

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7914-0058-00

Planning Report Date: April 14, 2014

PROPOSAL:

• Temporary Commercial Use Permit

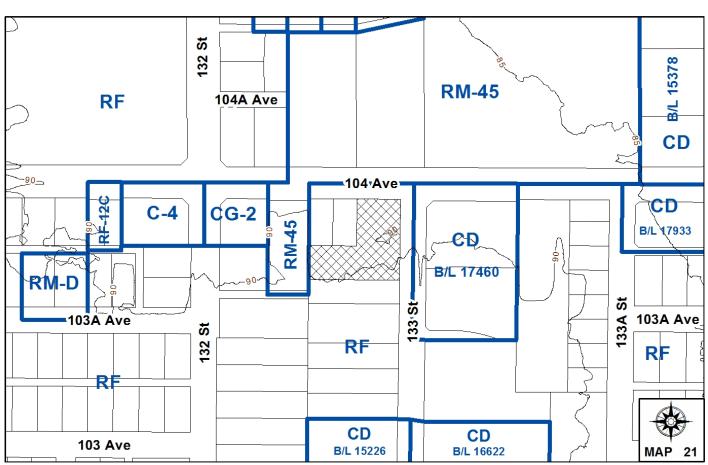
in order to renew the Temporary Commercial Use Permit of a temporary real estate sales centre for a proposed residential high-rise project in Surrey City Centre.

LOCATION: 10375 - 133 Street

OWNER: Chia H Lin

ZONING: RF

OCP DESIGNATION: Multiple Residential



RECOMMENDATION SUMMARY

• Approval for Temporary Commercial Use Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

None.

RATIONALE OF RECOMMENDATION

- Temporary Commercial Use Permit No. 7911-0135-00 for a real estate sales centre was issued on July 25, 2011 and is scheduled to expire on July 25, 2014.
- The subject proposal is a 3-year extension for a temporary commercial use permit (TUP) for a real estate sales centre for the nearby proposed "Wynd" apartment project (approved Development Application No. 7911-0075-00, under construction).
- As part of the original Temporary Commercial Use Permit No. 7911-0135-00, the applicant posted a \$5,000 bond to ensure the removal of the temporary building and restoration of the site to its original condition. This bond will be transferred to the subject Development Application No. 7914-0058-00.

RECOMMENDATION

The Planning & Development Department recommends that:

1. Council approve Temporary Commercial Use Permit No. 7914-0058-00 (Appendix III) to proceed to Public Notification.

- 2. Council instruct staff to resolve the following issues prior to final adoption:
 - (a) submission of security to ensure that the site is restored following termination of the Temporary Commercial Use Permit.

REFERRALS

Engineering: The Engineering Department has no requirements related to the

issuance of the Temporary Use Permit.

SITE CHARACTERISTICS

<u>Existing Land Use:</u> A single family dwelling and temporary real estate sales centre on an

oversized lot, currently under application (No. 7910-0025-00) to rezone to

develop a 4-storey apartment building (pre-Council).

Adjacent Area:

Direction	Existing Use	OCP Designation	Existing Zone
North (Across 104 Avenue):	Three-storey apartment building.	Multiple Residential	RM-45
East (Across 133 Street):	Two 28-storey apartment buildings approved under Development Application No. 7911-0075-00. Phase 1 is under construction.	Multiple Residential	CD By-law No. 1746o.
South:	Undeveloped park site.	Multiple Residential	RF
West:	Four-storey apartment building.	Multiple Residential	RM-45

DEVELOPMENT CONSIDERATIONS

- The subject site at 10375 133 Street in Surrey City Centre is designated Multiple Residential under the Official Community Plan (OCP) and is zoned "Single Family Residential Zone (RF)".
- The applicant was issued Temporary Commercial Use Permit No. 7911-0135-00 on July 25, 2011 to permit the development of a temporary real estate sales centre on the site. Temporary Commercial Use Permit No. 7911-0135-00 is scheduled to expire on July 25, 2014.

• The existing temporary real estate sales centre has been used as a sales office for the first phase of a twin high-rise residential tower project, called "Wave", on the southeast corner of 104 Avenue and 133 Street.

