

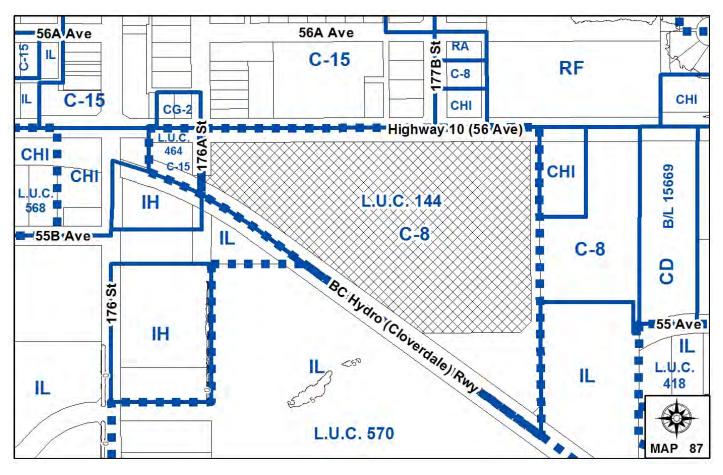
Planning Report Date: April 14, 2014

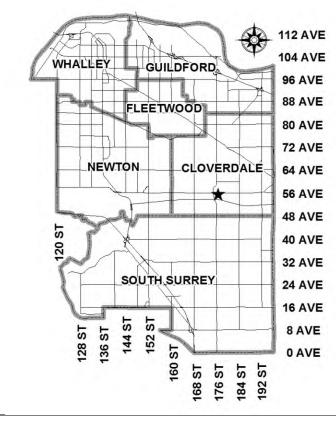
# PROPOSAL:

#### • Development Variance Permit

in order to amend the building siting and landscaping plans attached to LUC No. 144, to accommodate a new tenant at the Clover Square Village shopping mall.

LOCATION:	17780 - No. 10 Highway (56 Ave.)
OWNER:	Clover Square Holdings Ltd.
ZONING:	Land Use Contract No. 144 (underlying C-8 Zone)
OCP DESIGNATION:	Commercial
<b>TCP DESIGNATION:</b>	Retail/Service Commercial





# **RECOMMENDATION SUMMARY**

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

# DEVIATION FROM PLANS, POLICIES OR REGULATIONS

• None.

#### **RATIONALE OF RECOMMENDATION**

- Complies with Commercial designation in OCP.
- Complies with the Cloverdale Town Centre Plan.
- Facilitates a new tenant with some outdoor sales display area, to occupy a unit at the existing mall.

File: 7914-0031-00

#### **RECOMMENDATION**

The Planning & Development Department recommends that Council approve Development Variance Permit No. 7914-0031-00 (Appendix IV) varying the following, to proceed to Public Notification:

(a) amend the building siting and landscaping plans attached to Land Use Contract (LUC) No. 144, as amended, for commercial retail unit F1 in Building F.

# **REFERRALS**

Engineering:	The Engineering Department has no objection to the project.
Ministry of Transportation & Infrastructure (MOTI):	The Ministry has no objection to the proposal.

#### SITE CHARACTERISTICS

Existing Land Use: Clover Square Village shopping mall.

# Adjacent Area:

Direction	Existing Use	NCP Designation	Existing Zone
North (Across No. 10 Highway):	Surrey Archives, Surrey Museum, flower shop and restaurant.	Institutional and Retail/Service Commercial	C-15 and CHI
East:	Restaurants and Delta Controls office building.	Highway Commercial	CHI and C-8
South (Across decommissioned rail right-of-way):	Vacant lot under Application No. 7908-0088-00 (third reading).	Industrial	LUC No. 570 (underlying IL)
West (Across 176A Street):	Hotel, pub and liquor store and Surrey Heritage Rail Station.	Commercial Retail	LUC No. 484 (underlying C-15)

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#### **DEVELOPMENT CONSIDERATIONS**

#### **Background**

- The 5.0-hectare (12.5-acre) subject property is located on the south side of No. 10 Highway, east of 176A Street at 17700 to 17790 No. 10 Highway in the Cloverdale Town Centre. The property is designated Commercial in the Official Community Plan (OCP) and Service/Retail Commercial in the Cloverdale Town Centre Plan (TCP), and is regulated by Land Use Contract (LUC) No. 144, with underlying "Community Commercial Zone (C-8)".
- LUC No. 144 was approved by Council in 1976 with a schedule of drawings.
- The current building siting, building design and landscaping plans were approved under Development Variance Permit (DVP) No. 7998-0149-00 on July 28, 1998.
- Previous amendments to the schedule of drawings were approved under Development Variance Permit Nos. 7996-0209-00, 7996-0209-07 and 7997-0159-00.
- The main tenants of the Cover Square Village shopping mall include an IGA food store, Shoppers Drug Mart, a credit union, gas station and a number of restaurants.

