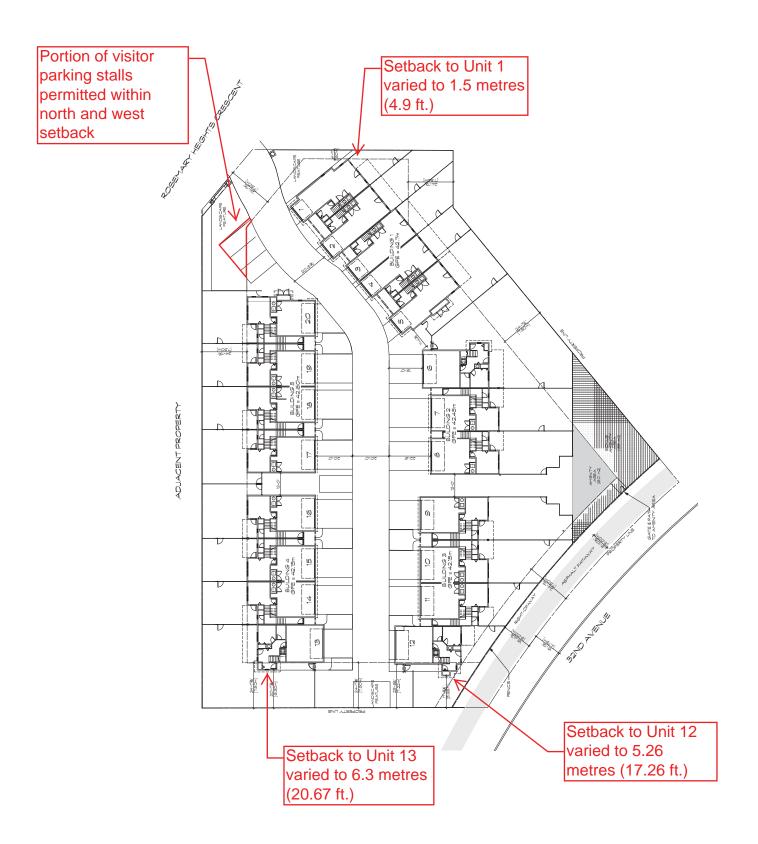
AUTHORIZING RESOLUTION PASSED BY THE COUNCIL, THE DAY OF , 20 . ISSUED THIS DAY OF , 20 .

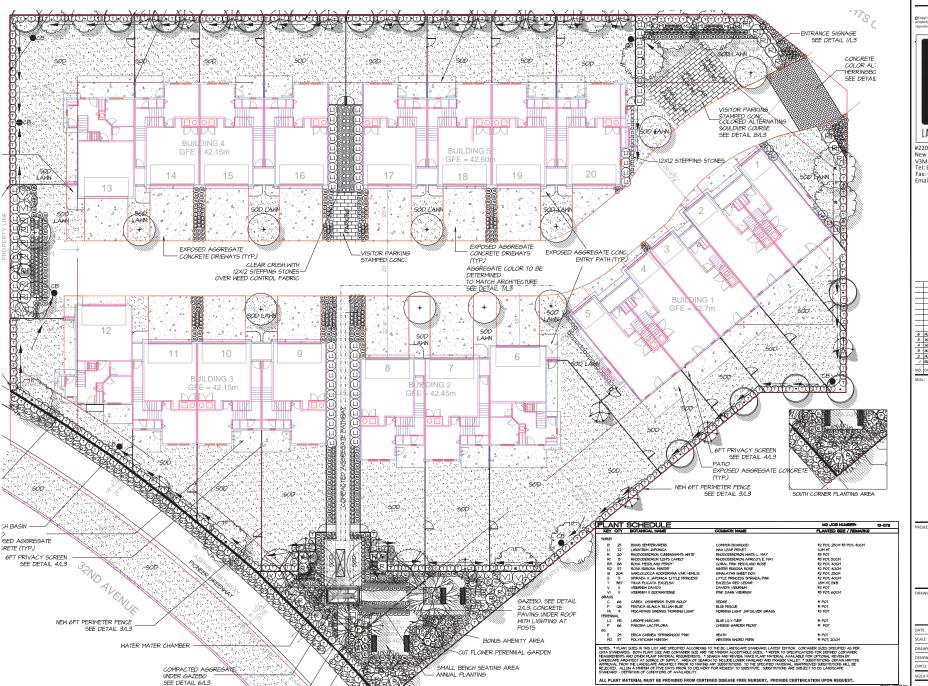
Mayor – Dianne L. Watts

City Clerk – Jane Sullivan









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TOWNHOUSE DEVELOPMENT 32nd Ave. and Rosemary Heights Crescent, Surrey,

DRAWING TITLE:

SHRUB PLAN

DATE: 2013, NOV 6 SCALE: 3/32*#1'-0* DRAWN: TK DESIGN: TK CHK'D: MTLM M2LA PROJECT NUMBER



Tuesday, February 25, 2014 Planning

THE IMPACT ON SCHOOLS

APPLICATION #:

Nominal Capacity (8-12):

Functional Capacity*(8-12)

14 0019 00

SUMMARY

The proposed 20 townhouse units are estimated to have the following impact on the following schools:

Projected # of students for this development:

Elementary Students:	4
Secondary Students:	2

September 2013 Enrolment/School Capacity

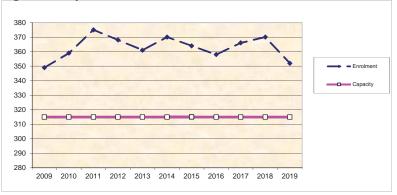
Morgan Elementary	
Enrolment (K/1-7):	40 K + 321
Capacity (K/1-7):	40 K + 275
Earl Marriott Secondary	
Enrolment (8-12):	1927

School Enrolment Projections and Planning Update:

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

A new elementary school on 28th Ave near the intersection with 160th Street opened in September 2013, which replaced Sunnyside elementary. Boundary moves have been approved from Morgan Elementary to Sunnyside Elementary. The capacity for Morgan Elementary below does not include one modular classroom building, which has been located on the site to assist with capacity needs resulting from full day kindergarten implementation in 2011 (Ministry of Education recognizes the modular as part of the schools capacity at 60K + 275 = 335). There is also a portable classroom on site. A proposed addition to Rosemary Heights Elementary has been included as #2 priority in the 2013-2017 Five Year Capital Plan to help relieve overcrowding at local schools. Earl Marriott Secondary has 8 portables on site and has implemented extended day programming to accommodate student growth. The School District has recently purchased a new secondary school site in North Grandview Area and has also submitted a request for funding of a new North Grandview Area Scondary School as its #3 priority in the 2013-2017 Five year Capital Plan to accommodate long term secondary school enrolment growth in South Surrey.

Morgan Elementary



Earl Marriott Secondary

1500

1620



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