- The applicant is proposing two additions to the west portion of the building, including modifications to the interior layout of the current real estate sales centre in order to market the second phase of their development, called "Wynd".
- The 302-square metre (3,250 sq. ft.) sales centre will contain a sales area and offices, as well as mock-ups of a two-bedroom suite and a three-bedroom suite.
- The existing TUP is scheduled to expire on July 25, 2014 and the applicant is requesting that the proposed TUP extension be valid three years beyond the expiration of the existing TUP. The applicant anticipates opening the sales centre to the public in May 2014.
- An existing surface parking lot with spaces for 3 vehicles, just south of the sales centre with access from an existing driveway on 133 Street, will continue to be used. The parking lot is surfaced with crushed gravel.
- The TUP will be in effect for three years, which should be sufficient time for the applicant to finalize the sale of all of the 227 apartment and 9 townhouse units in the second phase of development to the east.

PRE-NOTIFICATION

- The development proposal sign was erected on March 14, 2014, and Pre-notification letters were mailed on March 18, 2014. Staff received one response (one phone call) to the pre-notification letters (staff comments in italics).
 - The caller expressed concern about the removal of trees as part of this development proposal.

(The development proposal involves minor renovations to the existing building and no trees will be removed as part of the Temporary Commercial Use Permit extension.)

DESIGN PROPOSAL AND REVIEW

- The proposed sales centre is a single-storey, wood-frame building on a concrete slab foundation. The current building area is 229 square metres (2,464 sq.ft.) total building area will be 302 square metres (3,250 sq.ft.).
- The two additions, totalling 73 square metres (786 sq.ft.) are proposed at the north-west corner of the building and on the west building face, as shown in Appendix II. These additions will be screened by the undulating aluminum mesh screening (as described in the building materials description that follows).

• The original sales centre was developed to display a one-bedroom unit and a two-bedroom unit. The proposed 73 square metre (786 sq.ft.) addition to the building will allow the developer to display a two-bedroom unit and a three-bedroom unit.

- The building materials include vinyl, cedar, and corrugated metal siding.
- An undulating aluminum mesh screening (with 45% perforated openings) is affixed to the north and east façades of the building. This treatment reflects the design vocabulary of the two "Rize" (Wave and Wynd) towers under construction at 13318 104 Avenue and 13303 103A Avenue (Approved Development Application No. 7911-0075-00).
- A surface parking lot, with spaces for 3 vehicles, was constructed just south of the sales centre with access from an existing driveway on 133 Street.
- The parking lot is surfaced with crushed gravel.
- There is an existing dwelling on the subject site, which is screened by a solid cedar fence and hedge. The sales centre and the dwelling shares driveway access from 133 Street, each with its own parking area.
- There are a number of mature trees on the site, including a 2.50-metre (8 ft.) diameter (dbh) Giant Redwood located to the southwest of the dwelling and which will continue to be protected. The proposed modifications to the exterior of the existing sales centre building are relatively minor in nature, and should not impact any of the retained trees.

INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:

Appendix I. Lot Owners and Action Summary
Appendix II. Extent of Building Additions

Appendix III. Temporary Commercial Use Permit No. 7914-0058-00

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

Information for City Clerk

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

1. (a) Agent: Name: Andy Tam

Rize Alliance Properties Ltd.