#### Current Proposal

- The applicant is proposing to amend the building siting and landscaping plans attached to Land Use Contract (LUC) No. 144 to accommodate a new tenant, Ace Hardware, in Building F (Appendix II).
- Ace Hardware will be locating in an existing commercial retail unit (CRU) F1, and requires an area for outdoor storage and sales.
- This proposed Ace Hardware location will be a boutique hardware store geared toward homeowners and will include the Benjamin Moore paint line as well as timber for small-scale home renovation projects.
- The applicant is proposing to fence 427 square metres (4,600 sq. ft.) for an outdoor storage and sales space to accommodate seasonal storage and treated timber.
- Aside from the proposed fenced enclosure, there are no exterior façade changes proposed for the existing building.
- The proposal does not affect the use or density approved under LUC No. 144, but does vary the siting and design of the approved plans attached to the Land Use Contract. Therefore in accordance with Section 930 of the *Local Government Act*, this proposed LUC Amendment is being processed as a development variance permit application.
- The total building area approved under LUC No. 144 for the subject site is 14,525 square metres (156,360 sq. ft.). The total building area reflected on the current plans provided is 14,363 square metres (154,587 sq. ft.).

#### DESIGN PROPOSAL AND REVIEW

#### Site Layout

- Primary access to the site will continue to be provided from two existing driveways off No. 10 Highway and one from 176A Street.
- The applicant is proposing to install two types of fencing to enclose the 427-square metre (4,600sq. ft.) area for the proposed outdoor storage and sales area. The proposed fencing includes a small portion of 3.0-metre (10-ft.) high aluminum fencing and the remainder enclosed with a 2.4-metre (8-ft.) high chain link fence.
- To accommodate the outdoor storage and sales area, the existing surface parking lot and drive aisles have been reconfigured.
- Approximately 688 surface parking spaces are currently provided on site. The total number of parking spaces proposed after the parking lot reconfiguration is approximately 692, which exceeds the current number of parking spaces by 4.
- A new garbage enclosure is proposed to be located east of the outdoor storage and sales area.
- The applicant has demonstrated that the proposed drive aisle and parking reconfiguration satisfies the required fire truck access route.

# Landscaping

- A triangular landscaped island is located in the northwest corner of the site, which the applicant will replant with two Golden Locust trees, Rose Glow Barberry and David's Viburnum shrubs with Quaking Grass and Crawling Raspberry. Concrete stepping stones will be installed to provide a walking path through the landscaping for pedestrians.
- No by-law sized trees will be removed as part of this application.

#### **BY-LAW VARIANCE AND JUSTIFICATION**

- (a) Requested Variance:
  - Amend the building siting and landscaping plans attached to Land Use Contract (LUC) No. 144 as amended, for commercial retail unit F1 in Building F with plans labelled Drawing Nos. A-1.0, A-F2.1, A-F3.1 and L1.

Applicant's Reasons:

- The proposed outdoor sales and storage area is a key component in the business operation for the new tenant, Ace Hardware.
- This will be the first Ace Hardware location in Surrey.

Staff Comments:

- The proposed changes required to accommodate the outdoor sales and storage area have been mitigated by reconfiguring the existing parking spaces and drive aisle.
- No changes are proposed to the exterior of the building and the proposed traffic movement, parking configuration and landscaping changes are minimal and do not negatively impact the overall development.
- Staff support the requested variance.