Address: Suite 3204, 1055 - Dunsmuir Street

Vancouver BC V7X 1L4

Tel: 604-630-1649 Fax: 604-681-7505

2. Properties involved in the Application

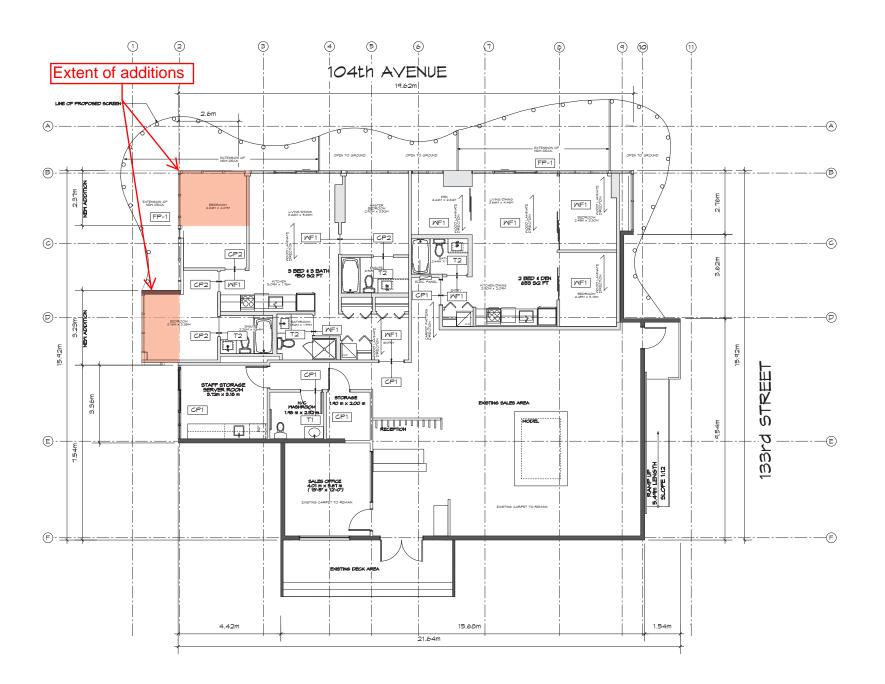
(a) Civic Address: 10375 - 133 Street

(b) Civic Address: 10375 - 133 Street Owner: Chia H Lin

PID: 004-438-370

Lot 4 Except: Firstly; South 60 Feet, Secondly; Part Dedicated Road on Plan LMP18314, Section 27 Block 5 North Range 2 West District Plan 12491

- 3. Summary of Actions for City Clerk's Office
 - (a) Proceed with Public Notification for Temporary Use Permit No. 7914-0058-00 and bring the Temporary Use Permit forward for issuance and execution by the Mayor and City Clerk.





RIZE SALES CENTRE

10375 133RD STREET SURREY. B.C

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Drawing Title

FINISH PLAN

Project No.

1361B IE

CITY OF SURREY

(the "City")

TEMPORARY COMMERCIAL USE PERMIT

NO.: 7914-0058-00

Issued To:

CHIA HWEI LIN

("the Owner")

Address of Owner:

3-7911 Moffatt Rd Richmond BC

V6Y 1X9

- 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: 004-438-370 Lot 4 Except: Firstly; South 60 Feet, Secondly; Part Dedicated Road on Plan LMP18314, Section 27 Block 5 North Range 2 West District Plan 12491

10375 - 133 Street

(the "Land")

- 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 sale centre and associated surface parking lot.
- 5. The temporary use shall be carried out according to the following conditions:
 - (a) The appearance and location of the sales centre, access and parking shall be as shown on Schedule A 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) The parking surface shall be of a dust-free material such as crushed gravel;

- (d) Upon the termination of this Temporary Use Permit, the real estate sales centre shall be removed and the land restored to its condition prior to this Temporary Use Permit.
- 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 \$5000.00

- 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 Appendix I 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 the date of expiry of Temporary Commercial Use Permit No. 7911-0135-00, July 25, 2014.

AUTHORIZING	RESOLUTION	PASSED BY THE CO	OUNCIL, THE	DAY OF	, 20 .
ISSUED THIS	DAY OF	, 20 .			
			Mayor – Dian	ne L. Watts	

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.

Name (Please Print)

Owner: Signature

CHLA - HW&I LIN

Name: (Please Print)

OR

TO THE CITY OF SURREY:

Ι,	Chia H Lin	(Name of Owner)
being the owner of	Lot 4 Except: Firstly; South 60 Feet LMP18314, Section 27 Block 5 North	, Secondly; Part Dedicated Road on Plan 1 Range 2 West District Plan 12491
	(Legal Description)
known as	10375-133 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 temporary use permit.