# **INFORMATION ATTACHED TO THIS REPORT**

The following information is attached to this Report:

Appendix I.	Lot Owners and Action Summary
Appendix II.	Site Plan and Landscape Plans
Appendix III	Engineering Summery

Appendix III.Engineering SummaryAppendix IV.Development Variance Permit No. 7914-0031-00

Original signed by Judith Robertson for Jean Lamontagne General Manager Planning and Development

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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:	Aaron Vornbrock
	_		Urban Design Group Architects Ltd.
		Address:	Suite 600, 1140 - W. Pender Street
			Vancouver, BC
			V6E 4G1
		Tel:	604-687-2334

# 2. Properties involved in the Application

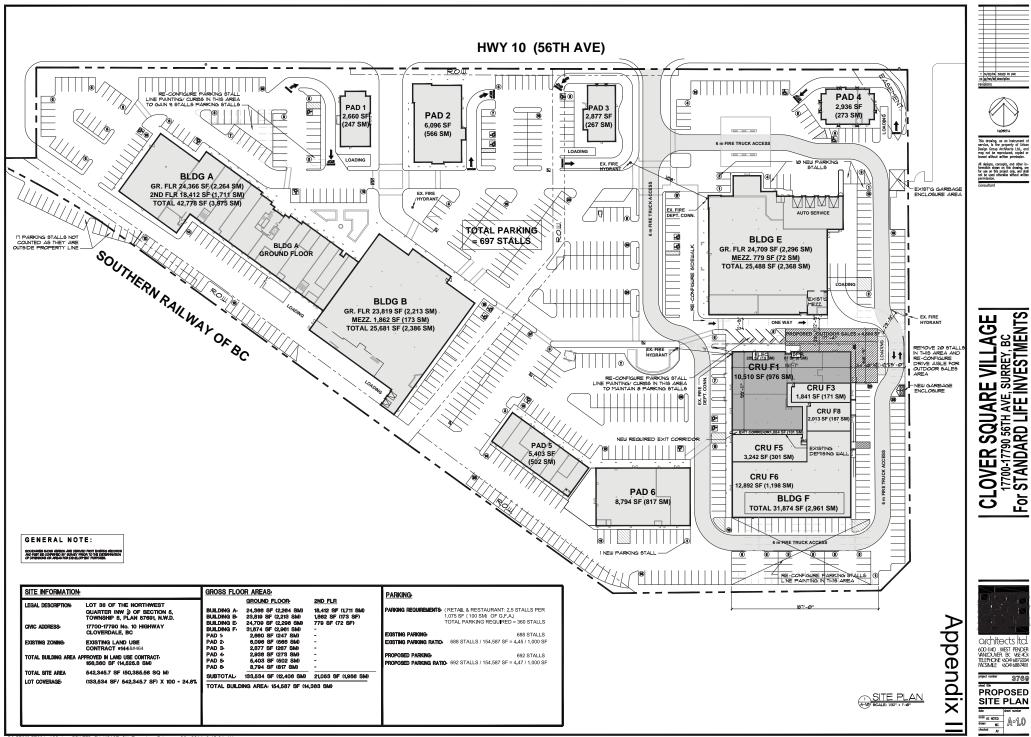
(a) Civic Address: 17780 – No. 10 Highway (56 Ave.)

(b)	Civic Address:	17780 - No. 10 Highway (56 Ave.)
	Owner:	Clover Square Holdings Ltd
	PID:	001-859-285
	Lot 36 Except: Part Subdivided by Plan 69815; Section 5 Township 8 New Westminster	
	District Plan 57691	

- 3. Summary of Actions for City Clerk's Office
  - (a) Application is under the jurisdiction of MOTI.