(Owner)

(Witness)

RIZE SALES CENTRE

10375 133 RD ST. SURREY, BC

ABBREVIATIONS	CODE ANALYSIS B.C.B.C 2012	GENERAL NOTES	LOCATION PLAN
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FALSE CREEK DESIGN GROUP LTD. Suite 500 - 856 Homer Street Vancouver, BC V6B 2W5 CANADA P 604.688.3131 | F 604.689.4333

FOR BUILDING PERMIT JAN 09. 2014

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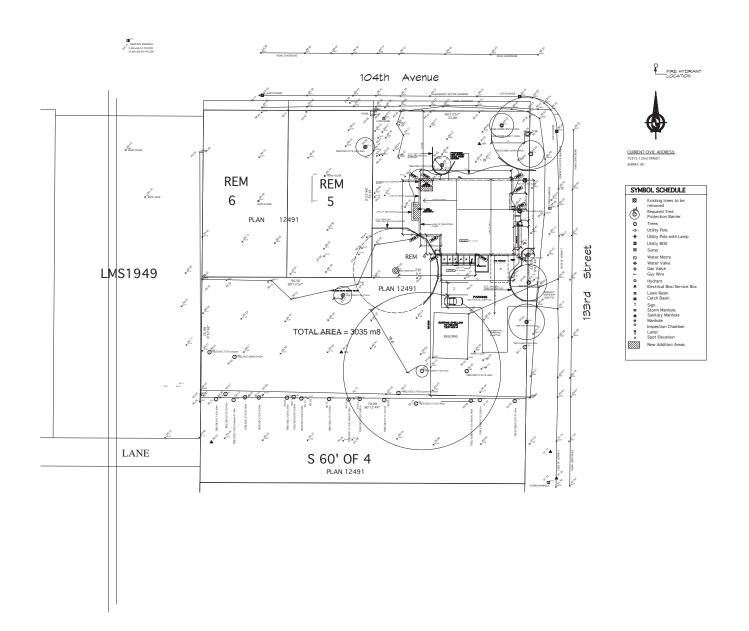
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GENERAL NOTE & DRAWING INDEX