MOTI File No. 2014-01127

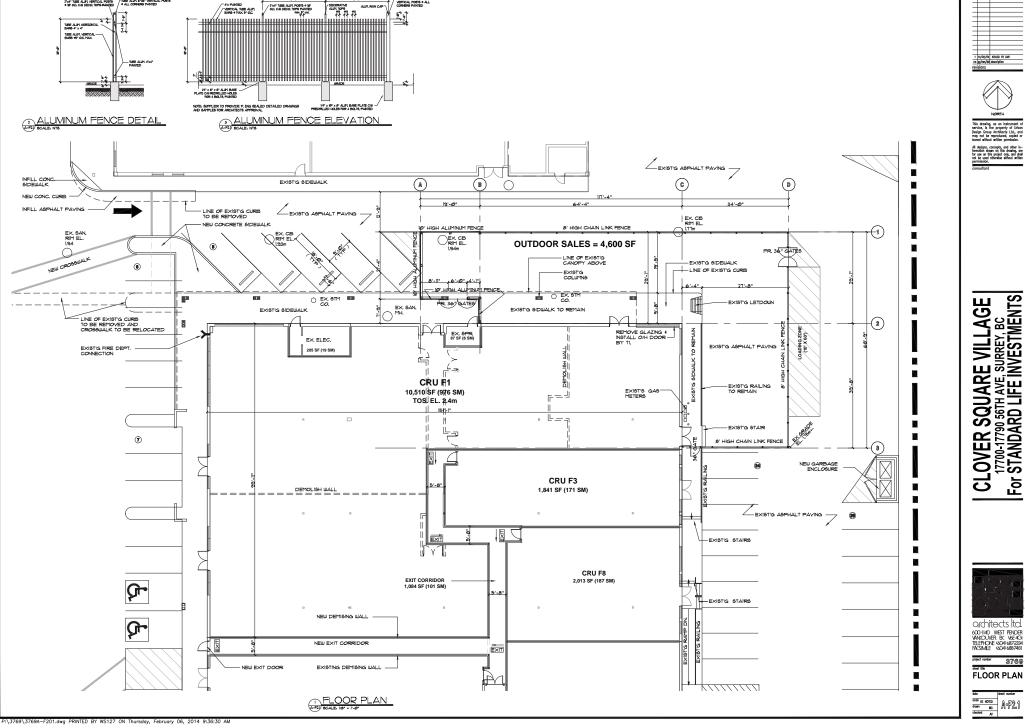
(b) Proceed with Public Notification for Development Variance Permit No. 7914-0031-00 and bring the Development Variance Permit forward for issuance and execution by the Mayor and City Clerk.



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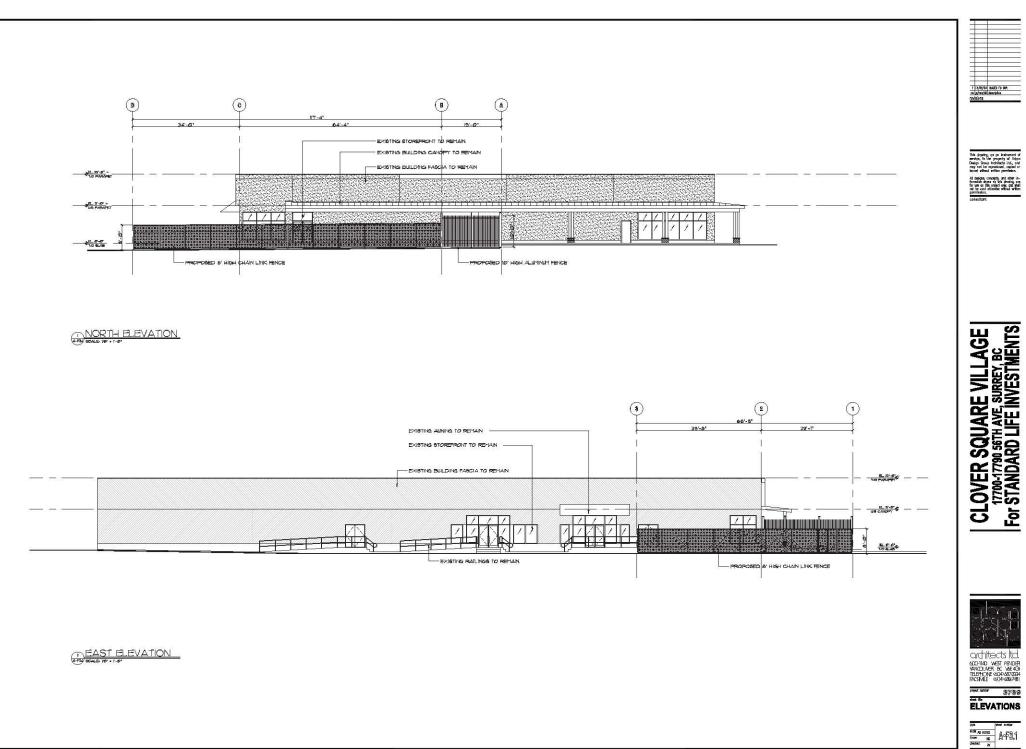


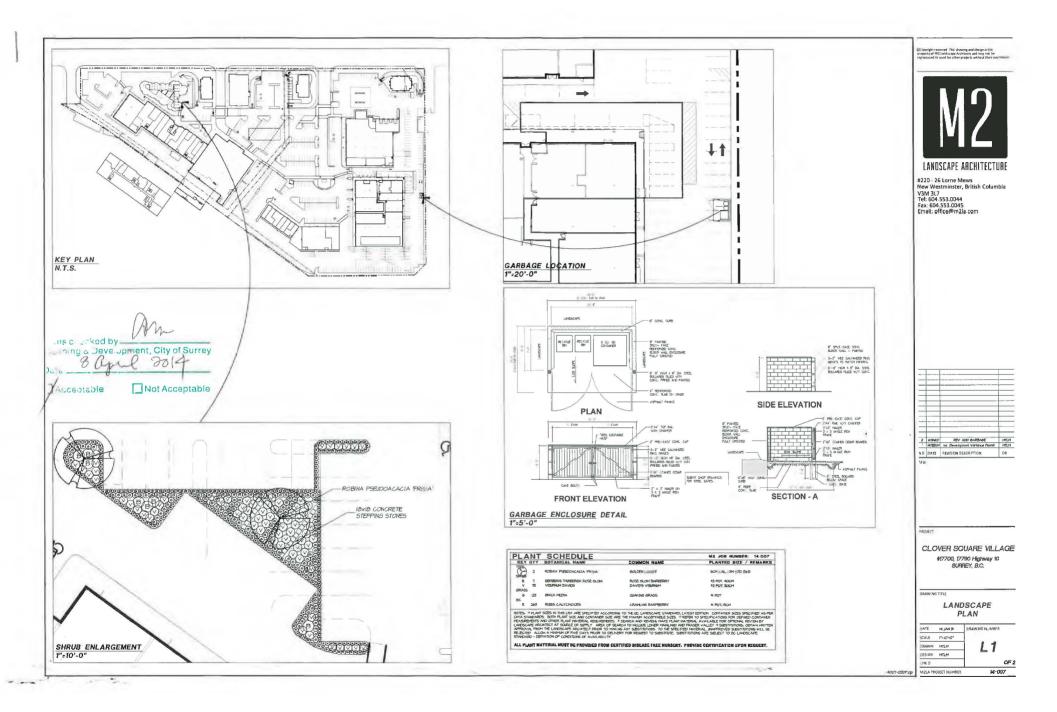
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All designs, concepts, and other in-formation shown on this drawing, are for use on this project only, and shal not be used otherwise without written







# Appendix III

TO	Manager, Area Planning & Devel - North Surrey Division Planning and Development Depa	-	
FROM:	Development Services Manager, Engineering Department		
DATE:	April 8, 2014	PROJECT FILE:	7814-0031-00
RE:	Engineering Requirements (Com Location: 17700 No 10 (56 Ave) Hy		1)

# DEVELOPMENT VARIANCE PERMIT

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

Dedication and construction of 55 Avenue will be a requirement at future redevelopment of the site.

Rémi Dubé, P.Eng. Development Services Manager

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# Appendix IV

#### CITY OF SURREY

# (the "City")

# **DEVELOPMENT VARIANCE PERMIT**

NO.: 7914-0031-00

Issued To:	CLOVER SQUARE HOLDINGS LTD.
	("the Owner")
Address of Owner:	1 - Queen Street East, Suite 2200 Toronto, ON M5c 222

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: 001-859-285

Lot 36 Except: Part Subdivided by Plan 69815; Section 5 Township 8 New Westminster District Plan 57691

17780 - No. 10 Highway (56 Ave.)

(the "Land")

3. Land Use Contract No. 144, as amended by Development Variance Permit Nos. 7996-0209-00, 7996-0209-07, 7997-0159-00 and 7998-0149-00, is varied as follows:

Amend the building siting and landscaping plans attached to Land Use Contract (LUC) No. 144, amended, for commercial retail unit F1 in Building F, with plans labelled Drawing Nos. 7914-0031-00 (A) through to and including 7914-0031-00 (D).

4. The landscaping and the siting of buildings and structures shall be in accordance with the drawings numbered 7914-0031-00 (A) through to and including 7914-0031-00 (D) (the "Drawings") which are attached hereto and form part of this development variance permit.