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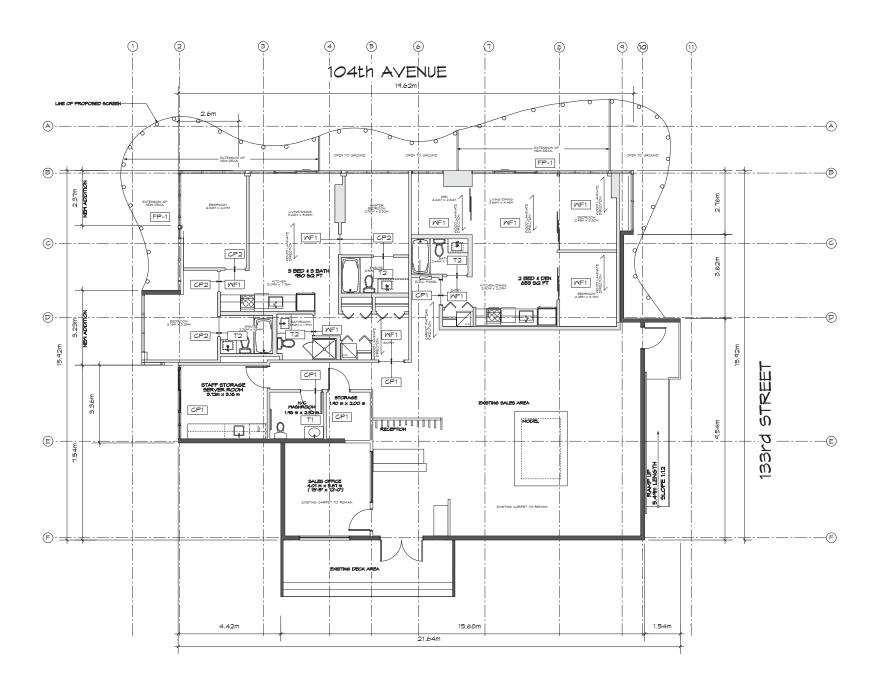
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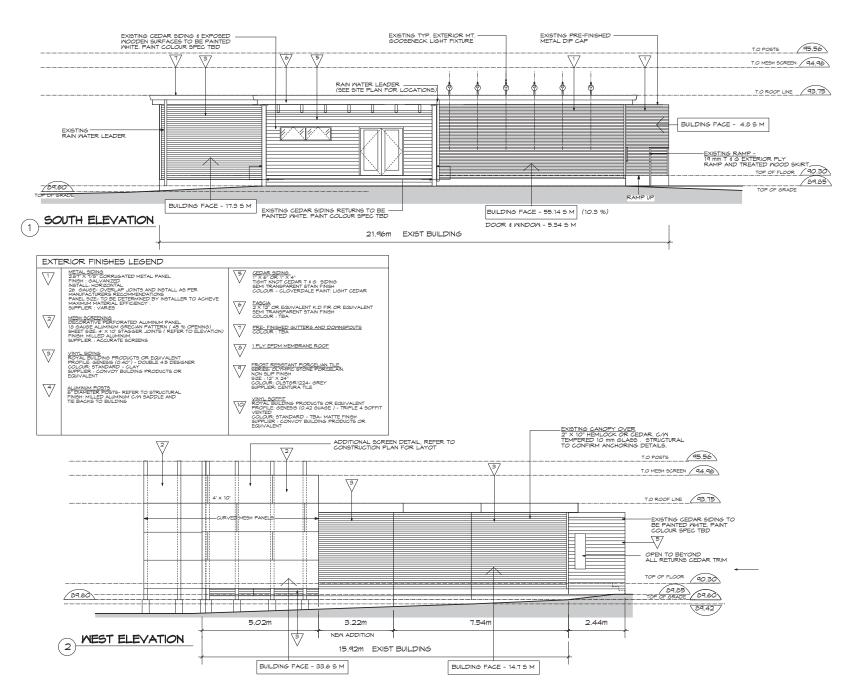
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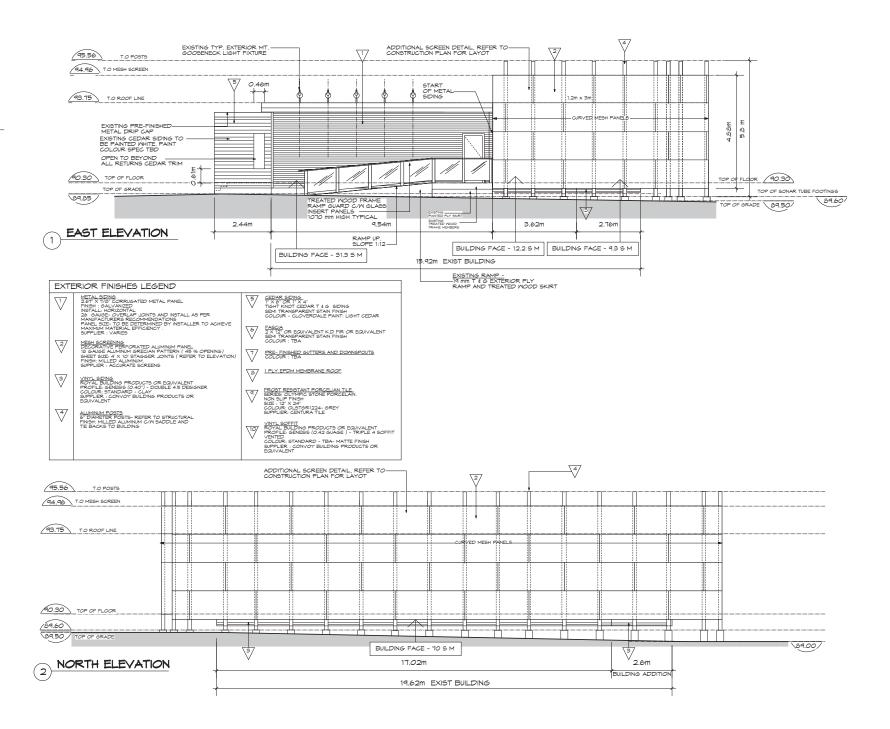
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