- 5. This development variance permit applies to only the 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.
- 6. (a) The landscaping shall conform to the drawing numbered 7914-0031-00 (D) (the "Landscaping").
  - (b) The Landscaping shall be completed within six (6) months after the date of the final inspection of the buildings and structures referred to in the Drawings.
  - (c) Prior to the issuance of the building permit for this development, security is to be submitted to ensure satisfactory completion of the Landscaping. The security for the Landscaping is to be submitted as follows:

An Irrevocable Letter of Credit, in a form acceptable to the City, in the amount of \$10,236.42

(the "Security")

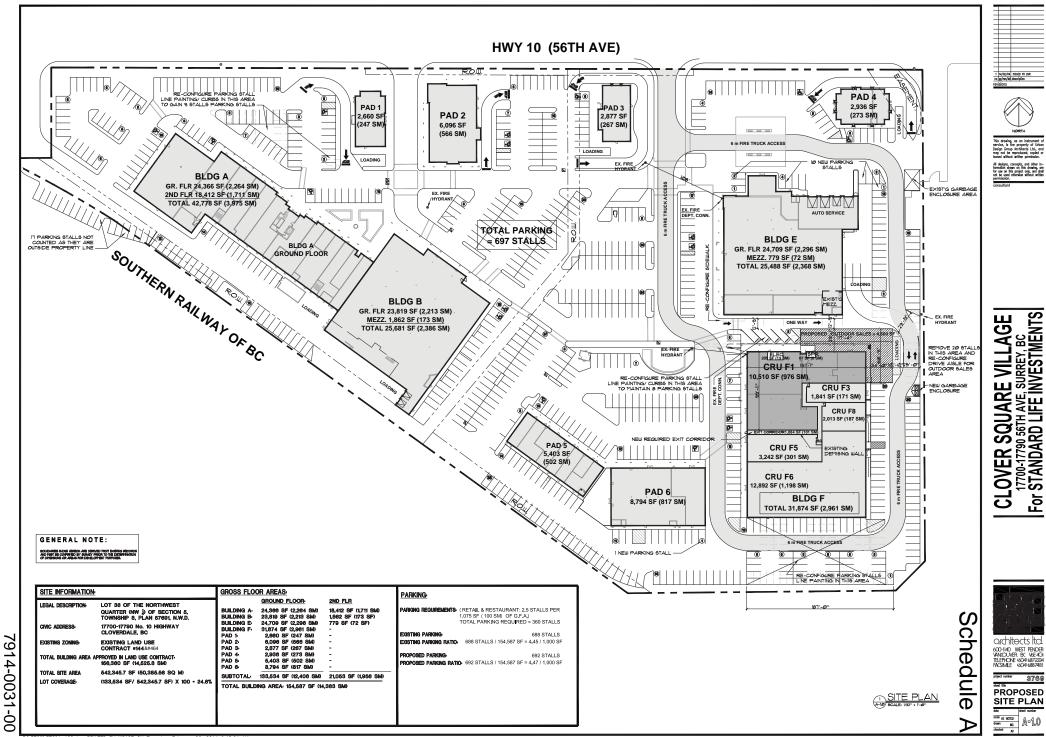
- (d) i. When the Landscaping is substantially complete as determined by the City, without the City having to use the Security, 90% of the original Security will be returned. When the Landscaping receives final approval by the City, not earlier than twelve (12) months after the date of substantial completion of the Landscaping, 10% of the original Security will be returned.
  - ii. If final approval of the Landscaping is not given by the City, the City has the option of using the Security to complete the Landscaping and any remaining money shall be returned. The Owner hereby authorizes the City or its agents to enter upon the Land to complete the Landscaping.
  - iii. If the City elects not to enter upon the Land to complete the Landscaping and the Owner does not complete the Landscaping, the Security is forfeited to the City five (5) years after the date of the provisional or final inspection of the buildings and structures referred to in the Drawings.
- 7. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
- 8. 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.
- 9. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.

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

Mayor – Dianne L. Watts

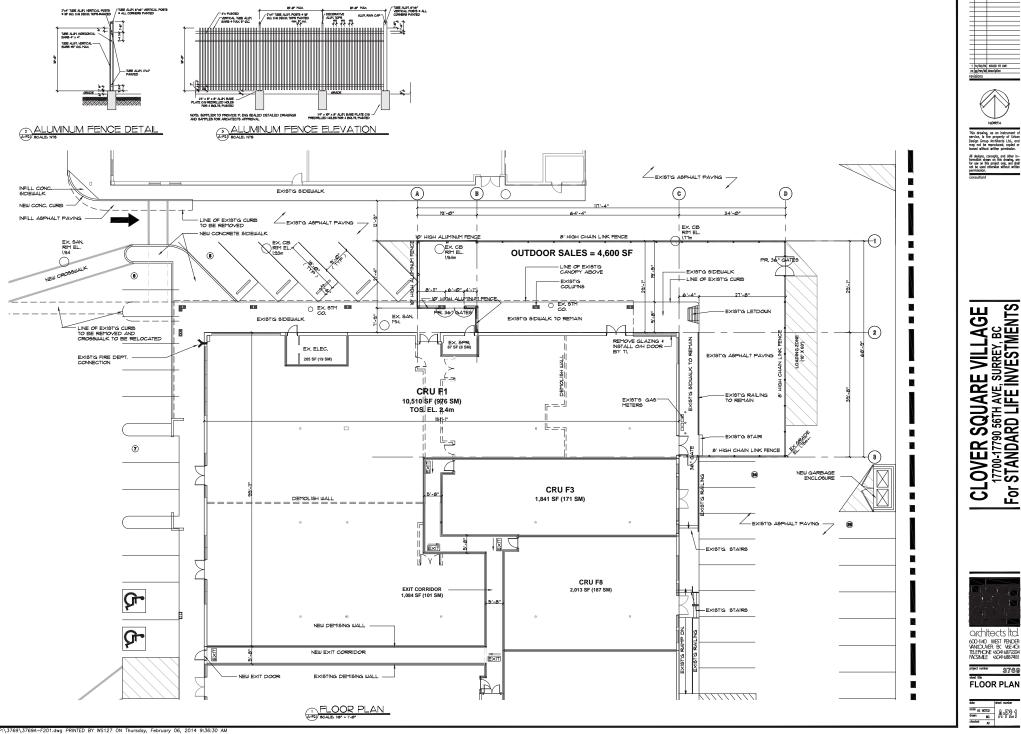
City Clerk – Jane Sullivan

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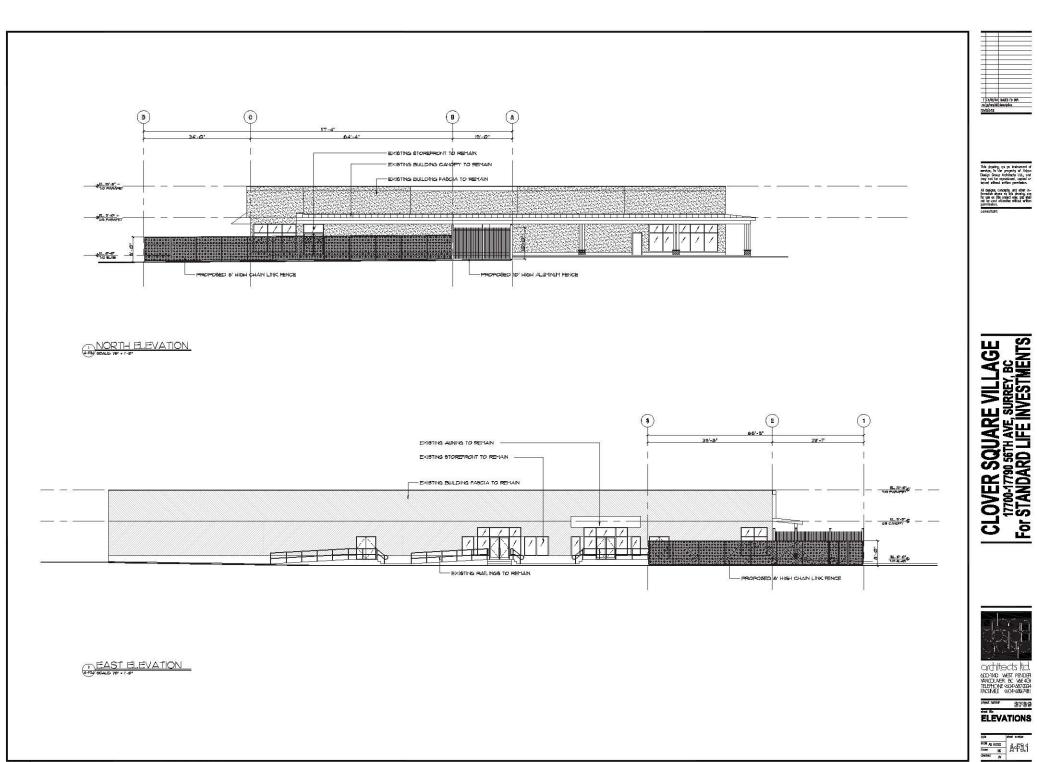
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